

**SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
COMMISSION CHAMBERS
FEBRUARY 15, 2018 6:00 P.M.**

1. **CALL TO ORDER**

Chairman Heil called meeting to order at 6:05 p.m. Present were Chairman Heil, Vice Chairman Eichwald, Commissioner Block, Commissioner Holden-Rhodes and Commissioner Chapman.
2. **PLEDGE OF ALLEGIANCE**

Pledge of allegiance was led by Chairman Heil.
3. **INTRODUCTIONS & ANNOUNCEMENTS**

Chairman Heil advised a change in the agenda Item 8 will be moved immediately following Item 4A. Chairman Heil further read for the record "The matters discussed in the closed meeting February 9th were limited to those specified in the separate notice for the closed meeting which had to do with personnel issues." Commissioner Block requested a moment of silence in view of the recent tragedy in Florida and the two police officers killed in the line of duty in Ohio. Chairman Heil clarified that Agenda Item 8 will follow immediately Agenda Item 4A.
4. **PRESENTATIONS & PROCLAMATIONS**
 - A. **Acknowledge Chief District Court Judge Louis P. McDonald and District Court Judge George P. Eichwald (David J. Heil, Chairman)**

Chairman Heil recognized Judge Louis P. McDonald and Judge George P. Eichwald for their assistance to the Probate Court from April, 2017 through current, the resignation of Probate Judge McClain.
 - B. **County Fair Board End of Year Report (Paula Enyeart, Sandoval County Fair Board President)**

Paula Enyeart presented Sandoval County Fair 2017 Annual Report. (See attached). Commissioner Block thanked all volunteers for their service of this event. Vice Chairman Eichwald suggested that we need more publishing of this event and get more volunteers from all areas of Sandoval County, not just the Cuba area and the surrounding towns.
 - C. **Sandoval County Funding for Highway 550 (Ida Fierro, Town of Bernalillo Administrator)**

Ida Fierro and Andrew Edmondson presented and requested funding for Highway 550. Commissioner Holden-Rhodes questioned Ms. Fierro if they had approached Santa Ana Pueblo and Rio Rancho for assistance. Commissioner Chapman commented that the timing is terrible and Sandoval County has their own priorities, and recommended a sit down with the Mayor of Bernalillo for a multi subject meeting.
 - D. **Sandoval County FY-2-17 Audit Report (Farley Vener, Hinkle +Landers President and Shareholder)**

Farley Vener presented the 2017 Audit Summary Presentation. Manager and Commission have the packet.
5. **COMMENTS FROM THE PUBLIC**

Several constituents spoke of their concerns.
6. **APPROVAL OF AGENDA**

Commissioner Block motioned to approve as amended, seconded by Vice Chairman Eichwald. Motion as amended passed. Vote was unanimous.
7. **CONSENT AGENDA**
 - A. **Approval of Minutes from the Regular Board of Commissioners Meeting of February 1, 2018.** Vice Chairman Eichwald motioned to approve, seconded by Commissioner Holden-Rhodes.
 - B. **Approval of the following Budget Resolutions:**
 - (1) No. 2-15-18.7B(1) / Legislative Appropriations Budget / Increase Budget to Reflect Funding Received from the State of New Mexico Aging & Long-term Services Department for the Senior Program – Senior and Community Center Improvements and Vehicle / \$154,500
 - (2) No. 2-15-18.7B(2) / Tourism Cooperative Marketing Budget / Increase Budget to Reflect Received from Town of Bernalillo, City of Rio Rancho and Village of Jemez Springs for Partnership Initiatives /\$42,004

- (3) No. 2-15-18.7B(3) / Energy Efficiency Project Budget / Increase Budget to Reflect Funding Received from Loan Proceeds for Energy Conservation Project to Cover Debt Service and to be Held in Escrow / \$6,551,526
- (4) No. 2-15-18.7B(4) / Tourism & Marketing Budget / Increase Budget to Reflect Funding Received from the New Mexico Tourism Department for Tourism Advertising, Marketing, Promotion and Public Relations / \$10,930
- (5) No. 2-15-18.7B(5) / Sheriff's Care Fund Budget / Increase Budget to Reflect Funding Collected Through Various Donations for Community Policing Projects and Special Services Unit / \$3,025
- (6) No. 2-15-18.7B(6) / El Zocalo Budget / Increase Budget to Reflect Funding Received from the New Mexico Tourism Department for Tourism Advertising, Marketing, Promotion and Public Relations / \$10,000

- C. Approval to Reappoint Aparcio C. Herrera, Jr. to the Planning & Zoning Commission (District 5) to a (2) year term.
- D. Approval of the Termination of Project Participation Agreement for Ideum, Inc. from a State EDD LEDA, Allocated in June 2016 and Allow the County Manager to Execute the Agreement.
- E. Request for a Motion to Adopt Resolution No. 2-15-18.7E. Certifying the 2018 Sandoval County Road Inventory. Vice Chairman Eichwald motioned, seconded by Commissioner Holden-Rhodes, Commissioner Block, Clerk Garbagni called for a vote, Commissioner Chapman requested taking Item D off the consent agenda and moving it to the regular agenda for discussion. Commissioner Block motioned to approve as amended, seconded by Commissioner Chapman, Clerk Garbagni called for vote. Motion passed as amended. Vote was unanimous. Chairman Heil advised that Item D has been removed from the consent agenda and added to the agenda. Commissioner Chapman motioned to approve as amended, seconded by Vice Chairman Eichwald Clerk Garbagni called for vote. Motion passed as amended. Vote was unanimous.

8. SANDOVAL COUNTY COMMISSION

Approval to Appoint Charles Christmann to the Sandoval County Probate Judge Position and to Complete the Existing (3) Year Term which expires December 31, 2018. Item 8 was heard directly after Item after 4A. County Manager Dianne Maes thanked Judge McClain for his service. Commissioner Block motioned to approve, seconded by Commissioner Chapman. Clerk Garbagni called for vote. Motion passed, vote was unanimous. Judge George P. Eichwald swore Charles Christmann into office as the Probate Judge.

9. OFFICE OF THE COUNTY MANAGER

(Dianne Maes, county Manager)

Request for a Motion to Approve the Professional Services Agreement with Brent Yessin, Esq. To Represent the County in Right to Work Litigation. Commissioner Block motioned to approve, seconded by Chairman Heil, Commissioner Chapman advised that he had spoken with the County Attorney concerning the procurement code and her opinion and had several other concerns and recommended more clear language in the agreement. Commissioner Chapman advised for the record that he would vote no. Commissioner Chapman motioned to table, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote, Motion to Table passed. Commissioner Block and Commissioner Holden-Rhodes voted no. Vote was 3-2.

10. DETENTION CENTER

(Rob Burpo, FAFA)

Request for a Motion to Adopt a Resolution No.2-15-18.10 Directing the Publication of a Notice of Intent to Adopt two Ordinances each Imposing one 1/16th of one percent (0.625%) increment of the County Correctional Facility Gross Receipts Tax.

Rob Burpo presented. Vice Chairman Eichwald motioned to approve, seconded by Commissioner Holden-Rhodes, Clerk Garbagni called for vote, Commissioner Chapman voted no. Motion passed. Vote was 4 to 1.

11. DIVISION OF COMMUNITY SERVICES

(Diane Irwin, DWI Program Administrator)

A. Request for a Motion to Adopt DWI Detoxification Resolution No. 2-15-18. 11A and Authorize the Submission of an Application / #150,000.00 to the Local Government Division, Department of Finance, to Participate in the Alcohol Detoxification Grant Program for FY2018-2019 and to Authorize the County Manager Approval of all Subsequent Amendments. Diane Irwin presented. Commissioner Block motioned for approval, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

B. Request for a Motion to Adopt DWI Grant Resolution No. 2-15-18.11B and Authorize the Submission of an Application / \$317,000.00, to the Local Government Division, Department of Finance, to Participate in the DWI Grant Program for FY 2018-2019 and to Authorize the County Manager Approval of all Subsequent Amendments. Diane Irwin presented. Commissioner Block motioned for approval, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

C. Request for a Motion to Adopt DWI Distribution Resolution no. 2-15-18. 11C and Authorize the Submission of an Application / \$373,692.41, to the Local Government division, Department of Finance, to Participate in the distribution Grant Program for FY 2018-2019 and Authorize the County Manager Approval of all Subsequent Amendments. Diane Irwin presented. Commissioner Block motioned for approval, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

12. CLOSED SESSION

Discuss Threatened or Pending Litigation Regarding the Opioid Issue.

Commissioner Block motioned to go into closed session. Seconded by Commissioner Chapman. Clerk Garbagni called for vote. Vote was unanimous. Closed Session entered into at 9:20 p.m. 9:38 p. m. County Commissioners entered Chambers and Chairman Heil stated "the matters discussed in the closed meeting were limited only to those specified in the motion for the closed meeting."

13. COMMENTS FROM THE COMMISSIONERS

Commissioner Holden-Rhodes discussed his concerns of the Pena Blanca area requesting County Manager Dianne Maes to assemble new week to assess this road. Commissioner Block asked about the status of the Ethnic Ordinance. Chairman Heil commented that he had been participating in the MRCOG meetings and discussed and considering an alliance between all county officials.

14. ADJOURN

Chairman Heil adjourned at 9:52 p.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 1 DAY OF March, 2018

Kilces Garbagni
COUNTY CLERK

David Heil
CHAIRMAN

Bennett Gardner
VICE CHAIR

APPROVED AS TO FORM:

Heather Swadlow
COUNTY ATTORNEY

Kelly...
MEMBER

Holden Rhodes
MEMBER

[Signature]
MEMBER