

Minutes

County Council – Regular Session

*David Izraelevitz, Council Chair; Susan O’Leary, Council Vice Chair;
Christine Chandler, James Chrobocinski, Antonio Maggiore,
Rick Reiss, and Pete Sheehey, Councilors*

Tuesday, January 31, 2017

6:00 PM

Council Chambers-1000 Central Avenue

TELEVISED

1. OPENING/ROLL CALL

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

Councilor Izraelevitz announced that Council met in closed session on January 24 at the last regular meeting, all councilors were in attendance, and no action was taken.

The following Councilors were in attendance:

**Present: 7 - Councilor Izraelevitz, Councilor O’Leary, Councilor Chandler,
Councilor Chrobocinski, Councilor Maggiore, Councilor Reiss
and Councilor Sheehey**

Councilor Maggiore participated, via telephone.

2. PUBLIC COMMENT

Mr. Craig Martin, 3100 Arizona Avenue, spoke in reference to an RV park being created in Los Alamos.
Ms. Joan Primak, 1391B 44th Street, spoke in reference to the immigration ban by President Trump.

3. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

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

4. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

A. Introduction of Kris Kirby, Superintendent of Manhattan Project National Historical Park.

Ms. Linda Matteson, Assistant to the County Manager introduced Ms. Kris Kirby.

Ms. Kris Kirby, Superintendent of the Manhattan Project National Historic Park, spoke.

5. CONSENT AGENDA

Consent Motion:

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

- A. Approval of Services Agreement No AGR17-01 with Diversified Data Processing & Consulting Inc., dba DivDat, for a total contract value of \$500,000.00, applicable New Mexico Gross Receipts Taxes

I move that Council approve agreement AGR17-01 with Diversified Data Processing and Consulting Inc, dba DivDat, for a total contract value of \$500,000.00, plus applicable New Mexico Gross Receipts Taxes.

- B. Approval of Services Agreement No. AGR17-12 with Crown Technical System, a California Company, in the amount of \$1,403,455.43 and a contingency in the amount of \$75,000.00, for a total of \$1,478,455.43, plus Applicable Gross Receipts Tax, for the Purpose of the Los Alamos New Substation Switchgear Facility ("LASS").

I move that Council approve, Services Agreement AGR17-12 with Crown Technical Systems, a California Company, in the amount of \$1,403,455.43 and a contingency in the amount of \$75,000, for a total of \$1,478,455.43, plus applicable gross receipts tax, for the purpose of Los Alamos New Substation Switchgear Facility, "LASS".

- C. Memorandum of Understanding (MOU) Entered into by and Between the Incorporated County of Los Alamos and the North Central Regional Transit District (NCRTD) for FY17, Providing the NCRTD with \$350,000.

I move that Council approve a Memorandum of Understanding entered into by and between the Incorporated County of Los Alamos and the North Central Regional Transit District (NCRTD) for FY17, providing the NCRTD with \$350,000.

- D. Amendment to the FY17 Classification and Compensation Plan.

I move that Council approve the amendments to the FY2017 Compensation and Classification Plan, adding salary grades for the Transit Operator Trainee and the Assistant to the Utilities Manager positions.

- E. Approval of Amended and Restated Southwest Reserve Sharing Group (SRSG) Participation Agreement.

I move that Council approve the Amended and Restated Southwest Reserve Sharing Group (SRSG) Participation Agreement as presented.

- F. Consideration of Budget Revision 2017-14

I move that Council approve Budget Revision 2017-14 in the amount of \$187,970 as summarized on the attachment and the attachment be made part of the minutes of the meeting.

Approval of the Consent Agenda:

The motion passed with the following vote:

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

6. INTRODUCTION OF ORDINANCE(S)

- A.** Incorporated County Of Los Alamos Ordinance No. 02-270; An Ordinance Establishing An Affordable Homebuyer Assistance Program.

Councilor Chrobocinski introduced, without prejudice, Incorporated County of Los Alamos Ordinance No. 02-270; An Ordinance Establishing An Affordable Homebuyer Assistance Program. Amending Chapter 14, Article VII, of the Code of the Incorporated County of Los Alamos To Add A Division 3 To Include New Sections 14-266 Through 14-273.

7. PUBLIC HEARING(S)

- A.** Incorporated County of Los Alamos Ordinance No. 668; An Ordinance Making Available a Personal Income Tax Rebate to Eligible Low-Income Los Alamos County Property Taxpayers for Taxable Years 2018, 2019, and 2020.

Mr. Steven Lynne, Deputy County Manager, spoke.

Public Comment:
None.

A motion was made by Councilor Sheehey seconded by Councilor Chandler, that Council adopt Incorporated County of Los Alamos Ordinance No. 668; An Ordinance Making Available a Personal Income Tax Rebate to Eligible Low-Income Los Alamos County Property Taxpayers for Taxable Years 2018, 2019, and 2020 ; I further move that, upon passage, the Ordinance be published in summary form.

The motion passed with the following vote:

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

8. BUSINESS

- A.** Consider Assessor's Request Regarding Certificate Pay.

Mr. Harry Burgess, County Manager, spoke.
Mr. Ken Milder, County Assessor, spoke.

Public Comment:
None.

Councilor Izraelevitz called for a recess at 8:17 p.m. The meeting reconvened at 8:27 p.m.

A motion was made by Councilor Chandler seconded by Councilor Sheehey, that Council adopt the following levels of compensation for Assessor staff that achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund, beginning in FY 2018.

I further move that the requirements for certification levels be removed from the Assessor's Office job descriptions, and that the current pay scale for these positions be reduced by the maximum amounts enacted before 2015 for each required level of certification, and that these changes be implemented for the Fiscal Year beginning July 1, 2017.

An ALTERNATIVE motion was made by Councilor Sheehey, that Council adopt the following levels of compensation for Assessor staff that achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund.

I further move that incentive pay will be paid only for levels required in the job description in Assessors Office and that the current pay scale and Assessors employee salaries be reduced by the pre 2015 incentive pay amounts, \$500, \$1500, \$2500 and \$3500 for Levels I, II, III, and IV respectively, and that these changes be implemented for the fiscal year beginning July 1, 2017.

The ALTERNATIVE motion failed for lack of a second.

A SUBSEQUENT ALTERNATIVE motion was made by Councilor Chrobocinski seconded by Councilor Chandler, that Council adopt the following levels of compensation for Assessor staff that achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund beginning July 1, 2017.

The motion failed with the following vote:

Yes: 3 - Councilor O'Leary, Councilor Chrobocinski,
Councilor Chandler

No: 4- Councilor Izraelevitz, Councilor Maggiore, Councilor Reiss,
Councilor Sheehey

A SUBSTITUTE motion was made by Councilor Sheehey seconded by Councilor Chrobocinski, that Council adopt the following levels of compensation for Assessor staff to achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund.

I further move that current pay scale and assessors employee salaries be reduced by the pre 2015 incentive pay amounts, \$500, \$1500, \$2500 and \$3500 for Levels I, II, III, and IV respectively, and that these changes be implemented for the fiscal year beginning July 1, 2017.

After further discussion, Councilor Sheehey withdrew the SUBSEQUENT ALTERNATIVE motion.

A SECOND SUBSTITUTE motion was made by Councilor Maggiore that Council adopt the following levels of compensation for Assessor staff to achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: up to \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund.

I further move that these bonuses are limited to the requirement level set for in the Assessor office job descriptions and these changes be implemented for the fiscal year beginning July 1, 2017.

The SECOND SUBSEQUENT ALTERNATIVE motion failed for lack of a second.

A THIRD SUBSTITUTE motion was made by Councilor Chrobocinski seconded by Councilor Sheehey, that Council adopt the following levels of compensation for Assessor staff that achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$500
For Appraiser II Certificate: an additional \$1500
For Appraiser III Certificate: an additional \$2500
For Appraiser IV Certificate: an additional \$3000

and that these amounts be equally divided per pay period and paid from the property valuation fund.

I further move that the current pay scale and salaries for these positions be reduced by the maximum amounts enacted before 2015 for each required level of certification and that these changes be implemented for the fiscal year beginning July 1, 2017.

A FOURTH SUBSTITUTE motion was made by Councilor O'Leary seconded by Councilor Sheehey, that Council adopt the following levels of compensation for Assessor staff that achieve the relative levels of certification described in NMSA 4-39-5:

For Appraiser I Certificate: \$250

For Appraiser II Certificate: an additional \$750

For Appraiser III Certificate: an additional \$1250

For Appraiser IV Certificate: an additional \$1500

and that these amounts be equally divided per pay period and paid from the property valuation fund and that these changes be implemented for the fiscal year beginning July 1, 2017.

The motion passed with the following vote:

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

9. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

None.

C. County Manager's Report

1). County Managers Report for January 2017.

D. Council Chair Report

None.

E. General Council Business

1). Reconsideration of Process for Sale/Development of Three County Parcels: A-8, A-12, and A-13.

Councilor Chrobocinski recused himself from this item and left the room, at 9:18 p.m.

Councilor Reiss, spoke.

A motion was made by Councilor Reiss, seconded by Councilor Maggiore that the County Council suspend the Council Rules for this agenda item.

The motion passed by acclamation with the following vote:

**Yes: 6 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler,
Councilor Maggiore, Councilor Reiss, and Councilor Sheehey**

Absent: 1 - Councilor Chrobocinski

A motion was made by Councilor Reiss, seconded by Councilor Chandler that the Council reconsider the Process for the Sale/Development of Three County Parcels: A-8, A-12, and A-13.

The motion passed by acclamation with the following vote:

**Yes: 6 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler,
Councilor Maggiore, Councilor Reiss, and Councilor Sheehey**

Absent: 1 - Councilor Chrobocinski

Mr. Harry Burgess, County Manager, spoke.

Public Comment:

Mr. Sam Gardner, 191 Dome Road, expressed concerns about the housing crunch.

A motion was made by Councilor Reiss, seconded by Councilor Chandler that the Council not adopt the process outlined in the attached document for the sale/development of three County-owned parcels, A-8, A-12, and A-13, but instead direct the County Manager to initiate a process to solicit proposals for the sale and development of County Property in alignment with the Council's Strategic Goals

The motion passed with the following vote:

**Yes: 6 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler,
Councilor Maggiore, Councilor Reiss, and Councilor Sheehey**

Absent: 1 - Councilor Chrobocinski

Councilor Chrobocinski returns to the meeting, at 9:55 p.m.

2). Approval of 2017 Strategic Leadership Plan Update

Mr. Harry Burgess, County Manager, spoke.

Public Comment:

None.

A motion was made by Councilor Chandler seconded by Councilor Sheehey, that Council approve the Los Alamos County Updated 2017 Strategic Leadership Plan with the amendment with one change with one goal to be changed, simplify permit requirements and improve the overall development and building code processes to be easier to work with for all participants.

The motion passed with the following vote:

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

- 3). Assignment of Councilors as Council Liaisons to Boards and Commissions and on Various Council Committees.

No Action taken.

F. Approval of Councilor Expenses

A motion was made by Councilor Chrobocinski, seconded by Councilor Reiss, to approve travel expenses for Councilor O'Leary to attend the Leadership New Mexico Program.

The motion passed with the following vote:

The motion passed by acclamation with the following vote:

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

G. Preview of Upcoming Agenda Items

None.

8. COUNCILOR COMMENTS

Councilor Chrobocinski Commented: Reiterates comments by Sam Gardner to Council.

Councilor O'Leary Commented: Advises there is a citizen advocacy group that has been formed to educate the public for the passage of the recreation bonds.

Councilor Reiss Commented: He spoke with a representative for Senator Heinrich to include the tunnel as part of the park to have another attraction. He suggested a resolution that Council is in support of this to take it to Washington.

Councilor Sheehey Commented: He will be going to the Roundhouse tomorrow, February 1, 2017, to make contact with the New Mexico Association of Counties as a representative for Los Alamos County.

9. PUBLIC COMMENT

Ms. Suellen Bowersock, 4520 Ridgeway, suggested Council make a statement against the ban on Muslims.

10. ADJOURNMENT

The meeting adjourned at 10:07 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

David Izraelevitz, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Victoria L. Martinez, Deputy Clerk