



County of Los Alamos

Minutes

County Council - Regular Session

Los Alamos, NM 87544
www.losalamosnm.us

*Randall Ryti, Council Chair; Denise Derkacs, Vice-Chair; Melanee Hand; David Izraelevitz;
David Reagor; Sara Scott, and Sean Williams, Councilors*

Tuesday, November 9, 2021

6:00 PM

Due to COVID-19 concerns, meeting will
be conducted remotely.
<https://us06web.zoom.us/j/85396454950>

1. OPENING/ROLL CALL

The Council Vice Chair, James Robinson, called the meeting to order at 6:00 p.m.

The following Councilors were in attendance:

Present 5 - Councilor Scott, Councilor Izraelevitz, Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent 1 - Councilor Ryti

2. PLEDGE OF ALLEGIANCE

Led by: All.

Vice Chair Robinson made opening remarks regarding the procedure of the meeting due to COVID-19.

Mr. Steven Lynne, County Manager, listed the County employees in attendance.

3. STATEMENT REGARDING CLOSED SESSION

None.

4. PUBLIC COMMENT

Mr. Marcel Remillieux, 1438 Camino Medio, commented regarding closures of small businesses.

Mr. Piotr Zelenay, Los Alamos, commented regarding the lack of support for small businesses in Los Alamos.

5. APPROVAL OF AGENDA

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

The motion passed by acclamation with the following vote:

Yes: 6 - Councilor Robinson, Councilor Scott, Councilor Izraelevitz, Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent: 1 - Councilor Ryti

6. COVID-19 SITUATIONAL UPDATE

Mr. Steven Lynne, County Manager, spoke.

Ms. Beverley Simpson, Emergency Manager, provided an update.

7. PUBLIC COMMENT FOR ITEMS ON CONSENT AGENDA

None.

8. CONSENT AGENDA

Consent Motion -

A motion was made by Councilor Scott, seconded by Councilor Izraelevitz, 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. [15106-21](#) Approval of County Council Minutes for October 19, 2021, October 26, 2021, and October 29, 2021

Attachments: [A - County Council Minutes for October 19, 2021](#)
[B - County Council Minutes for October 26, 2021.pdf](#)
[C - County Council Minutes for October 29, 2021.pdf](#)

I move that Council approve the County Council Minutes for October 19, 2021, October 26, 2021, and October 29, 2021.

- B. [AGR0796-21](#) Approval of General Services Agreement AGR22-20 in the Amount of \$231,560.00 plus Applicable Gross Receipts Tax, for a seven year term, to Rentokil North America, Inc., dba New Mexico Pest Control for monthly pest control services within County owned properties in Los Alamos and White Rock

Attachments: [A - Incorporated County of Los Alamos Services Agreement](#)
[B - RFP22-20 Pest Control Services](#)

I move that Council approve the services agreement AGR22-20 in the Amount of \$231,560.00 plus Applicable Gross Receipts Tax, for a seven year term, to Rentokil North America, Inc., dba New Mexico Pest Control for monthly pest control services within County owned properties.

- C. [15023-21](#) Amendment to Memorandum of License and Agreement Between the Bureau of Reclamation Department of Interior, Incorporated County of Los Alamos, New Mexico And the Middle Rio Grande Conservancy District for the Construction, Operation and Maintenance of a Hydroelectric Power plant at El Vado Dam.

Attachments: [A - El Vado-USBOR-MRGCD Contract Amendment 10-20-21](#)

I move that the County Council approve the Middle Rio Grande Project Amendment Memorandum of License and Agreement, Intergovernmental Agreement No: 6-AG-53-05370_AMD1(2021).

- D. [15051-21](#) Approval to Accept a Fiscal Year 2022-E-911 Grant Agreement and the Fiscal Year 2022-E-911 Grant "Project No. 22-E-12" Amendment from the Department of Finance and Administration acting through the Local Government Division in an Amount Not To Exceed \$211,190 and Authorizing the County Manager to Execute the Agreements.

Attachments: [A - County of Los Alamos FY22 E-911 Grant Award Letter and Agreement.pdf](#)
[B - County of Los Alamos FY22 E-911 Grant Amendment 1.pdf](#)

I move that Council approve the request to accept Fiscal Year 2022-E-911 Grant "Project No. 22-E-12" Agreement and the Fiscal Year 2022-E-911 Grant "Project No. 22-E-12" Amendment from the Department of Finance and Administration acting through the Local Government Division in an amount not to exceed \$211,190. I further move that Council authorize the County Manager to execute the grant agreement and the grant amendment agreement.

- E. [15081-21](#) Memorandum of Understanding (MOU) Entered into by and Between the Incorporated County of Los Alamos and the North Central Regional Transit District (NCRTD) for FY2022, Providing the NCRTD with \$350,000

Attachments: [A - Memorandum of Understanding Between the Incorporated County of Los Alamos and the North Central Regional Transit District \(NCRTD\) for FY2022, Providing the NCRTD with \\$350,000](#)
[B - NCRTD Request for Annual Funding](#)

I move that Council approve a Memorandum of Understanding entered into by and between the Incorporated County of Los Alamos and the North Central Regional Transit District (NCRTD) for FY2022, Providing the NCRTD with \$350,000.

- F. [15084-21](#) Vacation of Utility Easement at Lot 1, Quemazon Communities Phase 1

Attachments: [B - Vicinity Map](#)
[A - Vacation of Easement](#)

I move that Council approve the vacation of easement at Lot 1, Quemazon Communities Phase 1.

Approval of Consent Agenda:

The motion passed with the following vote:

Yes: 6 - Councilor Robinson, Councilor Scott, Councilor Izraelevitz,
Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent: 1 - Councilor Ryti

9. INTRODUCTION OF ORDINANCE(S)

- A. [OR0913-21](#) Introduction of Incorporated County of Los Alamos Ordinance No. 711: Loan/Grant Agreement with the New Mexico Finance Authority for Wastewater Plant Filtration System (Water Trust Board Loan/Grant)

Attachments: [B - Loan & Grant Agreement](#)
[A - Ordinance No. 711](#)

Councilor Williams introduced, without prejudice, Incorporated County of Los Alamos Ordinance No. 711, an Ordinance authorizing the execution and delivery of a Water Project und Loan/Grant Agreement between the New Mexico Finance Authority and the County in the total amount of \$2,500,000 for the purpose of constructing a filtration treatment process at the Los Alamos Wastewater Treatment Plant.

10. PUBLIC HEARING(S)

- A. [OR0920-21b](#) Incorporated County of Los Alamos Ordinance No. 713, an Ordinance Providing for the Transfer of Approximately 2,698 Square Feet of Certain Public Land Along Trinity Drive (NM 502) Owned by the Incorporated County Los Alamos to the New Mexico Department of Transportation for Public Road Improvements

Attachments: [B - Incorporated County of Los Alamos Ordinance No. 713](#)
[C - Right-of-Way Map \(NM 502 & 35th Street Realignment Project\)](#)
[A - Publication Notice](#)

Mr. Eric Martinez, County Engineer, presented.

Public Comment:

None.

A motion was made by Councilor Derkacs, seconded by Councilor Scott, that Council adopt Incorporated County of Los Alamos Ordinance No. 713, an Ordinance providing for the transfer of approximately 2,698 square feet of certain public land along Trinity Drive (NM 502) owned by the Incorporated County of Los Alamos to the New Mexico Department of Transportation for public road improvements; she further moved that, upon passage, the Ordinance be published in summary form.

The motion passed with the following vote:

Yes: 6 - Councilor Robinson, Councilor Scott, Councilor Izraelevitz,
Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent: 1 - Councilor Ryti

- B. [RE0485-21](#) Incorporated County of Los Alamos Resolution No. 21-29, a Resolution of Support for Los Alamos County Ordinance No. 713 Providing for the Transfer of Approximately 2,698 Square Feet of Certain Public Land Along Trinity Drive (NM 502) Owned by the Incorporated County Los Alamos to the New Mexico Department of Transportation for Public Road Improvements

Attachments: [B - Incorporated County of Los Alamos Resolution No. 21-29](#)
[A - Publication Notice](#)

Mr. Eric Martinez, County Engineer, presented.

Public Comment:
None.

A motion was made by Councilor Derkacs, seconded by Councilor Scott, that Council adopt Incorporated County of Los Alamos Resolution No. 21-29, a resolution of support for Los Alamos County Ordinance No. 713 providing for the transfer approximately 2,698 square feet of certain public land along Trinity Drive (NM 502) owned by the Incorporated County Los Alamos to the New Mexico Department of Transportation for Public Road Improvements.

The motion passed with the following vote:

Yes: 6 - Councilor Robinson, Councilor Scott, Councilor Izraelevitz,
Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent: 1 - Councilor Ryti

- C. [OR0917-21b](#) Incorporated County of Los Alamos Ordinance No. 712, An Ordinance Authorizing the Incorporated County of Los Alamos (County) to Amend Ordinance No's. 687 and 689 for the Purpose of Increasing the Principal Amount of the New Mexico Environment Department (NMED) Clean Water State Revolving Fund (CWSRF) Loan Number CWSRF 083 up to a Maximum Loan Amount of Thirty Million Dollars (\$30,000,000.00)

Attachments: [C - Budget Forecast](#)
[B - Financial Narrative, October 2021](#)
[D - Publication Notice of Ordinance No. 712](#)
[A - Incorporated County of Los Alamos Ordinance No. 712](#)

Mr. Philo Shelton, Utilities Manager, presented.

Public Comment:
None.

A motion was made by Councilor Scott, seconded by Councilor Reagor, that Council adopt Incorporated County of Los Alamos, New Mexico Ordinance No. 712, An Ordinance authorizing the Utilities Manager to submit a request and necessary documents to the New Mexico Environment Department to increase the loan amount as authorized in County Ordinances 687 and 689, up to a maximum loan amount of Thirty Million Dollars (\$30,000,000.00) for the NMED Project CWSRF 083 under the same terms and conditions set forth for the original loan, and forward to the County Council for Approval.

The motion passed with the following vote:

Yes: 6 - Councilor Robinson, Councilor Scott, Councilor Izraelevitz,
Councilor Reagor, Councilor Derkacs and Councilor Williams

Absent: 1 - Councilor Ryti

11. BUSINESS

- A. [14937-21](#) Approval of Report to District Court on Los Alamos County Jail Conditions.

Attachments: [B - Jail Inspection Letter Approval of Report to District Court on Los Alamos County Jail](#)
[A - Jail Inspection on October 28, 2021.pdf](#)

Councilor Robinson announced he would be recusing himself.

Chief Dino Sgambellone, Los Alamos Police Department, presented.

Public Comment:
None.

A motion was made by Councilor Izraelevitz, seconded by Councilor Derkacs, that Council forward the attached letter regarding current jail conditions to District Court.

The motion passed with the following vote:

Yes: 5 - Councilor Scott, Councilor Izraelevitz, Councilor Reagor, Councilor Derkacs and Councilor Williams

Abstain: 1 - Councilor Robinson

Absent: 1 - Councilor Ryti

B. [14996-21](#) ICIP/Capital Projects Planning Discussion

Attachments: [A - General Fund Long Range Projection](#)
[B - Debt Profiles](#)
[C - CIP Fund Long Range Projection](#)
[D - Debt Management Policy adopted 5_17_05](#)
[E - ICIP Summary](#)
[F - ICIP Detail Report](#)

Mr. Steven Lynne, County Manager, presented.

Public Comment:
Mr. Grant Harding, 1320 Sage Loop, spoke.
Mr. Jason Gochanour, 66 Loma Vista, spoke.

RECESS

Councilor Robinson called for recess at 8:02 p.m. The meeting reconvened at 8:12 p.m.

12. COUNCIL BUSINESS

A. Appointments

None.

B. Board, Commission and Committee Liaison Reports

Councilor Scott reported on the Juvenile Justice Advisory Board (JJAB) meetings, the North Central NM Economic Development District meeting,

attended the farmers market booth, the Town Hall Meeting, and attended the Los Alamos Commerce & Development Corporation meeting.

Councilor Williams reported on the Parks and Recreation Board meeting.

Councilor Reagor reported on the Tourism Implementation Taskforce, the Heath Council meeting, and the Library Board.

Councilor Izraelevitz reported on the Art in Public Places Board.

Councilor Derkacs reported on the Historic Preservation Advisory Board, the Transportation Advisory Board, and the Town Hall on Cannabis Retail.

Councilor Robinson reported on the Department of Public Utilities Policy Committee.

C. County Manager's Report

County Manager Steven Lynne reported on the staffing and organizational changes in the County Managers office, and the upcoming introduction of the new Intergovernmental Affairs Manager, Ms. Danielle Duran.

D. Council Chair Report

None.

E. General Council Business

1) [15064-21](#) Animal Shelter Update

Vice Chair Robinson, presented.

Chief Dino Sgambellone, Los Alamos Police Department, presented.

Public Comment:

Ms. Wendee Brunish, Chair of the Animal Shelter Committee, spoke.

Mr. Grant Harding, no address given, spoke.

F. Approval of Councilor Expenses

None.

G. Preview of Upcoming Agenda Items

Councilor Izraelevitz commented regarding work session procedures.

County Manager Steven Lynne advised of an upcoming item regarding the appeal on the action Council took on the Hill Top House on October 29, 2021.

13. COUNCILOR COMMENTS

None.

14. PUBLIC COMMENT

Mr. Grant Harding, 1320 Sage Loop, commented on small local businesses and entrepreneurship.

Ms. Maire O'Neill, no address given, complemented Vice Chair Robinson on the conduct of the meeting.

Mr. Jason Gochanour, 66 Loma Vista, commented on small local businesses.

15. ADJOURNMENT

The meeting adjourned at 8:49 p.m.

INCORPORATED COUNTY OF LOS ALAMOS

Randall T. Ryti, Council Chair

Attest:

Naomi D. Maestas, County Clerk

Meeting Transcribed By: Victoria N. Montoya, Senior Deputy Clerk