

✦ Board of County Commissioners ✦

Donald E. Holliday, Chair
District V

Georgia Otero-Kirkham, Vice-Chair
Vice-Chair, District II

Pete G. Rael
District I

David R. Medina
District III

Ron Gentry
District IV



BUSINESS MEETING
October 20, 2010 5:00PM
AGENDA

Los Lunas School Consolidated Board Room
119 Luna Avenue, Los Lunas, NM 87031

Donald E. Holliday

- 1) Call Meeting to Order
- 2) Pledge of Allegiance
- 3) Approval of Agenda
- 4) Approval of Minutes: October 6, 2010-Public Hearing/Business Meeting
October 13, 2010-Public Hearing/Business Meeting
- 5) **PUBLIC COMMENTS** - At the discretion of the Chair
[For Information Only - limited to two minutes per person on subjects not on this published agenda]
- 6) **DISCUSSION (Non-Action) ITEM(S)**
 - a) Los Lunas School Board of Education Quarterly Update.....**Los Lunas Representatives**
 - b) Directors Report.....**Directors**
 - c) Reports from Manager, Commissions, Boards & Committees.....**County Manager/ Commission**

7) ACTION ITEM(S)

BOARD OF COUNTY COMMISSIONERS CONVENES AS INDIGENT CLAIMS BOARD

- a) Consideration of Indigent Report.....**Barbara Baker**

BOARD RE-CONVENES AS BOARD OF COUNTY COMMISSIONERS

b)	Final Action on Public Hearing: October 13, 2010	
i)	Request of Quasi-Judicial District Change to amend the zoning map from RR-2 to C-1 on the subject property defined as: T6N, R2E, Section 28, NMPM; Tract 8-A-1; Zoned RR-2; Filed in Book 361, Page 6259, of the Office of the Valencia County Clerk; AKA 2813 Highway 47, Los Lunas, NM/Jason Turner/Andrew Tenorio.....	Jacobo Martinez
c)	Consideration of Partnership with City of Belen Recycling.....	David Medina
d)	Consideration of Preliminary Study to evaluate FEMA Maps in Los Chavez.....	David Medina
e)	Consideration of Bid#659, for the purpose of supplying Foods and Non-Foods items for the Older American Program, to multiple vendors.....	Kenneth Griego
f)	Consideration of Change Order for Demolition Old YDI Building.....	Eric Zamora
g)	FINANCIAL MATTER(S):	
i)	Consideration of Payroll & Warrants.....	Wilma Abril

- 8) **EXECUTIVE SESSION** - Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: a. limited personnel matters; b. pending or threatened litigation; c. other specific limited topics that are allowed or authorized under the stated statute.

- ♦ Motion and roll call vote to go into Executive Session for the stated reasons
- ♦ Board meets in closed session

- ♦ Motion and vote to go back into regular session
- ♦ Summary of items discussed in closed session
- ♦ Motion and roll call vote that matters discussed in closed session were limited to those specified in motion For closure, and that no final action was taken, pursuant to the authority in §10-15-1 NMSA 1978.

9) **ACTION ITEM(S) ON EXECUTIVE SESSION DISCUSSIONS:**

10) **NEXT COMMISSION MEETINGS**

- ♦ **November 3, 2010, Public Hearing Meeting@ 5:00 P.M - Valencia County Commission Board Room 444**
Los Lunas, NM 87031

11) **ADJOURNMENT**

VALENCIA COUNTY BOARD OF COMMISSIONERS

REGULAR BUSINESS MEETING

October 20, 2010

PRESENT	
Donald E. Holliday, Chairman	
Georgia Otero-Kirkham, Vice-Chairman	
David R Medina, Member	
Ron Gentry, Member	
Pedro G. Rael, Member	
Eric Zamora, County Manager	
Adren Nance & Dave Pato, County Attorneys	
Sally Perea, County Clerk	
Press and Public	

1) The meeting was called to order by Chairman Donald Holliday at 5:00 P.M.

2) Chairman Holliday led the Pledge of Allegiance.

Chairman Holliday asked the commission, staff and the audience to take a moment of silence in memory of Manzano Vista Fire Chief Jimmy Cooke who recently passed away after his battle with cancer. Funeral services will take place Thursday at 10:00 at Calvary Chapel with a reception following at the Manzano Vista Fire Department.

3) Approval of Agenda

Chairman Holliday stated there is an error on the back page of the agenda under item 10) Next Commission Meeting should read as a Regular Business Meeting and not a Public Hearing Meeting. Also 7(d) Consideration of Preliminary Study to evaluate FEMA Maps in Los Chavez will be moved to 6(a) Reports from Manager, Commissions, Boards & Committees and 7(f) Consideration of Change Order for Demolition of Old YDI Building will be deleted. Commissioner Rael moved for approval of the agenda as amended. Seconded by Commissioner Otero-Kirkham. Motion carried unanimously.

4) Approval of Minutes: October 6, 2010-Public Hearing/Business Meeting
October 13, 2010- Public Hearing/Business Meeting

Commissioner Medina moved for approval of the minutes of October 6, 2010 Public Hearing/Business Meeting. Seconded by Commissioner Otero-Kirkham. Motion carried unanimously.

Commissioner Otero-Kirkham moved for approval of the minutes of October 13, 2010 Public Hearing/Business Meeting. Seconded by Commissioner Medina. Motion carried unanimously.

5) PUBLIC COMMENTS – At the Discretion of the Chair. (For Information Only- limited to two minutes per person on subjects not on this published agenda).

Valencia County resident Mary Wood said it is her opinion that public comments would be better served if the entire Commission would consider the public comments for the purpose of improving the relationship with the public and the commission. All commissioners must accept the responsibility to give consideration to not just the good comments but also the bad comments and constructive criticism should always be welcomed. Commissioner's should respond to public comment speakers at the end of each speech and not wait until reports from managers, commissioner's, boards and committee's portion of the agenda and then respond to a public comment speaker. Her remarks elicit truthfulness and constructive communication between the commissioner's and the people they represent.

Las Maravillas resident Mike Wood stated he and everyone that attended the press conference on the status of the hospital on Monday October 18, 2010 was pleased with the update.

Valencia County resident Sue Moran stated there is a common irritation of barking dogs in whatever community it maybe. The excessive barking is an annoyance and a nuisance. If the county does not have a mechanism in place to handle nuisance such as this, whether it be an annoyance ordinance, a public nuisance ordinance or a disturbing the peace ordinance one should be developed. A common nuisance ordinance needs to be

developed in order to keep barking dogs under control and she would appreciate consideration of an ordinance that is enforceable.

Valencia County resident Clarke Metcalf said there is no longer any doubt that there will be a hospital in Valencia County and thanked the commission and the Valencia Health Commons for all the work they have done.

6) DISCUSSION (Non-Action) ITEM(S)

a) Los Lunas School Board of Education Quarterly Update- Los Lunas Representative/Maria Mares.

Los Lunas School Board President Maria Mares presented the Los Lunas Schools quarterly update. Ms. Mares stated Los Lunas Schools is one of thirty two schools out of seventy-seven thousand across the nation that is accredited by the advanced NCA Organization and as far as the budget, despite an extreme, harsh and an adverse financial environment Los Lunas Schools was able to finish in the black. Los Lunas High School had the highest graduation rate for any school in the district within the state, we're teaching the right things and getting better results.

In regards to financial transparencies, Los Lunas Schools was named by the Sunshine Review which is dedicated to ranking state and government open as one of the top three school districts in the state with a grade of B.

The high school now has solar panels up on the roof of the school. Los Lunas High School received a solar energy grant in the amount of \$600,000.00, which was one of fifteen schools to receive the grant and has received national recognition for this which was published with the U.S. Department of Energy. There will be a ribbon cutting ceremony on October 28, 2010. It's estimated a savings of \$20,000.00 a year in energy costs. There will also be an educational component with this grant in which the company that put the solar energy panels up will have a solar model go from classroom to classroom and school to school and teach the students about solar energy.

Bosque Farms Elementary received a Blue School Ribbon Award that is awarded to schools that are academically superior or demonstrates dramatic gains in student's achievement at high levels.

In October Los Lunas Schools was one of twenty nine schools nationwide to receive the Smaller Running Community Grant of \$1.3 million dollars. Los Lunas Schools is fourth in the percentage of proficient students of all the districts in New Mexico in comparable size and also met seventy-three percent of all federal goals required in the Nicklebee Act and is second in the state with districts in comparable size. There's a lot of work to be done and there are a lot of issues in every school and they will continue to address them and try to correct them and move forward.

Chairman Holliday said some of the kids were asking about maybe changing the road name to the high school that goes from one loop to the end of the other loop and thought maybe the senior class could come up with different names, it's a new school and maybe they can name that road with something related to the school.

Ms. Mares thanked the commission for paving the road up near Valencia High and for the county's hard work in keeping up all the bus route roads.

b) Directors Report- Directors.

None.

c) Reports from Manager, Commissions, Boards & Committee-County Manager/Commission.

County Manager Eric Zamora stated that he and the County Attorney Adren Nance attended a meeting with the Board of Finance up in Santa Fe regarding the transfer of land of the Trigo Canyon project and the board of finance approved that transfer and at this point can follow-up with the U.S. Forest Service.

After the Good Friday Pilgrimage some of the issues that arose with the walkers and some of the safety issues that came up and feels that it's time for the county to seriously look at these issues. They've offered through Commissioner Otero-Kirkham to work with the church, the Tome Historical Society and residents of that neighborhood to develop some kind of a plan for addressing traffic control and public safety issues.

Last Friday there was a meeting in Santa Fe with the Government Restructuring Task Force and one of the items up for consideration is to move the 911 fund into the Department of Public Safety and the worst case for Valencia County is that the funds that the county receives on an annual basis could be diverted to other programs, leaving the county with a higher share of contribution to support the 911 program and that was a concern that was expressed by Ms. Watley at that hearing on Friday. This is something that will be discussed further and will keep the commission updated.

Minutes of October 20, 2010 Regular Business Meeting

On October 15th the Vector Control Program closed out the last bit of spraying and felt the program was very successful. This was the county's first try at it and thus far the state reported seventeen cases of West Nile Virus in New Mexico and none in Valencia County.

Commission Otero-Kirkham asked moving the 911 fund to the Department of Public Safety, who makes that decision and does our county have a voice in that committee? Mr. Zamora said that decision will be made by a committee and he has contacted local legislator's including Representative Barreras and Mr. Griego has also contacted Senator Sanchez who is looking into this issue.

7) ACTION ITEM(S)

BOARD OF COUNTY COMMISSIONERS CONVENES AS INDIGENT CLAIMS BOARD

Commissioner Otero-Kirkham moved to convene as the Indigent Claims Board. Seconded by Commissioner Rael. Motion carried unanimously.

a) Consideration of Indigent Report-Barbara Baker

Ms. Baker presented the Indigent claims from September 1, 2010 to October 8, 2010. The amount of claims submitted was \$955,190.09. Ms. Baker requested approval of \$59,000.64.

Commissioner Otero-Kirkham moved for approval. Seconded by Commissioner Rael. Motion carried unanimously.

Commissioner Rael moved to re-convene as the Board of County Commissioners. Seconded by Chairman Holliday. Motion carried unanimously. (See Exhibit A)

b) Final Action on Public Hearing: October 13, 2010

i) Request of Quasi-Judicial District Change to Amend the Zoning Map from RR-2 to C-1 on the Subject Property Defined as: T6N, R2E, Section 28, NMPM; Tract 8-A-1; Zoned RR-2; Filed in Book 361 Page 6239 of the Office of the Valencia County Clerk; AKA 2813 Highway 47 Los Lunas, NM-Jason Turner/Andrew Tenorio - Jacobo Martinez
Commissioner Medina moved for approval. Seconded by Commissioner Otero-Kirkham. Commissioner Otero-Kirkham asked if there was a response from neighbors regarding this request. Mr. Jacobo Martinez said there were no negative responses received. Motion carried unanimously.

c) Consideration of Partnership with City of Belen Recycling-David Medina

Commissioner Medina stated he and County Manager Eric Zamora met with the City of Belen on different items that they are requesting assistance with.

County Manager Eric Zamora stated before the commission for consideration is a draft of a Memorandum of Understanding if the commission chooses to accept this and is presently up for discussion. The City of Belen has been operating a recycling center for some time and has recently opened it to county residents and it appears that 40-55 percent of the residents using this center are from Valencia County, which has created a financial burden on the City of Belen. There are three dumpsters of recyclables hauled off on a monthly basis at a rate of about \$200.00 a month per dumpster. For about \$600.00 a month the recyclables are removed from that facility and taken to a processing center. That is the consideration before the commission, is to fund up to \$600.00 a month along with the tipping fees. There are other fees associated with operating the program, there is a certified contractor operator which is a requirement and that person is making just under \$12.00 per hour but on a Saturday that's overtime, so it's closer to \$18.00 per hour plus all the other benefits that go along with that position. This is not a money making program, it is the right thing to do environmentally but it does cost money to run the program. It will be cost more of an expense to run the program then the revenue that it will generate.

Belen City Mayor Rudy Jaramillo stated when the recycling center opened in Belen the only people that had access to it were the individuals that paid a water bill. When he became mayor the first thing he did was to make the recycling center available to all county residents. It's very important to educate residents on recycling because of the environmental impact it has within the county and the municipalities.

Commissioner Medina said even though it's only open for four hours it's being used by all the surrounding areas. It's a good program and knows it's going to work and without the county's help, it will have to be shut down. He asks the commission for their support on this.

Commissioner Otero-Kirkham asked Mr. Jaramillo, your asking for \$7,200 a year which is \$600.00 a month that, is that correct? Mr. Jaramillo said it's just to compensate for help and it's not about making the money but it's about sustaining the program for the usage of

the county residents and City of Belen. Programs like this are not about money as much as it is about the welfare of the environment.

Mr. Zamora said this is not intended to be a long term partnership, as the county develops and moves forward with its Solid Waste Program. Proposals were received yesterday from three vendors and will juggle the county's solid waste program to include things like recycling. This may evolve into a much larger facility and the thing at this point is looking at funding for a central recycling location.

Commissioner Rael moved to enter into the partnership with the City of Belen Recycling for one year and up to \$600.00 a month subject to review at the end of that year or whenever the county's solid waste program goes into effect, whichever comes first.

Chairman Holliday asked is this going to be \$7,200.00 a year or later on is every month going to go up? Mr. Zamora said right now the estimate is three dumpster's a month and that's the tipping fee in a sense for a maximum of \$600.00 per month.

Commissioner Gentry asked this whole recycling program is only open half a day on Saturday? Mayor Jaramillo said yes only half a day on Saturday. The cost to haul is \$250.00 and it pays back \$270.00, so it almost breaks even. Commissioner Gentry said so the county is going to be paying for the tipping and what will those revenues that are coming back in be used for, are they going back into the recycling or do they go into the city general fund? Mayor Jaramillo said he's not exactly sure, but the way he sees it, it would come back to the county.

Councilman Jared Cordova stated it's his understanding that the city has only been losing money on the program and any revenue that has been returned to the city has not been enough to sustain the program, because they also have to pay an employee to operate the facility.

Commissioner Gentry said what he would like to see is some kind of a cut-off date and tie the contract to terminate automatically when the county goes into its own recycling contract.

Mayor Jaramillo said it be would feasible to have a cut-off date.

Seconded by Commissioner Medina. Motion carried unanimously. (See Exhibit B)

d) Consideration of Preliminary Study to Evaluate FEMA Maps in Los Chavez-David Medina.

Commissioner asked that this item be removed from the agenda and be brought back at a later date.

e) Consideration of Bid #659 for the Purpose of Supplying Foods and Non-Food Items for the Older American Program-Kenneth Griego.

Commissioner Medina moved for approval. Seconded by Commissioner Rael. Motion carried unanimously. (See Exhibit C)

e) Consideration of Change Order for Demolition Old YDI Building – Eric Zamora.
Deleted.

f) FINANCIAL MATTER(S);

i) Consideration of Payroll & Warrants – Wilma Abril.

Ms. Abril presented the attached computer printout list of all checks issued by the Managers Office on 10/08/2010 covering payroll process on the above date. Direct deposit check #17307 through direct deposit check #17486 inclusive. Deduction check #105237 through deduction check #105273 inclusive. Payroll check #88637 through payroll check #88723 inclusive. Listing total \$392,500.05. (SEE EXHIBIT D)

Ms. Abril presented the attached computer printout list of all the checks issued by the Manager's Office on October 15, 2010 covering vendor bills processed on the above date. Check #105269 through check #105437 inclusive, for the total of \$407,814.38.

Commissioner Medina moved for approval of payroll and warrants. Seconded by Commissioner Gentry. Motion carried unanimously. (SEE EXHIBIT E)

EXECUTIVE SESSION- Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: a.) limited personnel matters; b.) pending or threatened litigation and c.) Other specific limited topics that are allowed or authorized under the stated statute.

No items for discussion.

9) ACTION ITEMS(S) ON EXECUTIVE SESSION DISCUSSION.

No Action Items.


10) The next Regular Business Meeting of the Valencia County Board of County Commission will be held on November 3, 2010 at 5:00 P.M. in the County Commission Board Room at the Valencia County Courthouse, 444 Luna Ave., Los Lunas, NM 87031.

11) Adjournment

Commissioner Kirkham moved for adjournment. Seconded by Commissioner Medina. Motion carried unanimously.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the October 20, 2010 Regular Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

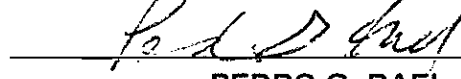
VALENCIA COUNTY BOARD OF COMMISSIONERS



DONALD E. HOLLIDAY, CHAIRMAN



GEORGIA OTERO-KIRKHAM, VICE-CHAIRMAN



PEDRO G. RAEL, MEMBER

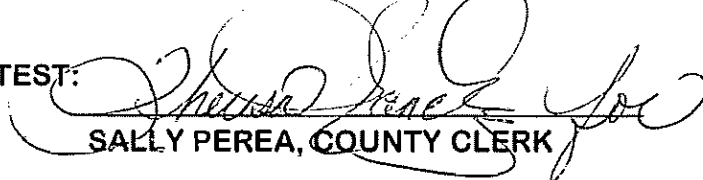


RON GENTRY, MEMBER



DAVID MEDINA, MEMBER

ATTEST:



SALLY PEREA, COUNTY CLERK

11-3-2010

DATE