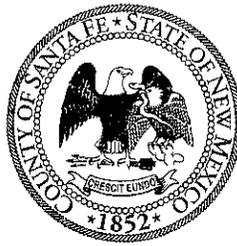


NO PACKET MATERIAL
FOR THIS ITEM

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: May 28, 2013
TO: Board of County Commissioners
FROM: Juan Rios, Constituent Services Liaison 
VIA: Daniel Mayfield, County Commissioner, Dist. 1
SUBJECT: A Discussion of proposed rate increases for Jemez Mountains Electric Cooperative Inc. customers and action to authorize the filing of additional protests with the Public Regulation Commission of the proposed rate increases.

ISSUE:

Attached is the protest already filed with the New Mexico Public Regulation Commission regarding the proposed rate increase for the Pojoaque area of Jemez Mountains Electric Cooperative. This request is to have the BCC authorize filing of additional protests on behalf of Santa Fe County by the County's legal department.

REQUESTED ACTION:

Commissioners Mayfield respectfully requests the Commission's support of this request.

**PROTEST OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF SANTA FE**

COMES NOW the Board of County Commissioners of Santa Fe County (“the County”), a political subdivision of the State of New Mexico, and a member and ratepayer of the Jemez Mountains Electric Cooperative, Inc. (Jemez), by and through its counsel, Stephen C. Ross, Santa Fe County Attorney, and Rachel Brown, Deputy County Attorney, and pursuant to Sections 17.9.540.10 and 17.9.540.11 NMAC, submits to the New Mexico Public Regulation Commission (the PRC) this Protest of the proposed rates described in Jemez’s Advice Notice No. 63, filed on March 5, 2013, as more fully set forth below.

1. IDENTIFICATION OF PROTESTING MEMBER AND ATTORNEYS:

The Protestor:

The Board of County Commissioners of Santa Fe County
102 Grant Avenue
Santa Fe, NM 87501

Attorney Information:

Stephen C. Ross, County Attorney and
Rachel Brown, Deputy County Attorney
102 Grant Avenue
Santa Fe, NM 87501
(505)986-6326
Fax (505)986-6362
Email: rabrown@santafecounty.org

2. PROPOSED RATES BEING PROTESTED:

The County hereby protests the following rates proposed in Jemez’s Advice Notice No. 63: First Revised Rate Rider No. 2 and Original Rate Rider No. 6. The protest touches on Rate 19 as well. The First Revised Rate Rider No. 2 proposes a total charge per KWH sold of \$.001335 as the initial monthly additional charge for access costs, which charge will be adjusted

periodically. Original Rate Rider No. 6, which is proposed for customers within the exterior boundaries of the Pueblo of Pojoaque requests imposition of an additional \$.003035/kWh, subject to periodic adjustments. First Revised Rate Rider No. 2 would apply to approximately 31,178 customers, while Rate Rider No. 6 would be imposed on a 1,816 person subset of those customers.

3. STATEMENT OF EFFECT OF PROPOSED RATES ON THE COUNTY

Revised Rate Rider No. 2 and Rate Rider No. 6 will have an adverse effect on Santa Fe County in two main areas: 1) County government facilities served by Jemez and 2) all County citizens and businesses served by Jemez, particularly those located within the exterior boundaries of Pojoaque Pueblo.

Santa Fe County has approximately 32 facilities located within the Jemez service territory. Those 32 Jemez accounts represent approximately 460,000 kilowatt-hours of cumulative annual electric usage. With respect to Rate Rider No. 2's \$.001335 per kWh proposed levy, this translates to a cumulative bill increase for all 32 accounts of over \$600 per year. Furthermore, some of the County's facilities are located within the exterior boundaries of Pojoaque Pueblo, making those accounts subject to the additional Rate Rider No. 6's \$.003035 per kWh levy, further increasing the County's Jemez electric bills.

Jemez serves County residents and businesses located in northern Santa Fe County. While socioeconomic data specific to and separate from the County as a whole is not available, it is generally recognized that northern Santa Fe County's citizens have lower incomes and higher rates of poverty than the County as a whole. U.S. Census Bureau's 2011 data indicate that 23,668 citizens were at or below the federal poverty level in Santa Fe County, representing 16.5% of the County's population. Furthermore, the Census Bureau's 2011 "Small Area Income

and Poverty Estimates” indicates that the County’s median household income decreased between 2007 and 2011. For a residential user consuming approximately 750 kwh/month, Rate Riders Nos. 2 and 6 would result in an annual electric bill increase of over \$58. For low income families and senior citizens on fixed incomes, such an increase will further exacerbate their financial hardships.

The County understands that Jemez intends to file Rate Riders Nos. 4 and 5, for customers within the exterior boundaries of San Ildefonso and Nambe Pueblos, respectively, within the next couple of months utilizing the cost allocations identified in Rate 19. According to Jemez’s notice in the February 2013 Enchantment newsletter, those rate riders would translate to bill increases in excess of 50% for some customers. The County is concerned that if the same methodology used for Rate Rider No. 3, and proposed for Rate Rider No. 6 to allocate Pueblo access costs between “local” and “system” facilities, is used to determine Rate Riders 4 and 5, that untenably large bill increases will be experienced by Santa Fe County as a customer of Jemez and by its residents and businesses located within the exterior boundaries of the relevant Pueblos. Santa Fe County requests that the PRC seize this opportunity to reconsider Rate 19.

The water treatment facility for the Pojoaque Basin Regional Water System is anticipated to be installed within the exterior boundaries of the Pueblo of San Ildefonso and is anticipated to utilize a substantial amount of electricity. The series of proposed rate riders, including Rate Riders 4, 5 and 6, utilizing Rate 19 methodology will drastically increase the cost of electricity for that facility, a cost that will be borne at least in part by the County. Therefore the County has a significant interest in having the PRC modify Rate 19, and reject rate riders utilizing the methodology adopted by Rate 19, including Rate Rider No. 6.

4. BASIS FOR ASSERTION THAT PROPOSED RATES ARE UNJUST, UNREASONABLE OR OTHERWISE UNLAWFUL

According to the Certificate of Stipulation incorporated into the Order on Reconsideration in Case No. 12-00020-UT (“Certification of Stipulation”), the PRC adopted cost causation as the guiding principal in establishing Rate 19, which provides “the general framework by which [Jemez] will recover costs of Rights of Way on Native American Lands through rate riders filed and approved in accordance with Rate No. 19.” *Certification of Stipulation*, Page 9, Case No. 12-00020-UT. Rate 19 established a novel method for allocating the cost of Rights of Way among Jemez customers. Rate 19 authorized the imposition of costs associated with “System Rights of Way,” including facilities necessary for or otherwise predominantly supporting service to customers located outside the exterior boundaries of the Native American Lands, on the entire customer base. Rate 19 also authorized the imposition of costs associated with “Local Rights of Way,” including facilities which are necessary for or otherwise predominantly support service to customers located within the exterior boundaries of the Native American Lands, on customers located within those boundaries. Jemez is also authorized by Rate 19 to recover “direct external costs of negotiating and obtaining approval of the Rights of Way, including professional and consulting fees, costs of surveys, appraisals and other studies and reports required for approval and legal and consulting fees” from the entire customer base. *Certification of Stipulation*, Page 10, Case No. 12-00020-UT. The Certificate of Stipulation incorporated into the Order on Reconsideration which formed the basis for Rate 19 provided that the Commissioners of the Public Regulation Commission would retain the right and authority to review and modify Rate No. 19 in connection with its review of future rate riders filed pursuant to Rate No. 19. The County is now calling upon the PRC to exercise that authority to modify Rate No. 19 and to reject Revised Rate Rider No. 2 (imposing costs

associated with System Rights of Way on the entire customer base) and Original Rate Rider No. 6 (imposing costs of Local Rights of Way on customers within the exterior boundaries of the Pojoaque Pueblo).

Before addressing arguments specific to Rate Rider No. 6, it is critical to point out that the rate structure established by Rate No. 19 will also be at issue in the two remaining rate riders Jemez has announced intentions of filing, namely Rate Riders 4, 5. It is insufficient to consider the impact of Rate Rider 6 without addressing the overall impact of all anticipated rate riders, coupled with the already established Rate Riders 2 and 3. Rate Riders 4 and 5 will also be accompanied by an amendment to Rate Rider 2, as was Rate Rider No. 6. The rate riders are cumulative and will have long term effects on all customers of Jemez. To apply the rate structure of Rate No. 19 for purposes of Rate Rider No. 6 without consideration of the ultimate impact of that rate structure once Rate Riders 4 and 5 are filed results in a piecemeal approach to rate making that could ignore the ultimate deficiency of Rate No. 19.

The Certificate of Stipulation utilized to create Rate No. 19 established that the compensation paid for Rights of Way on Native American Lands should not be treated as a franchise fee. *Certification of Stipulation*, Page 23, Case No. 12-00020-UT. Franchise fees by law are imposed on customers within the jurisdiction imposing the franchise fee. By contrast Rights of Way costs are generally spread across the entire customer base of an electric company. According to the Governor of the Acoma Pueblo, Randall Vicente, right of way fees charged by the Pueblo of Acoma have historically been included in the rates charged to all customers of the Continental Divide Electric Cooperative. (See Protest filed with the Public Regulation Commission by the Governor of the Pueblo of Acoma in response to Advice Notice 61 filed by Continental Divide Electric Cooperative). Similarly, Rosemary Law confirmed during her

meeting with representatives of the County that the costs associated with BLM Rights of Way are included in the rates charged to all customers of Jemez. A deviation from standard practice to impose Rights of Way costs associated with each pueblo on those customers residing within the exterior boundaries of that pueblo is neither supported by precedent nor fair, equitable or sustainable by the limited number of customers within the exterior boundaries of each pueblo.

If the Rate 19 rate structure is retained as a method of addressing Rights of Way costs despite the County's protest, all Rights of Way costs paid by Jemez should be allocated in accordance with Rate 19 and imposed on those customers who directly benefit from those Rights of Way rather than being included in the rates charged to all customers, including fees paid to BLM, the US Forest Service, the New Mexico State Land Office and entities being paid for Rights of Way outside of a municipal franchise agreement.

If the Rate 19 novel Rights of Way cost allocation is followed to conclusion, customers within the exterior boundaries of pueblos in the Jemez service area will be burdened with increases in electric rates ranging from just a few percentage points to in excess of fifty percent. Such increases do not comport with NMSA 1978, Section 62-3-1(B) which declares it the policy of the State that the rates approved by the PRC be fair, just and reasonable. Furthermore, such a practice would violate NMSA 1978, Section 62-8-6 which prohibits a public utility from establishing "unreasonable differences as to rates of service either as between localities or as between classes of service." While Rate 6 seeks what many perceive to be a modest rate increase, the information circulated by Jemez about the rate increases to be proposed for customers within the exterior boundaries of the Nambe Pueblo and within the exterior boundaries of the San Ildefonso Pueblo is far more substantial. The proposed differences in rates between various localities violate the statutory prohibition on unreasonable differences in rates

which, according to NMSA 1978, § 62-8-6, constitutes discrimination in rates. Therefore, the methodology which appears to support such drastic rate increases must be revisited and revised to spread Rights of Way costs across the entire customer base of Jemez.

A general rule of rate design dictates that “[r]ates per unit of the service may not differ among members of the same class.” *The Process of Ratemaking*, Vol. II, Leonard Saul Goodman, 1998, p. 1019. The rates proposed by Jemez in Rate 6 would establish a different rate per unit of service for members of a rate class living inside the exterior boundaries of the Pojoaque Pueblo compared to members of the same rate class living outside the exterior boundaries of the Pojoaque Pueblo. Thus the proposed Rate 6 violates a basic tenet of rate design and the historic practice of placing Right of Way costs on the entire customer base. The rate design of Rate 19, whereby a basic cost of doing business is placed on a geographic portion of the customer base, should be rejected by the PRC along with the proposed Rate 6.

A legitimate objective served by spreading variable costs across an entire customer base is and should be to bind the customer base together. See *The Process of Ratemaking*, Vol. II, Leonard Saul Goodman, 1998, p. 1018 (“national postal policy requiring postal rates to bind the nation together favor a flat first-class rate nationwide although services and service costs will vary widely to, from, and within different localities.”). By placing the cost of providing service on the entire customer base, Jemez would accomplish the objective of ensuring that customers within the exterior boundaries of the pueblos can continue to purchase electricity from the cooperative and support the overall functioning of the coop. The method approved by Rate 19 and proposed for Rate Rider No. 6 unfairly places a portion of the Rights of Way costs on customers within the exterior boundaries of Pojoaque. Jemez has advised customers that Rate Riders 4 and 5 will soon be filed, placing enormous costs associated with Rights of Way on

customers within the exterior boundaries of the Nambe Pueblo and the Pueblo of San Ildefonso. Rate Riders 4, 5 and 6 could result in cost prohibitive rates and, as an unintended consequence, an overall decrease in the number of customers served by Jemez. Residents may be forced to give up or dangerously reduce the amount of electricity purchased from Jemez. If the customers served by Jemez decrease as a result of the rate increases, the overall cost of providing service to all members will be spread over a smaller customer base and will result in cost increases to every customer. Such a short sighted (and potentially discriminatory) approach to rate design could ultimately damage Jemez and its customers. At a meeting on March 19, 2013 customers within the exterior boundaries of the Pueblo of San Ildefonso advised that they are looking at the feasibility of terminating their relationship with Jemez and finding a more cost effective option. Certainly the rate making process should not result in driving customers away from Jemez.

Although the New Mexico Supreme Court has confirmed that there can be variations in rates between localities, unreasonable differences are not permitted. *City of Albuquerque v. New Mexico Pub. Reg. Com'n.*, 2003-NMSC-028, ¶ 28, 79 P.3d 297, 309. A variation in rates between localities that is so expensive that residents of a locality can no longer afford electric service is the epitome of an unreasonable variation in rates. The PRC must evaluate whether the populations within the exterior boundaries of the pueblos can support the types of price increases proposed by Jemez. If the combined impact of Rate 2 as amended with each new rate rider, Rate Rider 3, Rate Rider 6 and the soon to be filed Rate Riders 4 and 5, is to make electric service too costly for some local customers, than Rate 19 should be revised rather than adopting Rate Rider 6. A more equitable apportionment of the costs of Rights of Way must be developed than that contained in Rate 19, and an equitable approach is clearly supported by the New Mexico Supreme Court. *Id.* at ¶ 25, 70 P.3d at 309-310 (Recognizing that when strict application of

common law would result in certain utility users paying a disproportionate share of costs, an equitable apportionment is preferable).

Questions have been raised by customers of Jemez as to whether the rate riders proposed by Jemez to address access costs will generate more revenue than is necessary to cover the access costs. The County requests that the PRC carefully scrutinize the figures presented in proposed Rate Rider 6 and the amendment to Rate Rider 2. The PRC should determine whether the proposed rate riders are likely to generate more revenue than necessary to cover the actual access costs, thereby mandating a reduction in the amount of increase initially approved.

The PRC should also scrutinize proposed Revised Rate Rider 2 and Rate Rider 6, to determine whether improper expenses were included in the amount designated access fees. It is possible that some portion of the fee identified by Jemez as a Rights of Way fee charged by the San Ildefonso Pueblo is actually a damage assessment for Jemez' trespass on lands within the exterior boundaries of the Pueblo of San Ildefonso prior to acquiring Rights of Way. The County questions whether a damage assessment resulting from poor management of Jemez should be placed on the bills of customers within the exterior boundaries of the pueblo entitled to the damage payment. It is imperative that the PRC evaluate whether the rates proposed by Jemez for residents within the exterior boundaries of the Pojoaque Pueblo through Rate Rider 6 include any component of damages for trespass or other fees which should not be part of a Rate Rider to recuperate payments for Rights of Way. If the PRC determines that damage payments associated with trespass are appropriately included in a rate rider under Rate 19, it should ensure that those costs are part of Rate 2, the rate rider applicable to the entire customer base.

If Rate Rider 19 is not revised to require the spreading of Rights of Way costs across the entire customer base, Santa Fe County requests a careful analysis of how Jemez designated

facilities as either local or system wide. There are two-phase and three-phase distribution lines allocated to each category without explanation for how those allocations were made. A method of distribution that places a greater percentage of lines in the system wide category would provide some relief to customers living within the exterior boundaries of the pueblos.

In conclusion, the County believes Rights of Way are part of the cost of doing business properly borne by the entire customer base. Rate Rider No. 6 should not be approved because it places the cost of doing business on a discrete portion of the customer base. Revised Rate No. 2 should not be approved as it may need to include more of the cost of Rights of Way. Rate 19 should be revised to place the appropriate costs of Rights of Way on all customers.

5. SANTA FE COUNTY'S EFFORTS TO RESOLVE OBJECTIONS DIRECTLY WITH JEMEZ MOUNTAINS ELECTRIC COOPERATIVE, INC.

The February 26, 2013 agenda of the Board of County Commissioners (the Commission) included an item seeking authorization to protest proposed rate increases contained in Rate Riders 4, 5 and 6 for select customers of the Jemez Mountains Electric Cooperative, Inc. (Jemez). At that meeting, Santa Fe County Commissioner Daniel Mayfield described the astronomical rate increases residents of certain portions of Santa Fe County faced as a result of the proposed rate hikes outlined by Jemez. Concerned for the welfare of Santa Fe County residents targeted by the proposed rate riders and concerned for the rates paid by Santa Fe County (the County) for electricity throughout the various jurisdictions targeted by Jemez, the Board took action to authorize staff to communicate the Commission's concerns to Jemez, and thereafter evaluate the merits of the proposed rate increase and the need to file a protest. (See Exhibit A, Agenda, item XI. A. 2. of meeting of the Board of County Commissioners of Santa Fe County for February 26, 2013).

Following the February 26, 2013 meeting, Santa Fe County Manager Katherine Miller sent a letter to the interim general manager of Jemez requesting more information and expressing concern about the proposed rate increases. (See Exhibit B, letter from Katherine Miller to Jemez Acting General Manager Rose Marie Law dated March 1, 2013). In response, Ms. Law submitted an extensive explanation of the basis for the proposed rate increases and confirmed that two of the three possible rate increases would be postponed. (See Exhibit C, letter from Rose Marie Law to Katherine Miller dated March 6, 2013). Thereafter on March 11, 2013 Acting General Manager Rose Marie Law, Board Member Larry Rodriguez and consultant Wayne Sowell met with Commissioner Mayfield and staff from Santa Fe County to discuss the proposed rate increases. Jemez remained steadfast in their assertion that they could not deviate from the Rate 19 concept, and that the rate would assist in putting pressure on the pueblos to reduce the cost of Rights of Way. Jemez urged the County to protest each Rate Rider submitted by Jemez in order to renew the dialogue with the Pueblos regarding the cost of the Rights of Way negotiated by Mr. Sowell on behalf of Jemez. Jemez concluded that a united front to pressure the Pueblos to extend the terms of the Rights of Ways or to reduce the charges for the Rights of Way was the only solution. Jemez representatives were adamant that placement of the cost of Rights of Way on the entire customer base was unacceptable.

At the close of that meeting Rose Marie Law agreed to provide copies of the Rights of Way agreements signed by the company and the various Pueblos which necessitated the filing of Rate Rider No. 6 and which will necessitate the filing of Rate Riders 4 and 5. To date those agreements have not been produced. Ms. Law confirmed that BLM Rights of Way are paid for by the entire rate base rather than a discrete segment of customers of the cooperative. Finally, Ms. Law agreed to provide minutes documenting the fact that the Board of Directors of Jemez

took formal action to authorize the filing of applications for rate riders, including the two being protested by the County. No minutes have been provided raising concerns that the request for this rate rider may be an unauthorized action of the Board.

On March 12, 2013 the Commission again held a public meeting that included an agenda item to take action on the filing of a rate protest. (See Agenda, item XI. D. of meeting of the Board of County Commissioners of Santa Fe County for March 12, 2013 attached hereto as Exhibit D). Representatives of Jemez attended that meeting and spoke with the Commission to defend the rate increases which Jemez intends to propose through Rate Riders 4, 5 and 6 and the accompanying amendments to Rate Rider 2, under the scheme of distributing access costs between local users and the entire customer base. Dissatisfied with the efforts and explanations of Jemez, the Commission approved the filing of a protest of proposed Rate Riders 4, 5 and 6.

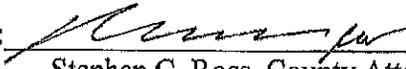
6. STATEMENT OF RELIEF SOUGHT

Santa Fe County asks that the PRC modify Rate 19 so that the costs associated with Rights of Way are borne by the entire customer base, as has traditionally been the practice. Thereafter a rate rider could be imposed on the entire customer base for the costs of the various Rights of Way acquired by Jemez, including those identified in Rate Rider 6 and the accompanying modification to Rate Rider 2. The County also asks that the PRC reject any rate riders submitted by Jemez prior to formal action of the Jemez Board of Directors authorizing the filing of the rate rider. Alternatively, if the rate increase proposed for Rate Rider 6 will be imposed only on customers within the exterior boundaries of the Pueblo of Pojoaque, the allocation of lines between "local" and "system wide" should be carefully scrutinized and a greater percentage of the allocation should be placed on the system wide rate rider proposed to modify Rate Rider 2. Finally, if Rate Rider 6 and the accompanying modification of Rate Rider

2 are going to be implemented, the County requests the exclusion of any inappropriate elements of cost included in the Rate Riders, such as damage awards for trespass by Jemez prior to acquiring the Rights of Way from Pojoaque.

Respectfully submitted by:

SANTA FE COUNTY ATTORNEY'S OFFICE
STEPHEN C. ROSS, COUNTY ATTORNEY

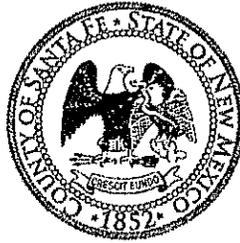
By: 
Stephen C. Ross, County Attorney
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102 Grant Avenue
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NO PACKET MATERIAL
FOR THIS ITEM

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Commissioner, District 1

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Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

CASE NO. V 13-5040

VARIANCE

RODDY & SHERRY LEEDER, APPLICANTS

ORDER

THIS MATTER came before the Board of County Commissioners (hereinafter referred to as "the BCC") for hearing on May 14, 2013 on the Application of Roddy and Sherry Leeder (hereinafter referred to as "the Applicants") for a variance of Article III, Section 2.4.1a.2.b (Access) of the Santa Fe County Land Development Code ("Code") and a variance of Article 4, Section 4.2 of Ordinance No. 2008-10 (Flood Damage and Stormwater Management) to allow the placement of a manufactured home on 7.68 acres. The BCC, having reviewed the Application and supplemental materials, staff reports and having conducted a public hearing on the request, finds that the Application is well-taken and should be granted, and makes the following findings of fact and conclusions of law:

1. The Applicants request approval of a variance of Article III, Section 2.4.1a.2.b (Access) of the Code and Section 4, Section 4.2 of Ordinance No. 2008-10 (Flood Damage and Stormwater Management) to allow the placement of a manufactured home on 7.68 acres on property located at 25 Bar D Four Road, within Section 18, Township 20 North, Range 9 East ("Property").
2. Article III, Section 2.4.1a.2.b of the Code provides that all development sites under this Section shall demonstrate that access for ingress and egress, utility service and fire

protection whether by public access and utility easement or direct access to a public right-of-way can be provided and meet the requirements of this Code.

3. Article V, Section 8.1.3 of the Code provides that legal access shall be provided to each lot and each lot must directly access a road constructed to meet the requirements of Section 8.2 of the Code. Parcels to be accessed via a driveway easement shall have a twenty foot all weather driving surface, grade of not more than 11%, and drainage control as necessary to insure adequate access for emergency vehicles.
4. Ordinance No. 2008-10 provides that at no time shall a permit be issued for a new dwelling unit, site, lot, parcel or tract of land intended for placement of a habitable structure where the site is absent all weather access.
5. Article II, Section 3.1 of the Code states that where in the case of a proposed development it can be shown that strict compliance with the requirements of the Code would result in extraordinary hardship to the Applicant because of unusual topography or other such non-self-inflicted conditions or that these conditions would result in inhibiting the achievement of the purposes of the Code, an Applicant may file a written request for a variance. It further states that a Development Review Committee may recommend to the BCC and the BCC may vary, modify or waive the requirements of the Code upon adequate proof that compliance with the Code provision issue will result in an arbitrary and unreasonable taking of the property or exact hardship, and proof that the variance from the Code will not result in conditions injurious to health or safety. Section 3.1 provides that in no event shall a variance be recommended by the Development Review Committee nor granted by the BCC if by doing so the purpose of the Code will be

nullified. Additionally, it states that in no case shall any variation or modification be more than a minimum easing of the requirements.

6. The Applicants request approval to allow the placement of a manufactured home on 7.68 acres. Access to the subject property would be off Bar D Four road which is a dirt road/private roadway crossing a FEMA designated Special Flood Hazard Area, via an existing low water concrete dip section which may be frequently impassible during inclement weather, and is not all weather accessible.
7. The property already has one residence which is accessed utilizing the existing low water concrete dip section.
8. Staff recommended denial of the Application, but recommended imposition of the following conditions if the Application was granted:
 - a) Water use shall be restricted to 1 acre foot per year. A water meter shall be installed for the proposed home. Annual water meter readings shall be submitted to the Land Use Administrator by January 1st of each year. Water restrictions shall be recorded in the County Clerk's Office;
 - b) The Applicants shall comply with all Fire Prevention Division requirements at the time of Development Permit Application;
 - c) A restriction must be placed on the Warranty Deed regarding the lack of all weather access to the subject lot. This restriction shall include language as follows: The access to this property does not meet minimum standards set forth by County Ordinance and Code. Site access, including access by emergency vehicles, may not be possible at all times.

- d) The Applicants must obtain a development permit from the Building and Development Services Department for the placement of the proposed home.
9. In support of the Application, the Applicants agreed with the conditions recommended by staff.
 10. Following a hearing on the Applicants' request for a variance, the CDRC, at its March 21, 2013 meeting, recommended approval of the variance request.
 11. No members of the public spoke in opposition to the Application.
 12. In this case strict compliance with the requirements of the Code would result in extraordinary hardship to the Applicants because of unusual topography or other such non-self-inflicted conditions.
 13. The granting of the requested variances is a minimal easing of the Code requirements to address obstacles to place a manufactured home on this property.
 14. Granting this variance request will not nullify the purpose of the Code.

WHEREFORE the Board of County Commissioners of Santa Fe County hereby approves the request for a variance of Article III, Section 2.4.1a.2.b (Access) of the Code and a variance of Ordinance No. 2008-10 (Flood Damage and Stormwater Management) to allow the placement of a manufactured home on 7.68 acres on property located at 25 Bar D Four Road based upon the Applicants complying with the conditions as stated in Paragraph 8.

IT IS SO ORDERED

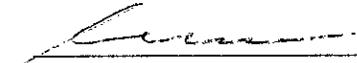
this Order was approved by the Board of County Commissioners of Santa Fe County on this ____ day of June, 2013.

By: _____
Kathy Holian, Chair

Attest:

Geraldine Salazar, County Clerk

Approved as to form:



Stephen C. Ross, County Attorney

XVII. 6. **CDRC CASE # V 13-5040 Roddy & Sherry Leeder Variance.**
Roddy & Sherry Leeder, Applicants, Ralph Jaramillo Agent,
Request a Variance of Article III, Section 2.4.1a.2.b (Access) of
the Land Development Code and a Variance of Article 4,
Section 4.2 of Ordinance No. 2008-10 (Flood Damage and
Stormwater Management) to Allow the Placement of a
Manufactured Home on 7.68 Acres. The Property is Located at
25 Bar D Four Road, in the Vicinity of Arroyo Seco, within
Section 18, Township 20 North, Range 9 East (Commission
District 1)

MR. LOVATO: Thank you, Madam Chair. The Applicant requests a variance to allow the placement of a manufactured home on 7.68 acres. Access to the subject property would be off Bar D Four Road which is a dirt road/private roadway crossing a FEMA designated Special Flood Hazard Area, via an existing low water concrete dip section which may be frequently impassible during inclement weather, and thereby is not all weather accessible.

There is currently a residence and the proposed manufactured home on the property. The residence was permitted in July of 2010, under permit number 10-343. The proposed manufactured home was allowed temporary placement on the property for a period of 90 days while the Applicant proceeds through the variance process.

The Applicants state they have seven children and it is expensive to live in the market at the current moment and they want to help their children with housing.

On March 21, 2013, the CDRC met and acted on this case, the decision of the CDRC was to recommend approval of the Applicant's request by a 4-3 vote.

Growth Management staff have reviewed this Application for compliance with pertinent Code requirements and finds the project is not in compliance with County criteria for this type of request. Staff recommends denial of a variance from Article III, § 2.4.1a.2.b Access of the Land Development Code and denial of a variance of Article 4, § 4.2 of Ordinance No. 2008-10 Flood Damage and Stormwater Management. If the decision of the BCC is to approve the Applicants request for variances, staff recommends imposition of the following conditions, and Madam Chair, may I enter those conditions into the record?

CHAIR HOLIAN: Yes, you may.

1. Water use shall be restricted to 1.00 acre-feet per year per home. A water meter shall be installed for the proposed home. Annual water meter readings shall be submitted to the Land Use Administrator by January 1st of each year. Water restrictions shall be recorded in the County Clerk's Office (As per Article III, § 10.2.2 and Ordinance No. 2002-13).
2. The Applicant must obtain a development permit from the Building and Development Services Department for the placement of the proposed home (As per Article II, § 2).
3. The Applicant shall comply with all Fire Prevention Division requirements at time of Development Permit Application (As per 1997 Fire Code and 1997 Life Safety Code).

4. A restriction must be placed on the Warranty Deed regarding the lack of all-weather access to the subject lot. This restriction shall include language as follows: the access to this property does not meet minimum standards set forth by County Ordinances and Code. Site access including access by emergency vehicles, may not be possible at all times (As per Ordinance #2008-10).

CHAIR HOLIAN: Are there any questions for staff? I have a question, John. On condition number four I noticed that there's, if it were granted, there would be a restriction placed on the warranty deed regarding the lack of all weather access. Would that affect the insurance, the homeowners insurance for the owner?

MR. LOVATO: Madam Chair, there is really no restriction from FEMA to the water crossing – they're really less stringent than our current ordinance. If the property was located within this designated area it would definitely affect the property owners.

CHAIR HOLIAN: So they would pay higher insurance?

MR. LOVATO: If the property was affected by this but this certain parcel, it's really the crossing that's the actual key here.

CHAIR HOLIAN: I see, okay, thank you, John. Is the applicant here?

[Duly sworn, Ralph Jaramillo testified as follows:]

RALPH JARAMILLO: Ralph Jaramillo. Madam Chair, members of the Commission, thank you so much for allowing us – me, to be here tonight, a late night.

First and foremost my clients, Roddy and Sherry Leeder, approximately about five years ago, and let me just give you a little history on how we acquired this property. The 7.68 acres out in Arroyo Seco is where they had been looking for some property. Well, we found this property and as we – they were wanting to acquire the property and look into the property they asked me to come to the County to see what we could do with the property. At that point, I met with staff. They wanted to split the property. They do have seven kids. They did, they do want to reside, live on the property, die on the property and they have a church there close to that they're very, very involved in there in Arroyo Seco.

At that time staff has said that it would be no problem to split this property. We were in the motion back then within the five years to split this property, the 7.68, we have the density, to four lots. As they gave us the okay verbally we went ahead and got a surveyor involved. We spent thousands of dollars on a survey. We got a septic gentleman involved. We got septic permits in Española from EID as well. Getting everything ready to bring to the County with staff and at that time they stopped us and says they cannot grant this now and we cannot move forward.

Mr. and Mrs. Leeder acquired the property way back then provided that they could do what was mentioned for the lot splits. At that time they went ahead and put their primary residence on that one piece of 7.6 so they do reside on this property. They were quite I guess discouraged I guess you could put that, you know, this is what they bought it for. We looked into and thereafter – we got nothing in writing, it was just all verbal. And this is when the FEMA came in and said this is what was going on with low crossing. I met with Buster Patty. I met with staff several times, et cetera. Therefore, this is where we're here tonight asking for your blessings on acquiring this mobile home that's on the property right now so we can acquire a permit.

He does have seven kids. He has several grandkids and here's where they want to reside and have some property for their children at this time provided that housing is quite expensive and the economy is so upside down and we don't know what we're doing. This is where the children want to be close to their parents as well. At this time, I stand for questions.

CHAIR HOLIAN: Thank you, Mr. Jaramillo. Any questions for the applicant?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR HOLIAN: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you, Mr. Jaramillo, thank you for being here tonight. Madam Chair, Mr. Jaramillo, how is your party in regards to or the applicant in regards to the staff conditions.

MR. JARAMILLO: Staff conditions.

COMMISSIONER MAYFIELD: If this goes forward.

MR. JARAMILLO: Give me a second. Give me a second, Madam Chair, Commissioner.

COMMISSIONER ANAYA: Madam Chair, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Yes, I'll pass.

COMMISSIONER ANAYA: On this point, Commissioner, you're referring to the conditions that were established as part of the recommendations from the CDRC approval.

CHAIR HOLIAN: These are staff conditions that are on the fourth page.

COMMISSIONER MAYFIELD: Madam Chair, if the Commission would approve them, staff has made some recommendations.

CHAIR HOLIAN: Yes, staff conditions if this variance were approved.

COMMISSIONER ANAYA: Staff conditions consistent with the recommendations that the CDRC had as well or are they different?

COMMISSIONER MAYFIELD: Thank you, Madam Chair, Commissioner.

MS. LUCERO: Madam Chair, Commissioner Anaya, I believe the conditions are the same exact conditions that were presented to the CDRC.

COMMISSIONER ANAYA: So the conditions are staff conditions that when the CDRC approved maintain those same recommendations of the staff.

MS. LUCERO: Madam Chair, Commissioner Anaya, that's correct.

COMMISSIONER ANAYA: Thank you, Madam Chair.

CHAIR HOLIAN: Okay, Commissioner Mayfield, you still have the floor.

COMMISSIONER MAYFIELD: Thank you and then I guess, Madam Chair, Mr. Jaramillo, so you all weren't opposed to them when the CDRC approved it and you still stand?

MR. JARAMILLO: Madam Chair, Commissioner Mayfield, Commissioner Anaya, thank you for clarifying. I just wanted to make sure that nothing did change and I was familiar with the CDRC and nothing did change so, Madam Chair, Commissioner Mayfield, no, we stand to live within the means of these four items.

COMMISSIONER MAYFIELD: Thank you. With that, Madam Chair, I would move for approval.

CHAIR HOLIAN: We have not had the public hearing yet.

COMMISSIONER MAYFIELD: I'm sorry. Thank you. I'll wait for public hearing.

CHAIR HOLIAN: Are there any further questions for staff or the applicant? Seeing none, at this point, this is a public hearing is there anybody here who would like to speak on this case either in favor or in opposition? Seeing none the public hearing is closed. Any further questions for staff or the applicant? Commissioner Chavez.

COMMISSIONER CHAVEZ: Okay, on condition one it says that water use shall be restricted to 1.00 acre-feet per year per home. Is that accurate?

CHAIR HOLIAN: Is your mike on?

COMMISSIONER CHAVEZ: No, I don't have my mike on. I apologize. Condition one says water use shall be restricted to 1 acre-feet per year per home. I thought it was .25 in most cases.

MS. LUCERO: Madam Chair, Commissioner Chavez, this property is located within a traditional community so the traditional communities actually get 1 acre-foot per home.

COMMISSIONER CHAVEZ: Thank you.

CHAIR HOLIAN: Any further questions?

COMMISSIONER CHAVEZ: No.

CHAIR HOLIAN: Is there a motion?

COMMISSIONER MAYFIELD: Madam Chair, in hearing what the applicant just stated, I would move for approval as staff recommended conditions are imposed.

CHAIR HOLIAN: Motion to --

Ca: Madam Chair, I would second --

CHAIR HOLIAN: -- approve the variance with staff conditions; is that what the motion is?

COMMISSIONER MAYFIELD: Yes, ma'am.

CHAIR HOLIAN: Yes, is there a second?

Ca: Madam, I would second and just have a comment under discussion.

CHAIR HOLIAN: Okay, we'll go to discussion now. Commissioner Anaya.

Ca: Thank you, Madam Chair. I just want to state for the record that this particular item we've had cases similar to this in the northern district, District 1 and other parts of the County where there are multiple residents that are serviced off of a water crossing. A lot of discussion over what the fire ordinance requirements are and what reality is. And within those discussions I think I would just comments that I think all of the members of the community that live in these situations would love to have the ability to have a full-blown bridge or any upgraded version of a crossing but I think Commissioner Mayfield and other Commissioners, not just Commissioner Mayfield, in the past have brought up the fact that we have our County low water crossings. I have one in Galisteo that is on County Road 42 that when that water runs through that low water crossing you can't pass it period. And so we have our own areas that we want to improve and work on but that based on those conditions and I think based on the added restriction on the warranty deed that makes it blatantly clear of what the applicant is

accepting as a responsibility of, I think makes sense for the current owner and any future owner that might have it – that they're aware what the potential condition might be. So, that's all I have, Madam Chair, thanks.

CHAIR HOLIAN: Okay. We have a motion for approval of CDRC Case V 13-5040 with staff conditions. All those in favor signify by saying "aye."

The motion passed by unanimous 4-0 voice vote.

CHAIR HOLIAN: The motion is approved 4-0, thank you, Mr. Jaramillo.

MR. JARAMILLO: Thank you, Madam Chair. Thank you, Commissioners and good night.

SANTA FE COUNTY SHERIFF'S OFFICE



Robert A. Garcia
Sheriff
986-2455
ragarcia@santafecounty.org

Ron E. Madrid
Undersheriff
986-2455
rmadrid@santafecounty.org

35 Camino Justicia – Santa Fe, New Mexico 87508

MEMORANDUM

Date: April 1, 2013

To: Board of County Commissioners

From: Undersheriff Ron Madrid
Diana M. Lovato / Accounting *gm*

Re: Resolution 2013 – A resolution requesting a budget increase to the Law Enforcement Fund (246) to budget (1) grant awarded through the United States Marshals Service for fugitive apprehension / \$6,000.00

Issue:

The Santa Fe County Sheriff's Office has been awarded funding from the United States Marshals Service for overtime in the amount of \$6,000.00.

Background:

The purpose of this Grant is for overtime during operations in support of fugitive apprehension.

Action Requested:

The Santa Fe County Sheriff's Office requests approval to budget funding from the grant listed above in the amount of \$6,000.00 awarded by the US Marshals services. Funding from this program is focused on operations in support of fugitive apprehension.

Fiscal Impact

Short Term

Initial Revenue:	\$6,000.00
Initial Expense:	\$6,000.00
Fiscal Year(s):	FY 2013
Dept./Division/Office:	Sheriff's Office
Line Item Description:	Overtime Reimbursements
Match Requirement:	No

If this is a resolution, contract or grant is for a capital project please complete the following section

Will this project be phased: N/A
Operating Cost in Current Fiscal Year: N/A
Source of operating cost funding: N/A

Long Term

Future Expenses: \$ 0.00 Is this cost recurring: N/A
Recurring Amount (annual basis): \$0.00

Future Revenue: \$ 0.00 Is this revenue recurring: N/A
Recurring Amount (annual basis): \$0.00

Your consideration on this matter is greatly appreciated.

Thank you.

SANTA FE COUNTY

RESOLUTION 2013 - _____

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on May 28, 2013, did request the following budget adjustment:

Department / Division: Sheriff's Office Fund Name: Law Enforcement Operating Fund (LEOF)

Budget Adjustment Type: Budget Increase Fiscal Year: 2013 (July 1, 2012 - June 30, 2013)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1232	381	0300	Joint Law Enforcement Operations (JLEO)	\$6,000.00	
TOTAL (if SUBTOTAL, check here)					\$6,000.00	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1232	424	10.25	Salary & Wages / Overtime Employee Benefits / FICA Medicare	\$5,913.00	
246	1232	424	20.02		\$87.00	
TOTAL (if SUBTOTAL, check here)					\$6,000.00	

Requesting Department Approval: _____ Title: Sheriff Date: 4-2-13

Finance Department Approval: _____ Date: 5/13 Entered by: _____ Date: _____

County Manager Approval: _____ Date: 5-17-13 Updated by: _____ Date: _____

SANTA FE COUNTY

RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Sheriff Robert Garcia Dept/Div: Sheriff's Office Phone No.: (505) 986-2455

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.

The United States Marshals has granted the Santa Fe Sheriff's Office \$6,000.00 to use for overtime reimbursement in support of the Joint Law Enforcement Operations (JLEO) program. JLEO funding is the source of overtime reimbursement made to Santa Fe County Sheriff's Office by United States Marshals Service (USMS) for operations in support of fugitive apprehension.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclass, Overtime)	Position Type (permanent, term) Full-Time / Permanent	Position Title Deputy / Patrol
10.25	Overtime		

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount

- 2) Is the budget action for RECURRING expense X or for NON-RECURRING (one-time only) expense _____

SANTA FE COUNTY
RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Sheriff Robert Garcia Dept/Div: Sheriff's Office Phone No.: (505) 986-2455

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (if applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES _____ NO X
If YES, cite statute and attach a copy.
 - b) Does this include state or federal funds? YES X NO _____
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.
Title: **Joint Law Enforcement Operations (JLEO) Program**
Project #: **JLEOTFS4 (Fund# AFF-B-OP-1)**
Award amt: **\$6,000.00**
Award period: **October 9, 2012 thru September 30, 2013**
 - c) Is this request is a result of Commission action? YES _____ NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

- d) Please identify other funding sources used to match this request.

N/A

SANTA FE COUNTY
RESOLUTION 2013 - _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 28th Day of May, 2013.

Santa Fe Board of County Commissioners

Kathy Holian, Chairperson

ATTEST:

Geraldine Salazar, County Clerk



Memorandum

To: Santa Fe Board of County Commissioners

From: Donna Morris, Senior Accountant *of 10/10/13*

Thru: David Sperling, Fire Chief
Pablo Sedillo, Public Safety Director *PS*
Katherine Miller, County Manager *Ken*

Date: May 28, 2013

Subject: A resolution requesting an operating transfer from the Emergency Medical Services Fund (206) to the Fire Protection Fund (209) to reimburse a prior fiscal year expenditure that was charged to Fund 209 in error / \$82

ISSUE:

The Fire Department is requesting BCC approval for an operating transfer from the EMS Fund (206) to the Hondo Fire Fund (209) in the amount of \$82 to replace an expenditure from FY-2011 that was determined to be out of compliance with Article 53, Fire Protection Fund, and Title 10, Chapter 25, Part 10, Public Safety and Law Enforcement, State Fire Marshal, and Fire Protection Fund. (Public Safety/Fire)

BACKGROUND:

As a result of a recent audit conducted on FY-2011 fire fund expenditures by the State Fire Marshal's office it was determined that an expenditure in the amount of \$82 was out of compliance with Article 53, Fire Protection Fund, and Title 10, Chapter 25, Part 10, Public Safety and Law Enforcement, State Fire Marshal, and Fire Protection Fund. The expenditure was for an EMS class taken by a Hondo Volunteer and was paid for by the Hondo Fire Fund. The PO was issued with cost center (209) Fire Fund instead of the correct cost center of (206) EMS Fund due to a data entry error. The State Fire Marshal's office has requested that we replace the funds which will be transferred from the Hondo (206) EMS Fund.

SUMMARY:

Please approve the request for a budget increase to the Hondo (209) Fire Fund in the amount of \$82.

SANTA FE COUNTY RESOLUTION 2013 - _____

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on May 28, 2013, did request the following budget adjustment:

Department / Division: Fire Department/Administration Fund Name: Hondo Fire District (206/209)
 Budget Adjustment Type: Budget Increase Fiscal Year: 2013 (July 1, 2012 - June 30, 2013)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0834	390	02-06	Operating Transfer In-- Hondo	82	
TOTAL (if SUBTOTAL, check here)					82	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	CATEGORY/LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0834	422	70-33	Other Operating Costs/Seminars & Workshops	82	
206	0854	423	70-33	Other Operating Costs/Seminars & Workshops		82
206	0854	490	02-09	Operating Transfer Out - Hondo	82	
TOTAL (if SUBTOTAL, check here X)					164	82

Requesting Department Approval: [Signature] Title: Chief Date: 5-14-13
 Finance Department Approval: Cavale G. Juarez Date: 5/14/13 Entered by: _____ Date: _____
 County Manager Approval: [Signature] Date: 5-17-13 Updated by: _____ Date: _____

SANTA FE COUNTY

RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Donna Morris Dept/Div: Fire Department/Administration Phone No.: 992-3082

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (if applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.

Requesting BCC approval for a budget increase to the Hondo Fire Fund (209) to replace funds expended in FY-2011 utilizing the fire district's State Fire Fund Allocation that as a result of a recent audit were determined to be out of compliance with Article 53, Fire Protection Fund, and Title 10, Chapter 25, Part 10, Public Safety and Law Enforcement, State Fire Marshal, and Fire Protection Fund. The Hondo EMS Fund (206) cost center will reimburse the Hondo Fire Fund (209) for the amount of the expenditure.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclass, Overtime)	Position Type (permanent, term)	Position Title

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
80-09		

- 2) Is the budget action for RECURRING expense or for NON-RECURRING (one-time only) expense X

SANTA FE COUNTY RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Donna Morris Dept/Div: Fire Department/Administration Phone No.: 992-3082

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (if applicable, cite the following: the City: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES NO X
If YES, cite statute and attach a copy.
 - b) Does this include state or federal funds? YES X NO _____
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.
State Fire Fund and State EMS Fund Allocations.
 - c) Is this request is a result of Commission action? YES _____ NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).
 - d) Please identify other funding sources used to match this request.

SANTA FE COUNTY
RESOLUTION 2013 - _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 28th Day of May, 2013.

Santa Fe Board of County Commissioners

Kathy Holian, Madam Chair

ATTEST:

Geraldine Salazar, County Clerk



Memorandum

To: Santa Fe Board of County Commissioners

From: Donna Morris, Fire Department *DM*

Thru: David Sperling, Fire Chief
Pablo Sedillo, Public Safety Director *[Signature]*
Katherine Miller, County Manager

Date: May 28, 2013

Re: *Resolution 2013 – A Resolution Requesting a Budget Increase to the Fire Operations Fund (244) for Forestry Revenue Received for Personnel and Equipment Utilized on the “Paycheck” Fire / \$3,420*

CAPTION:

The Santa Fe County Fire Department is requesting BCC approval for a budget increase in the amount of \$3,420 to the Fire Department Forestry Fund (244) to budget the revenue collected for fire department equipment and personnel that were utilized on the “Paycheck” Fire. (Public Safety/Fire)

BACKGROUND:

The Santa Fe County Fire Department has a Joint Powers Agreement in place with the Energy, Minerals and Natural Resources Department, Forestry Division for Wildland fire protection and suppression (contract number 10-521-2300-00320). The Santa Fe County Fire Department has received reimbursement in the amount of \$3,420 which is the designated rate for our personnel utilized at the “Paycheck” Fire. When reimbursement money is collected for deployment to a Wildland fire utilizing the NM Resource Mobilization Plan (JPA) the money is budgeted into the fire department forestry cost center under salaries and benefits to help fund the fire department crew of Wildland Urban Interface Specialists and into the Revenue (244) cost center for the various fire districts who responded to the fire for maintenance/repair of fire equipment and to reimburse fire personnel responding to the fire.

SUMMARY:

Please approve the request to increase the Fire Department Forestry Fund (244) and Various Fire District Revenue Fund (244) budget by \$3,420.

SANTA FE COUNTY

RESOLUTION 2013 - _____

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on May 28, 2013, did request the following budget adjustment:

Department / Division: Fire Department/Administration Fund Name: Forestry Fund (244)

Budget Adjustment Type: Budget Increase Fiscal Year: 2013 (July 1, 2012 - June 30, 2013)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
244	0809	360	09-02	Revenue/State Forestry	411	
244	0832	360	09-02	Revenue/State Forestry	272	
244	0834	360	09-02	Revenue/State Forestry	189	
TOTAL (if SUBTOTAL, check here)					872	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	CATEGORY/LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
244	0809	422	10-26	Salary & Wages/Term Employees	200	
244	0809	422	20-01	Employee Benefits/FICA Regular	26	
244	0809	422	20-02	Employee Benefits/FICA Medicare	6	
244	0809	422	20-03	Employee Benefits/Retirement	121	
244	0809	422	20-05	Employee Benefits/Health Care	49	
TOTAL (if SUBTOTAL, check here X)					402	

Requesting Department Approval: [Signature] Title: Chief Date: 5-14-13

Finance Department Approval: [Signature] Date: 5/14/13 Entered by: _____ Date: _____

County Manager Approval: [Signature] Date: 5-17-13 Updated by: _____ Date: _____

SANTA FE COUNTY

RESOLUTION 2013 - _____

BUDGET ADJUSTMENT CONTINUATION SHEET

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
244	0839	360	09-02	Revenue/State Forestry	266	
244	0840	360	09-02	Revenue/State Forestry	22	
244	0841	360	09-02	Revenue/State Forestry	88	
244	0842	360	09-02	Revenue/State Forestry	66	
244	0843	360	09-02	Revenue/State Forestry	535	
244	0844	360	09-02	Revenue/State Forestry	66	
244	0872	360	09-02	Revenue/State Forestry	1505	
TOTAL (if SUBTOTAL, check here)					3,420	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
244	0809	422	20-06	Employee Benefits/Retirement Health Care	9	
244	0832	422	60-08	Supplies/Field Supplies	272	
244	0834	422	60-08	Supplies/Field Supplies	189	
244	0839	422	60-08	Supplies/Field Supplies	266	
244	0840	422	60-08	Supplies/Field Supplies	22	
244	0841	422	60-08	Supplies/Field Supplies	88	
244	0842	422	60-08	Supplies/Field Supplies	66	
244	0843	422	60-08	Supplies/Field Supplies	535	
244	0844	422	60-08	Supplies/Field Supplies	66	
244	0872	421	10-55	Salaries & Wages/Volunteer Reimbursements	1,505	
TOTAL (if SUBTOTAL, check here)					3,420	

SANTA FE COUNTY

RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Donna Morris Dept/Div: Fire Department/Administration Phone No.: 992-3082

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.

Requesting BCC approval for a budget increase to the Forest Restoration and Various Fire Districts (244) Forestry Revenue Fund for a combined total of \$3,420 to reimburse the Wildland hand crew and various fire districts for fire personnel and/or fire apparatus utilized on the Paycheck Fire. The various fire districts will utilize the reimbursements to purchase or replace necessary field supplies and reimburse personnel utilized on the fire and Wildland will utilize the reimbursements to help fund the fire department staff of Wildland Urban Interface Specialists.

e

a) Employee Actions

Line Item	Action (Add/Delete Position, Re-class, Overtime)	Position Type (permanent, term)	Position Title

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount

- 2) Is the budget action for **RECURRING** expense _____ or for **NON-RECURRING** (one-time only) expense **X**

SANTA FE COUNTY
RESOLUTION 2013 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Donna Morris Dept/Div: Fire Department/Admistration Phone No.: 992-3082

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES NO NO X
If YES, cite statute and attach a copy.
 - b) Does this include state or federal funds? YES X NO NO
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.
NM State Forestry Reimbursements.
 - c) Is this request a result of Commission action? YES NO NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

- d) Please identify other funding sources used to match this request.
N/A

SANTA FE COUNTY
RESOLUTION 2013 - _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 28th Day of May, 2013.

Santa Fe Board of County Commissioners

Kathy Holian, Madam Chair

ATTEST:

Geraldine Salazar, County Clerk



State of New Mexico

Department of Finance and Administration

Warrant Remittance

Business Unit: 52100 ENERGY, MINERALS & RESOURCES	1220 South St. Francis Drive	Santa Fe, NM 87505				
Warrant No: 0002000052225	Date: 05/07/2013	Vendor Number: 0000054297 Vendor Name: SANTA FE, COUNTY OF				
Invoice Number	Invoice Date	Voucher ID	Gross Amount	Discount Taken	Late Charge	Paid Amount
Paycheck fire	Mar/28/2013	00087902	3,420.50	0.00	0.00	3,420.50

Account Number	Description	Quantity	Amount
5/L account number: 24408933600902	244-0872 FOREST FIRE REIM	1.00	\$411.25
5/L account number: 24408933600902	244-0872 FOREST FIRE REIM	1.00	\$1504.58
5/L account number: 24408933600902	244-0844 FOREST FIRE REIM	1.00	\$488.20
5/L account number: 24408933600902	244-0842 FOREST FIRE REIM	1.00	\$66.15
5/L account number: 24408933600902	244-0834 FOREST FIRE REIM	1.00	\$195.00
5/L account number: 24408933600902	244-0832 FOREST FIRE REIM	1.00	\$272.02
5/L account number: 24408933600902	244-0840 FOREST FIRE REIM	1.00	\$22.05
5/L account number: 24408933600902	244-0843 FOREST FIRE REIM	1.00	\$534.50
5/L account number: 24408933600902	244-0839 FOREST FIRE REIM	1.00	\$266.48

Warrant Number	Date	Total Gross Amount	Total Discounts	Total Late Charges	Total Paid Amount
0002000052225	05/07/2013	\$3,420.50	\$0.00	\$0.00	\$3,420.50

THE BACK OF THIS DOCUMENT CONTAINS A WATERMARK - HOLD AT ANGLE TO VIEW

56-382
412



State of New Mexico

THE TREASURER OF THE STATE OF NEW MEXICO
WILL PAY THROUGH HIS FISCAL AGENT

Department of Finance and Administration
Santa Fe, New Mexico

05/07/2013 Date

VOID AFTER ONE YEAR
0012000052225
\$3,420.50
PAY THIS AMOUNT

Pay: ****THREE THOUSAND FOUR HUNDRED TWENTY AND 50/100 DOLLAR****

To: SANTA FE, COUNTY OF
FIRE DEPARTMENT
35 CAMINO JUSTICIA
SANTA FE, NM 87508

Thomas J. Hofford
Secretary of Dept. of Finance and Administration

⑈ 2000052225⑈ ⑆ 04 2038 24⑆ 9600 170954⑈



STATE OF NEW MEXICO
Energy, Minerals and Natural Resources Department
Forestry Division

**FIRE DEPARTMENT
REIMBURSEMENT REQUEST**

FIRE NUMBER:

13-60790369X

FIRE NAME:

PAY CHECK FIRE

Equipment

Equipment Description	License Number	# of Hours	*Rate per Hour	Total
1 Admin. Engine 561	G-79017	0.50	\$154.00	\$77.00
2 Madrid Tanker 1	G-21268	4.00	\$49.00	\$196.00
3 Glorieta Tender 1	G-22614	3.00	\$49.00	\$147.00
4 Galisteo Tender 1	G-29680	3.00	\$49.00	\$147.00
5 Hondo Tender 1	G-83182	3.50	\$49.00	\$171.50
6 Hondo Engine 6	G-55673	3.50	\$71.00	\$248.50
7 Eldorado Engine 731	G-75157	3.25	\$93.00	\$302.25
8 Eldorado Engine 6	G-53869	3.25	\$93.00	\$302.25
9 La Cienega Tender 1	G-46921	0.50	\$49.00	\$24.50
10 La Cienega Tender 2	G-55576	0.50	\$49.00	\$24.50
11 Agua Fria Engine 1	G-83183	4.50	\$143.00	\$643.50
12 Agua Fria Engine 2	G-39818	4.50	\$121.00	\$544.50

Make Reimbursement Payable to:

Total Reimbursement

\$2828.50

Name: SANTA FE COUNTY
for Attn: Donna Morris

Address: #35 CAMINO JUSTICIA

Vendor No.: 0000054297

City: SANTA FE

State: NM

Zip Code: 87508 }

*Use current equipment rate schedule
**Checks are made payable to the governing
body or fiscal agent of fire department.

**DIVISION
APPROVAL**

[Signature]
District Forester

4/5/13
Date

CERTIFICATION

I certify that the above services were rendered as
stated: that they were necessary and proper, that
the amounts claimed are just and reasonable
and that no part thereof has been paid.

FIRE DEPARTMENT (Chief)

Date

FISCAL AGENT FOR FIRE DEPARTMENT

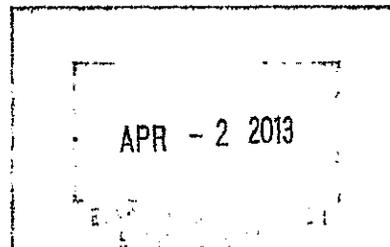
Date

[Signature]
[Signature]

3/28/13
3/28/13

OK FOR PAYMENT

[Signature]
4/5/13





STATE OF NEW MEXICO
Energy, Minerals and Natural Resources Department
Forestry Division

**FIRE DEPARTMENT
REIMBURSEMENT REQUEST**

FIRE NUMBER:

13-60790362X

FIRE NAME:

PAY CHECK FIRE

Equipment

Equipment Description	License Number	# of Hours	*Rate per Hour	Total
1 Turquoise Trail Engine 1	G-85281	4.00	\$99.00	\$396.00
2 Turquoise Trail Tender 1	G-46922	4.00	\$49.00	\$196.00
3				0
4				0
5				0
6				0
7				0
8				0
9				0
10				0
11				0
12				0

Make Reimbursement Payable to:

Total Reimbursement

\$592.00

Name: **SANTA FE COUNTY**
for Attn: Donna Morris

Address: **#35 CAMINO JUSTICIA**

Vendor No.: 0000054297

City: **SANTA FE**

State: **NM**

Zip Code: **87508 }**

*Use current equipment rate schedule
**Checks are made payable to the governing body or fiscal agent of fire department.

DIVISION APPROVAL

[Signature]
District Forester

4/5/13
Date

CERTIFICATION

I certify that the above services were rendered as stated: that they were necessary and proper, that the amounts claimed are just and reasonable and that no part thereof has been paid.

FIRE DEPARTMENT (Chief)

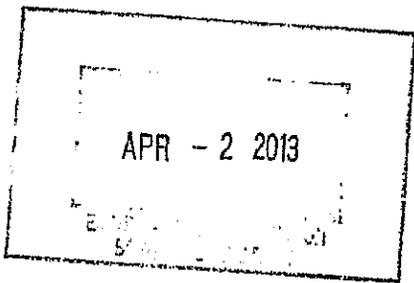
Date

FISCAL AGENT FOR FIRE DEPARTMENT

Date

[Signature]
[Signature]

3/28/13
3/28/13



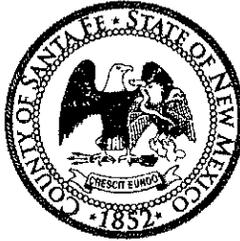
OK FOR PAYMENT

[Signature] 4/5/13

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

To: Santa Fe County Board of County Commissioners

Through: Rachel O'Connor

From: Patricia Boies

Date: May 7, 2013

Re: Appointment of Vivien Heye to Health Policy and Planning Commission

Issue: The appointment of Vivien Heye to the Health Policy and Planning Commission (HPPC), to fill the unexpired term of Richard Rodriguez, who resigned from the HPPC in January. This position is within County Commission District 2.

Background: The resolution establishing membership on the HPPC provides for 13 members, two from each of the five districts, one appointed by the Mayor of the City of Santa Fe, and two Countywide appointments, who can live anywhere in the County.

One of the District 2 positions is now vacant, following a midterm resignation. (In addition, there is a vacancy for a Countywide position, and the terms of two other positions, one in District 1 and one in District 3, expired on April 25, 2013.)

We advertised for all these positions in February, and have received applications in all except the District 3 position.

Staff Recommendation: We recommend the appointment of Vivien Heye to the HPPC to fill the District 2 position. Vivien Heye has a background in rehabilitation counseling and has worked with the developmentally disabled and people with HIV/AIDS, and now does volunteer work in harm reduction and opioid overdose prevention. Her participation will enhance the work of the HPPC.

VIVIAN E. HEYE

1705 Avenida Cristobal Colon

Santa Fe, New Mexico 87501

Commissioner Miguel Chavez

Santa Fe County Health Policy and Planning Commission (HPPC)

2052 Galisteo Street—Suite A

Santa Fe, New Mexico 87505

Re: Letter of interest in serving on the HPPC for District 2

Dear Commissioner Chavez and Commission Members:

I have lived in New Mexico for forty-five years (45) years. I came to UNM to do a Masters in Counseling, moved to Santa Fe, and stayed. Over the years, I have seen many changes and have worked for many changes in the systems which affect our lives and the lives of our children. I live in County Commission District 2, in Barrio la Cañada.

I did vocational rehabilitation counseling for ten years, learning much about the conditions and disabilities which affect our Santa Fe citizens. For one year I worked specifically with Developmentally Disabled and learned much about the systems which support our fellow citizens, and especially family and caregivers. I then became involved working with people with AIDS and HIV, as well as people who inject drugs. I also worked with the Public Education Department trying to champion behavioral health initiatives, and, finally, with the Epidemiology Division in the Department of Health.

This broad experience has helped me to both understand broader perspectives of community health and the necessary details of programs which contribute to improving the challenges which we face in our community's overall health. I am especially concerned about the capacity of our health care systems and facilities to provide adequate physical, mental, dental and rehabilitation services to the community.

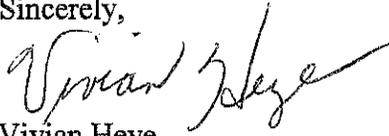
This is why I am seeking to contribute to the Health Policy and Planning Commission's mission and goals.

Over the last year, 2012, since I retired, I have volunteered with Santa Fe Community Services which serves the homeless population in Santa Fe. My specific task has been to provide syringe exchange, training on Narcan for opioid overdose prevention, and auricular acupuncture, commonly known as Acudetox, which assists people with addictions to overcome cravings and make better decisions about their health. I also do this volunteer work with Santa Fe Mountain Center in Española and surrounding areas in northern Santa Fe County. This volunteer experience, working with the people we are serving, has certainly expanded my knowledge and experience on more than just an intellectual and epidemiological basis. I have first-hand

experience with people in need. Poverty, cultural alienation, and historic cultural and socio-economic trauma have been cited as causes for the addiction problems we see. Whatever the cause, we need to seek solutions which are culturally based and relevant to the populations which we are dedicated to serve.

I hope I have the experience and qualifications you are seeking, because I am dedicated to making health and life better in this county. Whether it is teen pregnancy, diabetes, cardiovascular disease, or the fact that many people must use the emergency room at St. Vincent's as a last resort for health care, I believe we should be all be a part of making the solution happen.

Sincerely,



Vivian Heye

Vivian Heye

Vivian E. Heye—Resume

1705 Avenida Cristobal Colon
Santa Fe, New Mexico 87501
505-983-2529

Education

Our Lady of the Lake College	San Antonio, TX	Bachelor of Arts, English, 1967
The University of New Mexico	Albuquerque, NM	Master of Arts, Counseling, 1969 18 hours post-graduate in Public Administration and Counseling

Work Experience

New Mexico Department of Health BRFSS Coordinator and Survey Section Head <ul style="list-style-type: none">• Direct all operations of the Survey Section• Implement the BRFSS Cooperative Agreement and direct all BRFSS activities• Provide budget management, internal and external agreements for services and oversee the interpretation and presentation of BRPSS data• Evaluate program performance and provide supervision and employee evaluation for Survey Section Epidemiologists and Data Collection Supervisor• Oversee the YRRS and PRAMS call back surveys	Santa Fe, NM September, 2008 to January, 2012
Public Education Department Behavioral Health Coordinator <ul style="list-style-type: none">• Work on the statewide Transformation State Incentive Grant in the Public Education Department to provide the communication and collaboration for the Public Education Department's engagement in the Interagency Behavioral Health Purchasing Collaborative• Provide information and training as directed to schools, teachers, school social workers and counselors on behavioral health issues for school-aged children and youth• Co-chair and serve on children's committees for the Behavioral Health Purchasing Collaborative and the Behavioral Health Planning Council• Serve as the Public Education Department's representative on the Behavioral Health Planning Council	Santa Fe, NM 11/06 to 8/08

**Department of Health
HIV Prevention Program Manager**

**Santa Fe, NM
10/00 to 11/06**

- Supervise eight (8) employees
- Responsible for all aspects of the HIV Prevention Program
- Oversee Syringe Exchange, Narcan training and syringe drop box installations
- Write Request for Proposals for HIV Prevention contracts and Syringe Exchange contracts
- Write, negotiate and monitor fourteen (14) HIV prevention contracts and twelve (12) Syringe Exchange contracts
- Responsible for implementing all CDC guidances and initiatives
- Work with a Community Planning and Action Group providing direction to the HIV Prevention Program
- Administer \$4.38 combined federal and state general funds
- Provide direction to staff to implement training, counseling and testing protocol, interventions, evaluation and monitoring of both Disease Prevention Teams in Public Health Offices and contractors
- Direct site visits and quality assurance measures
- Direct staff in implementing social marketing efforts and campaigns
- Interface with medical doctors and professionals throughout the state Collaborate closely with HIV Services and Hepatitis Prevention to maximize effectiveness of prevention interventions
- Write CDC grant application, reports and internal documents utilized by the Division
- Testify as requested before Legislative and Interim Legislative committees

**Department of Health Planner-Resource
Support Bureau**

**Santa Fe, NM
10/99 to 10/00**

- Initiate, write and monitor contracts necessary to carry out the Plan of Action required in Jackson v. Ft Stanton, et al.
- Responsible for writing Resource Support Bureau section of Request for Proposals, participating in the pre-proposal conference, reading and scoring proposals and making recommendations for funding
- Implement Memorandum of Agreement with the New Mexico Commission for the Blind (NMCB) which requires assessment of needs of the NMCB staff, developing strategies for overcoming barriers to work with NMCB staff to assist visually impaired Jackson clients

- Research and develop plans to improve supported employment and meaningful day especially for Jackson clients
- Review Individual Service Plans, Behavioral Plans and Supported Employment Plans as directed by the Bureau Chief

Division of Vocational Rehabilitation
Vocational Rehabilitation Counselor

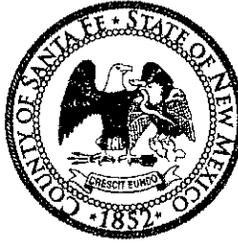
Santa Fe, NM
11/90 to 10/99

- Determine client eligibility for vocational rehabilitation services
- Determine and order appropriate diagnostics
- Maintain knowledge of multiple disabilities and programs
- Analyze individuals' functional limitations and develop plans for employment
- Provide ongoing counseling to clients regarding all major life functions
- Utilize the supported employment model to provide appropriate employment for disabled individuals with multiple diagnoses
- Market and train potential employers regarding benefits of employing disabled individuals
- Train potential employers in providing natural supports and interpreting the individual's expressed employment options
- Provide ongoing support to individuals with disabilities through post-employment amendments to maintain successful work behavior

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

To: Santa Fe County Board of County Commissioners

Through: Rachel O'Connor

From: Patricia Boies

Date: May 7, 2013

Re: Appointment of Bryan Conkling to Health Policy and Planning Commission

Issue: The appointment of Bryan Conkling to the Health Policy and Planning Commission (HPPC), to fill a vacancy for a Countywide position.

Background: The resolution establishing membership on the HPPC provides for 13 members, two from each of the five districts, one appointed by the Mayor of the City of Santa Fe, and two Countywide members, who can live anywhere in the County.

One of the two Countywide positions has been vacant for some time. (In addition, one of the District 2 positions is now vacant, following a midterm resignation, and the terms of two other positions, one in District 1 and one in District 3, expired on April 25, 2013.)

We advertised for all these positions in February, and have received applications in all except the District 3 position.

Staff Recommendation: We recommend the appointment of Bryan Conkling to the HPPC to fill the Countywide position. Bryan Conkling has served as a paramedic, including for the Santa Fe County Fire Department, as well as a paramedic instructor and supervisor. In his current position, he supervises daily operations for the emergency medical helicopters based in Santa Fe. He comes highly recommended by colleagues within the County Fire Department and the City of Santa Fe Fire Department.

BRYAN CONKLING

1476 Acequia Borrada

Santa Fe, NM 87507

505-710-2863

bconkling@gmail.com

March 8, 2013

Santa Fe County Board of Commissioners
102 Grant Avenue
Santa Fe, NM 87504

Re: Healthcare Policy Planning Committee

Honorable County Commissioners,

I am writing to express my interest in participating on the Santa Fe County Health Policy Planning Commission (HPPC). I wish to applaud the Board of Commissioners for creating the HPPC advisory group. This step reflects a high degree of commitment to the beneficial service of healthcare, and speaks to your own values as representatives of the people.

I believe that I share your values of service and community advocacy. My work over the years reflects my commitment to serving the most vulnerable members of our community. This is my life's work, and I remain vigilant in seeking additional ways in which I can express these values and be of service. The HPPC provides a novel opportunity for me to express many of the ideas and values that have shaped my professional life for the passed 15 years.

I now wish to turn my discussion towards a more personal and vulnerable, but meaningful and relevant discussion. In addition to my professional values and qualifications, I believe that I am qualified on a very personal level. Allow me to elaborate.

Somewhat recently, I suffered a major and disabling illness that threatened my ability to work, my financial stability, and my life as an active and vigorous man. This was an extended ordeal, with tremendous associated financial and personal costs. It was painful, frightening, disorienting, and challenged many of my basic assumptions about the trajectory of my life.

I am grateful to report that I have made extensive recovery, including the ability to return to work. This experience has been profoundly humbling, and has given me the firsthand experience of being a patient, rather than a caregiver. These words (patient and caregiver) have more personal resonance for me than ever before.

Much of this ordeal took place in Santa Fe. I traveled on occasion for specialist consultation and treatment, but the bulk of my day-to-day healthcare took place locally. Furthermore, I was insured with two different health insurance plans, and had the support of friends and colleagues in the local medical community, as well as a reasonably high level of medical sophistication on my own part.

In spite of these advantages, I struggled (and continue to struggle) through the maze of haggling insurance providers, limited specialty services, and the difficulty of finding timely access to routine services. I can't imagine how someone with fewer resources or less support would have navigated the same landscape. This experience gave me tremendous personal insight into what is, and what is not working in terms of local healthcare access and payment.

In summary, I believe that my professional, as well as my personal, experiences warrant my consideration for appointment to the Healthcare Policy Planning Committee, and that my values, my creative and systems-based approach to problem solving, my commitment to the mission of improving healthcare, my diverse experience as a healthcare provider, and my direct experience as a patient struggling to navigate the complexities of a major illness make me a strong and highly potentiated candidate to serve as a member of this esteemed planning commission.

In Gratitude,

Bryan Conkling

Work Experience

Emergency Medical Helicopter Base Manager

TriState CareFlight, Santa Fe NM Base Manager

4-08-Present

- Supervise daily operations for emergency medical helicopters based in Santa Fe and Taos NM.
- Maintain flight status and clinical duties as a Critical Care Flight Paramedic as outlined below (Flight Paramedic).
- Manage compliance with regulatory and accreditation standards, including the development of needed policies.
- Identify local quality improvement needs and develop targeted curriculum and data tracking according to these needs.
- Work directly with NM CareFlight Medical Directors on protocol initiatives, case review, and quality assurance.
- Represent TriState CareFlight at local and State committee meetings (RETAC, State Advisory Committee).
- Manage scheduling and payroll for all NM TriState CareFlight staff.
- Perform annual performance evaluations for all local staff.

Critical Care Flight Paramedic

TriState CareFlight, Santa Fe NM

10/07-4/08

- Perform Pre-Hospital and Inter-hospital critical-care life support to severely sick and injured patients.
- Facilitate aeromedical evacuation and transport of these patients as a rotor-wing aircraft crew member.

EMS Captain:

Santa Fe County Fire Department, Santa Fe NM

1/06-8/07

- Oversight of all aspects of EMS operations for Santa Fe County Fire Department.
- Supervise the medical care performed at Santa Fe County Fire Department.
- Develop and administer a department-wide continuous quality improvement processes.
- Develop policies, procedures, and medical protocols.
- Coordinate emergency medical response within Santa Fe County.

Paramedic Instructor:

Santa Fe Community College

9/06-Present

- Teach classes in cardiology, pharmacology, and anatomy and physiology.
- Develop curriculum and tests for these subjects.

Firefighter/Paramedic:

Santa Fe County Fire Department, Santa Fe NM.

6/04-1/06

- Provide ALS pre-hospital medical care to sick and injured persons in all types of emergency situations.
- Effect extended ambulance transports with limited human resources.
- Perform direct suppression and mitigation of fires and hazardous emergencies.
- Perform extended training and orientation of a newly-hired staff paramedics. (Precept)
-

Paramedic/Field Instructor:

Pridemark Paramedic Services, Boulder CO

5/00-4/04

- Perform pre-hospital medical care within a patient and peer centered team of professional caregivers.
- High volume, urban and rural, ALS 911-response in-tier with 25 professional and volunteer rescue services.
- Responsible for directing and affecting all pre-hospital medical care. Routinely performed 12-lead ECG, capnography monitoring, conscious sedation, and multiple-patient transports.
- Successfully precept several new paramedic students from Health One Paramedic school in Denver.

Paramedic:

Rocky Mountain EMS, Santa Fe NM, and Las Vegas NM

5/97-12/99

- Performed long distance, critical care ground transports throughout northern N.M.
- Responded to limited-service hospitals, to perform emergency transport of patients to tertiary care.
- Routinely managed patients with one or more of following: 2-3 concurrent IV drug infusions, portable ventilator, chest tubes, central vascular and arterial devices, and Intra-Aortic Balloon Pump.

Firefighter/Paramedic:

City of Santa Fe Fire Department, NM

8/97-12/99

- Fire, rescue, and emergency medical response and ambulance transport within the city of Santa Fe.
- Directed patient care, and attended most patients during transport.
- Completed a 16-week, comprehensive, accredited firefighter training academy.
- Approved to precept new paramedic students.

Certifications:

- Paramedic (N.M. and National Registry)
- Critical Care Transport Paramedic
- NM EMS Instructor/Coordinator
- AHA ACLS Instructor
- AHA PALS Instructor
- AHA BLS Instructor
- N.M. Firefighter (Level II)
- Incident Command (Level I)
- Wild land firefighter (S130/190)
- Hazardous Materials; Operations
- Swift water Rescue; Operations
- High Angle Rescue; Technician
- Vehicle Extrication; Technician
- Instructor, Airway 911
- Community Diabetic Educator

Other related experiential history.

Union President, International Association of Firefighters (IAFF) Local 4366, Santa Fe, NM

- Served two consecutive years as President of Local 4366, representing Santa Fe County Fire Department personnel
- Worked directly with senior staff to negotiate labor contract language and to arbitrate in labor/management issues
- Actively coordinated a grass roots political campaign to support a countywide ¼% GRT for emergency medical services

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

Date: April 30, 2013

To: Board of County Commissioners

From: Katherine Miller, County Manager

Subject: Accept Resignation of Martin Vigil from the Santa Fe City and County Advisory Council on Food Policy (County Manager)

Background

On the Agenda for consideration is the following agenda item:

Resignation: Accept Resignation of Martin Vigil from the Santa Fe City and County Advisory Council on Food Policy (County Manager)

Established in early 2009, the City of Santa Fe Council and Santa Fe County Board of County Commissioners approved a joint resolution to establish the Santa Fe City and County Advisory Council on Food Policy (SFFPC). Two staff members, each from the City and County government, were appointed, as well as nine persons from the private sector to carry out the duties and responsibilities of the SFFPC.

Issue

The Santa Fe County Assistant Chief/Emergency Manager Martin Vigil was appointed by the Board of County Commission on June 12, 2012 to serve as a County staff representative on the Council on Food Policy. However, due to frequent scheduling conflicts, Mr. Vigil has been unable to attend the regularly scheduled Food Policy Council Meetings.

Recommendation

Staff recommends acceptance of the Resignation of Martin Vigil from the Santa Fe City and County Advisory Council on Food Policy.

Attachments

Please see attached memorandum from Fire Chief David Sperling in regard to this item.

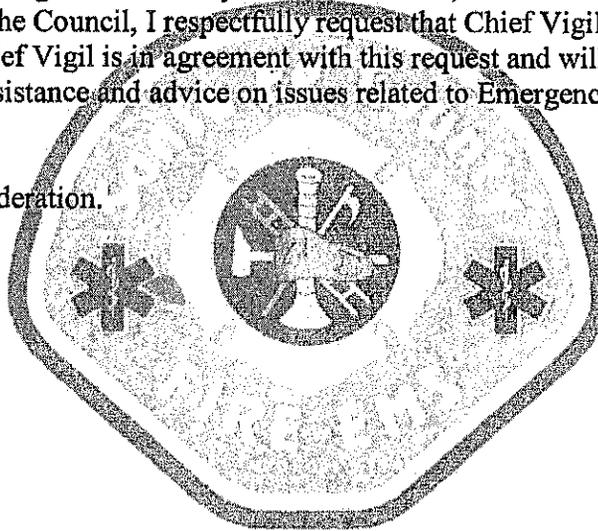
Santa Fe County Fire Department

Memorandum

Date: April 16, 2013
To: Katherine Miller, County Manager
From: David Sperling, Fire Chief *DS*
Through: Pablo Sedillo, Public Safety Director *[Signature]*
Re: Food Policy Council – Member Resignation

Due to frequent scheduling conflicts, Assistant Chief/Emergency Manager Martin Vigil has been unable to consistently attend regularly scheduled Food Policy Council meetings. We do not foresee a change in Chief Vigil's availability in the near future, and in recognition of the important work done by the Council, I respectfully request that Chief Vigil be removed from Council membership. Chief Vigil is in agreement with this request and will remain available to the Council to provide assistance and advice on issues related to Emergency Management and food policy.

Thank you for your consideration.



Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

Date: April 30, 2013

To: Board of County Commissioners

From: Katherine Miller, County Manager *KMM 6-17-13*

Subject: Appointment of Patricia Bois as a County Department Member to Serve on the Santa Fe City and County Advisory Council on Food Policy

Background

Established in early 2009, the City of Santa Fe Council and Santa Fe County Board of County Commissioners approved a joint resolution to establish the Santa Fe City and County Advisory Council on Food Policy (SFFPC). Two staff members, each from the City and County government, were appointed, as well as nine persons from the private sector to carry out the duties and responsibilities of the SFFPC.

Issue

With the council membership resignation of Chief Martin Vigil from the Council on Food Policy, Staff brings forward the staff name of Ms. Patricia Bois, Maternal Child Health Program Coordinator for consideration of appointment to the Council on Food Policy.

Ms. Bois is actively engaged in critical community issues and oversees the County's community health profile as well as process of creating the County health plan. Ms. Bois' resume is enclosed for your reference.

Recommendation

Staff recommends approval of the Appointment of Patricia Bois to serve the remaining term of the vacancy on the Santa Fe City and County Advisory Council of Food Policy until January 2014 as well as to serve a full 3 year term, ending in January 2017.

Attachments

Resume and Letter of Interest of Ms. Bois is attached.

PATRICIA BOIES, J.D.
1014 Placita Loma, Santa Fe NM 87501
(505) 989-1488

QUALIFICATIONS

Strategic Program Manager. Effective at planning and administering programs involving public policy, government and nonprofit agencies, and the wider community.

Skilled Communicator. Successful in delivering written and oral presentations, planning and facilitating meetings, and sustaining community relationships, resulting in increased awareness and support.

Trusted Liaison. Expert in performing the role of liaison, maintaining effective working relationships in the face of conflicting views, and delivering as promised.

PROFESSIONAL WORK EXPERIENCE

Santa Fe County Community Services Department (2011 to present): Staff the Health Policy and Planning Commission (HPPC) and the Maternal and Child Health Planning Council and assist the Director with health and prevention programs and planning, including analyzing emerging health care requirements and expansions.

- Plan and coordinate educational and strategic meetings of the HPPC, including overseeing the development of a new community health profile and plan, working with Christus St. Vincent, health care providers, and the community.

Capital Hospice and Palliative Care (2007-2010): Developed and implemented a community outreach and education program to raise awareness and funding of this nonprofit, community-based health organization in Washington, DC.

- Built relationships across the multicultural community and served as a public voice for the organization, conducting education and outreach with health officials, elected councilmembers, churches, schools, and community groups.

Seattle Monorail Project (2003-2005): Provided strategic planning and outreach to promote a new rapid transit system and to organize community support.

- Developed and implemented a systematic program for the cultural, nonprofit, business, and residential community, including facilitating meetings and acting as liaison between the project and the community.

Paladino Consulting (1998-2003): Provided strategic planning and communications for this start-up green design firm based in Seattle, helping to successfully position the firm as a leader in sustainable and healthy building.

- Staffed the Governor's Blue Ribbon Commission on Transportation: researched policy alternatives, wrote briefing papers, and gave oral presentations.

Greater Seattle Chamber of Commerce (1995-1999): Directed public policy programs and conferences for this nonprofit membership organization.

- Facilitated a coalition of health care and higher education institutions and organized community support, resulting in consensus and legislative enactment of desired improvements, and oversaw leadership conferences with state, county, and civic leaders to address regional issues and recommend policies.

Seattle Human Rights Department (1989-1990): Provided oversight of operational policies and procedures and advised staff and the public on local and federal anti-discrimination laws in employment, public accommodations, and housing, and served as Director's liaison for meetings with Commission.

Governor of Massachusetts (1983-1989): As Deputy Chief Counsel, acted as lead staff for public policy recommendations and key initiatives.

EDUCATION AND TRAINING

Juris Doctor, *magna cum laude*, Boston University School of Law, Massachusetts

Bachelor of Arts, *cum laude*, English and History, Tufts University, Massachusetts

Grantsmanship Training Program Certificate, in grant proposal research and writing, The Grantsmanship Center (July 2012)

COMMUNITY ENGAGEMENT

Living Bridges, Board Secretary

New Mexico Public Health Association

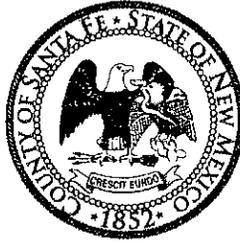
New Mexico Health Equity Working Group

Volunteer with hospice and with community nonprofit organizations in Santa Fe

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Date: April 12, 2013
To: Board of County Commissioners
From: Patricia Boies, Community Services Department *PB*
Re: Food Policy Council Appointment

I am interested in representing Santa Fe County on the Santa Fe City and County Advisory Council on Food Policy ("Food Policy Council"). The Food Policy Council, which has two positions that are to be filled by County employees, was established initially with representation from the Health and Human Services Division of the Community Services Department, in recognition of the vital connection between food and health.

As staff to the County's Health Policy and Planning Commission (HPPC), I would provide a liaison between the Council and the HPPC. I am also the staff working on behalf of the Health and Human Services Division and the HPPC in overseeing the County's community health profile and the process of creating the County health plan.

Over the past few months, I have attended several Food Policy Council meetings as a non-member. Katherine Mortimer, the Chair of the Council, supports my joining the Council as an official member.

I believe that access to sufficient, affordable and nutritious food is a key component of health and wellness, and I would be honored to represent the County on the Food Policy Council.

Thank you.