



## SUMMARY

Tuesday, July 26, 2022

### Board of County Commissioners of Santa Fe County Meeting

#### County Commission Board Members present

Anna T Hamilton

Rudy N Garcia

Anna C Hansen

Hank Hughes

#### Excused

Henry P Roybal

#### 1. Opening Business

A. Call to Order - 3:07 p.m.

B. Roll Call.

C. Pledge of Allegiance. (Chair Anna T. Hamilton)

D. State Pledge. (Chair Anna T. Hamilton)

E. Moment of Reflection. (Growth Management Department/Anna Martinez)

F. Approval of Agenda. (Action Item)

#### Motion & Voting

- Motion for approval of agenda as amended.
- Motion by Hank Hughes, second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

G. Years of Service and New Hire Recognitions. (County Manager's Office/Gregory S. Shaffer)

#### 2. Approval of Meeting Minutes (Action Item)

A. Request Approval of the June 28, 2022, Board of County Commissioners Meeting Minutes.

#### Motion & Voting

- Motion for approval of June 28, 2022, Board of County Commissioners Meeting Minutes.
- Motion by Anna C Hansen, second by Rudy N Garcia.

- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

### **3. Consideration of Proclamations, Commissioner Resolutions, and/or Recognitions (Action Items)**

A. Resolution No. 2022-056, A Resolution Urging the State and Federal Government to Enact Common Sense Gun Safety Measures. (Commissioner Hank Hughes and Commissioner Anna Hansen)

#### Motion & Voting

- Motion for approval of Resolution No. 2022-056, a resolution urging the State and Federal Government to enact common sense gun safety measures.
- Motion by Hank Hughes, second by Anna C Hansen.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

### **4. Consent Agenda (Action Items)**

#### Motion & Voting

- Motion for approval of consent agenda items
- Motion by Anna C Hansen, second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

A. Resolution No. 2022-057, A Resolution Requesting a Budget Adjustment in the Net Amount of \$19,600 to Various Funds. (Finance Division/Yvonne S. Herrera) (Item Added)

B. Resolution 2022-058, A Resolution Creating an Employee Benefits Committee; Authorizing the County Manager to Authorize De Minimis Fringe Benefits Paid for, In Part, With Funds Raised by the Committee; Requiring the County Manager to Approve of Expenditure of Funds Raised by the Committee; Establishing that Funds Raised by the Committee are County Funds Subject to Court Purchasing and Other Policies; and Repealing Resolution Nos. 2004-66, 1992-61, 1990-86 and 1984-11. (Finance Division/Yvonne S. Herrera and County Attorney's Office/Rachel Brown) (Item Added)

### **5. Appointments and Reappointments (Action Items)**

A. Request Appointment of One At-Large Member to the Santa Fe County Ethics Board. (County Manager's Office/Olivia R. Romo)

#### Motion & Voting

- Motion for approval of appointment of Tom Quaid to an At-Large position on the Santa Fe County Ethics Board who will have a term of July 26, 2022-July 29, 2023.
- Motion by Anna C Hansen, second by Rudy N. Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

## 6. Miscellaneous Action Items

A. Resolution No. 2022-055, A Resolution Authorizing the Disposition of Fixed Assets Worth Less Than \$5,000 in Accordance with State Statute. (Finance Division/Yvonne S. Herrera and Corrections Division) (Item Moved from Consent)

### Motion & Voting

- Motion for approval of Resolution No. 2022-055, a resolution authorizing the disposition of fixed assets worth less than \$5,000 in accordance with State Statute.
- Motion by Rudy N Garcia, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

B. Resolution No. 2022-059, A Resolution Approving the County's Fiscal Year 2022 Fourth Quarter Financial Report for Submittal to the New Mexico Department of Finance and Administration, Local Government Division, as a Component of the Fiscal Year 2023 Final Budget Submission. (Finance Division/Yvonne S. Herrera)

### Motion & Voting

- Motion for approval of Resolution No. 2022-059, a resolution approving the County's Fiscal Year 2022 Fourth Quarter Financial Report for submittal to the New Mexico Department of Finance and Administration, Local Government Division, as a component of the Fiscal Year 2023 Final Budget Submission.
- Motion by Rudy N Garcia, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

C. Request (1) Approval of the Award of Construction Contract No. 2022-0183-PW/APS for Chupadero Water-Sewer Corporation Water System Improvements, in the Amount of \$704,151.47, Exclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Negotiate and Execute the Construction Contract and All Associated Purchase Orders. (Purchasing Division/Bill Taylor and Public Works Department/John Dupuis) (Packet Material Added)

### Motion & Voting

- Motion for approval of (1) award of Construction Contract No. 2022-0183-PW/APS for Chupadero Water-Sewer Corporation Water System improvements, in the amount of \$704,151.47, exclusive of NM GRT, and (2) delegation of signature authority to the County Manager to negotiate and execute the construction contract and all associated purchase orders.
- Motion by Anna C Hansen, second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

D. Resolution No. 2022-060 A Resolution Recognizing Santa Fe County as a Hybrid Entity in Compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), Repealing Resolution No.

2003-59, and Delegating to the County Manager Authority to Adopt, Revoke and Amend HIPAA Policies and Procedures. (County Attorney's Office/Katharine Miller)

#### Motion & Voting

- Motion for approval of Resolution No. 2022-060 a resolution recognizing Santa Fe County as a Hybrid Entity in compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), repealing Resolution No. 2003-59, and delegating to the County Manager authority to adopt, revoke and amend HIPAA Policies and Procedures.
- Motion by Hank Hughes, second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

#### **7. Presentations**

- A. Presentation on Youth Violence. (Community Services Department/Chanelle Delgado)
- B. Presentation on Los Potreros Open Space Natural Resource Management Successes. (Growth Management Department/Peggy Darr and Adeline Murthy) (Packet Material Added)

#### **8. Matters of Public Concern (Subject to Three (3) Minutes or Other Time Limit Imposed by the Chair; Pre-Register at [www.santafecountynm.gov/comment](http://www.santafecountynm.gov/comment))**

#### **9. Matters from the County Manager**

A. COVID-19 Updates.

- Santa Fe County CDC Community level returned back to medium level last week.

B. Miscellaneous Updates.

- Free Green Waste days will occur again at convenience centers August 4, 5, and 6.
- Santa Fe County will be featured in the "Travels with Darley" on PBS for the 10<sup>th</sup> anniversary edition premiering in this fall.
- Open burn restrictions have expired and open burns will be allowed per permit requirements.

#### **10. Matters from the County Commissioners and Other Elected Officials (Action/Non-Action Items)**

- A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)
- B. Other Elected Officials Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)
- C. Report and Request for Direction on Annexation Negotiations with City of Santa Fe Pursuant to Joint Resolution No. 2021-105. (Commissioners Anna Hansen and Hank Hughes) (Item Added) (Action Item)

#### Motion & Voting

- Motion to continue annexation negotiations with City of Santa Fe pursuant to Joint Resolution No. 2021-105 through August 31, 2022.
- Motion by Anna C Hansen, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

## **11. Matters from the County Attorney**

A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1(H)(8) NMSA 1978, including: (1) Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Concerning AFSCME 1782 and (2) Disputes Between Beaty and Steward Family Trusts and Santa Fe County Arising Under Water Service Agreement.

### Motion & Voting

- Motion to enter executive session.
- Motion by Rudy N Garcia, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

### Motion & Voting

- Motion to exit executive session.
- Motion by Anna C Hansen, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

B. Settlement Agreement and Release of All Claims Between Beaty and Steward Family Trusts and Santa Fe County. (County Attorney's Office/Estevan Sanchez and Utilities Division/John Dupuis)

### Motion & Voting

- Motion to approve settlement agreement and release of all claims between Beaty and Steward Family Trusts and Santa Fe County.
- Motion by Anna C Hansen, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

## **12. \*Public Hearings - To Be Heard No Earlier than 5:00 P.M.**

A. Case # 22-5150 Hacienda Doña Andrea Site Development Plan (SDP) Appeal. Max & Britt Contreras, Appellants, are Appealing the Planning Commission's Decision to Deny Development Permit 22-3036 to Allow an Event Use (Weddings) Within an Existing Bed & Breakfast Site. The Use Would Allow Hacienda Doña Andrea to be Utilized as a Large Event Wedding Venue, in Addition to the Existing Bed & Breakfast,

for the 2022 Season Running through November, 2022, only. After the 2022 Season, the Property will Revert Back to Solely a Bed & Breakfast. The 63.78-Acre Site is Zoned Agricultural/Ranching (A/R). The Site is Located at 78 Vista Del Oro, via Goldmine Road in Cerrillos, NM, Within Section 13, Township 13 North, and Range 7 East (Commission District 3). (Growth Management Department/Gabriel Bustos, Case Manager) (Packet Material Added)

#### Motion & Voting

- Motion to enter executive session.
- Motion by Hank Hughes, second by Rudy N. Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

#### Motion & Voting

- Motion to exit executive session.
- Motion by Anna C Hansen, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

#### Motion & Voting

- Motion to approve Case # 22-5150 Hacienda Doña Andrea Site Development Plan (SDP) Appeal with staff conditions.
- Motion by Anna C Hansen, second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes.
- Nay: Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

### **13. Informational Items / Reports**

- A. Community Development Department June 2022 Monthly Report.
- B. Community Services Department June 2022 Monthly Report.
- C. Finance Division May 2022 Monthly Report.
- D. Growth Management Department June 2022 Monthly Report.
- E. Human Resources and Risk Management Division June 2022 Monthly Report.
- F. HB364 Restrictive Housing Second Quarter 2022 Report. (Corrections Department/Deputy Warden Robert Page and Captain Vanessa Rios)
- G. Public Safety Department June 2022 Monthly Report. (Packet Material Added)
- H. Public Works Department June 2022 Monthly Report.

### **14. Concluding Business**

- A. Announcements.
- B. Adjournment. (Action Items)

#### Motion & Voting

- Motion to adjourn at 8:57 p.m.

- Motion by Anna C Hansen, second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.