

SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA
LOCATION: ADMINISTRATIVE BUILDING COMMISSION CHAMBERS
1500 IDALIA ROAD, BUILDING D.
BERNALILLO, NM 87004
JUNE 17, 2021 - 6 P.M.
AMENDED

Under the provisions of Governor Lujan Grisham's Emergency Declaration and the operative Public Health Order, this meeting of the Sandoval County Commission will be open to the public at 75% of room capacity. Individuals who are not fully vaccinated at the time of the meeting are required to wear masks and social distance while in attendance. The meeting may be viewed online at www.sandovalcountynm.gov.

Public Comment will be taken in person and online at <http://sandovalcountynm.gov/commission/public-comment/>

1. CALL TO ORDER

Chairman Heil called the meeting to order at 6:00 P.M. Present were Chairman Heil, Vice Chairman Meek electronically, Commissioner Bruch electronically, Commissioner Block, and Commissioner Eichwald

2. PLEDGE OF ALLEGIANCE AND NEW MEXICO PLEDGE

Pledge of allegiance and the New Mexico pledge was led by Chairman Heil.

3. INTRODUCTIONS & ANNOUNCEMENTS

Commissioner Block wished everyone a happy Father's Day and to his father.

Commissioner Block recognized that President Biden signed Juneteenth and designated June 18th as a National Holiday.

Commissioner Bruch thanked Commissioner Block for recognizing Juneteenth and recognized that it was passed on a bi-partisan vote in Congress.

Chair Heil mentioned Intel has held 2 webinars educating the community about the skill sets needed to expand Intel. Upskill Sandoval has scholarships available for continuing education.

4. APPROVAL OF AGENDA

Commissioner Eichwald, made a motion to approve the agenda with amendments to include the approval of digital signatures for Commissioners not present and it was seconded by Commissioner Block. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

5. COMMENTS FROM THE PUBLIC

Due to the COVID-19 Emergency, Sandoval County Commissioners shall receive public comment regarding Agenda items in person or by email at

[HTTP://WWW.SANDOVALCOUNTYNM.GOV/COMMISSION/PUBLIC-COMMENT/](http://WWW.SANDOVALCOUNTYNM.GOV/COMMISSION/PUBLIC-COMMENT/).

Lori Mai spoke and asked to speak during a different line item.

6. CONSENT AGENDA

A. Approval of the Regular County Commission Meeting Minutes of June 3, 2021.

B. Approval of the following Budget Resolution:

(1) No. 6-17-21.6B / Sandoval County Senior Program Budget / Increase Budget to Reflect Additional Funding Received from North Central New Mexico Economic Development District Non-Metro Area Agency on Aging / \$16,000

C. Approval of DETOX Grant Agreement (Program No. 21-X-G-26) between Sandoval County and the New Mexico Department of Finance and Administration for FY 22 / \$150,000.00 and Authorization for the County Manager to approve all subsequent Amendments.

D. Approval of FY 22 Memorandum of Understanding (MOU) between the Sandoval County DWI Prevention Program and Santa Ana Pueblo / \$0.00 and Authorization for the County Manager to approve any subsequent Amendments.

Commissioner Block, made a motion to approve the consent agenda, seconded by Commissioner Eichwald. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

7. OFFICE OF THE COUNTY MANAGER
(Wayne Johnson, County Manager)

A. Request for a Motion to Adopt Resolution No. 6-17-21.7A Approving the Rescheduling of the July 1, 2021, Regular County Commission Meeting to be scheduled on July 29, 2021.

Commissioner Block made a motion to adopt Resolution No. 6-17-21.7A Approving the Rescheduling of the July 1, 2021, Regular County Commission Meeting to be scheduled on July 29, 2021 seconded by Commissioner Eichwald. Commissioner Block asked for clarification on the August 5th meeting. Commissioner Eichwald clarified August 5th was the next meeting. County Manager Johnson answered the questions from the Commissioners.

Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

B. Request for a Motion to adopt Sandoval County Drug-Free Workplace Policy.

County Attorney Hammer and County Manager presented the workplace policy resolution and answered questions posed by the Commissioners.

Commissioner Eichwald, made a motion to approve, seconded by Chairman Heil.

Commissioner Bruch posed the questions of how 13 other states are handling this state law versus federal law. She did not want to establish the position to exclude folks who use medication for medical conditions.

Commissioner Block agreed with Commissioner Bruch and mentioned the concern he has with a medical provider prescribing medication and Sandoval County adopting a zero-tolerance policy for cannabis.

Commissioner Eichwald agreed with Commissioners Bruch, and Commissioner Block and has concerns with a medical provider prescribing medical cannabis and how a County employee would be prohibited from taking their medication. He mentioned this policy would exclude hiring Veterans who have PTSD and who are prescribed medical cannabis. Commissioner Eichwald said he was a Judge for 24 years and said he never had a violent crime committed by someone who was using cannabis compared to other drugs.

Vice-Chair Meek stated medical providers do not prescribe cannabis instead patients take their form to a provider and the medical provider says they have a form that says they have a condition that qualifies using medical cannabis. He stated a provider does not tell the patient which dosage or frequency to use.

Chair Heil said he partially agreed with some of the statements and mentioned he knows people who use cannabis for medical use and for personal use and knows it helps people but he is concerned about losing federal funds for county programs.

Commissioner Block made a motion to table item 7B with the direction to have staff perform research on any entity state whose federal funding was withheld for excluding medical cannabis in their zero-tolerance policy until the second meeting in August. Seconded by Commissioner Bruch.

Commissioner Bruch, Commissioner Block, Commissioner Eichwald, and Chair Heil voted yes, and Vice Chair Meek voted no. Motion passed by a vote of 4-1.

C. Request for a Motion to Adopt Resolution 6-17-21.7C Ratifying the Intergovernmental Agreement (IGA) between Sandoval County and the State of New Mexico Public Education Department (PED) approved and signed on 8 June 2021 by Sandoval County Manager Wayne Johnson.

Commissioner Eichwald, made a motion to approve Resolution 6-17-21.7C Ratifying the Intergovernmental Agreement (IGA) between Sandoval County and the State of New Mexico Public Education Department (PED) approved and signed on 8 June 2021 by Sandoval County Manager Wayne Johnson, seconded by Commissioner Block, Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

D. Request for a Motion to Adopt Resolution No. 6-17-21.7D Appropriating \$1 Million of American Rescue Plan Act funding to continue Sandoval County's Business Continuity Program.

Commissioners asked some questions.

County Manager Johnson answered the questions accordingly.

Commissioner Block, made a motion to approve adopt Resolution No. 6-17-21.7D Appropriating \$1 Million of American Rescue Plan Act funding to continue Sandoval County's Business Continuity Program, seconded by Commissioner Eichwald. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

- E. Request for a Motion to Approve a Memorandum of Understanding between American Federation of State, County and Municipal Employees (AFSME), on behalf of Sandoval County Detention Center workers, and Sandoval County amending terms of the current Collective Bargaining Agreement (CBA).

Commissioner Eichwald, made a motion to approve a Memorandum of Understanding between American Federation of State, County and Municipal Employees (AFSME), on behalf of Sandoval County Detention Center workers, and Sandoval County amending terms of the current Collective Bargaining Agreement (CBA), seconded by Commissioner Block. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

8. DIVISION OF PLANNING & ZONING
(Kym Dicome, Director)

Request for a Motion to Adopt Ordinance No. 6-17-21.8 Amendment to official zoning map adopted pursuant to the Sandoval County Comprehensive Zoning Ordinance.

ZNCH-21-001 is a request by Select Properties, Inc. d/b/a Select ROW, agent for PNMR Development and Management Corporation, NM Renewable Development LLC, and King Brothers Ranch, for a zone map amendment from RRA to Special Use (SU) zone district, for a portion of Tract A, Encino Solar Subdivision, Township 13 North, Range 1 East, Section 8, NMPM as well as a portion of Section 9, Township 13 North, Range 1 East, NMPM, Sandoval County. The subject site totals approximately 500 acres and is located to the north of unit 24, Rio Rancho Estate Subdivision. The purpose of this request is to establish a Solar Energy Facility on the subject site.

Commissioner Eichwald, made a motion to approve Ordinance No. 6-17-21.8 Amendment to official zoning map adopted pursuant to the Sandoval County Comprehensive Zoning Ordinance, seconded by Commissioner Block. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

9. PUBLIC WORKS
(Mark Hatzenbuhler, Director)

Request for a Motion to Discuss and Approve the Revised "STREETS, SIDEWALKS AND OTHER PUBLIC PROPERTIES", Chapter 32 Sections 20 through 24.

Commissioner Block, made a motion to approve Request for a Motion to Discuss and Approve the Revised "STREETS, SIDEWALKS AND OTHER PUBLIC PROPERTIES", Chapter 32 Sections 20 through 24., seconded by Commissioner Eichwald. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

10. DIVISION OF INFORMATION TECHNOLOGY
(Xenophon James, Director)

Request for a Motion to Authorize the County Manager to Approve Professional Services Agreement between Sandoval County and Verizon Wireless for new cell phone service for Sandoval County Personnel assigned a County Cell phone and Authorize the County Manager Approval of all Subsequent Amendments.

Commissioner Block, made a motion to approve the Authorization of the County Manager to Approve Professional Services Agreement between Sandoval County and Verizon Wireless for new cell phone service for Sandoval County Personnel assigned a County Cell phone and Authorize the County Manager Approval of all Subsequent Amendments. Seconded by Commissioner Eichwald. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

11. COUNTY BUSINESS DEVELOPMENT
(Dora Dominguez, Director)

Request for a Motion to Approve and Amend the Project Participation Agreement Between Interfaith Leap, LLC and Sandoval County.

Commissioner Block, made a motion to approve Amend the Project Participation Agreement Between Interfaith Leap, LLC and Sandoval County. Seconded by Commissioner Eichwald. Commissioner Bruch, Commissioner Block, Commissioner Eichwald, Vice Chair Meek and Chair Heil voted yes. Motion passed unanimously.

12. SIGNING OF DOCUMENTS BY COUNTY COMMISSION MEMBERS

Commissioner Bruch and Vice-Chair Meek approved the use of digital signatures.

13. COMMENTS FROM THE COMMISSIONERS

Commissioner Bruch read a prepared statement which included the Declaration of Independence and wished everyone a Happy Fourth of July and asked people to be safe in the mountains.

Commissioner Eichwald stated he was not sure if the state is at 60% vaccinations but he is hopeful that we can re-open. He mentioned the state is giving \$100 to people who get vaccinated.

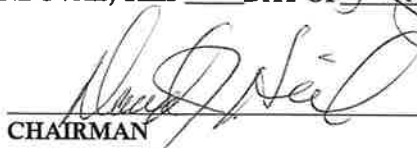
Commissioner Block asked for the Deputies to go to the front podium. He secured the funding to purchase a K-9 for the Sheriff's Office. Commissioner Block asked to name the new k-9 officer Titan. The Sheriff's Office agreed to name the k-9 Deputy Titan.

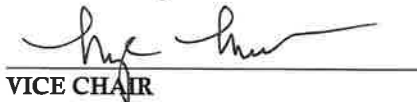
14. ADJOURN

Commissioner Block moved to Adjourn seconded by Commissioner Bruch meeting adjourned at 7:20pm.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 15 DAY OF July, 2021

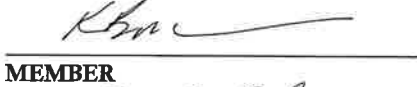

COUNTY CLERK


CHAIRMAN


VICE CHAIR

APPROVED AS TO FORM:


COUNTY ATTORNEY


MEMBER


MEMBER


MEMBER