



County of Los Alamos

Los Alamos, NM 87544
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Minutes

County Council - Regular Session

*David Izraelevitz, Council Chair; Christine Chandler, Council Vice-Chair, Antonio Maggiore,
Susan O'Leary, Morris Pongratz, Rick Reiss, and Pete Sheehey, Councilors*

Tuesday, October 2, 2018

6:00 PM

Council Chambers - 1000 Central
Avenue
TELEVISION

1. OPENING/ROLL CALL

The Council Chair, David Izraelevitz, called the meeting to order at 6:02 p.m.

The following Councilors were in attendance:

Present 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz,
Councilor Sheehey, Councilor Reiss, Councilor O'Leary and
Councilor Pongratz

2. PLEDGE OF ALLEGIANCE

A. 11243-18 Boys Scout Troop 22 will be Leading the Pledge of Allegiance

Led by: Boy Scout Troop 22.

3. PUBLIC COMMENT

Mr. Greg White, 600 San Ildefonso Apt 225, expressed concern regarding
suicide within Los Alamos County.

4. APPROVAL OF AGENDA

A motion was made by Councilor Reiss, seconded by Councilor Chandler, that the
agenda be approved as presented.

The motion passed by acclamation with the following vote:

Yes: 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz,
Councilor Sheehey, Councilor Reiss, Councilor O'Leary and
Councilor Pongratz

5. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

A. [11107-18](#) Proclamation honoring Boy Scout Troop 22 on their "Centennial Celebration" (accepted by Troop Leader Jeff Segler and Boy Scouts from Troop 22)
Councilor Maggiore read and presented the proclamation to Scout Master James Kuropatwinski and Boy Scouts from Troop 22.

B. [10681-18](#) Proclamation declaring the Month of October as "Month of Arts and Culture" in Los Alamos County (accepted by Acting Exec. Dir. Chris Monteith and other members of the Los Alamos Arts Council)
Councilor Chandler read and presented the proclamation to Acting Executive Director Chris Monteith and other members of the Los Alamos Arts Council.

Ms. Chris Monteith, spoke.

C. [11140-18](#) Proclamation declaring the Week of Oct. 7-13, 2018 as "Fire Prevention Week" in Los Alamos County (accepted by Kelly Sterna, LAFD Wildland Division Chief)
Councilor Pongratz read and presented the proclamation to Los Alamos Fire Department Wildland Division Chief Joseph Baca.

Chief Baca spoke.

D. [11233-18](#) Proclamation declaring the Month of October as "Eco Challenge Month" in Los Alamos County (accepted by Angelica Gurule, Environmental Services Division)
Councilor Sheehey read and presented the proclamation to Ms. Angelica Gurule, Environmental Services Division and Ms. Kirsten Bell, Community Services Department, Green Team Member.

Ms. Gurule and Ms. Bell spoke.

6. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

None.

7. CONSENT AGENDA

Consent Motion -

A motion was made by Councilor Reiss, seconded by Councilor Pongratz, that Council approve the items on the Consent Agenda, as amended, and that the motions in the staff reports be included for the record.

- A. [RE0385-18](#) Incorporated County of Los Alamos Resolution No. 18-23, A Resolution of the Incorporated County of Los Alamos Council Authorizing Application to the New Mexico Department of Transportation (NMDOT) for Federal Fiscal Year 2020/2021 Transportation Alternatives Program (TAP) Funds for the Urban Trail Phase I Project.

I move that Council approve Incorporated County of Los Alamos Resolution No. 18-23, A Resolution of the Incorporated County of Los Alamos Council Authorizing Application to the New Mexico Department of Transportation (NMDOT) for Federal Fiscal Year 2020/2021 Transportation Alternatives Program (TAP) Funds for the Urban Trail Phase I Project.

- B. [RE0388-18](#) Incorporated County of Los Alamos Resolution No. 18-21; A Resolution Authorizing the County Council Chair or Los Alamos County Utilities Manager to Approve Submission of Completed Applications and Necessary Documents for 2019 Applications to the Water Trust Board for Funding Non-Potable Water Systems Projects
(Attachment C revised and included for the record)

I move that Council approve Incorporated County of Los Alamos Resolution No. 18-21; A Resolution Authorizing the County Council Chair or Los Alamos County Utilities Manager to Approve Submission of Completed Applications and Necessary Documents for 2019 Applications to the Water Trust Board for Funding Non-Potable Water Systems Projects.

- C. [10466-18](#) Appointment of Canvassing Committee for the 2018 General Election.

I move that Council appoint Scott Brown, Cathy Walters, and Robyn Schultz as members of the Canvass Committee for the 2018 General Election and that David Schiferl be appointed to act as an alternate if necessary. I further move that the County Clerk's office coordinate the canvassing in accordance with state law.

- D. [11219-18](#) Vacation of Easement Within Lot 2, Trinity/Oppenheimer Subdivision, a Subdivision of Tract A

I move that Council approve the vacation of easement within Lot 2, Trinity/Oppenheimer Subdivision, a Subdivision of Tract A.

Approval of Consent Agenda:

The motion passed with the following vote:

Yes: 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss, Councilor O'Leary and Councilor Pongratz

8. INTRODUCTION OF ORDINANCE(S)

- A. [OR0832-18](#) Incorporated County Of Los Alamos Ordinance No.688; an Ordinance authorizing the sale of certain County-owned real property within Tract RM to Thirty301, LLC.

Councilor Pongratz introduced, without prejudice, Incorporated County Of Los Alamos Ordinance No. 688; an ordinance authorizing the sale of certain county-owned real property within Tract RM to Thirty301, LLC and ask staff to assure it is published as provided in the County Charter.

9. PUBLIC HEARING(S)

- A. [11168-18](#) New Liquor License Application No.1101184, (premise consumption only with patio service), filed by Applicant, Pig & Fig Bakery and Cafe, L.L.P., d/b/a Pig & Fig Cafe, 11 Sherwood Blvd, White Rock, New Mexico, 87547.
Mr. Harry Burgess, County Manager, spoke.

Public Comment:
None.

A motion was made by Councilor Pongratz, seconded by Councilor Sheehey, that Council approve New Liquor License and Application No. 1101184 for Pig & Fig Bakery and Cafe, L.L.P., d/b/a Pig & Fig Cafe.

The motion passed with the following vote:

Yes: 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss, Councilor O'Leary and Councilor Pongratz

10. BUSINESS

- A. [11187-18](#) Recommendation from the Art in Public Places Board to Accept the Donation of a Pastel Painting by Artist Fran Stovall to be Installed in the Los Alamos County Airport.

Mr. Harry Burgess, County Manager, spoke.
Ms. Katy Korkos, Staff Liaison, Art in Public Places Board, spoke.
Mr. Jeremy Smith, Art in Public Places Board Chairman, spoke.

Public Comment:
None.

A motion was made by Councilor Chandler, seconded by Councilor Reiss, that Council accept the donation of the painting "Fuller Lodge" by artist Fran Stovall, to be hung in the Los Alamos County Airport.

The motion passed with the following vote:

Yes: 6 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss and Councilor Pongratz

No: 1 - Councilor O'Leary

- B. [11192-18](#) Recommendation from the Art in Public Places Board to Relocate Sculpture “Spirit Dance” from Ashley Pond Park to the Columbarium in Guaje Pines Cemetery, and to Create a New Pedestal with Stone Facing for the Sculpture

Mr. Jeremy Smith, Art in Public Places Board Chairman, spoke.

Public Comment:
None.

A motion was made by Councilor Maggiore, seconded by Councilor Reiss, that Council approve the expenditure of APP Funds to relocate Spirit Dance from Ashley Pond Park to the Columbarium, with a budget not to exceed \$1,750 for concrete work to prepare a base and the purchase and installation of stone to match the stonework on the Columbarium.

The motion passed with the following vote:

Yes: 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss, Councilor O’Leary and Councilor Pongratz

- C. [11171-18](#) Recommendation from the Art in Public Places Board for an Expenditure of Art in Public Places Funds in an Amount not to exceed \$45,000 to Commission Artists Markow & Norris to Create and Install Woven Glass Sculptures

Mr. Jeremy Smith, Art in Public Places Board Chairman, spoke.

Public Comment:
None.

A motion was made by Councilor Maggiore, seconded by Councilor Reiss, that Council approve the expenditure of APP funds for the purchase of 8 kite-shaped woven glass sculptures from artists Markow and Norris for the fireplace wall in the White Rock Branch Library in an amount not to exceed \$45,000 which includes tax, installation, lighting, plaque and a dedication event.

The motion passed with the following vote:

Yes: 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss, Councilor O’Leary and Councilor Pongratz

- D. [11193-18](#) Recommendation from the Art in Public Places Board for an Expenditure of Art in Public Places Funds in an Amount Not to Exceed \$195,000 for the Design, Fabrication, Transport and Installation of Art by Evelyn Rosenberg in the 502 Underpass Scheduled for Construction in 2020.

Ms. Catherine Ozment, Art in Public Places Board member, spoke.
 Mr. Eric Martinez, County Engineer, spoke.
 Mr. Alvin Leaphart, County Attorney, spoke.

Public Comment:
 None.

A motion was made by Councilor Reiss, seconded by Councilor Maggiore, that Council approve the expenditure of Art In Public Places Funds for the design, fabrication, transport, and installation of art by Evelyn Rosenberg in the 502 Underpass in an amount not to exceed \$195,000 including tax, lighting, contingency funds, plaques, and a dedication event.

The motion failed with the following vote:

- Yes: 3 - Councilor Maggiore, Councilor Sheehey and Councilor Reiss**
- No: 4 - Councilor Chandler, Councilor Izraelevitz, Councilor O'Leary and Councilor Pongratz**

11. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

Councilor Sheehey reported on the North Central New Mexico Economic Development District.
 Councilor Maggiore reported on the Planning and Zoning Board and the North Central Regional Transit District (NCRTD).

C. County Manager's Report

County Manager Harry Burgess reported on the status of the flow trail project; the employee appreciation luncheon; updates on the library project; Community Services Accreditation; and the status on the TRIAD gross receipts tax.

D. Council Chair Report

Council Chair David Izraelevitz advised that he wrote an editorial for the NCRTD as Council Chair but expressing his own opinions.

RECESS

Councilor Izraelevitz called for a recess at 8:56 p.m. The meeting reconvened at 9:05 p.m.

E. General Council Business

- 1) [11182-18](#) Approval of the FY19 Community Development Advisory Board Work Plan.

Ms. Catherine Ozment, Community Development Advisory Board Chair, spoke.
Mr. Paul Andrus, Community Development Director, spoke.

Councilor O'Leary left the meeting during the discussion of this item, at 9:37 p.m.

Public Comment:
None.

A motion was made by Councilor Chandler, seconded by Councilor Pongratz, that Council approve the Community Development Advisory Board Work Plan with the following changes; with respect to 2.1 strike all; with respect to bullet 3 sub-bullet 5 strike of comparable size; with respect to bullet 3 sub-bullet 3 strike citizens in action presentation to County Council.

The motion passed with the following vote:

Yes: 6 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss and Councilor Pongratz

Absent: 1 - Councilor O'Leary

F. Approval of Councilor Expenses

A motion was made by Councilor Pongratz, seconded by Councilor Chandler, to approve travel expenses for Councilor Izraelevitz to attend the Energy Community Alliance meeting in November.

The motion passed with the following vote:

Yes: 6 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss and Councilor Pongratz

Absent: 1 - Councilor O'Leary

G. Preview of Upcoming Agenda Items

None.

12. COUNCILOR COMMENTS

None.

13. PUBLIC COMMENT

None.

14. ADJOURNMENT

The meeting adjourned at 9:44 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

David Izraelevitz, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Victoria L. Martinez, Deputy Clerk