

Gerard Saiz, Chair, District I □ Jhonathan Aragon, Vice-Chair, District V □
Troy Richardson, District II □ David A. Hyder, District III □ Joseph Bizzell, District IV
Danny Monette, County Manager



Board of County
Commissioners

March 16, 2022

Agenda

5:00 P.M.

Public Hearing/Business Meeting
Valencia County Commission Chambers
444 Luna Ave.
Los Lunas, NM 87031

Please Silence all Electronic Devices

- 1) Call Meeting to Order
- 2) Pledge of Allegiance
- 3) Approval of Agenda
- 4) Approval of Minutes

(No Minutes to Present)

A handwritten signature in black ink, appearing to be 'Gerard Saiz', written in a cursive style.

Sponsorship does not indicate endorsement of a given topic

PUBLIC COMMENT

Public comment is limited to 3 minutes per person. Please use the sign-up sheet outside the Chamber door.

DISCUSSION (non-action item(s))

- 5) Commissioners, Committees and Reports
Employee of the Month. Presenter: **Human Resources Director, Orlando Montoya**

PRESENTATION

- 6) Update from AREA and EDD on our Regional Competitive Position and Tools and Resources in NM to Win Mega Deals. Presenters: **President & CEO of AREA, Danielle Casey, Director of Business Development and Analytics of AREA, Grant Taylor, New Mexico EDD, Jon Clark, Mark Roper, Max Gruner, Village of Los Lunas Sr. Economic Developer, Kristen Gamboa**; Sponsor: **Chairman, Gerard Saiz**
- 7) New Mexico Dahl Heritage Sheep. Presenter, **Donald Chavez**; Sponsor: **Commissioner, Joseph Bizzell**

APPOINTMENTS

- 8) Appointment of Valencia County Probate Judge Per NMSA 1978, § 10-3-3 (2019). Presenter: **Chairman, Gerard Saiz**, Sponsor: **Pursuant to NMSA 1978, § 10-3-3 (2019)**

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Valencia County Manager's Office at the Valencia County Administration Building, Los Lunas, New Mexico, (505) 866-2014 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Valencia County Manager's Office if a summary or other type of accessible format is needed.

Board Convenes as Indigent Board

- 9) Approval of Indigent Report. Presenter: **Human Resources Specialist, Maria Garcia**; Sponsor: **County Manager for Regular County Business**

Board Reconvenes as Board of County Commissioners

PUBLIC HEARING

Swearing in of participants

- 10) Zone Change #2021-083 (District I, P&Z Commissioner Aguilar, BOCC Saiz)
Randolph Van Otten requests a Zone Change from Rural Residential 2 (RR-2) to Rural Residential 1 (RR-1) for a lot split. The property at Tract: 120B1, Section 29, Township 7N, Range 2E, 2.31 ac; also known as 1591 Sichler Rd, Los Lunas, NM 87031, Zoned Rural Residential 2 (RR-2). Presenter: **Applicant, Randolph Van Otten, Community Planner, Gabe Luna**; Sponsor: **Pursuant to Valencia County Zoning Code §154.001 et seq.**
- 11) Zone Change #2021-084 (District I, P&Z Commissioner Aguilar, BOCC Saiz)
Randolph Van Otten requests a Zone Change from Rural Residential 2 (RR-2) to Rural Residential 1 (RR-1) for a lot split. The property at Tract: 115D2A1B1, Section 29, Township 7N, Range 2E, 3.92 ac; Map 73; also known as 1581 Sichler Rd, Los Lunas, NM 87031, Zoned Rural Residential 2 (RR-2). Presenter: **Applicant, Randolph Van Otten, Community Planner, Gabe Luna**; Sponsor: **Pursuant to Valencia County Zoning Code §154.001 et seq.**
- 12) Solar Overlay Application #2021-085 (District II, P&Z Commissioner Freeman, BOCC Richardson)
Valencia CSG, LLC and Molzen Corbin, Inc. request a Solar Overlay on the property located at Subd: ORONA INVESTMENTS SUBDIVISION, Tract: 1, 77.15 ac, 2012 REV C-5-1, Township 6N, Range 3E, Section 6; also known as 25 El Cerro Mission Blvd, Los Lunas, NM 87031, Zoned Outland District (OD), Filed in Book N, Page 100 in the Office of the Valencia County Clerk. Presenter: **Applicants, Valencia CSG, LLC and Molzen Corbin, Inc., Community Planner, Gabe Luna**; Sponsor: **Pursuant to Valencia County Zoning Code §154.001 et seq.**

ACTION ITEMS

- 13) Approval of Recognition and Recording of Accounts Payable and Payroll Disbursements. Presenter: **Finance Director Loretta Trujillo**; Sponsor: **County Manager for Regular County Business**
- 14) Approval of Resolution 2021-___: State BARS. Presenter: **Finance Director Loretta Trujillo**; Sponsor: **County Manager for Regular County Business**
- 15) Approval of Resolution 2021-___: Local BARS. Presenter: **Finance Director Loretta Trujillo**; Sponsor: **County Manager for Regular County Business**
- 16) Approval of Resolution 2022-___: Inspection of Public Records, Amending Repealing and Replacing Resolution 2022-06. Presenter: **County Attorney, David Pato** Sponsor: **County Manager for Regular County Business**

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ACTION ITEMS CONT.

- 17) Consideration of Resolution 2022-____, to adopt 2022 Annual Certified Maintained Road Mileage.
Presenter: **Public Works Director, Lina Benavidez**; Sponsor: **County Manager for Regular County Business**
- 18) Consideration to Review and Approve Resolution 2022-____: Creating a Hiring Incentive Pay Program for the Sheriff's Office and Detention Center. *Presenter: Undersheriff, Jeff Noah; Sponsor: Commissioner, David A. Hyder*
- 19) Finding of Facts Zone Change (ZC2021-071) from Rural Residential 1 (RR-1) to Neighborhood Commercial District (C-1) with a Conditional Use. Presenter: **Community Planner, Gabe Luna**; Sponsor: **as per Valencia County Code of Ordinance Section 154.061**
- 20) Finding of Facts Zone Change (ZC2021-072) from Rural Residential 2 (RR-2) to Neighborhood Commercial District (C-1) to Operate a Food Truck with Eating Area Presenter: **Community Planner, Gabe Luna**; Sponsor: **as per Valencia County Code of Ordinance Section 154.061**
- 21) Approval of Resolution 2022-____: Finding Public Nuisance Requiring Renovation or Removal by County (EL CERRO MISSION Block: 6 Tract: 19 Unit: 12 aka 18 SAN FELIPE AVE LOS LUNAS NM 87031)
Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 22) Approval of Resolution 2022-____: Finding Public Nuisance Requiring Renovation or Removal by County (EL CERRO MISSION Block: 5 Tract: 14 Unit: 15 aka 54 SAN FRANCISCO RD LOS LUNAS NM 87031)
Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 23) Approval of Resolution 2022-____: Finding Public Nuisance Requiring Renovation or Removal by County (EL CERRO MISSION Block: 6 Tract: 9 Unit: 14 aka 04 SAN LUIS RAY PL LOS LUNAS NM 87031)
Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 24) Approval of Resolution 2022-____: Finding Public Nuisance Requiring Renovation or Removal by County (EL CERRO MISSION RANCHETTES Tract: B-2 Unit: 1 aka 13 MOUNTAIN VIEW LOS LUNAS NM 87031) Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 25) Approval of Resolution 2022-____: Finding Public Nuisance Requiring Renovation or Removal by County (MONTEREY PARK Lot: 2 Unit: 2 aka 76 BRAZARO AVE LOS LUNAS NM 87031) Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**

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ACTION ITEMS CONT.

- 26) Approval of Resolution 2022-___: Finding Public Nuisance Requiring Renovation or Removal by County (*MEADOW LAKE SUBDIVISION Tract: 93 Unit: 4 aka 65 BONITA LOOP LOS LUNAS NM 87031*)
Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**; Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 27) Approval of Resolution 2022-___: Finding Public Nuisance Requiring Renovation or Removal by County (*MONTEREY PARK Block: J Tract: 35 Unit: 3 aka 56 CARMEL RD LOS LUNAS NM 87031*). Presenter: **Community Development Director, Nancy Jo Gonzales, Code Enforcement Officer Ronald Saiz**;
Sponsor: **Pursuant to Section 91 of the Valencia County Code of Ordinances**
- 28) Consideration to Approve the Juvenile Justice Advisory Board By-Laws and the Memorandum of Understanding. Presenter: **Project/Grants Manager; Jeremias Silva**; Sponsor: **County Manager for Regular County Business**
- 29) Consideration to Absolve the Existing Juvenile Justice Advisory Board and Appointment of New Members. Presenter: **Project/Grants Manager; Jeremias Silva**; Sponsor: **County Manager for Regular County Business**
- 30) Discussion and Direction Regarding Use of Opioid Litigation Proceeds. Presenter: **County Attorney, David Pato**; Sponsor: **County Manager for Regular County Business**

EXECUTIVE SESSION

Pursuant to Section 10-15-1 (H) the following matters may be discussed in closed session:

- a. pending or threatened litigation 10-15-1 (H) (7)
 - i. **MRGCD v. BOCC**
 - b. personnel 10-15-1 (H) (2)
 - c. Administrative Adjudatory Proceedings 10-15-1 (H) (3)
 - i. **Zone Change #2021-083, 1591 Sichler Rd, Los Lunas, NM**
 - ii. **Zone Change #2021-084, 1581 Sichler Rd, Los Lunas, NM**
 - iii. **Zone Change #2021-085, 25 El Cerro Mission Blvd, Los Lunas, NM**
- Motion and roll call vote to go into Executive Session for the stated reasons
 - Board meets in closed session
 - Motion and vote to go back into regular session
 - Summary of items discussed in closed session
 - Motion and roll call vote that matters discussed in closed session were limited to those specified in motion for closure, and that no final action was taken, pursuant to the authority in §10-15-1 NMSA 1978

ACTION ITEMS CONT.

- 31) Approval of Zone Change #2021-083 Randolph Van Otten requests a Zone Change from Rural Residential 2 (RR-2) to Rural Residential 1 (RR-1) for a lot split. The property at Tract: 120B1, Section 29, Township 7N, Range 2E, 2.31 ac; also known as 1591 Sichler Rd, Los Lunas, NM 87031, Zoned Rural Residential 2 (RR-2). Presenter: **Community Planner, Gabe Luna** Sponsor: **Pursuant to Valencia County Zoning Code §154.001 et seq.**

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- 32)** Approval of Zone Change #2021-084 (District I, P&Z Commissioner Aguilar, BOCC Saiz)
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- 33)** Approval of Solar Overlay #2021-085 (District II, P&Z Commissioner Freeman, BOCC Richardson)
Valencia CSG, LLC and Molzen Corbin, Inc. request a Solar Overlay on the property located at Subd: ORONA INVESTMENTS SUBDIVISION, Tract: 1, 77.15 ac, 2012 REV C-5-1, Township 6N, Range 3E, Section 6; also known as 25 El Cerro Mission Blvd, Los Lunas, NM 87031, Zoned Outland District (OD), Filed in Book N, Page 100 in the Office of the Valencia County Clerk. Presenter: ***Community Planner, Gabe Luna*** Sponsor: ***Pursuant to Valencia County Zoning Code §154.001 et seq.***

NEXT COMMISSION MEETINGS

April 6, 2022 –Business Meeting @ 5:00 P.M. via Facebook Live

Valencia County Commission Chambers, 444 Luna Ave., Los Lunas, NM 87031

April 20, 2022 – Public Hearing/Business Meeting @ 5:00 P.M. via Facebook Live

Valencia County Commission Chambers, 444 Luna Ave., Los Lunas, NM 87031

ADJOURN