

**VALENCIA COUNTY BOARD OF COMMISSIONERS**

**PUBLIC HEARING / BUSINESS MEETING**

**DECEMBER 19, 2018**

<b>PRESENT</b>	<b>ABSENT</b>
Jhonathan Aragon, Chairman	
Charles D. Eaton, Vice-Chair	
David A. Hyder, Member	
	David Carlberg, Member
Helen Y. Cole, Member	
Danny Monette, County Manager	
Adren Nance & Dave Pato, County Attorneys	
Aurora Chavez, Chief Deputy	Peggy Carabajal, County Clerk
Press and Public	

1) The meeting was called to order by Chairman Aragon at 5:04 P.M.

2) Mr. Rustin Porter led the Pledge of Allegiance.

3) Approval of Agenda

Chairman Aragon stated that Mr. Monette has requested moving the 1<sup>st</sup> quarter financial report to the next meeting and that item #15 be tabled.

Commissioner Cole moved for appval of the agenda with the requested changes. Seconded by Commissioner Hyder. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

4) Approval of Minutes: December 5, 2018- Business Meeting

December 10, 2018- Special Business Meeting

Commissioner Cole moved for approval of both sets of minutes. Seconded by Commissioner Eaton. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

**DISCUSSION (NON-ACTION) ITEM(S):**

5) Commissioners, Committees and Reports.

Chairman Aragon stated that tonight will be the last meeting for Sheriff Burkhard, Assessor Milam and Commissioner Cole as elected officials. He wished them farewell and good luck in their future endeavors. Commissioner Cole thanked the residents for allowing her to serve, it's been a pleasure to serve the past 4 years. Commissioner Eaton stated that he and Commissioner Cole have known each other for many years and as an elected official Commissioner Cole worked hard for the county employees. Mr. Pato stated that it has been a privilege working with Commissioner Cole for the past 4 years, he then presented Commissioner Cole with a plaque of appreciation.

1<sup>st</sup> Quarter Financial Report by Loretta Trujillo

Moved to next meeting

**PUBLIC HEARING ITEM(S):**

6) Public hearing on an ordinance authorizing the issuance and sale of Valencia County, New Mexico, general obligation bonds, series 2019, in the principal amount of \$2,550,000 for the purposes of constructing and repairing public roads, including purchasing capital equipment for such projects, payable from ad valorem taxes levied on all taxable property within the County, levied without limit as to rate or amount; providing for the form terms and conditions of the bonds, the manner of their execution, and the method of, and security for, payment; providing for the award and sale of the bonds to the New Mexico Finance Authority pursuant to a bond purchase agreement; and providing for other details concerning the bonds. Presenter: *Daniel Alsup*

Eric Harrigan with RBC Capital stated that the voters approved \$5.1 million in GO bonds for road improvements, this will be for the first issuance of the bonds for the amount of \$2,550,000.00. The interest rate was set last week with NMFA for 2.546%, NMFA will be

the purchaser of the bonds. Daniel Alsup with Modrall Law Firm stated that the proposed ordinance, if adopted, would be the final action of the commission authorizing the first half of the voter authorized bonds. The bond ordinance provides the interest rate and the amounts maturing in each year it also provides that the bonds would be repayable through property taxes. The ordinance also contains covenants that the county will keep interest on the bonds federally tax exempt, it also authorizes the publication of the ordinance. If the ordinance is adopted tonight closing would happen on February 1<sup>st</sup>.

Chairman Aragon opened the floor for comment from the commission or public on the public hearing item. No one wished to speak on the matter.

**Board Convenes as Indigent Board**

Commissioner Hyder moved for approval. Seconded by Commissioner Eaton. Roll call vote Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

**7) Approval of Indigent Report. Presenter: Orlando Montoya; Sponsor: County Manager for Regular County Business**

Mr. Montoya presented the indigent report and asked for approval of \$23,225.40 he also reported that the indigent fund balance as of December 11<sup>th</sup> was \$33,757.05. The quarterly payment of \$219,000 to the Safety Care Net was just made.

Commissioner Eaton moved for approval. Seconded by Commissioner Hyder. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0. (See Exhibit A)

**Board Reconvenes as Board of County Commissioners**

Commissioner Cole moved for approval. Seconded by Commissioner Hyder. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

**ACTION ITEM(S):**

**8) Approval of Accounts Payable and Payroll Disbursements. Presenter: Loretta Trujillo; Sponsor: County Manager for Regular County Business**

Ms. Trujillo presented and asked for approval of payroll for November 26<sup>th</sup> and December 10<sup>th</sup> as well as accounts payable for November 17<sup>th</sup> thru December 7<sup>th</sup>.

Commissioner Eaton moved for approval. Seconded by Commissioner Cole. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0. (See Exhibit B-D)

**9) Issue Hospital /24 Hr. Emergency/Healthcare Facility request for proposal. Presenter: Rustin Porter; Sponsor: County Manager for Regular County Business**

Mr. Pato stated that he had a conversation with one of the commissioners earlier this afternoon and based on that discussion it may be worthwhile to table this item for tonight and have a workshop in January.

Commissioner Eaton moved to table this item. Seconded by Commissioner Hyder. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

**10) Consideration of Ordinance No. \_\_\_\_\_, an ordinance authorizing the issuance and sale of Valencia County, New Mexico, general obligation bonds, series 2019, in the principal amount of \$2,550,000 for the purposes of constructing and repairing public roads, including purchasing capital equipment for such projects, payable from ad valorem taxes levied on all taxable property within the County, levied without limit as to rate or amount; providing for the form terms and conditions of the bonds, the manner of their execution, and the method of, and security for, payment; providing for the award and sale of the bonds to the New Mexico Finance Authority pursuant to a bond purchase agreement; and providing for other details concerning the bonds. Presenter: Daniel Alsup; Sponsor: County Manager for Regular County Business**

Mr. Alsup stated that the proposed ordinance authorizes the issuance of the first half of the bonds which were authorized by voters in August. Commissioner Eaton asked Mr. Monette for his recommendation. Mr. Monette stated that based on the rate of 2.546%, which is a very good rate, it is a good move for the county and he recommends moving forward.

Minutes of December 19, 2018 Public Hearing/Business Meeting

Chairman Eaton moved for approval. Seconded by Commissioner Cole. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

Chief Deputy Aurora Chavez announced Ordinance 2018-01. (See Exhibit E)

**11) Consideration of Bond Purchase Agreement. Presenter: *Daniel Alsup*; Sponsor: *County Manager for Regular County Business***

Mr. Alsup stated that the proposed agreement is between the county to issue and sell the bonds and NMFA to purchase the bonds.

Commissioner Eaton moved for approval. Seconded by Commissioner Hyder. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0. (See Exhibit F)

**12) Consideration of Resolution 2018-\_\_\_: Establishing the Ryan Thomas Memorial Safety Corridor on Manzano Expressway. Presenter: *Commissioner Hyder*; Sponsor: *County Manager for Regular County Business***

Commissioner Hyder stated that 2 years ago on December 6<sup>th</sup> a deputy with the sheriff's department lost his life on Manzano Expressway. Commissioner Hyder stated that about one month after the deputy was killed some deputies asked how they could honor Deputy Thomas. Undersheriff Shea stated that Deputy Thomas was responding to a call in progress and on his way lost control of his vehicle, he crashed his vehicle and was killed in the crash. Undersheriff Shea stated that it is being requested that 1 mile of Manzano Expressway be designated as the Deputy Ryan Thomas Memorial Safety Corridor.

Commissioner Hyder moved for approval. Seconded by Commissioner Cole. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

Chief Deputy Aurora Chavez announced Resolution 2018-67. (See Exhibit G)

**13) Consideration of Resolution for STP Application and Maintenance Commitment. Presenter: *Lina Benavidez*; Sponsor: *County Manager for Regular County Business***

Ms. Benavidez stated that she is looking for approval of the resolution for the STP application and maintenance commitment, the county is looking to apply for a total of 4 projects. If selected the county would need to contribute a 14.56% match.

Commissioner Cole moved for approval. Seconded by Chairman Aragon. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0.

Chief Deputy Aurora Chavez announced 2018-68. (See Exhibit H)

**14) Consideration of MOU with BNSF for support of building bridge on NM109 (Jarales Road). Presenter: *Lina Benavidez*; Sponsor: *County Manager for Regular County Business***

Ms. Benavidez stated that the purpose of the MOU is to support the efforts of NMDOT and BNSF to fund and build a bridge on NM 109, the MOU does not entitle the county to any responsibilities. Commissioner Hyder there have been several meetings with BNSF and NMDOT, BNSF has asked the commission to speak with the legislatures and get some appropriations for the project.

Commissioner Hyder moved for approval. Seconded by Commissioner Eaton.

Commissioner Eaton stated that this is an issue of importance, it's a project that needs funding.

Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0. (See Exhibit I)

**15) Consideration of MOU between Valencia County and the Village of Los Lunas Capital Appropriation Project C3182674 for the Interchange at Interstate 25 and Morris. Presenter: *Lina Benavidez*; Sponsor: *County Manager for Regular County Business***  
Item tabled

**PUBLIC COMMENT:**

Rick Foley- Mr. Foley requested that his comments be made part of the minutes. He would like the RFP re-evaluated before it is reissued. A new RFP needs to met the basic needs of county residents.

**EXECUTIVE SESSION:**

Pursuant to Section 10-15-1 (H) (2) (5) 10-7-E-17 (8) the following matters may be discussed in closed session: a) Personnel; b) Pending or threatened litigation/administrative adjudicatory deliberation; c) real property; d) other specific limited topics that are allowed or authorized under the stated statute.

None

**NEXT COMMISSION MEETING:**

January 2, 2019- Re-Organizational/Special Business Meeting @ 5:00 P.M.  
Valencia County Commission Chambers, 444 Luna Ave., Los Lunas, NM 87031

January 15<sup>th</sup> -17<sup>th</sup> 2019- NMC 2019 Legislative Conference  
Santa Fe Community Convention Center, 201 West Marcy Street, Santa Fe, NM 87501

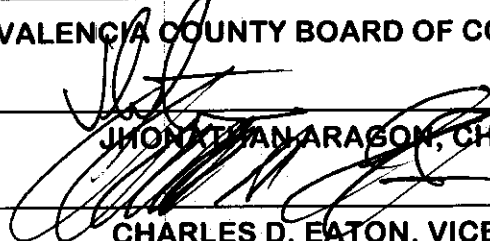
Chairman Aragon stated that the January 2nd reorganizational meeting starts at 3:00 P.M. and there will be a RFP workshop that will be scheduled for a later date.

**16) Adjournment**

Commissioner Cole moved for adjournment. Seconded by Commissioner Eaton. Roll call vote. Commissioner Hyder voted yes. Commissioner Cole voted yes. Commissioner Eaton voted yes. Chairman Aragon voted yes. Motion carried 4-0. TIME: 5:51 P.M.

**NOTE:** All proposals, documents, items, etc., pertaining to items on the agenda of the December 18, 2018 Public Hearing/Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

**VALENCIA COUNTY BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
JONATHAN ARAGON, CHAIRMAN

  
\_\_\_\_\_  
CHARLES D. EATON, VICE-CHAIR

  
\_\_\_\_\_  
DAVID A. HYDER, MEMBER

\_\_\_\_\_  
DAVID CARLBERG, MEMBER

\_\_\_\_\_  
HELEN Y. COLE, MEMBER

ATTEST:

  
\_\_\_\_\_  
PEGGY CARABAJAL, COUNTY CLERK

2-6-2019  
DATE

