



LOS ALAMOS

# County of Los Alamos

Los Alamos, NM 87544  
www.losalamosnm.us

## Minutes

### County Council – Regular Session

*Sara Scott, Council Chair; Randall Ryti, Council Vice-Chair;  
David Izraelevitz, Antonio Maggiore, Katrina Martin, James Robinson,  
and Pete Sheehey, Councilors*

Tuesday, July 28, 2020

6:00 PM

“Due to COVID-19 concerns, meeting  
will be conducted remotely.

Public can view proceedings at

<http://losalamos.legistar.com/Calendar.aspx>

or locally on cable channel 8

### COUNCIL REGULAR SESSION AND A JOINT SPECIAL SESSION WITH THE BOARD OF PUBLIC UTILITIES

#### 1. OPENING/ROLL CALL

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

The following Councilors were in attendance:

Present: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Martin,  
Councilor Maggiore, Councilor Robinson, and Councilor Sheehey

#### 2. PLEDGE OF ALLEGIANCE

Led by: All.

Councilor Scott made opening remarks regarding the procedure of the meeting due to COVID-19.  
Mr. Harry Burgess, County Manager, spoke.

#### 3. STATEMENT REGARDING CLOSED SESSION

A motion was made by Councilor Ryti, seconded by Councilor Maggiore, that Council approve the following statement for inclusion in the minutes: "The matters discussed in the closed session held on July 28, 2020 that began at 5:30 p.m. were limited only to the topics specified in the notice of the closed session, and no action was taken on any matter in the closed session."

The motion passed with the following vote:

Yes: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Maggiore,  
Councilor Martin, Councilor Robinson, and Councilor Sheehey

**4. PUBLIC COMMENT**

None.

**5. APPROVAL OF AGENDA**

A motion was made by Councilor Sheehey, seconded by Councilor Robinson, that the agenda be approved, as presented.

The motion passed with the following vote:

Yes: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Maggiore, Councilor Martin, Councilor Robinson, and Councilor Sheehey

**6. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS**

**A. Briefing to Council by Aaron Walker, Chair of the Community Development Advisory Board**

Mr. Aaron D. Walker, Chair of the Community Development Advisory Board, spoke.  
Mr. Paul Andrus, Community Development Director, spoke.  
Ms. Denise Derkacs, Community Development Advisory Board Member, spoke.  
Ms. Catherine Ozment, Community Development Advisory Board Member, spoke.

No action taken.

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

None.

**8. CONSENT AGENDA**

Consent Motion:

A motion was made Councilor Ryti, seconded by Councilor Maggiore, 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. Approval of the June 30, 2020 Quarterly Report as Required by the State of New Mexico Department of Finance and Administration's Local Government Division**

I move that Council approve the June 30, 2020 Quarterly Report to be submitted as required to the State of New Mexico Department of Finance and Administration's Local Government Division.

- B. Approval of Amendment No. 1 to the Amended and Restated San Juan Generating Station Mine Reclamation Trust Agreement Designating Westmoreland San Juan Mining, LLC as Successor and Assignee of San Juan Coal Company as Beneficiary of the San Juan Mine Reclamation Trust Fund Pursuant to the Amended and Restated San Juan Generating Station Mine Reclamation Trust Funds Agreement

**I move that Council approve Amendment No. 1 to the Amended and Restated San Juan Generating Station Mine Reclamation Trust Agreement.**

- C. Consideration of Budget Revisions 2020-42 (CYFD Grant) and 2021-04 (Art in Public Places, State Shared Revenue)

**I move that Council approve Budget Revision 2020-42 as summarized on attachment A and that the attachment be made a part of the minutes of this meeting. I further move that Council approve Budget Revision 2021-04 as summarized on attachment A.**

- D. Grant of Utility Easement and Acceptance of Ownership of a New Waterline Located at 113 Central Park Square

**I move that Council approve a grant of utility easement within Tract AA, a subdivision of Eastern Area No. 3 and accept ownership of the new waterline.**

- E. Vacation of Utility Easement within Lot 27, a Subdivision of Eastern Area No. 2

**I move that Council approve the Vacation of Utility Easement within Lot 27, a subdivision of Eastern Area No. 2.**

- F. Approval to Accept the FY2021 E911 Grant from the Department of Finance and Administration in an Amount Not To Exceed \$200,812 and Related Budget Revision 2021-06

**I move that Council approve the request to accept the Fiscal Year 2021 E911 Grant Agreement from the Department of Finance and Administration in an amount not to exceed \$200,812. I further move that Council direct the County Manager to execute the grant agreement. I further move that Council approve Budget Revision 2021-06 as summarized on attachment C and that the attachment be made a part of the minutes of this meeting.**

- G. Approval of the July 7, 2020 and July 14, 2020 County Council Minutes

**I move that Council approve the County Council Minutes for July 7, 2020 and July 14, 2020.**

- H. Authorization to apply for Coronavirus Aid, Relief, and Economic Security (CARES) Act funding which will be distributed by the State of New Mexico Department of Finance and Administration (DFA)

**I move that Council authorize County staff to apply for CARES Act funding under the application process to be identified by the State of New Mexico Department of Finance and Administration.**

#### **Approval of the Consent Agenda**

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

**Yes: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Maggiore, Councilor Martin, Councilor Robinson, and Councilor Sheehy**

## **9. BUSINESS**

### **A. Request for Proposal for Consulting Services to Update County Code Chapter 18**

Mr. Paul Andrus, Community Development Director, spoke.

**A motion was made by Councilor Robinson, seconded by Councilor Maggiore, that Council authorize Community Development staff to issue a Request for Proposals for Consulting Services to Update County Code Chapter 18.**

Public Comment:

Mr. Ed Birbaun, 926 Circle Drive, spoke.

Mr. Aaron Walker, spoke.

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

**Yes: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Maggiore, Councilor Martin, Councilor Robinson, and Councilor Sheehey**

## **10. COUNCIL BUSINESS**

### **A. Appointments**

None.

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

Councilor Robinson reported on the Planning and Zoning Commission.

Councilor Martin reported on Parks and Recreation Board.

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

#### **1) County Manager's Report for July 2020**

Mr. Harry Burgess reported on Covid-19 issues and the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) grant.

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

None.

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

None.

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

None.

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

Councilor Ryti spoke regarding the Health Gap analysis.

**11. COUNCILOR COMMENTS**

Councilor Maggiore commented regarding the 770 Land Transfer request.

Councilor Robinson commented regarding the 770 Land Transfer and the meeting of Council and Community Development Advisory Board.

Councilor Ryti commented on the Americans with Disabilities Act.

Councilor Sheehey commented on getting our allies to work with the community.

**12. PUBLIC COMMENT**

None.

**13. ADJOURNMENT OF THE COUNTY COUNCIL SESSION**

Councilor Scott closed by expressing her concern with the continued spread of the COVID; the effects on the community, businesses, and schools; she encouraged the public to wear masks, social distance, and stay home.

The meeting adjourned at 7:47 p.m.

**14. OPENING OF THE COUNTY COUNCIL - JOINT SPECIAL SESSION WITH THE BOARD OF PUBLIC UTILITIES**

The Council Chair, Sara Scott, called the meeting to order at 8:20 p.m.

**The following Councilors were in attendance:**

**Present: 7 - Councilor Scott, Councilor Ryti, Councilor Izraelevitz, Councilor Martin, Councilor Maggiore, Councilor Robinson, and Councilor Sheehey**

**RECESS**

Councilor Scott called for a recess at 8:21 p.m. The meeting reconvened at 8:32 p.m.

The Board of Public Utilities Vice-Chair, Steve McLin, made an introductory statement.

**The following Board Members were in attendance:**

**Present: 4 – Board Member Steve McLin, Board Member Steve Tobin, Board Member Eric Stromberg, and Board Member Cornell Wright**

Mr. Philo Shelton, Utilities Manager, spoke.

**15. BUSINESS**

**A. Joint Meeting Between Council and the Board of Public Utilities - Utah Associated Municipal Power Systems (UAMPS) Presentation on the Carbon Free Power Project**

Mr. Steve Cummins, Deputy Utility Manager – Power Supply, presented.

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

Mr. Jordan Garcia, Power System Supervisor, spoke.

Mr. Doug Hunter, Chief Executive Officer and General Manager, Utah Associated Municipal Power System, spoke.

Mr. Peter Knollmeyer, Vice President, Environmental/Nuclear, Fluor Corporation, spoke.

Mr. Christopher Colbert, Chief Strategy Officer of NuScale Power, spoke.

**RECESS**

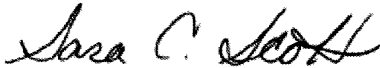
Councilor Scott called for a recess at 10:34 p.m. The meeting reconvened at 10:45 p.m.

**No action taken.**

**16. ADJOURNMENT OF THE JOINT SPECIAL SESSION/COUNCIL REGULAR SESSION**

The meeting adjourned 11:47 p.m.

INCORPORATED COUNTY OF LOS ALAMOS



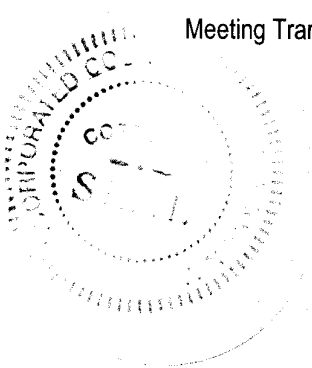
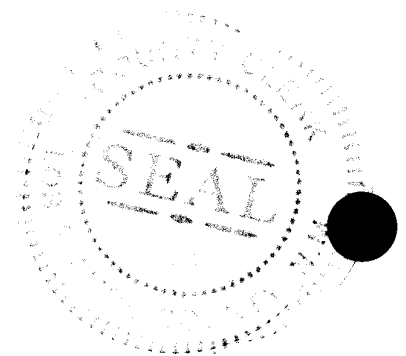
Sara C. Scott, Council Chair

Attest:



Naomi D. Maestas, County Clerk *b f 7m*

Meeting Transcribed by: Francella M. Montoya, Senior Deputy Clerk



M-07-28-2020 07/28/2020 12:00 AM  
Page(s): 8 Naomi D Maestas - County Clerk  
Los Alamos County, NM Francella M Montoya - Deputy



## Budget Revision 2020-42 and 2021-04

Council Meeting Date: July 28, 2020

	Fund & Department	Org Object	Revenue (decrease)	Expenditures (decrease)	Transfers In(Out)	Fund Balance (decrease)
<b>FY2020</b>						
1	General Fund - CYFD Grant	01150540 8369		\$ (148,922)		\$ 148,922
<b>Description:</b> The purpose of this budget revision is to modify the expenditure authority in FY2020 to match the grant award.						
<b>Fiscal Impact:</b> The net impact in FY2020 on the General Fund is to decrease expenditures and increase fund balance by \$148,922.						
	Fund & Department	Org Object	Revenue (decrease)	Expenditures (decrease)	Transfers In(Out)	Fund Balance (decrease)
<b>FY2021</b>						
2	State Shared Revenue (Road) Fund	66360929 5165		\$ 580,000		\$ (580,000)
<b>Description:</b> The purpose of this budget revision is to carryover expenditure authority from FY2020 to FY2021. The funding for FY2020 was not spent due to Covid-19. The work will be completed this summer and the Department of Finance & Administration is aware that Los Alamos County will carryover budget into FY2021. The revenue source for this fund is motor vehicle and gasoline taxes.						
<b>Fiscal Impact:</b> The net impact in FY2021 on the State Shared Revenue Fund is to increase expenditures and decrease fund balance by \$580,000.						
3	CIP Fund - Art in Public Places	CP7001 8369 7601		\$ 73,435	\$ 13,700	
3	General Fund - MFM	01172410 8369 9631		\$ (13,700)	\$ (13,700)	
3	CIP Fund - Trinity Drive Improvements	CP**** 8369		\$ (3,200)		
3	CIP Fund - Canyon Rim Trail Underpass	CP5018 8369		\$ (10,100)		
3	CIP Fund - 20th Street Extension	CP*** 8369		\$ (2,000)		
3	CIP Fund - N. Mesa Road Improvement	CP**** 8369		\$ (8,435)		
3	CIP Fund - Sherwood Blvd Road Project	CP5008 8369		\$ (12,500)		
3	CIP Fund - Deacon Street	CP4003 8369		\$ (1,000)		
3	CIP Fund - DP Road Infrastructure	CP4004 8369		\$ (22,500)		
<b>Description:</b> The purpose of this budget revision is to increase in the Art in Public Places FY2021 expenditure budget for Council approved road or Econ Dev infrastructure projects (0.5%) and capital projects (1%) not previously allocated to Art in Public Places.						
<b>Fiscal Impact:</b> The net impact on the FY2021 CIP Fund is to increase expenditures and transfers in by \$13,700. The impact on the FY2021 General Fund is to increase transfers out and decrease expenditures by \$13,700.						

## Budget Revision 2021-06

Council Meeting Date: July 28, 2020

	Fund & Department	Org Object	Revenue (decrease)	Expenditures (decrease)	Transfers In(Out)	Fund Balance (decrease)
1	General Fund - Police E-911 Grant	01165901 8369 3453	\$ 200,812	\$ 200,812	\$ -	\$ -
<b>Description:</b> The purpose of this budget revision is to increase the Police, General Fund budget for the E-911 state grant.						
<b>Fiscal Impact:</b> The net impact on the General Fund is to increase revenue and expenditures by \$200,812.						