



SUMMARY

Tuesday, August 9, 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
Henry P Roybal

1. Opening Business

- A. Call to Order - 2:07 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Chair Anna T. Hamilton)
- D. State Pledge. (Chair Anna T. Hamilton)
- E. Moment of Reflection. (Public Safety Department/Carlos Markman-Lopez)
- F. Approval of Agenda. (Action Item)

Motion & Voting

- Motion for approval of agenda as amended.
- Motion by Rudy N Garcia 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.

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the July 12, 2022, Board of County Commissioners Meeting Minutes.

Motion & Voting

- Motion for approval of the July 12, 2022, Board of County Commissioners Meeting Minutes.
- 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.

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

A. A Proclamation Proclaiming 2022 As “The Year of the Santa Fe County Fire Department,” in Celebration, Recognition, and Honor of the 25th Anniversary of the Santa Fe County Fire Department. (Commissioner Anna T. Hamilton and Fire Department/Jackie Lindsey)

Motion & Voting

- Motion for approval of a proclamation proclaiming 2022 as “The Year of the Santa Fe County Fire Department,” in celebration, recognition, and honor of the 25th Anniversary of the Santa Fe County Fire Department.
- Motion by Hank Hughes second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia, Henry P Roybal.
- Final Resolution: Motion carries.

B. Resolution No. 2022-061, A Resolution Supporting the Eleventh Annual Neighbor to Neighbor Fund Drive in Coordination with The Food Depot. (Commissioner Anna Hansen and Commissioner Hank Hughes)

Motion & Voting

- Motion for Resolution No. 2022-061, a resolution supporting the Eleventh Annual Neighbor to Neighbor Fund Drive in coordination with The Food Depot.
- Motion by Anna C Hansen second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia, Henry P Roybal.
- Final Resolution: Motion carries.

4. Consent Agenda (Action Items)

Motion & Voting

- Motion for approval of the consent agenda items C, D, F.
- 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.

A. Final Order In the Matter of Case # 22-5150 Hacienda Doña Andrea Site Development Plan (SDP) Appeal. Max and Britt Contreras, Appellants, Appealed the Planning Commission’s Decision to Deny Development Permit 22-3036 to Allow an Event Use (Weddings) Within an Existing Bed and Breakfast Site. The Use Would Allow Hacienda Doña Andrea to be Utilized as a Large Event Wedding Venue, in Addition to the Existing Bed and Breakfast, for the 2022 Season Running through November, 2022, Only. After the 2022 Season, the Property will Revert Back to Solely a Bed and 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).

(Approved 3-1) (Growth Management Department/Gabriel Bustos, Case Manager) (Packet Material Added)

Motion & Voting

- Motion for approval of Final Order in the matter of Case # 22-5150 Hacienda Doña Andrea Site Development Plan (SDP) Appeal.
- Motion by Anna C Hansen second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes.
- No: Rudy N Garcia.
- Excused: Henry P Roybal.
- Final Resolution: Motion carries.

B. Final Order In the Matter of Case# 22-5020 Tierra Que Canta Preliminary and Final Plat. Rembe Las Campanas, Applicant, James W. Siebert & Associates Inc, Agent, Requested an Amendment to a Previously Imposed Condition by the Board of County Commissioners (BCC) Which Required Roads Within the Tierra Que Canta Subdivision to be Built to Collector-Standards. The Applicant Requested to Change the Requirement to Cul-De-Sac Standards. The Applicant Also Requested Preliminary Plat and Final Plat Approval for a 22-Lot Residential Subdivision (Tierra Que Canta At Las Campanas) on Tract B and Tract H of the Los Santeros Subdivision Consisting of 11.39 Acres More or Less. The Property is Located Off of Calle Gonzales, Within The Las Campanas Planned Development District, Within Section 15, Township 17 North, Range 8 East NMPM, Santa Fe County (Commission District 2). (Approved 4-0) (Growth Management/Kenneth Quintana, Case Manager) (Packet Material Added)

Motion & Voting

- Motion for approval of Final Order in the matter of Case# 22-5020 Tierra Que Canta Preliminary and Final Plat.
- 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.

C. Request (1) Approval of Amendment No. 2 to Agreement 2021-0113-FIN/CW Between Santa Fe County and CliftonLarsonAllen, LLP., Expanding the Services and Increasing the Compensation an Additional \$48,347.20 for a Total Contract Sum of \$267,975.35, Inclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Finance Division/Yvonne S. Herrera)

D. Request Approval of Amendment No. 3 to Agreement 2019-0307-FIN/KE Between Santa Fe County and Modrall, Sperling, Roehl, Harris & Sisk, P.A., Extending the Term of the Agreement for Bond Counsel Services for an Additional Year. (Purchasing Division/Bill Taylor and Finance Division/Yvonne S. Herrera)

E. Request (1) Approval and Acceptance of the 2023 Enhanced 911 Act Grant Program Award No. 23-E-11 in the Amount of \$817,940.00 for Improvement and Upgrades for the Regional Emergency Communication Center Operations and (2) Delegation of Signature Authority to the County Manager to

Sign the Grant Agreement. (Regional Emergency Communications Center/Roberto Lujan and Purchasing Division/Bill Taylor)

Motion & Voting

- Motion for approval and acceptance of the 2023 Enhanced 911 Act Grant Program Award No. 23-E-11 in the amount of \$817,940.00 for improvement and upgrades for the Regional Emergency Communication Center Operations and (2) delegation of signature authority to the County Manager to sign the grant agreement.
- 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.

F. Request Waiver of Any Potential Conflict of Interest that May Arise from New Mexico Local Government Law, LLC's Representation of the City of Espanola in the Memorandum of Understanding Between Santa Fe County and the City of Española Regarding Reading and Literacy Programs. (County Attorney's Office/Jeff S. Young)

G. Request (1) Approval of Amendment No. 3 to Agreement 2020-0001-CMO/KE Between Santa Fe County and Sunny 505, Increasing the Compensation an Additional \$450,000.00 for a Total Contract Sum of \$1,405,000.00, Inclusive of NM GRT, and Extending the Term for an Additional Year, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Development Department/Lisa Katonak)

Motion & Voting

- Motion for (1) approval of Amendment No. 3 to Agreement 2020-0001-CMO/KE between Santa Fe County and Sunny 505, increasing the compensation an additional \$450,000.00 for a total contract sum of \$1,405,000.00, inclusive of NM GRT, and extending the term for an additional year, and (2) delegation of signature authority to the County Manager to sign the purchase order(s).
- 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.

5. Appointments and Reappointments (Action Items)

A. Request Appointment of Two (2) Members to the County Open Lands, Trails and Parks Advisory Committee (COLTPAC). (Growth Management Department/Adeline Murthy)

Motion & Voting

- Motion for the appointment of Genna Waldvogel as the representative for District 4 and Steven Forde as an at-large representative for the County Open Lands, Trails and Parks Advisory Committee.
- 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.

6. Miscellaneous Action Items

A. Request to Publish Title and General Summary of Ordinance No. 2022-____, An Ordinance Amending Ordinance No. 1992-3, the Business Registration and Licensing Ordinance, and Ordinance No. 1999-10, the Lodgers' Occupancy Tax Ordinance, to License and Regulate Short-Term Rentals in Santa Fe County. (Growth Management Department/Penny Ellis-Green) (Packet Material Added)

Motion & Voting

- Motion for approval to publish title and general summary of Ordinance No. 2022-____, an ordinance amending Ordinance No. 1992-3, the Business Registration and Licensing Ordinance, and Ordinance No. 1999-10, the Lodgers' Occupancy Tax Ordinance, to license and regulate short-term rentals in Santa Fe County.
- Motion by Anna C Hansen second by Rudy N Garcia.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia, Henry P Roybal.
- Final Resolution: Motion carries.

B. Request (1) Approval of Amendment No. 10 to Agreement No. 2019-0053-CSD/CW Between Santa Fe County and FireStik Studio, Increasing the Amount of the Compensation an Additional \$172,530.00, for a Total Contract Sum of \$929,590.00, Inclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Services Department/Sebastian Adamczyk) (Packet Material Added)

Motion & Voting

- Motion for (1) approval of Amendment No. 10 to Agreement No. 2019-0053-CSD/CW between Santa Fe County and FireStik Studio, increasing the Amount of the Compensation an additional \$172,530.00, for a total contract sum of \$929,590.00, inclusive of NM GRT, and (2) delegation of signature authority to the County Manager to sign the purchase order(s).
- Motion by Anna C Hansen second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia, Henry P Roybal.
- Final Resolution: Motion carries.

C. Request Approval of Amendment No. 2 to Collective Bargaining Agreement Between Santa Fe County and the Santa Fe County Firefighters Association, Local 4366. (County Attorney's Office/Rachel A. Brown and Human Resources and Risk Management Department/Sonya Quintana) (Item Added)

TABLED

7. Presentations

A. Presentation of the Santa Fe County Zoom Prospector Web Based Site Selection Tool. (Community Development Department/Alex Fitzgerald)

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)

9. Matters from the County Manager

A. COVID-19 Updates.

- The CDC community level for Santa Fe County remains at the medium level.
- County Senior Centers remain temporarily closed and congregate meals at those locations are also temporarily suspended because of the continued high levels of COVID-19 among seniors and the danger posed to persons of this age group. Home delivered meals are provided during the closures.
- Santa Fe County Office of Emergency Management is continuing to host vaccination clinics at locations throughout the County. 10AM to 2PM at locations. Wednesday 8/17 Pojoaque Fire Station, Tuesday 8/23 La Cienega Fire Station, Wednesday 8/24 Hondo Fire Station, Tuesday 8/30 Chimayo Fire Station, Wednesday 8/31 Turquoise Trail Fire Station.

B. Miscellaneous Updates.

- Currently in the process of hiring Roberto Lujan as the permanent director of the Regional Emergency Communications Center based upon the direction of the RECC Board of Directors.
- The Santa Fe Film Office announced the 2 productions underway currently in and around Santa Fe County, "Walker Independence" a TV series, "Dust" a movie production. The State Film Office announced a new record year for film production in the State for fiscal year '22, Santa Fe County's received \$275 million in direct spend.
- Due to the General Election occurring on the scheduled County Commission date of November 8, 2022, it is expected that the County Commission date will be now moved to November 15, 2022 to alleviate interference with any duties of the County Clerk.

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)

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) Acquisition of Real Property for a Transfer Station and Other Potential County Uses.

Motion & Voting

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

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

A. Ordinance No. 2022- 06. An Ordinance Amending the Sustainable Land Development Code, Ordinance No. 2016-9, to Add a New Section 3.6 to Establish the Extraterritorial Land Use Authority and a New Section 3.7 to Establish the Extraterritorial Land Use Commission. (Growth Management Department/Penny Ellis-Green) (Packet Material Updated)

Motion & Voting

- Motion for approval of Ordinance No. 2022- 06. an ordinance amending the Sustainable Land Development Code, Ordinance No. 2016-9, to add a new Section 3.6 to establish the Extraterritorial Land Use Authority and a new Section 3.7 to establish the Extraterritorial Land Use Commission.
- Motion by Anna C Hansen second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Henry P Roybal
- Excused: Rudy N Garcia.
- Final Resolution: Motion carries.

B. Resolution No. 2022-062, A Resolution Adopting Projects for Inclusion in Santa Fe County's Infrastructure Capital Improvement Plan for Fiscal Years 2024-2028; Authorizing Submittal of Plan to the New Mexico Department of Finance and Administration; And Replacing Resolution 2022-003 (Growth Management Department/Maxx Hendren and Robert Griego) (Packet Material Updated)

Motion & Voting

- Motion for approval of Resolution No. 2022-062, a Resolution adopting projects for inclusion in Santa Fe County's Infrastructure Capital Improvement Plan for Fiscal Years 2024-2028; authorizing submittal of plan to the New Mexico Department of Finance and Administration; and replacing Resolution 2022-003. Motion includes amending the language of Project # 28 to "plan and design"; removal of Project # 29, and update to District # from 5 to 3 on Thornton Ranch Project.
- Motion by Anna C Hansen second by Rudy N Garcia.

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

C. Request Approval of (1) Potential Projects to be Funded with Proceeds of General Obligation Bonds if Authorized by Voters in 2022 General Election and (2) Resolution No. 2022-063, Santa Fe County, New Mexico General Obligation Bond Election Resolution. (Finance Division/Yvonne S. Herrera) (Packet Material Updated)

Motion & Voting

- Motion for approval of (1) potential projects to be funded with proceeds of General Obligation Bonds if authorized by voters in 2022 General Election and (2) Resolution No. 2022-063, Santa Fe County, New Mexico General Obligation Bond Election Resolution.
- Motion by Anna C Hansen second by Hank Hughes.
- Yea: Anna T Hamilton, Anna C Hansen, Hank Hughes, Rudy N Garcia, Henry P Roybal
- Final Resolution: Motion carries.

13. Concluding Business

A. Announcements.

B. Adjournment. (Action Item)

Motion & Voting

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

Adjourned at 6:52 p.m.