

**SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
COMMISSION CHAMBERS
MARCH 1, 2018 – 6 P.M.**

1. CALL TO ORDER

Chairman Heil called meeting to order at 6:03 p.m. Present were Chairman Heil, Vice Chairman Eichwald, Commissioner Holden-Rhodes, Commissioner Chapman and Commissioner Block arrived at 6:14 p.m.

2. PLEDGE OF ALLEGIANCE

Pledge of allegiance was led by Chairman Heil.

3. INTRODUCTIONS & ANNOUNCEMENTS

Vice Chairman Eichwald introduced Tri Chapter President George Werito, Mario Atencio and Sam Sage. Chairman Heil advised that the County Manager sent a letter to BLM concerning the west wide energy corridor and had a conference call with them. Dianne Maes, County Manager summarized the findings to the board. Dianne Maes further advised that there would be a stakeholder meeting tentatively in June, 2018. Commissioner Holden-Rhodes explained the details of the map that was displayed. County Manager Dianne Maes announced the new Detention Director Gilbert V. Armendariz and thanked Chris Urbanic for filling in as the interim detention director.

4. APPROVAL OF AGENDA

Vice Chairman Eichwald motioned to move Agenda Item 9 after Agenda Item 7, seconded by Commissioner Chapman. Clerk Garbagni called for vote. Motion passed as amended. Vote was unanimous.

5. PRESENTATIONS & PROCLAMATIONS

A. Fiscal Issues Pertaining to the Sandoval County Detention Facility: Expenditures and Financial Option.
(Rob Burpo, First American Financial Advisors, Inc.)

Rob Burpo presented.

B. Presentation on Capital Needs of Public Libraries in Sandoval County and Request for Consideration for a 2018 General Obligation Bond question.

(Lynette Schurdevin, City of Rio Rancho Library Director, Mildred Walters, Sandia Pueblo Library, Marian Frear, Placitas Community Library)

Lynette Schurdevin presented a flyer, Mildred Walter and Marian Frear presented information on all public libraries within Sandoval County. (See Attached)

C. Request to Obtain Information and Direction on Addressing Pipeline Safety in Placitas.
(James Maxon, Fire Chief)

James Maxon, Fire Chief presented and informed the Commission of his response to a letter from the Las Placitas Association that he was tasked to prepare a response from the County Manager and the 11 concerns included in the letter he received. Chief Maxon has prepared five letters to the agencies that Dave Patterson has asked questions for clarification. Commissioner Holden-Rhodes stated that letters need to go out to state and federal agencies. Commissioner Holden-Rhodes stated that the U.S. Department of Transportation has advised him that a pipeline engineer will be going out to the site. Commissioner Chapman advised that the challenge is in the approved budget that comes out of Washington.

6. COMMENTS FROM THE PUBLIC

Several constituents voiced their concerns including Madam Treasurer Laura Montoya. (See Attached)

7. CONSENT AGENDA

(Dianne Maes, County Manager)

Approval of the Minutes from the Board of Finance Meeting and Regular County Commission Meeting held February 15, 2018.

Commissioner Block motioned to approve, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

8. SANDOVAL COMMISSION

A. Request for a Motion to Approve the Professional Services Agreement with Brent Yessin, Esq. to Represent the County in Right to Work Litigation.

Chairman Heil advised the Commission that he had a signed agreement from Brent Yessin, and also updated the Commission with the status. Commissioner Chapman questioned the agreement and local representation. Vice Chairman Eichwald commented that the County could be liable up to 4 times the amount if the County were to lose a lawsuit. Commissioner Block motioned to approve, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Commissioner Chapman voted no. Motion passed. Vote was 4-1

B. Motion to Approve Publication of Title and General Summary of the Proposed Ethic Ordinance. Acting County Attorney Heather Smallwood updated on the publication of title and general summary of the proposed ethics ordinance and advised of several changes, omissions and typographical errors that should be corrected before publication. Ethics Committee Member Frank Narvaez was there as a spokesperson. Commissioner Chapman motioned to postpone or table, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion to table and present at the next Commission Meeting passed. Vote was unanimous. Chairman Heil motioned to recess at 8:53. Reconvened at 9:02 p.m.

C. Request for a motion to approve Discussion and Approval of a Citizens Working Group for Aquifer Source, Water Protection and Oil and Gas Ordinance.

Several constituents commented of their concerns. Commissioner Chapman stated that he was not included in naming representatives from his district, Commissioner Eichwald stated that all tribal collaboration must be included. Commissioner Block recommended that the ordinance go through the Planning and Zoning process as well. Commissioner Holden-Rhodes motioned to strike Albuquerque Basin from the title of the group, seconded by Commissioner Block. Clerk Garbagni called for vote. Commissioner Chapman voted no. Vote was 4-1
Commissioner Chapman motioned to add additional names to the group, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote. Commissioner Holden-Rhodes voted no. Motion passed. Vote was 4-1. Commissioner Eichwald motioned to limit number of people in the group to 15, seconded by Commissioner Block. Clerk Garbagni called for vote. Commissioner Chapman and Commissioner Holden-Rhodes voted no. Motion to limit group to 15 passed. Vote was 3-2. Commissioner Block recommended that Mr. Phillips to write a charter for the Commission to review. Commissioner Block motioned to include the Planning and Zoning Commission's approval of the ordinance, seconded by Commissioner Chapman. Clerk Garbagni called for a vote. Commissioner Holden-Rhodes and Chairman Heil voted no. Motion passed. Vote was 3-2

9. OFFICE OF THE COUNTY MANAGER

(Dianne Maes, County Manager)

Request for a Motion to Approve the Lease Amendment between Sandoval County and AMI Kids and Submission to the State Board of Finance.

Rob Burpo presented. Commissioner Block motioned to approve, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

10. DIVISION OF HUMAN RESOURCES

(Patricia Miller, HR Director)

Request for Motion to Approve the Negotiated Collective Bargaining Agreement between Sandoval County and the American Federation of State, County and Municipal Employees (AFSCME).

Tina Tawater, Assistant HR Director presented. Commissioner Chapman motioned to approve, seconded by Chairman Heil. Clerk Garbagni called for a vote. Motion passed. Vote was 4-0

11. CLOSED SESSION

A. Discuss Limited Personnel Matters Regarding the Hiring Process for the County Attorney Position, in Accordance with the Open Meetings Act, NMSA 1078, Section 10-15-1(H) (2). Commissioner Chapman motioned to go into closed session as amended, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion as amended passed. Vote was unanimous. Closed Session entered into at 10:43 p.m. 10:59 County Commissioners entered Chambers and Chairman Heil state "the matters discussed in the closed meeting were limited only to those specified in the motion for the closed meeting and no final action was taken".

~~B. Discuss Limited Personnel Matters Regarding the Executive Assistant Position, in Accordance with the Open Meetings Act, NMSA 1978, Section 10-15-1(H) (2) Excluded~~

12. COMMENTS FROM THE COMMISSIONERS

Commissioner Holden-Rhodes commented that the lawsuit for the Campbell Ranch kicks off Monday, March 5, 2018. Commissioner Eichwald commented that we should always be respectful of each other and some of the actions taken here are inappropriate and will not tolerate such behavior. Chairman Heil and Commissioner Block echoed Commissioner Eichwald's remarks.

13. ADJOURN

Chairman Heil adjourned at 11:03 p.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 15 DAY OF March, 2018

Eileen Garbagni
COUNTY CLERK

APPROVED AS TO FORM:

Heidi Swallow
COUNTY ATTORNEY

Heidi Swallow
CHAIRMAN

Heidi Swallow
VICE CHAIR

Heidi Swallow
MEMBER

Heidi Swallow
MEMBER

Heidi Swallow
MEMBER