



LOS ALAMOS

# County of Los Alamos

Los Alamos, NM 87544  
www.losalamosnm.us

## Agenda - Final County Council - Regular Session

*Denise Derkacs, Council Chair; Theresa Cull, Vice-Chair;  
Melanee Hand; Suzie Havemann; Keith Lepsch; David Reagor;  
and Randall Ryti, Councilors*

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Tuesday, May 28, 2024

6:00 PM

Fire Station # 3  
129 State Road 4 - White Rock

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**NOTE:** This meeting is in person and open to the public. However, for convenience, the following Zoom meeting link and/or telephone call in numbers may be used for public viewing and participation:

<https://us02web.zoom.us/j/84587518059>

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592  
or +1 312 626 6799 or +1 929 205 6099

Webinar ID: 845 8751 8059

We have been experiencing A/V challenges while meeting at this location for some who participate remotely. If you want to ensure your participation in this meeting please consider attending in person or, alternatively, you may submit your comments in writing ahead of the meeting.

1. OPENING/ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. STATEMENT REGARDING CLOSED SESSION

May 28, 2024 Closed Session Motion

4. PUBLIC COMMENT

*This section of the agenda is reserved for comments from the public on items that do not require action by the Council or are not otherwise on the agenda.*

5. APPROVAL OF AGENDA

**6. PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS**

- A.** [18239-24](#) Proclamation declaring the Second Week of June "Annual LGBTQ+ Pride Week" in Los Alamos County (accepted by Friends of Los Alamos Pride)

**Presenters:** County Council

- B.** [18800-24](#) Proclamation Recognizing the 10th Anniversary of the First Born Program® of Los Alamos (Accepted by Executive Director Ellen Specter and Board President Karen Holmes)

**Presenters:** County Council

**7. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA****8. CONSENT AGENDA**

*The following items are presented for Council approval under a single motion unless any item is withdrawn by a Councilor for further Council consideration in the agenda section entitled "Business."*

Approval of the Consent Agenda

**Consent Motion -**

*I move that Council approve the items on the Consent Agenda as presented and that the motions in the staff reports be included for the record; or,*

*I move that Council approve the items on the Consent Agenda and that the motions contained in the staff reports, as amended be included for the record.*

- A.** [AGR1011-24](#) Approval of Service Agreement No. AGR 24-41a with New Mexico Fire Protection and AGR 24-41b with API Life Safety USA, LLC d/b/a Western States Fire Protection for Fire System Inspections, Maintenance and Repair Services in an Amount Not to Exceed \$925,000.00 Plus Applicable Gross Receipts Tax Per Agreement Over a Seven Year Period

**Presenters:** Sara Rhoton, Capital Projects & Facilities Manager and Eric Martinez, Deputy Public Works Director

**Attachments:** [A – AGR No. 24-41a New Mexico Fire Protection](#)  
[B – AGR No. 24-41b – API Life Safety USA](#)

- B.** [AGR1045-24](#) Approval of Amendment No. 4 to AGR19-47 with Bohannon Huston for the Purpose of Engineering Services for the White Rock Water

## Resource Reclamation Facility

**Presenters:** James Alarid, Deputy Utilities Manager - Engineering

**Attachments:** [A - AGR19-47 Amendment 4 Bohannon Huston](#)  
[B - Project Budget Summary White Rock WRRF](#)

- C. [18392-24](#) Approval of DOE/LAC Resource Pool Budget for Fiscal Years 2025 & 2026

**Presenters:** Ben Olbrich, Deputy Utilities Manager - Power Supply and Karen Kendall, Deputy Utilities Manager - Finance

**Attachments:** [A - Resource Pool 24-month Budget Package FY25-26](#)

- D. [18748-24](#) Appointment to Fill the Two Vacancies of the Board of Registration

**Presenters:** County Council - Regular Session and Linda Matteson, Deputy County Manager

**Attachments:** [A - Board of Registration Letters of Interest](#)

- E. [18769-24](#) Board/Commission Appointment(s) - Los Alamos County Health Council

**Presenters:** Lori Padilla, Chair of the Los Alamos County Health Council, Jessica Strong, Social Services Division Manager and Keith Lepsch, Councilor

**Attachments:** [A - LACHC Board Roster](#)  
[B - Application Packet Jyl Dehaven](#)  
[C - Interview Panel Recommendations](#)

- F. [18820-24](#) Removal of Date Certain Deadline from the Approval of Providing Grant Matching Funds for San Ildefonso Services' Connect New Mexico Grant Application in the Amount of \$2,000,000 with a Total Project Amount of \$6,000,000 for a New Middle Mile Fiber Optic Line Connecting White Rock to Pojoaque

**Presenters:** Jerry Smith, Broadband Manager

9. PUBLIC HEARING(S)

- A. [CO0687-24b](#) Incorporated County of Los Alamos Code Ordinance 02-357 - A Code Ordinance Amending Chapter 26 (Municipal Court), Article I, Section 6 to Abolish the Corrections Fee, the Mandatory Judicial Education Fee, and the Mandatory Court Automation Fee to Comply with Amendments to State Law that Take Effect July 1, 2024

**Presenters:** Alvin Leaphart, County Attorney

**Attachments:**     [A - Code Ordinance 02-357](#)  
                              [B - Publication Notice](#)

- B.     [CO0689-24b](#) Incorporated County of Los Alamos Code Ordinance 02-358 - A Code Ordinance Amending Chapter 38, Traffic and Vehicles, Article V, Section 293, to Abolish Certain Fee Assessments Associated with a Conviction for Operating a Motor Vehicle Under the Influence of Intoxicating Liquor or Drugs to Comply with Amendments to State Law that Take Effect July 1, 2024

**Presenters:**       Alvin Leaphart, County Attorney

**Attachments:**     [A - Code Ordinance 02-358](#)  
                              [B - Publication Notice](#)

- C.     [CO0691-24b](#) Incorporated County of Los Alamos Code Ordinance 02-353: A Code Ordinance Amending Chapter 20, Article IV, Regarding the Deposit and Investment of County Funds

**Presenters:**       Melissa Dadzie, Chief Financial Officer and Helen Perraglio, Administrative Services Director

**Attachments:**     [A - Code Ordinance 02-353](#)  
                              [B - Current County Investment Policy, Updated May 24, 2005](#)  
                              [C - Draft 2024 Deposit and Investment Policy \(redlined\)](#)  
                              [D - Draft 2024 Deposit and Investment Policy \(redlining removed\)](#)  
                              [E - Publication Notice](#)

- D.     [OR1015-24b](#) Incorporated County of Los Alamos Ordinance No. 732; An Ordinance Authorizing the Execution and Delivery of a Loan Agreement (“Loan Agreement”) By and Between the Incorporated County of Los Alamos, New Mexico (the “Governmental Unit”) and the New Mexico Finance Authority, Evidencing a Special Limited Obligation of the Governmental Unit to Pay a Principal Amount of No More Than \$2,020,000, Together with Interest, Expenses, and Administrative Fees Thereon, for the Purpose of Financing the Costs of Construction of a Water Booster Station, Electrical and Mechanical Upgrades to Several Booster Stations and Related Appurtenances of the Project; Providing for the Pledge and Payment of the Principal, Administrative Fees and Interest Due Under the Loan Agreement Solely From the Net Revenues of the Joint Utility System of the Governmental Unit; Setting an Interest Rate for the Loan; Approving the Form of and Other Details Concerning the Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with This Ordinance; and Authorizing the Taking of Other Actions in

## Connection with the Execution and Delivery of the Loan Agreement

**Presenters:** James Alarid, Deputy Utilities Manager - Engineering

**Attachments:** [A - LAC Ordinance No. 732](#)  
[B - DWSRL 6368 Loan Agreement](#)  
[C - Pledged Revenue Certificate](#)  
[D - General and No Litigation Certificate](#)  
[E - Delivery Certificate and Cross-Receipt](#)  
[F - Borrower's Counsel Opinion](#)  
[G - Right-of-Way Certificate](#)  
[H - Sutin Opinion](#)  
[I - Transcript List](#)  
[J - Publication Notice](#)

- E. [OR1018-24b](#) Incorporated County of Los Alamos Ordinance No. 733 An Ordinance Authorizing the Incorporated County of Los Alamos (County) to Submit an Amendment No. 2, to the New Mexico Environment Department (NMED) Clean Water State Revolving Fund (CWSRF) for the Purpose of Increasing the Funding of Loan Number CWSRF 110 by \$1,200,000 for the Bayo Lift Station Elimination Project

**Presenters:** James Alarid, Deputy Utilities Manager - Engineering

**Attachments:** [A - LAC Ordinance No. 733](#)  
[B - Amended Promissory Note](#)  
[C - Interim Loan Agreement Amendment No. 2](#)  
[D - Publication Notice](#)

10. BUSINESS

- A. [18676-24](#) Strategic Planning and Performance Dashboard Update

**Presenters:** Anne Laurent, County Manager

**Attachments:** [A - Management Action Plan Dated March 29, 2024](#)

- B. [18805-24](#) Consideration and Possible Approval of the updated Deposit and Investment Policy

**Presenters:** Melissa Dadzie, Chief Financial Officer

**Attachments:** [A - Current County Investment Policy, Updated May 24, 2005](#)  
[B - Draft 2024 Deposit and Investment Policy \(redlined\)](#)  
[C - Draft 2024 Deposit and Investment Policy \(clean version\)](#)

**11. COUNCIL BUSINESS****A. General Council Business****B. Appointments****1) [18808-24](#) Board/Commission Appointment(s) - Board of Public Utilities**

**Presenters:** Theresa Cull, County Council Vice Chair and Randall Ryti, Councilor

**Attachments:** [A - Appointment Process for BPU](#)  
[B - BPU Vacancy Brochure](#)  
[C - BPU Member Roster](#)  
[D - BPU Member & Applicant Party Affiliation](#)  
[E - David North - Application](#)  
[F - Josip Loncaric - Application](#)  
[G - Jennifer Hollingsworth - Application](#)  
[H - Chris Rose - Application](#)  
[I - Will Fox - Application](#)  
[J - Joshua Muck - Application](#)  
[K - BPU Interview Questions](#)  
[L - Interview Committee Recommendation Form](#)

**C. Board and Commission Vacancy Report****D. Board, Commission and Working Group Reports****E. County Manager's Report****1) [18286-24](#) County Manager's Report for April 2024**

**Presenters:** Anne Laurent, County Manager

**Attachments:** [A - April County Manager's Update](#)

**F. Council Chair Report****G. Approval of Councilor Expenses****H. Preview of Upcoming Agenda Items**

*Note: This report shows tentative Council agenda items and is for planning purposes only. All items on the report are subject to*

*changes such as item title, meeting date and/or being removed or not considered by Council.*

- 1) [18662-24](#) Tickler Report of Upcoming Agenda Items

**Presenters:** County Council - Regular Session

**Attachments:** [A - Tickler for 5-28-24 Meeting](#)

## 12. COUNCILOR COMMENTS

## 13. ADJOURNMENT

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the County Human Resources Division at 662-8040 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes can be provided in various accessible formats. Please contact the personnel in the Office of the County Manager at 663-1750 if a summary or other type of accessible format is needed.