

Santa Fe Board of County Commissioners
County Commission Chambers
County Administration Building

REGULAR MEETING

May 27, 2014 at 1:00pm

Please turn off Cellular Phones during the meeting.

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 **Tabled Or Withdrawn Items**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 April 29, 2014 BCC Meeting Minutes
 - H. Introduction Of New Employees
 - I. Recognition Of Operations Assistant Fire Chief Mike Neely On His Retirement From Santa Fe County Fire Department (Public Safety/Fire Chief David Sperling).
- II. **Consent Agenda** (Action Item) (Discussion Allowed for Five Minutes Per Item Without Being Pulled From Consent Agenda; Any Item Requiring Additional Discussion Will Be Pulled From Consent) (Public Comment)
 - A. Final Orders In Land Use Cases
 - 1. **CDRC Case # V 13-5400 Tod Amon Variance**, Tod Amon, Applicant, Requested A Variance Of Article V, Section 8.1.3 (Legal Access) Of The Land Development Code, To Allow Access For A Driveway To A Property Consisting Of 18.46 Acres. The Property Is Located At 29 Puertecito Road, Within The Vicinity Of Golden, Within Section 19, Township 12 North, Range 7 East, (Commission District 3). John Lovato, Case Manager (Approved 3-0).
 - 2. **CDRC Case # V 14-5020 Dennis & Lynne Comeau Variance**, Dennis And Lynne Comeau, Applicants, Requested A Variance Of Article VII, Section 3.41.C.C.I (No Build Areas) To Allow 30% Slope Disturbance For An Existing Driveway To Access Buildable Area On A 66.52 Acre

Parcel. The Property Is Located At 191 County Road 74 In The Vicinity Of Tesuque, Within Section 20, Township 18 North, Range 10 East, (Commission District 1). John Lovato, Case Manager (Approved 4-0).

3. **CDRC Case # 14-5340 Vincent Salazar Variance**, Vincent Salazar, Applicant, Requested A Variance Of Ordinance No. 2002-9 (La Cienega /La Cieneguilla Traditional Community Planning Area And La Cienega Traditional Zoning District), Section 6.4.3 To Allow Two Dwelling Units On 1.00 Acre. The Property Is Located At 73 Camino Torcido Loop, Within Sections 17 & 20, Township 16 North, Range 8 East, (Commission District 3). John Lovato, Case Manager (Approved 3-0).
4. **CDRC Case # V 14-5000 Lee Pack Variance**. Lee Pack, Applicant, Requested A Variance Of Article V, Section 8.1.3 (Legal Access) And Article V, 8.2.1c (Local Roads) Of The Land Development Code To Allow The Construction Of A Residence On 2.5 Acres. Both Roads That Service The Property (Old Buckman Road And Kalitaya Way) Do Not Meet The Specifications Of Local Lane, Place Or Cul-De-Sac Roads And Do Not Have Adequate Drainage Control Necessary To Insure Adequate Access For Emergency Vehicles. The Property Is Located At 111 Kalitaya Way, Off Old Buckman Road, Within Section 31, Township 19 North, Range 8 East, (Commission District 1). Wayne Dalton, Case Manager (Approved 4-0).
5. **CDRC Case # S/V 12-5451 Cielo Colorado Estates Preliminary Development Plan, Plat And Variance** Cielo Colorado LLC., Applicant, James W. Siebert, Agent, Request Preliminary Development Plan And Plat Approval For A 24-Lot Residential Subdivision On Tract 15A-2 Of The Eldorado At Santa Fe Subdivision Consisting Of 246.30 Acres More Or Less. The Application Also Includes A Request For A Variance Of Ordinance No. 2008-10 (Flood Damage Prevention And Stormwater Management) To Allow Access Through A 100-Year Flood Plain Without An All-Weather Crossing. The Property Is Located On The East Side Of Us 285, Off Camino Acote, Within Sections 21 And 22, Township 15 North, Range 10 East (Commission District 4). Vicente Archuleta, Case Manager (Approved 3-0).

B. Appointments/Reappointments/Resignations

1. Appointment Of Erica Abeyta To The DWI Planning Council (Community Services/Rachel O'Connor).
2. Corrections Advisory Committee Resignation (Public Safety/Pablo Sedillo).
3. Corrections Advisory Committee Appointment (Public Safety/Pablo Sedillo).

C. Resolutions

- 1. Resolution No. 2014-___, A Resolution Authorizing The Surplus Of Fixed Assets In Accordance With State Statutes. (Finance Department / Teresa Martinez).**
- 2. Resolution No. 2014-___, A Resolution To Make Application With The NM Economic Development Department For Certified Community Status Under Its Certified Communities Initiatives (Growth Management/David Griscom).**
- 3. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Fire Operations Fund (244) To Budget Title III Appropriation Funds In The Amount Of \$22,446. (Public Safety/Fire/Chief Sperling).**
- 4. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Law Enforcement Operations Fund (246) To Budget (1) Grant Awarded Through The Bureau Of Land Management/\$15,000.00**
- 5. Request Authorization Of The Use Of District 5 Capital Funds, Per Capital Outlay Policy, Allocating \$85,000 For The Leo Gurule Playground Redevelopment (Finance/Teresa Martinez).**

D. Approval Of Proclamations (Presentation As Listed On The Agenda Below Or At the Call Of The Chair)

- 1. A Proclamation Acknowledging May 31, 2014 World No Tobacco Day To Educate The Public About The Need To Protect Our Youth And Citizens From Further Damage Caused By Tobacco Use And Secondhand Smoke. (Commissioner Stefanics)**

E. Purchasing

- 1. Request Approval Of Lease Agreement No. 2014-0284-PW/PL Between Santa Fe County And Eric Lucero For Property Located At 89 La Puebla Road In Exchange For In-Kind Caretaker Services (Purchasing/Bill Taylor).**
- 2. Request Approval Of Lease Agreement No. 2014-0304-PW/PL Between Santa Fe County And Jeremy Martin For Property Located At 14 Calle Del Prado For In-Kind Caretaker Services (Purchasing/Bill Taylor).**
- 3. Ratifying The Lease Agreement No. 2013-0276-PW/GG And Approving Amendment No. 1 To Lease Agreement No. 2013-0276-PW/GG Between Santa Fe County And Anthony Tafoya (Purchasing/Bill Taylor).**

(End Of Consent Agenda)

III. Action Items (Public Comment)

A. Resolutions

- 1. Resolution No. 2014-___, A Resolution In Support Of Northern Rio Grande National Heritage Area And Acknowledging The Completion Of Its Management Plan (Commissioner Mayfield And Commissioner Stefanics).**

B. Purchasing

- 1. Request Approval Of Second Amendment To Cooperative Project Agreement With The New Mexico Department Of Transportation To Increase The Transportation Enhancements (TPE) Funding For Construction Of A Portion Of The Santa Fe Rail Trail In Amount Of \$797,950 And Authorizing The County Manager To Sign And Approve The Purchase Order (Purchasing/Bill Taylor).**

C. Finance

- 1. Presentation of the Proposed Interim 2014-2014 (FY 2015) Budget (Teresa Martinez / Finance).**
- 2. Resolution No. 2014-___, A Resolution Adopting The Interim 2014-2015 (FY 2015) Budget (Teresa Martinez / Finance).**

D. Ordinances

- 1. Request For Authorization To Publish Title And General Summary Of Ordinance Establishing Development Permit And Review Fees For Projects In Santa Fe County, New Mexico; And Repealing Ordinance No 2008-12 (Vicki Lucero / Growth Management).**

E. Items Pulled From Consent Agenda

IV. Matters Of Public Concern

V. Discussion/Information Items/Presentations

A. Discussion Items

B. Presentations

- 1. Presentation Of The Draft Cerrillos Hills State Park Management Plan (New Mexico State Parks Division)**
- 2. A Proclamation Acknowledging May 31, 2014 World No Tobacco Day To Educate The Public About The Need To Protect Our Youth And Citizens From Further Damage Caused By Tobacco Use And Secondhand Smoke (Commissioner Stefanics).**

C. Matters From The Commission

- 1. Commissioner Issues And Comments - These Are Non-Action Items By Commission District Such As Constituent Concerns, Commissioner Recognitions, Requests For Updates Or Future Presentations.**

D. Matters From The County Manager

- 1. Miscellaneous Updates**

VI. Matters From County Attorney

A. Executive Session

- 1. Discussion of Pending Or Threatened Litigation.**
- 2. Limited Personnel Issues.**
- 3. Discussion Of The Purchase, Acquisition Or Disposal Of Real Property Or Water Rights.**
- 4. Discussions Preliminary To Collective Bargaining Negotiations.**

5. Contract Negotiations Under The Procurement Code.
6. Deliberations In Connection With An Administrative Adjudicatory.
Proceeding: BCC Case #MIS 13-5061 Robert And Bernadette Anaya.

B. Process For The Consideration And Adoption Of The Sustainable Land Development Code Zoning Map.

VII. 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 For The Month Ending 04/30/2014.

VIII. Public Hearings On Proposed Ordinances (To Begin No Earlier Than 5:00PM)

A. Ordinances

1. Ordinance No. 2014-___, An Ordinance Amending Ordinance No. 2014-1 (An Ordinance Establishing A Living Wage Within Santa Fe County; Specifying Employers Subject To The Living Wage; Making Findings As To The Necessity Of A Living Wage; Establishing A Prohibition On Retaliation For Reporting Violations Of The Living Wage; Providing For Remedies And Penalties; Specifying Enforcement Officers; Providing The Process To Be Employed Upon Complaints Of Violation; Establishing Severability; And Providing An Effective Date), To Modify The Base Wage For Tipped Employees. (Action Item) (Second Public Hearing)(Roll Call Vote)(Commissioner Anaya And Commissioner Chavez).
2. Ordinance No. 2014-___ , An Ordinance Amending Ordinance No. 2012-7 (Amending Ordinance 2010-5 To Extend The Time During Which Permits Will Remain Valid), To Ensure That Residential Solid Waste Permits Sold For Fiscal Year 2015 And Each Year Thereafter Shall Not Expire Until Fully Utilized. (Action Item) (Second Public Hearing) (Roll Call Vote) (Public Works/Adam Leigland).
3. Ordinance No. 2014-, An Ordinance Approving The 2014 Economic Development Plan; Repealing On A Limited Basis Ordinance No. 1996-07; Providing For Detailed Rules To Be Applied To Assistance Of Qualifying Economic Projects, Including The Qualifications Of Applicants, Requiring An Application, Requiring A Project Participation Agreement And Specifying Its Contents; Providing For Limitations On The Amount Of Assistance Permitted Pursuant To The Local Economic Development Act; And Requiring A Special Fund For Monies Received Or Held For An Economic Development Project (Growth Management/David Griscom) (Possible Action Tabled and Public Hearing Continued until June 10, 2014)

4. Ordinance No. 2014-___, An Ordinance Establishing A Twenty-Six (26) Ton Weight Limit On Old Lamy Trail County Road 33 (Public Works/Robert Martinez)(Tabled Indefinitely).

IX. Concluding Business

A. Announcements

B. Adjournment (Action Item)