

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