



County of Los Alamos

Minutes

County Council - Regular Session

Los Alamos, NM 87544
www.losalamosnm.us

David Izraelevitz, Council Chair; Christine Chandler, Council Vice-Chair, Antonio Maggiore, Susan O'Leary, Morris Pongratz, Rick Reiss, and Pete Sheehey, Councilors

Tuesday, August 28, 2018

6:00 PM

Council Chambers - 1000 Central
Avenue
TELEVISED

1. OPENING/ROLL CALL

The Council Chair, David Izraelevitz, called the meeting to order at 6:00 p.m.

The following Councilors were in attendance:

Present 7 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss, Councilor O'Leary and Councilor Pongratz

Councilor Sheehey arrived remotely during the discussion of item, 9.C. at 6:44 p.m.

2. PLEDGE OF ALLEGIANCE

Led by: All.

3. PUBLIC COMMENT

None.

4. APPROVAL OF AGENDA

A motion was made by Councilor Chandler, seconded by Councilor Pongratz, that the agenda be approved as presented, with one exception, to postpone consideration of County of Los Alamos Ordinance Number 02-287, and assign the Planning and Zoning Commission to review the proposed Ordinance and provide recommendations regarding its adoption before rescheduling its consideration by Council.

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

5. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

- A. [11105-18](#) Proclamation declaring 2018-2019 as a "Year of Asset Building" and Friday, Sept. 7, 2018 as "College Day/Military Day" in Los Alamos County (accepted by Bernadette Lauritzen)
Councilor Reiss read the proclamation.

6. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

None.

7. CONSENT AGENDA

Approval of Consent Agenda:

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

- A. [AGR0589-18](#) Request for Consent to Assignment of Agreement for Services Agreement AGR17-01 Changing the Assignment from Diversified Data Processing & Consulting Inc. (DivDat) to Diamond Marketing Solutions Group, Inc.

I move that Council approve the Consent to Assignment of Agreement for Services Agreement AGR17-01, changing the assignment from Diversified Data Processing & Consulting Inc. (DivDat) to Diamond Marketing Solutions Group, Inc.

- B. [AGR0587-18](#) Approval to Submit an Application and Accept a Federal Aviation Administration Airport Improvement Program (AIP) Grant for Federal Fiscal Year 2018 in the Amount of \$613,468 for the Construction, Construction Administration, Acceptance Testing and an Update to the FAA Required Disadvantage Business Enterprise (DBE) Program.

I move that Council Approve the Submittal of Application and Accept a Federal Aviation Administration Airport Improvement Program (AIP) Grant for Federal Fiscal Year 2018 in the Amount of \$613,468 for the Construction, Construction Administration, Acceptance Testing and an Update to the FAA Required Disadvantage Business Enterprise (DBE) Program.

- C. [RE0381-18](#) Incorporated County of Los Alamos Resolution No. 18-19 to authorize the application to New Mexico Department of Transportation (NMDOT) for FY20 Section 5311 Public Rural Transportation Program for an estimated total amount of \$3,684,221 to fund the Administrative, Operating and Capital needs of Atomic City Transit; committing to the local match in the amount of \$1,644,841 to fund the Section 5311 Transit Program for Federal FY20.
- I move to approve Incorporated County of Los Alamos Resolution No. 18-19 to authorize the application to New Mexico Department of Transportation (NMDOT) for FY20 Section 5311 Public Rural Transportation program for an estimated total amount of \$3,684,221 to fund the Administrative, Operating and Capital needs of Atomic City Transit; committing to the local match in the amount of \$1,644,841 to fund the Section 5311 Transit Program for Federal FY20.
- D. [10972-18](#) Consideration of the FY2020 - FY2024 State Infrastructure and Capital Improvement Plan (ICIP) Submission
- I move that Council approve the submission to the State of the ICIP as attached.
- E. [11078-18](#) Approval to Increase the Expenditure with Cooperative Education Services for IPR, Limited for Pavement Preservation Activities in the Amount of \$63,918.21 for a Total Amount of \$794,962.08, Provide for a Ten Percent Contingency in the Amount of \$79,496.20 and Establish a Project Budget in the Amount of \$874,458.28.
- I move that Council Approve of the Expenditure with Cooperative Education Services for IPR, Limited for Pavement Preservation Activities in the Amount of \$63,918.21 for a Total Amount of \$794,962.08, Provide for a Ten Percent Contingency in the Amount of \$79,496.20 and establish a Project Budget in the Amount of \$874,458.28.
- F. [11112-18](#) Consideration of Budget Revision 2019-07 for Utilities Carryovers, Various Grants, and Fire Deployment Reimbursements
- I move that Council approve Budget Revision 2019-07 as summarized on attachment A and that the attachment be made a part of the minutes of this meeting.
- G. [11117-18](#) Approval of Authorized Signers for addition of the County NMEDD LEDA Bank Account
- I move that Council approve the individuals authorized to sign on all County of Los Alamos bank and investment accounts as presented in the attachment, to be effective on August 29, 2018.

Consent Motion -

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

8. INTRODUCTION OF ORDINANCE(S)

- A. [CO0534-18](#) Incorporated County of Los Alamos Code Ordinance No. 02-288, An Ordinance Amending Chapter 40, Article III, Section 40-201 and 40-202 of the Code of the Incorporated County of Los Alamos Pertaining to the Sewage Service Rate Schedule and Determination of Charges

Councilor Maggiore introduced, without prejudice, Incorporated County of Los Alamos Code Ordinance No. 02-288; An Ordinance Amending Chapter 40, Article III, Section 40-201 and 40-202 of the Code of the Incorporated County of Los Alamos Pertaining to the Sewage Service Rate Schedule and Determination of Charges, and ask staff to assure that it is published as provided in the County Charter.

9. PUBLIC HEARING(S)

- A. [OR0823-18c](#) Incorporated County of Los Alamos Code Ordinance No. 683, An Ordinance to Authorize the Refinance and Reissuance of Amended Loan and Promissory Note Agreements with the New Mexico Environment Department to Reflect a Reduction of the Prior Loan Principal Balance, Lowered Interest Rate and Extension of the Payment Term

Mr. Tim Glasco, Utilities Manager, spoke.

Mr. Bob Westervelt, Deputy Utilities Manager, spoke.

Public Comment:

None.

A motion was made by Councilor Chandler, seconded by Councilor Pongratz, that Council adopt Incorporated County of Los Alamos Ordinance No. 683, An Ordinance to Authorize the Refinance and Reissuance of Amended Loan and Promissory Note Agreements with the New Mexico Environment Department to Reflect a Reduction of the Prior Loan Principal Balance, Lowered Interest Rate and Extension of the Payment Term; and further moved that, upon passage, the Ordinance be published in summary form.

The motion passed with the following vote:

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

Absent: 1 - Councilor Sheehey

- B. [OR0828-18b](#) Incorporated County of Los Alamos Code Ordinance No. 02-287; an Ordinance Adopting a New Article to be Added to Chapter 34, Streets, Sidewalks and Other Public Places, to be Designated Article IV and Entitled "Addressing and Road Naming," and Amending Other Provisions of the Code to be Consistent Therewith.

Item pulled from the agenda.

- C. [OR0830-18b](#) Ordinance No. 686 Authorization the Sale of Certain County-Owned Real Property Located in the Incorporated County of Los Alamos Generally Described as Lot 5C 20th Street to Verdad Real Estate, Inc.

Councilor Sheehey arrived remotely during the discussion of this item, at 6:44 p.m.

Ms. Joanie Ahlers, Economic Development Administrator, spoke.

Mr. Eric Martinez, County Engineer, spoke.

Mr. Matt Zonker, Verdad Real Estate Representative, spoke.

Mr. Harry Burgess, County Manager, spoke.

Mr. Alvin Leaphart, County Attorney, spoke.

Public Comment:

Ms. Cindy Wells, 4611 Esperanza, spoke.

Ms. Helen Milenski, 1651 36th Street, spoke.

Mr. Aaron Walker, 413 Pruitt Avenue, spoke.

Mr. Patrick Sullivan, 190 Central Park Square, spoke.

A motion was made by Councilor Reiss, seconded by Councilor Pongratz, that Council approve, Incorporated County Of Los Alamos Ordinance No. 686; An Ordinance Authorizing The Sale of Certain County-Owned Real Property Located in The Incorporated County of Los Alamos Generally Described as Lot 5C 20th Street to Verdad Real Estate, Inc. and ask staff to assure it is published as provided in the County Charter.

The motion passed with the following vote:

Yes: 6 - Councilor Chandler, Councilor Maggiore, Councilor Izraelevitz, Councilor Sheehey, Councilor Reiss and Councilor Pongratz

No: 1 - Councilor O'Leary

10. BUSINESS

None.

11. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

Councilor Maggiore reported on the first meeting of the Community Development Advisory Board.

C. County Manager's Report**1) [11073-18](#) County Manager's Report for August 2018**

County Manager Harry Burgess reported on the missing child (he was found); Community Development activities; Installation of Wind Sculptures; the new columbarium; new trailhead kiosks; repairs at Mesa Public Library; Outreach events conducted by the County Clerk; the airport perimeter fence; work done on HVAC at Municipal Building; North Mesa road improvements; the yard waste program; the new bus stop at Elk Ridge; a grant received for electric busses; the open forum vendor rate change and search for a new vendor; and an update on the flow trail project.

D. Council Chair Report

Council Chair, David Izraelevitz reported on a meeting with San Ildefonso Governor and past Governor regarding areas of common interest; attempts are being made to schedule a meeting with Dr. Mason, incoming Los Alamos National Laboratory Director; and the tour of the tunnel under the old McDonalds that he attended last week.

E. General Council Business

None.

F. Approval of Councilor Expenses

None.

G. Preview of Upcoming Agenda Items

None.

12. COUNCILOR COMMENTS

Councilor Chandler commented the application deadline for the Animal Shelter Advisory Committee is tomorrow.

Councilor Pongratz commented on the property tax rates.

13. PUBLIC COMMENT

Ms. Helen Milenski, 1651 36th Street, spoke regarding a request for additional public comment time at the next utility board meeting.

14. ADJOURNMENT

The meeting adjourned at 7:32 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