

Board of County Commissioners of Santa Fe County
County Commission Chambers
County Administrative Building
102 Grant Avenue
Santa Fe NM 87501

REGULAR MEETING

January 12, 2016, at 2:00 p.m.

Please turn off cellular phones during the meeting.

Amended Agenda

- I. **Opening Business**
 - A. Call to Order
 - B. Roll Call
 - C. Pledge of Allegiance
 - D. State Pledge
 - E. Moment of Reflection
 - F. Approval of Agenda (Action Item)
 - 1. **Amendments.**
 - 2. **Tabled or Withdrawn Items.**
 - G. Approval of Minutes (Action Item)
 - 1. Approval of December 8, 2015 BCC Meeting Minutes
 - H. Honoring Our Veterans and Service Men and Women

- II. **Consent Agenda** (Action Item)
 - A. Final Order
 - 1. **CDRC CASE # V/DP/ 13-5381 & APP 13-5382 Elevation Multi-Family Community.** Vedula Residential Operating, LLC, Applicant, JenkinsGavin, Agents, Received Conditional Approval from the Board of County Commissioners (BCC) for Preliminary and Final Development Plan for a Multi-Family Residential Community Consisting of 200 Residential Units on 22 ± Acres. The Applicant Requested BCC Approval of a Variance of Ordinance No. 2000-12, Section 6.E.3.C to Allow a No-Outlet Roadway to Exceed 300 Feet and a Variance of Santa Fe County Ordinance 1996-10, the Santa Fe County Land Development Code, Article V, Section 8.1.4, which States that Dead End Roads May Not Serve

More than Thirty (30) Dwelling Units. The Applicant Was Aggrieved with a Condition of Approval, Imposed by the County Development Review Committee (CDRC), on the Approval of the Preliminary and Final Development Plan. The Applicant Requested an Appeal to the BCC of the Condition Imposed by the CDRC on the Preliminary and Final Development Plan. The Site is Located at 63 College Drive, within the Community College District, within Section 21, Township 16 North, Range 9 East, (Commission District 5). Jose E. Larrañaga, Case Manager. (Variance Denied 5-0; Appeal, which Modified Condition to “Allow Construction and Not Permit Occupancy Until the Southeast Connector is Completed”, and Preliminary and Final Development Plan Approved 5-0.)

B. Miscellaneous

- 1. Ratification of Santa Fe Community Housing Trust Grant Application Support Letter. (Tony Flores/Deputy County Manager)**
- 2. Approval of a Joint Powers Agreement Between Santa Fe County and the Greater Glorieta Community Regional Mutual Domestic Water Consumers and Sewage Works Association Concerning Improvements to the Association’s Water Utility System. (Paul Olafson/Growth Management Department and Tony Flores/Deputy County Manager)**
- 3. Approval of a Memorandum of Agreement No. 2016-0115-PW/BT Between the County of Santa Fe and the City of Santa Fe for the Frenchy’s Field to Siler Road Segment of the Santa Fe River Trail Project. (Scott Kaseman/Public Works Department)**
- 4. A Water Line Extension and Water Delivery Agreement Between Senemar, LLC and Santa Fe County for an Extension of Infrastructure and Water Service. (Utilities Division/Sandra Ely)**
- 5. A Water Line Extension and Water Delivery Agreement Between Homewise, LLC and Santa Fe County for an Extension of Infrastructure and Water Service. (Utilities Division/Sandra Ely)**

C. Resolutions

- 1. Resolution No. 2016-___, A Resolution Authorizing the Donation Of Fixed Assets In Accordance with State Statute. (Finance Department/Carole Jaramillo)**
- 2. Resolution No. 2016-___, A Resolution Requesting a Budget Increase to the Fire Operations Fund (244) 2014 State Homeland Security Grant to Carry Forward the FY-2015 Available Grant Balance for the County Fire Department / \$11,441. (Finance Department/Carole Jaramillo)**
- 3. Resolution No. 2016-___, A Resolution Requesting a Budget Decrease to Capital Projects-Federal Fund (305) / -\$96,798 and**

Increase to the Road Projects Fund (311) / \$96,798 for a Net Budget Change of \$0. (Finance Department/Carole Jaramillo)
(End of Consent Agenda)

III. Action Items

A. Items From Consent Agenda Requiring Extended Discussion / Consideration

B. Appointments/Reappointments/Resignations

- 1. Election of Board of County Commissioners Chair for 2016.**
- 2. Election of Board of County Commissioners Vice Chair for 2016.**
- 3. Appointment of County Commissioners to Boards or Committees of the Following Entities: Buckman Direct Diversion, Santa Fe Metropolitan Planning Organization, North Central New Mexico Economic Development District, North Central Regional Transit District, Regional Coalition for LANL Communities, Santa Fe Solid Waste Management Agency, New Mexico Association of Counties Multiline Pool and Workers Compensation Pool, and the Estancia Valley Economic Development Association.**
- 4. Appointment of Members to the Santa Fe County Lodger's Tax Advisory Board. (Tony Flores/Deputy County Manager)**
- 5. Appointment of Members to the Santa Fe County Valuation Protest Board. (Tony Flores/Deputy County Manager)**
- 6. Appointment of Members to the Santa Fe County Planning Commission. (Vicki Lucero/Growth Management Department)**

C. Resolutions

- 1. Resolution No. 2016-___, A Resolution in Support of the Restoration of the Official Scenic Historical Marker Text on El Camino Real. (Commissioner Chavez)**
- 2. Resolution No. 2016-___, A Resolution to Develop an Agriculture and Ranching Implementation Plan in Santa Fe County to Support the 2015 Sustainable Growth Management Plan. (Growth Management/Robert Griego)**
- 3. Resolution No. 2016-___, A Resolution Adopting 2016 Schedule of New Water Deliveries for First Six Months of 2016 and Setting Aside Additional Water for Certain Planned Subdivisions. (Public Works Department/Claudia Borchert)**
- 4. Resolution No. 2016-___, A Resolution Requesting an Increase to the Project Funding Allocation for the Pojoaque Recreation Complex, Agua Fria Village Utility Lines, and Vista Aurora Sewer Line Projects, and Requesting a Budget Increase in the State Special Appropriations Fund (318) to Budget Grants Received for those Projects /\$330,000. (Finance Department/Carole Jaramillo)**

D. Miscellaneous

1. **Approval of Audited Comprehensive Annual Financial Report for FY 2015. (Finance Department/Carole Jaramillo)**
2. **Request Approval of Amendment No. 1 to the Lease Agreement and Access Easement Between Santa Fe County and the Jacona Land Grant Association. (Public Works Department/Robert Martinez)**
3. **Request Approval of Construction Contract No. 2016-0114-FD/MM Between Santa Fe County and LLR Construction, LLC, in the Amount of \$1,023,473.00, Exclusive of GRT, for the Construction of the Glorieta Fire Station No. 2 and Request Signature Authority be Granted to the County Manager to Execute the Purchase Order. (Purchasing/Bill Taylor)**
4. **Request Approval of Professional Service Agreement No. 2016-0150-DWI/BT With Christus St. Vincent Regional Medical Center, Care Connection in the Amount of \$600,000.00 to Provide Detoxification Services in for the Remaining Fiscal Year 2016 and Fiscal Year 2017, if Appropriated, Granting Signature Authority To The County Manager to Execute The Purchase Order. ((Purchasing/Bill Taylor)**

IV. Matters From the County Manager

- A. **Miscellaneous Updates**
- B. **Legislative Session**

V. Matters of Public Concern

VI. Discussion/Information Items/Presentations

- A. **Matters from County Commissioners and Other Elected Officials**
 1. **Elected Officials Issues and Comments - These are Non-Action Items by Elected Officials, Such as Constituent Concerns, Elected Official Recognitions, and Requests for Updates or Future Presentations.**
 2. **Commissioner Issues and Comments - These are Non-Action Items by Commission District, Such as Constituent Concerns, Commissioner Recognitions, and Requests for Updates or Future Presentations.**

VII. Matters From the County Attorney

A. Executive Session

1. **Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, Including the Following:**
 - a. **Potential Breach of Contract and Negligence Actions.**

- b. *Board of County Commissioners of Santa Fe County v. Gregory Fuess, State of New Mexico, County of Santa Fe, First Judicial District, No. D-101-CV-2015-01936*
- c. *Litigation Involving Santa Fe Film and Media Studios, Inc. and La Luz Holdings, LLC.*
- d. *Quintana v. Santa Fe County Commissioners, et al., State of New Mexico, County of Santa Fe, First Judicial District Court, No. D-1-1-CV-2014-269.*
- e. *Board of County Commissioners for the County of Santa Fe v. Montoya, et al., State of New Mexico, County of Santa Fe, First Judicial District, No. D-101-CV-2014-00288.*

- 2. **Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978.**

B. Possible Action(s) with Respect to Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant Discussed in Executive Session. (Action Item)

VIII. Public Hearings (To Begin No Earlier Than 5:00 P.M.)

A. Ordinances

- 1. **Ordinance No. 2016-___, The Place at Caja Del Rio, A Senior Living Project, Local Economic Development Act (LEDA) Project Ordinance. (Growth Management/David Griscom) (TABLED UNTIL JANUARY 26, 2016)**
- 2. **Ordinance No. 2016-___, An Ordinance Amending the Dedication of the Third One-Eighth Increment of the County Gross Receipts Tax Imposed By Ordinance No. 1987-6. (County Attorney/Gregory S. Shaffer) (First and Final Public Hearing) (Action Item)**

B. Land Use Cases (Possible Action Items)*

- 1. **CDRC CASE # V 15-5270 Kathleen Kaupp Variance. Kathleen Kaupp Applicant, Michael Henry, Agent, Requests a Variance of Article III, Section 2.3.6b.2 (Height Restrictions for Dwellings or Residential Accessory Structures) of the Land Development Code and Section 3.8.1.d of Ordinance 2000-13 Tesuque Community Zoning District (Height on Slopes and Ridgetops) to Allow a 365 Square Foot Accessory Structure Addition to Exceed 14 Feet in Height on a Ridgetop. The Property is 2.82 Acres and Located at 7 Thorpe Way, within the Bishops Lodge Estates Subdivision, within Section 6, Township 17 North, Range 10 East (Commission District 1). John Lovato, Case Manager.**

2. **CDRC CASE # ZA/S 14-5491 Saleh.** Senemar, LLC, Applicant, Design Enginuity, Agent, Request a Master Plan Amendment to Allow 12 Commercial Lots on a 64 ± Acre Site and to Increase the Amount of Seating to the Allowed Church/Religious Institution Use. The Applicant also Requests Preliminary and Final Plat Approval, to Create 3 Commercial Lots on 24 ± Acres, and Final Development Plan Approval for Saleh Phase 1. The Property is Located on the South Side of I-25 and East of Richards Avenue, within Section 16, Township 16 North, Range 9 East (Commission District 5). Jose E. Larrañaga, Case Manager.
3. **CDRC CASE # S 08-5441 Tierra Bello Subdivision Phase 2 and Phase 3 Preliminary and Final Plat and Development Plan.** Joe Miller, Applicant, Danny Martinez, Agent, Request Preliminary and Final Plat and Development Plan Approval for Phase 2 (6-lots) and Phase 3 (6-lots) of the Tiera Bello Residential Subdivision to Create 12 Residential Lots within a Previously Approved Master Planned 73 Lot Residential Subdivision. The Property is Located at the Northeast Intersection of Avenida de Compadres and Spur Ranch Road, South of Avenida Eldorado in Eldorado, within Sections 24 and 25, Township 15 North, Range 9 East, (Commission District 5). Vicente Archuleta, Case Manager.

IX. Concluding Business

A. Announcements

B. Adjournment (Action Item)

***These land use cases are administrative adjudicatory proceedings. Among other things, this means that Commissioners generally may not discuss a case with the applicant or other members of the public outside of the public hearing on the case. In addition, the Board of County Commissioners may not announce its decision on a land use case at the conclusion of the public hearing tonight.**

Santa Fe County makes every practical effort to assure that auxiliary aids or services are available for meetings and programs. Individuals who would like to request auxiliary aids or services should contact Santa Fe County Manager's Office at (505) 986-6200 in advance to discuss specific needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).