

# SANTA FE BOARD OF COUNTY COMMISSIONERS

COMMISSION CHAMBERS

COUNTY ADMINISTRATION BUILDING

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REGULAR MEETING  
(Public Hearing)  
March 13, 2007 – 3:00 pm

*Please turn off Cellular Phones during the meeting.*

## *Amended Agenda*

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. State Pledge
- V. Invocation
- VI. Approval of Agenda
  - A. **Amendments**
  - B. **Tabled or Withdrawn Items**
  - C. Consent Calendar Withdrawals
- VII. Approval of Minutes
  - A. February 9, 2007 – Special Meeting
  - B. February 13, 2007
  - C. February 13, 2007 – Study Session
- VIII. Matters of Public Concern –NON-ACTION ITEMS
- IX. Matters from the Commission
  - A. Presentation on NMDOT Regarding US 84/285 Corridor Project (Commissioner Montoya)
  - B. Resolution No. 2007 - . A Resolution of Support from Santa Fe County for the New Mexico Department of Transportation Proposed Project to Improve US 84/285 from the New Mexico State Road 503 Intersection in Pojoaque to the NM State Road 68 Intersection in Espanola (Commissioner Montoya)
  - B. Resolution No. 2007 - . A Resolution Opposing the United States Citizenship and Immigration Services Fee Increase (Commissioner Montoya)
  - C. Recognition of Service – Irv Breshlauer, a Member of the Community College Development Review Committee who Recently Passed Away (Commissioner Sullivan)
  - D. **Discussion and Possible Approval of Discretionary Funds in the Amount of \$1,645.13 to L & L Portables to Provide Facilities to the Villages of Cerrillos and Madrid for the Remainder of Fiscal Year 2007 (Commissioner Anaya)**
- X. Appointments/ Reappointments / Resignations
  - A. Appointment to Tesuque Development Review Committee. The Terms for the Following TDRC Members Have Expires: Cathi Sullivan and Cheryl Alters Jamison. Bill Jamison has Resigned from the TDRC. The Land Use Department

Has Received Letters and Resumes from the Following: Cathie Sullivan Requests Re-Appointment; Cheryl Alters Jamison Requests Re-Appointment; Jack M. Jackson and Wm. David Dougherty Requests Appointment to the TDRC.

- B. Appointment to Agua Fria Development Review Committee. The Term for Henry Chavez has expired; Mr. Chavez Requests re-Appointment to the AFDRC.
- C. Appointment to Community College Development Review Committee. The Community College Development Review Committee Currently has a Vacancy. The Land Use Department has Received a Letter From R. Thomas Berner, Who Requests Appointment to the CCDRC.
- D. Appointments to Corrections Advisory Committee – Neil W. Curran and Deborah Tang.

**XI. Consent Calendar**

**A. Findings of Fact**

- 1. EZC Case #S 02-4494 Las Cordilleras Subdivision Phase III (Formerly Mountain Vista)
- 2. CDRC Case #Z/DP 05-5220 The Bad Ass Coffee Co.
- 3. CDRC Case #V 06-5330 David Ita Variance

**B. Misc.**

- 1. Approval of Underground Easement in Favor of Public Service Co. of New Mexico Across Property Owned by Santa Fe County but Occupied by the Academy of Technology and Classics (Land Use Department)
- 2. **Resolution No. 2007 - A Resolution Requesting an Increase to the US Environmental Protection Agency Fund (260) / Cundiyo Water Projects for a Federal Grand Awarded for Expenditure in Fiscal Year 2007 / \$291,000 (Projects & Facilities Management Department)**

**XII. Staff and Elected Officials' Items**

**A. Matters from the County Manager**

- 1. **Resolution No. 2007 - . A Resolution Approving the County Manager's Reorganization Plan Which Reorganizes Santa Fe County into Four Major Departments to be Known as "Administrative Services", "Public Works", "Growth Management" and "Community Services;" Authorizing the County Manager to Appoint Certain Persons as Director of Each Department; and Authorizing the County Manager to Reclassify Certain Employees Within the Reorganized County Structure.**
- 2. Update on Various Issues

**B. Matters from the County Attorney**

**1. Executive Session**

- a. Discussion of Pending or Threatened Litigation
- b. Limited Personnel Issues
- c. Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights
  - 1. **Consideration and Approval of Amendments to the Lease by and Between Santa Fe County and Women's Health Services Inc.**
  - ii. **Purchase Agreement By and Between the Board of County Commissioners of Santa Fe County and New Solana Center LLC., a New Mexico Limited Liability Company.**
- d. Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations with a Bargaining Unit

2. **Consideration and Approval of Amendments to the Lease by and Between Santa Fe County and Women's Health Services Inc.**
3. **Purchase Agreement By and Between the Board of County Commissioners of Santa Fe County and New Solana Center LLC., a New Mexico Limited Liability Company.**
4. **Resolution No. 2007 - . A Resolution Authorizing Execution of Amendments to the Lease By and Between the Board of County Commissioners of Santa Fe County and Women's Health Services Inc., and Execution of a Purchase Agreement By and Between Santa Fe County and Solana Center LLC and Authorizing the County Manager to Execute the Purchase and Sale Agreement and Any Necessary Closing Documents; and Authorizing Approval of the State Board of Finance of the Lease, as Amended.**

### **XIII. Public Hearings**

#### **A. Land Use Department**

1. **Resolution No. 2006 - A Resolution Approving the Petition of Turquoise Trail, LLC for Formation of Turquoise Trail Public Improvement District Pursuant to the Public Improvement District Act, Section 5-11-1 Through 5-11-27, NMSA 1978 (the "Act"), Santa Fe County Resolution No. 2006-40 and the Santa Fe County, New Mexico Public Improvements District Policy and Application Procedures; Making Findings in Connection with the Petition and Supporting Documentation Requesting Approval of the Formation of the District; Determining the Real Property to be Included within the District and the Purposes for which the District is Being Formed; Approving the General Plan and the Rate and Method of Apportionment and the Manner of Collection of a Special Levy to be Imposed Upon Real Property within the District; Approving a Development Agreement for Implementation of the District; Approving Parameters for the Issuance of District Bonds; Providing for Governance of the District; Providing that Bonds and Other Obligations of the District Shall not be Obligations of Santa Fe County; Repealing all Actions Inconsistent with this Resolution Other than Santa Fe County Resolution No. 2006-40 **(Discussion Only)****
2. **Ordinance No. 2007 - . An Ordinance Amending Article XIV, Traditional and Contemporary Community Zoning Districts, of the Santa Fe County Land Development Code, Ordinance 1996-10, as Amended, to Add a New Section 10, Village of Agua Fria Zoning District (2<sup>nd</sup> Public Hearing)**
3. **Ordinance No. 2007 - . An Ordinance Repealing Ordinance Nos. 1996-04, 1997-05, 1998-04, 1999-04, 2002-02, 2000-14, 2001-04, 2001-13 and 2001-14 (The Eldorado Moratorium Ordinances) (2<sup>nd</sup> Public Hearing)**
4. **Ordinance No. 2007 - . An Ordinance Declaring a Moratorium for Six (6) Month on New Subdivisions, Land Divisions and Master Plans within the Area Served by the Eldorado Area Water and Sanitation District, to Establish Procedures for Review as Necessary of this Ordinance, Providing for Automatic Repeal (2<sup>nd</sup> Public Hearing)**
5. **Ordinance No. 2007 - . An Ordinance Restricting the Use of Domestic Wells for Land Divisions and Subdivisions within the Eldorado Area (2<sup>nd</sup> Public Hearing)**

6. Ordinance No. 2007 - . Consideration and Possible Enactment of an Ordinance Amending Ordinance Nos. 1996-10 and 1998-15, the Santa Fe County Land Development Code (1996) (as amended). Article III, Subsection 2.3.9b and Article III, Subsection 8.3.8, Relating to the Underground Placement of Utility Lines (2<sup>nd</sup> Public Hearing)
7. LCDRC Case #V 06-5640 Leon Variance. Alvaro Leon Requests a Variance of Article 902.2.2.6 of the Uniform Fire Code 1997 Edition to Allow the Grade of a Driveway to Exceed the Required 11% and Variance of Article VII, Section 3.4.1 (Slope and Buildable Areas) to Allow Slope Disturbance in an Area Where Slope Exceeds 30%. The Property is Located at 98-D Camino San Jose, Via the West Frontage Road, Within Section 32, Township 16 North, Range 8 East (District 3) Jose E. Larranaga, Case Planner
8. LCDRC Case #V 06-5630 Enriquez Variance. Suleika Enriquez Requests a Variance of Article 902.2.2.6 of the Uniform Fire Code 1997 Edition to Allow the Grade of a Driveway to Exceed the Required 11% and Variance of Article VII, Section 3.4.1 (Slope and Buildable Areas) to Allow Slope Disturbance in an Area Where Slope Exceeds 30%. The Property is Located at 98-D Camino San Jose, Via the West Frontage Road, Within Section 32, Township 16 North, Range 8 East (District 3) Jose E. Larranaga, Case Planner
9. CDRC Case #06-5590 Bett Johnson Variance & ATF Permit. Bett Johnson, Applicant, Michael Ossorgin, Agent, Request a Variance of Article 902.2.2.6 of the Uniform Fire Code 1997 Edition to Allow the Grade of a Driveway to be 18% Which Exceeds the Required 11%, a Variance of Article VII, Section 3.4.1 (Slope and Buildable Areas) to Allow Slope Disturbance in an Area Where Slope Exceeds 30% and Variance from the Urban Wildland Interface Code to Allow a New Home Which Has Been Substantially Constructed Without Non-Combustible Materials, Sprinklers, or Fire Storage Protection to Proceed with the Remainder of Construction and to Obtain a Permit for those Portions Already Constructed. The Property is Located at 124A La Cueva Road Within Sections 25, 26, 35 and 36 in Township 16 North, Range 11 East (Commission District 4) Jose E. Larranaga, Case Planner **TABLED**
10. BCC LIQ #07-5000 Mine Shaft Tavern Liquor License. Mineshaft Properties, LLC, D/B/A Mineshaft Taverns, Applicant, Lori Ashton, Agent, Request Approval of a Transfer of Ownership for a Liquor License. The Property is Located at 2846 New Mexico Highway 14 in Madrid, Within Section 36, Township 14 North, Range 7 East (Commission District 3) Jan Daniels, Case Planner
11. BCC Liq #07-5040 Simply Classic, Inc., Liquor License. Simply Classic Inc., D/B/A Salud Winery & Vineyards, Applicant, John Ashton, Agent, Request Approval of a Master Winegrower's License. The Property is Located in the Turquoise Trail Business Park at 20 Bisbee Court, Suite D Within Section 24, Township 16 North, Range 8 East (Commission District 5) Jan Daniels, Case Planner
12. CDRC Case #V 06-5670 Daniel and Colleen Martinez. Design Enginuity (Oralynn Guerrerortiz) Agent, Daniel and Colleen Martinez, Applicant Request a Variance of Article III Section 2.3 (Site Planning for

Residential Uses) of the Santa Fe County Land Development Code to Allow the Disturbance of 30% Slopes in Order to Allow a Driveway and a Residence on Previously Disturbed Slopes. The Subject Property is Located at 65 C Camino Chupadero (Santa Fe County Road 78), Within Section 6, Township 18 North, Range 10 East (5-Mile EZ, District 1) Vicente Archuleta, Case Planner

13. EZ Case #V/S 04-4881 Northwest Ranches Phase II. Northwest Ranches (Jacque and Annie Constant) Applicant, Jim Siebert and Associates, Agent, Request Preliminary and Final Development Plan and Plat Approval for Phase II of the Northwest Ranches Subdivision, Consisting of 12 Remaining Lots of the 19 Lot Subdivision on 47.50-Acres. The Property is Located East of Los Suenos Trail and South of La Serena Trail, within Section 19, Township 17 North, Range 9 East, NMPM, Santa Fe County (5-Mile EZ, District 1) Vicente Archuleta, Case Planner  
**TABLED**
14. BCC Case #S 06-5290 Colinas de Sol Subdivision. High Desert Partnership, LLC (Russ McMillan, President) Applicant, Jim Siebert, Agent, Request Preliminary and Final Development Plan and Plat Approval for a 16-Lot Residential Subdivision of 202.03-Acres. The Property is located in Eldorado, South of Avenida Eldorado on Spur Ranch Road, Within Section 25, Township 15 North, Range 9 East (Commission District 5) Shelley Cobau, Case Planner
15. LCDRC Case #V/DP 06-5540 PNM State Pen 12 Feeder. Public Service Company of New Mexico, Applicant, Laurie Moye, Agent, Request Development Plan Approval to Upgrade 5,800 feet of Single-Phase Line from the Frontage Road Along Interstate 25 Northeast to Los Pinos Road in Order to Provide More Reliable Service to the Customers of La Cienega and Within the Santa Fe Area. This Request Also Includes a Variance of Article III, Section 2.3.6.b (Height Restrictions for Dwelling of Residential Accessory Structures) of the Santa Fe County Land Development Code to Allow Electric Line Poles to Exceed 24-Feet and a Variance of Article III, Section 8.3.8 of the Santa Fe County Land Development Code to Allow the Placement of Overhead Utility Lines. The Property is Along Interstate 25 Northeast in La Cienega, Within 33, Township 16 North, Range 8 East (Commission District 3) Shelly Cobau, Case Planner

#### **XIV. Adjournment**

The County of Santa Fe makes every practical effort to assure that its meetings and programs are accessible to the physically challenged. Physically challenged individuals should contact Santa Fe County at 986-6200 in advance to discuss any special needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).