

**SANDOVAL COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
JANUARY 18, 2018 – 6:00 P.M.**

1. CALL TO ORDER

Chairman Chapman called meeting to order at 6:00 p.m. Present were Chairman Chapman, Vice Chairman Heil, Commissioner Block, Commissioner Eichwald, and Commissioner Holden-Rhodes.

2. PLEDGE OF ALLEGIANCE

Pledge of allegiance was led by Chairman Chapman.

3. INTRODUCTIONS & ANNOUNCEMENTS

Chairman Chapman stated that the Board of Commissioners met in a closed session earlier in the day and stated that the matters discussed in the closed meeting were limited only to those specified in the notice of a separate closed meeting.

4. ELECTION OF CHAIRMAN AND VICE CHAIRMAN FOR 2018

Commissioner Block nominated Vice Chairman Heil for Chairman, seconded by Commissioner Holden-Rhodes. Commissioner Block motioned to close nominations seconded by Commissioner Eichwald. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

Commissioner Block nominated Commissioner Eichwald for Vice Chairman, seconded by Commissioner Holden-Rhodes. Commissioner Chapman stated that he seized the nominations as no one else was nominated. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

5. PRESENTATIONS

A. Final Draft of Proposed Ethics Ordinance  
(Heather Smallwood, County Attorney)

County Attorney Smallwood presented the final draft of the Proposed Ethics Ordinance. Chairman Heil motioned to have a consensus from the Board of Commission to discuss the matter on the next agenda on February 1, 2018 Commissioner Block seconded. Consensus to include the proposed ethics ordinance discussion on the next agenda approved.

B. Rio Rancho G.O. Road and Public Safety Bond Initiatives.

(Keith Riesberg, City Manager, Stewart Steele, Police Chief and Michael Meek, Fire Chief)

Keith Riesberg, Stewart Steele, and Michael Meek presented the upcoming Rio Rancho Bond questions on the March 6, 2018 Ballot. See Attached.

C. Information Regarding Industrial Revenue Bond Proposed Amendments to State Statutes.  
(Robert Burpo, First American Financial Advisor)

Robert Burpo presented New Industrial Revenue Bond Statute Amendments Legislation for the New Mexico 2018 Legislature. See Attached Bill.

D. Information on Tipping Fees around the State.

(Robert Burpo, First American Financial Advisor)

Robert Burpo and Charles Fiedler presented information on Tipping Fees around the State.

6. COMMENTS FROM THE PUBLIC.

(LIMITED TO COMMENTS THAT DO NOT INCLUDE AGENDA ITEMS)

Madam Treasurer voiced her concerns about the proposed Ethics Ordinance. Several constituents spoke of their concerns.

7. APPROVAL OF AGENDA.

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

8. CONSENT AGENDA

(DIANNE Maes, County Manager)

A. Approval of Minutes from the Regular Meeting of December 24, 2017.

B. Approval of the following Budget Resolutions:

- (1) No. 1-18-18.8B(1) / 2016 Placitas Library Bond Budget / Increase Budget to Reflect Funding Received from the State of New Mexico Department of Cultural Affairs 2016 State General Obligation Bond for Placitas Community Library - \$12,051.00
- (2) No. 1-18-18.8B(2) / El Zocalo Budget / Increase Budget to Reflect Deposits Collected to cover Cost of Security for Special Events at El Zocolo / \$5,000
- (3) No. 1-18-18.8B(3) / Cash Transfer from AMI Kids Rental Income to Refunding Detention Center Cuba AMI Kids Budget to Cover November's Debt Service Payment / \$26,466.96
- (4) No. 1-18-18.8B(4) / General Fund Revenue Budgets / Increase Budgets to Reflect the Mid-Year Total Deposits Collected to Date
- (5) No. 1-18-18.8B(5) / Revenue Budgets / Increase Budgets to Reflect the Mid-Year Total Deposits Collected To Date.

C. Approval of the State of NM Aging and Long-Term Services Legislative Capital Outlay Contract for the Jemez Community Center / \$71,100.

D. Approval of the State of NM Aging and Long-Term Services Legislative Capital Outlay Contract for the Rio Rancho Meal Site / \$124,400.

E. Approval of the State of NM Aging and Long-Term Services Legislative Capital Outlay Contract for the Cuba Senior Center / \$101,650.

F. Approval of the State of NM Aging and Long-Term Services Legislative Capital Outlay Contract for the Bernalillo Senior Center / \$83,400.

G. Approval of an Unclassified Employment Agreement for Michael Traxier, The County Sheriff's Appointee to the Position of Undersheriff.

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

9. SANDOVAL COUNTY COMMISSION

A. Request for a Motion to Adopt Resolution No. 1-18-18-9A Establishing the Sandoval County Board of Commissioners 2018 Open Meetings Act-Compliance and Public Meeting Notification Procedures. County Attorney Smallwood spoke of changes that were made in 2017. Several constituents spoke of their concerns. Commissioner Block motioned to approve. Seconded by Holden-Rhodes. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

B. Discussion and Consideration to Direct Planning and Zoning Staff and Commission on Future Action of the Oil and Gas Ordinance forwarded back to the Planning and Zoning Commission. Several constituents spoke of their concerns. Commissioner Block motioned to approve, seconded by Commissioner Eichwald. Clerk Garbagni called for vote. Commissioner Holden-Rhodes voted No. Motion passed. Vote was 4 to 1.

C. Request for a Motion to Adopt Ordinance No. 1-18-18.9C An Ordinance Related to Promotion of Economic Development and Commerce by Regulation of Certain Involuntary Payments Required of Employees in Sandoval County also known as the Right to Work Ordinance. Several constituents spoke of their concerns. Chairman Heil presented power point. Commissioner Eichwald spoke of his opposition to this ordinance and also spoke of the opinion of the Attorney General and commented that this should be a legislative issue. Commissioner Block made a statement of statistics. Commissioner Chapman read into the record the legal opinion of Sandoval County Attorney of November 2, 2017 and asked the attorney if that was still her opinion and she confirmed that she still stands by her opinion. Commissioner Chapman proposed to table ordinance. Commissioner Block motioned to approve, seconded by Commissioner Holden-Rhodes. Clerk Garbagni called for vote. Commissioner Eichwald voted no. Commissioner Chapman abstained. Motion passed. Vote was 3 to 1.

10. OFFICE OF THE COUNTY MANAGER  
(Dianne Maes, County Manager)

A. Request for a Motion to Approve the 2018 Sandoval County Calendar. Meetings and Holidays and a Request to Consider Adopting a Resolution in December 2018 for all future Meetings and Holidays. Commissioner Chapman motioned to approve, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

B. Request for a Motion to Ratify Nominees of Elected Officials, Staff and Community Members to Various Boards and Committees and Instruct the County Manager to Inform Pertinent Agency of the Ratified Members. Commissioner Chapman motioned to approve, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

11. DIVISION OF PUBLIC WORKS

(Mark Hatzenbuehler, Director)

Request for a Motion to Award Bids for Paving Services and Authorize the County Manager to enter into Price Agreements for 2018 to Star Paving, GM Emulsion & Franklins Earthmoving.  
Commissioner Chapman motioned to approve, seconded by Commissioner Block. Clerk Garbagni called for vote. Motion passed. Vote was unanimous.

12. COMMENTS FROM THE COMMISSIONERS

Commissioner Block commented on the status of the Washburg Case. Commissioner Eichwald spoke about his concerns of the length of the Board of Commissioner Meetings. Chairman Heil advised that every effort will be made to shorten the agenda and not have two critical agenda items heard at the same time.

13. ADJOURN

Chairman Heil adjourned the meeting at 12:40 a.m.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS 1 DAY OF February 2018

*Deileen Garbagni*  
COUNTY CLERK

*Ronald Heil*  
CHAIRMAN

*Kenneth Gutierrez*  
VICE CHAIR

APPROVED AS TO FORM:  
*Walter Smaller*  
COUNTY ATTORNEY

*Paul Ryan*  
MEMBER

*Walden Arceles*  
MEMBER

*[Signature]*  
MEMBER