



# County of Los Alamos

## Minutes

### County Council - Regular Session

Los Alamos, NM 87544  
www.losalamosnm.us

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

Tuesday, June 6, 2017

6:00 PM

Council Chambers - 1000 Central  
Avenue  
TELEvised

#### 1. OPENING/ROLL CALL

The Vice Council Chair, O'Leary, called the meeting to order at 6:05 p.m.

The following Councilors were in attendance:

**Present** 5 - Councilor O'Leary, Councilor Chandler, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

**Absent** 1 - Councilor Chrobocinski

**Remote** 1 - Councilor Izraelevitz

#### 2. PLEDGE OF ALLEGIANCE

Led by: All

#### 3. PUBLIC COMMENT

Ms. Shelby Redondo, 390 Manhattan Loop, spoke regarding CIP Funds to construct a multi-generation pool.

Mr. David Sutton, 2654 Walnut St, spoke regarding the use recreation money being used to extend 20<sup>th</sup> Street.

Ms. Irene Powell, 1732 Ponderosa, spoke regarding the recreation bond failing and would like to for Council to get the multi-generation pool project done.

Ms. Jody Benson, 3547 Pueblo Dr, spoke, regarding going ahead with the pool, and Los Alamos vision for a carbon neutral community.

#### 4. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

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

**Absent:** 1 - Councilor Chrobocinski

**5. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA**

Mr. Harry Burgess, County Manager, pointed out amendments to the Consent Agenda. Item 6F. the presenter is Harry Burgess not the County Assessor. Item 6H. is being revised to indicate the two positions are Exempt.

**6. CONSENT AGENDA**

August 8, 2017 Consent Motion:

Councilor O'Leary requested Item 6A. be moved from the Consent Agenda, and added under Business. There were no objections.

**Councilor Izraelevitz pointed out modifications to wording in Item K. and requested the motion reflect the following modifications: 1) revise the first sentence in the second paragraph to include the specific number of years for which he has served in the various positions; 2) revise the signatory to reflect the Vice Chair.**

**A motion was made by Councilor Sheehey, seconded by Councilor Chandler, that the Consent Agenda be approved, as amended and that the motions contained in the staff reports as amended be included for the record.**

- A. [AGR0496-17](#) Award of Bid No. 17-35 in the Amount of \$998,068.50 plus Applicable Gross Receipts Tax to Gandy Dancer, LLC for Construction of the 20th Street Extension Project; Establish a Project Budget in the Amount of \$1,300,000 for Roadway and Utility Improvements; and Consideration of Related Budget Revision 2017-27.

**Item pulled for further discussion under Business.**

- B. [AGR0503-17](#) Amendment No. 6 to Contract for General Services, Agreement No. AGR 3334-08 with Scott Scanland, increasing total compensation by \$108,646.71, Extending an Existing Agreement for Three Years, Plus Applicable Gross Receipts Tax, for the Purpose of Assisting the County and Los Alamos Public Schools in their Legislature Agendas and in Securing Funding.

**I move that Council approve the attached Amendment No. 6 to the Contract for General Services, Agreement No. AGR 3334-08 with Scott Scanland in the annual amount of \$34,215.57, plus \$2,000 for reimbursable expenses, plus applicable gross receipts tax.**

- C.     [AGR0509-17](#)     Approval of Services Agreement No. AGR17-45 with Alpha Southwest, Inc. in the amount of \$300,000.00, plus Applicable Gross Receipts Tax, for the Purpose of Supply and Installation of On-site Sodium Hypochlorite Generation System Parts Needed for the County's Water Production System

**I move that Council approve Services Agreement No. AGR17-45 with Alpha Southwest, Inc. in the amount of \$300,000.00, plus Applicable Gross Receipts Tax, for the Purpose of Supply and Installation of On-site Sodium Hypochlorite Generation System Parts Needed for the County's Water Production System.**

- D.     [RE0341-17](#)     Incorporated County Of Los Alamos Resolution No. 17-07; A Resolution Authorizing The County To Submit An Application To The Department Of Finance And Administration, Local Government Division To Participate In The Juvenile Adjudication Program.

**I move that Council adopt Incorporated County of Los Alamos Resolution No. 17-07; a Resolution Authorizing The County To Submit An Application To The Department Of Finance And Administration, Local Government Division To Participate In The Juvenile Adjudication Program.**

- E.     [9182-17](#)     Approval of Western Area Power Administration (WAPA) Rocky Mountain Region (RMR) Western Area Colorado Missouri Balancing Authority (WACM) Services Agreement No. 17-RMR-2821

**I move that Council approve Western Area Power Administration (WAPA) Services Agreement No. 17-RMR-2821.**

- F.     [9341-17](#)     Board/Commission Appointment(s) - Valuation Protests Board.

**I nominate Stan Primak as the Valuation Protests Board Professional member with a demonstrated experience in the field of property valuation, for a two year term ending June 25, 2019.**

**I further nominate Kay Chinn as the qualified elector (Primary Community) member of the Valuation Protests Board for a two year term ending June 25, 2019.**

- G. [9384-17](#) Approval of Council's Review Committee Report and Recommendations on FY18 Board and Commission Work Plans.

I move that Council thank all Board & Commission members for their dedication to public service and approve the FY18 Work Plans as amended from the following boards: Arts in Public Places Board, Environmental Sustainability Board, Historic Preservation Advisory Board, Library Board, Lodger's Tax Advisory Board, Parks and Recreation Board, Personnel Board, Planning and Zoning Commission, and the Transportation Board with the understanding that this approval does not represent formal Council budget approval of all projects, proposals, or potential recommendations listed in the Work Plans.

I further move that Council approve the continuation of B&C annual presentations to Council using the current format and direct staff to notify the Board and Commission Chairpersons of this requirement and the approval of the FY18 Work Plans.

- H. [9430-17](#) FY18 Compensation & Classification Plan.

I move that Council approve the FY18 Compensation & Classification Plan.

- I. [9448-17](#) Approval of Collective Bargaining Agreement (CBA) with the the United Association of Plumbers and Pipefitters (UAPP), Local Union No. 412, Covering the Period of July 1, 2017 Through June 30, 2021.

I move that the Council approve the Collective Bargaining Agreement between the County of Los Alamos and the United Association of Plumbers and Pipefitters (UAPP), Local Union No. 412 , for the Period of July 1, 2017 Through June 30, 2021, and direct the County Manager to execute the Agreement on behalf of the County.

- J. [9474-17](#) Approval of Sub-Grant Agreement FEMA-4199-DR-NM-26 in the amount of \$120,000 for the Los Alamos Canyon Road Stabilization Project Phase I and Approval of Budget Revision 2017-24.

I move that Council approve execution of Sub-Grant Agreement FEMA-4199-DR-NM-26 in the amount of \$120,000 for Design and Environmental Assessment for the Los Alamos Canyon Road Stabilization Project. I further move that Council approve Budget Revision 2017-24.

- K. [9497-17](#) Approval of Letter from Council Supporting David Izraelevitz' Bid for President-elect in the New Mexico Municipal League.

I move that the County Council endorse Councilor Izraelevitz' candidacy for President-elect on the New Mexico Municipal League's Board of Directors, and further move that the Council submit the attached letter of recommendation regarding the position, as amended.

- L. [9516-17](#) County Council Minutes for FY 2018 Budget April 17, 18, 24 and 25, 2017, May 2, 2017 and May 9, 2017

I move that Council approve the County Council Minutes for FY 2018 Budget April 17, 18, 24 and 25, 2017, May 2, 2017 and May 9, 2017.

Approval of the Consent Agenda as amended:

The motion passed with the following vote:

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

Absent: 1 - Councilor Chrobocinski

## 7. INTRODUCTION OF ORDINANCE(S)

- A. [CO0499-17](#) Incorporated County of Los Alamos Code Ordinance No. 02-274; an Ordinance Amending Chapter 32, Section 32-18, Refuse Recycling and Solid Waste Facility Fees and ask staff to ensure that it is published as provided in the County Charter.

Councilor Reiss introduced, without prejudice, Incorporated County of Los Alamos Code Ordinance No. 02-274; An ordinance amending Chapter 32, Section 32-18, Refuse Recycling and Solid Waste Facility Fees and ask staff to ensure that it is published as provided in the County Charter.

- B. [OR0767-17](#) Incorporated County Of Los Alamos Ordinance No. 02-275; An Ordinance Authorizing The Sale Of Certain County-Owned Real Property To Site A-19-A-1 Acquisition Group, LLC.

**..Recommended Action**

I introduce, without prejudice, Incorporated County Of Los Alamos Ordinance No.02-275; An Ordinance Authorizing The Sale Of Certain County-Owned Real Property To Site A-19-A-1 Acquisition Group, LLC and ask staff to assure it is published as provided in the County Charter.

Councilor Maggiore introduced, without prejudice, Incorporated County Of Los Alamos Ordinance No. 670; An Ordinance Authorizing The Sale Of Certain County-Owned Real Property To Site A-19-A-1 Acquisition Group, LLC and ask staff to assure it is published as provided in the County Charter.

## 8. PUBLIC HEARING(S)

**A. [CO0496-17b](#)**

Mr. Kevin Powers, County Attorney, spoke.  
Mr. Alvin Leaphart, County Attorney, spoke.

Public Comment:  
None.

**A motion was made by Councilor Chandler, and seconded by Councilor Reiss, that Council adopt Incorporated County of Los Alamos Ordinance No. 02-272; An Ordinance Repealing Chapter 31, Article VII, Section 232 of the Los Alamos County Code of Ordinances Related to Contract Claims.**

**The motion passed with the following vote:**

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

**Absent: 1 - Councilor Chrobocinski**

**9. BUSINESS****A. [9498-17](#)**

Amendment To Development Agreement Which Governs Development Of Tract A-19-A-1, A Subdivision Of Tract A-19-A Per Paragraph 9 Of The Purchase And Sale Agreement Entered Between The Parties On May 27, 2015 As Amended On February 8, 2016.

Mr. Harry Burgess, County Manager, spoke.

Mr. Paul Andrus, Community Development Director, presented.

Public Comment:  
Ms. Jody Benson, 3547 Pueblo Drive, spoke regarding affordable housing.

Mr. Denny Ericson, 400 Brighten Drive, spoke on behalf of a set volunteers that have worked with the County in moving forward the White Rock Center Master Plan Economic Development Strategy.

**A motion was made by Councilor Sheehey, seconded by Councilor Reiss, that Council Approve the Amendment to the A-19-A-1 Development Agreement.**

**The motion passed with the following vote:**

**Yes: 5 - Councilor Izraelevitz, Councilor O'Leary, Councilor Reiss, Councilor Sheehey and Councilor Maggiore**

**No: 1 - Councilor Chandler**

**Absent: 1 - Councilor Chrobocinski**

**Consent Item 6A. Award of Bid No. 17-35 in the Amount of \$998,068.50 plus Applicable Gross Receipts Tax to Gandy Dancer, LLC for Construction of the 20th Street Extension Project; Establish a Project Budget in the Amount of \$1,300,000 for Roadway and Utility Improvements; and Consideration of Related Budget Revision 2017-27**

Mr. Harry Burgess, County Manager, spoke.

Mr. Philo Shelton, Public Works Director, presented.

Ms. Joanie Ahlers, Economic Development Administrator, spoke.

Public Comment:

None.

**A motion was made by Councilor Reiss, and seconded by Councilor Chandler, that Council award Bid No. 17-35 in the Amount of \$998,068.50 plus Applicable Gross Receipts Tax to Gandy Dancer, LLC for Construction of the 20th Street Extension Project; Establish a Project Budget in the Amount of \$1,300,000 for Roadway and Utility Improvements; and approve related budget revision 2017-27 summarized in the attachment and the attachment be made part of the minutes of the meeting.**

**The motion passed with the following vote:**

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

**Absent: 1 - Councilor Chrobocinski**

**10. COUNCIL BUSINESS**

**A. Appointments**

None.

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

Councilor Chandler Reported: Subcommittee did meet with the LFC.

Councilor O'Leary Reported: The Tourism working group met and discussed what the committee will follow for the next 8 months. She also reported, there will be a subcommittee from the tourism working group and they are recruiting volunteers to continue supporting the Manhattan Project National Historical Park and the National Park Service.

**C. County Manager's Report**

- 1) [9484-17](#) County Manager's Report for May 2017

1.) Mr. Harry Burgess, County Manager, spoke.

**D. Council Chair Report**

None.

**E. General Council Business**

None.

**F. Approval of Councilor Expenses**

None.

**G. Preview of Upcoming Agenda Items**

Councilor Sheehey reminded the public of two resolutions he has been working on will be heard on the upcoming agenda, one is regarding Immigrants and second regarding the Sheriff.

**11. COUNCILOR COMMENTS**

Councilor Izraelevitz, commented on his nomination to the Municipal League Executive Committee.

Councilor Chandler commended Councilor Izraelevitz for his work with the Municipal League.

**12. PUBLIC COMMENT**

None.

Councilor O'Leary reported that Council did meet in closed session prior to this meeting, no action was taken.



**13. ADJOURNMENT**

The meeting adjourned at 9:43 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: Francella M. Montoya, Senior Deputy Clerk