

**SANDOVAL COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
JULY 26, 2018 – 6:00 P.M.**

1. CALL TO ORDER

Chairman Heil called meeting to order at 6:01 p.m. Present were Chairman Heil, Vice Chairman Eichwald, Commissioner Block, Commissioner Holden-Rhodes, and via telephone Commissioner Chapman.

2. PLEDGE OF ALLEGIANCE AND NEW MEXICO PLEDGE

The Pledge of Allegiance and the New Mexico Pledge was led by Chairman Heil.

3. INTRODUCTIONS & ANNOUNCEMENTS

Chairman Heil stated that prior to today's Regular Board of Commission Meeting, the Commission met in closed session as a committee of the whole to discuss the payment in lieu of taxes lawsuit, possible opiate litigation and limited personnel matter related to county attorneys' office, pursuant to open meetings act NMSA 1978, Section 10-15-(H) (7) and (2). Those matters discussed in the closed session were limited only to these issues and no action was taken. Commissioner Block recognized and welcomed Former County Commissioner Donnie Leonard, State Representative Daymon Ely, Former Rio Rancho City Councilor Cheryl Everett, Fire Chief James Maxon, and thanked the Sheriff, sheriff deputies and firefighters who responded to the worst highway accident involving a bus on I-25 north of Bernalillo. Chairman Heil mentioned the Sandoval County Fair July 30, 2018 through August 5, 2018. County Manager Dianne Maes mentioned on August 16, 2018 the County Commission will be hosting an Economic Development Course 101 and are inviting all entities including tribal, municipalities, mayors, C-Board members and staff at 8:30 in the morning.

4. APPROVAL OF AGENDA

Vice Chairman Eichwald motioned, seconded by Commissioner Holden-Rhodes. Commissioner Block questioned Agenda Item 6 referring to the "NO PUBLIC COMMENT" and the transparency that the Commission upholds. Chairman Heil stated his opinion on this subject. Clerk Garbagni called for vote. Commissioner Block and Commissioner Chapman voted no. Motion passed. Vote was 3-2

5. PRESENTATION

UNM Sandoval Regional Medical Center – Mill Levy

(Jamie Silva-Steele, RN BSN, MBA, FACHE, President and CEO, UNM Sandoval Regional Medical Center)

(Paul Roth, MD, Chancellor UNM Health Sciences Center and CEO UNM Health System)

Jamie Silva-Steele, President and CEO of UNM Sandoval Regional Medical Center presented and requested that language regarding the mill levy be placed on the November ballot for consideration. Former Commissioner Donnie Leonard and Former Commissioner Daymon Ely both spoke in favor of the mill levy.

6. COMMENTS FROM THE PUBLIC

(NO PUBLIC COMMENT REGARDING THE PROPOSED OIL AND GAS ORDINANCE PERMITTED)

Matt Eldringhoff spoke and thanked the commission.

7. CONSENT AGENDA

A. Approval of Minutes from the Regular County Commissioner Meeting of July 12, 2018.

B. Approval of the following Budget Resolutions:

(1) 7-26-18.7B(1) / Cash Transfers Reflecting Movement of Funds to Complete Transactions by the Treasurer's Office for Fiscal Year 2017-2018

(2) 7-26-18.B(2) / Adjustments to Close Out Fiscal Year 2017-2018

C. Approval of the North Central New Mexico Economic Development District Non-Metro Area Agency on Aging Senior Employment Program Agreement for FY 18/19 and to Authorize the County Manager Approval of all Subsequent Amendments / \$14,148.00.

D. Approval of the North Central New Mexico Economic Development District Non-Metro Area Agency on Aging Direct Purchas of Services Vendor Agreement for FY 18/19 and to Authorize the County Manager Approval of Subsequent Amendments / \$702,725.00

E. Approval to Authorize the County Manager to Approve Professional Services Agreement between Sandoval County and new Day To provide RAC Services in Sandoval County - \$105,000.00 and to Authorize the County Manager Approval of all Subsequent Amendments.

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

8. COMMENTS FROM THE COMMISSIONERS

Vice Chairman Eichwald commented and asked how we could better recognize New Mexico through promotion and get New Mexico on the map. Commissioner Block commented on the fact that the Albuquerque Journal has purchased the Rio Rancho Observer and requested that the citizens of Rio Rancho to write letters of support to keep the Observer here in the city of Rio Rancho. Commissioner Chapman, via telephone, stated that he was in Washington, DC representing Sandoval County by invitation of the White House talking about intergovernmental affairs. Chairman Heil commented on the importance of education in our community and advised that he, along with Mayor Hull, sit on the Schumann Foundation Board and explained the functions of the board.

**9. SANDOVAL COUNTY COMMISSION**

(David Heil, Chairman)

- A. Request for a Motion to Approve Resolution No. 7-26-18.9A to Direct all Public Comment regarding the Proposed Oil and Gas Ordinance to the First Meeting at which the Planning and Zoning Commission Considers a Completed Draft for Commission to the First meeting at which the Commission considers a Completed Draft for Final Action.

Chairman Heil read resolution for the Oil & Gas Ordinance concerning public comment. Commissioner Block reiterated his opposition to this resolution. Vice Chairman Eichwald motioned, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Commissioner Block and Commissioner Chapman voted no. Motion Passed. Vote was 3-2.

- B. Request for a Motion to Approve Resolution No. 7-26-18.9B to Opt to join Class Action Lawsuit Regarding Underpayment of Federal Payment in Li of Taxes (PILT) Funds and be Represented by the Outside Law Firm of Smith, Currie & Hancock LLP.

Sandoval County Attorney Robin Hammer explained the lawsuit and resolution. (See Attached) Commissioner Block motioned, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

**10. OFFICE OF THE COUNTY MANAGER**

Request for a Motion to Adopt Resolution No. 7-26-18.10 Approving General Obligation Bond Election Proclamation and General Obligation Bond Election.

Sandoval County Manager Dianne Maes and Rob Burpo, Financial Advisor, presented. Lynette Schurdevin Library Director for Rio Rancho, Mayor of Rio Rancho Gregg Hull and Elizabeth Dwyer all gave their opinion of the resolution. Commissioner Chapman motioned, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Chairman Chapman voted No. Motion passed. Vote was 4-1.

**11. DIVISION OF FINANCE**

(Cassandra Herrera, Director)

- A. Request for a Motion to adopt Resolution No. 7-26-18.11A Approving Sandoval County's 4<sup>th</sup> Quarter Financial Report Ending June 30, 2018.

Cassandra Herrera, Director of Finance presented. Commissioner Block motioned, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

- B. Discussion and Request for a Motion to Adopt Resolution No. 7-26-18.11B Requesting Approval from the NM Department of Finance and Administration, Local Government Division, of Sandoval County's Final Budget for Fiscal Year 2018-2019.

Cassandra Herrera, Director of Finance presented. Commissioner Block motioned, seconded by Vice Chairman Eichwald. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

**12. DETENTION CENTER**

(Gilbert Armendariz, Director)

- A. Request for a Motion to Approve Amendment No. 4 to agreement for Inmate Health Care Services Extending the Termination date to July 31, 2018 and Increase Compensation / \$140,060.93.

Gilbert Armendariz, Director, presented. Vice Chairman Eichwald motioned, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

- B. Request for a Motion to Authorize the County Manager to Approve Professional Services Agreement between Sandoval County and CorrHealth for Jail Health Services / \$1,896,892.94 and Authorize the County Manager Approval of all Subsequent Amendments.

Gilbert Armendariz, Director, presented. Vice Chairman Eichwald motioned, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

**13. CLOSED SESSION**

To Discuss Job Performance and Provide Feedback to the County Manager Pursuant to the Open Meetings Act, NMSA 1978, Section 10-15-1(H).(2). Limited Personnel Matters.

Closed Session entered into at 8:43 p.m. County Commission entered chambers at 9:54 p.m. Chairman Heil stated "the matters discussed in the closed meeting were limited only to this issue and no action was taken".

**14. ADJOURN**

Vice Chairman Eichwald motioned, seconded by Commissioner Block. Chairman Heil adjourned at 9:55 p.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 9 DAY OF August, 2018

  
COUNTY CLERK

  
CHAIRMAN

  
VICE CHAIR

APPROVED AS TO FORM:

  
COUNTY ATTORNEY

  
MEMBER

MEMBER