



County of Los Alamos

Los Alamos, NM 87544
www.losalamosnm.us

Agenda - Final County Council - Regular Session

*Sara Scott, Council Chair; Pete Sheehey, Vice-Chair; David
Izraelevitz; Antonio Maggiore; James Robinson; Randall Ryti;
and Katrina Schmidt, Councilors*

Tuesday, July 9, 2019

6:00 PM

Council Chambers - 1000 Central Avenue
TELEvised

1. OPENING/ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. STATEMENT REGARDING CLOSED SESSION

July 9, 2019 Closed Session Motion

Presenters: County Council - Regular Session

4. PUBLIC COMMENT

*This section of the agenda is reserved for comments from the public
on items that are not otherwise included in the agenda.*

5. APPROVAL OF AGENDA

6. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

7. CONSENT AGENDA

*The following items are presented for Council approval under a single
motion unless any item is withdrawn by a Councilor for further
Council consideration in the agenda section entitled "Business."*

July 9, 2019 Consent Motion:

Consent Motion -

*I move that Council approve the items on the Consent Agenda as
presented and that the motions in the staff reports be included for
the record; or,*

*I move that Council approve the items on the Consent Agenda and
that the motions contained in the staff reports, as amended be*

included for the record.

- A. [AGR0634-19](#) Award of Bid No. 19-048 to Star Paving Company for Construction of the Diamond Drive Pavement Rehabilitation Project, Establish a Project Budget, and Approve Related Budget Revision 2020-03.

Presenters: Jon Bulthuis, Acting Public Works Director

Attachments: [A - Project Budget Spreadsheet](#)
[B - Budget Revision 2020-03](#)

- B. [RE0413-19](#) Incorporated County of Los Alamos Resolution No. 19-16: A Resolution Supplementing Resolution No. 19-05 Relating to the Natural Gas Supply Agreement Between the Incorporated County of Los Alamos and the New Mexico Municipal Energy Acquisition Authority, as Amended by a First Amendment; Authorizing the Execution and Delivery of a Second Amendment to the Natural Gas Supply Agreement and Other Action Necessary or Advisable to Obtain a Gas Discount Pursuant to the Supply Agreement, as Amended, Including the Execution and Delivery of Certificates and Agreements Relating to the Foregoing; Ratifying, Approving, and Confirming Prior Action Taken Related to the Foregoing; and Repealing Action Inconsistent Herewith.

Presenters: Bob Westervelt, Deputy Utilities Manager - Finance/Admin

Attachments: [A - Resolution 19-16](#)
[B - Resolution 19-05 Relating to the NMMEA Gas Supply Agreement](#)
[C - Life to date savings derived from the prepay agreement](#)
[D - Notice of Resolution](#)

- C. [11625-19](#) Consolidated Proposed Action on Incorporated County of Los Alamos Resolutions No. 19-10, 19-11, and 19-12, Resolutions of Support for County Participation in the 2019-2020 New Mexico Department of Transportation Local Government Road Fund for Reconstruction and Pavement Rehabilitation/Improvements of Various County Roads in Los Alamos, New Mexico Under the County Arterial Program, School Bus Route Program, and Cooperative Agreement Program.

Presenters: Jon Bulthuis, Acting Public Works Director

Attachments: [A - Funding Detail](#)
[B - Incorporated County of Los Alamos - Resolution 19-10](#)
[C - Incorporated County of Los Alamos - Resolution 19-11](#)
[D - Incorporated County of Los Alamos- Resolution 19-12](#)
[E - Legal Notices of Publication](#)

- D. [12077-19](#) Approval of the North Central Regional Transit District Intergovernmental Contract.

Presenters: Jon Bulthuis, Acting Public Works Director

Attachments: [A - NCRTD 2019 IGC - Red Line Version](#)
[B - NCRTD Voting Strength Analysis](#)

- E. [12092-19](#) County Council Minutes for June 18, 2019, June 19, 2019 and June 25, 2019

Presenters: Naomi Maestas, County Clerk

Attachments: [A-County Council Minutes for June 18, 2019](#)
[B-County Council Minutes for June 19, 2019](#)
[C-County Council Minutes for June 25, 2019](#)

- F. [12095-19](#) Incorporated County of Los Alamos Resolution No. 19-15 Endorsing the North Central Regional Transit District's FY2020 Budget Proposal, Approving the FY2020 Los Alamos County Regional Transit Plan and Directing Staff to Submit the FY2020 Los Alamos County Regional Transit Plan to the North Central Regional Transit District Board of Directors.

Presenters: Jon Bulthuis, Acting Public Works Director

Attachments: [A - Incorporated County of Los Alamos Resolution No. 19-15](#)
[B - Notice of Legal Publication - Resolution No. 19-15](#)
[C - FY20 Service Plan](#)

- G. [12117-19](#) Board/Commission Re-Appointment(s) - Environmental Sustainability Board

Presenters: Jon Bulthuis, Acting Public Works Director

Attachments: [A - ESB Member Roster](#)
[B - Interview & Application Packet for Heidi Rogers](#)
[C - Interview & Application Packet for Heather Ward](#)
[D - Interview Panel Recommendation](#)

H. [12100-19](#) Board/Commission Appointments - Planning and Zoning Commission

Presenters: Paul Andrus, Community Development Director

Attachments: [A - Board Member List](#)
[B - Application Packet for Jean Dewart](#)
[C - Application Packet for April Wade](#)
[D - Application Packet for Michelle Griffin](#)

8. **BUSINESS**

A. [P0061-19](#) Citizen Petition Requesting Council Ban the Use/Distribution of Plastic Bags, Plastic Straws, and Styrofoam Containers

Presenters: Citizens of Los Alamos

Attachments: [A - Citizen Petition Regarding Ban on Plastic bags](#)
[B - Previous Petition Material](#)

9. **COUNCIL BUSINESS**

A. ***Appointments***

B. ***Board, Commission and Committee Liaison Reports***

C. ***County Manager's Report***

D. ***Council Chair Report***

E. ***General Council Business***

F. ***Approval of Councilor Expenses***

G. ***Preview of Upcoming Agenda Items***

10. **COUNCILOR COMMENTS**

11. **PUBLIC COMMENT**

12. **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 County Human Resources Division at 662-8040 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 personnel in the Office of the County Manager at 663-1750 if a summary or other type of accessible format is needed.



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.:

Index (Council Goals):

Presenters: County Council - Regular Session

Title

July 9, 2019 Closed Session Motion

Recommended Action

I move that Council approve the following statement for inclusion in the minutes:

"The matters discussed in the closed session held on July 9, 2019 that began at 5:00 p.m. were limited only to the topic specified in the notice of the closed session, and no action was taken on any matter in the closed session."

This motion is fairly characterized as procedural, therefore only a hand vote is required rather than a full roll call vote.



County of Los Alamos

Staff Report

June 25, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.:

Index (Council Goals):

Presenters:

Title

July 9, 2019 Consent Motion:

Recommended Action

I move that Council approve the items on the Consent Agenda as presented and that the motions in the staff reports be included for the record; or,

I move that Council approve the items on the Consent Agenda and that the motions contained in the staff reports, as amended, be included for the record.



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: A.

Index (Council Goals): * 2019 Council Goal - Investing in Infrastructure

Presenters: Jon Bulthuis, Acting Public Works Director

Legislative File: AGR0634-19

Title

Award of Bid No. 19-048 to Star Paving Company for Construction of the Diamond Drive Pavement Rehabilitation Project, Establish a Project Budget, and Approve Related Budget Revision 2020-03.

Recommended Action

Motion Option 1 - Base Bid and Bid Alternate 1:

I move that Council award Bid No. 19-048 for the Base Bid and Bid Alternate 1 in the Amount of \$3,771,010.30 plus Applicable Gross Receipts Tax to Star Paving Company for Construction of the Diamond Drive Pavement Rehabilitation Project; Establish a Project Budget in the Amount of \$4,475,000 for Roadway Improvements; and Approve Related Budget Revision 2020-03 in the Amount of \$725,000.

County Manager's Recommendation

The County Manager recommends that Council approve Motion Option 1 as presented.

Body

On June 2, 2019, the County advertised a formal competitive solicitation for project construction through Invitation for Bid No. 19-048. One response was received on June 19, 2019. The evaluation committee is recommending award to Star Paving Company, the lowest responsive bidder.

The project consists of pavement rehabilitation and one minor reconstruction location, along Diamond Drive from the Omega Bridge through the San Ildefonso roundabout. Road improvements include mill and inlay with new asphalt surfacing and an isolated reconstruction location on Southbound Diamond. In addition to the base bid, two additive bid alternates were also included. The base bid provides for a 1.5 inch mill and overlay depth with an estimated 10-year design life. Bid alternate 1 provides an additional 1/2 inch depth for an estimated 11-year design life while Bid Alternate 2 provides an additional 1 inch depth for an estimated 12-year design life. The base bid and bid alternates are summarized as follows:

Base Bid: 1.5" total mill & overlay, \$3,296,910.30 (excluding tax)
Bid Alternate 1: ½ inch additional depth--2" total mill & overlay, \$474,100 (excluding tax)
Bid Alternate 2: 1 inch additional depth--2.5" total mill & overlay, \$948,200 (excluding tax)

All pavement depths are pursuant to the pavement design provided by the County's geotechnical engineering consultant Wood Environmental & Infrastructure Solutions, Inc. Considering the

costs and available budget for the project as well as the width of Diamond Drive, a 2 inch depth will provide for a quality product. Therefore, staff recommends award of the Base Bid plus Bid Alternate 1 and is reflected in the recommended motion and budget revision.

Diamond Drive requires pavement rehabilitation due to excessive damage caused by past winter snow storms and extreme freeze thaw cycles to the top layer of asphalt, known as Open Graded Friction Course (OGFC). The proposed asphalt improvements will significantly improve the condition of surface by removing a section of the asphalt surface and replacing it with traditional asphalt mix to extend the life of Diamond Drive pavement structure by approximately a decade.

Upon Council approval, the Notice of Award will be sent to the contractor on July 10, 2019 and work may begin on or around July 22, 2019. This contract includes Milestones, substantial and final completion dates with liquidated damages for late completion. All work associated with this contract must be completed by September 27, 2019.

Several traffic restrictions are incorporated in the contract to provide for minimal traffic disruptions during weekday peak hour traffic, more specifically, during the early morning and late afternoon commutes. The contractor will be required to complete the portion of Diamond Dr. between the Omega Bridge and the Sandia Dr./Orange St. intersection before Los Alamos Public Schools return to session on August 15th. Coordination of work through the signalized Intersections will be done to alleviate traffic disruptions as much as possible, particularly at West Road which serves as the hospital's emergency access entrance. Coordination for Los Alamos County events are also considered in the restrictions, those include the Los Alamos Triathlon, Horse show, and County Fair and Rodeo.

Upon receipt of a schedule from the contractor and subsequent approval by the County, the schedule and traffic impacts will be shared with the public through weekly construction updates to the general media and posted on the project website. Staff will also work closely with the contractor and area residents regarding changes and maintenance of traffic access.

The closest county land that could be used for a staging area is at 245 North Mesa Road. The contractor has the option of entering into a Land Use Agreement with the County or independently coordinating an alternative staging area.

Council should note that on April 22, 2019, Governor Lujan Grisham signed Executive Order 19-008 declaring a state of emergency due to the effects of the December 2018 and January 2019 winter storm. As a result, emergency financial resources were made available through the New Mexico Department of Homeland Security and Emergency Management (DHSEM) for which costs to repair Diamond Drive are eligible for reimbursement by the state. DSHEM has verbally stated their participation in the base bid costs for the 1.5 inch mill and overlay effort.

Alternatives

Council could choose to award the base bid only (Motion Option 2) which would require a lesser budget revision, or the base bid with bid alternate 2 (Motion Option 3), which requires additional funds and reduces the available contingency. Council could also choose to not approve the agreement and postpone or cancel the project with the consequence that the existing street infrastructure will continue to deteriorate.

As written, the recommended option 1 will be approved if the Council approves the consent agenda as presented. Council could alternately ask that the item be pulled from the consent agenda and an alternate motion be considered. Two potential alternate motions are suggested as follows:

Motion Option 2 - Base Bid Only:

I move that Council award Bid No. 19-048 for the Base Bid in the Amount of \$3,296,910.30 plus Applicable Gross Receipts Tax to Star Paving Company for Construction of the Diamond Drive Pavement Rehabilitation Project; Establish a Project Budget in the Amount of \$3,920,000 for Roadway Improvements; and Approve Related Budget Revision 2020-03 in the Amount of \$170,000.

Motion Option 3 - Base Bid and Bid Alternate 2:

I move that Council award Bid No. 19-048 for the Base Bid and Bid Alternate 2 in the Amount of \$4,245,110.30 plus Applicable Gross Receipts Tax to Star Paving Company for Construction of the Diamond Drive Pavement Rehabilitation Project and Establish a Project Budget in the Amount of \$4,807,000 for Roadway Improvements; and Approve Related Budget Revision 2020-03 in the Amount of \$1,057,000.

Executive Order 19-008 established state emergency funding for the project. Funds are distributed through reimbursement and managed by the New Mexico Department of Homeland Security and Emergency Management. Funds provided through this emergency declaration may be jeopardized if the work under this agreement is not completed.

Fiscal and Staff Impact/Planned Item

As part of FY2020 Budget approved by Council, \$3,750,000 is available for the project through the County's Capital Improvement Program (CIP). The County anticipates a forthcoming agreement with DHSEM for emergency funds that will require a 25% local cost share for the project base bid. The state funds available will substantially reimburse the County for project related expenses to repair Diamond Drive.

A Budget Revision comprised of \$725,000 (Motion Option 1) through a savings/remaining balance from the North Mesa Phase 2 Project would supplement the current project budget which includes contingency for unanticipated changes or field conditions.

The requested budget for the project is \$4,475,000 (Motion Option 1). See Project Budget Spreadsheet (Attachment A) and Budget Revision Form (Attachment B) for additional details.

Attachments

A - Project Budget Spreadsheet

B - Budget Revision 2020-03

PROJECT BUDGET SPREADSHEET - MOTION OPTION 1 IFB NO. 19-048 - DIAMOND DRIVE PAVEMENT REHABILITATION	
Budget	Amount
FY 2020 County CIP	\$ 3,750,000.00
NMDHSEM Reimbursement with 25% County Share via Executive Order 19-008	
Budget Revision Option 1	
North Mesa Cumbres del Sol Fund Balance	\$ 725,000.00
Total Recommended Budget	\$ 4,475,000.00
Construction Expenses	Amount
Base Bid (1.5 inch Mill & Overlay) - Star Paving Co.	\$ 3,296,910.30
Bid Alternate 1 - Additional 1/2 inch Mill and Overlay	\$ 474,100.00
Subtotal	\$ 3,771,010.30
NMGRT 7.3125%	\$ 275,755.13
Total Bid w/Tax	\$ 4,046,765.43
Contingency	\$ 368,234.57
Independent Assurance Testing	\$ 60,000.00
Total Expenses and Project Budget	\$ 4,475,000.00

PROJECT BUDGET SPREADSHEET - MOTION OPTION 2 IFB NO. 19-048 - DIAMOND DRIVE PAVEMENT REHABILITATION	
Budget	Amount
FY 2020 County CIP	\$ 3,750,000.00
NMDHSEM Reimbursement with 25% County Share via Executive Order 19-008	
Budget Revision Option 2	
North Mesa Cumbres del Sol Fund Balance	\$ 170,000.00
Total Recommended Budget	\$ 3,920,000.00
Construction Expenses	Amount
Base Bid (1.5 inch Mill & Overlay) - Star Paving Co.	\$ 3,296,910.30
Subtotal	\$ 3,296,910.30
NMGRT 7.3125%	\$ 241,086.57
Total Bid w/Tax	\$ 3,537,996.87
Contingency	\$ 322,003.13
Independent Assurance Testing	\$ 60,000.00
Total Expenses and Project Budget	\$ 3,920,000.00

PROJECT BUDGET SPREADSHEET - MOTION OPTION 3 IFB NO. 19-048 - DIAMOND DRIVE PAVEMENT REHABILITATION	
Budget	Amount
FY 2020 County CIP	\$ 3,750,000.00
NMDHSEM Reimbursement with 25% County Share via Executive Order 19-008	
Budget Revision Option 3	
North Mesa Cumbres del Sol Fund Balance	\$ 759,000.00
Tsikumu Village Fund Balance	\$ 298,000.00
Total Recommended Budget	\$ 4,807,000.00
Construction Expenses	Amount
Base Bid (1.5 inch Mill & Overlay) - Star Paving Co.	\$ 3,296,910.30
Bid Alternate 2 - Additional 1 inch Mill and Overlay	\$ 948,200.00
Subtotal	\$ 4,245,110.30
NMGRT 7.3125%	\$ 310,423.69
Total Bid w/Tax	\$ 4,555,533.99
Contingency	\$ 191,466.01
Independent Assurance Testing	\$ 60,000.00
Total Expenses and Project Budget	\$ 4,807,000.00

Budget Revision 2020-03

Council Meeting Date: July 9, 2019

	Fund Name	Org Object	Revenue (decrease)	Expenditures (decrease)	Fund Balance (decrease)
OPTION 1					
1	CIP Fund - N Mesa Cumbres del Sol	CPxxxx 8369	\$ -	\$ (725,000)	\$ -
1	CIP Fund - Diamond Drive	CPxxxx 8369	\$ -	\$ 725,000	\$ -
Description: The purpose of this budget revision is to reduce the expenditure budget for the North Mesa Cumbres del Sol project and increase the expenditure budget for Diamond Drive road project. OPTION 1. Fiscal Impact: There is no net fiscal impact on the CIP Fund.					
OPTION 2					
1	CIP Fund - N Mesa Cumbres del Sol	CPxxxx 8369	\$ -	\$ (170,000)	\$ -
1	CIP Fund - Diamond Drive	CPxxxx 8369	\$ -	\$ 170,000	\$ -
Description: The purpose of this budget revision is to reduce the expenditure budget for the North Mesa Cumbres del Sol project and increase the expenditure budget for Diamond Drive road project. OPTION 2. Fiscal Impact: There is no net fiscal impact on the CIP Fund.					
OPTION 3					
1	CIP Fund - N Mesa Cumbres del Sol	CPxxxx 8369	\$ -	\$ (759,000)	\$ -
1	CIP Fund - Tsikumu Village Road Work	CPxxxx 8369	\$ -	\$ (298,000)	\$ -
1	CIP Fund - Diamond Drive	CPxxxx 8369	\$ -	\$ 1,057,000	\$ -
Description: The purpose of this budget revision is to reduce the expenditure budget for the North Mesa Cumbres del Sol project and increase the expenditure budget for Diamond Drive road project. OPTION 3. Fiscal Impact: There is no net fiscal impact on the CIP Fund.					



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: B.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Bob Westervelt, Deputy Utilities Manager - Finance/Admin

Legislative File: RE0413-19

Title

Incorporated County of Los Alamos Resolution No. 19-16: A Resolution Supplementing Resolution No. 19-05 Relating to the Natural Gas Supply Agreement Between the Incorporated County of Los Alamos and the New Mexico Municipal Energy Acquisition Authority, as Amended by a First Amendment; Authorizing the Execution and Delivery of a Second Amendment to the Natural Gas Supply Agreement and Other Action Necessary or Advisable to Obtain a Gas Discount Pursuant to the Supply Agreement, as Amended, Including the Execution and Delivery of Certificates and Agreements Relating to the Foregoing; Ratifying, Approving, and Confirming Prior Action Taken Related to the Foregoing; and Repealing Action Inconsistent Herewith.

Recommended Action

I move that Council approve Incorporated County of Los Alamos Resolution No. 19-16: A Resolution Supplementing Resolution No. 19-05 Relating to the Natural Gas Supply Agreement Between the Incorporated County of Los Alamos and the New Mexico Municipal Energy Acquisition Authority, as Amended by a First Amendment; Authorizing the Execution and Delivery of a Second Amendment to the Natural Gas Supply Agreement and Other Action Necessary or Advisable to Obtain a Gas Discount Pursuant to the Supply Agreement, as Amended, Including the Execution and Delivery of Certificates and Agreements Relating to the Foregoing; Ratifying, Approving, and Confirming Prior Action Taken Related to the Foregoing; and Repealing Action Inconsistent Herewith.

Utilities Manager Recommendation

The Utilities Manager recommends that Council approve the motion as presented.

Board, Commission or Committee Recommendation

The Board of Public Utilities recommends that Council approve the motion as presented.

Body

On May 7, 2019, Council passed and adopted resolution 19-05 authorizing action necessary or advisable to obtain a gas discount pursuant to the referenced Gas Supply Agreement, as amended (The 2019 Refunding Transaction), including execution and delivery of certificates and agreements related to that action. It further delegated authority to take all action necessary to effectuate the 2019 Refunding Transaction to the Utilities Manager.

In the previously approved Resolution 19-05 there is mention of a "2019 New Money Transaction". This option provides for an additional discount on current and future gas purchases. This is available because interest rates in 2014 were significantly lower than in 2009

when the original bonds were issued, so more of the payments made on the 2014 bonds went to principal, shortening the remaining term of the deal. To a lesser degree, the same has occurred with the refinancing of the 2014 Bonds through the 2019 Refunding Transaction. To improve the discount available to the gas purchasers, RBC proposed issuing additional bonds for the purpose of increasing the prepaid gas quantities and extending the gas supply agreement back out to the original term, which action would provide a few more cents discount on the entire deal. After review of the final proposal the Tax Attorneys for the Bond Issue indicated that such action would not affect the tax-exempt status of the NMMEAA Bonds upon which the economics of the deal are based. NMMEAA, RBC, the Tax Attorneys, NMMEAA's general Counsel, and The Majors Group evaluated the proposal and the NMMEAA Board determined that proceeding is in the best economic interests of the participants, and thus elected to move forward. As a result, the 2019 Transaction adds quantities and extends the term of the Gas Supply Agreement, requiring the Second Amendment to the agreement.

The parties to the gas supply agreement are Los Alamos County and the New Mexico Municipal Energy Acquisition Authority (NMMEAA), but the discount results from a swap agreement between NMMEAA and Royal Bank of Canada (RBC). On review of the underlying documents, which include the Gas Supply Agreements between the Gas Purchasers (including the County of Los Alamos) and NMMEAA, it was noted that Resolution 19-05 did not specifically authorize the required Second Amendment to the Gas Supply Agreement, nor did it specifically delegate authority to execute that Second Amendment to the Utilities Manager. This resolution specifically clarifies and authorizes the Second Amendment to the Gas Supply Agreement, affirms and ratifies prior action taken, and specifically delegates Authority to the Utilities Manager to execute the necessary documents, including that Second Amendment to the Gas Supply Agreement.

Alternatives

Through Resolution 19-05 The County has already committed to not make a Remarketing Election and to participate in the 2019 Refunding. As noted above, this resolution simplify clarifies the requirement for a Second Amendment to the Gas Supply Agreement and authorizes the Utilities Manager to execute that second amendment and other documents related to the transaction.

Fiscal and Staff Impact

Should Los Alamos elect not to execute the Second Amendment the most likely result would be that Los Alamos would not receive a portion of the additional discount attributable to the additional Los Alamos Quantities. The discount provided under this agreement is good for five years, at which time the transaction will be refunded and the discount for another five to seven year period will be negotiated. If Los Alamos elects not to accept the discount offered at that time they could elect to make a remarketing election and exit at that time with no further obligation to purchase gas under the agreement.

Attachments

- A - Resolution 19-16
- B - Resolution 19-05 Relating to the NMMEAA Gas Supply Agreement
- C - Life to date savings derived from the prepay agreement
- D - Notice of Resolution

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-16

A RESOLUTION SUPPLEMENTING RESOLUTION NO. 19-05 RELATING TO THE NATURAL GAS SUPPLY AGREEMENT BETWEEN THE INCORPORATED COUNTY OF LOS ALAMOS AND THE NEW MEXICO MUNICIPAL ENERGY ACQUISITION AUTHORITY, AS AMENDED BY A FIRST AMENDMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDMENT TO THE NATURAL GAS SUPPLY AGREEMENT AND OTHER ACTION NECESSARY OR ADVISABLE TO OBTAIN A GAS DISCOUNT PURSUANT TO THE SUPPLY AGREEMENT, AS AMENDED, INCLUDING THE EXECUTION AND DELIVERY OF CERTIFICATES AND AGREEMENTS RELATING TO THE FOREGOING; RATIFYING, APPROVING, AND CONFIRMING PRIOR ACTION TAKEN RELATED TO THE FOREGOING; AND REPEALING ACTION INCONSISTENT HERewith.

WHEREAS, the County of Los Alamos ("County") is an incorporated county organized and existing pursuant to the laws of the State of New Mexico (the "State"); and

WHEREAS, County owns and operates a gas distribution utility system (the "Gas Utility") that supplies gas to customers of the Gas Utility within the boundaries of, or in proximity to, County; and

WHEREAS, County entered into a "Natural Gas Supply Agreement" for County's Gas Utility, as amended by a First Amendment (as amended, the "Gas Supply Agreement"), with the New Mexico Municipal Energy Acquisition Authority (the "Authority"), a joint powers authority organized pursuant to the Joint Powers Agreements Act, Sections 11-1-1 through 11-1-7 NMSA 1978, for, among other things, the purpose of financing and acquiring long-term energy supplies, for its members, including County; and

WHEREAS, on May 7, 2019, the County Council adopted Resolution No. 19-05, pursuant to which it authorized actions necessary to enable the Authority to issue refunding bonds (the "2019 Refunding Bonds") for the purpose of extending the prepaid natural gas deliveries made to the County pursuant to the Gas Supply Agreement (referred to in Resolution No. 19-05 as the "2019 Refunding Transaction"), including the execution and delivery of closing documents necessary to close on the 2019 Refunding Transaction; and

WHEREAS, following adoption of Resolution No. 19-05, the Authority determined that the best Available Discount would be achieved by amending the Prepaid Natural Gas Supply Purchase and Sale Agreement with Royal Bank of Canada dated as of October 1, 2009, as amended by First Amendment dated August 1, 2019 (the "Original Prepaid Agreement") to provide for the acquisition of additional gas supplies and the corresponding reduction of the Original Gas Supply; and

WHEREAS, on June 11, 2019, the Authority executed and delivered a bond purchase Agreement with RBC Capital Markets for the sale of the Authority's Gas Supply Revenue Refunding and Acquisition Bonds, Series 2019 in an original aggregate principal amount of Six Hundred Sixteen Million Two Hundred Ten Thousand Dollars (\$616,210,000) (the "2019 Bonds"), pursuant

to which the Available Discount was determined to be \$.297 per MMBtu (the "2019 Discount"), based on the written opinion of The Majors Group, provided to the Authority and County, that such discount amount was comparable to the highest discount reasonably achievable under then-current market conditions, and is in the best interest of the Authority and County; and

WHEREAS, in order for County to obtain the 2019 Discount, it is necessary that County execute and deliver a Second Amendment to the Gas Supply Agreement (the "Second Amendment") to provide for the acquisition of additional natural gas quantities, a corresponding reduction of natural gas quantities to have been delivered under the original Gas Supply Agreement, and other related adjustments; and

WHEREAS, the County Council desires to authorize the execution, delivery and performance by County of the Second Amendment and related documentation, including closing documentation related to the 2019 Bond Transaction in its entirety ("2019 Closing Documentation"), to the extent not previously authorized in Resolution No. 19-05, by the Utilities Manager on behalf of County in a form approved by the County Attorney.

NOW, THEREFORE, be it resolved by the County Council that:

Section 1. Authorization of Second Amendment to Gas Supply Agreement and Additional Closing Documentation. The Utilities Manager be, and hereby is, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution, including, without limiting the generality to the foregoing, the execution and delivery of: (a) the Second Amendment in the form presented herewith as Attachment A, with such changes, insertions, deletions and modifications as may be approved by the Utilities Manager and approved by the County Attorney with all such changes, insertions, deletions and modifications being deemed to have been approved by County upon execution and delivery of the Second Amendment with such execution and delivery to be conclusive evidence of such approval, and (b) the 2019 Closing Documentation.

Section 2. Ratification. All prior action of County and the respective officers, agents or employees of County, on behalf of County, taken in connection with Resolution No. 19-05, is hereby ratified, approved and confirmed, except to the extent that such action is inconsistent with the provisions of this Resolution.

Section 3. Severability. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 4. Repealer. All resolutions or parts, thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 5. Limited Obligations. All financial obligations incurred hereunder are limited to revenues of County's Gas Utility.

Section 6. Effective Date. This Resolution shall be effective immediately.

PASSED AND APPROVED this 9th day of July, 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Sara C. Scott,
Council Chair**

ATTEST: (Seal)

**Naomi D. Maestas,
Los Alamos County Clerk**

SECOND AMENDMENT TO NATURAL GAS SUPPLY AGREEMENT

This **SECOND AMENDMENT TO NATURAL GAS SUPPLY AGREEMENT** (this "**Second Amendment**") is entered into as of the 1st day of August, 2019 by and between NEW MEXICO MUNICIPAL ENERGY ACQUISITION AUTHORITY (the "**Authority**"), and the INCORPORATED COUNTY OF LOS ALAMOS, NEW MEXICO, an incorporated county legally and regularly created, established, organized, and existing under the Constitution and laws of the State of New Mexico (the "**County**"). The Authority and the County may be referred to individually in this Second Amendment from time to time as a "**Party**" or collectively as the "**Parties**". Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed thereto in the Original Supply Agreement referenced below.

WHEREAS, the Authority has issued its Gas Supply Variable Rate Revenue Bonds, Series 2009 (the "**Series 2009 Bonds**"), pursuant to a Trust Indenture, dated as of October 1, 2009 (the "**Series 2009 Indenture**"); and

WHEREAS, proceeds of the Series 2009 Bonds were applied by the Authority to purchase an approximately 30-year prepaid supply of natural gas (the "**Original Gas Supply**") from Royal Bank of Canada ("**Royal Bank**"), as seller (in such capacity, the "**Gas Supplier**"), pursuant to a Prepaid Natural Gas Purchase and Sale Agreement, dated as of October 1, 2009, as amended by the First Amendment to Prepaid Natural Gas Purchase and Sale Agreement, dated as of August 1, 2014 (as amended, the "**Original Prepaid Gas Agreement**"), between the Authority and the Gas Supplier; and

WHEREAS, in connection with its acquisition of the Gas Supply, the Authority and the County entered into that certain Natural Gas Supply Agreement, dated as of October 1, 2009, as amended by the First Amendment (as hereinafter defined), providing for the sale of a portion of the Gas Supply by the Authority to the County (as amended, the "**Original Supply Agreement**"); and

WHEREAS, in order to refund the Series 2009 Bonds, the Authority and the Trustee entered into a Trust Indenture, dated as of August 1, 2014 (the "**New Indenture**"), providing for the issuance of the Authority's Gas Supply Revenue Refunding Bonds, Series 2014, Sub-series 2014A and Sub-series 2014B (Variable Rate) (collectively, the "**Series 2014 Bonds**") and the Authority and the County entered into the First Amendment to Natural Gas Supply Agreement, dated as of August 1, 2014 (the "**First Amendment**"); and

WHEREAS, as of the date hereof, the Authority and the Trustee have entered into the First Supplemental Trust Indenture, dated as of August 1, 2019 (the "**First Supplemental Indenture**") and together with the New Indenture, the "**Indenture**"), to provide for the issuance of the Authority's Gas Supply Revenue Refunding and Acquisition Bonds, Series 2019 (the "**Series 2019 Bonds**"), in order to refund the Series 2014 Bonds in whole, to fund the acquisition of additional gas supplies and to pay certain costs in connection with the issuance of the Series 2019 Bonds; and

WHEREAS, in connection with the issuance of the Series 2019 Bonds and the execution

and delivery of the First Supplemental Indenture, Royal Bank, the Authority and the Trustee have entered into a Re-Pricing Agreement, dated as of the date hereof (the “**Re-Pricing Agreement**”), providing for, among other things, the determination of the Discount (hereinafter defined) to be in effect from time to time; and

WHEREAS, the Authority and Royal Bank have entered into a Second Amendment to the Original Prepaid Gas Agreement to provide for, among other things, the acquisition of such additional gas supplies and a reduction in the Original Gas Supply, as provided in such Second Amendment to the Original Prepaid Gas Agreement; and

WHEREAS, the Authority and the County have agreed to acquire such additional gas supplies, reduce the Original Gas Supply and amend certain provisions of the Original Supply Agreement as provided herein;

NOW, THEREFORE, in consideration of the agreements hereinafter set forth, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

ARTICLE I AMENDMENTS TO ORIGINAL SUPPLY AGREEMENT

Section 1.1. **Amendments to Section 1.1.** Section 1.1 of the Original Supply Agreement is hereby amended to add the following defined terms to the Original Supply Agreement in their appropriate alphabetical order, or to delete the defined terms set forth in the Original Supply Agreement and replace them with the following defined terms, as the case may be:

“**Additional Daily Contract Quantities**” means the quantity of Gas to be Scheduled each Gas Day of the Delivery Period as such quantity is listed under the heading “Additional Daily Contract Quantities” in Exhibit A to this Second Amendment.

“**Additional Total Contract Quantity**” means the sum of all Additional Daily Contract Quantities for each Gas Day of the Delivery Period, as set forth in Exhibit A to this Second Amendment.

“**Adjusted Original Daily Contract Quantities**” means the quantity of Gas to be Scheduled each Gas Day of the Delivery Period as such quantity is listed under the heading “Adjusted Original Daily Contract Quantities” in Exhibit A to this Second Amendment.

“**Adjusted Original Total Contract Quantity**” means the sum of all Adjusted Original Daily Contract Quantities for each Gas Day of the Delivery Period, as set forth in Exhibit A to this Second Amendment.

“**Agreement**” means the Original Supply Agreement, as amended and supplemented by this Second Amendment.

“**Bonds**” means the Series 2019 Bonds and any Refunding Bonds issued from time to time pursuant to the Indenture.

“Daily Contract Quantities” means the Adjusted Original Daily Contract Quantities and the Additional Daily Contract Quantities.

“Delivery Point(s)” shall have the meaning ascribed to it in the Second Amendment to the Original Prepaid Agreement.

“Delivery Month” means a Month in which Contract Gas deliveries and receipts are to be made hereunder. When used in connection with a Reset Period, the term “Delivery Month” shall mean each Month commencing with the Month prior to the first Month of such Reset Period and ending with the Month preceding the last Month of such Reset Period.

“Discount” means, for each Delivery Month of the period from August 1, 2019 to March 31, 2025, the amount, expressed in cents per MMBtu (rounded down to the nearest one-half cent), determined by the Calculation Agent pursuant to Section 5 of the Repricing Agreement to initially be [29.5]¢ per MMBtu.

“First Supplemental Indenture” means the First Supplemental Trust Indenture, dated as of August 1, 2019, between Buyer and the Trustee, providing for the issuance of the Series 2019 Bonds.

“Indenture” means the Trust Indenture, dated as of August 1, 2014, between Buyer and the “Trustee”), as supplemented and amended by the First Supplemental Indenture and as the same may be further amended and supplemented in accordance with its terms.

“Natural Gas Supply Agreement” means the Natural Gas Supply Agreement dated October 1, 2009, between Buyer and County, as amended by the First Amendment to Natural Gas Supply Agreement, dated August 1, 2014, and the Second Amendment to Natural Gas Supply Agreement, dated August 1, 2019, providing for the sale of the Total Contract Quantity to the County, as the same may be further amended or supplemented in accordance with its terms, or subsequently and collectively, any and all contracts for the sale of specified quantities of Gas as may from time to time be entered into by Buyer for the sale by Buyer of all or a portion of the Total Contract Quantity to a Gas Purchaser, which contracts require payment on or before the 20th Day of each Month for Gas delivered during the preceding Month and shall satisfy the other requirements set forth for such contracts in Section 2.15 of the Indenture.

“Original Prepaid Agreement” means the Prepaid Natural Gas Purchase and Sale Agreement, dated as of October 1, 2009, as amended by the First Amendment to the Prepaid Natural Gas Purchase and Sale Agreement, dated as of August 1, 2014, each between Buyer and Seller.

“Prepayment Amount” means \$703,967,087 which is the sum of the Original Prepayment Amount and the Additional Prepayment Amount.

“Refunding Bonds” has the meaning specified in the Indenture.

“**Series 2019 Bonds**” means the Buyer’s Gas Supply Revenue Bonds, Series 2019.

“**Total Contract Quantity**” means 116,546,019 MMBtu, which is the sum of the Adjusted Original Total Contract Quantity and the Additional Total Contract Quantity for each Gas Purchaser.

ARTICLE II AMENDMENTS

Section 2.1. Original Supply Agreement; Reduction of Original Daily Contract Quantities. The Parties have entered into the Original Supply Agreement providing for the Firm purchase by Buyer and sale by Seller of the Original Total Contract Quantity of Gas set forth in Exhibit A to the Original Supply Agreement, to be delivered in the Original Daily Contract Quantities set forth in Exhibit A to the Original Supply Agreement. In connection with the additional purchase and sale transaction described in Section 2.2 of this Second Amendment, the Parties agree that, from and after the Effective Date of this Second Amendment the Original Daily Contract Quantities shall be reduced to reflect the Adjusted Original Daily Contract Quantities for the remainder of the Term as set forth in Exhibit A attached to this Second Amendment.

Section 2.2 Purchase and Sale of Additional Gas Supply. Seller and Buyer hereby enter into an additional transaction for the Firm purchase and sale of Gas. The specific terms of the transaction with regard to the Additional Total Contract Quantity, Additional Daily Contract Quantities and Delivery Point(s) for such Additional Daily Contract Quantities are set forth in Exhibit A attached to this Second Amendment.

Section 2.3 Amendment to Exhibit A. Exhibit A to the Original Supply Agreement is hereby deleted and replaced with Exhibit A attached to this Second Amendment.

ARTICLE III MISCELLANEOUS

Section 3.1 References to Supply Agreement. On and after the date of this Second Amendment, all references to “Supply Agreement” in each of the Transaction Documents shall hereafter mean the Original Supply Agreement, as amended by this Second Amendment.

Section 3.2 Effect of Amendment. Except as otherwise amended by this Second Amendment, the Original Supply Agreement shall be and remain in full force and effect, and the execution, delivery and effectiveness of this Second Amendment shall not, except as expressly provided herein, operate as a waiver of any right, power or remedy under the Original Supply Agreement, nor constitute a waiver of any provision of the Original Supply Agreement. Each of the Authority and the County hereby ratifies and affirms all of its payment and performance obligations, contingent or otherwise, under the Original Supply Agreement, and acknowledges that the Original Supply Agreement, as amended hereby, remains in full force and effect and is hereby ratified and affirmed.

Section 3.3. Counterparts. This Second Amendment may be executed in counterparts, each of which shall constitute an original, but all of which when taken together shall constitute a single contract. This Second Amendment, together with the Original Supply Agreement, constitutes the entire contract between the Parties relating to the subject matter hereof and thereof and supersedes any and all previous agreements and understandings, oral or written, relating to the subject matter of hereof and thereof. Delivery of an executed counterpart of a signature page of this Second Amendment by telecopy or electronic mail shall be effective as delivery of a manually executed counterpart of this Second Amendment.

Section 3.4. Governing Law. This Second Amendment and the rights and obligations of the parties hereto shall be governed by and construed in accordance with the laws of the State of New Mexico, without reference to the conflict of laws principles therein. The Parties consent to jurisdiction and waive any objections to venue with respect to any federal district court located in the State of New Mexico.

(Signatures appear on the following page)

IN WITNESS whereof this amendment has been executed on the date first above written.

**NEW MEXICO MUNICIPAL ENERGY
ACQUISITION AUTHORITY**

By: _____
Name:
Title:

**INCORPORATED COUNTY OF LOS
ALAMOS, NEW MEXICO**

By: _____
Name:
Title:

EXHIBIT A

DAILY CONTRACT QUANTITIES

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
July 2019	432	52	484
August 2019	518	62	580
September 2019	625	75	700
October 2019	1,727	208	1,935
November 2019	2,678	322	3,000
December 2019	3,974	477	4,451
January 2020	3,743	450	4,193
February 2020	3,571	429	4,000
March 2020	2,707	325	3,032
April 2020	1,547	186	1,733
May 2020	864	104	968
June 2020	446	54	500
July 2020	432	52	484
August 2020	518	62	580
September 2020	625	75	700
October 2020	1,727	208	1,935
November 2020	2,678	322	3,000
December 2020	3,974	477	4,451
January 2021	3,743	450	4,193
February 2021	3,571	429	4,000
March 2021	2,707	325	3,032
April 2021	1,547	186	1,733
May 2021	864	104	968
June 2021	446	54	500
July 2021	432	52	484
August 2021	518	62	580
September 2021	625	75	700
October 2021	1,727	208	1,935
November 2021	2,678	322	3,000
December 2021	3,974	477	4,451
January 2022	3,743	450	4,193
February 2022	3,571	429	4,000
March 2022	2,707	325	3,032
April 2022	1,547	186	1,733
May 2022	864	104	968
June 2022	446	54	500
July 2022	432	52	484
August 2022	518	62	580
September 2022	625	75	700
October 2022	1,727	208	1,935
November 2022	2,678	322	3,000
December 2022	3,974	477	4,451
January 2023	3,743	450	4,193
February 2023	3,571	429	4,000

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
March 2023	2,707	325	3,032
April 2023	1,547	186	1,733
May 2023	864	104	968
June 2023	446	54	500
July 2023	432	52	484
August 2023	518	62	580
September 2023	625	75	700
October 2023	1,727	208	1,935
November 2023	2,678	322	3,000
December 2023	3,974	477	4,451
January 2024	3,743	450	4,193
February 2024	3,571	429	4,000
March 2024	2,707	325	3,032
April 2024	1,547	186	1,733
May 2024	864	104	968
June 2024	446	54	500
July 2024	432	52	484
August 2024	518	62	580
September 2024	625	75	700
October 2024	1,727	208	1,935
November 2024	2,678	322	3,000
December 2024	3,974	477	4,451
January 2025	3,743	450	4,193
February 2025	3,571	429	4,000
March 2025	2,707	325	3,032
April 2025	1,547	186	1,733
May 2025	864	104	968
June 2025	446	54	500
July 2025	432	52	484
August 2025	518	62	580
September 2025	625	75	700
October 2025	1,727	208	1,935
November 2025	2,678	322	3,000
December 2025	3,974	477	4,451
January 2026	3,743	450	4,193
February 2026	3,571	429	4,000
March 2026	2,707	325	3,032
April 2026	1,547	186	1,733
May 2026	864	104	968
June 2026	446	54	500
July 2026	432	52	484
August 2026	518	62	580
September 2026	625	75	700
October 2026	1,727	208	1,935
November 2026	2,678	322	3,000
December 2026	3,974	477	4,451
January 2027	3,743	450	4,193
February 2027	3,571	429	4,000
March 2027	2,707	325	3,032

Exhibit A – Page 2

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
April 2027	1,547	186	1,733
May 2027	864	104	968
June 2027	446	54	500
July 2027	432	52	484
August 2027	518	62	580
September 2027	625	75	700
October 2027	1,727	208	1,935
November 2027	2,678	322	3,000
December 2027	3,974	477	4,451
January 2028	3,743	450	4,193
February 2028	3,571	429	4,000
March 2028	2,707	325	3,032
April 2028	1,547	186	1,733
May 2028	864	104	968
June 2028	446	54	500
July 2028	432	52	484
August 2028	518	62	580
September 2028	625	75	700
October 2028	1,727	208	1,935
November 2028	2,678	322	3,000
December 2028	3,974	477	4,451
January 2029	3,743	450	4,193
February 2029	3,571	429	4,000
March 2029	2,707	325	3,032
April 2029	1,547	186	1,733
May 2029	864	104	968
June 2029	446	54	500
July 2029	432	52	484
August 2029	518	62	580
September 2029	625	75	700
October 2029	1,727	208	1,935
November 2029	2,678	322	3,000
December 2029	3,974	477	4,451
January 2030	3,743	450	4,193
February 2030	3,571	429	4,000
March 2030	2,707	325	3,032
April 2030	1,547	186	1,733
May 2030	864	104	968
June 2030	446	54	500
July 2030	432	52	484
August 2030	518	62	580
September 2030	625	75	700
October 2030	1,727	208	1,935
November 2030	2,678	322	3,000
December 2030	3,974	477	4,451
January 2031	3,743	450	4,193
February 2031	3,571	429	4,000
March 2031	2,707	325	3,032
April 2031	1,547	186	1,733

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
May 2031	864	104	968
June 2031	446	54	500
July 2031	432	52	484
August 2031	518	62	580
September 2031	625	75	700
October 2031	1,727	208	1,935
November 2031	2,678	322	3,000
December 2031	3,974	477	4,451
January 2032	3,743	450	4,193
February 2032	3,571	429	4,000
March 2032	2,707	325	3,032
April 2032	1,547	186	1,733
May 2032	864	104	968
June 2032	446	54	500
July 2032	432	52	484
August 2032	518	62	580
September 2032	625	75	700
October 2032	1,727	208	1,935
November 2032	2,678	322	3,000
December 2032	3,974	477	4,451
January 2033	3,743	450	4,193
February 2033	3,571	429	4,000
March 2033	2,707	325	3,032
April 2033	1,547	186	1,733
May 2033	864	104	968
June 2033	446	54	500
July 2033	432	52	484
August 2033	518	62	580
September 2033	625	75	700
October 2033	1,727	208	1,935
November 2033	2,678	322	3,000
December 2033	3,974	477	4,451
January 2034	3,743	450	4,193
February 2034	3,571	429	4,000
March 2034	2,707	325	3,032
April 2034	1,547	186	1,733
May 2034	864	104	968
June 2034	446	54	500
July 2034	432	52	484
August 2034	518	62	580
September 2034	625	75	700
October 2034	1,727	208	1,935
November 2034	2,678	322	3,000
December 2034	3,974	477	4,451
January 2035	3,743	450	4,193
February 2035	3,571	429	4,000
March 2035	2,707	325	3,032
April 2035	1,547	186	1,733
May 2035	864	104	968

Exhibit A – Page 4

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
June 2035	446	54	500
July 2035	432	52	484
August 2035	518	62	580
September 2035	625	75	700
October 2035	1,727	208	1,935
November 2035	2,678	322	3,000
December 2035	3,974	477	4,451
January 2036	3,743	450	4,193
February 2036	3,571	429	4,000
March 2036	2,707	325	3,032
April 2036	1,547	186	1,733
May 2036	864	104	968
June 2036	446	54	500
July 2036	432	52	484
August 2036	518	62	580
September 2036	625	75	700
October 2036	1,727	208	1,935
November 2036	2,678	322	3,000
December 2036	3,974	477	4,451
January 2037	3,743	450	4,193
February 2037	3,571	429	4,000
March 2037	2,707	325	3,032
April 2037	1,547	186	1,733
May 2037	864	104	968
June 2037	446	54	500
July 2037	432	52	484
August 2037	518	62	580
September 2037	625	75	700
October 2037	1,727	208	1,935
November 2037	2,678	322	3,000
December 2037	3,974	477	4,451
January 2038	3,743	450	4,193
February 2038	3,571	429	4,000
March 2038	2,707	325	3,032
April 2038	1,547	186	1,733
May 2038	864	104	968
June 2038	446	54	500
July 2038	432	52	484
August 2038	518	62	580
September 2038	625	75	700
October 2038	1,727	208	1,935
November 2038	2,678	322	3,000
December 2039	3,974	477	4,451
January 2039	3,743	450	4,193
February 2039	3,571	429	4,000
March 2039	2,707	325	3,032
April 2039	1,547	186	1,733
May 2039	864	104	968
June 2039	446	54	500

MONTH/YEAR	ADJUSTED ORIGINAL DAILY CONTRACT QUANTITIES	ADDITIONAL DAILY CONTRACT QUANTITIES	TOTAL
July 2039	432	52	484
August 2039	518	62	580
September 2039	625	75	700

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-05

A RESOLUTION RELATING TO THE NATURAL GAS SUPPLY AGREEMENT BETWEEN THE INCORPORATED COUNTY OF LOS ALAMOS AND THE NEW MEXICO MUNICIPAL ENERGY ACQUISITION AUTHORITY, AS AMENDED BY A FIRST AMENDMENT; AUTHORIZING ACTION NECESSARY OR ADVISABLE TO OBTAIN A GAS DISCOUNT PURSUANT TO THE SUPPLY AGREEMENT, AS AMENDED, INCLUDING THE EXECUTION AND DELIVERY OF CERTIFICATES AND AGREEMENTS RELATING TO THE FOREGOING; RATIFYING, APPROVING AND CONFIRMING PRIOR ACTION TAKEN RELATED TO THE FOREGOING; AND REPEALING ACTION INCONSISTENT HEREWITH

WHEREAS, the Incorporated County of Los Alamos ("County") is an incorporated county organized and existing pursuant to the laws of the State of New Mexico ("State"); and

WHEREAS, the County, through its Department of Public Utilities, owns and operates a natural gas distribution utility system ("Gas Utility") that supplies gas to customers of the Gas Utility within the boundaries of, or in proximity to, County; and

WHEREAS, the County, in November 2009 and in resolution number 08-19, entered into a natural gas supply agreement ("Gas Supply Agreement") for the County's Gas Utility with the New Mexico Municipal Energy Acquisition Authority ("Authority"), a joint powers authority organized pursuant State law for the purpose of financing and acquiring long-term natural gas supplies for its public body member and contract purchasers, including the County; and

WHEREAS, on July 8, 2014, the County Council approved by resolution, Resolution No. 14-11, the first amendment to the Gas Supply Agreement ("Amended Gas Supply Agreement"); and

WHEREAS, the natural gas deliveries made by the Authority to County pursuant to the Amended Gas Supply Agreement were financed with proceeds of the Authority's Gas Supply Revenue Bonds, Series 2014 ("2014 Bonds"); and

WHEREAS, the Authority's 2014 Bonds are subject to mandatory redemption on August 1, 2019, and must be refinanced in order to enable the Authority to continue to deliver natural gas to County at a discount pursuant to the Amended Gas Supply Agreement; and

WHEREAS, the Amended Gas Supply Agreement provides that County may elect to have all or a portion of its Daily Contract Quantities (as defined in the Amended Gas Supply Agreement) remarketed for the remaining term in the event that the Available Discount, as defined in the Amended Gas Supply Agreement, is less than the Minimum Discount of THIRTY-SEVEN CENTS (\$0.37) per MMBtu (a "Remarketing Election"); and

WHEREAS, the amount of discount that shall be available through the refunding and refinancing of the 2014 Bonds (the "2019 Refunding Transaction") is a function of the pricing and

final terms of the 2019 Refunding Bonds under the bond market conditions in effect on the day of pricing of the 2019 Refunding Bonds and shall be determined at the time that the 2019 Refunding Bonds are sold to Royal Bank of Canada ("Gas Supplier"); and

WHEREAS, the available discount will be increased by extending term of the Amended Gas Supply Agreement for up to an additional 10 years and providing for the delivery of additional volumes of natural gas through the issuance by the Authority of bonds to finance the prepayment for those additional volumes (the "2019 New Money Transaction" and, together with the 2019 Refunding Transaction, the "2019 Transaction"); and

WHEREAS, the 2019 Refunding Transaction cannot proceed if County makes a Remarketing Election; and

WHEREAS, in connection with the 2019 Refunding Transaction, it shall be necessary for authorized officer of County to execute and deliver certain closing certificates and agreements, including but not necessarily limited to, a general County certificate and a continuing disclosure certificate or agreement, and such other certificates and agreements that may be necessary or appropriate to County's participation with the Authority, including such certificates and agreements which may be reasonably requested in connection with the Bonds issued by the Authority ("Closing Documentation"); and

WHEREAS, the Authority retained the Majors Group as its Municipal Advisor in connection with the issuance of the 2014 Bonds, and has retained the Majors Group for the 2019 Refunding Transaction; and

WHEREAS, the Council desires to authorize the execution, delivery and performance by County of the Closing Documentation; and

WHEREAS, it is in the best interest of County and its residents that County not make a Remarketing Election if the conditions specified in Section 3 of this Resolution are satisfied.

NOW, THEREFORE, be it resolved by the County Council that:

Section 1. Determination of Best Interest of Los Alamos Gas Utility. The County Council finds and hereby determines that it is in the best interest of County and its Gas Utility customers for the County to continue to obtain a discount to its natural gas costs, and that terminating deliveries of natural gas from the Authority by making a Remarketing Election is not in the best interest of County if the discount is reasonable based on current market conditions.

Section 2. Delegation of Authority to Effect the 2019 Refunding Transaction. The Utilities Manager is hereby authorized and directed to take all action necessary or appropriate under the Amended Gas Supply Agreement and in connection with the Remarketing Election, to effectuate the 2019 Refunding Transaction, including, without limiting the generality of the

foregoing, the execution of the Closing Documentation, subject to the provisions of Section 3 of this Resolution.

Section 3. No Remarketing Election upon Satisfaction of Condition. The County will not make a Remarketing Election if, at the time that the final terms of the 2019 Refunding Transaction are established, the Majors Group, as Municipal Advisor to the Authority, provides a written opinion, addressed to the Authority and County (which may include the other member-local governments of the Authority), certifying that the new discount amount is comparable to the highest discount reasonably achievable under then-current market conditions and is otherwise in the best interests of the Authority and County as such interests are understood by the Majors Group.

Section 4. Ratification. All prior action of County and the respective officers, agents or employees of County taken in connection with the Closing Documentation is hereby ratified, approved and confirmed, except to the extent that such action is inconsistent with the provisions of this Resolution or the authorization contained herein to execute and deliver the Closing Documentation.

Section 5. Severability. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 6. Repealer. All resolutions or parts, thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.


Section 7. Limited Obligations. All financial obligations incurred hereunder are limited to revenues of County's Gas Utility.

Section 8. Effective Date. This Resolution shall be effective immediately upon adoption by the County Council.

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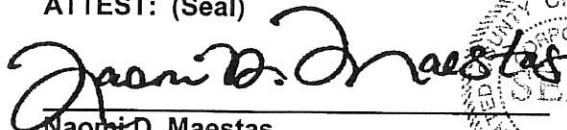
PASSED AND ADOPTED this 7th day of May, 2019.

COUNCIL OF THE INCORPORATED COUNTY
OF LOS ALAMOS, NEW MEXICO



Sara C. Scott,
Council Chair

ATTEST: (Seal)



Naomi D. Maestas,
Los Alamos County Clerk



R-19-05 05/07/2019 12:00 AM
Page(s): 4 Naomi D Maestas - County Clerk
Los Alamos County, NM Victoria L Martinez - Deputy



Los Alamos	
9-Oct	0
9-Nov	90,000
9-Dec	137,981
10-Jan	129,983
10-Feb	112,000
10-Mar	93,992
10-Apr	51,990
10-May	30,008
10-Jun	15,000
10-Jul	15,004
10-Aug	17,980
10-Sep	21,000

714,938 \$ 0.2000 \$ 142,987.60
rate stabilization rebate \$ -
total \$ 142,987.60

10-Oct	59,985
10-Nov	90,000
10-Dec	137,981
11-Jan	129,983
11-Feb	112,000
11-Mar	90,496
11-Apr	51,990
11-May	30,008
11-Jun	15,000
11-Jul	15,004
11-Aug	17,980
11-Sep	21,000

771,427 \$ 0.2000 \$ 154,285.40
rate stabilization rebate \$ 178,303.00
total \$ 332,588.40

11-Oct	59,985
11-Nov	90,000
11-Dec	137,981
12-Jan	129,983
12-Feb	116,000
12-Mar	93,992
12-Apr	51,990
12-May	30,008
12-Jun	15,000
12-Jul	15,004
12-Aug	17,980
12-Sep	21,000

778,923 \$ 0.2000 \$ 155,784.60
rate stabilization rebate \$ 233,677.00
total \$ 389,461.60

12-Oct	59,985
12-Nov	90,000
12-Dec	137,981
13-Jan	129,983
13-Feb	112,000
13-Mar	93,992
13-Apr	51,990
13-May	30,008
13-Jun	15,000
13-Jul	15,004
13-Aug	17,980
13-Sep	21,000

774,923 \$ 0.2000 \$ 154,984.60
rate stabilization rebate \$ 222,787.00
total \$ 377,771.60

13-Oct	59,985
13-Nov	90,000
13-Dec	137,981
14-Jan	129,983
14-Feb	112,000
14-Mar	93,992
14-Apr	51,990
14-May	30,008
14-Jun	15,000
14-Jul	15,004

735,943 \$ 0.2000 \$ 147,188.60
rate stabilization rebate \$ 95,206.00 est
total \$ 242,394.60 est

Los Alamos	
14-Aug	17,980
14-Sep	21,000

38,980 \$ 0.2894 \$ 11,280.81

14-Oct	59,985
14-Nov	90,000
14-Dec	137,981
15-Jan	129,983
15-Feb	112,000
15-Mar	93,992
15-Apr	51,990
15-May	30,008
15-Jun	15,000
15-Jul	15,004
15-Aug	17,980
15-Sep	21,000

774,923 \$ 0.2894 \$ 224,262.72

15-Oct	59,985
15-Nov	90,000
15-Dec	137,981
16-Jan	129,983
16-Feb	116,000
16-Mar	93,992
16-Apr	51,990
16-May	30,008
16-Jun	15,000
16-Jul	15,004
16-Aug	17,980
16-Sep	21,000

778,923 \$ 0.2894 \$ 225,420.32

16-Oct	59,985
16-Nov	90,000
16-Dec	137,981
17-Jan	129,983
17-Feb	112,000
17-Mar	93,992
17-Apr	51,990
17-May	30,008
17-Jun	15,000
17-Jul	15,004
17-Aug	17,980
17-Sep	21,000

774,923 \$ 0.2894 \$ 224,262.72

17-Oct	59,985
17-Nov	90,000
17-Dec	137,981
18-Jan	129,983
18-Feb	112,000
18-Mar	93,992
18-Apr	51,990
18-May	30,008
18-Jun	15,000
18-Jul	15,004
18-Aug	17,980
18-Sep	21,000

774,923 \$ 0.2894 \$ 224,262.72

18-Oct	59,985
18-Nov	90,000
18-Dec	137,981
19-Jan	129,983
19-Feb	112,000
19-Mar	93,992

623,941 \$ 0.2894 \$ 180,568.53

total to date \$ 2,349,841.29

ATTACHMENT C

NOTICE OF RESOLUTION NO. 19-16

STATE OF NEW MEXICO, COUNTY OF LOS ALAMOS

Notice is hereby given that the Council of the Incorporated County of Los Alamos, State of New Mexico, has directed publication of Los Alamos County Resolution No. 19-16. This will be considered by the County Council at an open meeting on Tuesday, July 9, 2019, at 6:00 p.m., at the Los Alamos County Municipal Building: 1000 Central Avenue, Los Alamos, New Mexico 87544. The full copy is available for inspection or purchase, during regular business hours, in the County Clerk's Office: 1000 Central Avenue, Suite 240.

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-16

A RESOLUTION SUPPLEMENTING RESOLUTION NO. 19-05 RELATING TO THE NATURAL GAS SUPPLY AGREEMENT BETWEEN THE INCORPORATED COUNTY OF LOS ALAMOS AND THE NEW MEXICO MUNICIPAL ENERGY ACQUISITION AUTHORITY, AS AMENDED BY A FIRST AMENDMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDMENT TO THE NATURAL GAS SUPPLY AGREEMENT AND OTHER ACTION NECESSARY OR ADVISABLE TO OBTAIN A GAS DISCOUNT PURSUANT TO THE SUPPLY AGREEMENT, AS AMENDED, INCLUDING THE EXECUTION AND DELIVERY OF CERTIFICATES AND AGREEMENTS RELATING TO THE FOREGOING; RATIFYING, APPROVING, AND CONFIRMING PRIOR ACTION TAKEN RELATED TO THE FOREGOING; AND REPEALING ACTION INCONSISTENT HERewith

Council of the Incorporated County of Los Alamos

By: /s/ Sara C. Scott, Council Chair

Attest: /s/Naomi D. Maestas, County Clerk

Published Thursday, June 27, 2019



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: C.

Index (Council Goals): * 2018 Council Goal – Quality of Life – Mobility – Maintain and Improve Transportation and Mobility

Presenters: Jon Bulthuis, Acting Public Works Director

Legislative File: 11625-19

Title

Consolidated Proposed Action on Incorporated County of Los Alamos Resolutions No. 19-10, 19-11, and 19-12, Resolutions of Support for County Participation in the 2019-2020 New Mexico Department of Transportation Local Government Road Fund for Reconstruction and Pavement Rehabilitation/Improvements of Various County Roads in Los Alamos, New Mexico Under the County Arterial Program, School Bus Route Program, and Cooperative Agreement Program.

Recommended Action

I move that Council approve Incorporated County of Los Alamos Resolutions No. 19-10, 19-11, and 19-12, Resolutions of Support for County Participation in the 2019-2020 New Mexico Department of Transportation Local Government Road Fund for Reconstruction and Pavement Rehabilitation/Improvements of Various County Roads in Los Alamos, New Mexico Under the County Arterial Program, School Bus Route Program, and Cooperative Agreement Program.

County Manager's Recommendation

The County Manager recommends that Council approve the motion as presented.

Body

Annually, Engineering Staff submits grant applications to the New Mexico Department of Transportation (NMDOT) to help fund County roadway improvements through the Local Government Road Fund which is comprised of the County Arterial Program, School Bus Route, and Cooperative Agreement Program.

For Fiscal Year 2019-20, the NMDOT awarded Los Alamos County a combined amount of \$232,484.00, comprised of a 75% State Share (\$174,363.00) and 25% County Match (\$58,121.00).

These funds will be utilized in the 2020 construction season to offset road construction costs. Specifically, the grant funding will be utilized for reconstruction and pavement rehabilitation of Camino Encantado as part of the Barranca Mesa 3 Subdivision Improvements Project, programmed for FY20 funding in the amount of \$1,950,000. This project is programmed in accordance with the 5-Year Road Reconstruction CIP which is based upon pavement condition ratings.

NMDOT requires that a resolution for each Local Government Road Fund Program be submitted

before the grant agreements are prepared and submitted. The Attorney's Office has reviewed the attached resolutions and have been published as required by County Code.

Fiscal and Staff Impact/Planned Item

The total funding amount of \$232,484.00 consists of \$174,363.00 (75% State Share) and \$58,121.00 (25% County match). A detailed breakdown of funding amounts by Program is attached for reference (Attachment A). Funds for the County's share is available from the FY 2020 Roadway Capital Improvement Program.

The Public Works Department will oversee the contract work and administer the grants in cooperation with the County's Finance Division.

Copies of the Resolutions are attached for reference (Attachments B, C, and D).

Attachments

- A - Funding Detail
- B - Incorporated County of Los Alamos - Resolution 19-10
- C - Incorporated County of Los Alamos - Resolution 19-11
- D - Incorporated County of Los Alamos - Resolution 19-12
- E - Legal Notices of Publication

Local Government Road Funding Detail			
Resolution No.	County Match	NMDOT Funding	Total
19-10 - County Arterial	8,584	25,752	34,336
19-11 - School Bus (SB)	32,870	98,611	131,481
19-12 - Coop	16,667	50,000	66,667
Total	58,121	174,363	232,484

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-10

**A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION
IN THE 2019-2020 NEW MEXICO DEPARTMENT OF
TRANSPORTATION LOCAL GOVERNMENT ROAD FUND
COOPERATIVE AGREEMENT FOR RECONSTRUCTION AND
PAVEMENT REHABILITATION/IMPROVEMENTS OF VARIOUS
COUNTY ROADS IN LOS ALAMOS, NEW MEXICO, UNDER THE
COUNTY ARTERIAL PROGRAM PROJECT NO. L500345**

WHEREAS, pursuant to Section 67-3-28.2, NMSA 1978, assistance for local road construction and repair is available through the New Mexico Department of Transportation from the Local Government Road Fund; and

WHEREAS, the Incorporated County of Los Alamos ("County") applied for funding from the County Arterial Program for reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico (the "Project"). The total Project cost (including the 25% County participation) is THIRTY-FOUR THOUSAND THREE HUNDRED THIRTY-SIX DOLLARS (\$34,336.00); and

WHEREAS, County has agreed with the State of New Mexico to utilize the funds from the County Arterial Program for reconstruction and pavement rehabilitation/improvements of various County roads; and

WHEREAS, to obtain funds from the Local Government Road Fund, a local government must agree to provide matching funds pursuant to Section 67-3-32, NMSA 1978; and

WHEREAS, the Council of the Incorporated County of Los Alamos supports the Project and shall provide 25% of the funds for the Project as required under the County Arterial Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Incorporated County of Los Alamos that:

Section 1. The County Manager of the Incorporated County of Los Alamos is authorized to execute the County Arterial Program to obtain funds for reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico.

Section 2. The Council of the Incorporated County of Los Alamos supports reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico, and shall provide matching funds for this Project in the amount of EIGHT THOUSAND FIVE HUNDRED EIGHTY-FOUR DOLLARS (\$8,584.00).

PASSED AND ADOPTED this 9th day of July, 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Sara C. Scott
Council Chair**

ATTEST: (Seal)

**Naomi D. Maestas
Los Alamos County Clerk**

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-11

**A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION IN
THE 2019-2020 NEW MEXICO DEPARTMENT OF TRANSPORTATION
LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT
FOR RECONSTRUCTION AND PAVEMENT
REHABILITATION/IMPROVEMENTS OF VARIOUS COUNTY ROADS
IN LOS ALAMOS, NEW MEXICO UNDER THE SCHOOL BUS ROUTE
PROGRAM PROJECT NO. L500346**

WHEREAS, pursuant to Section 67-3-28.2, NMSA 1978, assistance for local road construction and repair is available through the New Mexico Department of Transportation from the Local Government Road Fund; and

WHEREAS, the Incorporated County of Los Alamos ("County") applied for funding from the School Bus Route Program for reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico (the "Project"). The total Project cost (including the 25% County participation) is ONE HUNDRED THIRTY-ONE THOUSAND FOUR HUNDRED EIGHTY-ONE DOLLARS (\$131,481.00); and

WHEREAS, the Incorporated County of Los Alamos has agreed with the State of New Mexico to utilize awarded funds from the School Bus Route Program for reconstruction and pavement rehabilitation/improvements of various County roads; and

WHEREAS, to obtain funds from the Local Government Road Fund, a local government must agree to provide matching funds pursuant to Section 67-3-32, NMSA 1978; and

WHEREAS, the Council of the Incorporated County of Los Alamos supports the Project and shall provide 25% of the funds for the Project as required under the School Bus Route Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Incorporated County of Los Alamos that:

Section 1. The County Manager of the Incorporated County of Los Alamos is authorized to execute the School Bus Route Cooperative Agreement to obtain funds for reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico.

Section 2. The Council of the Incorporated County of Los Alamos supports reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico, and shall provide matching funds for this Project in the amount of THIRTY-TWO THOUSAND EIGHT HUNDRED SEVENTY DOLLARS (\$32,870.00).

PASSED AND ADOPTED this 9th day of July, 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Sara C. Scott
Council Chair**

ATTEST: (Seal)

**Naomi D. Maestas
Los Alamos County Clerk**

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-12

**A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION
IN THE 2019-2020 NEW MEXICO DEPARTMENT OF
TRANSPORTATION LOCAL GOVERNMENT ROAD FUND
COOPERATIVE AGREEMENT FOR RECONSTRUCTION AND
PAVEMENT REHABILITATION/IMPROVEMENTS OF VARIOUS
COUNTY ROADS IN LOS ALAMOS, NEW MEXICO, UNDER THE
COOPERATIVE AGREEMENT PROGRAM PROJECT NO.
L500347**

WHEREAS, pursuant to Section 67-3-28.2, NMSA 1978, assistance for local road construction and repair is available through the New Mexico Department of Transportation from the Local Government Road Fund; and

WHEREAS, the Incorporated County of Los Alamos ("County") applied for funding from the Cooperative Agreement Program for the reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico (the "Project"). The total Project cost (including the 25% County participation) is SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SEVEN DOLLARS (\$66,667.00); and

WHEREAS, County has agreed with the State of New Mexico to utilize the funds from the Cooperative Agreement Program for reconstruction and pavement rehabilitation/improvements of various County roads; and

WHEREAS, to obtain funds from the Local Government Road Fund, a local government must agree to provide matching funds pursuant to Section 67-3-32, NMSA 1978; and

WHEREAS, the Council of the Incorporated County of Los Alamos supports the Project and shall provide 25% of the funds for the Project as required under the Cooperative Agreement Program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Incorporated County of Los Alamos that:

Section 1. The County Manager of the Incorporated County of Los Alamos is authorized to execute the Cooperative Agreement Program to obtain funds for reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico.

Section 2. The Council of the Incorporated County of Los Alamos supports the reconstruction and pavement rehabilitation/improvements of various County roads in Los Alamos, New Mexico, and shall provide matching funds for this Project in the amount of SIXTEEN THOUSAND SIX HUNDRED SIXTY-SEVEN DOLLARS (\$16,667.00).

PASSED AND ADOPTED this 9th day of July, 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Sara C. Scott
Council Chair**

ATTEST: (Seal)

**Naomi D. Maestas
Los Alamos County Clerk**

NOTICE OF RESOLUTION NO. 19-10

STATE OF NEW MEXICO, COUNTY OF LOS ALAMOS

Notice is hereby given that the Council of the Incorporated County of Los Alamos, State of New Mexico, has directed publication of Los Alamos County Resolution No. 19-10. This will be considered by the County Council at an open meeting on Tuesday, July 9, 2019, at 6:00 p.m., at the Los Alamos County Municipal Building: 1000 Central Avenue, Los Alamos, New Mexico 87544. The full copy is available for inspection or purchase, during regular business hours, in the County Clerk's Office: 1000 Central Avenue, Suite 240.

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-10

A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION IN THE 2019-2020 NEW MEXICO DEPARTMENT OF TRANSPORTATION LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT FOR RECONSTRUCTION AND PAVEMENT REHABILITATION/IMPROVEMENTS OF VARIOUS COUNTY ROADS IN LOS ALAMOS, NEW MEXICO, UNDER THE COUNTY ARTERIAL PROGRAM PROJECT NO. L500345

Council of the Incorporated County of Los Alamos

By: /s/ Sara C. Scott, Council Chair

Attest: /s/Naomi D. Maestas, County Clerk

LA DAILY POST,

Publication Date: Thursday, June 27, 2019

Type of Publication: Notice of Public Hearing of Resolution No. 19-10

NOTICE OF RESOLUTION NO. 19-11

STATE OF NEW MEXICO, COUNTY OF LOS ALAMOS

Notice is hereby given that the Council of the Incorporated County of Los Alamos, State of New Mexico, has directed publication of Los Alamos County Resolution No. 19-11. This will be considered by the County Council at an open meeting on Tuesday, July 9, 2019, at 6:00 p.m., at the Los Alamos County Municipal Building: 1000 Central Avenue, Los Alamos, New Mexico 87544. The full copy is available for inspection or purchase, during regular business hours, in the County Clerk's Office: 1000 Central Avenue, Suite 240.

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-11

A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION IN THE 2019-2020 NEW MEXICO DEPARTMENT OF TRANSPORTATION LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT FOR RECONSTRUCTION AND PAVEMENT REHABILITATION/IMPROVEMENTS OF VARIOUS COUNTY ROADS IN LOS ALAMOS, NEW MEXICO UNDER THE SCHOOL BUS ROUTE PROGRAM PROJECT NO. L500346

Council of the Incorporated County of Los Alamos

By: /s/ Sara C. Scott, Council Chair

Attest: /s/Naomi D. Maestas, County Clerk

LA DAILY POST,

Publication Date: Thursday, June 27, 2019

Type of Publication: Notice of Public Hearing of Resolution No. 19-11

NOTICE OF RESOLUTION NO. 19-12

STATE OF NEW MEXICO, COUNTY OF LOS ALAMOS

Notice is hereby given that the Council of the Incorporated County of Los Alamos, State of New Mexico, has directed publication of Los Alamos County Resolution No. 19-12. This will be considered by the County Council at an open meeting on Tuesday, July 9, 2019, at 6:00 p.m., at the Los Alamos County Municipal Building: 1000 Central Avenue, Los Alamos, New Mexico 87544. The full copy is available for inspection or purchase, during regular business hours, in the County Clerk's Office: 1000 Central Avenue, Suite 240.

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-12

A RESOLUTION OF SUPPORT FOR COUNTY PARTICIPATION IN THE 2019-2020 NEW MEXICO DEPARTMENT OF TRANSPORTATION LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT FOR RECONSTRUCTION AND PAVEMENT REHABILITATION/IMPROVEMENTS OF VARIOUS COUNTY ROADS IN LOS ALAMOS, NEW MEXICO, UNDER THE COOPERATIVE AGREEMENT PROGRAM PROJECT NO. L500347

Council of the Incorporated County of Los Alamos

By: /s/ Sara C. Scott, Council Chair

Attest: /s/Naomi D. Maestas, County Clerk

LA DAILY POST,

Publication Date: Thursday, June 27, 2019

Type of Publication: Notice of Public Hearing of Resolution No. 19-12



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: D.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Jon Bulthuis, Acting Public Works Director

Legislative File: 12077-19

Title

Approval of the North Central Regional Transit District Intergovernmental Contract.

Recommended Action

I move that Council approve the North Central Regional Transit District Intergovernmental Contract Agreement, that is an update with the addition of the Village of Questa to this contract thereby confirming and awarding the membership and voting rights of all the members listed in this agreement.

County Manager's Recommendation

The County Manager recommends that Council approve the motion as presented.

Body

The Village of Questa has recently joined North Central Regional Transit District (NCRTD). NCRTD has requested all sixteen of its current members to execute the Intergovernmental Contract (IGC). The agreement is the fundamental link between its members and confirms the roles and responsibilities of all Members within the structure provided for under the Regional Transit District Act. The Board has consistently demonstrated the ability to form a true consensus among city, county and tribal governments throughout the region.

The success of this regional cooperation should be a point of pride for every member. To ensure that the NCRTD continues its success they request that each member take the IGC to its respective governing body, obtain approval and then return a signed copy to NCRTD. This will ensure that all sixteen members confirm their willingness to go forward with their participation in the District. In addition to confirming the membership, the 2019 IGC will adjust the voting strength of the members matrix. The change includes adding a voting unit for the Village of Questa. Los Alamos voting units remain the same at three units out of a new total of thirty-seven voting units. The voting strength analysis is attached as Attachment B.

Alternatives

Council could choose not to approve the update to this contract; however, it would not allow the Village of Questa to be a voting member.

Attachments

- A - NCRTD 2019 Intergovernmental Contract - Red Line Version
- B - NCRTD Voting Strength Analysis

**NORTH CENTRAL
REGIONAL TRANSIT DISTRICT**

**AMENDED
INTERGOVERNMENTAL
CONTRACT**

**APPROVED
BY
NCRTD BOARD
June 14th, 2019~~December 7th, 2018~~**

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL CONTRACT**

By and among:

**VILLAGE OF CHAMA
TOWN OF EDGEWOOD
CITY OF ESPAÑOLA
COUNTY OF LOS ALAMOS
PUEBLO OF NAMBE
PUEBLO OF OHKAY OWINGEH
PUEBLO OF POJOAQUE
VILLAGE OF QUESTA
COUNTY OF RÍO ARRIBA
PUEBLO OF SAN ILDEFONSO
PUEBLO OF SANTA CLARA
CITY OF SANTA FE
COUNTY OF SANTA FE
COUNTY OF TAOS
TOWN OF TAOS
VILLAGE OF TAOS SKI VALLEY
AND
PUEBLO OF TESUQUE**

Dated as of June 14th, 2019~~December 7th, 2018~~.

**Providing for the creation and operation of
the “North Central Regional Transit District” as a Regional Transit District
pursuant to the New Mexico Regional Transit District Act,
Chapter 73, Article 25, Sections 1-18, NMSA 1978 (2003)**

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**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL CONTRACT**

THIS NORTH CENTRAL REGIONAL TRANSIT DISTRICT INTERGOVERNMENTAL CONTRACT (hereinafter, this “Contract”) is entered into as of the date indicated on page 2 of this Contract by and among the **VILLAGE OF CHAMA, TOWN OF EDGEWOOD, CITY OF ESPAÑOLA, COUNTY OF LOS ALAMOS, PUEBLO OF NAMBÉ, PUEBLO OF OHKAY OWINGEH, PUEBLO OF POJOAQUE, VILLAGE OF QUESTA, COUNTY OF RÍO ARRIBA, PUEBLO OF SAN ILDEFONSO, PUEBLO OF SANTA CLARA, CITY OF SANTA FE, COUNTY OF SANTA FE, COUNTY OF TAOS, THE TOWN OF TAOS, VILLAGE OF TAOS SKI VALLEY AND PUEBLO OF TESUQUE.**

RECITALS

WHEREAS, pursuant to the Regional Transit District Act, Chapter 73, Article 25, Sections 1-18, NMSA 1978, (hereinafter the “Act”), New Mexico governmental units are authorized to establish, by contract, regional transit districts, which, upon the satisfaction of the conditions set forth in Article II hereof, are authorized to finance, construct, operate, maintain, and promote regional transit systems; and

WHEREAS, governmental units may contract with one another to provide any function, service, or facility lawfully authorized to each of the contracting units and any such contract may provide for the joint exercise of the function, service, or facility, including the establishment of a separate legal entity to do so; and

WHEREAS, the Initial Members were governmental units located in North Central New Mexico, which desire to form a regional transit district pursuant to the Act for the purpose of financing, Constructing, operating, maintaining, and promoting regional transit systems; and

WHEREAS, transit services promote independent living for the frail, the elderly, the disabled, and those without access to automobiles by providing essential links to a variety of medical, social, and other services, and the region recognizes the need to improve mobility options for this growing segment of the population; and

WHEREAS, the Initial Members began working together on the goal of forming a regional transit district in the Spring of 2003; and

WHEREAS, the Initial Members formed a working group in September 2003, which has met regularly to consider the interests of the Initial Members; and

WHEREAS, the working group has specified the terms of this Contract and other necessary documents based on comments received from and extensive discussions with the Governing Bodies of each of the Initial Members; and

WHEREAS, the Initial Members have duly voted for and approved the addition of new members whose Governmental Units are within the boundaries of the district; and

WHEREAS, new members have been added since the formation of the NCRTD in 2004 whose memberships and voting rights should be acknowledged and ratified by a novation of this Contract.

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual covenants set forth below, the Initial Members along with the new members hereby agree to a novation of this Contract thereby confirming and amending the membership and voting rights of all the members listed herein as follows:

ARTICLE I DEFINITIONS

Section 1.01. Definitions from the Act. The following terms shall, when capitalized, have the meanings assigned to them in Section 73-25-3 of the Act:

"*Board*" means the board of directors of a district;

"*Bond*" means a revenue bond;

"*Combination*" means two or more governmental units that exercise joint authority;

"*Commission*" means the New Mexico state transportation commission;

"*Construct*", "*Constructing*", or "*Construction*" means the planning, designing, engineering, acquisition, installation, construction, or reconstruction of a regional transit system;

"*District*" means a regional transit district that is a political subdivision of the state created pursuant to the Act;

"*Governmental Unit*" means the state, a county or a municipality of the state, or an Indian nation, tribe or pueblo located within the boundaries of the state;

"*Regional Transit System*" means a property, improvement, or system designed to be compatible with established state and local transportation plans that transports or conveys passengers within a region by means of a high-occupancy vehicle, including an automobile, truck, bus, van, or railcar; and

"*Revenues*" means tolls, fees, rates, charges, assessments, grants, contributions, or other income and revenues received by the district.

Section 1.02. Other Definitions. The following terms shall, when capitalized, have the following meanings:

"*Act*" is defined in the Recitals hereto.

"*Advisory Committee*" means two or more persons appointed by the Board, pursuant to Article VI, Section 3 hereof, for the purpose of providing advice to the Board and includes the Citizen Advisory Committee.

"*Boundaries*" means the boundaries of the District determined in accordance with Appendix A hereto, as such Appendix and term may be amended from time-to-time in accordance with Articles IX and XI hereof.

"*Citizen Advisory Committee*" means the special Advisory Committee described as such in Article III, Section 3 hereof.

"*Contract*" means this North Central Transit District Intergovernmental Contract, as amended from time to time in accordance with the terms hereof.

“*Director*” means any person appointed as a Director pursuant to Article 4 hereof.
 Whenever the person appointed as a Member’s Director pursuant to Article 4 hereof is absent from a Board meeting, the term “Director” shall mean the Official Designee, if any, appointed by such Member pursuant to Article 4 hereof.

“*Governing Body*” means, when used with respect to a Member, the city council, board of trustees, board of commissioners, pueblo council, or other legislative body, as appropriate, of such Member.

“*Initial Boundaries*” means the Boundaries of the District on the date the District is originally certified pursuant to Article II hereof, as such Initial Boundaries are determined in accordance with Appendix A hereto.

“*Initial Members*” means the initial signatories who become Members on the date on which the District is originally certified pursuant to Section 2 hereof.

“*Member*” means the Initial Members and any Governmental Unit that becomes a member of the District pursuant to Article XI hereof.

“*NCRTD*” is defined in the Recitals hereto.

“*Officer*” means the Chair, Vice Chair, Secretary, or Treasurer of the District, and any subordinate officer or agent appointed and designated as an officer of the District by the Board.

“*Official Designee*” means any person appointed as an official designee, pursuant to Article VII hereof.

“*Regional Transit Services*” means the transit services described in Appendix D.

ARTICLE II

NAME AND PURPOSE OF THE DISTRICT AND THE REGIONAL TRANSIT SYSTEMS TO BE PROVIDED

Section 2.01. Name. The name of this transit district is the North Central Regional Transit District (hereinafter, “the District”).

Section 2.02. Purpose. The purpose of the District, being a multimodal public transit district formed pursuant to the Act, recognizes as its purpose to finance, Construct, operate, maintain, and promote an efficient, sustainable, and regional multi-modal transportation system at any location or locations, subject to compliance with the Act.

Section 2.03. Members. Membership in the District is open to Governmental Units within or containing the boundaries of Los Alamos, Río Arriba, Taos or Santa Fe Counties. Members may be added or deleted pursuant to Section 73-25-17 of the Act and Article XI hereof.

Section 2.04. Establishment. The North Central Regional Transit District shall be established as a separate political subdivision and body corporate of the State pursuant to the Act and as a separate legal entity created by a contract among the Initial Members, effective upon satisfaction of the following conditions:

- (a) Each Initial Member and new member has held at least one public hearing on the subject of this Contract in accordance with Section 73-25-4 of the Act including relevant attention to requirements for public notice; and
- (b) Each Initial Member has executed the original Contract.

Section 2.05. Regional Transit Systems to Be Provided.

The NCRTD will provide, but not be limited to, the type of regional transit services described in Appendix D, “Regional Transit Mobility Concept for the North Central Regional Transit District.”

Section 2.06. Specific Responsibilities. In addition to the general powers described in Article V hereof, the District shall have the responsibilities described in this Section and shall have all powers necessary to carry out such responsibilities, subject to the availability of funds and, to the extent required by law, annual appropriation of funds by the Board. The description of specific responsibilities and powers in this Section shall not, however, limit the general powers of the District described in Article V hereof.

- (a) **Regional Transit Planning.** The District shall work in coordination with the New Mexico Department of Transportation (NMDOT), Regional Planning Organizations (RPOs), and Metropolitan Planning Organizations (MPOs) to provide regional transit planning services needed to plan and direct the Regional Transit Services of the District, to pursue state and federal funding, and to coordinate overall transportation policy within the area in which it provides Regional Transit Services.
- (b) **Regional Transit Services.** The District shall use its best efforts to provide the Regional Transit Services described in Appendix D hereto.
- (c) **Contract Transit Services.** The District may enter into contracts with any Member or other Person for the provision of transit services in the manner and subject to the terms of such contracts.
- (d) **Local Service.** The District may fund Regional Transit Services that serve the residents and businesses of a Member (as distinguished from regional services) but, except as otherwise specifically provided herein, only pursuant to an agreement in which such Member pays the District for the services provided on the same fully allocated cost basis used to determine costs of District services throughout the District’s service area.

ARTICLE III BOUNDARIES

Section 3.01. Original Boundaries. Membership in transit districts is open to Governmental Units, which means the State, a County or Municipality of the State, or an Indian Nation, Tribe, or Pueblo located within the boundaries of the State. The North Central Regional Transit District may include any Governmental Unit within or containing the boundaries of Los Alamos, Río Arriba, Taos or Santa Fe Counties, as described in Appendix A.

Section 3.02. Amendments to Boundaries. The original boundaries of the NCRTD may be amended according to the process described in Article XI of this Contract.

ARTICLE IV CONTRACT

Section 4.01. Effective Date. The term of the original Contract began when the New Mexico State Transportation Commission certified the creation of the District.

Section 4.02. Termination. The term of this Contract shall end when all the current Members agree in writing to terminate this Contract; provided, however, that this Contract may not be terminated so long as the District has any Bonds outstanding.

Section 4.03. Amendments. Any amendment to the Contract shall be made only by the execution in writing of each of the governmental units that entered into the Contract.

Section 4.04. Parties of Interest. Nothing expressed or implied herein is intended or shall be construed to confer upon any Person other than the Members any right, remedy or claim under or by reason of this Contract; this Contract being intended for the sole and exclusive benefit of the Members.

Section 4.05. No Personal Liability. No covenant or agreement contained in this Contract or any resolution or Bylaw issued by the Board shall be deemed to be the covenant or agreement of an elected or appointed official, officer, agent, servant or employee of any Member in his or her individual capacity.

Section 4.06. Tort Claims. In accordance with the requirements and limitations of liability set forth in the New Mexico Tort Claims Act, NMSA 1978, Sections 41-4-1 through 41-4-27, the District shall cover every risk for which immunity has been waived under the provisions of the Tort Claims Act.

Section 4.07. Notices. Except as otherwise provided in this Contract, all notices, certificates, requests, requisitions, or other communications by the District, any Member, any Director, any Official Designee, any Officer, or any member of a Committee to any other such person pursuant to this Contract shall be in writing; shall be sufficiently given, and shall be deemed given when actually received:

- (a) In the case of the District and Officers of the District, at the last address designated by the District for such purpose; and
- (b) In the case of such other persons, at the last address specified by them in writing to the Secretary of the District.

Unless a certain number of days is specified, notice shall be given within a reasonable period of time.

Section 4.08. Assignment. None of the rights, benefits, duties, or obligations of any Member may be assigned or delegated without the express written consent of all the Members.

Section 4.09. Severability. If any clause, provision, subsection, Section, or Article of this Contract shall be held to be invalid, illegal, or unenforceable for any reason, the invalidity, illegality, or enforceability of such clause, provision, subsection, Section or Article shall not affect any of the remaining provisions of this Agreement.

Section 4.10. Interpretation. Subject only to the express limitations set forth herein, this Contract shall be liberally construed:

- (a) To permit the District and the Members to exercise all powers that may be exercised by a regional transit district pursuant to the Act and by a separate legal entity created by a contract among the Members;
- (b) To permit the Members to exercise all powers that may be exercised by them with respect to the subject matter of this Contract pursuant to the Act and other applicable law; and
- (c) To permit the Board to exercise all powers that may be exercised by the board of directors of a regional transit district pursuant to the Act and by the governing body of a separate legal entity created by a contract among the Members.

In the event of any conflict between the Act or any other law with respect to the exercise of any such power, the provision that permits the broadest exercise of the power consistent with the limitations set forth in this Contract shall govern.

Section 4.11. Governing Law. The laws of the State of New Mexico shall govern the development and enforcement of this Contract.

Section 4.12. Counterparts. This Contract may be executed in any number of counterparts, each of which, when so executed and delivered, shall be an original; but such counterparts shall together constitute but one and the same Agreement.

ARTICLE V POWERS OF THE DISTRICT

Section 5.01. Powers of the District. A district is a body politic and corporate. In addition to other powers granted to the district pursuant to the Regional Transit District Act [73-25 NMSA 1978], the district may:

- (a) Have perpetual existence, except as otherwise provided in the contract;
- (b) Finance, construct, operate, maintain, or promote regional transit systems within the boundaries of the district;
- (c) Enter into contracts and agreements affecting the affairs of the district;
- (d) Establish, collect, and increase or decrease fees, tolls, rates, or charges for the use of property of a regional transit system financed, constructed, operated, maintained, or promoted by the district; except that fees, tolls, rates, or charges imposed for the use of a regional transit system shall be fixed and adjusted to pay for bonds issued by the district;
- (e) Pledge all or a portion of the revenues to the payment of bonds of the district;
- (f) Provide transit services outside the boundaries of the district.
- (g) Purchase, trade, exchange, acquire, buy, sell, lease, lease with an option to purchase, dispose of, and encumber real or personal property and interest therein, including easements and rights of way;
- (h) Accept real or personal property for the use of the district and accept gifts and conveyances upon the terms and conditions as the board may approve;
- (i) Use the streets, highways, rail rights-of-way, and other public ways and, with permission of the owner, to relocate or alter the construction of streets, highways, rail rights-of-way, other public ways, electric and telephone lines and properties, pipelines, conduits, and other properties, whether publicly or privately owned, if deemed necessary by the district in the construction, reconstruction, repair, maintenance, and operation of the system. Any damage that may occur to the property shall be borne by the district; and
- (j) Sue and be sued;

Section 5.02. Limitations on Powers of the District. The District shall be limited as follows:

- (a) The district may only finance, construct, operate, maintain, or promote Regional Transit Systems;
- (b) Advisory Committees may only be appointed and may only exercise the powers as provided in Article III hereof;
- (c) A notice of the imposition of or any change in any fee or the issuance of Bonds shall be sent to the Division of Local Government and shall be filed with the State Transportation Commission in accordance with the Act.

ARTICLE VI BOARD OF DIRECTORS

Section 6.01. Establishment and Powers. The District shall be governed by a Board of Directors (hereinafter, the “Board”) as described in Section 73-25-5 of the Act. The Board shall exercise and perform all powers, privileges and duties vested in or imposed upon the District. Subject to the exceptions in the Act, the Board may delegate any of its powers to an Officer or agent of the Board.

Section 6.02. Powers of the Board. The Board shall, subject to the limitations set forth herein and relevant State law, have all powers that may be exercised by the board of directors of a regional transit district pursuant to the Act and all powers that may be exercised by the governing body of a separate legal entity created by a contract among the Members. Such powers shall include, but shall not be limited to:

- (a) Adopt Bylaws;
- (b) Fix the time and place of meetings and the method of notice of the meetings;
- (c) Make and pass orders and resolutions necessary for the government and management of the affairs of the District and the execution of the powers vested in the District;
- (d) Appoint, hire, or retain an Executive Director;
- (e) Maintain offices at a place the Board may designate;
- (f) Prescribe financial and procurement policies and procedures in accordance with relevant State and Federal laws and policies;
- (g) Adopt other policies as may be deemed necessary for the functioning of the District; and
- (h) Appoint advisory committees and define the duties of the committees.
- (i) Board may add ex-officio members as needed.

Section 6.03. Advisory Committees. The Board may appoint and maintain a Citizen Advisory Committee to advise the Board with respect to policy and service matters. The Board may also appoint other Advisory Committees to advise the Board. The members of the Citizen Advisory Committee shall not be Directors, Official Designees, or employees of the District. The members of Advisory Committees other than the Citizen Advisory Committee may include Directors, Official Designees, and Officers of the District. Advisory Committees shall not be authorized to exercise any power of the Board.

Section 6.04. Bylaws and Rules. The Board, acting by resolution adopted as provided in Article IX hereof, may adopt bylaws or rules governing the activities of the District and the Board, including, but not limited to, bylaws or rules governing the conduct of Board meetings, voting procedures, and the type of resolutions that must be in writing.

Section 6.05. Budget. The Board shall approve an annual budget pursuant to the legal requirement to submit an annual budget to the State.

ARTICLE VII DIRECTORS

Section 7.01. Appointment of Directors and Official Designees. Pursuant to Section 73-25-5 of the Act, the Board shall be composed of one (1) Director from each Member of the District. A Director shall be an elected official, Official Designee or Tribal Council Member.

The Director or Official Designee (if any) shall be nominated by the chief elected official of the Member and approved by the Governing Body of the Member.

Section 7.02. Terms of Office. The term of office of each Director and Official Designee shall commence with the first meeting of the Board following his or her appointment and shall continue until removed by the appointing Member, or until she or he no longer holds elective office in the Governing Body of the appointing Member, or until she or he submits a written resignation to the Chair. Directors shall not serve a term longer than four (4) years unless re-appointed by their Member governing body.

Section 7.03. Resignation and Removal. Any Director or Official Designee may resign at any time, effective upon receipt by the Secretary or the Chair of written notice signed by the person who is resigning; and may be removed at any time by the Governing Body of the Member that appointed him or her, effective upon receipt by the Secretary or the Chair of written notice signed by the Governing Body of the appointing Member.

Section 7.04. Vacancies. Vacancies in the office of any Director or Official Designee shall be filled in the same manner in which the vacant office was originally filled.

Section 7.05. Compensation. Directors and Official Designees shall serve without compensation, but may be reimbursed for expenses incurred in serving in such capacities upon such terms and pursuant to such procedures as may be established by the Board, pursuant to State law.

ARTICLE VIII OFFICERS

Section 8.01. Identification. The Board shall elect or appoint a Chair, a Vice Chair, a Secretary, and a Treasurer.

Section 8.02. Appointment. The currently elected Board shall elect Officers by simple majority vote after canvassing each member as to his or her interest in service, time availability, and qualifications. The Officers shall be Directors. All Officers of the District shall meet the other qualifications, if any, stated for his or her office elsewhere in this Article.

Section 8.03. Term of Office. Each Officer shall serve until the end of their term or until a successor is elected or appointed or the Officer is lawfully removed pursuant to State law, this Contract, or the Bylaws. Officers may serve unlimited terms.

Section 8.04. Resignation. Any Officer may resign at any time effective upon receipt by the Secretary or the Chair of written notice signed by the person who is resigning.

Section 8.05. Removal of Officers. Any Officer of the Board may be removed at any time by a two-thirds majority vote of the voting units of the Board.

Section 8.06. Vacancies. Vacancies in the office of any Officer shall be filled in the same manner in which such office was originally filled.

Section 8.07. Chair. The Chair shall:

- (a) Have the power to call meetings of the Board and to preside over such meetings;
- (b) Have the power to execute, deliver, acknowledge, file, and record on behalf of the District such documents as may be required by the Act or other applicable law;
- (c) Have the power to execute and deliver contracts, deeds, and other instruments and agreements on behalf of the District as are necessary or appropriate in the ordinary course of its activities or as are duly authorized or approved by the Board;
- (d) Have such additional authority, powers, and duties as are appropriate and customary for the office of the Chair of the board of directors of entities such as the District, and as the Board may otherwise prescribe.

Section 8.08. Vice Chair. The Vice Chair shall:

- (a) Be the Officer next in seniority after the Chair and, upon the death, absence, or disability of the Chair, shall have the authority, powers, and duties of the Chair;
- (b) Have such additional authority, powers, and duties as are prescribed by the Board.

Section 8.09. Secretary. If a Treasurer has not been elected or appointed, the Secretary shall also serve as Treasurer and may use the title of Treasurer in performing the functions of Treasurer. The Secretary shall:

- (a) Designate a staff member who will assist in carrying out the work of the Secretary, under the day-to-day supervision of the Executive Director but with responsibility lying with the Secretary;
- (b) Give, or cause to be given, notice of all meetings (including special meetings) of the Board;
- (c) Keep written minutes of such meetings;
- (d) Be responsible for the maintenance of all records and files and the preparation and filing of reports to governmental agencies (other than tax returns);
- (e) Have such other authority, powers and duties as are appropriate and customary for the office of Secretary of entities such as the District, and as the Board may otherwise prescribe.

Section 8.10. Treasurer. The Treasurer shall, subject to rules and procedures established by the Board:

- (a) Designate a staff member who will assist in carrying out the work of the Treasurer, under the day-to-day supervision of the Executive Director but with responsibility lying with the Treasurer;
- (b) Be responsible for the custody of the funds and all stocks, bonds, and other securities owned by the District;
- (c) Be responsible for the preparation and filing of all tax returns, if any, required to be filed by the District;
- (d) Receive all moneys paid to the District and, subject to any limits imposed by the Board or the Chair, shall have authority to give receipts and vouchers, and endorse checks and warrants in the District's name and on the District's behalf, and to give full discharge for the same;
- (e) Sign checks and warrants, but must secure the signature of either the Executive Director or one other Board Officer. In the absence of the Executive Director, a second Officer may sign;
- (f) Have charge of disbursement of the funds of the District, shall keep full and accurate records of the receipts and disbursements, and shall deposit all moneys and other valuables in such depositories as shall be designated by the Board;
- (g) Deposit and invest all funds of the District in accordance with the laws of the State applying to the deposit and investment of funds of regional transit districts formed under the Act;
- (h) Have such additional authority, powers and duties as are appropriate and customary for the office of Treasurer of entities such as the District, and as the Board may otherwise prescribe.

Section 8.11. Executive Director. The Board shall appoint an Executive Director who shall be the chief executive officer of the District, shall supervise the activities of the District, shall see that all policies, directions and orders of the Board are carried out and shall, under the

supervision of the Board, have such other authority, powers, or duties as may be prescribed by the Board. The Executive Director shall, subject to rules and procedures established by the Board:

- (a) Sign contracts or agreements with vendors or service providers that are necessary to carry out the purposes of the District, provided, however, that they involve less than \$100,000, and are included in a duly approved budget. Expenses over \$100,000 shall be approved by the Board and signed by the appropriate Officers;
- (b) Appoint, hire, and retain employees, agents, engineers, attorneys, accountants, financial advisors, investment bankers, and other consultants as approved through the budget process;
- (c) Dispose of assets of the District, provided, however, that the assets are no longer useful to the District and have a nominal market value;
- (d) Sign contracts or agreements specifically approved by the Board.

Section 8.12. Changes to Authority, Powers and Duties. Notwithstanding any other provision of this Article, the Board at any time may expand, limit, or modify the authority, powers and duties of any Officer pursuant to the Act.

ARTICLE IX

VOTING REQUIREMENTS

Section 9.01. Voting Strength of Members. Each Member of the District shall have a voting strength as determined by the Voting Strength Analysis, Appendix B.

Section 9.02. Quorum. The presence of Directors representing a majority of the Members and a majority of the total number of voting units shall be necessary to constitute a quorum for the transaction of business.

Section 9.03. Simple Majority Vote. If a quorum is present, action by simple majority of voting units present and eligible to vote shall be the act of the Board, unless the act of a greater number is required by the Bylaws, the Contract, or applicable law.

Section 9.04. Two-Thirds Vote. If a quorum is present, two-thirds (2/3) majority of the voting units is required for the following actions:

- (a) Addition or withdrawal of territory or property, pursuant to Article 8 of the Bylaws, Article XI of this Contract, and Sections 73-25-6 and 73-25-17 of the Act;
- (b) Removal of Officers from the Board, pursuant to Article 10 of the Bylaws and Article VIII of this Contract;
- (c) Amendment of the Bylaws, pursuant to Section 15 of the Bylaws.
- (d) Amendments to this Contract, pursuant to Article IV of this Contract.

Section 9.05. Budget. The annual budget shall be passed by a simple majority of voting units.

ARTICLE X

ASSETS

Section 10.01. Acquisition of Assets. The District may acquire assets on its own authority or through contract with Members of the District. Assets contributed by each Member shall be so noted.

Section 10.02. Disposition of Assets. The District may dispose of assets that are surplus, at the end of their useful life, or are no longer needed by the District, pursuant to State and Federal regulations.

Distribution of Assets Upon Termination. Upon termination of this Contract, pursuant to Article IV hereof, the net assets of the District shall be distributed to the parties with a financial interest in the assets and in proportion to their contribution to the purchase of the asset. Where the District itself has a financial interest in the asset, its current value will be divided equally among the Members of the District at the time of its termination.

ARTICLE XI

ADDING OR WITHDRAWING TERRITORY

Section 11.01. Initial Members. The Initial Members shall be the initial signatories whose participation in the District is described in Articles II and III, and Appendix A hereof.

11.02 Addition of Members. After the creation of the District, a Governmental Unit adjacent to or contained within a Governmental Unit adjacent to, but not part of, the District may join the District as a Member

11.03 Inclusion or Exclusion of Property. The Board may include or exclude property from the boundaries of the District, pursuant to Section 73-25-6 and Section 73-25-17 of the Act.

11.04 Withdrawal of Members. A Member of the District may withdraw from the District by adopting a resolution to withdraw. The Member shall withdraw its representative from the Board of Directors. Real property owned by the District within the boundaries of the withdrawing Member shall remain the property of the District. The provisions of withdrawal shall be negotiated and agreed to by the Board of Directors, the Member, and the Commission pursuant to Article 73-25-17 of the Act.

APPENDIX A

DETERMINATION OF THE ORIGINAL BOUNDARIES OF THE DISTRICT

The Original Boundaries of the District may, subject to Articles II and III hereof, consist of Governmental Units located within or containing the boundaries of Los Alamos, Río Arriba, or Santa Fe Counties. The attached map shows the original boundaries of the District.

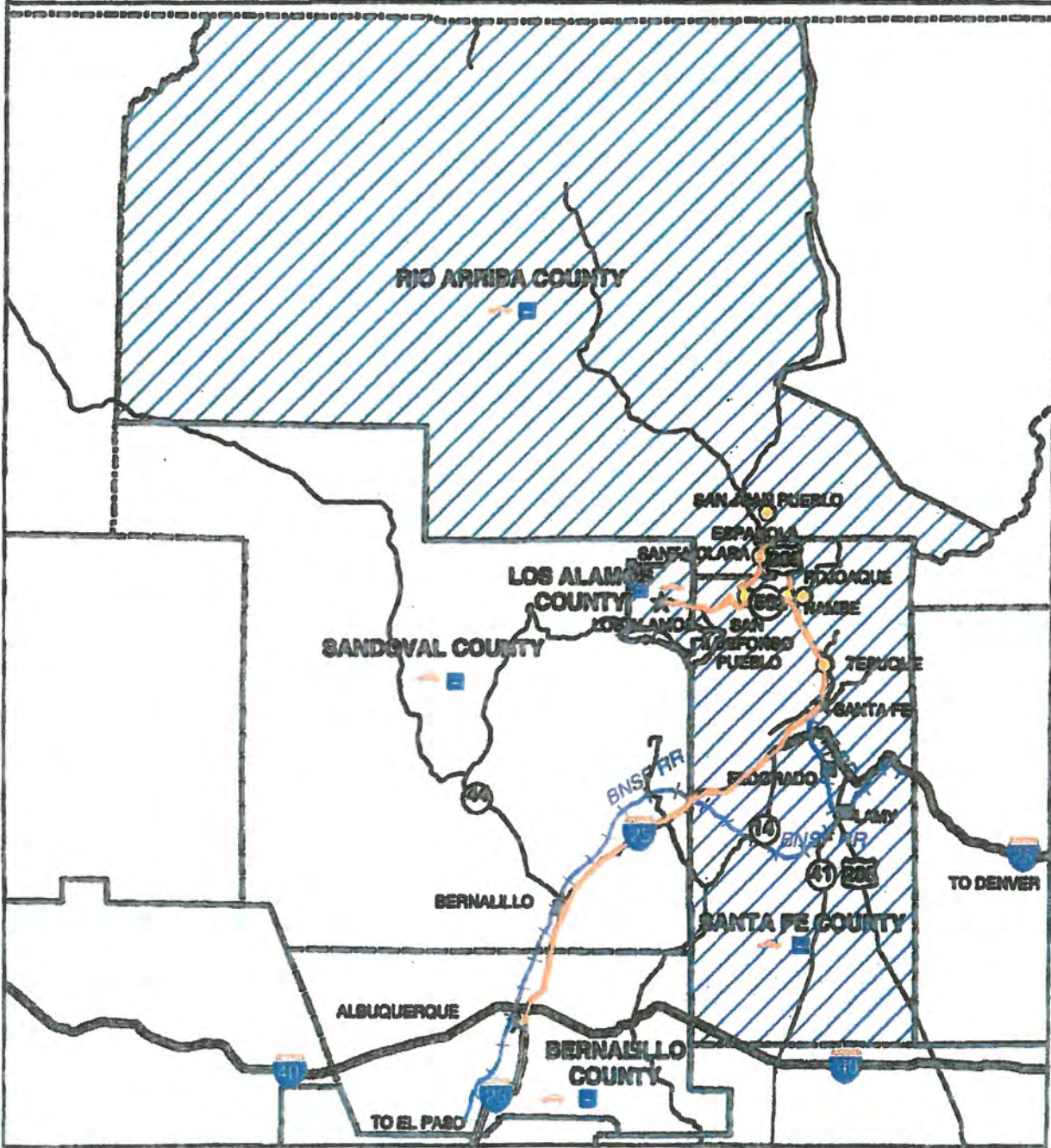
Regional Transit Mobility Concept for the
North Central Regional Transit District

LEGEND

- COUNTIES
- CITIES WITH LOCAL TRANSIT SYSTEMS
- PUEBLOS
- COUNTY AVAILABLE CARPOOL/VANPOOL PROGRAMS
- PROPOSED TRANSIT DISTRICT
- EXISTING PARK & RIDE CORRIDORS
- STATE HIGHWAYS
- INTERSTATES
- RAILROADS
- COUNTY BOUNDARIES



Santa Fe GIS
February 2004



APPENDIX B VOTING STRENGTH ANALYSIS

METHOD USED

The following analysis began as a look at two methods:

- a) a weighted method based on absolute population numbers, with the population of the smallest unit divided into the populations of the other units to determine voting strength. With this method, the smallest governmental unit receives "1.00" vote;
- b) a threshold method based on population ranges, rather than absolute numbers. The threshold analysis included a variety of threshold combinations.

At the January 28, 2004, meeting of the "Documents" Subcommittee of the NCRTD, it was decided to use a threshold method. This was based on the fact that using the absolute population to calculate voting strength resulted in the smaller governmental units having almost no representation relative to the larger units. The weighted method is used in the East where a number of communities combine for a purpose like the NCRTD, but where relative populations are not so far apart.

The threshold method deals with these large population disparities. The Committee experimented with a number of different thresholds and decided to use the following thresholds ($\times 1000$): 5/10/20/40/80.

The method works as follows: each Member ("governmental unit") of the NCRTD is entitled to one vote (1) by virtue of being a Member. Each time its population crosses a threshold, it gains another vote. The minimum vote strength is "1" and the maximum is "6". Since no Member has population sufficient to cross the (80) threshold, the maximum at present is only "5" votes.

As can be seen from the Tables at the end of this analysis, the threshold method increases the voting strength of the smaller NCRTD Members relative to the larger ones (Santa Fe County and Santa Fe City).

SOURCES FOR POPULATION FIGURES

The population figures used in the analysis come from several sources. Population data for the New Mexico State governmental units (counties and cities) comes from the US Census Bureau's (USCB) website. The USCB conducts intercensal data collection on an annual basis and publishes this in July each year, following the year the data was collected. Therefore, the data for US governmental units for 2002 is released in July 2003.

The USCB does not conduct similar intercensal data collection for Tribes/Pueblos/Nations, so their data comes from two sources: the USCB decennial census (in this case, the 2000 Census) and the Bureau of Indian Affairs (BIA) local service population figures. This data is supplemented by information coming from individual Pueblos regarding their enrolled, resident, population.

The population data sources are:

NM State governmental units: Table *SUB-EST2002-10-35-New Mexico Incorporated Place Population Estimates, Sorted Within County: April 1, 2000 to July 1, 2002*; Population Division US Census Bureau; released July 10, 2003;
<http://cirs.census.gov/popest/data/cities/tables/SUB-EST2002-10-35.pdf>

Pueblo governmental units: *GCT-PH1. Population, Housing Units, Area, and Density: 2000; Census 2000 Summary File 1 (SF 1) 100-Percent Data: New Mexico -- American Indian Area*; http://factfinder.census.gov/servlet/GCTTable?_lang=en&_geo=04000US35&_box=head_nbr=GCT-PH1&_ds_name=DBC_2000_SF1_U&format=ST-8

Pueblo governmental units: Bureau of Indian Affairs, *Local Estimates of Indian Service Population and Labor Market Information*, 2001 Labor Force Data (as provided by Mark Tibbets, 2-26-04 and supplemented by Santa Clara Pueblo (for their numbers) in a phone conversation with the Pueblo enrollment officer in early March 2004). Numbers in this table reflect "Total Eligible for Services" in the category: "Service Population on-or-near Reservation".

NON-DUPLICATION OF POPULATION NUMBERS

When counting population for Members of the Regional Transit District, population data from one Member does not count in the population for other Members. For example, Española City data do not count in the population numbers for Río Arriba County. Similarly, data for Santa Clara Pueblo (enrolled and resident on the Pueblo) do not count for Río Arriba County.

This last example brings up an important point: a couple of Pueblos cross county boundaries. Adjusting County population figures in these cases will require discussions among the Members involved in order to determine how numbers will impact the population figures used by the counties for purposes of voting strength. It is likely, for instance, that most Pueblo residents live close to the administrative and economic center of the Pueblo; including all other residents living on the periphery of the Pueblo may not matter for adjusting county Member figures so that for the sake of simplicity, all Pueblo residents would count against the data for a single county Member.

VOTING STRENGTH ANALYSES

Following are two tables. The first shows the initial analysis of the weighted and threshold methods of assigning voting strength. The second gives more detail on the threshold method the Committee decided on and presented to the Working Group.

VOTING STRENGTH ANALYSES

TABLE 1: INITIAL ANALYSIS COMPARING METHODS									
Member	Population	Weighted Method w %		2.5/5/10/15/30 ¹ w %		5/10/15/30/60 ¹ w %		5/10/20/40 ¹ w %	
Española	9,688	38.40	5.05%	3	9.40%	2	7.14%	2	8.00%
Los Alamos	18,796	71.78	9.44%	5	15.63%	4	14.29%	3	12.00%
Nambé	448	1.76	.23%	1	3.13%	1	3.57%	1	4.00%
Pojoaque	255	1.00	.13%	1	3.13%	1	3.57%	1	4.00%
Rio Arriba	29,194	116.39	15.31%	5	15.63%	4	14.29%	4	16.00%
San Ildefonso	644	2.53	.33%	1	3.13%	1	3.57%	1	4.00%
San Juan	2,688	10.54	1.39%	2	6.25%	1	3.57%	1	4.00%
Santa Clara	1,600	6.27	.82%	1	3.13%	1	3.57%	1	4.00%
Santa Fe City	66,476	255.40	32.84%	6	18.75%	6	21.43%	5	20.00%
Santa Fe Co.	72,229	254.64	35.68%	6	18.75%	6	21.43%	5	20.00%
Teague	404	1.58	.21%	1	3.13%	1	3.57%	1	4.00%
TOTALS	282,422	760.29 votes		32 votes		28 votes		25 votes	
Simple Majority		380.16		17.00		15		13	
2/3 Majority		506.96		21.34		19		17	

¹ Voting Units are awarded in the following manner: All Members receive one (1) vote by virtue of being a Member. Members receive additional votes each time their population crosses a threshold. Note that population from one Governmental Unit is not counted in the population for another Governmental Unit with which it shares territory. For example, the population of the City of Santa Fe is subtracted from the population for the County of Santa Fe.

The method finally chosen was the threshold method using population thresholds of 5,000/ 10,000/ 20,000/ 40,000/ 80,000. This is the same as the last column of Table 1, above. As can be seen in Table 1, this set of thresholds provides the greatest voting strength to the Pueblos of any of the four methods analyzed. In turn, it lowers the voting strength of the larger Members. Some additional analysis has been applied to Table 1 to derive Table 2, below:

TABLE 2: FINAL ANALYSIS -- 5/10/20/40/80 THRESHOLDS						
Member	Population ¹	Population % of Total	Member Unit ²	Population Units ³	Total Voting Units	Voting Units % of Total
Spanish City	9,791	5.1	1	1	2	3
Los Alamos County	18,305	9.4	1	2	3	12
Nambé Pueblo	448	0.2	1	0	1	4
Pojoaque Pueblo	255	0.1	1	0	1	4
Rio Arriba County	29,674	15.3	1	3	4	16
San Ildefonso Pueblo	644	0.3	1	0	1	4
San Juan Pueblo	2,698	1.4	1	0	1	4
Santa Clara Pueblo	1,600	0.8	1	0	1	4
Santa Fe City	65,127	33.6	1	4	5	20
Santa Fe County	64,932	33.5	1	4	5	20
Temque Pueblo	404	0.2	1	0	1	4
TOTAL	193,968	99.9	11	14	23	100

TOTAL MEMBERS...11

TOTAL VOTING UNITS...25

QUORUM REQUIREMENTS...6 Members AND 13 Voting Units

SIMPLE MAJORITY VOTE.....13 Voting Units

TWO-THIRDS VOTE..... 17 Voting Units

¹ NM State entities: Table SUB-EST2002-10-35-New Mexico Incorporated Place Population Estimates, Sorted Within County; April 1, 2000 to July 1, 2002; Population Division US Census Bureau; released July 10, 2003; <http://data.census.gov/tables/states/nm/sub-EST2002-10-35.pdf>. Tribal entities: Bureau of Indian Affairs, *Local Estimates of Indian Service Population and Labor Market Information*, 2001 Labor Force Data (as provided by Mark Tibbatts, 2-26-04 and supplemented by Santa Clara Pueblo (for their members) in a phone conversation with the Pueblo enrollment officer in early March 2004); numbers in the table reflect "Total Eligible for Services" in the category: "Service Population on-or-near Reservation". Population figures will be revised in 2005 based on the latest US Census population estimate and current Pueblo numbers, then further revised according to the 2010 US Census, and thereafter revised with each new ten-year census count (final version).

² Voting Units are awarded in the following manner: All Members receive one (1) vote by virtue of being a Member. Members receive one (1) additional vote for population between 5000 and 9,999; an additional vote for population between 10,000 and 19,999; an additional vote for population between 20,000 and 39,999; an additional vote for population between 40,000 and 79,999; an additional vote for population equal to or greater than 80,000.

VOTING STRENGTH ANALAYSIS - June 14, 2019

Appendix "B"

Member	Population (1)	% of Total Population	Member Unit	Population Units (2)	Total Voting Units	Voting Units % of Total
<u>Los Alamos County</u>	17,798	7.51%	1	2	3	8%
<u>Rio Arriba County</u>	22,903	9.67%	1	3	4	11%
Española City	10,224	4.32%	1	2	3	8%
Ohkay Owingeh Pueblo	2,791	1.18%	1	0	1	3%
Santa Clara Pueblo	3,132	1.32%	1	0	1	3%
Village of Chama	1,022	0.43%	1	0	1	3%
<u>Taos County</u>	25,484	10.76%	1	3	4	11%
Town of Taos	5,731	2.42%	1	1	2	5%
Village of Taos Ski Valley	69	0.03%	1	0	1	3%
Village of Questa	1751	0.74%	1	0	1	3%
<u>Santa Fe County</u>	57,593	24.31%	1	4	5	14%
San Ildefonso Pueblo	672	0.28%	1	0	1	3%
Pojoaque Pueblo	367	0.15%	1	0	1	3%
Nambe Pueblo	365	0.15%	1	0	1	3%
Tesuque Pueblo	435	0.18%	1	0	1	3%
Santa Fe City	82,800	34.95%	1	5	6	16%
Town of Edgewood	3,777	1.59%	1	0	1	3%
Total	236,914	100%	17	20	37	100%

Total Members: 17

Total Voting Units: 37

Quorum Requirments: 9 Members and 19 Voting Units

Majority Vote: 19 Voting Units and 9 members present (during the meeting a recalculation of the majority vote maybe necessitated in the event of absences, recusals or abstentions providede

Two Thirds Vote: 25 Voting Units and 11 members present

[1] Population estimates were extracted from 2013 Annual Estimates of the United States Census Bureau.

[2] Voting Units are awarded in the following manner:

All Members receive one (1) vote by virtue of being a Member.

Members receive one (1) additional vote for population between 5000 and 9,999;
an additional vote for population between 10,000 and 19,999;
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an additional vote for population equal to or greater than 80,000.

2010 Census Update -Board approved April 13, 2012./Edgewood Member Add - Board approved September 7,2012./ Nambe Pueblo member add and Board approved 3/1/2013.

Updated with addition of Town of Taos and City of Santa Fe annexation of portions of unincorporated Santa Fe County and Board Approved on 11/7/2014.

Updated with addition of the Village of Chama and Board Approved on 11/3/2017. Updated with addition of Village of Taos Ski Valley on 12/7/2018. Updated with the addition of the Village of Questa 06-14-2019

APPENDIX C

NORTH CENTRAL REGIONAL TRANSIT DISTRICT (NCRTD) SIGNATURE PAGES

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

VILLAGE OF CHAMA

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT
Dated as of _____**

TOWN OF EDGEWOOD

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT
Dated as of _____**

CITY OF ESPANOLA

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

COUNTY OF LOS ALAMOS

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF NAMBE

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF OHKAY OWINGEH

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF POJOAQUE

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT

Dated as of _____

VILLAGE OF QUESTA

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

COUNTY OF RÍO ARRIBA

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF SAN ILDEFONSO

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF SANTA CLARA

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

CITY OF SANTA FE

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

COUNTY OF SANTA FE

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

COUNTY OF TAOS

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

TOWN OF TAOS

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

VILLAGE OF TAOS SKI VALLEY

Name _____

Title _____

Signature _____

SIGNATURE PAGE

To

**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
INTERGOVERNMENTAL AGREEMENT**

Dated as of _____

PUEBLO OF TESUQUE

Name _____

Title _____


Signature _____

**APPENDIX D
REGIONAL TRANSIT MOBILITY CONCEPTS
FOR THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT (NCRTD)**

1. The geographic boundaries of the NCRTD are the borders of Río Arriba, Los Alamos, and Santa Fe Counties. NCRTD will include other Governmental Units within these boundaries.
2. All services anticipated to be provided by the NCRTD are for the benefit of the residents of, and visitors to, the North Central New Mexico Region.
3. Plan for the operation, coordination, and expansion of regional and local public transit services within the boundaries of the District.
4. Participate in rural and urban transportation planning through involvement in Regional Planning Organizations and the Santa Fe Metropolitan Planning Organization.
5. Pursue the development of regional pedestrian/bicycle pathways to enhance connections with transit services.
6. Promote existing public transit services to increase ridership and the effectiveness and efficiency of transit services in the region.
7. In the interest of a coordinated, expanded regional public transit service network, the NCRTD will pursue management of the following transit programs, projects and services:

 *Regional Park and Ride commuter bus services from Santa Fe to Los Alamos, Española, Albuquerque, and Española to Los Alamos;*

 *Park and Ride bus service to/from the Santa Fe area;*

 *Park and Ride lots to connect to regional and local bus service and to encourage citizens of the region to carpool;*

 *Commuter Rail service between Santa Fe and Albuquerque;*

 *Commuter Rail service between Santa Fe and Eldorado;*

 *Coordinated, integrated, consolidated, and expanded local bus service wherever possible;*

 *Carpooling and Vanpooling in the tri-county area;*

 *A dedicated GRT as one tool among others for financing the NCRTD operations pursuant to State of New Mexico statutes.*

VOTING STRENGTH ANALYSIS - June 14, 2019

Appendix "B"

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Updated with addition of the Village of Chama and Board Approved on 11/3/2017. Updated with addition of Village of Taos Ski Valley on 12/7/2018. Updated with the addition of the Village of Questa 06-14-201



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: E.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Naomi Maestas, County Clerk

Legislative File: 12092-19

Title

County Council Minutes for June 18, 2019, June 19, 2019 and June 25, 2019

Recommended Action

I move that Council approve the County Council Minutes for June 18, 2019, June 19, 2019 and June 25, 2019.

Clerk's Recommendation

The County Clerk recommends that Council approve the minutes as presented.

Attachments

A-County Council Minutes for June 18, 2019

B-County Council Minutes for June 19, 2019

C-County Council Minutes for June 25, 2019

Minutes

County Council – Work Session

*Sara Scott, Council Chair; Pete Sheehey, Council Vice-Chair;
David Izraelevitz, Antonio Maggiore, James Robinson,
Randall Ryti, and Katrina Schmidt, Councilors*

Tuesday, June 18, 2019

6:00 PM

Fire Station No. 3
129 State Road 4-White Rock

1. OPENING/ROLL CALL

The Council Chair, Sara Scott, called the meeting to order at 6:03 p.m.

The following Councilors were in attendance:

Present: 7 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore,
Councilor Robinson, Councilor Ryti, and Councilor Schmidt

2. PLEDGE OF ALLEGIANCE

Led by: All.

3. STATEMENT REGARDING CLOSED SESSION

Councilor Scott announced that the closed session held this evening at 5:00 p.m. went into recess and will reconvene after the work session this evening.

A motion was made by Councilor Maggiore, seconded by Councilor Schmidt, that Council approve the following statement for inclusion in the minutes: "The matters discussed in the closed session held on June 11, 2019 were limited only to those topics specified in the notice of the closed session, and no action was taken on any matter in that closed session."

The motion passed by acclamation with the following vote:

Yes: 7 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore,
Councilor Robinson, Councilor Ryti, and Councilor Schmidt

4. PUBLIC COMMENT

None.

5. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

Yes: 7 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, Councilor Ryti, and Councilor Schmidt

6. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

A. Briefing Presentation to Council by Stephanie Nakhleh, Chair of the Parks and Recreation Board

Ms. Nakhleh, Parks and Recreation Board Chair, spoke.
Mr. Harry Burgess, County Manager, spoke.
Mr. Dan Erickson, Parks and Recreation, Open Space Manager, spoke.
Mr. Brian Brogan, Community Services Director, spoke.

No action taken.

B. Briefing Presentation to Council by Jennifer Baker, Chair of the Library Board

Ms. Baker, Library Board Chair, spoke.
Ms. Eileen Sullivan, Library Manager, spoke.

No action taken.

7. BUSINESS

A. Tourism/Economic Development Discussion

Ms. Joanie Ahlers, Economic Development Administrator, spoke.
Ms. Linda Matteson, Assistant to the County Manager, spoke.
Mr. Dave Jolly, Chair, Tourism Task Force, spoke.
Mr. Harry Burgess, County Manager, spoke.

No action taken.

8. PUBLIC COMMENT

None.

9. ADJOURNMENT

The meeting adjourned at 8:00 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

Sara C. Scott, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Victoria L. Martinez, Deputy Clerk

Minutes

County Council – Special Session

*Sara Scott, Council Chair; Pete Sheehey, Council Vice-Chair;
David Izraelevitz, Antonio Maggiore, James Robinson,
Randall Ryti, and Katrina Schmidt, Councilors*

Wednesday, June 19, 2019

2:30 PM

Council Chambers – 1000 Central Avenue
TELEVISED

1. OPENING/ROLL CALL

Councilor David Izraelevitz called the meeting to order at 2:30 p.m.

The following Councilors were in attendance:

Present: 4 - Councilor Izraelevitz, Councilor Maggiore, Councilor Ryti, and Councilor Schmidt

Remote: 3 - Councilor Scott, Councilor Sheehey, and Councilor Robinson

2. PLEDGE OF ALLEGIANCE

Led by: All.

3. PUBLIC COMMENT

None.

4. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

Yes: 7 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, Councilor Ryti, and Councilor Schmidt

5. PUBLIC HEARING(S)

- A. Incorporated County of Los Alamos Ordinance No. 694 AUTHORIZING THE ISSUANCE AND SALE OF INCORPORATED COUNTY OF LOS ALAMOS, NEW MEXICO INDUSTRIAL REVENUE BONDS (PEBBLE LABS U.S.A., INC., PROJECT)

Public Comment:
None.

A motion was made by Councilor Rytí, seconded by Councilor Maggiore, that Council approve, Incorporated County of Los Alamos Ordinance No. 694; AUTHORIZING THE ISSUANCE AND SALE OF INCORPORATED COUNTY OF LOS ALAMOS, NEW MEXICO INDUSTRIAL REVENUE BONDS (PEBBLE LABS U.S.A., INC., PROJECT), IN ONE OR MORE TAXABLE OR TAX- EXEMPT SERIES IN AN AMOUNT NOT TO EXCEED SIXTY MILLION DOLLARS (\$60,000,000.00) (THE "BONDS") FOR THE BENEFIT OF PEBBLE LABS U.S.A., INC., (THE "COMPANY") FOR THE PURPOSE OF ACQUIRING LAND, BUILDINGS, EQUIPMENT AND INFRASTRUCTURE LOCATED IN LOS ALAMOS COUNTY, NEW MEXICO ("COUNTY"); PROVIDING FOR THE PAYMENT OF THE BONDS FROM LEASE PAYMENTS TO BE RECEIVED BY COUNTY PURSUANT TO A LEASE AGREEMENT BETWEEN COUNTY AND PEBBLE LABS U.S.A, INC.; APPROVING FORMS OF A LEASE AGREEMENT, INDENTURE, BOND PURCHASE AGREEMENT AND OTHER PROJECT DOCUMENTS RELATING TO THE BONDS; AND PROVIDING THAT COUNTY SHALL NOT BE PLEDGING ITS FAITH AND CREDIT TO THE PAYMENT OF THE BONDS, PROVIDING THAT THE COMPANY SHALL MAKE CERTAIN PAYMENTS IN LIEU OF TAXES TO COUNTY; APPROVING AND RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH and ask staff to assure that it is published as provided in the County Charter.

The motion passed with the following vote:

Yes: 7 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, Councilor Rytí, and Councilor Schmidt

6. PUBLIC COMMENT

None.

7. ADJOURNMENT

The meeting adjourned at 2:37 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

Sara C. Scott, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Victoria L. Martinez, Deputy Clerk



County of Los Alamos

Los Alamos, NM 87544
www.losalamosnm.us

Minutes

County Council – Regular Session

*Sara Scott, Council Chair; Pete Sheehey, Council Vice-Chair;
David Izraelevitz, Antonio Maggiore, James Robinson,
Randall Ryti, and Katrina Schmidt, Councilors*

Tuesday, June 25, 2019

6:00 PM

Council Chambers - 1000 Central Avenue

TELEVISED

1. OPENING/ROLL CALL

The Council Chair, Sara Scott, called the meeting to order at 6:05 p.m.

The following Councilors were in attendance:

Present: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore,
Councilor Robinson, and Councilor Ryti

Absent: 1 - Councilor Schmidt

2. PLEDGE OF ALLEGIANCE

Led by: All.

3. STATEMENT REGARDING CLOSED SESSION

A motion was made by Councilor Izraelevitz, seconded by Councilor Sheehey, that Council approve the following statement for inclusion in the minutes: "The matters discussed in the closed sessions held on June 18, 2019 and June 25, 2019, that began at 5:00 p.m., were limited only to those topics specified in the notice of the closed sessions, and no action was taken on any matter in the closed sessions."

The motion passed by acclamation with the following vote:

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore,
Councilor Robinson, and Councilor Ryti

Absent: 1 - Councilor Schmidt

4. PUBLIC COMMENT

Ms. Dina Pesenson, 1355 45th Street, spoke about the need for continued improvements to the County's BMX track.

5. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

- A.** Presentation for Trinity Drive/NM 502 Improvements Associated with an NMDOT State Grant for Pedestrian and ADA Improvements, NMDOT Pavement Preservation Project, and “The Hill” Apartments Housing Development

Mr. Philo Shelton, Public Works Director, spoke.

Mr. Eric Martinez, County Engineer, spoke.

Public Comment:

None.

No action taken.

6. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Ryti

Absent: 1 - Councilor Schmidt

7. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

None.

8. CONSENT AGENDA

Councilor Robinson announced he would be recusing himself from the vote on this item.

Consent Motion:

A motion was made by Councilor Maggiore, seconded by Councilor Izraelevitz, that Council approve the items on the Consent Agenda, as presented, and that the motions contained in the staff reports be included for the record.

- A.** Incorporated County of Los Alamos Resolution No.19-08, A, Resolution Designating the Location of Election Day Polling Places for all Statewide and Special Elections Conducted in 2020 and 2021; And Establishing the County Canvassing Board through the end of 2021

I move that Council adopt Incorporated County of Los Alamos Resolution No. 19-08, A Resolution Designating the Location of Election Day Polling Places for all Statewide and Special Elections Conducted in 2020 and 2021; And Establishing the County Canvassing Board through the end of 2021.

- B. Incorporated County of Los Alamos Resolution No. 19-13: A Resolution Authorizing the Incorporated County of Los Alamos to Formalize and Provide for a Consistent Public Employees Retirement Act Benefit Structure for Specifically Identified Contract Employees

I move that Council adopt Incorporated County of Los Alamos Resolution No. 19-13: A Resolution Authorizing the Incorporated County of Los Alamos to Formalize and Provide for a Consistent Public Employees Retirement Act Benefit Structure for Specifically Identified Contract Employees.

- C. Incorporated County Of Los Alamos Resolution No. 19-14; A Resolution Authorizing Modifications to the 2019 County Council Calendar

I move that Council adopt Incorporated County of Los Alamos Resolution No. 19-14, a Resolution Authorizing Modifications to the 2019 County Council Calendar.

- D. Approval of DOE/LAC Resource Pool Budget Adjustment for Fiscal Year 2019 Due to Cost of Purchased Power and Approval of Related County Budget Revision 2019-41

I move that Council approve the 2019 Resource Pool budget adjustment and approve Budget Revision 2019-41 as presented. I further move that Budget Revision 2019-41 be included as an attachment in the minutes for the record.

- E. Approval of DOE/LAC Resource Pool Budget for Fiscal Years 2020/2021

I move that Council approve the 2020-2021 Resource Pool budget as presented.

- F. County Council Minutes for June 3, 2019 and June 11, 2019

I move that Council approve the County Council Minutes for June 3, 2019 and June 11, 2019.

- G. Approval of Collective Bargaining Agreement (CBA) with the International Union of Police Associations (IUPA), AFL-CIO, Local No.14. and related Budget Revision 2020-02 in the amount of \$118,755

I move that the Council approve the Collective Bargaining Agreement between the County of Los Alamos and the International Union of Police Associations, AFL-CIO, Local No. 14, and direct the County Manager to execute the Agreement on behalf of the County. I further move that Council approve related Budget Revision 2020-02 in the amount of \$118,755.

- H. Approval to Accept a Fiscal Year 2020-E-911 Grant Agreement from the Department of Finance and Administration acting through the Local Government Division in an Amount Not To Exceed \$410,709

I move that Council approve the request to accept Fiscal Year 2020-E-911 Grant Agreement from the Department of Finance and Administration acting through the Local Government Division in an amount not to exceed \$410,709. I further move that Council direct the County Manager to execute the grant agreement.

- I. Approval of Amendments to Employment Agreements with both J. Alvin Leaphart and Harry Burgess with Respect to Compliance with Resolution No. 19-13 and Updating Other Provisions

I move that Council Approve Amendment No. 2 to the Employment Agreement with J. Alvin Leaphart, and I further move that Council approve Amendment No. 3 to the Employment Agreement with Harry Burgess.

- J. Vacation of Easement Within Lot 212, a Subdivision of North Community No. 1

I move that Council approve the vacation of easement within Lot 212, a subdivision of North Community No. 1.

- K. Grant of Utility and Drainage Easement Within Lot 212, a Subdivision of North Community No. 1

I move that Council approve a grant of Utility and Drainage easement within Lot 212, a subdivision of North Community No. 1.

Approval of the Consent Agenda:

The motion passed with the following vote:

Yes: 5 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, and Councilor Rytí

Absent: 1 - Councilor Schmidt

Abstain: 1 - Councilor Robinson

9. PUBLIC HEARING(S)

- A. New Liquor License Application No.1123181, Small Brewer Liquor License (production only) and Package Sales, filed by Applicant, Los Alamos Brewing Company, LLC d/b/a Piedra Blanca Brewing Company, 303 Potrillo Drive, Los Alamos, NM 87547

Mr. Harry Burgess, County Manager, spoke.

Public Comment:
None.

A motion was made by Councilor Izraelevitz, seconded by Councilor Maggiore, that Council approve New Liquor License and Application No. 1123181 Los Alamos Brewing Company, LLC d/b/a Piedra Blanca Company.

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Rytí

Absent: 1 - Councilor Schmidt

- B. New Liquor License Application No.1123183, Beer Wholesaler Liquor License, filed by Applicant, Los Alamos Brewing Company, LLC d/b/a Piedra Blanca Brewing Company, 303 Potrillo Drive, Los Alamos, NM 87547

Public Comment:
None.

A motion was made by Councilor Maggiore, seconded by Councilor Robinson, that Council approve New Liquor License Application No. 1123183 Los Alamos Brewing Company, LLC d/b/a Piedra Blanca Company.

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Rytí

Absent: 1 - Councilor Schmidt

10. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

Councilor Sheehey reported on activities of the New Mexico Counties and the New Mexico Municipal League.

Councilor Robinson reported on the Board of Public Utilities.

Councilor Maggiore reported on the North Central Regional Transit District.

Councilor Ryti reported on the Parks and Recreation Board and the Planning and Zoning Commission.

C. County Manager's Report

1) County Manager's Report for June 2019

County Manager Harry Burgess reported on the A-19 Development project; summer recreation programs; recent employee recognitions; activities planned for the annual Fourth of July celebration event in White Rock; the status of contracts for the Diamond Drive Rehabilitation Project; and announced New Mexico Finance Authority's (NMFA) approval of tax credits on The Bluffs Housing Project.

D. Council Chair Report

Councilor Scott reported on her meeting with Voices of Los Alamos; her upcoming attendance at the Environmental Management Cleanup Forum at Fuller Lodge hosted by the Department of Energy's Environmental Management Los Alamos (EM-LA) Field Office and legacy cleanup contractor N3B; and reminded Council of the upcoming Jim Billen Trail dedication ceremony.

E. General Council Business

1) Presentation of Recommendations from Animal Shelter Advisory Committee

Ms. Wendee Brunish, Chair of the Animal Shelter Advisory Committee, spoke.

Public Comment:

None.

No action taken.

- 2) Approval of Board of Public Utilities Selection of Philo S. Shelton III as the new Utilities Manager

Ms. Carrie Walker, Chair of the Board of Public Utilities, spoke.

Public Comment:

None.

A motion was made by Councilor Ryti, seconded by Councilor Maggiore, that Council approve the appointment of Philo S. Shelton III as Utilities Manager for Los Alamos County and an employment agreement dated June 30th, 2019 as negotiated by the Board of Public Utilities.

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Ryti

Absent: 1 - Councilor Schmidt

- 3) Possible Action Resulting from the Council Closed Session Discussions of Limited Personnel Matters-- Personnel Evaluations of Contract Employees

Public Comment:

None.

A motion was made by Councilor Izraelevitz, seconded by Councilor Robinson, that Council approve salary adjustments of 3% for the current Utilities Manager, 4% for the County Attorney and 4% for the County Manager.

Yes: 6 - Councilor Scott, Councilor Sheehey, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Ryti

Absent: 1 - Councilor Schmidt

F. Approval of Councilor Expenses

None.

G. Preview of Upcoming Agenda Items

Councilor Ryti requested an update on past discussions regarding the 5% transfer of gas-electric funds and also requested an update on the County's BMX track.

11. COUNCILOR COMMENTS

Councilor Ryti took the opportunity to promote the Environmental Sustainability Board's Save As You Throw Program; suggested the County issue a reminder that businesses on DP Road are open during the NM502 construction and detour; and he encouraged continued efforts by the County to help prevent and mitigate pedestrian casualties.

Councilor Robinson announced he will recap tonight's activities on KRSN in the morning.

12. PUBLIC COMMENT

None.

13. ADJOURNMENT

The meeting adjourned at 8:40 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

Sara C. Scott, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Adrianna T. Ortiz, Chief Deputy Clerk



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: F.

Index (Council Goals): * 2019 Council Goal - Planning for Appropriate Levels of County Services

Presenters: Jon Bulthuis, Acting Public Works Director

Legislative File: 12095-19

Title

Incorporated County of Los Alamos Resolution No. 19-15 Endorsing the North Central Regional Transit District's FY2020 Budget Proposal, Approving the FY2020 Los Alamos County Regional Transit Plan and Directing Staff to Submit the FY2020 Los Alamos County Regional Transit Plan to the North Central Regional Transit District Board of Directors.

Recommended Action

I move that the County Council approve Resolution No. 19-15 endorsing the North Central Regional Transit District's FY2020 budget proposal, approving the FY2020 Los Alamos County Regional Transit Plan and directing staff to submit the FY2020 Los Alamos County Regional Transit Plan to the North Central Regional Transit District Board of Directors.

County Manager's Recommendation

The County Manager recommends that Council approve the Resolution as presented.

Body

The North Central Regional Transit District has proposed Regional Transit Gross Receipts Tax allocation to Los Alamos County for FY 2020 (July 1, 2019 - June 30, 2020) in the amount of \$1,502,650. This represents an increase of \$36,050 over the FY 2019 allocation.

These funds are used to support the Transit Division budget with ongoing operating funding for NCRTD-funded routes and capital funding toward the local match of buses and bus facilities, as well as other capital projects that are consistent with regional public transportation services. Per NCRTD resolution, members are to submit locally-approved service plans to the NCRTD Board of Directors for consideration and approval. The next NCRTD Board of Directors meeting will occur on August 2, 2019, where Resolution No. 19-15 and the accompanying Los Alamos County service plan will be considered.

Staff has presented a service plan that exceeds the amount of the FY20 NCRTD award amount in order to show the need for additional funding in future years and assure the County can be fully reimbursed for the FY20 award.

Attachments

- A - Incorporated County of Los Alamos Resolution No. 19-15
- B - Notice of Legal Publication - Resolution No. 19-15
- C - FY20 Service Plan

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-15

A RESOLUTION ENDORSING THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT'S FY2020 BUDGET PROPOSAL, APPROVING THE FY2020 LOS ALAMOS COUNTY REGIONAL TRANSIT PLAN, AND DIRECTING STAFF TO SUBMIT THE FY2020 LOS ALAMOS COUNTY REGIONAL TRANSIT PLAN TO THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT BOARD OF DIRECTORS FOR CONSIDERATION AND APPROVAL

WHEREAS, the North Central Regional Transit District (NCRTD) was created in 2004 by agreement between the City of Espanola, Incorporated County of Los Alamos, Pojoaque Pueblo, Rio Arriba County, San Ildefonso Pueblo, San Juan Pueblo, Santa Clara Pueblo, the City of Santa Fe, Santa Fe County and Tesuque Pueblo; and

WHEREAS, the District has subsequently added Nambé Pueblo, Taos County, the Town of Taos and the Town of Edgewood, Village of Chama to its membership; and San Juan Pueblo is now known as Ohkay Owingeh; and

WHEREAS, regional transit gross receipts tax redistributed by NCRTD is an important and significant local funding source for transit and NCRTD has developed a funding allocation formula that allocates funding for regional transit services to Los Alamos County (County); and

WHEREAS, NCRTD Resolution 2009-07 states that "the NCRTD Board has the authority and duty to monitor the use of funds it furnishes to members, to coordinate the overall transportation policy within its service area, and to account to the State of New Mexico for its activities;" and

WHEREAS, the coordination of service plans with NCRTD is primary to an effective regional transit system; and

WHEREAS, each member shall submit locally approved service plans to the NCRTD Board in order for such plans to be included in the NCRTD Regional Service Plan, to ensure that transit services funded by the regional transit gross receipts tax meet the criteria established by NCRTD Resolution 2011-10, as amended, and that regional transit services are effectively coordinated by NCRTD; and

WHEREAS, the existing services provided by the County have been deemed to meet the definition of "regional public transit" as adopted by the NCRTD Board and incorporated into its financial policies by NCRTD Resolution 2011-10, as amended; and

WHEREAS, NCRTD has identified funding in its FY2020 budget proposal to keep the aforementioned regional services, operated by the County, funded and running through FY 2020; and

WHEREAS, NCRTD will reimburse the County for said regional transit services, upon receipt of invoices for services delivered, up to a FY2020 total of ONE MILLION FIVE HUNDRED TWO THOUSAND SIX HUNDRED FIFTY DOLLARS (\$1,502,650).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE INCORPORATED COUNTY OF LOS ALAMOS that the Council hereby endorses the proposed FY2020 NCRTD budget that continues to fund regional transit services, as identified above, that the Incorporated County of Los Alamos currently provides on behalf of NCRTD, and that the regional services compose and are approved as the Los Alamos County Regional Transit Plan for FY2020, and upon approval by the NCRTD Board of Directors, are incorporated in the NCRTD Regional Service Plan.

PASSED AND ADOPTED this 9th day of July 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Sara C. Scott
Council Chair**

ATTEST: (Seal)

**Naomi D. Maestas
Los Alamos County Clerk**

NOTICE OF RESOLUTION NO. 19-15

STATE OF NEW MEXICO, COUNTY OF LOS ALAMOS

Notice is hereby given that the Council of the Incorporated County of Los Alamos, State of New Mexico, has directed publication of Los Alamos County Resolution No. 19-15. This will be considered by the County Council at an open meeting on Tuesday, July 9, 2019, at 6:00 p.m., at the Los Alamos County Municipal Building: 1000 Central Avenue, Los Alamos, New Mexico 87544. The full copy is available for inspection or purchase, during regular business hours, in the County Clerk's Office: 1000 Central Avenue, Suite 240.

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 19-15

A RESOLUTION ENDORSING THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT'S FY2020 BUDGET PROPOSAL, APPROVING THE FY2020 LOS ALAMOS COUNTY REGIONAL TRANSIT PLAN, AND DIRECTING STAFF TO SUBMIT THE FY2020 LOS ALAMOS COUNTY REGIONAL TRANSIT PLAN TO THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT BOARD OF DIRECTORS FOR CONSIDERATION AND APPROVAL

Council of the Incorporated County of Los Alamos

By: /s/ Sara C. Scott, Council Chair

Attest: /s/Naomi D. Maestas, County Clerk

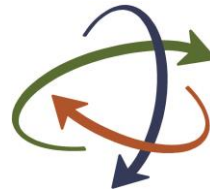
LA DAILY POST

Publication Date: Thursday, June 27, 2019

Type of Publication: Notice of Public Hearing of Resolution No. 19-15



LOS ALAMOS



ATOMIC CITY
TRANSIT

**Los Alamos County (LAC) FY20 Service Plan
Submitted to the North Central Regional Transit District (NCRTD)
for the Distribution of Transit Gross Receipts Tax**

DATE July 9, 2019

	<u>FY20 Cost Estimates</u>
<u>Continuation of Existing NCRTD Funded Routes</u>	
Route 2 White Rock (Park & Ride, White Rock & NCRTD Linked)	\$ 750,000
Enhanced Services (Park & Ride and White Rock Linked)	\$ 680,000
<i>Note: 30 minute service all day Route 3 & 4 Peak Service on Route 6 and Route 1</i>	
Route 11 Afternoon Express (White Rock to Los Alamos)	\$ 80,000
Continuation of Existing NCRTD Routes:	\$ 1,510,000

New Expanded Weekend Pilot Service

Pilot Route 2 Peak service from White Rock to Los Alamos summer seasonal service beginning mid May 2020	\$ 120,000
---	-------------------

LAC FY20 Billable Capital

A combination of Local Share of Grant Capital Awards (Vehicles, Bus Shelters & Bus Stops, AVA System, Upgrades to Bus Shelters, and Bus Stop Improvements), Upgrade or replacement of existing vehicle video & audio system.	\$ 250,000
--	-------------------

FY20 ESTIMATED BILLABLE: \$ 1,760,000

FY20 NCRTD GRT BUDGETED FOR LAC: \$ 1,502,650
Estimated Amount Underfunded in FY20: \$ (257,350)

Notes: Cost of routes and capital listed are estimates. Routes will be billed on a quarterly basis using the Allocated Cost Method, which allocates actual expenses by actual miles, hours, and vehicles. Actual costs of capital will be billed on a quarterly basis.

NCRTD Summary	FY17 Actual	FY18 Actual	FY19 Budget	FY19 Projections	FY20 Budget Request
Non-Operating Expenses					
GRT Contributions - Railrunner	2,295,859	2,458,051	2,250,000	2,405,604	2,306,250
GRT Contributions - Atomic Transit	1,419,000	1,444,500	1,466,600	1,466,600	1,502,650
GRT Contributions - Santa Fe Trails Transit	993,300	1,011,150	1,026,620	1,026,620	1,051,855
Total Non-Operating Expenses	4,708,159	4,913,701	4,743,220	4,898,824	4,860,755
Capital Outlay					
Maintenance Facility & Other Construction Projects	-	-	684,366	113,166	5,697,370
Facilities Improvements	169,219	5,436	-	68,000	30,000
Parking Structures	-	-	-	-	50,000
Computers	54,251	-	-	-	-
Furniture & Fixtures	2,257	195	-	-	-
New Vehicle and Commuter Replacements	-	-	-	-	85,500
Vehicle Equipment & Components	-	34,699	-	-	272,542
New Bus & Bus Replacements	1,472,643	320,076	901,598	1,019,889	764,592
Bus Shelters Non TAP	148	-	-	-	110,000
Bus Shelters Improvements - TAP	435	243,952	234,000	378,971	980,000
Tech. Improvements	-	-	235,000	205,000	518,182
Other Capital Expenses	425,867	-	150,000	211,265	-
Total Capital Outlay Expenses	2,124,819	604,358	2,204,964	1,996,291	8,508,186
Total Overall Expenses	\$ 12,058,948	\$ 11,108,782	\$ 13,175,907	\$ 12,658,132	\$ 20,217,621





County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: G.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Jon Bulthuis, Acting Public Works Director

Legislative File: 12117-19

Title

Board/Commission Re-Appointment(s) - Environmental Sustainability Board

Recommended Action

I nominate Heidi Rogers [D], and Heather Ward [DTS] to fill two vacancies on the Environmental Sustainability Board and move that Council re-appoint these applicants for terms ending on July 31, 2021.

Body

The Environmental Sustainability Board is a seven-member board with staggered two-year terms beginning August 1 and ending July 31. A copy of the current Board Member list is attached for reference (Attachment A). The two vacancies represent the applicants' expiring terms, both ending on July 31, 2019. Mrs. Rogers and Mrs. Ward are eligible for and interested in re-appointment.

The applicants are:

Heidi Rogers [D]

Heather Ward [DTS]

Both applicants were interviewed by an interview committee on June 20, 2019. The interview committee consisted of the following:

Environmental Board Chair: Lisa Bakosi

Council Liaison: Antonio Maggiore

Environmental Sustainability Board Staff Liaison: Angelica Gurule

The interview committee recommends re-appointing Heidi Rogers and Heather Ward.

Party affiliations are noted as [D] Democrat, [R] Republican, [I] Independent, [G] Green, [L] Libertarian, [DTS] Declined to State, and [N] Not Registered to Vote.

Appointing either or both applicants will not violate the County Charter restriction concerning political party majorities on Boards and Commissions.

Attachments

A - Environmental Sustainability Board Member Roster

B - Interview & Application Packet for Heidi Rogers

C - Interview & Application Packet for Heather Ward

D - Interview Panel Recommendation



ENVIRONMENTAL SUSTAINABILITY

BOARD ROSTER



HEATHER WARD

1st Term Sep 01, 2017 - Jul 31, 2019

Appointing Authority County Council

Office/Role Vice Chair

Category DTS



HEIDI H ROGERS

1st Term Sep 01, 2017 - Jul 31, 2019

Appointing Authority County Council

Category Democrat



WARREN A MAZANEC

1st Term Aug 01, 2018 - Jul 31, 2020

Appointing Authority County Council

Category Libertarian



DOROTHY BROWN

1st Term Aug 01, 2018 - Jul 31, 2020

Appointing Authority County Council

Category Democrat



LISA C BAKOSI

2nd Term Jul 01, 2018 - Jul 31, 2020

Appointing Authority County Council

Office/Role Chair

Category Democrat



SUSAN BARNES

2nd Term Jul 01, 2018 - Jul 31, 2020

Appointing Authority County Council

Category Democrat



AMANDA J MACDONALD

1st Term Aug 01, 2017 - Jul 31, 2021

Appointing Authority County Council

Position ES7

Office/Role Member

Category DTS

General Information

All County Board and Commission members must be residents of Los Alamos County.

Once a resident fills out and submits this application, an interview is scheduled with the B&C's County Council liaison, the relevant staff liaison, and the B&C Chair. After the interviews, the applicants' names are presented to the full Council during a regularly scheduled Council meeting, where a vote is taken regarding the appointment of each applicant. Each applicant will be notified if they are appointed or not.

Only on-line applications will be considered.

If you are interested in applying for the Board of Public Utilities, please contact Jamie Kephart at 505-662-8132.

If you are interested in applying for Labor Relations Board, please contact Denise Cassel at 505-662-8047.

Profile

Board and Commission Application

Note: Please be aware that as a public entity, the County of Los Alamos, is obligated to furnish this information to the public if requested. Note also that current LANL employees, if appointed to a Board or Commission, may be required by LANL to complete a 701 form.

Heidi

First Name

H

Middle Initial

Rogers

Last Name

Street Address

City

Email Address

Primary Phone

Alternate Phone

Suite or Apt

State

Postal Code

Party affiliation as registered: (Select one of the following) *

☒ Democrat

Registered to vote in Los Alamos?

☒ Yes ☐ No

How did you learn of this Board/Commission vacancy?

On the website

Do you currently serve on any County Board or Commission?

☐ Yes ☒ No

If yes, which one? (Los Alamos County law prohibits residents from serving concurrently on more than one County board except as expressly approved in writing by the County Council before the appointment is made.)

no

Interests & Experiences

Which Boards would you like to apply for?

Environmental Sustainability: Appointed

Why would you like to serve on this particular Board or Commission?

I have appreciated the work that the environmental sustainability board has been doing in Los Alamos County. I believe the work this board does helps us to build our community doing things like the LA clean up day and the recycle fashion show. I love the recycler of the year award, and as a mom of teenagers I think the environmental sustainability board has a lot of opportunities to partner with the youth in our community to participate with and inform our government on our shared values of reducing our negative impact on the planet and supporting grass roots innovations that model the future of sustainability. I also believe that it is important for our community to talk about the "little things" that we can do that can serve as a model for other communities and make a bigger positive impact on our environment in New Mexico. It also feels important to me that Los Alamos is the community that leads this in New Mexico, since we have such a complicated and unique history. I am also interested in how our recycling and natural waste programs work and how we can improve this.

What volunteer or professional activities have you participated in that could apply to this appointment?

I am a nurse practitioner and an assistant professor at UNM and I have my doctorate in nursing with an emphasis on transitional research and quality improvement leadership. I am a pocket environmentalist on the side. What I could bring to this board are good secretarial and project organizing skills and models for implementing evidence based practices in new situations. I am not an environmental scientist, and so would not be bringing expertise in terms of policy and best practices to this committee, but I love to think, learn, read and am interested in these subjects. I have four years of service on two non profit boards as president, treasurer and secretary, plus leadership experience in my profession.

The time involved may be 10-15 hours per month or more. Are you able to serve the volunteer hours and attend training needed to perform your duties as an appointee?

yes, I have a flexible work week and am available for meetings and trainings, except I work in ABQ on Mondays and Tuesdays and so I can't go to Monday night meetings.

**What would you like to accomplish during your tenure on this Board or Commission?
(Please identify any special interests you have that led you to become interested in serving
on this Board or Commission.)**

I am interested in the ongoing work of the board in terms of developing partnerships, engaging with youth, defining and educating ourselves on what environmental sustainability means, working with the current recycling and natural waste programs and thinking about best practices moving forward and hosting public events like the recycler fashion show.

**Have you had any direct or indirect involvement with this Board or Commission or with the
County staff supporting this Board or Commission or County Councilors? If so, please
explain.**

No

**Are there any issue or matters, financial or otherwise, that you are now or might become
involved in that may come before the Board or Commission for which you seek
appointment?**

none

If you have any questions, please contact Barbara Lai at 505-663-3436 or barbara.lai@lacnm.us



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Heidi Rogers
Applicant's Name

ESB
Board or Commission

Lisa / Angelica / Antonio
Interviewer Name

June 20th 3pm
Date/Time of Interview

Interview Conducted:
☒ Personally
☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>Expanded scope of the work • cool stuff coming up - SAYT ZW stuff is so cool compost, plastic (stop) Partnership w/ community in fun ways Board loves each other New CC. doing cool thing feels like the time is now.</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>Accomplished: Yard Trimmings Narration. New conversations about Zero Waste - CONCERTS happening Outreach warms</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>Climate Change - OMG! How do we do better and now fast. Logistics of working together Bards Working Together - Band Up Buildings Green</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>We need more places for ppl to talk + communicate + shared values. How do we partner + get there?</p>

5	Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve? <i>Love that we have a liason. Important. Bits + pieces are hard to get things done.</i>
6	Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually? <i>ethics was boring.</i>
7	What suggestions/comments would you like to offer in connection with your Board or Commission service so far? <i>more opps to interact.</i>
8	The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? <i>NO</i>
9	If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board? <i>NO</i>
10	Do you have any questions of the interview panel?
11	[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Heidi Rogers

Applicant's Name

ESB

Board or Commission

Antonio Maggiore

Interviewer Name

3:00 6/20/2019

Date/Time of Interview

6/20/2019

Interview Conducted:

☒ Personally
☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>expanded subcommittees scopes work Partnering w/ community in unique ways excited about zero waste alternatives. excited by new council and some of our requests. Feels the board structure has some limitations too strict would like more flexible interactions</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>yard trimming rollout / Zero Waste strategic plan - Zero Waste at Concerts - Zero Waste Jazz project summer camp. loves the outreach.</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.] CLIMATE CHANGE - How quickly can we turn a round and Change our interactions with nature create a regenerative relationship with nature. How DO WE LIVE UP TO THE NAME OF THE BOARD</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>Need more places to communicate more openly and partner who effectively across the Boards.</p>

5	Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve? <i>loves Council Liason and that partnership.</i>
6	Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually? <i>Basic ethics presentation - could be made more memorable.</i>
7	What suggestions/comments would you like to offer in connection with your Board or Commission service so far? <i>more opportunity to interact as a group is needed. sometimes collaborative brainstorming</i>
8	The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? <i>AWARE - NOT A DETERRENT</i>
9	If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board? <i>NOT A DETERRENT</i>
10	Do you have any questions of the interview panel?
11	[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Heidi Rogers
Applicant's Name

ESB
Board or Commission

Angelica Gurule
Interviewer Name

June 20, 2019 @ 3pm
Date/Time of Interview

Interview Conducted:
☒ Personally
☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative? <i>Really excited about new County Council. The Scope of the work especially subcommittees + teams has really expanded. Everyone on ESB is great + fun to be around. Great to work together (community). What is path forward (SART, composting).</i>
2	What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with? <i>Narrating Zero Waste to community especially the Zero Waste concerts. Worm composting @ home and expanding zero waste events the other organizations.</i>
3	What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues? [Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.] <i>Climate change is the biggest issue. How quickly can we as humans have a better relationship w/nature. How can we work better as boards to solve bigger issues. Bldg design sustainable.</i>
4	Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general? <i>more places / partnerships for shared values. How do we work together more closely.</i>

→ Negative: Hard to work w/in confines of board structures. Need to spend time together where we can think creatively. Subcommittees + Zero waste teams are a good way to achieve this.

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve?</p> <p>Love that our Council liaison attends ESB mtgs. Really appreciates the partnership w/liaison and thinks it adds value. We can be a model for what new modern City's look like.</p>
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <p>Ethics.</p>
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <p>Would like more opportunities to interact as a group Share values w/other boards + individual members Collaborate + partner to achieve results</p>
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board?</p> <p>No.</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>No. Already live stream.</p>
10	<p>Do you have any questions of the interview panel?</p> <p>No. questions</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

General Information

All County Board and Commission members must be residents of Los Alamos County.

Once a resident fills out and submits this application, an interview is scheduled with the B&C's County Council liaison, the relevant staff liaison, and the B&C Chair. After the interviews, the applicants' names are presented to the full Council during a regularly scheduled Council meeting, where a vote is taken regarding the appointment of each applicant. Each applicant will be notified if they are appointed or not.

Only on-line applications will be considered.

If you are interested in applying for the Board of Public Utilities, please contact Jamie Kephart at 505-662-8132.

If you are interested in applying for Labor Relations Board, please contact Denise Cassel at 505-662-8047.

Profile

Board and Commission Application

Note: Please be aware that as a public entity, the County of Los Alamos, is obligated to furnish this information to the public if requested. Note also that current LANL employees, if appointed to a Board or Commission, may be required by LANL to complete a 701 form.

Heather

First Name

Ward

Middle Initial

Last Name

Street Address

Suite or Apt

City

State

Postal Code

Email Address

Primary Phone

Alternate Phone

Party affiliation as registered: (Select one of the following) *

☒ Other

Registered to vote in Los Alamos?

☒ Yes ☐ No

How did you learn of this Board/Commission vacancy?

staff liason

Do you currently serve on any County Board or Commission?

☒ Yes ☐ No

If yes, which one? (Los Alamos County law prohibits residents from serving concurrently on more than one County board except as expressly approved in writing by the County Council before the appointment is made.)

Environmental Sustainability

Interests & Experiences

Which Boards would you like to apply for?

Environmental Sustainability: Appointed

Why would you like to serve on this particular Board or Commission?

I have come to the conclusion that I can only do so much for changing my own habits to help reduce my environmental impact, I want to encourage more of this in my community. In this time of our federal government failing us, I feel the need to act more than ever.

What volunteer or professional activities have you participated in that could apply to this appointment?

I recently completed an extensive project for the library gallery of the great variety of birds in the world, their ranges, sounds, and threats from humans. While it was an art exhibit, I wanted to make it educational.

The time involved may be 10-15 hours per month or more. Are you able to serve the volunteer hours and attend training needed to perform your duties as an appointee?

Yes

What would you like to accomplish during your tenure on this Board or Commission? (Please identify any special interests you have that led you to become interested in serving on this Board or Commission.)

I would love to see Los Alamos follow the commitment of the Paris climate agreement. I want to see county energy come from renewable sources, and alternative fuel vendors in town. I would like municipal composting at the Eco Station to be available, and I want to be involved in activities to educate the public about steps they can take to reduce their waste and carbon footprint.

Have you had any direct or indirect involvement with this Board or Commission or with the County staff supporting this Board or Commission or County Councilors? If so, please explain.

I have been on this board for two years, seeking a second term.

Are there any issue or matters, financial or otherwise, that you are now or might become involved in that may come before the Board or Commission for which you seek appointment?

No

If you have any questions, please contact Barbara Lai at 505-663-3436 or barbara.lai@lacnm.us



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Heather Ward
Applicant's Name

ESB
Board or Commission

Angelica Gurulé
Interviewer Name

June 20, 2019 @ 2pm
Date/Time of Interview

Interview Conducted:
 X Personally
 Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>Likes learning what's going on behind the scenes. She likes helping make things better, help environment. Help the community. No negatives.</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>Rolled out yard trimming collection program. Loves being on the Zero Waste team. It's a good direction to go. Volunteers to make posters, drafts articles, recycle audits.</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>A lot of goals/things require time and money. Ex. Municipal composting - understanding logistics & the reality of accomplishing is more complicated. Small majority of community - very vocal and she tries to offer factual information.</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>Works pretty well, subcommittee's + team working hard to inform board then council.</p>

5	Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve? Communication is adequate between the board and the Council liaison and Council.
6	Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually? Received onboarding as a new member and ethics training. Training on how to communicate w/public would be helpful.
7	What suggestions/comments would you like to offer in connection with your Board or Commission service so far? She has very much enjoyed working on the ESB.
8	The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? No.
9	If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board? No. ESB currently live streams.
10	Do you have any questions of the interview panel? No.
11	[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.] Antonio thanked her for willingness to serve. Lisa thanked her for serving as vice-chair. Angelica thanked her for contributions to Zero Waste & SAYT, making posters etc.

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Heather Ward
Applicant's Name

ESB
Board or Commission

Lisa / Angelica / Antonio
Interviewer Name

June 20, 2pm
Date/Time of Interview

Interview Conducted:
☐ Personally
☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>Positive = behind the scenes knowledge / working on ways to make it better / less pro-environ No negative</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>yard Trimmings Roll Out Zero Waste Team Work Contributions Interactions Outreach/Educational Materials Measuring trash Articles vice chair this year</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>Projects take time and money / local minority is a challenge like composting provides factual info to be helpful / educate when can sometimes (online)</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>Teams + Board → Council works well</p>

5	Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve? <i>Feels that it's adequate. works.</i>
6	Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually? <i>Ethics. On-Boarding. Might be helpful to understand communicating to public. How to.</i>
7	What suggestions/comments would you like to offer in connection with your Board or Commission service so far? <i>She has enjoyed her two years. No suggestions.</i>
8	The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? <i>NO</i>
9	If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board? <i>NO</i>
10	Do you have any questions of the interview panel? <i>NO</i>
11	[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



Revised 2/12/18

5	Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve? <i>Hasn't noticed any difficulties feels Council is accessible.</i>
6	Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually? <i>Intro - ethics training - helpful - Possibly could use more info when starting about how to communicate board info to the public</i>
7	What suggestions/comments would you like to offer in connection with your Board or Commission service so far? <i>Very much enjoyed it so far, will stay on zero waste forever</i>
8	The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? <i>Not a deterrent</i>
9	If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board? <i>Not a deterrent</i>
10	Do you have any questions of the interview panel?
11	[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

Date: _July 1, 2019_____

Board or Commission: _Environmental Sustainability Board _____

Interview Panel:

Name : _Antonio Maggiore_____ (Council Liaison)

Name : _Lisa Bakosi_____ (B&C Chair)

Name: _Angelica Gurule_____ (Staff Liaison)

Applicants Interviewed:

Name: __Heidi Rogers_____ Date of Interview: __6/20/2019_____

Name: __Heather Ward _____ Date of Interview: __6/20/2019_____

Name: _____ Date of Interview: _____

Name: _____ Date of Interview: _____

Name: _____ Date of Interview: _____

Interview Panel Recommendation(s):

The interview panel for the _Environmental Sustainability Board or Commission would like to recommend the following applicants for appointment:

Name : __Heidi Rogers_____ (circle one: incumbent or new applicant)

Name : __Heather Ward _____ (circle one: incumbent or new applicant)

Name : _____ (circle one: incumbent or new applicant)

Name : _____ (circle one: incumbent or new applicant)

Name : _____ (circle one: incumbent or new applicant)

Name : _____ (circle one: incumbent or new applicant)

Other information for Council:



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: H.

Index (Council Goals): * 2019 Council Goal - Planning for Appropriate Levels of County Services

Presenters: Paul Andrus, Community Development Director

Legislative File: 12100-19

Title

Board/Commission Appointments - Planning and Zoning Commission

Recommended Action

I nominate Jean Dewart, April Wade and Michelle Griffin to fill the three vacancies on the Planning and Zoning Commission and move that Council appoint the nominees to the 3 vacant positions for a term beginning on April 01, 2019 and ending on March 31, 2022.

Body

The purpose of this item is to fill three vacancies on the Planning and Zoning Commission. These vacancies represent two expired terms of Commissioners Jean Dewart (D), and April Wade (R), who are eligible for reappointment, and one vacancy left by the passing of Ralph Chapman (D) in October, 2018.

The applicants for this position are: Jean Dewart (D), April Wade (R), and Michelle Griffin (R)

Party affiliations are noted as [D] Democrat, [R] Republican, [I] Independent, [G] Green, [L] Libertarian, [DTS] Declined to State, and [N] Not Registered to Vote.

This nine (9) member board has 3-year terms beginning April 01 and ending March 31. It is currently composed as follows:

Terry Priestley (I)	04/01/2018 - 03/31/2021
Neal Martin (D)	04/01/2018 - 03/31/2021
Melissa Arias (D)	04/01/2017 - 03/31/2020
Jessie Dixon (D)	04/01/2017 - 03/31/2020
Craig Martin (D)	04/01/2017 - 03/31/2020
April Wade (R)	04/01/2018- 03/31/2019
Jean Dewart (D)	04/01/2018- 03/31/2019
Beverly Neal-Clinton (I)	04/01/2018 - 03/31/2021
Vacant	04/01/2019 - 03/31/2022

Appointing any of the nominees will not violate the County Charter restriction concerning political party majorities on Boards and Commissions.

Attachments

A - Board Member List

B - Application Packet for Jean Dewart
C - Application Packet for April Wade
D - Application Packet for Michelle Griffin



PLANNING AND ZONING COMMISSION

BOARD ROSTER



CRAIG MARTIN

1st Term Apr 01, 2017 - Mar 31, 2020

Appointing Authority County Council

Position PZ2

Office/Role Commissioner

Category D



MELISSA ARIAS

1st Term Apr 01, 2017 - Mar 31, 2020

Appointing Authority County Council

Position PZ9

Office/Role Commissioner

Category D



JESSIE DIXON

1st Term Apr 01, 2017 - Mar 31, 2020

Appointing Authority County Council

Position PZ8

Office/Role Commissioner

Category D



TERRY PRIESTLEY

1st Term Apr 01, 2018 - Mar 31, 2021

Appointing Authority Council

Position PZ1

Office/Role Chair

Category I



BEVERLY NEAL-CLINTON

1st Term Apr 01, 2018 - Mar 31, 2021

Appointing Authority Council

Position PZ5

Office/Role Vice Chair

Category I



NEAL D MARTIN

1st Term Apr 01, 2018 - Mar 31, 2021

Appointing Authority Council

Position PZ3

Office/Role Commissioner

Category D



APRIL WADE

2nd Term Apr 01, 2019 - Apr 01, 2022

Appointing Authority Council

Position PZ4

Office/Role Commissioner

Category R



JEAN M DEWART

2nd Term Apr 01, 2019 - Apr 01, 2022

Appointing Authority Council

Position PZ6

Office/Role Commissioner

Category D



VACANCY

Appointing Authority County Council

Position PZ7

Office/Role Commissioner

Category I

General Information

All County Board and Commission members must be residents of Los Alamos County.

Once a resident fills out and submits this application, an interview is scheduled with the B&C's County Council liaison, the relevant staff liaison, and the B&C Chair. After the interviews, the applicants' names are presented to the full Council during a regularly scheduled Council meeting, where a vote is taken regarding the appointment of each applicant. Each applicant will be notified if they are appointed or not.

Only on-line applications will be considered.

If you are interested in applying for the Board of Public Utilities, please contact Jamie Kephart at 505-662-8132.

If you are interested in applying for Labor Relations Board, please contact Denise Cassel at 505-662-8047.

Profile

Board and Commission Application

Note: Please be aware that as a public entity, the County of Los Alamos, is obligated to furnish this information to the public if requested. Note also that current LANL employees, if appointed to a Board or Commission, may be required by LANL to complete a 701 form.

Jean

First Name

M

Middle Initial

Dewart

Last Name

Street Address

City

Email Address

Primary Phone

Alternate Phone

Suite or Apt

State

Postal Code

Party affiliation as registered: (Select one of the following) *☒ Democrat**Registered to vote in Los Alamos?**☒ Yes ☐ No**From the LA County website**

How did you learn of this Board/Commission vacancy?

Do you currently serve on any County Board or Commission?

☒ Yes ☐ No

Planning and Zoning

If yes, which one? (Los Alamos County law prohibits residents from serving concurrently on more than one County board except as expressly approved in writing by the County Council before the appointment is made.)

Interests & Experiences

Which Boards would you like to apply for?

Planning and Zoning Commission: Appointed

Why would you like to serve on this particular Board or Commission?

I am interested in the future of our community, as outlined in the Comprehensive Plan. I am particularly interested in supporting the redevelopment of vacant and blighted areas and the preservation of open space. I would like to develop a greater understanding of the workings of our community and as a part of this learning process, I would like to contribute to the development of Los Alamos.

What volunteer or professional activities have you participated in that could apply to this appointment?

I have served on the Planning and Zoning Commission and the Board of Adjustment for the past year. I have served on the LA Ski Club Board and the LA Mountaineers Board and am an active PEEC volunteer. I have also been a member of the League of Women Voters for the past year. So I have familiarity with various aspects of our community. I worked in the area of environmental compliance at LANL, so am familiar with operating to regulations and standards.

The time involved may be 10-15 hours per month or more. Are you able to serve the volunteer hours and attend training needed to perform your duties as an appointee?

Yes, I am retired and have some part time commitments, so I do have time to volunteer.

What would you like to accomplish during your tenure on this Board or Commission? (Please identify any special interests you have that led you to become interested in serving on this Board or Commission.)

I would like to support the redevelopment of vacant and blighted areas and support the preservation of open space. I have lived in Los Alamos for 38 years, and am very pleased with the improvements that have been made over the last 10 years in Los Alamos and I would like to support continuing improvements.

Have you had any direct or indirect involvement with this Board or Commission or with the County staff supporting this Board or Commission or County Councilors? If so, please explain.

Yes, I have been a member of the Planning and Zoning Commission and the Board of Adjustment for the past year.

Are there any issue or matters, financial or otherwise, that you are now or might become involved in that may come before the Board or Commission for which you seek appointment?

No.

If you have any questions, please contact Barbara Lai at 505-663-3436 or barbara.lai@lacnm.us



County Manager's Office

**BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM**

JEAN DEWART

Applicant's Name

P+Z

Board or Commission

RANDALL RUTT

Interviewer Name

JUN 6, 2019 3P

Date/Time of Interview

Interview Conducted:

☐ Personally

☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>+ Terrific experience. Learning how LAC works. Fabulous people (staff and commissioners). Issues to discuss but not solve (eg. stop light @ Mirador). Also a neg. Getting across NM 4. Frustrating this is not P+Z.</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>Pleased Mirador going forward. Pleased with contribution to traffic situation. Pleased Black Hole going forward. Would have liked more time to discuss. Passionate / supportive of redevelopment of DP Road properties, but good to address cleanup (env. issues).</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>Traffic (ongoing). Get a recommendation from LAC Engineer. Also parking can be an issue. Giving emphasis at the meetings can get action by staff and take to appropriate Dept. of Board.</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>B+C are fabulous opportunity. Let people know who to talk to about an issue. Participate in directing the County. Would like T-Board to get notified of projects.</p>

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve?</p> <p>Chairperson is primary contact with Council. Changes to FY20 Work Plan, but Commission not notified. Addressing Ordinance recommendations. Returned to P&Z but w/o citizen comments.</p>
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <p>P&Z 101 training - where does P&Z fit into LAC decision making. Building Permit process training is pending.</p>
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <p>Long meetings are an issue (like ~3 hr long meetings).</p>
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board?</p> <p>No</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>No</p>
10	<p>Do you have any questions of the interview panel?</p> <p>See the need to be more assertive regarding traffic/parking questions. For example, what would be an appropriate way to ask question about the adequacy of parking.</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



County Manager's Office

**BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM**

Jean Dewart
Applicant's Name

P+Z
Board or Commission

Terry Priestley
Interviewer Name

6-18/19 / 3:00pm
Date/Time of Interview

Interview Conducted:
☐ Personally
☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>+ - Learning about how county works. Fabulous people she gets to work with - New developments such as Mirador → raise issues</p> <hr/> <p>- Mirador Development - inability to require stoplight, as an example</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>- Pleased w/ Mirador approval. Ability to discuss traffic situation - Black Hole property - redevelopment of vacant land - Passionate about development of former DOc properties + ability to bring up concerns regarding environment clean-up</p> <p>Traffic Traffic & Environmental c/c</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>Traffic Parking</p> <p>{ Encourage County Staff to continue exploring resolution to concerns outside of P+Z</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>- Fabulous opportunity to serve the community. Helping others get in contact w/ County Staff. Grateful for volunteers. - Wish Transportation Board were "part" of P+Z as an ex-officio member</p>

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve?</p> <p>Chair is primary contact w/ Council.</p> <ul style="list-style-type: none"> - Changes were made to FY20 Workplan w/o Commission engagement - A couple of communication gaps
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <p>Internal training delivered by town County Staff. Current Commission was relatively new to the process. Training helped.</p> <p>Training was effective</p>
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <p>Some meetings can run late, which is rough.</p>
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board?</p> <p>Not a deterrent.</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>Not a concern</p>
10	<p>Do you have any questions of the interview panel?</p> <p>Parking + "I need to be more assertive on traffic issues" - How do I do this?</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS
FOR B&C MEMBERS APPLYING FOR A SECOND TERM

Jean Dewar
Applicant's Name

Planning & Zoning Commission
Board or Commission

Ryan Foster
Interviewer Name

6/18/19 3pm
Date/Time of Interview

Interview Conducted:
☐ Personally
☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <ul style="list-style-type: none">- Positive: terrific experience, learning more about County, how it works, appreciation for staff/commissioners, high quality.- Positive/negative: Areas to discuss but not necessarily solve, traffic light at Rty- Discuss impacts of new developments
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <ul style="list-style-type: none">- Blackhawk redevelopment, felt the Rty could have used more time, but packed together- investment in community of especially vacant land- future development of DP road, env. safety, acknowledges not fully in preview, but able to have discussion.
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <ul style="list-style-type: none">- traffic, ongoing concern, and how it's handled. Not right at P&Z, but will continue to be an issue, perhaps working w/ developer at Bluffs/other property owners- Guess is that it will continue to be a role.- Give emphasis to issues, work w/ staff, traffic safety board. Staff needs to work w/ traffic engineer.
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <ul style="list-style-type: none">- Great opportunity to work w/ County.- making contacts to resolve issues.- Get people involved in processes/future- Transportation board involved in P&Z process.

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board ^{Commission} and Council? How can we improve?</p> <ul style="list-style-type: none"> - Chair is primary contact. - Council close to FY20 work plan, needed to come back to commission. - See recommendations on addressing to council, citizen make recommendations, went back to p12, citizen questions didn't, disconnecting/miscommunication.
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board ^{commission} member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <ul style="list-style-type: none"> - training for P12 decisions, where they fit in process for County. - Paul & Ken's gone for training. - Michael to give building permit process. - history of planning/foundation.
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <ul style="list-style-type: none"> - meetings go beyond 3hrs, hard to be functional after that.
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board? - No, not at all</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board ^{commission}? - NO</p>
10	<p>Do you have any questions of the interview panel?</p> <ul style="list-style-type: none"> - Learning curve, appreciation of feedback on how to be more effective, traffic as an issue, need to be more efficient. Why development has role for density & # of parking spaces.
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

General Information

All County Board and Commission members must be residents of Los Alamos County.

Once a resident fills out and submits this application, an interview is scheduled with the B&C's County Council liaison, the relevant staff liaison, and the B&C Chair. After the interviews, the applicants' names are presented to the full Council during a regularly scheduled Council meeting, where a vote is taken regarding the appointment of each applicant. Each applicant will be notified if they are appointed or not.

Only on-line applications will be considered.

If you are interested in applying for the Board of Public Utilities, please contact Jamie Kephart at 505-662-8132.

If you are interested in applying for Labor Relations Board, please contact Denise Cassel at 505-662-8047.

Profile

Board and Commission Application

Note: Please be aware that as a public entity, the County of Los Alamos, is obligated to furnish this information to the public if requested. Note also that current LANL employees, if appointed to a Board or Commission, may be required by LANL to complete a 701 form.

April

First Name

Wade

Middle Initial

Last Name

Street Address

City

Email Address

Primary Phone

Alternate Phone

Suite or Apt

State

Postal Code

Party affiliation as registered: (Select one of the following) *

☒ Republican

Registered to vote in Los Alamos?

☒ Yes ☐ No

Jessie Dixon

How did you learn of this Board/Commission vacancy?

EXHIBIT C

Do you currently serve on any County Board or Commission?

☒ Yes ☐ No

Planning and Zoning

If yes, which one? (Los Alamos County law prohibits residents from serving concurrently on more than one County board except as expressly approved in writing by the County Council before the appointment is made.)

Interests & Experiences

Which Boards would you like to apply for?

Planning and Zoning Commission: Appointed

Why would you like to serve on this particular Board or Commission?

I grew up in Los Alamos as a teen and am now raising my children here. I want to learn more about the procedures and processes. I want to give my time to a town I love and enjoy. I still have more to learn about this commission and would like to continue that learning process.

What volunteer or professional activities have you participated in that could apply to this appointment?

I've been the Executive Director of a non-profit, Little Forest Playschool, for 8 years. I've worked with LAPS for years regarding our building. I spend my time advocating for early childhood education and children in general.

The time involved may be 10-15 hours per month or more. Are you able to serve the volunteer hours and attend training needed to perform your duties as an appointee?

Yes I am able to commit my time to this position.

**What would you like to accomplish during your tenure on this Board or Commission?
(Please identify any special interests you have that led you to become interested in serving on this Board or Commission.)**

I would like to help educate the community on the role and abilities of this commission.

Have you had any direct or indirect involvement with this Board or Commission or with the County staff supporting this Board or Commission or County Councilors? If so, please explain.

None

Are there any issue or matters, financial or otherwise, that you are now or might become involved in that may come before the Board or Commission for which you seek appointment?

None

If you have any questions, please contact Barbara Lai at 505-663-3436 or barbara.lai@lacnm.us

LOS ALAMOS

County Manager's Office BOARD & COMMISSION INTERVIEW QUESTIONS FOR B&C MEMBERS APPLYING FOR A SECOND TERM

April Wade
Applicant's Name
Randal Ryt
Interviewer Name

P+Z
Board or Commission
JUN 26, 2019 445P
Date/Time of Interview

Interview Conducted:
☐ Personally
☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>+ Enjoying the process, understanding the purpose of the Commission and the LAC Code. Helps with personal knowledge. - Town does not understand role of P+Z. Try to educate.</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>Bring good discussion about concerns, air those concerns. Commission has great love for community. Also have those discussions with the County Council. Can separate personal views from the roles of P+Z. Keep discussion on track.</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>Biggest issue is that the community does not understand boundaries. Things not under control of P+Z, make decisions based on criteria, not who is making application.</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>Was warned by people that she might see some inappropriate things. But has not seen those kinds of things. Knowledgeable staff, Commission follows policy.</p>

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve?</p> <p>Emails + phone calls has been great, understand what happens to items that do go to Council. Keep the Commission informed, Liked the PPT format for the staff report</p>
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <p>Have a couple of training sessions attached to meeting (at end). Better to have training sessions sooner. Took over middle of term so different than most.</p>
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <p>Have enjoyed learning the process. How the meetings are run. Helpful to see how an efficient meeting is running her non-profits meetings.</p>
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board?</p> <p>No</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>No</p>
10	<p>Do you have any questions of the interview panel?</p> <p>No further questions</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

LOS ALAMOS

County Manager's Office BOARD & COMMISSION INTERVIEW QUESTIONS FOR B&C MEMBERS APPLYING FOR A SECOND TERM

April Wade
Applicant's Name

P+Z
Board or Commission

Terry Priestley
Interviewer Name

6/26/19 4:45pm
Date/Time of Interview

Interview Conducted:
☐ Personally
☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <p>+ Enjoying the process & better understanding of community + More well-rounded/engaged citizen - Town does not always understand role of P+Z</p>
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <p>• Able to bring in good discussion about concerns & raising awareness. Commission has great love of community • Able to separate personal views w/ R&A of Commission</p>
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <p>- Town's understanding of P+Z boundaries.</p>
4	<p>Now that you've served on this board or commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <p>Commission is "fair." Policy is often source of concern. Staff is knowledgeable</p>

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board and Council? How can we improve?</p> <p>Communications via e-mail + phone OK. would be good to get feedback on cases w/ follow-on approvals + actions</p>
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <p>A few training sessions during meetings after hearings. Would prefer to have these sessions sooner would be helpful.</p>
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <p>• Enjoyed learning "the process." • Like the way meetings are run. Can apply it applied to her non-profit</p>
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board?</p> <p>Not a deterrent. No problem.</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>Not a problem</p>
10	<p>Do you have any questions of the interview panel?</p> <p>None</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

LOS ALAMOS

County Manager's Office BOARD & COMMISSION INTERVIEW QUESTIONS FOR B&C MEMBERS APPLYING FOR A SECOND TERM

April Wade
Applicant's Name

Planning & Zoning
Board or Commission

Ryan Foster
Interviewer Name

6/26/19 4:45 PM
Date/Time of Interview

Interview Conducted:
☐ Personally
☒ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Since you are re-applying for this position, you must feel that the Board or Commission actions are worthwhile. What do you consider to be the positive aspects of the position? The negative?</p> <ul style="list-style-type: none"> - enjoys process / purpose / learning about planning - negative: town doesn't understand role, boundaries, duties of commission, how to advocate community
2	<p>What has the Board or Commission accomplished during your term? What have you been able to contribute to the accomplishments that you are pleased with?</p> <ul style="list-style-type: none"> - able to have good discussions, talk about concerns, - look out for every aspect/town, have good discussion - able to separate personal views w/ role/duties of P&Z
3	<p>What do you believe are the greatest issues facing the Board or Commission for which you've applied and how do you feel this Board or Commission can contribute to the resolution of these issues?</p> <p>[Note to interview panel: If the answer to this question appears to be off base with Council's goals or directives, please explore a little more.]</p> <ul style="list-style-type: none"> - Biggest issue, lack of understanding of boundaries, what they can/can't do. - often talk about things out of P&Z control, that is what they make decisions on. P&Z can be a good place for conversations
4	<p>Now that you've served on this board commission, how do you perceive the role of County Boards and Commissions in local government? Do you have suggestions for better operation of this board or commission? Of operations of the Board and Commission system in general?</p> <ul style="list-style-type: none"> - thinks commission is fair, close study of policy, staff is knowledgeable, all council, follow policy - if things need to be changed, start with policy

5	<p>Based on your experience serving on this board or commission, please share your thoughts on the communication methods between this Board ^{Commission} and Council? How can we improve?</p> <ul style="list-style-type: none"> - email/ Ltr's have been clear - wanted to get info. about where cases end up. - Providing cmo report - Enjoyed county presentation
6	<p>Have you attended any training sessions related to your duties and responsibilities as a board member? Is there any training that you feel the County could provide to improve the effectiveness or efficiency of the board or commission system, as a whole, or of board or commission members individually?</p> <ul style="list-style-type: none"> - training sessions attached to hearings, prefer to separate from heavy cases, makes it a long night. - get training sooner rather than later, up front.
7	<p>What suggestions/comments would you like to offer in connection with your Board or Commission service so far?</p> <ul style="list-style-type: none"> - enjoy learning process - process of how meetings run, formal, efficient, purpose -
8	<p>The purpose of this question is to make sure you are aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to continue serving on this Board ^{Commission}?</p> <p>NO</p>
9	<p>If this board decides (or is required) to "live stream" their meeting, will this be a deterrent to your willingness to continue serving on the board?</p> <p>NO</p>
10	<p>Do you have any questions of the interview panel?</p> <p>- NO questions</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the answers this applicant provided on their application form or during this interview.]</p>

Notes

Thank the applicant for their feedback on the B&C system, and their willingness to continue serving as a Board or Commission member.

General Information

All County Board and Commission members must be residents of Los Alamos County.

Once a resident fills out and submits this application, an interview is scheduled with the B&C's County Council liaison, the relevant staff liaison, and the B&C Chair. After the interviews, the applicants' names are presented to the full Council during a regularly scheduled Council meeting, where a vote is taken regarding the appointment of each applicant. Each applicant will be notified if they are appointed or not.

Only on-line applications will be considered.

If you are interested in applying for the Board of Public Utilities, please contact Jamie Kephart at 505-662-8132.

If you are interested in applying for Labor Relations Board, please contact Denise Cassel at 505-662-8047.

Profile

Board and Commission Application

Note: Please be aware that as a public entity, the County of Los Alamos, is obligated to furnish this information to the public if requested. Note also that current LANL employees, if appointed to a Board or Commission, may be required by LANL to complete a 701 form.

Michelle

First Name

Griffin

Middle Initial

Last Name

Street Address

City

Email Address

Primary Phone

Alternate Phone

Suite or Apt

State

Postal Code

Party affiliation as registered: (Select one of the following) *

☒ Republican

Registered to vote in Los Alamos?

☒ Yes ☐ No

Los Alamos Webpage

How did you learn of this Board/Commission vacancy?

Do you currently serve on any County Board or Commission?

☐ Yes ☒ No

If yes, which one? (Los Alamos County law prohibits residents from serving concurrently on more than one County board except as expressly approved in writing by the County Council before the appointment is made.)

Interests & Experiences

Which Boards would you like to apply for?

Planning and Zoning Commission: Submitted

Why would you like to serve on this particular Board or Commission?

I love Los Alamos. I want to serve my community. I care for the preservation and organization of where I live and want to magnify its splendor to visitors, current residents and future residents. Preservation of our historical/wildlife/recreational areas is very important to me. I also want to help Los Alamos in the best way I can which is providing a citizens say and volunteering. I want to be apart of handing down the best Los Alamos to future generations.

What volunteer or professional activities have you participated in that could apply to this appointment?

I served on the Library Board and acted as Chair for two years. I was a teacher in the community. I am a working artist and have a background in art history as well as photography. I am competent in creating graphics, computer work and graphic design.

The time involved may be 10-15 hours per month or more. Are you able to serve the volunteer hours and attend training needed to perform your duties as an appointee?

Yes

**What would you like to accomplish during your tenure on this Board or Commission?
(Please identify any special interests you have that led you to become interested in serving on this Board or Commission.)**

I would like to help fulfill the boards work plan. I would like to be apart of a future work plan. I would like to help aid and provide input into how our county is organized. I would be a voice of a White Rock community member.

Have you had any direct or indirect involvement with this Board or Commission or with the County staff supporting this Board or Commission or County Councilors? If so, please explain.

No

Are there any issue or matters, financial or otherwise, that you are now or might become involved in that may come before the Board or Commission for which you seek appointment?

No

If you have any questions, please contact Barbara Lai at 505-663-3436 or barbara.lai@lacnm.us

County Manager's Office BOARD & COMMISSION INTERVIEW QUESTIONS

RICHHELLE GRIFFIN

Applicant's Name

RANDALL RYTI

Interviewer Name

P+Z

Board or Commission

JUN 19, 2019 5P

Date/Time of Interview

Interview Conducted:

☒ Personally

☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Please tell us a little about yourself and then describe your experience, education, and training that qualify you for this Board or Commission.</p> <p>WIREWING ARTIST, ALT FORMS OF PHOTOG., WORKS AT LAMS, ACTIVELY INVOLVED IN HER CHURCH. CAN DO PHOTOG + GRAPHICS. APPREZ. OF OPEN SPACES. KNOW TRAINS + MESAS. STAY AT HOME MOM. WANT TO SERVE COMMUNITY.</p>
2	<p>What do you believe are the greatest issues facing the County? What do you believe are the greatest issues facing the Board/commission you applied for? [Note to interview panel: If the answer to this question appears to be off base with Council's position, please explore a little more.]</p> <p>PROTECT OPEN SPACE TRAFFIC ON SR4 IN WHITE ROCK. MORE COMMUNICATION + OUTREACH. DON'T HAVE INTERNET @ HOME. GET INFO FROM NEWSPAPER + WORD OF MOUTH. P+Z - SPACE LIMITED</p>
3	<p>How do you perceive the role of County Boards and Commissions in local government?</p> <p>ADVISORY ROLE BASED ON LIBRARY. CAN MEET COMP PLAN GOALS P+Z is a little different based on how the meet goals of Comprehensive Plan, Balancing growth + qual of life BUILD UP RATHER THAN OUT.</p>
4	<p>What specific skills do you feel are important for effective Board or Commission members? Which ones do you possess?</p> <p>Reading minutes from County Council. Communication with other board (eg. transportation).</p>
5	<p>What could you do, specifically, to foster a collaborative relationship between staff and the Board or Commission on which you would like to serve?</p> <p>Knowing everyone's name. Be friendly and open to communication, Library board always had good things to share. P+Z might be more contentious. Be open Have to be a good listener.</p>

6	<p>Have you served on any Boards, Commissions or Committees (not only County B&Cs – but also church groups, non-profit boards, school committees, etc.) within the last five years? What do you think was your greatest contribution during your tenure?</p> <p>Library Board Chair - completion of WR Branch, Very Collaborative project. Turned out amazing. Great art and example of collaboration with Arts in Public Places.</p>
7	<p>Are you familiar with the County Charter and County Code as they apply to the Board you are applying for?</p> <p>Yes, Had orientation as Library Board member Also read Comp Plan</p>
8	<p>Are you willing to take the time to attend training sessions to become more knowledgeable about your duties and responsibilities in an advisory capacity?</p> <p>Yes</p>
9	<p>Are you aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to serve on this Board?</p> <p>No</p>
10	<p>Currently, a few boards or commissions are “live streaming” their meetings (for example, the T-Board, Parks and Recreation Board, and the Planning and Zoning Commission.) In the future, this may be required of all boards. If you’re applying for one of the boards currently streaming or if it becomes a requirement for all B&Cs to stream, is this - or will this - be a deterrent to your willingness to serve?</p> <p>Not a deterrent</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the written answers this applicant provided as part of their application.]</p>
12	<p>Do you have any questions for the interview panel?</p> <p>How many hours per month? 3 hr meetings Some packages are large, some small.</p>

Notes:



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS

Michelle Griffin
Applicant's Name

P + Z
Board or Commission

Terry Priestley
Interviewer Name

6-19-19 / 5:00pm
Date/Time of Interview

Interview Conducted:
X Personally
____ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	Please tell us a little about yourself and then describe your experience, education, and training that qualify you for this Board or Commission. <u>Working Artist, lives in WR, former Teacher ms/HS</u> <u>Actively involved in WR Baptist Church</u> <u>Great appreciation for open spaces</u> <u>Stay at home Mom - wants to serve community</u>
2	What do you believe are the greatest issues facing the County? What do you believe are the greatest issues facing the Board/commission you applied for? [Note to interview panel: If the answer to this question appears to be off base with Council's position, please explore a little more.] <u>Traffic in White Rock on SR 4</u> <u>Better communication/outreach from County to Community</u> <u>space for more housing. Need to be more creative. Better diversity in housing</u>
3	How do you perceive the role of County Boards and Commissions in local government? <u>Library Board => purely advisory</u> <u>P + Z - hearings, confidentiality, meeting comprehensive plan</u>
4	What specific skills do you feel are important for effective Board or Commission members? Which ones do you possess? <u>Reading minutes from meetings & meeting packets</u> <u>work w/ other boards</u>
5	What could you do, specifically, to foster a collaborative relationship between staff and the Board or Commission on which you would like to serve? <u>Getting to know everyone</u> <u>Being open to communication, not contentious</u> <u>Confidentiality where it is needed.</u>

6	<p>Have you served on any Boards, Commissions or Committees (not only County B&Cs – but also church groups, non-profit boards, school committees, etc.) within the last five years? What do you think was your greatest contribution during your tenure?</p> <p>Library Board - WR Library</p>
7	<p>Are you familiar with the County Charter and County Code as they apply to the Board you are applying for?</p> <p>Yes familiar also w/ Comprehensive Plan</p>
8	<p>Are you willing to take the time to attend training sessions to become more knowledgeable about your duties and responsibilities in an advisory capacity?</p> <p>yes</p>
9	<p>Are you aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to serve on this Board?</p> <p>Not a problem</p>
10	<p>Currently, a few boards or commissions are “live streaming” their meetings (for example, the T-Board, Parks and Recreation Board, and the Planning and Zoning Commission.) In the future, this may be required of all boards. If you’re applying for one of the boards currently streaming or if it becomes a requirement for all B&Cs to stream, is this - or will this - be a deterrent to your willingness to serve?</p> <p>Not a problem</p>
11	<p><i>[Interview panel: Ask questions you think necessary for clarification of the written answers this applicant provided as part of their application.]</i></p>
12	<p>Do you have any questions for the interview panel?</p>

Notes:



County Manager's Office
BOARD & COMMISSION INTERVIEW QUESTIONS

Michelle Griffin
Applicant's Name

PET Commission
Board or Commission

Ryan Foster
Interviewer Name

6/19/19 5pm
Date/Time of Interview

Interview Conducted:
☒ Personally
☐ Telephone

NOTE TO INTERVIEW PANEL: Please remember to use this interview as an opportunity to share Council's directives and guidance for B&C's.

#	Question/Documented Response
1	<p>Please tell us a little about yourself and then describe your experience, education, and training that qualify you for this Board or Commission.</p> <ul style="list-style-type: none">- making art, live in White Rock, photography/print, teacher for 6 years- Involved in community, know people, church activities- Appreciation for open space, ski, hike, familiar w/ layout/geography of Comm.- Looks to serve community
2	<p>What do you believe are the greatest issues facing the County? What do you believe are the greatest issues facing the Board/commission you applied for? [Note to interview panel: If the answer to this question appears to be off base with Council's position, please explore a little more.]</p> <ul style="list-style-type: none">- traffic on an issue, Rt 4 White Rock.- more outreach/communication w/ community, some don't have internet, Council finds- space, out of room need more help, creative w/ space we have <p>need 2016 comp. plan, great as manageable. Lower income/ high income housing</p>
3	<p>How do you perceive the role of County Boards and Commissions in local government?</p> <ul style="list-style-type: none">- Looked w/ library, commission advisors- PET, hearings, confidentiality, greater contribution on how to meet comprehensive plan.- Protecting history, preserve, while create growth, address recent parcels. <p>build up, not out. Council's role. - open space does need to be protected, history, arch, findings.</p>
4	<p>What specific skills do you feel are important for effective Board or Commission members? Which ones do you possess?</p> <ul style="list-style-type: none">- Reading minutes, council, prepare for meeting- Attend on time, high level of communication
5	<p>What could you do, specifically, to foster a collaborative relationship between staff and the Board or Commission on which you would like to serve?</p> <ul style="list-style-type: none">- Knowing staff, present as friendly, open to communication.- Can be contentious, open communication, confidentiality when needed.- be a good listener too

6	<p>Have you served on any Boards, Commissions or Committees (not only County B&Cs – but also church groups, non-profit boards, school committees, etc.) within the last five years? What do you think was your greatest contribution during your tenure?</p> <p>– Library Commission, Board Chair, White Rock library, fen project, collecting w/ staff</p> <p>– Art in public places, worked w/ art board to pick art.</p>
7	<p>Are you familiar with the County Charter and County Code as they apply to the Board you are applying for?</p> <p>– Development code familiar, library board orientation, reviewing zoning ordinance</p> <p>– Reviewed comp. plan</p>
8	<p>Are you willing to take the time to attend training sessions to become more knowledgeable about your duties and responsibilities in an advisory capacity?</p> <p>– YES</p>
9	<p>Are you aware that, as a member of a Los Alamos County Board or Commission, your written communications, including e-mails, are public records (even if produced on your personal computer), and as such are subject to the New Mexico Inspection of Public Records Act. If any of these public records are requested for review/inspection under the Act you may need to produce them. Is this a deterrent to your willingness to serve on this Board?</p> <p>– NO</p>
10	<p>Currently, a few boards or commissions are “live streaming” their meetings (for example, the T-Board, Parks and Recreation Board, and the Planning and Zoning Commission.) In the future, this may be required of all boards. If you’re applying for one of the boards currently streaming or if it becomes a requirement for all B&Cs to stream, is this - or will this - be a deterrent to your willingness to serve?</p> <p>– NO</p>
11	<p>[Interview panel: Ask questions you think necessary for clarification of the written answers this applicant provided as part of their application.]</p>
12	<p>Do you have any questions for the interview panel?</p> <p>– 2 weeks & month, try to go no more than 3 hours</p> <p>What is time frame</p>

Notes:



County of Los Alamos

Staff Report

July 09, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: A.

Index (Council Goals): * 2019 Council Goal - N/A

Presenters: Citizens of Los Alamos

Legislative File: P0061-19

Title

Citizen Petition Requesting Council Ban the Use/Distribution of Plastic Bags, Plastic Straws, and Styrofoam Containers

Recommended Action

I move that Council acknowledge the petition, thank the petitioners for their recommendation(s)/request(s) and take no further action.

OR

I move that Council acknowledge the petition, thank the petitioners for the recommendation(s)/request(s) and request that staff investigate/research the matter and return to Council with information, options and/or a recommendation for action within ____ days.

OR

I move that Council acknowledge the petition, thank the petitioners for their recommendation/request and take the action requested (or another specific action that Council determines it wishes to take).

County Manager's Recommendation

The County Manager does not make a recommendation with regard to this Petition.

Body

On June 18, 2019, Ann LePage submitted a petition on behalf of 42 people, at least 5 of whom are registered voters of Los Alamos County, calling on the County Council to ban the use and distribution of plastic bags, plastic straws, and styrofoam containers. The petition is contained in Attachment A.

As provided for in the Los Alamos County Code, the Council shall place on the agenda of its next regular meeting the subject of any written request signed by five or more qualified voters of the County and presented to the county clerk at least ten (10) days prior to that meeting. This item is being placed on the Council agenda for acknowledgement and possible discussion and/or action.

It should be noted that a citizen petition was previously submitted in 2015 requesting that "Council pass an ordinance prohibiting retail establishments from distributing single-use plastic carryout bags to their customers and mandating a \$0.10 fee on paper bags to be collected and retained by the merchant." Attachment B is the staff report and other materials associated with that petition when the final discussion and action was taken by Council in August 2015.

Attachments

A - Citizen Petition Regarding Ban on Plastic Bags

B - Previous Petition Material



LOS ALAMOS COUNTY CITIZENS' PETITION

See: Los Alamos County Charter
Article II, Section 202.2
Procedure and Agenda

County Clerk's Office Only

Date Stamp

Initials

7m

Petition Contact
Person/Organization

Name: Ann LePage Phone: 662-8912 Alt. Phone: _____

Address: 4060 TRINITY Dr #B E-Mail/Fax _____
(Optional)

Subject of Petition

Please include both the subject and the requested
Council action.

Banning the use/distribution of plastic
bags and plastic straws and styrofoam
containers.

Signatories

Name	Address	Signature
1. <u>Ann LePage</u>	<u>4060 TRINITY Dr. #B</u>	<u>Ann LePage</u>
2. <u>Judy Handy</u>	<u>535 ROVER Blvd</u>	<u>Judy Handy</u>
3. <u>Wahna Weller</u>	<u>2 Cherokee Ln</u>	<u>Wahna Weller</u>
4. <u>HELEN CARPENTER</u>	<u>203 ROVER BLVD</u>	<u>Helen Carpenter</u>
5. <u>JOYCE ZAUGG</u>	<u>115 Fort Union</u>	<u>Joyce Zaugg</u>

(Please list additional signatories in back)

(STAFF USE)
Registration
Verified By

7m

CAO STAFF USE ONLY

Staff Report Title (Suggested) _____

Set to Acknowledge on _____ Set by _____
(Date of Council Meeting)

Set To Consider (If Applicable) _____ Set by _____
(Date of Council Meeting)

6. Kathleen Taylor
7. Marilyn Minshall
8. Marke Talley

557 Todd Loop
536 Brighton Loop
5 Urraca Lane
Santa Fe
5 Urraca Lane
Santa Fe

Kathryn ^{7m}
Marilyn J. Minshall
Marke Talley
Eric P. Peterson

9. Eric Peterson
10. Ann Shafer

1322 Big Rock Loop
Los Alamos

Ann Shafer ^{7m}

11. Diana Lynn Kluegel

102 Fort Union

Diana Lynn Kluegel

12. Julie Risch

408 Pruitt Ave
White Rock, NM

Julie Risch ^{7m}

13. Carol J. Mead

10 Bonito Pl.
Los Alamos

Carol J. Mead

14. Vicki Ricketts

10 Encino St.
Los Alamos NM

Vicki Ricketts

15. Florence Riebe

515 - Paige Loop

Florence Riebe

16. Joyce Cady

1451 47th

Joyce Cady

17. Alice Horpedahl

3558 Arroyo

Alice Horpedahl

18. Howard Cady

1451 - 47th

Howard Cady

~~19. SHIRLEY CARTER 670 CAMINO ENCINO~~

19. Catherine Walters

1001 Oppenheimer Dr

Catherine Walters

20. Jane Brown

1722 8th

Jane Brown

21. Loretta Stubbs

983 Numb. 1p

Loretta Stubbs

22. Alice Fehlau

533 Myrtle St.

Alice Fehlau

23. Bernadette Lauritzen

77 Isleta Dr.

Bernadette Lauritzen

24. Opal Lee Gill

2403 Club Rd.

Opal Lee Gill

25. Deborah K.D. Trimmer

1964 Spruce St

Deborah K.D. Trimmer

26. Rosmarie Fredericksen

1372 47th St

Rosmarie Fredericksen

27. Cathy Hingjosa

2087 B 47th St.

Cathy J. Hingjosa

28. Harriett Zickert

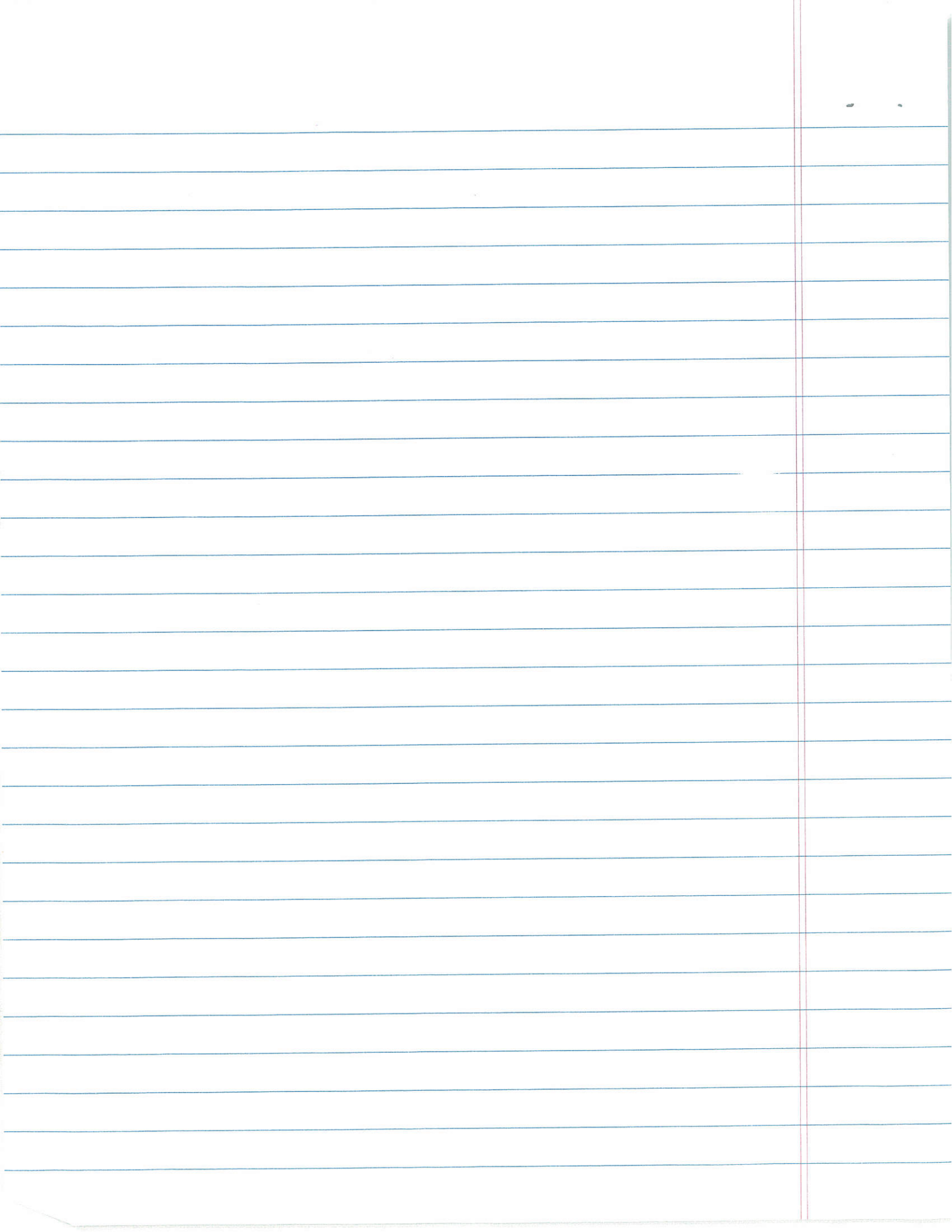
2251 37th St.

Harriett Zickert

Petition to ban plastic bags, straws, & styrofoam containers

Pg 2

29. BARBARA DEMARSH 1001 Oppenheimer Dr. Los Alamos, NM. 87544 Barbara J DeMarsh
30. MARILYN PEEK 45 PUTE Marilyn Peek
31. Carolyn Shipley 1646 Camino Uva Carolyn Shipley
32. Jeannie Gibson 1001 Oppenheimer #207 Jeannie Gibson
33. Sheila Molony 113 Agate St W.R. Sheila J. Molony
34. ~~Todd Nichols~~ 3590 Ridgeway ~~Todd Nichols~~
35. Jo Romero 1991 B 41st Street Jo Romero
36. Sandra Charles 190 La Cueva St. Sandra Charles
37. Amy Birxbaum 926 CIRCLE DR Amy B B
38. Rebecca Chai Ken 20 Bonito Place Rebecca C
39. Cameron Counters 20 Bonito Place C A C
40. Tim Morrison 1238 46th St Tim Morrison
41. Karyl Ann Ambuster 605 Totavi Karyl Ann Ambuster
42. Dennis H. Gill 2403 Club Rd Dennis H. Gill





County of Los Alamos

Los Alamos, NM 87544
www.losalamosnm.us

Council Meeting Staff Report

August 14, 2015

Agenda No.:	B.
Indexes (Council Goals):	2015 Council Goal – Quality of Life – Environment Stewardship – Enhance Environmental Quality and Sustainability Balancing Costs and Benefits
Presenters:	Angelica Gurule
Legislative File:	7310-15

Title

Environmental Sustainability Board Recommendation on Proposed Plastic Bag Ban

.Recommended Action

I move that Council support the Environmental Sustainability Board's recommendation for staff to create an education campaign to reduce the use of single use plastic bags.

Board, Commission or Committee Recommendation

The Environmental Sustainability Board, recommends County Council create an education campaign to reduce the use of single use plastic bags.

Body

On April 14, 2015, at a regularly scheduled County Council meeting, Mark Jones of the Sierra Club, presented a citizen petition requesting that Council pass an ordinance prohibiting retail establishments from distributing single-use plastic carryout bags to their customers and mandating a \$.10 fee on paper bags to be collected and retained by the merchant.

The County Council acknowledged the petition and directed the Environmental Sustainability Board (ESB) to conduct two public meetings regarding an ordinance to ban or otherwise reduce the distribution of single use bags in Los Alamos County and to return to Council with options and/or a proposed ordinance.

The ESB as directed by County Council conducted two public meetings regarding an ordinance to ban or otherwise reduce the distribution of single use bags in Los Alamos County and to return to County Council with options and/or a proposed ordinance.

The ESB utilized Open Forum to gather public comment, 80.1% of participants were opposed to the ordinance to ban the plastic bag and 72.2% of participants were opposed to reduce the distribution of single use bags.

Two public meetings were held to gather public input. During the first meeting, 21 public comments were heard both in opposition and support. No action was taken at this meeting.

During the second public meeting, there were two public speakers invited to present "for" and "against" the proposed plastic bag ban. Six motions were made, one failed due to a lack of a second and one motion was retracted by the mover. The other four motions failed. Public comment was heard after each motion was made.

A third public meeting was held to finalize a recommendation for County Council. Three motions were made, the first motion failed 6-0, and the second motion failed due to lack of a second, and the third motion passed 5-1.

The passing motion and recommendation to council reads as follows, The Environmental Sustainability Board recommends County Council create an education campaign to reduce the use of single use plastic bags.

Attachments

A - Open Forum Results

B - Approved ESB Meeting Minutes for May 21, 2015

C - Approved ESB Meeting Minutes for June 18, 2015

D - Draft ESB Meeting Minutes for July 16, 2015

Attachment A – Open Forum Results

Open Forum Results

The open forum topic started on April 23, 2015 and closed on June 15, 2015. There were 847 attendees.

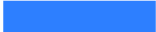
Plastic Bag Ban Petition	
Plastic Bag Discussion	

Responses

Should Los Alamos County implement an “ordinance to ban” the plastic bag?

		%	Count
Yes		19.9%	50
No		80.1%	201

Should Los Alamos County “reduce the distribution of single use bags”?

		%	Count
Yes		27.8%	70
No		72.2%	182

If you answered yes, how would you suggest “reducing the distribution of single use bags”?

Answered	75
Skipped	177



**LOS ALAMOS COUNTY
ENVIRONMENTAL SUSTAINABILITY BOARD
MINUTES
May 21, 2015
Municipal Building, Council Chambers**

Board Members Present: Steve Boerigter, Sarah Terrill, Cliff Han, Suzie Havemann, Don Machen, and Sandra West

Councilors Present: None

Staff Present: Philo Shelton, Angelica Gurule, Katie Thwaites, and Deni Fell

Others Present: Community members at large

Materials Distributed:

- Plastic Bag Ban Petition Packet
- Spring Quarterly Brush/Bulk Cleanup comparisons
- SWANApalooza – Zero Waste Conference

- I. **Call to Order:** Chair Steve Boerigter called the meeting to order at 5:35 p.m.
- II. **Public Comment (for items not on the agenda):** Mr. Oswaldo Galarza, CEO for Alternative Industry Resources, spoke about his interest in providing green engineering and consulting services for Los Alamos County.
- III. **Approval of April 16, 2015, Environmental Sustainability Board Minutes:** Mr. Machen moved to approve the minutes; Ms. Havemann seconded the motion. The motion passed 5-0, Mr. Han abstained.

IV. Board Business

- a. **Plastic Bag Ban Discussion:** Mr. Boerigter stated this meeting is the first of two public meetings on the topic. He then opened the floor to public comment:
Mr. Norman Worth, 1462 Camino Medio, spoke against a ban.
Ms. Jody Benson did not speak in favor of or against a ban, but rather in favor of reducing waste. She spoke in favor of the County imposing fees for bags.
Mr. Vernon Kerr, 85 Chiquita, spoke against a ban.
Mr. Gene McCall, 760 Camino Encantado, spoke against a ban.
Mr. Bill McKerley, 700 Meadow Lane, spoke against a ban and encouraged the ESB to educate the community, and respect the will of the people by allowing them to make their own decision.
Ms. Barbara Calef, 4777 Sandia Drive, did not speak in favor or against a ban, but rather about reducing consumption and waste overall by using reusable bags. She was in favor of the County imposing a fee for bags.
Ms. Mary Wilhoit, 3260 A Orange Street, spoke against a ban and quoted Todd Wynn's "The Proper Role of Government: Banning Bags & Setting Prices."
Ms. Nona Girardi, 913 Estates Drive, spoke in favor of consumer choice whether to bring own bag or be charged to use a bag.
Mr. James Chrobocinski, 825 46th Street, spoke as a citizen and small business owner. He is against a ban as he feels it would hurt small business growth.
Ms. Amy Storey, 70 Barranca Road, spoke in favor of a ban, reminding people to think globally and act locally.

Ms. Joyce Anderson, 2191 B 45th Street, founder of the Facebook page Save the Bag: Los Alamos, spoke against a ban. She believes in education not legislation. She made several suggestions to the ESB regarding the issue: conduct a litter survey, develop cost/benefit analysis, develop and implement a social media education page, look for alternatives to Friedman Recycling, and looking more closely at all sides of the issue.

Ms. Cindy Murdock, 1342 Sage Loop, spoke in favor of a ban.

Ms. Vicki Erkkila, 5375 Quemazon, as an avid recycler, spoke in favor of a ban.

Mr. Rae Ridlon, 483 Ridgecrest, spoke against a ban.

Mr. Michael Dirosa, 3045 Orange Street, spoke in favor of a ban pointing out that we should pay for things we use.

Mr. Eric Fairfield, 3000 Trinity Drive, spoke against a ban and encouraged the ESB to consider its priorities suggesting analysis of real costs and benefits for Los Alamos citizens.

Mr. Mario Schillaci, 497 Quartz, spoke against a ban by way of education and behavior change.

Ms. Karyl Ann Armbruster, 605 Totavi, spoke in favor of a ban. She quoted LANL's motto this month, "Your small act makes a difference."

Ms. Akkana Peck, 111 La Senda Road, spoke in favor of a ban, having lived in two other communities that did ban plastic bags.

Ms. Nashing Key, 805 Tiffany Court, spoke against a ban as she feels it is a consumer choice.

Ms. Rebecca Shankland, 6 Mariposa Court, spoke in favor of imposing a charge for bags in order to conserve natural resources.

Mr. Brian McCool, 220 Dos Brazos, spoke neither for nor against the ban, but rather to educate the community.

- b. **Business Recycler of the Year Process Modification:** Ms. Gurule said eleven businesses were nominated during the Earth Day event at the Los Alamos Nature Center. Mr. Boerigter said a plan going forward will be in connection with Chamberfest. In past a survey has been posted to the County's Environmental Services web page. Ms. Terrell suggested businesses provide brief feedback about its recycling efforts and or innovative ways in which it recycles. The ESB concurred. Ms. Gurule will send out queries and create a survey compiling the information for vote.

V. Staff Report

- a. **Brush and Bulk Item Collection:** Ms. Fell stated the Spring Quarterly Green Waste and Bulk Collection has been underway since Monday, April 6th. To date 58.01 tons of trash and 24.76 tons of brush have been collected. She reviewed the handout Spring Quarterly Brush/Bulk Clean Up Comparisons pointing out that more brush has been brought in than last year's total, and nearly as much brush as 2013. Crews are about one week behind schedule due to unforeseen circumstances. The largest areas in White Rock are pending pickup.
- b. **Landfill Gas Update:** Ms. Gurule reported that much progress has been made on reducing the methane gas concentrations now reading between 5-25%, down from 50-60%. It was thought that a \$1.5M system may be necessary, but after meeting with the contractor it has been decided to continue allowing the temporary system to work until winter temperatures may force Environmental Services to reconsider other options and pursue discussions with Procurement.
- c. **NM Citizen Advisory Board Updates:** Ms. Gurule shared that she serves on NM Citizen Advisory Board that is comprised of members from Los Alamos, Santa Fe, Taos and Albuquerque areas. The group focuses on contamination waste issues in and around New Mexico and how to work safely with contamination issues and for management to focus on processes for re-training purposes aimed at those who have previously worked in or around areas thought to be contaminated. She mentioned TRU (transuranic) waste being shipped to WIPP facilities in Carlsbad, NM; Andrews, TX, to decrease exposure from potential fire risks and geological concerns here in Los Alamos. Ms. Gurule also touched on the \$73M settlement agreement to be used for supplemental environmental projects allocated around the area, utilities upgrades, and WIPP route infrastructure improvements based upon recommendations site specific to LANL in FY17.

- d. **SWANApalooza 2015 – Zero Waste Conference:** Ms. Gurule briefly spoke about a couple highpoints while attending the Zero Waste Conference in New Orleans, LA. She provided the attached handout covering two topics of interest: IREP (Infinitus Renewable Energy Park): One-Bin Trash/Recycling Solution and Pay-As-You-Throw or SMART (Save Money and Reduce Trash) since 1993. The ESB was interested in exploring pay as you throw in greater detail and asked that it appear as a future agenda item at the next meeting.
- e. **Clean Up Los Alamos Day 2015:** Ms. Gurule reported this year's event was a great success. 23 groups, or 239 participants, signed up for Clean Up Los Alamos Day 2015. Each group cleaned up around parks, neighborhoods, and walking trails. 980 pounds of trash and brush were collected in the roll-off container staged at the Justice Center. 140 residents took material directly to the Eco Station. Thank you to Los Alamos National Bank for donating funds for the appreciation luncheon held at Ashley Pond and catered by Dave's Dogs. LANB also provided reusable drawstring bags for participants. Thank you to Coca-Cola for donating beverages for the luncheon. Ms. Gurule also thanked ESB member, Cliff Han, for his participation and offered special thanks to Juanita Salazar and Deni Fell, Environmental Services staff, for help coordinating this successful event.

VI. Committee/Subcommittee Reports

- a. **Chair Report:** No report.
- b. **Board Member Reports**
 - i. **FER Ad Hoc:** Don Machen – FER Committee - Mr. Machen reported that a public meeting was held on Tuesday, May 19th, but had a very poor attendance. Going forward the committee will work on the large issue concerning distributed generation sources. Issues are complex and may mean the committee will continue working beyond July.
- c. **Liaison Reports**
 - i. **Utility Board:** Sarah Terrill – No report.
 - ii. **Planning and Zoning:** Cliff Han – No report.
 - iii. **Transportation:** Don Machen – Mr. Machen said he has an informative handout available for those who are interested in pavement bicycle heat transfer markers; he also mentioned one vacancy on the board.
 - iv. **Parks and Recreation:** Sandra West – Ms. West reported the PRB has several projects in the works such as trail initiatives and expansion pieces, ice rink improvements, and the Manhattan Project National Historical Park. The ESB is invited to attend a public reception with the National Park Service for the Manhattan Project National Historical Park Field Team to be held at Fuller Lodge on June 2nd from 5:00-7:00 p.m.
 - v. **County Council:** Rick Reiss – Not present.

VII. Future Agenda Items

- a. Pay as You Throw or SMART
- b. Quarterly Pickups – Lessons Learned/Comparison 2014 vs. 2015
- c. County Water Usage

VIII. Informational Items

- a. Next Meeting: Thursday, June 18, 2015, at 5:30 p.m. in the training room at Fire Station #3 in White Rock.
- b. Next B&C Luncheon: Thursday, September 17, 2015, at 11:45 a.m. to 1:00 p.m. in Council Chambers.

IX. Adjournment

The meeting adjourned at 7:52 p.m.

Approved: _____

Steve Boerigter
Environmental Sustainability Board Chair

Date: _____

6/18/15



LOS ALAMOS COUNTY ENVIRONMENTAL SUSTAINABILITY BOARD MINUTES June 18, 2015 White Rock Fire Station #3

Board Members Present: Steve Boerigter, Sarah Terrill, Cliff Han, Suzie Havemann, Don Machen, and Sandra West

Councilors Present: Rick Reiss

Staff Present: Philo Shelton, Angelica Gurule, Katie Thwaites, and Deni Fell

Others Present: Community members at large

Materials Distributed:

- Plastic Bag Ban Petition Summary
- How Does Charging for Shopping Bags Support the County Council's Strategic Leadership Plan, presentation by Mark Jones
- Save the Bag: Los Alamos, presentation by Joyce B. Anderson
- Letter to the Editor LA Monitor by Joel M. Williams
- Letters to the Editor LA Daily Post by Joel M. Williams
- FY16 Work Plan for Los Alamos County Boards and Commissions
- SMART – Save Money and Reduce Trash
- Pay-As-You-Throw EPA Summer 2010 Bulletin

- I. **Call to Order:** Chair Steve Boerigter called the meeting to order at 5:35 p.m.
- II. **Public Comment (for items not on the agenda):** None
- III. **Approval of May 21, 2015, Environmental Sustainability Board Minutes:** Ms. West moved to approve the minutes; Mr. Machen seconded the motion. The motion passed 6-0.
- IV. **Board Business**
 - a. **Plastic Bag Ban Discussion:** Mr. Boerigter stated County Council directed this board to conduct two public meetings regarding an ordinance to ban or otherwise reduce the distribution of single use bags. This meeting is the second of two public meetings on the topic. He then opened the floor for fifteen minute presentations both "for" and "against" the issue.
 - i. **Structured Presentation "For"**

Mr. Mark Jones, 520 Navajo Road, thanked the board for their work on the proposal, and also to those both for and against the issue as an example of participation in local democracy. Mr. Jones went on to review some background information about the Sierra Club and the League of Women Voters (LWV) being tasked by the ESB to gather public opinion through petition. The request was then brought to County Council, and who then tasked the ESB to conduct the two public meetings. Based upon public comment the local LWV and Sierra Club groups decided reducing plastic bag use by having a fee on both plastic and paper bags would have more community support than a ban and therefore recommend a 10 cent fee be charged. He named communities that charge fees for both types of bags highlighting Breckenridge, CO as a particularly pertinent example. Much like that of Los Alamos County, Breckenridge

has a low population and the economy is largely based on tourism. Mr. Jones moved on to explain how a fee proposal relates to the County Council's focus areas of the Strategic Leadership Plan: Economic Vitality, Quality of Life, and Quality Governance. With regard to economic vitality, Mr. Jones said we need to maximize our opportunity with respect to the development of the Manhattan Project National Historical Park by conserving resources in addition to the image we may present to the visitors of our community. Second, to collaborate with Los Alamos National Laboratory as the area's #1 employer by aligning ourselves with its policy and commitment to reducing waste. Third, to achieve financial stability without creating an economic burden on our merchants. Merchants will retain the 10 cent fee in addition to providing fewer bags to customers. Lastly, a fee would also help to eliminate litter in the downtown areas. With regard to quality of life, Mr. Jones stated education and environmental stewardship are key. We must teach that individual actions have an impact on our community and the environment. Plastic bags exemplify a use-once-and-toss culture, so one should consider personal convenience over personal responsibility. The final strategic focus area named is quality governance. Mr. Jones said if leadership is exercised by the ESB and by County Council regarding a plastic bag ordinance, significant benefits to the county will result. The presentation has been attached for reference.

ii. Structured Presentation "Against"

Ms. Joyce B. Anderson, representing a citizen's group entitled Save the Bag: Los Alamos, began by thanking the board for the invitation to present. She mentioned the two rounds of Open Forum which solicited responses from the public regarding the issue and felt comments were primarily aimed at calling the county out for government overreach, not allowing people to make consumer and lifestyle choices, and a waste of time. Ms. Anderson went on to say that the community does want more information and education about options. There have also been concerns that the County may be setting a precedence by telling businesses what they can or cannot provide to customers. She encouraged the ESB to work with the people in the community for a true market solution and to consider the principal of opportunity costs: are the benefits of taxing and banning plastic shopping bags greater than an alternative? Ms. Anderson mentioned specific points in the County Council's Strategic Leadership Plan to significantly improve the quantity and quality of retail business, to encourage the retention of existing business, to assist in business opportunities for growth, and to attract new tourism related business. She feels a plastic bag tax or ban would have a negative impact on the community making it hard to market Los Alamos as business friendly, or to attract new business at all. How would such a fee or tax be enforced, how would compliance be assured? Negative effects would be felt throughout the community. She made reference to other communities with bag bans and/or fees and warned of costly litigation that could follow. She went on to cite NM State Law's definition of *fee* and *excise tax*, as well as referencing anti-donation laws. In conclusion, Ms. Anderson said banning and taxing plastic bags would be contrary to community wishes, would not help to protect the environment and would violate the state law. She recommends the ESB end the debate and for County Council to take no action. The presentation has been attached for reference.

iii. Results of Business Survey

Mr. Boerigter said the ESB recently decided to conduct its own business survey regarding plastic bags. Sections of the business community were divided among board members. Questions included:

- 1) Name of business.
- 2) Does the business use single-use plastic bags?
- 3) About how many single-use bags are given out on a daily or weekly basis?
- 4) What would the business use if single use plastic bags were banned?

He noted that some businesses may have been excluded as they operate out of homes or some may have been closed at the time of inquiry. For the record, ESB members have not shared the results until this meeting. Mr. Boerigter surveyed White Rock, Ms. Havemann surveyed businesses north of Orange Street, Mr. Machen surveyed Smith's LA and WR, Ms. Terrill surveyed businesses between 4th Street and 20th Street excluding Central Park Square, Mr. Han surveyed 20th to Orange Streets and Central Park Square, Ms. West surveyed businesses east of 4th Street. Results varied, but on the whole most had a neutral stance on the issue. Some larger businesses deferred to their corporate policy's decision should a ban or fee indeed go into effect, while others were more concerned with handling negative customer feedback. Attachments provide a breakdown of each business visited.

Mr. Boerigter then allowed for public comment:

Mr. Larry Freestone, 410 Brighton Loop, expressed concerns about Smith's results. Ms. Val Shelley, 550 Totavi, expressed concern from a legal standpoint on the issue should action be taken.

Ms. Thwaites, Assistant County Attorney, stated that the ESB has not asked for legal to weigh in.

Ms. Francine Mendoza, 130 Aragon Avenue, expressed concerns for freedom of choice and was opposed to a ban.

Ms. Lisa Shin, local optometrist, asked if any dentists or doctors were surveyed and expressed the importance of plastic bags in her business.

Mr. Norm Wilson, 676 47th Street, spoke against a ban.

Ms. Rose Stevens, North Mesa, spoke in opposition.

Ms. Iris Chung, 2875 Arizona Avenue, spoke to the results of the Smith's Marketplace survey.

iv. Trash/Recycle Data

Ms. Gurule provided information regarding how plastic bags are currently handled using Friedman Recycling Inc., the County's mixed recycled contractor. She noted plastic bags are only recycled if the market was available, otherwise plastic bags are discarded. Please see attached document for details.

Following the presentations, Mr. Boerigter asked if any member of the board would like to entertain a motion.

Mr. Han moved that the ESB ban the free distribution of single use reusable paper or plastic bags from retail business, meaning businesses shall price bag accordingly with fees for proposed new ordinance. The motion failed due to lack of a second.

Mr. Machen moved, that after two public hearings the Los Alamos ESB concurs with the single use plastic bag fee to reduce and reuse plastic bag petition and urges the County Council to debate and support this important national and international environmental issue placing Los Alamos County among the hundreds of municipalities, cities, states and even countries who have done similar things. Ms. Havemann seconded the motion.

Mr. Han offered a friendly amendment to add single use paper bag as a fee.

Mr. Machen and Ms. Havemann accepted the friendly amendment.

Mr. Boerigter opened the floor to public comment.

Mr. Norm Wilson, 676 47th Street, spoke in opposition.

Mr. Chris Fischahs, no address available, spoke in opposition.

Ms. Francine Mendoza, 130 Aragon, spoke in opposition.

Mr. Mark Jones, 520 Navajo Road, spoke in support.

Mr. Michael Dirosa, 3045 Orange Street, spoke in support.

Mr. Larry Freestone, 410 Brighton, spoke in opposition.

Ms. Joyce Anderson, 2191 B 45th Street, spoke in opposition.

Ms. Rebecca Shankland, 6 Mariposa Court, spoke in support.

Ms. Jody Benson, 3457 Pueblo Drive, spoke in support.

Mr. Joel Williams, 51 Zuni, spoke in opposition.

Mr. Boerigter called the question. The motion failed 3 – 3; Ms. Havemann, Mr. Machen, and Mr. Han voted in favor while Ms. West, Ms. Terrill, and Mr. Boerigter voted against the motion.

Ms. West moved the ESB recommend to County Council to take no action on a bag ban or fee at this time, and instead accept the Environmental Sustainability Plan.

Mr. Boerigter then stated the Sustainability Plan has not yet been approved.

Ms. West retracted her suggested motion.

Mr. Boerigter moved that upon hearing community input concerning single use plastic bags, considering the substantial efforts underway to develop and implement the Los Alamos County Environmental Sustainability Plan, and recognizing the desire as a scientifically-focused community, to make decisions based upon clear and objective evidence the ESB does not recommend further county action with regard to single use plastic bags, but instead strongly recommends adoption of the Environmental Sustainability Plan and continued support to achieve the goals stated therein. Mr. Terrill seconded the motion.

Mr. Boerigter opened the floor to public comment.

Ms. Cindy Murdock, 1342 Sage Loop, spoke in support.

Ms. Francine Mendoza, 130 Aragon, spoke in opposition.

Ms. Katie Thwaits, Assistant County Attorney, stated the ESB should remain on topic as the public has not been noticed as to approval of the Environmental Sustainability Plan. She recommended removal of the second piece of the suggested motion regarding adoption of the plan and that an alternative could be to seek continued support of the board.

Following Ms. Thwaits recommendations, Mr. Boerigter amended the motion to then read as follows: I move that upon hearing community input concerning single use plastic bags, recognizing the desire as a scientifically-focused community to make decisions based upon clear and objective evidence, the ESB does not recommend further county action with regard to single use plastic bags, but instead strongly recommends achievement of the goals of the Environmental Sustainability Board.

Mr. Boerigter opened the floor to public comment.

Mr. Joel Williams, 51 Zuni, spoke.

Ms. Jody Benson, 3457 Pueblo Drive, spoke in opposition of the motion.

The motion failed 4 – 2. Ms. Havemann, Mr. Machen, Mr. Han, and Ms. West voted no; and Ms. Terrill and Mr. Boerigter voted yes.

Ms. West moved to form a committee to research alternative options to the reduction of plastic bags, aside from a plastic bag ban or fee, and to present to County Council. Mr. Han seconded the motion.

Mr. Boerigter opened the floor to public comment.

Mr. Chris Fischahs, , no address available, spoke in opposition.

Mr. Norm Wilson, 676 47th Street, spoke in opposition.

Ms. Iris Chung, 2875 Arizona Avenue, spoke in opposition.

Mr. Mark Jones, 520 Navajo Road, spoke.

Ms. Francine Mendoza, 130 Aragon Avenue, spoke in opposition.

Ms. Joyce Anderson, 2191 B 45th Street, spoke in opposition.

Mr. Boerigter stated that per Assistant County Attorney, Ms. Thwaites, the requirement for a motion to form a committee must contain several elements and thus concluded that if the motion were to pass it will appear as an item on the next ESB meeting agenda in order to work out further requirements. With that, Mr. Boerigter called the question.

The motion failed 5 – 1. Ms. Havemann, Mr. Machen, Mr. Han, Ms. Terrill and Mr. Boerigter voted no; and Ms. West voted yes.

Ms. Terrill moved that the ESB tell County Council no further action will be taken on the issue of plastic bag ban or fee. Mr. Boerigter seconded the motion.

Ms. Rose, North Mesa, spoke in opposition.

The motion failed 4 – 2. Ms. Havemann, Mr. Machen, Mr. Han, Ms. West voted no; Ms. Terrill and Mr. Boerigter voted yes.

- b. **FY16 Work Plan:** Ms. Gurule stated County Council approved the FY16 Work Plan. She presented an updated version as has been attached for the record. No action was taken.
- c. **Save Money And Reduce Trash (SMART):** Ms. Gurule said the program is something to consider in light of the County Council's recent approval of Environmental Services rate increases. SMART is a simple and fair unit based pricing for solid waste management. She referenced a 2010 EPA study indicating communities that have implemented pay-as-you-throw programs are seeing significant waste reductions, as much as 50%.

V. Staff Report *(Due to time restraints on the room reservation, Chair Boerigter declared the remainder of the agenda items be deferred until the next ESB meeting to be held on July 16, 2015).*

- a. **Brush and Bulk Item Collection**
- b. **NM Citizen Advisory Board Updates**
- c. **NMRC Annual Conference Update**
- d. **Chamberfest**

VI. Committee/Subcommittee Reports

- a. **Chair Report:** No report.
- b. **Board Member Reports**
 - i. **FER Ad Hoc:** Don Machen – FER Committee – No report.
- c. **Liaison Reports**
 - i. **Utility Board:** Sarah Terrill – No report.
 - ii. **Planning and Zoning:** Cliff Han – No report.
 - iii. **Transportation:** Don Machen – No report.
 - iv. **Parks and Recreation:** Sandra West – No report.
 - v. **County Council:** Rick Reiss – No report.

VII. Future Agenda Items

- a. Quarterly Pickups – Lessons Learned/Comparison 2014 vs. 2015
- b. County Water Usage

VIII. Informational Items

- a. Next Meeting: Thursday, July 16, 2015, at 5:30 p.m. in the B&C Room 110 of the Municipal Building.
- b. Next B&C Luncheon: Thursday, September 17, 2015, at 11:45 a.m. to 1:00 p.m. in Council Chambers.

IX. Adjournment

The meeting adjourned at 8:30 p.m.

Approved: _____

Steve Boerigter
Environmental Sustainability Board Chair

Date: _____

7-16-15



LOS ALAMOS COUNTY ENVIRONMENTAL SUSTAINABILITY BOARD *DRAFT MINUTES* July 16, 2015 Municipal Building, Council Chambers

Board Members Present: Steve Boerigter, Cliff Han, Suzie Havemann, Don Machen, Sandra West, and John Bliss

Councilors Present: None

Staff Present: Angelica Gurule, Katie Thwaites, and Deni Fell

Others Present: Community members at large

Materials Distributed:

- Los Alamos County Environmental Sustainability Plan DRAFT December 2014
- Why the US Recycling Industry is Feeling Down in the Dumps, Aaron C. Davis for the Washington Post
- Spring Brush & Bulk Cleanup Comparisons Graph
- Quarterly Green Waste & Bulk Collection Summer Schedule 2015
- 2015 Business Recycler of the Year
- County of Los Alamos Staff Report Canyon Rim Trail Phase 2

I. Call to Order: Chair Steve Boerigter called the meeting to order at 5:35 p.m.

II. Public Comment (for items not on the agenda): Angelica Gurule, Environmental Services Manager, thanked Steve Boerigter, Suzie Havemann, and Don Machen for their service to the community by serving on the Environmental Sustainability Board and presented each with a recognition award. Ms. Gurule also announced there will be three vacant ESB positions to fill and applications are currently being accepted.

III. Approval of June 18, 2015, Environmental Sustainability Board Minutes: Mr. Han moved to approve the minutes; Mr. Machen seconded the motion. The motion passed 5-0; Ms. Havemann was not present for the vote and Ms. Terrill was absent.

IV. Board Business

- a. Final Recommendation for Proposed Plastic Bag Ban Petition:** Mr. Boerigter asked the ESB if a member would like to offer a recommendation to County Council for action.

Ms. Havemann began by saying, "Given the goals stated in our Los Alamos County Strategic Leadership Plan, and given the mandate from our County Council at their April 14th meeting for the ESB to conduct two public meetings regarding an ordinance to ban or otherwise reduce the distribution of single use bags in Los Alamos and then offer Council options or a proposed ordinance, and given our review of public input, surveys of local businesses, initial research of similar efforts in other communities, and the fact we are here to make recommendations to Council that support environmental sustainability for our community."

Ms. Havemann moved that we ask County Council to consider and vote on one of two options:
1) In order to make a more fact-based and research-based decision regarding the use of single use plastic and paper bags, direct County staff to complete a study and report the results back to Council by a certain date; the study should address the following questions, at minimum:

- a) The results of single use bag fees in other jurisdictions, with focus on cities similar in demographics to Los Alamos;
- b) Definition of what types of businesses and bags would be included in a fee program (grocery store vs. restaurant carry-out or medical practice; grocery bag vs. smaller produce bag);
- c) The options for execution and allocation of such fees (i.e. the monetary amount, how it is collected, how it is monitored);
- d) The legal ramifications, if any, with regard to NM State Law.

2) Take no action.

Mr. Machen seconded the motion.

After a round of member feedback Ms. West proposed to amend the motion to include *“or other appropriate board or committee”* to follow *“direct County staff.”* Mr. Bliss seconded this amended motion.

Mr. Boerigter opened the floor to public comment:

Ms. Barbara Calif, 4777 Sandia Drive, spoke in opposition to the proposed amended motion, but spoke in support of Ms. Havemann’s initial motion.

The motion to amend failed 6-0; Ms. Terrill was absent.

Mr. Boerigter opened the floor to public comment:

Mr. Mark Jones, 520 Navajo Road, spoke in support of the motion as originally stated or to check with legal department with regard to directing staff.

Mr. Vernon Kerr, 85 Chiquita, spoke in opposition.

Ms. Nona Girardi, 913 Estates Drive, spoke in support of more research on the topic.

Ms. Joyce Anderson, 2191 B 45th Street, spoke in opposition.

Mr. Michael DiRosa, 3045 Orange Street, spoke in support of referring the issue to County Council.

Ms. Jody Benson, 3457 Pueblo Drive, spoke in support of the motion as stated by Ms. Havemann.

Ms. Karyl Ann Armbruster, 605 Totavi, spoke in support.

Mr. Bill McKerley, 700 Meadow Lane, spoke in opposition.

Ms. Amy Storey, 70 Barranca Road, spoke in support.

Mr. Han offered an amendment to the motion.

For clarification, Mr. Boerigter asked Ms. Havemann to re-read the first portion of the motion she proposed, *“We ask County Council to consider and vote on one of two options.”*

Mr. Han then moved to amend Ms. Havemann’s motion to read: *“We ask County Council to consider and vote on one of four options to include: 3)To propose fees on plastic and paper shopping bags; and 4)To implement a monthly prize presented to businesses for environmentally friendly actions.”*

The motion failed due to lack of a second.

Mr. Boerigter called the question for the motion, as originally stated above. The motion failed 2-4; Ms. Havemann and Mr. Machen were in favor while Mr. Han, Ms. West, Mr. Bliss and Mr. Boerigter opposed. Ms. Terrill was absent.

Mr. Han then moved the ESB recommend the County Council to set up a monthly business environmental sustainability prize. The motion failed due to lack of a second.

Mr. Bliss moved the ESB recommend to County Council an ordinance or proclamation to encourage citizens and businesses to continue efforts to reduce the use of single use plastic bags and to combine it with an educational component for citizen groups to participate while the ESB continues to track the issue for future review. Ms. Havemann seconded the motion.

Mr. Boerigter opened the floor to public comment:

Mr. Mark Jones, 520 Navajo Road, spoke in opposition.

Ms. Barbara Calef, 4777 Sandia Drive, spoke in support.

Ms. Karyl Ann Armbruster, 605 Totavi, spoke in support of elected officials making decision.

Ms. Joyce Anderson, 2191 B 45th Street, spoke in support of educational efforts however urged the ESB to pass a decision along to the County Council.

Ms. Nona Girardi, 913 Estates Drive, spoke to priorities, feasibility and fact gathering as opposed to inaction.

Mr. Brian McCool, 220 Dos Brazos, spoke in support of Open Forum.

Ms. Jody Benson, 3457 Pueblo Drive, spoke in support of offering County Council two motions as a way to support both Ms. Havemann's and Mr. Bliss' motions.

Ms. Amy Storey, 70 Barranca Road, spoke in support.

Mr. Boerigter spoke in support of a public awareness campaign as it could be an effective initiative and could potentially affect other members of County staff, such as the County's Public Information Officer and its various outreach mechanisms. He went on to rephrase Mr. Bliss' motion to read, *"I recommend County Council create an education campaign to reduce the use of single use plastic bags."* Mr. Bliss and Ms. Havemann accepted the wording and then Mr. Boerigter called the question. The motion passed 5-1; Mr. Han opposed and Ms. Terrill was absent.

- b. Hosting a Backyard Fruit Party:** Mr. Han stated the climate in recent years has not provided an opportunity for a fruit yield in our community; however, this year could be one to set an action plan into motion. The purpose would be collecting fruit to share with neighbors and to provide educational activities that could include workshops on art, how to compost, how to save water, or how to make cider. Mr. Boerigter added that this type of event could present subjective evidence for working on an educational public awareness campaign for green waste bins. This could present an alternative for throwing over-ripe fruit elsewhere instead of in trash roll carts to then be hauled away to a landfill, as a money saver. Ms. Gurule said a green bin feasibility study will begin in collaboration with New Mexico State University.

Mr. Han moved to recommend a public awareness campaign to reduce the disposal of fruit and other green waste from the waste bins. The motion was seconded by Ms. West.

Mr. Boerigter offered a friendly amendment to change the wording from *waste bins* to *solid waste stream*. Mr. Han and Ms. West accepted the friendly amendment.

Ms. Gurule reminded the ESB that a feasibility study to remove green waste from the waste stream and to collect it on a regular basis has already passed as a recommendation. Bathtub Row Brewing Co-Op was asked to attend the meeting to share suggestions for this type of community event. Unfortunately they could not attend. After further discussion, Mr. Han retracted the motion. He then moved the ESB to suggest Los Alamos County host a backyard fruit party to divert fruit from the waste bin and to educate to the public environmentally related issues. The motion failed for lack of a second.

- c. Chamberfest:** For the record, Ms. Gurule said this item should have been entitled Science Fest. She went on to say the Science Fest event is this Saturday, July 18th from 11 a.m. - 3 p.m. and would like volunteers from the ESB to help with a booth.
- d. Finalization of the Environmental Sustainability Plan:** Ms. Gurule stated the Environmental Sustainability Plan was returned to the ESB by the County Manager's Office for review and comments by newly appointed board member, Ms. West. Following her input and recommendations to update some information, it is ready to go back to the CMO for final review and approval. Ms. West moved that the latest draft of the Los Alamos County Environmental Sustainability Plan be submitted to County Council for approval. Mr. Machen seconded the motion. The motion passed 5-1; Mr. Han opposed and Ms. Terrill was absent.

- e. **Discussion Regarding US Recycling Industry Article:** Mr. Machen presented an article related to the report made by Ms. Gurule at the June 18th ESB meeting concerning mixed recycling at Friedman Recycling in Albuquerque. She commented that the recycling industry is down noting the recent change in pricing during contract renewal. Mr. Boerigter also commented about an article in the Wall Street Journal noting that when larger recycle bins are made available the quality of the stream changes and results in higher costs to recycle. Ms. West mentioned awareness and future opportunities for change in community behavior via composting or lucrative recycling such as cardboard. Ms. Gurule said a commercial dumpster audit is taking place to examine how much cardboard is going into the mixed recycling stream, and suggested that some creative marketing skills could be a leverage to entice businesses to make more conscious efforts.

V. Staff Report

- a. **Brush and Bulk Item Collection – Lessons Learned/Comparison 2014 vs. 2015:** Ms. Fell reported spring brush and bulk item numbers were up significantly in 2015 when compared with 2014 data. 59.34 tons of brush has been collected to date versus 24.36 tons of brush from the previous year, over 50%. Total trash tonnage was up as well from 106.47 in 2014 to 126.88 in 2015. Ms. Gurule noted the pickup periods are being extended over two months' time when in past would conclude after one month. If the green waste feasibility study yields results we're anticipating, quarterly collection could possibly end and be traded for a more effective program.
- b. **NM Citizen Advisory Board Updates:** Ms. Gurule reported on the LANL remediation program as it relates to RDX Royal Demo Explosives, TA-16 legacy discharge into canyons in and around Los Alamos County, removal of cancer causing carcinogens and concerns for problem areas in Martin Spring and Burning Ground Spring. There are questions being raised concerning ecological risks to wildlife when hunted and then consumed by the public. No answers have been provided as the EPA faces high explosive regulatory challenges, focusing on arsenic levels in the ground water system and chromium levels in Mortandad Canyon.
- c. **Business Recycler of the Year:** Ms. Gurule reported the Los Alamos Co+Op received the highest number of votes via Survey Monkey poll online. Ten businesses were nominated and only five responded with a brief summary of their recycling efforts and moved forward in the voting process. Timeliness has been an issue in the past, but aligning this nomination and award with Chamberfest was a success.

VI. Committee/Subcommittee Reports

- a. **Chair Report:** No report.
- b. **Board Member Reports**
 - i. **FER Ad Hoc:** Don Machen – FER Committee – Mr. Machen reported that the FER Ad Hoc committee completed their tasks at the July 15th meeting and provided serious recommendations with regard to power supply to both the Board and the Department of Public Utilities.
- c. **Liaison Reports**
 - i. **Utility Board:** Sarah Terrill – Not present.
 - ii. **Planning and Zoning:** Cliff Han – No report.
 - iii. **Transportation:** Don Machen – Mr. Machen shared a new version of the Canyon Rim Trail Phase 2 Presentation that ties into trails at Smith's Marketplace. He also shared the Transportation Board will need a new liaison from the ESB as his term nears expiration.
 - iv. **Parks and Recreation:** Sandra West – Ms. West said nothing was discussed specifically related to the ESB for the months of June and July, but she will provide an update on the park rules pertaining to dogs as well as the County's role in the new Manhattan National Park capital improvement project.
 - v. **County Council:** Rick Reiss – Not present.

VII. Future Agenda Items

- a. County Water Usage
- b. Recycle Fashion Show – Ms. Gurule stated this year’s Recycle Fashion Show will be held on November 15, 2015, and asked if anyone may be interested in emceeding this fun public event.

VIII. Informational Items

- a. Next Meeting: Thursday, August 20, 2015, at 5:30 p.m. in the Boards and Commissions Room #110 in the Municipal Building.
- b. Next B&C Luncheon: Thursday, September 17, 2015, at 11:45 a.m. to 1:00 p.m. in Council Chambers.

IX. Adjournment

The meeting adjourned at 7:51 p.m.

Approved: _____

Steve Boerigter
Environmental Sustainability Board Chair

Date: _____