

Board of County Commissioners

Georgia Otero-Kirkham, Chair
District II

Mary J. Andersen, Vice-Chair
District I

Lawrence R. Romero
District III

Ron Gentry
District IV

Donald E. Holliday
District V



January 21, 2011

AGENDA

BUSINESS MEETING

9:30 A.M.

Valencia County Commission Board Room
444 Luna Ave., Los Lunas, NM

- 1) Call Meeting to Order
- 2) Pledge of Allegiance
- 3) Approval of Agenda
- 4) Approval of Minutes: January 5, 2011-Organization/Business Meeting
- 5) **DISCUSSION (Non-Action) ITEM(S)**
 - a) Upcoming Belen School Bond Election.....Patricia Rael
 - b) E911-Resolution.....Shirely Valdez
 - c) United Way Update.....Paul Vuchetich
 - d) Reports from Manager, Commissions, Boards & Committees.....County Manager/ Commission

- 6) **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: 1/12/2011	
i)	Consideration of Quasi-Judicial Zone District Change: Amend the Zoning Map from RR-1 to C-1 with a Conditional Use on the Subject property defined as: T7N, R3E, Section 26, NMPM; Lands of Jess & Marietta Mestas; Tract A-1-C-4-A; Zoned RR-1; Filed in Book 288 Page 2513 of the Office of the Valencia County Clerk; AKA 449 Meadow Lake Road, Los Lunas, NM (Dennis Haynes)	Jacobo Martinez
c)	Consideration to appoint road viewers for a road vacation petition; portion of Metcalf St. from Alame Loop to end of the street; Schlup Street; Shifani Street; and Savole Street from Houston Blvd. to end of said streets	Jacobo Martinez
d)	Consideration of the EMS Funding Applications to the State of New Mexico EMS Bureau for all of the County Fire/EMS Departments	Charles Eaton
e)	Consideration of <i>Resolution 2011-___</i> Authorizing the submission of a New Mexico Community Development Block Grant Application to the Department of Finance and Administration/Local Government Division; and authorizing the Commission Chair to Act as Valencia County's Chief Executive Officer and Authorized Representative in all matters pertaining to Valencia County's participation in the Community Development Block Grant Program	Angel Martinez

Please Silence All Electronic Devices – Thank You!

BOOK 070

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f)	FINANICAL MATTERS:	
i)	Consideration of <i>Resolution 2011-</i> Mid-year Inter & Intra Budget Transfers.....	Wilma Abril
ii)	Consideration of 2009/2010 Annual Financial Report (<i>Year Ended</i>) June 30, 2010.....	Wilma Abril
iii)	Consideration of Approval: Payroll /Warrants.....	Wilma Abril

7) PUBLIC COMMENT

Please sign up on the sign up sheet located just outside the Commission chambers. The Board will allow each member of the public wishing to address the Board a full and complete opportunity to address the Commission.

8) NEXT COMMISSION MEETING

- ♦ February 2, 2011- Business Meeting @ 9:30A.M.
Valencia County Commission Board Room 444 Luna Ave. LL, NM

9) ADJOURNMENT

"If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Valencia County Manager's Office at the Valencia County Courthouse, Los Lunas, New Mexico, (505) 866-2014 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Valencia County Manager's Office at the Valencia County Courthouse if a summary or other type of accessible format is needed."

Please Silence All Electronic Devices – Thank You!

VALENCIA COUNTY BOARD OF COMMISSIONERS

REGULAR BUSINESS MEETING

January 21, 2011

PRESENT	ABSENT
Georgia Otero-Kirkham, Chair	
Mary J. Andersen, Vice-Chair	
Lawrence R. Romero, Member	
Ron Gentry, Member	
Donald E. Holliday, 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 Madam Chair at 9:30 A.M.

2) Madam Chair led the Pledge of Allegiance.

3) Approval of Agenda

Commissioner Holliday moved for approval of the agenda. Seconded by Commissioner Romero. Motion carried unanimously.

4) Approval of Minutes: January 5, 2011 Organizational / Business Meeting

Commissioner Andersen moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously.

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

a) Upcoming Belen School Bond Election-Ron Marquez

Belen Consolidated Schools Director of Human Resources Ron Marquez and Ted Osborne, Director of Business and Finance came before the commission to inform them of the upcoming School Election which is scheduled to take place on Tuesday February 1, 2011. Mr. Osborne gave a breakdown of the projects the Belen Consolidated Schools is considering in utilizing the \$23,750,000.00. The bonds will be sold over a four year period in order to maintain a stable or flat tax rate and they are also in the process of developing a new capital master plan with the assistance of the Public Schools Facility Authority.

The second question is every six years the community is asked to reauthorize or approve a two mill levy known as the SP9 fund levy which generates about \$1,000,000.00 a year and is used to repair buildings, buy maintenance vehicle, new technology and if need be purchase an activity bus.

b) E911-Resolution –Shirley Valdez/Eric Zamora

County Manager Eric Zamora stated the state is looking at re-evaluating, reclassifying and consolidating services; one of the issues up for discussion is consolidation of 911 into Public Safety. The county's local call center and other call centers are concerned with the proposed consolidation in which excess funds may be transferred out of the 911 fund to support other DPS services. The resolution Ms. Valdez is proposing requests commissioner support in not proceeding with the consolidation at the state level.

c) United Way Update – Paul Vuchetich

Valencia County IT Technician Paul Vuchetich gave a brief recap on the United Way Campaign 2011 for the Valencia County employee's. This is the fourth year of running a campaign in Valencia County which raised \$14,142.50, up from \$10,700.00 from last year. Eighty-two Valencia County employees are donated by payroll deduction.

CEO of United Way Central New Mexico Edward Rivera thanked Mr. Vuchetich on his success with the United Way 2011 employee campaign and the 32% increase from last year. Mr. Vuchetich has been a volunteer and done great work for United Way over the years. Mr. Rivera also thanked the commission and Mr. Zamora for the support in helping Mr. Vuchetich in the success of his work.

d) Reports from Manager, Commissions, Boards & Committees – County Manager/Commission.

County Manager Eric Zamora has been working with former representative Elias Barela on some quiet zone projects. Two of the projects being located on the Railrunner route north of Belen are Valentine and Molina roads. The lead agency is the Mid Region Council of Governments and those projects have been fully funded. Signal equipment has been ordered and expected to arrive late February, early March. Construction should commence this spring. The second quiet zone is Mesa Road, Don Felipe and Lopez crossings which is the east west transcontinental line going west out of Belen. This project has been turned over to the Burlington Santa Fe Railroad as lead agency. The project has now escalated from a \$600,000.00 project to a \$2.5 million project. They will be meeting next Wednesday to re-evaluate as to where they are at and see what can be done with the money that is available.

Mr. Zamora will be meeting with the Village of Los Lunas and the Mid Region Council of Government contractor Mr. Dave Pennington on the Los Lunas Corridor Study. They provided information to the U.S. Army Corp of Engineers and the Fish and Wildlife Service and they will be sending back some preliminary information. They apparently have some concerns on two of the alignments, which are the Morris and Miller Corridors. Mr. Zamora will have an update for the commission on February 2, 2011.

Mr. Zamora attended the Mid Region Manager's Meeting put together by City of Albuquerque Mayor Richard Berry and Bernalillo County Manager Thaddeus Lucero. One of the issues discussed was the coordination of the E911 Services and as the result of this meeting a technical task force meeting has been scheduled to discuss what it will take to get the E911 agencies in an operable mode. They're hoping to clarify some of the issues, identify what the problems could be and especially they want to make sure they purchase the right equipment that's going to be expandable or compliant with DPS (Department of Public Safety) regulations.

Mr. Zamora stated another issue that is developing is animal control; the issue is a no kill model. Breeding is limited in this model and there appears to be some movement towards identifying a central location for the entire Albuquerque Metropolitan area. This would be a new facility that would encompass everything from veterinary care to rescue services and basically all the elements that go into a successful no kill shelter. It would require modifications to local ordinances and involvement from the commissioners.

Last week a very successful retreat was held with the commission, legal staff, Ken Griego and himself. One thing everyone agreed on was they want to improve the county image. Madam Chair had requested a meeting with a couple of the commissioners and Mr. Zamora to review the county audit and how the audit responses are prepared. They will be meeting to discuss the implications of the audit and how they will move forward to address some of those findings.

Mr. Zamora also had a request from Commissioner Holliday to look into some of the budgetary issues and at Commissioner Holliday's convenience will be happy to set up a meeting to look at those issues. Mr. Zamora also reported that he and Commissioner Andersen met with the New Mexico Finance Authority to look at funding options for the possibility of constructing a new administration building.

Commissioner Andersen commented on the audit for the year ending June 30th and was happy to report that the county audit report does not contain any egregious problems but several instances cited in the report need attention. One of the problems is the current software system in the office of the county treasurer and the most important which speak of weaknesses in the internal controls over financial reporting. Some of the items cited can be corrected by developing written standard operating procedures and systems. Commissioner Andersen asked her fellow commissioners to join her in directing the county manager to begin immediately to work toward those processes and to report to the commission on a monthly basis on the progress. Also the report recognizes material weaknesses in what is termed as risk assessment and monitoring elements. Commissioner Andersen's concern is that staff's response is that full implementation requires additional resources before they can design and document a comprehensive internal study. She would like to be informed as to what that weakness really is and what resources the county needs to make those changes.

Commissioner Andersen was also very pleased and happy to learn, at a meeting with the mortgage finance representative in Santa Fe, that Valencia County has a very good credit rating with the state and for that she thanked the commissioner's who for the last four years held the line on long term debt. That will now allow the county to borrow enough money from Mortgage Finance to build a new administration building and the needed new

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software system in the assessors and treasurer's office to tie those two offices together. They have already started the paperwork toward getting that done. The Mortgage Finance representative expects to take this to the board in February and if the commission agrees on the terms, the county can actually have money in May.

Commissioner Holliday asked Mr. Zamora about the property exchange in Meadow Lake; Mr. Zamora responded other than a verbal commitment and nothing in writing, they have not heard from DFA (Department of Finance Authority). Mr. Ruben Chavez, Code Enforcement Director, stated there's been a big change in personnel at the DFA office. In speaking to some of the people that have been replaced he was told Valencia County's package was sent to the capital outlay division and passed. Property exchanges have to go before a certain board but because the value is less than what the board needs to review, it was assigned to another person. This person has the package and can approve it administratively and the county should have an answer within a few days.

Commissioner Romero's appointment to the zoning board is Joanie Artiaga Armijo and Tracey Kovaschetz for the animal control board.

Madam Chair congratulated Oscar Vargas from the Valencia County Code Enforcement Department who was hand picked by Professor Ben Manes to be a cabinet member of the New Mexico League of Zoning Officials. She asked Mr. Zamora to write a congratulatory letter to Mr. Vargas on behalf of the commission.

Valencia County E911 Director Shirley Valdez said House Bill 54 introduced by Lucky Varela will remove the E911 Fund from the local government division to DPS (Department of Public Safety) along with the fire Marshalls and Home Land Security. It will all be moved to DPS and a division director will be appointed to oversee the E911 Funds. The E911 Affiliate and PSAP (Public Safety Answering Points) Directors throughout the state are introducing this resolution in opposition of House Bill 54. They are opposing this because of the fear of a fund swept. A year ago they tried to go in and take \$3,000,000.00- \$4,000,000.00 from the E911 Fund. Valencia County already has \$1.4 here in Valencia County alone with the E911 upgrade; this is for reoccurring costs, for networking and new equipment. Currently the way it sits local governments are the ones that make the decision on these funds. If it is moved, it's going to a state fund and then you're going to have DPS and Department of Information Technology overseeing the funding and the fear is are they going to use this fund for what their needs are. What the E911 Affiliate and PSAP are trying to do is get the local governments to adopt this resolution and take it to our legislative people. Ms. Valdez asked for the commissions support to oppose House Bill 54.

6) ACTION ITEM(S)

BOARD OF COUNTY COMMISSIONERS CONVENES AS the INDIGENT CLAIMS BOARD

Commissioner Holliday moved to convene as the Indigent Claims Board. Seconded by Commissioner Gentry. Motion carried unanimously.

Ms. Barbara Baker presented the Indigent Claims from December 3, 2010 to January 7, 2011. There were sixty claims submitted and seventeen applicant denials. The amount of claims submitted is \$322,753.28. Ms. Baker requests approval of \$44,810.19.

Commissioner Holliday moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously. (See Exhibit A)

BOARD RE-CONVENES AS THE BOARD OF COUNTY COMMISSIONERS

Commissioner Gentry moved to re-convene as the Board of County Commissioners. Seconded by Commissioners Gentry. Motion carried unanimously.

b) Final Action on Public Hearing: 1/12/2011

i) Consideration of Quasi-Judicial Zone District Change; Amend the Zoning Map from RR-1 to C-1 with a Conditional Use on the Subject Property Defined as: T7N, R3E, Section 26, NMPM; Lands of Jess & Marietta Mestas; Tract A-1-C-4-A; Zoned RR-1; Filed in Book 288 Page 2513 of the Office of the Valencia County Clerk; AKA 449 Meadow Lake Road, Los Lunas, NM/Dennis Haynes-Jacobo Martinez.

County Planner Jacobo Martinez stated Mr. Mestas and Mr. Haynes have now provided all the conditions that were previously asked for by the commission and are back again for a zone change approval from a RR-1 to a C-1 with a conditional use. The Planning and Zoning Commission met on November 18, 2010 and voted 5-0 to recommend approval for a zone change with conditions to include that no more than 16 vehicles could be stored on the property, divider fence shall be placed to distinguish the C-1 from the RR-1 property and if Mr. Haynes does not meet these conditions within sixty days of the zone change approval the zone change would be null and void.

Commissioner Gentry motioned for approval with the conditions that must be met within the sixty day time frame. Seconded by Commissioner Gentry. Motion carried unanimously. (See-Exhibit-B)

c) Consideration to Appoint Road Viewers for a Road Vacation Petition; Portion of Metcalf St. from Alame Loop to End of the Street: Schiup St.; Shifani St. and Savole St. From Houston Blvd. to the End of Said Streets/ Jacobo Martinez.

Commission Gentry recommended the standard road viewers that the commission has been using for the last three years; they have been very efficient and know their job well. He moved to appoint the three road viewers and then bring it back for the commissions' consideration. Seconded by Commissioner Andersen. Motion carried unanimously.

(See Exhibit ~~B~~) *B*

d) Consideration of the EMS Funding Applications to the State of New Mexico EMS Bureau for all of the County Fire/EMS Departments-Charles Eaton.

Commissioner Gentry moved for approval. Seconded by Commissioner Romero. Motion carried unanimously. (See Exhibit ~~B~~) *C*

e) Consideration of Resolution 2011-09, Authorizing the submission of a New Mexico Community Development Block Grant Application to the Department of Finance and Administration/Local Government Division and Authorizing the Commission Chair to Act as Valencia County's Chief Executive Officer and Authorized Representative in all Matters Pertaining to Valencia County's Participation in the Community Development Block Grant Program-Eric Zamora.

Mr. Zamora requested the commission considers this resolution, which is in support of the application and is a requirement of the application process. Without it Valencia County would not be eligible for submission.

Commissioner Andersen moved for approval showing the corrected amount of \$450,000.00 mentioned by Manager Zamora instead of the \$410,000.00 showing in the resolution. Seconded by Commissioner Romero. Motion carried unanimously.

County Clerk Sally Perea announced Resolution 2011-09. (See Exhibit ~~E~~) *D*

f) FINANCIAL MATTERS:

i) Consideration of Resolution 2011-10, Mid-Year Inter & Intra Transfers – Wilma Abril. Commissioner Gentry moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously.

County Clerk Sally Perea announced Resolution 2011-10. (See Exhibit *E*)

ii) Consideration of 2009/2010 Annual Financial Report (Year Ended) June 30, 2010-Wilma Abril. Madam Chair said a meeting or workshop will be held so the commission can familiarize themselves with the process and items that need correcting.

Commissioner Gentry moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously. (See Exhibit ~~F~~) *F*

iii) Consideration of Approval; Payroll/Warrants – Wilma Abril.

Commissioner Andersen moved for approval. Seconded by Commissioner Holliday. Motion carried unanimously. (See Exhibit ~~H~~) *E*

7) PUBLIC COMMENTS:

Meadow Lake resident Bob Gostischa said he would like to see a solid waste pickup at his home that not only includes the everyday garbage but also on occasion includes bulk items which would be recycled. The county is not getting any closer to funding the county hospital so before the county takes on another white elephant and builds a new building, he would like to see the start of the construction of a hospital and then he would be happy to vote on an administration building.

Valencia County resident James Crawford complimented the commissioners and staff on the retreat and the new schedule time for the commission meetings. He suggested a link on the website for people to give feedback on the agenda.

Valencia County resident Mike Wood would like to know what the new proposed administration building will consist of and hopes it will house the District Attorney's Office. He also suggested the railing in the commission chambers be removed.

Mr. Wood complemented Madam Chair and the commissioner's for the professional manner in which the meetings are being conducted.

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Tierra Grande resident Sue Moran's focus was the solid waste ordinance and the bid been sent back because it was wrong, so, does the ordinance stand and who would be the contact person in charge. Mr. Zamora said yes on the ordinance and Public Works would be in charge. She also asked the commissioners if any of the roads in their districts are to be decommissioned or are in a planned community such as in Tierra Grande she would appreciate if the road reviewers would come to speak to the home owners association. Ms. Moran feels it's very important to have the road reviewers include any type of oversight entity in their discussions. She also wanted clarification if there is no agenda items on the public hearings would there be a meeting, Madam Chair said no.

Melissa Martinez Duenas and David Lucero came before the commission to speak on trash removal. Mr. Lucero said trash is brought to their facility and 100% of this trash is recycled. It removes glass, paper, plastics and everything gets sold. Diapers and food is turned into bio-gas which goes into a system and is then turned into reusable energy. Trash is also converted into fertilizer. They would like to bring a facility into Valencia County which would require a five acre facility and run about \$100,000,000.00 - \$200,000,000.00. Whomever the county has a contract with for trash pickup doesn't go away, they bring the trash to his facility. Another thing Mr. Lucero would like bring to this area is a facility to convert all the plastics into beads. The beads would be sold to major manufacturers and would be converted into reusable energy. Mr. Lucero has a personal financier out of Mexico that has already agreed to three facilities and is presently working on one in El Paso Texas and would like Valencia County to be the next one. What he would do is present a form letter to the commission which does not commit the county to anything but to listen. This will create fifteen to thirty jobs. Madam Chair asked Mr. Lucero to contact the county manager to set up a meeting for discussion. Commissioner Holliday asked what would this cost the county. Mr. Lucero said whatever the county is paying now per ton stays the same.

Commissioner Gentry asked if this is based on the amount of trash that's collected there are four municipalities within the county who probably collect 75% of the trash and taken to the landfill, it would be beneficial to Mr. Lucero to put together a presentation in which all the municipalities, county, haulers and all the landfill owners could attend.

10) NEXT COMMISSION MEETING:

The next Business Meeting of the Valencia County Board of County Commission will be held on, February 2, 2011 at 9:30 A. M. in the County Commission Room at the Valencia County Courthouse.

11) Adjournment

Commissioner Gentry moved for adjournment. Seconded by Commissioner Holliday. Motion carried unanimously. Time 11:05 A.M.

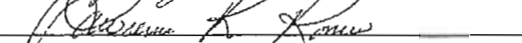
NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the January 21, 2011 Regular Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS

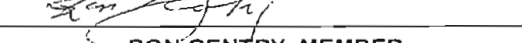
GEORGIA OTERO-KIRKHAM, MADAM CHAIR


MARY J. ANDERSEN, VICE-CHAIR

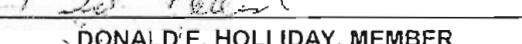

LAWRENCE R. ROMERO, MEMBER

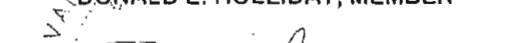

RON GENTRY, MEMBER


DONALD E. HOLLIDAY, MEMBER

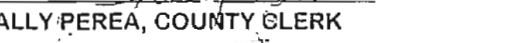

SALLY PEREA, COUNTY CLERK

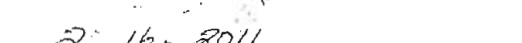

SALLY PEREA, COUNTY CLERK

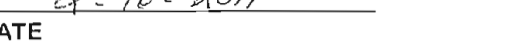

SALLY PEREA, COUNTY CLERK


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