

Minutes-DRAFT

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*

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Tuesday, February 28, 2017

6:00 PM

Council Chambers-1000 Central Avenue

TELEVISED

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**1. OPENING/ROLL CALL**

The Chair, David Izraelevitz, called the meeting to order at 6:01 p.m.

The following Councilors were in attendance:

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

**2. PUBLIC COMMENT**

Mr. Peter Ives, 140 West Zia Rd (Santa Fe), Santa Fe City Councilor, briefed Council on the recent Energy Community Alliance Regional Coalition of LANL Community Advocacy meeting that was held in Washington D.C.

**3. APPROVAL OF AGENDA**

A motion was made by Councilor Sheehey, seconded by Councilor Chrobocinski, 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. CONSENT AGENDA**

Consent Motion:

A motion was made by Councilor Reiss, seconded by Councilor Maggiore, 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 Board/Commission Appointment(s) - Transportation Board**

**I move that Council appoint Nancy Barnes, Don Machen, and James Nesmith, to fill three of four vacancies on the Transportation Board to fill terms beginning on March 1, 2017 and ending on February 28, 2019.**

- B. Temporary Construction Easement and Permanent Public Utility Easement Contract No. M17NA70172 Granted by the Department of Energy National Nuclear Security Administration to the Incorporated County of Los Alamos for the Purpose of the Los Alamos County Switchgear Substation (LASS) and Duct Bank and Electrical Line Installation Project

**I move that Council approve a Temporary Construction Easement and Permanent Public Utility Easement Contract No. M17NA70172 Granted by the Department of Energy National Nuclear Security Administration to the Incorporated County of Los Alamos for the Purpose of the Los Alamos County Switchgear Substation (LASS) and Duct Bank and Electrical Line Installation Project.**

- C. Approval of Amendments to Employment Agreements with both J. Alvin Leaphart and Harry Burgess with respect to PERA Contributions

**I move that Council approve Amendment No. 1 to the Employment Agreement with J. Alvin Leaphart, and I further move that Council approve Amendment No. 2 to the Employment Agreement with Harry Burgess.**

- D. Approval of Contract Amendment 1 to Agreement AGR16-049 with EnviroWorks, LLC.

**I move that Council approve Amendment 1 to Agreement AGR16-049 with EnviroWorks, LLC.**

- E. County Council Minutes for January 31, 2017 and February 7, 2017.

***I move that Council approve the County Council Minutes for January 31, 2017 and February 7, 2017.***

**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**

**5. PUBLIC HEARING(S)**

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

Mr. Andrew Harnden, Housing and Special Projects Manager, spoke.  
Mr. Paul Andrus, Community Development Director, spoke.

Public Comment:  
None.

A motion was made by Councilor Chandler, seconded by Councilor O'Leary, that Council approve Incorporated County Of Los Alamos Ordinance No.02-270; An Ordinance Establishing An Affordable Homebuyer Assistance Program and Amending Chapter 14, Article VII, of the Code of the Incorporated County of Los Alamos To Add A Division 3 To Include New Sections 14-264 Through 14-273.

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. COUNCIL BUSINESS (agenda order revised at meeting)**

### **A. Appointments**

#### **1) Board/Commission Appointments - Planning and Zoning Commission.**

**A motion was made by Councilor Reiss to nominate Melissa Arias, Jessie Dixon, Craig Martin, Ryan Tatro, or Laura Tietjen to fill three (3) vacancies on the Planning and Zoning Commission and further move that Council appoint the three (3) nominees to the vacant position(s) as follows:**

**By roll call vote, Councilors will vote for three (3) nominees and the three [3] with the highest votes of four or more will be appointed to terms beginning on April 01, 2017 and ending on March 31, 2020;**

Councilor Izraelevitz called for a roll call vote to appoint members to the Planning and Zoning Commission:

**Councilor's Sheehey; Maggiore, Izraelevitz, Chrobocinski, Reiss, Chandler and O'Leary, voted for:**  
Melissa Arias

**Councilor's Sheehey; Maggiore, Izraelevitz, Reiss, Chandler and O'Leary, voted for:**  
Jessie Dixon

**Councilor's Sheehey; Maggiore, Izraelevitz, Chrobocinski, Reiss, Chandler and O'Leary, voted for:**  
Craig Martin

**Councilor Chrobocinski voted for:**  
Ryan Tatro

**After a roll call vote, Ms. Melissa Arias, Mr. Jessie Dixon and Mr. Craig Martin were appointed.**

#### **2) Board/Commission Appointment(s) - Parks and Recreation Board**

Councilor Maggiore recused himself from the discussion of this item, at 7:08 p.m.

**A motion was made by Councilor Sheehey, to nominate Leslie Hansen [D], Dana Dattelbaum [D], Pereyra (Trey) Ramiro A. III [R], Robbie Harris [R], Dina Pesenson [D] to fill three vacancies on the Parks and Recreation Board and move that Council appoint three nominees to the vacant position(s) as follows:**

**By roll call vote, Councilors vote for three (3) nominees and the three (3) with the highest vote total of four or more be appointed to fill Parks and Recreation Board terms beginning December 1, 2016 and ending on November 30, 2018.**

Councilor Izraelevitz called for a roll call vote to appoint members to the Parks and Recreation Board:

**Councilor's Sheehey; Izraelevitz, Chrobocinski, Reiss, Chandler and O'Leary, voted for:**  
Dana Dattelbaum (D)

**Councilor's Sheehey; Chandler and O'Leary, voted for:**  
Dina Pesenson (D)

**Councilor's Izraelevitz, Chrobocinski, and Reiss, voted for:**  
Pereyra (Trey) Ramiro III (R)

**Councilor's Sheehey; Izraelevitz, Chrobocinski, Reiss, Chandler and O'Leary, voted for:**  
Robbie Harris (R)

**After a roll call vote, Ms. Dana Dattelbaum, and Mr. Robbie Harris were appointed, with a tie between Dina Pesenson and Trey Ramiro.**

Councilor Izraelevitz called for a second roll call vote to break the tie to appoint members to the Parks and Recreation Board:

**Councilor's Sheehey; Chandler and O'Leary, voted for:**  
Dina Pesenson (D)

**Councilor's Izraelevitz, Chrobocinski, and Reiss, voted for:**  
Pereyra (Trey) Ramiro III (R)

**After a second roll call vote to break the tie, there remained a tie between Dina Pesenson and Trey Ramiro.**

**After further discussion it was decided that Councilor Maggiore would be allowed to vote to break the tie, as the reasoning for his recusal was no longer a conflict of interest.**

Councilor Izraelevitz called for a third roll call vote to break the tie to appoint members to the Parks and Recreation Board:

**Councilor's Sheehey; Chandler, Maggiore and O'Leary, voted for:**  
Dina Pesenson (D)

**Councilor's Izraelevitz, Chrobocinski, and Reiss, voted for:**  
Pereyra (Trey) Ramiro III (R)

**After a third roll call vote to break the tie, Dina Pesenson was appointed.**

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

- 1). County Managers Report for February 2017.

Mr. Harry Burgess, County Manager, reported.

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

Councilor O'Leary Reported: The Board of Public Utilities is beginning to recruit for an upcoming vacancy on the Board of Public Utilities for a 5 year term. Applications are being accepted through April 10, 2017.  
Councilor Maggiore Reported: He attended his first meeting of the Personnel Board, they are going to have 2 vacancies coming up soon. Persons interested in the Personnel Board should submit applications as soon as possible.

Councilor Reiss Reported: Briefed council on the recent Energy Community Alliance Regional Coalition of LANL Communities advocacy meeting and the Energy Community Alliance that was held in Washington, D.C.

Councilor Izraelevitz Reported: The rules committee has met twice and will bring up numerous items for approval soon and they are close to convergence.

### **D. Council Chair Report**

Chairman Izraelevitz reported.

### **E. General Council Business**

None.

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

None.

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

None.

## **8. COUNCILOR COMMENTS**

Councilor Sheehey Commented: Wished everyone a Happy Mardi Gras.

## **9. PUBLIC COMMENT**

None.

**10. ADJOURNMENT**

The meeting adjourned at 7:37 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

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David Izraelevitz, Council Chair

Attest:

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Naomi D. Maestas, County Clerk

Meeting Transcribed by: Victoria L. Martinez, Deputy Clerk