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SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
COMMISSION CHAMBERS
JUNE 6, 2013 – 6 P.M.

1. CALL TO ORDER
The meeting was called to order at 6:04p.m.
Present were Chair Madalena, Vice Chair Scherzinger, Commissioner Lucero, Commissioner Chapman and Commissioner Walters.

2. PLEDGE OF ALLEGIANCE
Pledge of allegiance was led by E.J. Lujan former Santa Ana Pueblo Governor.

3. INTRODUCTIONS & ANNOUNCEMENTS
Chair Madalena introduced Santa Ana Pueblo Governor Myron Armijo, who introduced council and former Governors from Santa Ana Pueblo. Chair Madalena also introduced Richard Kozoll from the Step Into Cuba program.

4. PRESENTATIONS
• 2013 Sandoval County Comcast Scholarships
(Commissioner Lucero)
10 Bernalillo High School Seniors received the Sandoval County Comcast Scholarships.

• Presentation by Pueblo of Santa Ana - Wildlife Corridor
(Governor Myron Armijo)
Governor Myron Armijo spoke briefly on the Santa Ana Pueblo Wildlife Corridor and asked Commissioners for their support. Glen Harper, Range and Wildlife Division Manager at Santa Ana Pueblo, gave presentation on the Wildlife Corridor.

5. APPROVAL OF AGENDA
Commissioner Lucero motion to approve the agenda, then withdrew his motion.
Vice Chair Scherzinger motion to approve the amended agenda, second by Commissioner Walters. Motion passed. Vote was unanimous.

6. CONSENT AGENDA
A. Approval of Minutes from the Regular Meeting of May 16, 2013
B. Approval of Facilities Naming Committee's Recommendation of Name Change of Fire Station #21 to Jon Tibbetts Fire Station
C. Approval of a Professional Services Agreement between Sandoval County and First American Financial Advisors, Inc.
Commissioner Walters motion to approve, second by Commissioner Chapman. Motion passed. Vote was unanimous.

7. DIVISION OF PLANNING & ZONING
(Michael Springfield, Director)
Review and Consideration of **APPEAL** (APP-13-001) of March 28, 2013 Sandoval County Planning and Zoning Commission Decision (CU-12-003) to Deny a Request for

a Conditional Use Permit to Allow Operation of a Restaurant and Grocery later than 9 p.m. / Subject Site Located at Lot 7, Centro de Algodones Subdivision, Algodones Community, Adjacent to Northeast Portion of the Intersection of Interstate 25 and NM 313 / Approx. 2.3764 Acres / Subject Site Currently under RC (Rural Commercial) and OZ-CORR (Corridor Overlay) Zoning / **APPELANT** William Baldwin
Commissioner Walters motion to defer item until the July 11, 2013 meeting, second by Commissioner Chapman. Motion passed. Vote was unanimous.

8. DIVISION OF PUBLIC WORKS
(Tommy Mora, Jr., Acting Director)

A. Request for a Motion to Adopt Ordinance No. 6-6-13.8A Authorizing the Execution and Delivery of a Loan Agreement and Intercept Agreement by and between Sandoval County and the New Mexico Finance Authority for the Purpose of (1) Refunding, Refinancing, Paying and Discharging the County's Landfill Refunding and Improvement Revenue Bonds, Series 2003, (2) Funding a Loan Agreement Reserve Account, and (3) Paying Costs of Issuance of the Loan / $2,146,263
Commissioner Chapman motion to approve, second by Commissioner Lucero. Motion passed. Vote was unanimous.

B. Request for a Motion to Adopt Ordinance No. 6-6-13.8B Authorizing a Loan by and between Sandoval County and the New Mexico Finance Authority for the Purpose of (1) Paying the Costs of Landfill Projects, (2) Funding a Loan Agreement Reserve Account, and (3) Paying Costs of Issuance of the Loan / $6,858,859
Commissioner Chapman asked about the longevity of the landfill. Tommy Mora Acting Director explained that the current longevity is approximately 8 years, by approving this request the longevity would increase to 16-18 years. Commissioner Chapman mentioned that an individual is willing to donate land to Sandoval County for use as a landfill. Acting Director Mora explained there are many rules and regulations that have to be met when selecting a landfill site. Commissioner Chapman would like to defer item 8C and also look into alternatives to landfills. Commissioner Walters would like the Sandoval County website to reflect the amount of money saved because of decisions that the County management and the Commissioners have made. Commissioner Lucero motion to approve, second by Commissioner Walters. Motion passed. Vote was unanimous.

C. Request for a Motion to Adopt Resolution No. 6-6-13.8C for Land Purchase, Transfer and Exchange with the State Land Office for New Landfill Site
Commissioner Walters asked what other options the County looked at for landfill locations. Manager Rios stated that many locations were looked at but this location was one of the only that met the many regulations. Commissioner Walters requested more information on the selection process and regulations involved in selecting a landfill site. Vice Chair Scherzinger and Commissioner Lucero do not want to jeopardize the opportunity to acquire this land by deferring the motion. Manager Rios does not believe this would be jeopardized because of the deferral.
Commissioner Chapman motion to defer until the July 11th meeting, second by Commissioner Lucero. Motion passed. Vote was unanimous.

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9. DIVISION OF HUMAN RESOURCES & RISK MANAGEMENT
(Patricia Miller, Director)
Request for a Motion to Approve a Layoff Plan to Implement the Reduction in Force Process for Employees in Positions Identified for Elimination in the FY 2013-2014 Budget Due to Outsourcing or Reorganization
Director Miller corrected the effective date to June 7, 2013.
Commissioner Lucero motion to approve as amended, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous.

10. FIRE DEPARTMENT
(James Maxon, Fire Chief)

A. Request for a Motion to Adopt a Proclamation/Resolution No. 6-6-13.10A Banning and Restricting the Use or Sale of Certain Fireworks in Unincorporated Areas of the County
Commissioner Walters motion to add a paragraph 5 to read: The effective date of this resolution shall be June 10, 2013 and the 30 day ban shall begin on that day. Second by Commissioner Chapman. Motion passed. Vote was unanimous.
Commissioner Walters motion to approve as amended, second by Commissioner Chapman. Motion passed. Vote was unanimous.

B. Request a Motion to Approve a Professional Services Agreement between Sandoval County and the City of Rio Rancho for Fire and EMS Services for the Westside of Rio Rancho and Intel
Commissioner Walters, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous.

C. Request for a Motion to Adopt Resolution No. 6-6-13.10C Declaring Sandoval County an Emergency/Disaster Area Due to the Thompson Ridge Fire
Vice Chair Scherzinger asked for an update on the Thompson Ridge Fire. Chief Maxon briefed the Commission.
Commissioner Lucero motion to approve, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous.

11. DIVISION OF COMMUNITY SERVICES
(Peggy Cote, Director)

A. Request for a Motion to Adopt Resolution No. 6-6-13.11A Creating the Sandoval County Health Council
Commissioner Walters motion to amend section 2, sentence 1 to read: The Health Council shall consist of *up to* 15 members.
Section 2, paragraph 2 to read: Members shall be appointed *to staggered terms of up to two years in length* and no member may serve more than a total of eight years. Second by Commissioner Chapman. Motion passed. Vote was unanimous
Commissioner Chapman motion to approve as amended, second by Commissioner Walters. Motion passed. Vote was unanimous.

B. Request for a Motion to Adopt Resolution No. 6-6-13.11B Authorizing and Adopting the Sandoval County Health Care Assistance Payment Plan for Fiscal Year 2013-2014 and Repealing Resolution No. 6-7-12.8A

Commissioner Lucero motion to approve, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous.

C. Request for a Motion to Approve Contracts between Sandoval County and NM Aging & Long-Term Services Department for Fiscal Year 2013-2014:
   (1) Retired Senior Volunteer Program / Cont. No. 14-624-4000-0064 / $47,980
   Vice Chair Scherzinger motion to approve, second by Commissioner Lucero. Motion passed. Vote was unanimous
   (2) Senior Companion Program / Cont. No. 14-624-4000-0046 / $54,700
   Commissioner Lucero motion to approve, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous
   (3) Foster Grandparents Program / Cont. No. 14-624-4000-0023 / $40,225
   Commissioner Lucero motion to approve, second by Vice Chair Scherzinger. Motion passed. Vote was unanimous.

12. OFFICE OF THE COUNTY MANAGER/COUNTY ATTORNEY
(Phillip Rios, County Manager; Patrick Trujillo, County Attorney)
Discussion and Request for a Motion to Approve Memorandum of Understanding with Presbyterian Healthcare Services and UNM Sandoval Regional Medical Center, Inc. Interpreting and Clarifying the Obligations of the Parties Under Section 7(c), "Fixed Distribution Period" of the Health Facilities Agreements Approved by the Board on September 17, 2009
At this point Vice Chair Scherzinger briefly took over the meeting. Chair Madalena stepped out and did not vote.
Commissioner Lucero motion to approve, second by Commissioner Walters. Motion passed.

13. DETENTION CENTER
(Al Casamento, Director)
Discussion and Request for a Motion to Approve an Agreement for Inmate Confinement between Sandoval County and Bernalillo County to House Inmates at the Sandoval County Detention Center and Authorize the County Manager to Approve the Agreement
Commissioner Lucero asked about the federal inmates return. Director Casamento stated they have not heard anything from the US Marshals on that situation. Commissioner Walters asked if this agreement has been approved by Bernalillo County. Director Casamento stated that they have approved this agreement. Commissioner Walters asked about the number of inmates that the County will receive and how that was determined. Director Casamento stated it was based on available bed space, as the Detention Center staff grows the number of inmates can increase. Commissioner Walters asked what the length of stay is for the average inmate. Director Casamento stated that it can be up to a year but the inmate can be transported back if he deems necessary. Commissioner Walters asked about page 2-3C in the agreement that discusses meal time for the inmates not being more than 8 hours apart. Director Casamento stated that is not standard. Attorney Trujillo advised that this motion is to authorize Manager Rios to approve the agreement and this wording will be corrected before approval. Commissioner Walters asked what the intake procedure is. Director Casamento explained the process for intake and for transferring and inmate back. Commissioner Chapman asked why there is a 30 day window for payment in this agreement. Attorney Trujillo explained that this was done to

remain competitive with other counties. Manager Rios agreed that this is standard. Commissioner Scherzinger asked about the Detention Center employees that were let go and what the hiring process will be. Attorney Trujillo and HR Director Miller explained that the employees were released from probation and are welcomed and encouraged to apply for the positions.
Commissioner Lucero motion to approve, second by Commissioner Chapman. Motion passed. Vote was unanimous.

14. COMMENTS FROM THE PUBLIC
Placitas resident Richard Palmer commended two Sandoval County police officers that responded to an incident in his neighborhood.

15. COMMENTS FROM THE COMMISSIONERS
Commissioner Walters thanked Mr. Lopez for his invitation to the Court of Honor event in Rio Rancho. He apologized he could not attend because he was asked by Governor Martinez's office to attend to another matter. Commissioner Walters mentioned the Queen Clinic for the NM State Fair on June 29th & 30th. Vice Chair Scherzinger thanked Director Casamento and staff for their hard work.

16. ADJOURN
Commissioner Chapman motion to adjourn at 8:45p.m, second by Commissioner Lucero. Motion passed. Vote was unanimous.