

SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA
LOCATION: ADMINISTRATIVE BUILDING COMMISSION CHAMBERS
1500 IDALIA ROAD, BUILDING D
BERNALILLO, NM 87004
DECEMBER 13, 2018 – 6:00 P.M.

1. CALL TO ORDER

Chairman Heil called meeting to order at 6:02 p.m. Present were Chairman Heil, Vice Chairman Eichwald, Commissioner Block, Commissioner Holden-Rhodes and 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 observed a moment of silence in recognition of the passing of Former Governor Everett Chavez, of Santo Domingo Pueblo. Chairman Heil further advised that time must be allowed for the transition of newly elected officials to be implemented. Further, Chairman Heil spoke of an item on the consent agenda referring to the Free-Roaming Horse Advisory Council and the recognition of nominees for the Advisory Council. Commissioner Block advised that he is looking for a replacement nominee to be added to the Advisory Council for the Corrales Area, Commissioner Block introduced two guests, Richard Stover and Ron Kunz, also recognized former Rio Rancho City Councilor Sheryl Everett. Commissioner Block also advised of Niche.com best places to raise a family in New Mexico and Rio Rancho was selected as number 4 and Corrales was selected as number 5. Commissioner Holden-Rhodes introduced Paul Fish as his selection to the Advisory Council from District 1. Vice Chairman Eichwald introduced Jessica Johnson and Peggy Roberts as his selection to the Advisory Council from District 5. County Manager Dianne Maes recognized 3 individuals retiring from the county, Rosemary Trujillo, Sheriff's Office, Alex Cuellar, Assessor's Office and Ron Sisneros, Assessor's Office who has served the county for 36 years. Vice Chairman Eichwald recognized our New Sheriff -Elect Jesse James Casaus.

4. APPROVAL OF AGENDA

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

5. PRESENTATIONS & PROCLAMATIONS

A. Appreciation of Outgoing Commissioners

(David Heil, Chairman)

Chairman Heil recognized and presented plaques to outgoing Commissioner Holden-Rhodes and outgoing Commissioner Chapman.

B. Presentation to the Sandoval County Senior Citizens Centers by the ESPN New Mexico Bowl

(Rob Burpo, County Financial Advisor and Member of the Board of the ESPN New Mexico Bowl)

Rob Burpo, Member of Board of ESPN New Mexico Bowl, presented.

C. Black Child Wellness

(Yvette Kaufman-Bell, Executive Director and Nicole Bedford, Deputy Director, and sponsored by District Two Commissioner Jay C. Block)

Yvette Kaufman-Bell Executive Director and Nicole Bedford, Deputy Director presented. (See Attached)

D. The Assessor's Office would like to inform the Board of County Commissioners on the importance of the IAAO training courses and recognize the staff that has obtained different levels of certification.

(Christie Humphrey, Deputy Assessor)

Christie Humphrey, Deputy Assessor presented.

6. COMMENTS FROM THE PUBLIC

Several constituents spoke of their concerns.

7. CONSENT AGENDA

A. Approval of Minutes from the regular County Commission Meeting of November 29, 2018.

B. Approval of Citizen Member appointments to the Free Roaming Horse Advisory Council by Commissioners from Districts I, II and V.

C. Approval to Adopt Resolution No. 12-13-18.7C Authorizing the Submission of applications to the Local Government Division, Department of Finance, to participate in the DWI Grants and Distribution Programs for Fiscal Year 2019-2020 and Authorizing the County Manage to approve all associated DWI grant Applications, Agreements and Subsequent Amendments.

D. Approval to Accept Fire Engine Donation from the City of Aztec, NM. Vehicle has been surplus by Aztec and has approval from DFA for transfer to Sandoval County.

E. Approval of the following Budget Resolutions:

(1) No. 12-13-18.7E(1) / Tax Payment Account Budget / Establish Account and Increase Budget to Reflect and Properly Record Transactions for Property Tax Proceeds, Refunds, Prepayments, Fees and Other Revenues / \$128,736,550

(2) No. 12-13-18.7E(2) / Cash Transfer Due to Reinvesting of Cash Proceeds

(3) No. 12-13-18.7E(3) / Cash Transfer to Close Out the Last Residual Balance of the 2015 Library Bond Project Account to the Debt Service Account

(4) No. 12-13-18.7E(4) / Cash Transfer of Secondary Funds Held in Debt Service Reserves to Assist in Covering the Loan Payment from Rental Proceeds (County's portion through March 2019)

(5) No. 12-13-18.7E(5) / EMS/Fire Department Budget / Increase Budget to Reflect New Funding Received from the U. S. Department of Agriculture to Cover the Cost of a Wildland Fire Coordinator / \$24,999

(6) No. 12-13-18.7E(6) / Sheriff's Overtime Grant Budget / Increase Budget to Reflect the Grant Balance Available / \$286

- (7) No. 12-13-18.7E(7) / DWI Grant Budget / Increase Budget to Reflect Additional Funding Awarded from State of New Mexico Department of Finance and Administration Local Government Division / \$64,942
- (8) No. 12-13-18.7E(8) / EMS/Fire Budgets / Increase Budget to Reflect Additional Funding Received From Several Wildland Deployments
- (9) No. 12-13-18.7E(9) / Cash Transfer to Covert Staffing Expenses Incurred During Wildland Fire Deployments
- (10) No. 12-13-18.7E(10) / Senior Program Budgets / Decrease Budget to Reflect the Approved Final Grant Awards / (\$63,538)

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

8. SANDOVAL COUNTY COMMISSION

(F. Kenneth Eichwald, Vice Chairman)

Request for a Motion to Discuss and Approve Resolution No. 12-13-18.8 to Raise Pay of Newly Elected County Officials by 10% after a presentation of facts and background information by Ms. Patricia Miller, Human Resources Director and Ms. Cassandra Herrera, Finance Director.

Vice Chairman Eichwald and Madam Treasurer Laura Montoya presented. Several constituents, commissioners and officials spoke in opposition of this resolution.

Vice Chairman Eichwald motioned, seconded by Chairman Heil, Clerk Garbagni called for vote. Commissioner Block, Commissioner Holden-Rhodes, Chairman Heil voted no. Commissioner Chapman abstained. Vice Chairman Eichwald voted yes. Motion failed. Vote way 1-3 with 1 abstention.

9. DIVISION OF PUBLIC WORKS

(Mark Hatzenbuehler, Director)

Request for a Motion to Approve Resolution No. 12-13-18.9 allocating specific Capital Outlay funds to a debt to the County Landfill; committing monies for financing required purchases of Heavy Duty Equipment to be used at the Landfill and also giving instructions to the County Treasurer and Finance Director; and Authorizing the County Manager and the County Public Works Director to commence finalizing the purchase of this Heavy Duty Equipment.

Mark Hatzenbuehler, Director of Public Works and Rob Burpo, County Financial Advisor presented.

Commissioner Chapman motioned to approve as amended with a 4% interest rate, seconded by Commissioner Block. Clerk Garbagni called for vote. Vice Chairman Eichwald abstained. Motion as amended passed. Vote was 4-0 with 1 abstention.

10. OFFICE OF THE COUNTY MANAGER

(Dianne Maes, County Manager)

A. Request for Motion to Adopt Bond Parameters Ordinance 12-13-18.10A for the Sandoval County General Obligation Bonds, Series 2019.

Rob Burpo County Financial Advisor and Daniel Alsup, Modrall Sperling Law Firm presented.

Commissioner Chapman motioned, seconded by Commissioner Block. Clerk Garbagni called for vote. Vice Chairman Eichwald abstained. Motion passed vote was 4-0 with 1 abstention.

B. Request for a Motion to Approve Resolution No. No. 12-13-18.10B to Establish the 2019 Legislative Policy and Capital/Funding Priorities for Murray Montgomery & O'Donnell (MMO) Partners.

Dianne Maes, County Manager presented.

Commissioner Block motioned, seconded by Chairman Heil. Clerk Garbagni called for vote. Vice Chairman Eichwald abstained. Motion passed. Vote was 4-0 with 1 abstention.

C. Request for a Motion to Approve the 2019 Sandoval County Meeting Calendar.

Dianne Maes, County Manager presented.

Commissioner Block motioned, seconded by Chairman Heil. Clerk Garbagni called for vote. Vice Chairman Eichwald abstained. Motion passed. Vote was 4-0 with 1 abstention.

D. Request for a Motion to Approve Resolution No. 12-13-18.10D to Adopt consistent annual Holiday/Observances.

Dianne Maes, County Manager presented. Madam Treasurer Laura Montoya submitted for the record county employees signed petition to have two consecutive days for spring break. (See Attached) Several other officials spoke in favor of two consecutive days for spring break.

Vice Chair Eichwald motioned to amend, seconded By Chairman Heil. Clerk Garbagni called for vote. Commissioner Holden-Rhodes abstained. Amendment to motion passed. Vote was 4-0 with 1 abstention. Clerk Garbagni called for vote. Commissioner Holden-Rhodes abstained. Motion as amended passed. Vote was 4-0 with 1 abstention.

11. OFFICE OF THE COUNTY TREASURER

(Laura Montoya, Treasurer)

Request for a Motion to Award Bid for Professional Portfolio Manager Services to Government Portfolio Advisors (GPA) \$92,000; Authorize the County Treasurer to negotiate contract for Commission approval.

Madam Treasurer Laura Montoya presented.

Vice Chairman Eichwald motioned, seconded By Chairman Heil. Clerk Garbagni called for a vote. Vice Chairman Eichwald and Chairman Heil voted yes, Commissioner Block, Commissioner Holden-Rhodes and Commissioner Chapman voted no. Motion failed. Vote was 2-3.

Chairman Heil recessed at 9:13 p.m. and reconvened at 9:20 p.m.

12. COUNTY BUSINESS DEVELOPMENT

(Antoinette Vigil, Director)

A. Request for a Motion to Discuss and Adopt Resolution No. 12-13-18.12A approving lease rates for commercial tenant units at El Zocalo Plaza.

Emily Stovel, Tourism and Event Coordinator, and Antoinette Vigil, Director presented.

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

B. Request for a Motion to Approve the Publication of a Notice of Intent to Adopt an Ordinance for amfabsteel, Inc., pursuant to the Local Economic Development Act, Sandoval County Ordinance No. 11-1-13.10, providing for an Allocation of the County Economic Development Funds, per Resolution No's. 6-1-17.7A or 6-1-17.7B and an appropriation from the New Mexico Legislature (the "State LEDA Closing Funds") pursuant to the Local Economic Development Act, Sections 5-10-1 through 5-10-13 NMSA 1978 (the "Act").

Antoinette Vigil, Director presented.

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

13. DIVISION OF PLANNING & ZONING

(Michael Springfield, Director)

A. ZNCH-18-001 Request by Public Service Company of New Mexico (PNM), Agent for diamond Tail Ltd., for approval of a Zone Map Amendment from RRA (Rural Residential Agricultural) to SU (Special Use) for an Electric Switching Station for 40 acres of property located within the E1/2 of the NE1/4 of Section 18 and the W1/2 of the NW1/4 of Section 17, Township 13North, Range 6 East, NMPM.

Michael Springfield, Director and Makita Hill, Assistant Director, presented.

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

B. APP-18-001/Appeal CU-18-001 Request by Daniel Vigil, agent for Christiane Covert, for a Conditional Use Permit in the CD-WP (West Placitas Community District) Zone within a site of approximately 0.83 acre, located at 1 Acoma Trail, Placitas NM, Lot 33 block 407, Anasazi Trails Subdivision, Section 34, Township 13 North, Range 4 East, NMPM, Sandoval County NM. The purpose of this request is to establish appropriate zoning for a Bed and Breakfast use on the subject property.

Michael Springfield, Director and Makita Hill, Assistant Director, presented. Robin Hammer, Sandoval County Attorney explained the legalities of what is involved in this case. Peter Adang of the Anasazi Trails Homeowners Association and Legal Representative from Business Law Southwest Ian Alden spoke at length about this appeal. Several constituents voiced their concerns.

Commissioner Chapman motioned to remand back to Planning and Zoning. Vice Chairman Eichwald spoke of his concerns. Commissioner Chapman motioned to deny the appeal, Commissioner Block motioned to uphold appeal, Chairman Heil motioned to uphold the appeal, Vice Chairman Eichwald motioned to deny the appeal, Commissioner Chapman motioned to remand the appeal, all previous motions failed due to lack of a second. Commissioner Block motioned to remand appeal, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Commissioner Chapman, Vice Chairman Eichwald and Chairman Heil voted no. Motion to remand appeal failed. Vote was 2-3. Vice Chairman Eichwald motioned to deny the appeal, seconded by Chairman Heil. Clerk Garbagni called for vote. Commissioner Block and Commissioner Holden-Rhodes voted no. Motion to deny the appeal passed. Vote was 3-2

C. Request for a Motion to Approve the Final Plat of Vistas Sandias Subdivision (SUB-16-001). This subdivision is located within Section 19 Township 13North, Range 5 East, NMPM, Placitas, Sandoval County, New Mexico.

Michael Springfield, Director presented.

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

14. COMMENTS FROM THE COMMISSIONERS

Chairman Heil commented that it was a pleasure working with Commissioner Chapman. Chairman Heil further spoke of the motion to hire a portfolio manager which the county went through the whole process and talked tonight earlier about not wasting the county's money and we just wasted county money by voting this item down, and lastly get the heck out of CCR's, this is insanity that we'd even consider a government maintaining or managing in anyway CCR's. Last comment, Merry Christmas.

15. ADJOURN

Commissioner Chapman motioned, seconded by Chairman Heil. Chairman Heil adjourned at 11:10 p.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 17 DAY OF January, 2019

Eileen Garbagni

COUNTY CLERK

Nancy Heil

CHAIRMAN

[Signature]

VICE CHAIR

APPROVED AS TO FORM:
[Signature]

COUNTY ATTORNEY

[Signature]

MEMBER

[Signature]

MEMBER

[Signature]

MEMBER