



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, March 21, 2017

6:00 PM

Council Chambers - 1000 Central
Avenue
TELEVISION

1. OPENING/ROLL CALL

The Council Chair, Izraelevitz, called the meeting to order at 6:02 p.m.

Councilor Sheehey participated, via telephone.

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

2. PLEDGE OF ALLEGIANCE

Led by: Councilor Izraelevitz

3. PUBLIC COMMENT

None.

4. APPROVAL OF AGENDA

A motion was made by Councilor O'Leary, seconded by Councilor Chrobocinski,
that the Agenda be approved, as presented.

The motion passed by acclamation with the following vote:

**Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler,
Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and
Councilor Maggiore**

5. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS

- A. [9209-17](#) Proclamation declaring the Week of April 2-8, 2017 as "Crime Victims' Rights Week" in Los Alamos County (accepted by Adele Girmendonk, LAPD)
- Councilor Chandler read and presented the proclamation to Ms. Adele Girmendonk, LAPD.
- Ms. Adele Girmendonk, LAPD, spoke.

6. CONSENT AGENDA

Consent Motion -

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

Approval of the Consent Agenda:

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

- A. [AGR0493-17](#) Approval to Purchase a New Flyer Medium Size Heavy Duty Transit Bus from New Flyer of America through Existing New Mexico General Service Price Agreement No. 60-00015-00015 in the amount of \$324,738.

I move that Council approve the Purchase of a New Flyer Medium Size Heavy Duty Transit bus from New Flyer of America through existing New Mexico General Services Price Agreement No. 60-00015-00015 in the amount of \$324,738.

- B. [AGR0494-17](#) Approval of Amendment 1 to Agreement No. AGR 14-4014 Increasing County's Compensation to Avail Technologies, Inc. to an Amount not to Exceed \$1,011,595 (plus applicable GRT) for the Purpose of Purchasing an Automatic Voice Annunciator (AVA) and Providing Hosting and Maintenance Costs for the Vehicle Intelligent Transportation System for the Contract Term Limit of June 30, 2020.

I move that Council approve Approval of Amendment 1 to Agreement No. AGR 14-4014 Increasing County's Compensation to Avail Technologies, Inc. to an Amount not to Exceed \$1,010,657 (plus applicable GRT) for the Purpose of Purchasing an Automatic Voice Annunciator (AVA) and Providing Hosting and Maintenance Costs for the Vehicle Intelligent Transportation System for the Contract Term Limit of June 30, 2020, as amended.

- C. [9104-17](#) Los Alamos County Assessor Valuation and Maintenance Plan.

I move that Council approve the Los Alamos County Assessor Valuation and Maintenance Plan.

- D. [9151-17](#) Consideration of Budget Revision 2017-18

I move that Council approve Budget Revision 2017-18 summarized on the attachment and the attachment be made part of the minutes of the meeting.

- E. [9215-17](#) Approval of Department of Energy (DOE) - Los Alamos County (LAC) Resource Pool Budget Revision for Fiscal Year 2017

I move that Council approve the 2017 Resource Pool budget revision as presented.

- F. [9218-17](#) Approval of the Transfer of Profit from Electric and Gas Funds to the General Fund for Operations During Fiscal Year 2016

I move that Council approve the transfer of revenues from the electric and gas funds to the general fund for electric and gas operations during fiscal year 2016 in accordance with Incorporated County of Los Alamos Resolution 97-07.

- G. [9222-17](#) County Council Minutes for February 14, 2017 and February 28, 2017

I move that Council approve the County Council Minutes for February 14, 2017 and February 28, 2017.

Approval of the Consent Agenda:

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

7. BUSINESS

- A. [9159-17](#) Recommendations from the Art in Public Places Board Regarding the Re-location of Artwork from the Former NEDO Smart House to the Los Alamos Municipal Building and a Donation Offer from Steve Foltyn of a Photograph by Minesh Bacrania for the White Rock Visitor's Center

Public Comment:

None.

A motion was made by Councilor Sheehey, seconded by Councilor O'Leary that Council approve the expenditure of Art in Public Places funds in an amount not to exceed \$8,500 to re-locate artwork from the former Smart House, to create an artistic/educational exhibit in the Municipal Building with the artwork, and to purchase additional artwork from Minesh Bacrania to enhance the exhibit; further move that Council accept the donation offer from Steve Foltyn of a photograph to be installed in the White Rock Visitor's Center and approve the expenditure of Art in Public Places funds in an amount not to exceed \$200 for a plaque plus a dedication event, if desired by the donor.

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

- B. [9217-17](#) Approval of the Long-Range Water Supply Plan

Mr. James Alarid, Deputy Utilities Manager, spoke.

Ms. Amy Ewing, Daniel B. Stephens and Associates, spoke.

A motion was made by Councilor Reiss, seconded by Councilor Sheehey, that Council approve the revised Long-Range Water Supply Plan.

Councilor Chrobocinski offered a Friendly Amendment that the ownership of water rights in this document be clearly defined. It was NOT accepted.

A SUBSTITUTE motion was made by Councilor Sheehey, seconded by Councilor Maggiore, that Council reject the plan as presented and ask the Board of Public Utilities to correct the wording concerning LACWU which should be Incorporated County of Los Alamos and to revise the wording regarding use of San Juan Chama water rights to make clear that is a last contingency and where the actual well to be drilled is at a location to be determined in the future.

The SUBSTITUTE motion passed with the following vote:

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

No: 1 - Councilor Reiss

8. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

Councilor O’Leary Reported: Board of Public Utilities recently discussed the addition of a sunset clause on the pass-through gas rate, citing she will be requesting this matter be placed on an upcoming work session agenda

Councilor Maggiore Reported: Provided a summary of the recent activities of the Lodgers Tax Advisory Board. He referenced the launch of the new County website, new visitor guide, and implementation of the LA live screens.

Councilor Chrobocinski Reported: Presentation regarding a commemorative painting for Fuller Lodge for the 100th Anniversary of the Ranch School was given to the Fuller Lodge Historic Advisory Board, and will also be given to the Arts in Public Places Advisory Board.

Councilor Reiss Reported: Attended a contractor meeting on behalf of the Planning and Zoning Board, citing the vast change in culture in the process.

C. County Manager's Report

- 1) [9224-17](#) County Manager's Report for March 2017

Mr. Harry Burgess, County Manager, spoke.

D. Council Chair Report

None.

RECESS

Councilor Izraelevitz called for a recess at 7:43 p.m. The meeting reconvened at 8:00 p.m.

E. General Council Business

- 1) [9015-17](#) Discussion and Possible Action Regarding Revisions to County Council Procedural Rules.

Mr. Harry Burgess, County Manager, spoke.

Councilor Chandler suggested the following change in the preamble: The current version of Roberts Rules of Order apply only when Council Rules are silent. There were no objections.

Councilor Chandler suggested the following change under ethics: (add) and the previously mentioned reference to our current ethics ordinance, affirmatively supports Council's individual Councilor's adherence to its provisions. There were no objections.

A motion was made by Councilor Chandler, seconded by Councilor O'Leary, to strike bullet 7 on page 3.

The motion passed with the following vote:

Yes: 5 - Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Sheehey and Councilor Maggiore

No: 2 - Councilor Izraelevitz and Councilor Reiss

A motion is made by Councilor Chandler, seconded by Councilor O'Leary, that Council approve to include in our 2017 rules the following provision each councilor shall submit at least annually and no later than January 15 of each year a completed disclosure of outside employment membership and financial interest form. Councilors shall also submit updated forms to include any changes that occur before the annual submission to ensure full and accurate disclosure. Councilor disclosure statements and any updates shall be kept on file in the County's Human Resources Department and shall be posted on the County's Sunshine webpage. Each year the Human Resources Department will remind councilors to fill out these forms in a timely manner.

The motion passed with the following vote:

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

No: 1 - Councilor Reiss

Public Comment:

None.

A motion is made by Councilor Reiss, seconded by Councilor Chrobocinski, that the Council approve the proposed 2017 Council Procedural Rules with the several amendments as amended.

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

2) [9266-17](#) Reconsideration of REDI Net Memorandum of Agreement (MOA)

Mr. Harry Burgess, County Manager, spoke.

A motion was made by Councilor Maggiore, seconded by Councilor Chrobocinski, that Council Reconsider Approval of REDI Net Memorandum of Agreement.

The motion passed with the following vote:

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

No: 1 - Councilor O'Leary

Public Comment:
None.

A motion was made by Councilor Sheehey, seconded by Councilor Reiss, that Council Approve MOA17-40 With REDI Net for the Purpose of Providing \$67,000 in Funding to Defray the Costs of Operating a Middle-Mile Network.

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

F. Approval of Councilor Expenses

A motion was made by Councilor Reiss, seconded by Councilor Sheehey, to approve expenses to be paid for those participating, to attend the Federal Legislative Committee in Washington D.C.

The motion passed with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor O'Leary, Councilor Chandler, Councilor Chrobocinski, Councilor Reiss, Councilor Sheehey and Councilor Maggiore

G. Preview of Upcoming Agenda Items

None.

9. COUNCILOR COMMENTS

Councilor O’Leary commented: Expressed her concern to the public and to the council about the issue of the lack of a public health nurse in Los Alamos County since September. She has spoken with the County Manager to prepare an analysis that shows the variety of solutions that are available to the county and the community to resume services to our citizens. They expect to bring a group together and review the scenarios and discuss a path forward. She wants the community to know there is a lot of concern regarding this issue and they are working toward a solution.

Councilor Chrobocinski commented: He commended Chair Izraelevitz for adding the Pledge of Allegiance to the County Council agenda. There is so much service and sacrifice by those in our community, he thinks this is a very important and touching gesture.

10. PUBLIC COMMENT

None.

11. ADJOURNMENT

The meeting adjourned at 9:24 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

David Izraelevitz, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed by: Francella M. Montoya, Senior Deputy Clerk and Victoria L. Martinez, Deputy Clerk