

**SANDOVAL COUNTY COMMISSION
REGULAR MEETING AGENDA
Commission Chambers
September 17, 2009 – 6 p.m.**

1. **CALL TO ORDER**
Meeting was called to order by Chairman Leonard at 6:00 p.m.
Present were Chairman Leonard, Vice Chairman Lucero, Commissioner Bency, Commissioner Madalena, Commissioner Walters, County Manager Vigil, County Attorney David Mathews.
2. **PLEDGE OF ALLEGIANCE**
Edward Michael, Chairman, Cibola Board of County Commission, led the Pledge of allegiance.
3. **INTRODUCTIONS AND ANNOUNCEMENTS**
Commissioner Madalena introduced Archie Chavez, Chairman of the New Mexico Indian Council of Aging.
4. **PRESENTATIONS**
 - A. Recognition of Sandoval County Citizens' Police Academy Graduates
(Chairman Leonard; Sheriff John Paul Trujillo)
Sheriff Trujillo summarized the Academy program, stating that 2-hour classes are held one night each week for four months. Eight of the 25 graduates from the last graduating class were present and presented caps by the Sheriff. Special acknowledgment and tribute were given to Sgt. Joe Harris. The graduates were congratulated by the Commissioners.
 - B. Proclamation of Detention Officer and Employee Appreciation Week – September 21 – 25, 2009
(Chairman Leonard; Al Casamento, Director, Detention Center)
Proclamation was read by Deputy Director Greg Quintana. Chairman reported that the County Manager and Division Directors held the monthly staff meeting at the detention center on September 16, County Commission thanked the Detention Center staff for their diligence and hard work. Members of the Detention Center Staff were recognized.
5. **CONSENT AGENDA**
 - A. Approval of Minutes from the Regular Meeting of September 3, 2009
 - B. Approval of Amendment #3 to a Contract between the County and ARAMARK Correctional Services, LLC for Provision of Food Services / Adjusting Prices to Reflect Changes in the Consumer Price Index / To End September 25, 2010
 - C. Approval of a Mutual Aid/Automatic Aid Agreement between the County and Kirtland Air Force Base Fire Department / Relating to Fire Protection, Emergency Medical and Related Services / 5-Year Term
 - D. Approval of Interlocal Contract for Cooperative Purchasing between the County and Huston-Galveston Area Council (HGACBuy), a "Government-to-Government" Procurement Service / Purchase a Fire Engine for the La Cueva Volunteer Fire District / End June 30, 2010 / \$285,000
 - E. Approval of Agreement between the County and the Pueblo of Jemez for Public Safety Communications/Emergency Dispatching Services / End June 30, 2010 / \$24,316 payable to the County
 - F. Approval of Professional Services Agreement between the County and RX Innovations, Inc. / Monitor and Assure Compliance with State and Federal Laws
Regarding Administration of Pharmaceuticals or Controlled Substances / End June 30, 2010 / Not to Exceed \$7,200 (1/4 cent Fire Protection Funds)
County Manager Juan Vigil summarized on the Consent agenda. Commissioner Lucero moved approval. Second by Commissioner Madalena. Motion passed unanimously.
6. **APPROVAL OF AGENDA**
Commissioner Lucero moved approval. Second by Commissioner Bency. Motion passed unanimously.
7. **OFFICE OF THE COUNTY MANAGER**
(Juan R. Vigil, County Manager)
Discussion and Request for Motion to Adopt:
 - A. the Health Facilities Agreement between Sandoval County and UNM Sandoval County Regional Medical Center, Inc. to operate and manage a hospital on the campus of UNM/Sandoval County which will make available to sick of Sandoval County those services specified in Section 4-48B-3G of the Hospital Funding Act and
 - B. the Health Facilities Agreement between Sandoval County and Presbyterian Healthcare Services to operate and manage a hospital in Sandoval County which will make available to the sick of Sandoval County those services specified in Section 4-48B-3G of the Hospital Funding Act.
County Manager Juan Vigil summarized the history leading up to the development of the two health Facilities Agreements, beginning August 7, 2008, the Board adopted a resolution to place a question on the ballot of November 4, 2008 to vote for/against imposing a tax levy of 4.25 mills to pay to contracting hospitals to provide healthcare. The ballot question was approved by County Voters. Dr. Paul Roth, Executive Vice-President of Health Sciences and Dean of the UNM School of Medicine; Clay Holderman, Administrator of the Rio Rancho Medical Center; Steve McKernan, CEO UNM Hospitals; and James Jiminez, Rio Rancho City Manager Mr. Vigil also met with other parties representing the County Healthcare Alliance, the Center for the Native American Health. County Manager Vigil stated that bases on Assessed evaluations, the mill levy may bring \$13.8 million. Mr. Vigil summarized the proposed agreements and the recommendation for the distribution. He added that all parties have agreed to carve out 20% for psychiatric services. Discussion followed, In response County Commissioner Madalena's question regarding service to Pueblo residents. Both Mr. McKernan and Mr.

Holderman stated their willingness to meet with the Pueblos and the Navajos. Commissioner Walters stated that the Health Alliance consists of representatives from throughout the County. Commissioner Madalena asked if the contract can be amended and brought back before the Commission for Approval. Mr. Vigil answered yes. Mr. Vigil thanked everyone for working together on the agreements. Commissioner Bency moved approval. Second by Commissioner Lucero. Motion passed unanimously.

8. DIVISION OF COUNTY DEVELOPMENT

(Michael Springfield, Director)

- A. ZNCH – 08-002 Request by Insiteworks PC, Agent for Placitas Ventures LP, for approval of a Zone Map Amendment from RRA (Rural Residential/Agricultural) to MP (Master Planned District) for a master planned community to be located on approximately 103 acres of property located on the north side of Highway 165 within Section 31, Township 13 North, Range 5 East, NMPM, Placitas, Sandoval County, New Mexico. The Master Plan District includes proposals for residential, municipal, office, business, and open space uses. *Approval of this Zone Change shall be by the adoption of Ordinance No. 09-09-17.8A, amending an Official Zone Map of Sandoval County.*

Director Michael Springfield, reported the facts and background of the request including the recommended approval of the zone change on April 23, 2009 by the County's Planning and Zoning Commission. Director Springfield stated that the original master plan proposal included a variety of land uses, including 5 acres for government uses, 72 acres of residential uses of varying densities, 8.71 acres of open space, and 17 acres of office/commercial uses. Mr. Springfield reported that the County's Planning and Zoning Commission removed the Commercial from the Commission's recommendation to approve the Master Plan. He stated that the revised Master Plan submitted by the applicant is now comprised of a cluster residential development zone of 75.17 acres in which the applicant is proposing to cluster a maximum of 75 units on approximately 12.91 acres on lots approximately 7500 square feet, and approximately 62.26 acres to be left as passive open space. Mr. Springfield stated that the proposed Master Plan designates an additional 8.71 acres as an open space zone and leaves approximately 14.19 in a reserve RRA zone which does not effectively change any zoning criteria. Director Springfield then read the findings and conditions for the record.

County Attorney David Mathews reviewed the history of this request and also reported he had reviewed the Application submitted and deemed it complete. Mr. Mathews noted approval of the zone change would have no effect on development of the property, but would guide the applicant in determining what further studies were required. Mr. Mathews reviewed the requirements of Section 11 of the Sandoval County Zoning Ordinance and directed the attention of the Board to the specific portions of the application that contained the information required by the Ordinance. Mr. Mathews reviewed the two legal issues raised in written correspondence by the opponents of the application. Attorney Mathews advised the Board that all legal notice requirements had not been met and the application omitted no studies required by Section 11 of the Ordinance. Mr. Mathews advised the Board of the effect of either a positive or a negative action on the application and also reminded the Board of no development could occur on the land in question until the applicant submitted a preliminary plat.

Attorney John Meyers, representing the Applicant, and seven members of the public addressed the Board regarding the Zone Change Application.

Commissioner Bency stated that since the Planning and Zoning Commission removed the Commercial use the request for Master Plan zoning was not appropriate. He further stated that the request for the Board should be for Residential zoning only.

Commissioner Bency moved to approve. Second by Commissioner Madalena. Vote in favor was Commissioner Leonard. Opposing Vote by: Commissioners Bency, Madalena, Lucero and Walters. Motion failed.

- B. Discussion and Request for Motion to Approve Resolution No. 9-17-09.8B, Adopting the Infrastructure Capital Improvement Projects for 2011-2014
Director Michael Springfield summarized the ICIP for 2011-2014 and pointed out the top priorities. Commission Madalena moved to approve. Second by Commissioner Lucero. Motion passed unanimously.
- C. Discussion and Request for Motion to Approve the Relocation of the Geographic Information Systems (GIS) Staff from the Division of Information Technology to the Division of County Development
Director Michael Springfield explained the proposed change and stated that efficiency of services will improve. Commissioner Lucero moved to approve. Second by Commissioner Bency. Motion passed unanimously.

9. DIVISION OF ECONOMIC DEVELOPMENT & TOURISM

(Donna Wylie, Director)

Discussion and Request for Motion to Approve the Issuance and Sale of Project Revenue Bonds (AMI KIDS PROJECT) in an Amount not to Exceed \$4,000,000 / For the Purpose of Constructing, Equipping, and Operating a Group Residence Facility for Troubled Youth / Providing for Payment of Bonds from Revenues Received Pursuant to a Lease between the County and AMI Kids, a Qualified 501(C)(3) Corporation

County Manager Vigil and Director Wylie request deferral of this item to a future date.

County Manager Vigil explained that no data is available and the County is unable to finalized negotiations at this time. Commissioner Madalena moved to table until further notice. Second by Commissioner Bency. Motion passed unanimously.

10. COMMENTS FROM THE PUBLIC

None

11. COMMENTS FROM THE COMMISSIONERS

None

12. ADJOURN

Commissioner Lucero moved to adjourn at 8:10 p.m. Second by Commissioner Madalena. Motion passed unanimously.

DONE IN BERNALILLO, NEW MEXICO, COUNTY OF SANDOVAL, THIS _____
DAY OF _____,

Approved as to form:

County Attorney

Vice Chairman

Member

Member

Member