

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, March 19, 2019

6:00 PM

Council Chambers - 1000 Central Avenue

TELEVISED

JOINT SESSION WITH THE BOARD OF PUBLIC UTILITIES

1. CALL TO ORDER

The Board of Public Utilities Chair, Carrie Walker, called the meeting to order at 6:04 p.m.

The Council Chair, Sara Scott, called the meeting to order at 6:04 p.m.

2. PLEDGE OF ALLEGIANCE

Led by: All.

3. PUBLIC COMMENT

Mr. Greg White, 600 San Ildefonso, expressed concern for the safety of police officers when performing duties not required.

4. APPROVAL OF AGENDA

Item not heard.

5. PRESENTATIONS PROCLAMATIONS AND RECOGNITIONS

A. Carbon Free Power Project (CFPP) Update

Mr. Steve Cummins, Deputy Utility Manager-Power Supply, spoke.

Mr. Mason Baker, Chief Legal Officer, Utah Associated Municipal Power Systems (UAMPS), spoke.

Mr. Chris Colbert, Chief Strategy Officer, UAMPS, spoke.

Public Comment:

Mr. Greg White, 600 San Ildefonso, spoke.

Mr. Steve Tobin, 1856 Cooper Drive, spoke.

Mr. Brady Burke, 2310 39th Street, spoke.

No action taken.

6. ADJOURNMENT OF JOINT SESSION

The joint session adjourned at 7:53 p.m.

7. COUNCIL OPENING/ROLL CALL

The Council Chair, Sara Scott, called the meeting to order at 8:06 p.m.

The following Councilors were in attendance:

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

Absent: 1 - Councilor Sheehey

8. STATEMENT REGARDING CLOSED SESSION

A motion was made by Councilor Izraelevitz, seconded by Councilor Schmidt, that Council approve the following statement for inclusion in the minutes: "The matters discussed in the closed session held on March 19, 2019 that began at 5:00 p.m. 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: 6 - Councilor Scott, Councilor Izraelevitz, Councilor Maggiore,
Councilor Robinson, Councilor Ryti, and Councilor Schmidt**

Absent: 1 - Councilor Sheehey

9. APPROVAL OF COUNCIL AGENDA

A motion was made by Councilor Ryti, seconded by Councilor Robinson, that Consent Item G be removed from the Consent Agenda and added under Business as Item 13.C.

The motion passed by acclamation with the following vote:

**Yes: 5 - Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson,
Councilor Ryti, and Councilor Schmidt**

No: 1 - Councilor Scott

Absent: 1 - Councilor Sheehey

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

The motion passed by acclamation with the following vote:

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

Absent: 1 - Councilor Sheehey

10. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

- A.** Proclamation declaring Friday, March 29, 2019 as "Vietnam War Veterans' Day in Los Alamos County

Councilor Izraelevitz read and presented the proclamation to Ms. Roberta Day Idzorek.

Ms. Idzorek thanked Council and invited them to a reception on March 26, 2019 at the VFW.

- B.** Proclamation declaring the Week of March 18-24, 2019 as "Community Theatre Week"

Councilor Robinson read and presented the proclamation to Mr. Eric Bjorklund.

Mr. Bjorklund thanked Council.

11. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

Mr. Greg White, 600 San Ildefonso, spoke about Consent Item I.

12. CONSENT AGENDA

Consent Motion:

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

- A.** Award of Bid No. 19-040 in the Amount of \$973,885.94 plus Applicable Gross Receipts Tax to Albuquerque Asphalt, Inc. for Construction of the Tsikumu Village Improvements Project and Establish a Project Budget in the Amount of \$1,350,000 for Roadway Improvements

I move that Council award Bid No. 19-040 in the Amount of \$973,885.94 plus Applicable Gross Receipts Tax to Albuquerque Asphalt, Inc. for Construction of the Tsikumu Village Improvements Project and Establish a Project Budget in the Amount of \$1,350,000 for Roadway Improvements.

- B.** Approval of Amendments to Increase County's Compensation for Contract Agreements: AGR16-4272-A3 Stericycle Environmental Solutions and AGR16-4273-A4 Advanced Chemical Transport (ACT). Compensation shall increase in the amount of \$235,000.00 and shall not exceed a combined total of \$410,000.00 (plus applicable GRT) for the Purpose of Household Hazardous Waste Management for the Contract Term Limit of October 12, 2015 Through October 11, 2022

I move that Council Approve Amendments to Increase County's Compensation for Contract Agreements: AGR16-4272-A3 Stericycle Environmental Solutions and AGR16-4273-A4 Advanced Chemical Transport (ACT). Compensation shall increase in the amount of \$235,000.00 and shall not exceed a combined total of \$410,000.00 (plus applicable GRT) for the Purpose of Household Hazardous Waste Management for the Contract Term Limit of October 12, 2015 Through October 11, 2022.

- C. Consideration of Budget Revision 2019-31 - Housing Study, Grants, and Move Budget from A-16 Infrastructure to A-8 & A-9

I move that Council approve Budget Revisions 2019-31 as summarized on attachment A and that the attachment be made a part of the minutes of this meeting.

- D. Approval of Incorporated County of Los Alamos Resolution No. 19-04, A Resolution Removing Uncollectible Ambulance Billing Accounts from Accounts Receivable List of Los Alamos County - January 2012 -June 2015

I move that Council approve Incorporated County of Los Alamos Resolution No. 19-04; a Resolution Removing Uncollectible Ambulance Billing Accounts Receivable from the Accounts Receivable List of Los Alamos County for January 2012 to June 2015.

- E. Board/Commission Appointment - Personnel Board

We recommend the following applicant for re-appointment to the Personnel Board: Bernadine Goldman [D].

- F. Consideration of AGR 19-14 Incorporated County of Los Alamos Lease Agreement with Masek Rocky Mountain Golf Cars and Yamaha Motor Finance Corporation in the Amount of \$322,236.00, plus Applicable Gross Receipts Tax, for the Purpose of a Golf Cars Lease

I move that Council approve AGR 19-14 Incorporated County of Los Alamos Lease Agreement with Masek Rocky Mountain Golf Cars and Yamaha Motor Finance Corporation in the Amount of \$322,236.00, plus Applicable Gross Receipts Tax, for the Purpose of a Golf Cars Lease.

- G. Approval of the Transfer of Revenues from Electric and Gas Funds to the General Fund based on Fiscal Year 2018 Operations

Item pulled for further discussion under Business.

- H. County Council Minutes for March 5, 2019

I move that Council approve the County Council Minutes for March 5, 2019.

- I. Acceptance of Property Transfer from DOE/NNSA - Parcel A-15-2

I move that the County accept the quitclaim deed for the transfer of Parcel A-15-2 from the United States Department of Energy / National Nuclear Security Administration. I further move that the County Manager be directed to execute the relevant quitclaim deed for this parcel.

Approval of the Consent Agenda:

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

13. BUSINESS

A. Consideration of Addendum to New Mexico Consortium Project Participation Agreement

Mr. Harry Burgess, County Manager, spoke.

Public Comment:
None.

A motion was made by Councilor Izraelevitz, seconded by Councilor Maggiore, that Council approve the Addendum to the New Mexico Consortium Project Participation Agreement.

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

B. Public Health/Social Services Discussion

Mr. Brian Brogan, Community Services Director, spoke.
Ms. Donna Casados, Social Services Division Manager, spoke.

Public Comment:
Mr. Phil Gursky, 223 El Viento, spoke.
Ms. Isabel Hodges, 900 Aster, spoke.
Ms. Gracie Swensen, 1331 46th Street, spoke.
Ms. Sophia Vandekieboom, 2178 48th Street, spoke.
Ms. Cheryl Pongratz, 900 Circle Drive, spoke.
Mr. Jordan Redmond, 745 Quartz, spoke.
Ms. Lisa Zuhn, 1001 Oppenheimer #402, spoke.
Mr. Greg White, 600 San Ildefonso, spoke.
Ms. Christine Coblenz, 3424 Urban, spoke.
Ms. Melissa Arias, 2168 44th Street, spoke.
Mr. Morris Pongratz, 900 Circle Drive, spoke.
Ms. Carie Fanning, 343 Kimberly Lane, spoke.
Ms. June Gladney, 361 Cheryl Avenue, spoke.

No action taken.

- C. Approval of the Transfer of Revenues from Electric and Gas Funds to the General Fund based on Fiscal Year 2018 Operations *(was Consent Item G)*

Mr. Bob Westervelt, Deputy Utility Manager-Finance and Administration, spoke.

Public Comment:

Mr. Morris Pongratz, 900 Circle Drive, spoke.

Mr. Greg White, 600 San Ildefonso, spoke.

Mr. Brady Burke, 2310 39th Street, spoke.

A motion was made by Councilor Izraelevitz, seconded by Councilor Maggiore, that Council approve the transfer of FY2018 revenues from the electric and gas funds to the general fund in accordance with Incorporated County of Los Alamos Resolution 97-07.

The motion passed with the following vote:

Yes: 5 - Councilor Scott, Councilor Izraelevitz, Councilor Maggiore, Councilor Robinson, and Councilor Schmidt

No: 1 - Councilor Ryti

Absent: 1 - Councilor Sheehey

14. COUNCIL BUSINESS

A. Appointments

- 1) Board Appointments-Historic Preservation Advisory Board

Mr. Harry Burgess, County Manager, spoke.
Councilor Schmidt spoke.

A motion was made by Councilor Maggiore to nominate Nancy Bartlit (past Fuller Lodge Historic District Board member), Jonathan Creel (new applicant), and Michelle Murillo (new applicant) to fill three vacancies on the Historic Preservation Advisory Board and appoint to the terms as follows: Nancy Bartlit to term ending September 30, 2020; Jonathan Creel and Michelle Murillo to terms ending May 1, 2020.

Councilor Scott called for a roll call vote to appoint members to the Historic Preservation Advisory Board.

**Councilor's Maggiore, Robinson, Scott, Izraelevitz, Schmidt, and Ryti voted for:
Nancy Bartlit for the term ending September 30, 2020**

**Councilor's Maggiore, Robinson, Scott, Izraelevitz, Schmidt, and Ryti voted for:
Jonathan Creel for the term ending May 1, 2020**

**Councilor's Maggiore, Robinson, Scott, Izraelevitz, Schmidt, and Ryti voted for:
Michelle Murillo for the term ending May 1, 2020**

After a roll call vote Ms. Nancy Bartlit, Mr. Jonathan Creel, and Ms. Michelle Murillo were appointed to the Historic Preservation Advisory Board with the terms as follows; Nancy Bartlit to term ending September 30, 2020; Jonathan Creel and Michelle Murillo to terms ending May 1, 2020.

B. Board, Commission and Committee Liaison Reports

Councilor Ryti reported on the Parks and Recreation Board.

Councilor Robinson reported on the Animal Shelter Advisory Board.

Councilor Izraelevitz reported on the Regional Coalition of Los Alamos National Lab Communities (RCLC).

C. County Manager's Report

1) County Manager's Report for March 2019

County Manager Harry Burgess reported on the open house regarding economic vitality strategic plan; the Utilities Board meeting; the 502 meeting; the status on final budget meetings; the mock closing of financial books; and the status of the public health office contract.

D. Council Chair Report

Councilor Scott reported on a meeting with leaders from neighboring communities; a meeting with the Los Alamos National Laboratory Director; discussions regarding laboratory/county partnering; provided a recap of the town halls that were just held; outlined recent input received from youth at the Teen Center; and the Boards and Commissions lunch.

E. General Council Business

1) Consideration of FY 2019 Salary Adjustments, Including Merit Increases, Salary Plan (Step Structure) Adjustment, and Contract Employee Salary Adjustments, and related Budget Revision 2019-32

Councilor Scott spoke.

Mr. Harry Burgess, County Manager, spoke.

Public Comment:

Ms. Sharyl Hofer, 1756 Camino Redondo, spoke.

A motion was made by Councilor Izraelevitz, seconded by Councilor Ryti, that Council approve FY 2019 Salary Adjustment option 4 as described in the agenda documentation and the attachments, and also approve the related corresponding Budget Revision 2019-32.

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

A motion was made by Councilor Ryti, seconded by Councilor Robinson, that Council approve salary adjustments for the County Manager of 2%, for the County Attorney of 2%, and for the Utilities Manager of 2%.

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

F. Approval of Councilor Expenses

None.

G. Preview of Upcoming Agenda Items

Councilor Scott advised items relating to co-location and a change of charter code and resolution pertaining to funds transfer will be placed on an upcoming agenda.

Councilor Ryti requested items relating to the contract for gap analysis; the fee policy; and a land transfer policy be placed on an upcoming agenda.

15. COUNCILOR COMMENTS

Councilor Maggiore thanked County staff for their hard work and advised that their efforts do not go unnoticed.

Councilor Ryti advised that Spring Break is next week and asked that everyone have a good time and be safe.

Councilor Scott commended County employees for their hard work during the wind storm.

16. PUBLIC COMMENT

None.

17. ADJOURNMENT

The meeting adjourned at 11:06 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

Budget Revision 2019-31

Council Meeting Date: March 19, 2019

	Fund/Dept	Brass Org	Revenue (decrease)	Expenditures (decrease)	Transfers In(Out)	Fund Balance (decrease)
1	General Fund - Community Development	01145050 8369		\$ 100,000		\$ (100,000)
Description: The purpose of this budget revision is to adjust the expenditure budget for a Housing Market Assessment to include overall assessment of housing needs, market analysis, site specific strategies, communities meetings and charettes. Fiscal Impact: The net fiscal impact to the General Fund is an increase to expenditures and a decrease to fund balance of \$100,000.						
2	Transit Fund - 5311 Grant	65173291 8xxx		\$ 42,805		\$ (42,805)
3	Transit Fund - 5310 Grant	65173293 3329	\$ 108,361	\$ -		\$ 108,361
Description: The purpose of this budget revision is to adjust the revenue budget for 5310 grant and expenditure budget for the 5311 grant to ensure that budgets match the County's fiscal year vs. the federal grant year. Fiscal Impact: The net fiscal impact to the Transit Fund is an increase to expenditures of \$42,805, an increase to revenue of \$108,361 and a increase to fund balance in the amount of \$65,556.						
6	General Fund - Police SHSGP Grant	01165908 3329 8839	\$ 145,190	\$ 145,190		\$ -
7	General Fund - Police EMPG Grant	3329 8839	\$ 4,209	\$ 22,258		\$ (18,049)
8	General Fund - Police NAVAA Community Awareness Project Grant	1165220 8369	\$ 1,293	\$ 1,293		\$ -
Description: The purpose of this budget revision is to increase the expenditure and revenue budgets for grants received by the Police Department. Fiscal Impact: The net fiscal impact to the General Fund is an increase to expenditures of 168,741 and and increase to revenue of \$150,692.						
9	CIP Fund - A-16 Infrastructure	CP4006 8369	\$ -	\$ (1,240,422)		\$ -
10	CIP Fund - The Bluffs A-8b	CPxxxx 8369		\$ 740,422		
11	CIP Fund - Canyon Walk A-9	CPxxxx 8369		\$ 500,000		
Description: The purpose of this budget revision is to move spending authority to two specific projects on DP Road from a placeholder DP Road project. Fiscal Impact: There is no net fiscal impact to the CIP Fund.						
12	General Fund - Fire Mitigation	01162611 8369 3329	\$ 341,464	\$ 455,285		\$ (113,821)
Description: The purpose of this budget revision is to increase the expenditure and revenue budgets for a Phase II Wildfire Mitigation grant from NM Dept of Homeland Security and Emergency Management. Fiscal Impact: The net fiscal impact to the General Fund is an increase to expenditures by \$455,285, revenues by \$341,464 and decrease fund balance by \$113,821.						
13	Fire Non-Cooperative Agreement Fund	66260728 4231 8351	\$ 40,000	\$ 40,000		\$ -
Description: The purpose of this budget revision is to increase the expenditure and revenue budgets for ambulance billing which has been moved to the non-cooperative agreement fund per the Fire Cooperative Agreement. Fiscal Impact: The net fiscal impact to the Fire Fund is an increase to expenditures and revenues of \$40,000.						