

Posted at the Santa Fe County
Administrative Building
Date: 2/24/17 Time: 3:51 pm
By: Amber Baca

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

REGULAR MEETING

February 28, 2017, at 2:00 p.m.

Please turn off cellular phones during the meeting.

Second Amended Agenda

- I. **Opening Business**
 - A. Call to Order
 - B. Roll Call
 - C. Pledge of Allegiance
 - D. State Pledge
 - E. Moment of Reflection
 - F. Approval of Agenda (Action Item)
 - 1. **Amendments.**
 - 2. **Tabled or Withdrawn Items.**
 - G. Approval of Minutes (Action Item)
 - 1. Approval of January 31, 2017, Board of County Commissioner Meeting Minutes.
 - H. Employee Recognition
 - 1. Recognition of New Santa Fe County Employees.
 - 2. Recognition of Years of Service for Santa Fe County Employees.

- II. **Withdrawn -- Adult Detention Facility Site Visit and Inspection Moved to Special Meeting Beginning at 8:30 a.m. on February 28, 2017**

III. Consent Agenda (Action Items)

A. Final Order

1. **CASE #S 16-5270 Tessera 2 Final Plat Approval.** Homewise Inc., Applicant, Design Enginuity (Oralynn Guerrerortiz), Agent, Request Final Plat Approval for The Tessera Phase 2 Residential Subdivision Consisting of 78 Lots on 69.56 Acres. The Property is Located Off of NM 599 North Frontage Road, Within the Tessera Planned Development District, Within Section 20, Township 17 North, Range 9 East (Commission District 2). Vicente Archuleta, Case Manager. (APPROVED 4-0)(Corrected Case Number)

B. Miscellaneous

1. Approval of County Health Care Assistance Claims in the Amount of \$67,405.31. (Community Services Department/Kyra Ochoa)
2. Approval of Amendment No. 1 to Lease No. 7085000149116 with the U.S. Department of the Interior, Bureau of Indian Affairs, and the Pueblo of Nambe for Land Located at 302 NM 503. (Public Works/Terry Lease)
3. Approval of Business Lease from the New Mexico State Land Office for 320 Acres of State Trust Land Adjacent to the Thornton Ranch Open Space. (Public Works/Colleen Baker)

(End of Consent Agenda)

IV. Action Items

A. Items From Consent Agenda Requiring Extended Discussion / Consideration

B. Appointments/Reappointments/Resignations

1. Request Re-Appointment of Two Members to the Santa Fe County Water Policy Advisory Committee. (County Manager's Office/Tony Flores)
2. Appointment of Three Members to the Santa Fe County Ethics Board. (County Manager's Office/Tony Flores)

C. Miscellaneous

1. Policy Direction to Staff Regarding the Following Items Relative to the Implementation of the Aamodt Water Rights Litigation Settlement Agreement: (1) the Office of State Engineer Water Master Rules and (2) the Motion and Proposed Order to Show Cause Related to the So-Called Well Election in the Pojoaque Basin. (Public Works Department/Sandra Ely)

D. Resolutions

1. **Resolution No. 2017-___, A Resolution Amending the Santa Fe County Road Map and Certifying a Report of the Public Roads in Santa Fe County. (Public Works Department/Robert Martinez)**
2. **Resolution No. 2017 - ____, A Resolution Authorizing the County Manager to Negotiate and Execute Such Contracts as May Be Necessary or Appropriate to Support Construction of the East Mountain Health Clinic in the Town of Edgewood, Consistent with Available Funding Levels and Applicable Constraints Imposed by Law. (County Manager's Office/Tony Flores)**
3. **Resolution No. 2017 – ____, A Resolution Requesting a Budget Increase to the General Fund (101), Indigent Services Fund (223), Alcohol Programs Fund (241), Fire Operations Fund (244), and Road Projects Fund (311) As a Result of Needs Brought Forward at the FY2017 Mid-Year Budget Hearings / \$363,962. (Finance/Don Moya)**
4. **Resolution No. 2017-___, A Resolution Requesting an Increase to the Road Projects Fund (311) to Budget Three (3) Grants from the New Mexico Department of Transportation for the Pavement Rehabilitation/Improvements of Various County Roads in Santa Fe County./\$344,949. (Finance Department/Don Moya)**
5. **Resolution No. 2017- ____, A Resolution Supporting Legislation Adopting A Patient Safe Staffing Act Such As That Described In House Bill 288 and Senate Bill 281, As Introduced During New Mexico's 53rd Legislature's First Session, In Order To Address The Need for Safe Nurse Staffing Levels In Hospitals In New Mexico. (Commissioner Hansen)(Item Added)**

V. Matters of Public Concern

VI. Matters From the County Manager

A. Miscellaneous Updates

B. Legislative Update

1. **Discussion of, Direction on, and Possible Vote of Support for or Opposition to Bills Introduced or Proposed for Introduction in the First Session of the 53rd Legislature of the State of New Mexico. (Possible Action Item)**

VII. Matters From the County Attorney

A. *Executive Session. Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, Including the Following:*

1. *The Board of County Commissioners of the County of Rio Arriba, et al., v. The Board of County Commissioners of the County of Santa Fe, State*

of New Mexico, First Judicial District Court, County of Santa Fe, Cause No. D-101-CV-2016-02243.

2. *Trujillo and Peperas v. Board of County Commissioners for the County of Santa Fe, State of New Mexico, First Judicial District Court, County of Santa Fe, No. D-101-CV-2014-01054.*
3. **Potential Contract Breach by a Santa Fe County Contractor.**
4. *IAFF Local 4266, Santa Fe County Firefighters Association v. Santa Fe County, Public Employees Labor Relations Board, No. 309-16.*
5. **Impasse Arbitration Between IAFF Local 4266 and Santa Fe County.**
6. **Violations of the Santa Fe County Sustainable Land Development Code and New Mexico Subdivision Act.**
(Items Added)

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

VIII. Discussion/Information Items/Presentations

A. Matters from County Commissioners and Other Elected Officials

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

B. Presentations

1. **Presentation on and Recognition of the Tesuque Volunteer Fire District. (Commissioner Roybal)**
2. **Approval and Presentation of a Proclamation Proclaiming the Day of March 3, 2017 as Patriot Wrestling Club Day. (Commissioner Roybal) (Action Item)**
3. **Presentation and Potential Direction Regarding the 2017 Community Development Block Grant (CDBG) Process and Schedule. (Growth Management / Paul Olafson) (Potential Action Item)**

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

A. Land Use Cases*

1. **BCC Case # MIS 17-5040 Ojo Caliente Holdings, Inc. Liquor License. Ojo Caliente Holdings, Inc., D/B/A Sunrise Springs Spa Resort, Applicant, Linda Aikin, Agent, Request Approval for a Restaurant Liquor License. The Property is Located at 242 Los Pinos Rd., Within Section 28, Township 16 North, Range 8 East (Commission District 3). John M. Salazar, Case Planner.**

- X. Information Items**
 - A. Growth Management Monthly Report**
 - B. Public Safety Monthly Report**
 - C. Public Works Monthly Report**
 - D. Human Resources Monthly Report**
 - E. Administrative Services Monthly Report**
 - F. Community Services Monthly Report**
 - G. Financial Report**

- XI. Concluding Business**
 - A. Announcements**
 - B. Adjournment (Action Item)**

***These land use cases are administrative adjudicatory proceedings. Among other things, this means that Commissioners generally may not discuss a case with the applicant or other members of the public outside of the public hearing on the case. In addition, before taking final action, the Board of County Commissioners may choose to deliberate on an administrative adjudicatory proceeding in closed or executive session, as permitted by Section 10-15-1(H)(3) NMSA 1978. Finally, the Board may not announce its decision on a land use case at the conclusion of the public hearing tonight.**

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