

SANDOVAL COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING AGENDA  
LOCATION: ADMINISTRATIVE BUILDING COMMISSION CHAMBERS  
1500 IDALIA ROAD, BUILDING D  
BERNALILLO, NM 87004  
August 24, 2022 – 6:00 p.m.

**AMENDED**

**The meeting may be viewed online at**

[www.sandovalcountynm.gov](http://www.sandovalcountynm.gov).

**Public comment will be taken in person and online at**

<http://sandovalcountynm.gov/commission/public-comment/>

1. CALL TO ORDER: Chair Meek called meeting to order at 6:04 p.m.  
Present were Chair Meek, Vice Chair Heil, Commissioner Bruch, Commissioner Block and Commissioner Eichwald

2. PLEDGE OF ALLEGIANCE AND NEW MEXICO PLEDGE  
Chair Meek led both the Pledge of Allegiance and the New Mexico Pledge.

3. CLOSED SESSION ANNOUNCEMENT  
(Michael Meek, Chairman)

As previously noticed, immediately prior to today's meeting, on August 24, 2022 at 5pm, the Sandoval County Board of County Commissioner's convened as a Committee of the Whole in closed session in the 3rd Floor Conference Room, County Administration Building, to discuss the matters limited to personnel matters and subject to the attorney-client privilege pertaining to the threatened litigation against the County Commission and to discuss the purchase, acquisition or disposal of real property pursuant to the Open Meetings Act, NMSA 1978, §§ 10-15-1 (H)(2), (7) and (8) The matters discussed in the closed session were limited to those specified in the Notice of Closed Session and no action was taken.

4. INTRODUCTIONS & ANNOUNCEMENTS  
Commissioner Block, discussed a cat that was abandoned in a parking lot. He had posted on social media for someone to adopt. Commissioner Eichwald wanted to welcome our neighbors from the District Court, Judges, Clerk's and staff.

5. APPROVAL OF AGENDA  
Commissioner Block made a motion to defer item 6 until commission meeting September 28,2022, seconded by Vice Chair Heil. Chair Meek, Vice Chair Heil, Commissioner Block, Commissioner Bruch and Commissioner Eichwald, voted yes. Motion passed unanimously.

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

6. PRESENTATIONS & PROCLAMATIONS  
~~Girl Scouts of New Mexico Trails presentation~~  
(~~Rebecca Latham, CEO and Lifetime Member~~)  
Sponsored by District 3 Commissioner Jay C. Block

7. COMMENTS FROM THE PUBLIC  
Several people voiced their concerns.

8. CONSENT AGENDA

A. Approval of the Board of Finance Minutes 08/10/2022.

B. Approval of Regular Meeting Minutes 08/10/22.

C. Request for Motion to Approve Memorandum Of Understanding Between Sandoval County and the Regents of New Mexico State University Cooperative Extension Service.

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

9. OFFICE OF THE COUNTY CLERK  
(Anne Brady-Romero, Sandoval County Clerk)

A. Request for a Motion to Approve the Memorandum of Understanding between the New Mexico Secretary of State's Office and Sandoval County. Anne Brady-Romero, presented.

Commissioner Block made a motion to approve item 9A, seconded by Commissioner Bruch. Chair Meek, Vice Chair Heil, Commissioner Bruch, Commissioner Block and Commissioner Eichwald, voted yes. Motion passed unanimously.

B. Request for a Motion to Approve Resolution No. 8-24-22. 9B Amending Resolution 4-13-22.9 designating the location of polling places for all Statewide Elections Conducted in 2022 and 2023. Anne Brady-Romero, presented.

Commissioner Block made a motion to approve item 9B, seconded by Commissioner Eichwald. Chair Meek, Vice Chair Heil, Commissioner Bruch, Commissioner Block and Commissioner Eichwald, voted yes. Motion passed unanimously.

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

A. Request for a Motion to Adopt Resolution No. 8-24-22. 10A Approving General Obligation Bond Election Proclamation and General Obligation Bond Election.  
(Rob Burpo, County Financial Advisor)

Commissioner Bruch, Commissioner Block and Commissioner Eichwald, voted yes, Chair Meek and Vice Chair, voted no. Motion passed, vote was 3-2.

B. Resolution No. 8-24-22. 10B declares the Commission's intent to consider for adoption an ordinance confirming and acknowledging that gross receipt taxes reported under NMSA 7-20e-9 that were originally designated as first one-eighth gross receipts tax increment and second one-eighth gross receipts tax increment have been commingled pursuant to changes in tax laws effective July 1, 019 (chapter 274, 2019) and confirming that amounts attribute to the first one-eighth gross receipt tax increment as repealed Band modified by Chapter 274, 2019 and Chapter 80, 2020 (and other available resources as applicable) may be used as the revenue pledge for the 2016 gross receipts tax refunding bond and other bonds, including the 2021b loan, as applicable and as permitted by law; directing the County Manger and County Clerk to publish notice of intent to consider an ordinance in a newspaper of general circulation within the county.

Vice Chair Heil made a motion to approve item 10B, seconded by Commissioner Eichwald. Chair Meek, Vice Chair Heil, Commissioner Bruch, Commissioner Block and Commissioner Eichwald voted yes. Motion passed unanimously.

**11. COUNTY BUSINESS DEVELOPMENT**  
(Dora Dominguez, Director)

Request for a Motion to Review and Approve a third Amendment to the Project Participation Agreement Between Interfaith Leap, LLC and Sandoval County – Original Agreement approved Through Ordinance No. 6-16-16. 8B approved by the Sandoval County Commission June 16, 2016.

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

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

A. ZNCh-22-002 is a request by Select ROW and Laurie Moye, agents of esVolta, LP, for a Zone Map Amendment from Rio Rancho Estates Community District (CD-RRE) to Special Use (SU) for a Power Plant/Battery Storage Facility, for approximately 7.5 acres, Lots 16-24, and Lots 26-31, Block 84, Unit 24, Rio Rancho Estates subdivision, east of Frost Street, west of Encino Boulevard NW.

Chair Meek, Vice Chair Heil and Commissioner Bruch, voted yes. Commissioner Block and Commissioner Eichwald voted no. Vote was 3-2

B. ZNCH-22-003 is a request by Shawn Darley and Jeffrey Garcia for a Zone Map Amendment from Rio Rancho Estates Community District (CD-RRE) to Rural Commercial District (RC) for Lots 13, 14, 15, 16, 17, and 18, Block 8, Unit 5, Rio Rancho Estates Subdivision, approximately 6 acres, adjacent to the northwest intersection of Southern Boulevard SW and 34th Street SW, Sandoval County NM.

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

**13. DIVISION OF PUBLIC WORKS**  
(Mark Hatzenbuhler, Director)

Request for a Motion to declare the attached list of vehicles and equipment as surplus and authorize staff to auction such vehicles and equipment.

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

14. COMMISSION VOTE ON USE OF DIGITAL SIGNATURES AND SIGNING OF DOCUMENTS

Not necessary all were present.

15. COMMENT FROM THE COMMISSIONERS

Vice Chair Heil discussed the individuals who push green energy and how we need to be receptive to being able to produce the rare earth minerals that it takes to do it. To depend on China on these materials is a national security, we need a better national security strategy. Commissioner Block wanted to thank the people who showed up for public comment and how he attended the Springfield, MO summit with some of them. Commissioner Bruch wanted to say she appreciates all the passion she heard this evening and we want to work on a better world for all of us, having national security is something everyone in this room can support. Commissioner Eichwald discussed that sometimes the votes are not always alike, but it's common sense. We need to get to the point and get to business.

16. ADJOURN

Chair Meek adjourned the meeting at 9:06 p.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 14<sup>th</sup> DAY OF SEPTEMBER, 2022

  
ANNE BRADY-ROMERO, County Clerk

  
MICHAEL MEEK, Chairman | District 3

  
15/ David Heil by Michael Eshleman.  
DAVID J. HEIL, Vice-Chair | District 4

APPROVED AS TO FORM:

  
MICHAEL ESHLEMAN, County Attorney

  
KATHERINE A. BRUCH, Commissioner | District 1

  
JAY C. BLOCK, Commissioner | District 2

  
F. KENNETH EICHWALD, Commissioner | District 5