

VALENCIA COUNTY BOARD OF COMMISSIONERS

BUSINESS MEETING

SEPTEMBER 4, 2019

PRESENT	ABSENT
Jhonathan Aragon, Chairman	
David Carlberg, Vice-Chair	
David A. Hyder, Member	
Charles D. Eaton, Member	
Gerard Saiz, Member	
Danny Monette, County Manager	
Adren Nance & Dave Pato, County Attorneys	
Peggy Carabajal, County Clerk	
Press and Public	

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

2) Paul Tapia led the Pledge of Allegiance.

3) **Approval of Agenda**

Mr. Monette stated that item #12 is tabled as the residents want to take a different approach to the matter at this time.

Commissioner Saiz moved for approval of the amended agenda. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

4) **Approval of Minutes: August 21, 2019**

Commissioner Carlberg moved for approval. Seconded by Commissioner Hyder. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz abstained from voting as he was not present at the August 21st meeting. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 4-0.

DISCUSSION (NON-ACTION) ITEM(S):

5) **Commissioners, Committees and Reports.**

Commissioner Hyder reported that he had received calls asking about the Jarales bridge and if there is going to be a town hall meeting with BNSF soon.

Mr. Monette stated that there will be a hospital workshop on Monday, September 9th at 10:00 A.M. he will be gone next Thursday and Friday to Leadership NM in Santa Fe.

Chairman Aragon reported that next week he along with Commissioner Carlberg and Mr. Monette will be in Washington, DC for a meeting.

PUBLIC COMMENT:

Tom Mraz commented that there should be a resolution requiring that the county manager, directors and attorneys live in the county. It's time for new leadership, nothing has been done in the county there is no hospital and trash is still out of control. Money was obtained to build a park and a park only in Meadowlake, but that is not what happened. There was a misappropriation of funds, there is nothing that the public wanted or needed. The hospital mill levy money needs to go back to the people.

Kim Close commented that abatement is a shame in the Meadowlake area. No one listened to what residents wanted for the Meadowlake park. She commented that she heard the county manager is asking for a raise and she would like to know what he has accomplished or done to deserve a raise.

Andrew Hautzinger commented that there is an upcoming election for the Valencia Soil and Water Conservation district, on the local election ballot there is a question asking for citizens to support a full mill levy. VSWC has improved services to the county, Whitfield Wildlife Conservation Area has also been a great resource for the schools.

ACTION ITEM(S):

6) Approval of Accounts Payable and Payroll Disbursements. Presenter: Finance Director Loretta Trujillo; Sponsor: County Manager for Regular County Business
Ms. Trujillo presented and asked for approval of accounts payable dated August 15th-August 23rd and payroll dated August 16th.

Commissioner Saiz moved for approval. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0. (See Exhibit A,B)

7) Consideration of Resolution 2019-____, Appointing Members of the County Protest Board. Presenter: County Assessor, Beverly Dominguez-Romero; Sponsor: County Manager for Regular County Business

County Assessor Beverly Dominguez-Romero introduced her new Chief Deputy Tonja Hazen. Assessor Dominguez-Romero stated that protests have been scheduled for October 22nd & October 23rd currently there are close to 60 protests. She asked the board to considered approving Toby Jaramillo, an appraiser, and Lorraine Espinoza, an outstanding member of the community, as members of the protest board. Commissioner Hyder stated that it calls for 3 members. Assessor Dominguez-Romero stated that the other member comes from the NM Property Tax Division.

Commissioner Hyder moved for approval. Seconded by Commissioner Saiz. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

County Clerk Carabajal announced Resolution 2019-46. (See Exhibit C)

8) Direction to Staff with Respect to Utilization of Residential and Commercial Solid Waste Franchise Fees. Presenter: County Manager, Danny Monette; Sponsor: County Manager for Regular County Business

Mr. Monette stated that county legal and Ms. Benavidez have been meeting and have discussed using the funds from the solid waste franchise fee to pay for a position that would be the liaison between Universal Waste and the County as well as hiring two other FT individuals. Mr. Pato stated that the proposed use of the franchise fees would be in compliance with the county ordinance. Ms. Benavidez clarified that the liaison position would be a full-time position and the other two employees would be part time. Commissioner Eaton expressed his concern for the job description being poorly developed and stated that he does not want to move forward with a position that doesn't truly identify the issues. he would like to see exact numbers of what revenue stream the franchise fee brings in as well as staff reevaluating the job description. Commissioner Hyder asked Mr. Pato what come about from his meeting with UWS several months ago. Mr. Pato replied that it was a lengthy meeting where several concerns/complaints were expressed to UWS and he would be happy to go back to his notes and discuss the matter in further detail at a later time. There was further discussion regarding the position and the possible need for and the feasibility of the position.

Commissioner Saiz moved for approval. Seconded by Chairman Aragon.

Commissioner Eaton asked for clarity on the matter before voting. Ms. Benavidez stated that the job description can be revamped before posting, it can come before the commission before posting. Mr. Monette stated that they are just asking for commission direction this evening, a job description can be brought before the commission later. Commissioner Eaton agreed to work on the job description with staff.

Commissioner Saiz amended his motion for approval to direct staff to move forward with this matter and amend the job description, allowing the commission the opportunity to weigh in on the matter. Seconded by Chairman Aragon. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

9) Consideration to Approve Proclamation for Childhood Cancer Awareness Month. Presenter: County Commissioner Gerard Saiz, District II; Sponsor: County Commissioner Gerard Saiz, District II.

County Clerk Carabajal read the proclamation recognizing September as Childhood Cancer Awareness Month in Valencia County. Ms. Trujeque, who works with families of childhood cancer introduced Maria Tapia who stated that her son, Paul Tapia, was

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diagnosed at age 4 with cancer, he is currently in remission and doing great. Chairman Aragon, Commissioner Eaton and Commissioner Saiz thanked Paul Tapia for being here this evening and acknowledged him as a brave young man for what he has had to face and overcome.

Commissioner Saiz moved for approval. Seconded by Commissioner Hyder. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0. (See Exhibit D)

10) Approval of Resolution 2019-____, Participation in PERA Municipal Fire Member Coverage Plan 5. Presenter: *County Fire Chief Brian Culp*; Sponsor: *County Manager for Regular County Business*

Chief Culp stated that that back on July 3rd the commission passed a resolution authorizing an election for adopting the municipal fire coverage plan 5. The election was held August 14th and passed 11-0. Tonight's resolution is county approval for participation in PERA Municipal Fire Plan 5.

Commissioner Hyder moved for approval. Seconded by Commissioner Eaton. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

County Clerk Carabajal announced Resolution 2019-47. (See Exhibit E)

11) Approval and Adoption of the Valencia County Organizational Chart. Presenter: *County Manager, Danny Monette*; Sponsor: *County Manager for Regular County Business*

Mr. Monette stated that the proposed chart has been on display in his office for several months, all directors and elected officials have been met with and he believes that the proposed chart encompasses everything.

Commissioner Carlberg moved for approval of the organizational chart as presented. Seconded by Commissioner Saiz. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0. (See Exhibit F)

12) Consideration of Phillips Road to be added to the County maintained list (District V). Presenter: *Public Works Director, Lina Benavidez*; Sponsor: *County Manager for Regular County Business*

Tabled in motion made for item #3.

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: *County Manager*; b) Pending or threatened litigation/administrative adjudicatory deliberation; c) real property: *VIA vs. La Cabra*; d) other specific limited topics that are allowed or authorized under the stated statute.

Mr. Nance stated that what was to be discussed is limited to what was presented on the agenda for executive session.

Commissioner Hyder moved to go into executive session. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

Commissioner Carlberg moved to return to regular session. Seconded by Commissioner Saiz. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

Mr. Nance stated that the matters discussed in executive session were limited to those in the motion for closure and no final action was taken.

Commissioner Saiz moved for approval of the summary as stated by Mr. Nance. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

ACTION ITEM(S) CONT:

13) Direction to Staff on personnel matters (County Manager Contact) discussed in Executive Session. Presenter: *Human Resources Director, Orlando Montoya*; Sponsor: *Chairman, Jhonathan Aragon*

Mr. Nance suggested that based on negotiations there should be a motion made to direct that Human Resources and legal prepare a contract in accordance with negotiations and the chairman be authorized to sign on behalf of the board.

Commissioner Saiz moved for approval of the motion as suggested by Mr. Nance. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0.

NEXT COMMISSION MEETING:

September 9, 2019- Hospital Workshop @ 10:00 A.M.
Valencia County Commission Chambers, 444 Luna Ave., Los Lunas, NM 87031

September 18, 2019- Public Hearing/Business Meeting @ 5:00 P.M.
Valencia County Commission Chambers, 444 Luna Ave., Los Lunas, NM 87031

October 2, 2019- Business Meeting @ 5:00 P.M.
Valencia County Commissioner Chambers, 444 Luna Ave., Los Lunas, NM 87031

14) Adjournment


Commissioner Hyder moved for adjournment. Seconded by Commissioner Carlberg. Roll call vote. Commissioner Eaton voted yes. Commissioner Hyder voted yes. Commissioner Saiz voted yes. Commissioner Carlberg voted yes. Chairman Aragon voted yes. Motion carried 5-0. **TIME: 7:42 P.M.**

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the September 4, 2019 Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS



JHONATHAN ARAGON, CHAIRMAN

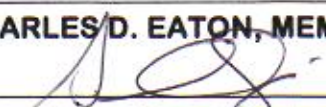


DAVID CARLBERG, VICE-CHAIR



DAVID A. HYDER, MEMBER

CHARLES D. EATON, MEMBER



GERARD SAIZ, MEMBER



ATTEST:



PEGGY CARABAJAL, COUNTY CLERK

9-18-2019
DATE

The complete audio file from this meeting can be heard at <https://www.co.valencia.nm.us/>