

**SANDOVAL COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
COMMISSION CHAMBERS
FEBRUARY 18, 2016 – 6 P.M.**

1. CALL TO ORDER

Chairman Madalena called meeting to order at 6:08 p.m. Present were Chairman Madalena, Vice Chair Scherzinger, Commissioner Dominguez, Commissioner Chapman and Commissioner Walters.

2. PLEDGE OF ALLEGIANCE

Pledge of allegiance was led by Eric Madding.

3. INTRODUCTIONS & ANNOUNCEMENTS

Commissioner Walters introduced Dave Heil. Commissioner Walters announced that he left the House floor at 1:40 am last night and will discuss details later in tonight's meeting. Commissioner Scherzinger introduced Alexis Jimenez and is pleased that the various communities within Sandoval County are being represented tonight. Commissioner Dominguez introduced Leroy Lovato, Gino Rinaldi and Jody Lin Ortiz. Chairman Madalena announced on the 17th was his grandfather's 90th birthday. He also announced the 2016 Legislative session adjourned today at 12 noon.

4. APPROVAL OF AGENDA

Commissioner Walters motion to approve, second by Commissioner Dominguez. Motion passed. Vote was unanimous.

5. CONSENT AGENDA

A. Approval of Minutes from the Regular Meeting of February 4, 2016

B. Approval of the following Budget Resolutions:

(1) No. 2-18-16.5B(1) / Community Health Program Grant Budget / Decrease Budget to Reflect Actual Revenues to be Received / (\$27,367)

(2) No. 2-18-16.5B(2) / Sandoval County Emergency Services Budget / Decrease Budget to Reflect Actual Revenues Received from State Fire Funds and Budget Expenditures for Carry Over Cash

(3) No. 2-18-16.5B(3) / Senior Program Budget / Increase Budget to Reflect Increase in Donations / \$21,500

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

6. DIVISION OF PLANNING & ZONING

(Michael Springfield, Director)

ZNCH-15-003 Request for the Board of County Commissioners to Review and Consider a Recommendation of the Planning and Zoning Commission to DENY Approval of an Application Submitted by SandRidge Exploration and Production LLC, Linda McDonald Agent, for Adoption of an Ordinance to Approve a Zone Map Amendment from CD-RRE (Rio Rancho Estates

Community District) to SU (Special Use) for an Oil Exploration and Production Facility for Approximately 2 Acres Located within Rio Rancho Estates and West of the Rio Rancho Municipal Limits, Unit 1, Block 30, Lots 1, 2, and 3, Rio Rancho Estates Subdivision

Director Springfield received an email from the applicant requesting to postpone this item until the March 3rd meeting to allow them time to address issues outlined in the Planning and Zoning report. He said typically this would be remanded back to Planning and Zoning. He feels that bringing it back to the Commission on March 3rd would be impossible since there are several issues to address. He stated the soonest his staff would be able to review this case and bring it back to the Commission would be on March 17th. Director Springfield stated again that typically this would be remanded back to Planning and Zoning Commission, and if this occurred then it would be discussed during their meeting on March 23rd. Manager Rios recommended remanding it back to Planning and Zoning. Attorney Trujillo stated that it may take Planning and Zoning more than one meeting to decide and it would be premature at this time to determine when it would come back to the Commission. Attorney Trujillo advised the Commission allow the applicant and the opposition equal time to speak on the postponement of this matter. County Clerk Garbagni administered the oath to citizens testifying on agenda item 6. The Commission allowed the applicant to speak. Chairman Madalena called for a five minute recess at 6:32 pm, so the opposition could chose representatives to speak on their behalf. Chairman Madalena called the meeting back to order at 6:38 pm. Three representatives were allowed two minutes each to speak for the opposition.

Commissioner Chapman motion to remand back to the Planning and Zoning Commission, second by Commissioner Dominguez. Commissioner Chapman, Commissioner Dominguez, Commissioner Walters and Chairman Madalena voted Yes. Vice Chair Scherzinger voted No. Motion passed 4 -1. Vice Chair Scherzinger explained her vote by stating she would like to see a new application. Commissioner Walters explained his vote by stating that any time these issues have occurred in the past they are remanded back to Planning and Zoning and he would like to remain consistent. Chairman Madalena explained his vote by stating that the Commission would like to gather all the facts before making a decision. Attorney Trujillo advised everyone that this is a quasi-judicial hearing, therefore the Commissioners are unable to discuss this matter outside of this forum and asked that all communication be directed to Planning and Zoning.

7. AUDIT REPORT – FISCAL YEAR 2014 – 2015

(J. J. Griego, Griego Professional Services, LLC)

J.J. Griego from Griego Professional Services LLC presented the FY2014 – 2015 audit report. He announced that the County's audit opinion is unmodified. He briefed the Commissioners on the seven findings, one material weakness, three significant deficiencies and three other matters. The Commissioners thanked Finance Director Cassandra Herrera and staff for their hard work and they also thanked Mr. Griego for his efforts.

Commissioner Walters motion to approve, second by Commissioner Chapman. Motion passed. Vote was unanimous.

8. COMMENTS FROM THE PUBLIC

Bob Wesley a Placitas resident spoke about the difficult task of creating an oil and gas regulatory ordinance. Mike Niece a Placitas resident stated he did not agree with how agenda item 6 was handled. Steve Hanke a Bernalillo resident shared his perspective on oil and gas development. A

Corrales resident expressed her concerns with oil and gas production. David Janning a Rio Rancho resident asked the Commissioners to research drilling and fracking related to oil and gas production. Dan Whitmore an Albuquerque resident spoke about oil and gas production.

9. COMMENTS FROM THE COMMISSIONERS

Commissioner Walters announced that the 2016 Legislative session ended today at noon. He briefly spoke about issues that affect Sandoval County. He will be leaving to Washington D.C. on Saturday and has meetings set up with 4 members of congress to discuss the needs of Sandoval County. Chairman Madalena thanked Commissioner Walters for his help during Legislature.

10. ADJOURN

Commissioner Chapman motion to adjourn at 7:20 pm, second by Commissioner Dominguez. Motion passed. Vote was unanimous.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 3 DAY OF March, 2016

Jeileen Garbagni
COUNTY CLERK

APPROVED AS TO FORM:

[Signature]
COUNTY ATTORNEY

[Signature]
CHAIRMAN

[Signature]
VICE CHAIR

[Signature]
MEMBER

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MEMBER

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MEMBER