

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

REGULAR MEETING

January 28, 2014 at 1:00pm

Please turn off Cellular Phones during the meeting.

Amended Agenda

1. **Opening Business**
 - a. Call to Order
 - b. Roll Call
 - c. Pledge of Allegiance
 - d. State Pledge
 - e. Moment of Reflection
 - f. Approval of Agenda
 1. Amendments
 2. Tabled Or Withdrawn Items
 - g. Approval of Minutes
 1. Approval Of December 10, 2013 BCC Meeting Minutes
 - h. Introduction Of New Employees
 - i. **Recognition Of New Mexico Edge Graduates Enrolled In The New Mexico Certified Public Official Program: Katherine Miller/County Manager, Lisa Griego/Public Works Department, Elsa Ornelas-Segura/ASD Risk Management Department, Gary Perez/Assessor's Office, Deborah Garcia/Growth Management Department And The New Mexico Certified Treasury Certification Awarded To Theresa Romero/Treasurer's Office.**
2. **Consent Calendar** (Discussion Allowed for Five Minutes Per Item Without Pulling From Consent; Any Item Requiring Additional Consideration Will Be Pulled From Consent) (Public Comment)
 - a. Final Order
 1. **CDRC CASE #V 13-5270 Maria Zubia And Rebecca Ornelas Density Variance.** Rebecca Ornelas And Maria Zubia, Applicants, Request A Variance Of Ordinance No. 2007-2 (Village Of Agua Fria Traditional Community Zoning District), § 10.6 (Density Standards) To Allow A Second Dwelling Unit On 0.638 Acres. The Property Is Located At 2144 Camino Polvoso, Within The Traditional Community Of Agua

Fria, Within Section 5, Township 16 North, Range 9 East (Commission District 2). (Approved 5-0). Miguel “Mike” Romero, Case Manager.

- 2. CDRC Case # V 13-5110 Ellen Jacobs Variance. Ellen Jacobs, Applicant, Joseph Karnes Agent, Requested A Variance Of Article Iii, Section 10 (Lot Size Requirements) Of The Land Development Code To Allow Two Dwelling Units On 2.29 Acres. The Property Is Located At 55 Camerada Loop, In The Vicinity Of Eldorado, Within Section 10, Township 15 North, Range 9 East, (Commission District 5) John Lovato, Case Manager. (Approved 3-2)**

b. Budget Actions

- 1. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The EMS Health Care Fund (232) For A New Mexico Department Of Health Grant For Community Health Improvement Process And Health Action Planning/\$5,000. (Community Services/Rachel O’Connor And Finance/Teresa Martinez)**
- 2. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The EMS Health Care Fund (232) For A New Mexico Association Of Counties/New Mexico Health Insurance Exchange Grant For Health Care Enrollment Outreach/\$3,000. (Community Services/Rachel O’Connor And Finance/Teresa Martinez)**
- 3. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Capital Projects-Federal Fund (305) To Budget Cooperative Agreement No. P13AC00948 Between The United States Department Of The Interior National Park Service And Santa Fe County For Funds Authorized To Fabricate And Install Wayside Exhibits Along The Historic El Camino Real Trail In The Amount Of \$24,710. (Public Works/Adam Leigland And Finance/Teresa Martinez)**
- 4. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The State Special Appropriations Fund (318) To Budget A Grant Awarded For Wiring For Information Technology In The First Judicial District Courthouse In Santa Fe County In The Amount Of \$85,000. (Public Works/Adam Leigland And Finance/Teresa Martinez)**
- 5. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Equitable Sharing Account Federal Forfeitures Fund (225) To Budget Current Year Forfeitures/\$23,691.68. (CMO/Finance/Teresa Martinez)**
- 6. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Law Enforcement Operations Fund (246) To Budget The Auction Proceeds From The Sheriff’s Fleet/\$37,588.93. (Sheriff’s Office/Undersheriff Madrid And Finance/Teresa Martinez)**
- 7. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Law Enforcement Operations Fund (246) To Budget One (1)**

- Grant Awarded Through The United States Marshals Services For Fugitive Apprehension/\$5,000. (Sheriff's Office/Undersheriff Madrid And Finance/Teresa Martinez)**
- 8. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The State Special Appropriations Fund (318) To Budget A Grant Awarded Through The New Mexico Department Of Cultural Affairs For The Vista Grande Library/\$9,499.55. (Community Services/Rachel O'Connor And Finance/Teresa Martinez)**
 - 9. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Fire Impact Fees Fund (216) To Budget Impact Fees For The Glorieta Fire District/\$55,000. (Public Safety/Pablo Sedillo And Finance/Teresa Martinez)**
 - 10. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To the Fire Tax ¼% Fund (222) To Budget Cash Carryover For The Pojoaque Fire District/\$37,797. (Public Safety/Pablo Sedillo And Finance/Teresa Martinez)**
 - 11. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Fire Operations Fund (244)/ Various Fire Districts To Budget NM State Forestry Reimbursements/\$14,187. (Public Safety/Pablo Sedillo And Finance/Teresa Martinez)**
 - 12. Resolution No. 2014-___, A Resolution Requesting A Transfer From The EMS Services Fund (232) To The Corrections Operations Fund (247) To Fund A Community Re-Entry Specialist For The Adult Detention Facility/\$33,366. (Finance/Teresa Martinez)**
 - 13. Resolution No. 2014-___, A Resolution Requesting A Budget Decrease /Increase To The Fire Operations Fund (244)/YCC Grant To Realign The FY-2014 Budget With The Available Grant Balance /-\$83,560 and To Apply NM State Forestry Reimbursement To The Fire Operations Fund (244) /YCC Grant Fund /\$51,093. (Finance/Teresa Martinez)**
 - 14. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Fire Operations Fund (244) / Forest Restoration Fund /\$43,215 To Budget New Mexico State Forestry Reimbursements. (Public Safety/Pablo Sedillo And Finance/Teresa Martinez)**
 - 15. Resolution No. 2014-___, A Resolution Requesting An Increase To The Road Project Fund (311) To Budget Three (3) Grants From The State Department Of Transportation For the Pavement/Improvements Of Various County Roads In Santa Fe County In The Amount Of \$247,809. (Public Works/Adam Leigland And Finance/Teresa Martinez)**
 - 16. Resolution No. 2014-___, A Resolution Requesting A Budget Increase To the Law Enforcement Operations Fund (246) To Budget The Clopton Case With Santa Fe Animal Shelter /\$19,240.00 (Sheriff's Office/Undersheriff Madrid And Finance/Teresa Martinez)**

17. **Resolution No. 2014-___, A Resolution Requesting A Budget Increase To The Fire Operations Fund (244) To Budget The 2013 Homeland Security Grant/\$175,000. (Public Safety/Pablo Sedillo And Finance/Teresa Martinez)**

c. Other Financial Actions

1. **Request Authorization Of The Use Of District 2 Capital Funds, Per Capital Outlay Policy, Allocating \$50,000 For Design Of An All Weather Crossing For Pinon Hills In Santa Fe County. (Public Works/Adam Leigland and Finance/Teresa Martinez)**
2. **Request Approval Of Audited Comprehensive Annual Financial Report For FY 2013. (Finance/Teresa Martinez)**

d. Miscellaneous

1. **Request Approval Of The Water Policy Advisory Committee's Calendar Year 2014 Work Plan. (Public Works/Adam Leigland)**

e. Resolutions

1. **Resolution No. 2014-___, A Resolution To Extend The Contingent Acceptance Of Entrada Calabasa, Also Known As Horcado Ranch Road, Located In Commission District 2, For Lesser County Maintenance For Up To One Additional Year And Approval Of Standard Form 2800-14 Right-Of-Way Grant And Temporary Use Permit. (Public Works/Adam Leigland)**

(End Of Consent)

3. Action Items (Public Comment)

a. Resolutions

1. **Resolution No. 2014-___, A Resolution To Direct Staff To Consider Arroyos As A Source Of Fill Material When Such Material Is Required And Appropriate For County Road Maintenance. (Commissioner Mayfield And Public Works/Adam Leigland)**

b. Appointments

1. **Request Appointment Of Three (3) Members To The County Open Lands, Trails, And Parks Advisory Committee (COLTPAC) (Growth Management)**

c. Purchasing Actions

1. **Request Approval Of Agreement For Purchase And Sale Of Easement For The Agua Fria Gateway Monument. (Public Works/Adam Leigland And Bill Taylor/Purchasing)**
2. **Request Approval Of Price Agreement No. 2014-0183-A-PW/MS Surface Treatment Aggregate With Associated Asphalt & Materials, LLC And Price Agreement Of No 2014-0183-B-PW/MS Surface Treatment Aggregate With Espanola Transit Mix, LLC. (Purchasing/Bill Taylor)**

3. **Request Approval Of Agreement No. 2014-0180 With Randy Sena Construction, Inc. For The Construction Services Of The Nambe Community Center, Park & Headstart Site Improvements In The Amount Of \$311,869.72 Exclusive GRT. (Purchasing/Bill Taylor)**
4. **Request Approval Of Electronic Site Lease Agreement With Tesuque Radio Company, Inc. In The Amount Of \$39,969.47 To Bring Lease Current To June 30, 2014; And Payment Of \$12,483.72 For Base Rent And Electricity For July 1, 2014 To June 30, 2015. (Purchasing/Bill Taylor)**
- d. **Other Action Items**
 1. **Request Approval Of Amended And Restated Affordable Housing Agreement For Phase 1 Of Oshara Village Between Santa Fe County And Century Bank. (Growth Management/Steven Brugger)**
 2. **Presentation Of The County Improvement District (CID) Review Committee Report On The Proposed CID For Las Lagunitas And Request Approval Of Report Recommendations. (Public Works/Adam Leigland)**
 3. **Presentation On Solarizing County Facilities And Request Approval Of FY15 Solar Projects Plan. (Public Works/Adam Leigland)**
 4. **Board Discussion And Request Approval Of Increasing The Salary Limits For Elected County Officials. (Finance/Teresa Martinez)**
- e. **Items From Consent Calendar Requiring Extensive Discussion / Consideration**
4. **Matters Of Public Concern**
5. **Public Hearings**
 - a. **Ordinances (To Be Heard No Earlier Than 6pm)**
 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. (First Public Hearing)**
 2. **Request Authorization To Publish Title And General Summary Of Ordinance 2014-___, Amending And Restating Ordinance 2002-08 (An Ordinance Governing Tobacco Products Placement, Distribution, Display, And Sales And Establishing Penalties For Violation) To Ensure Conformity With State Law, To Regulate E-Cigarette Sales To Minors And To Insert A Severability Clause. (Commissioner Stefanics and Commissioner Anaya)**

6. **Discussion/Information Items/Presentations**
 - a. **Matters From The Commission**
 1. **A Presentation On The Draft Plan, For Planning Santa Fe's Food Future Presented By Pam Roy. (Commissioner Holian)**
 2. **Commissioner Issues And Comments - These Are Non-Action Items By Commission District Such As Constituent Concerns, Commissioner Recognitions, Requests For Updates Or Future Presentations.**
 2. **Discussion Items**
 - a. **Matters From The County Manager**
 1. **Legislative Update**
 - i. **Capital Outlay**
 - ii. **Discussion And Possible Action By The Board Of County Commissioners In Support Of Or Opposition To Legislation Under Consideration By The New Mexico 2014 Legislature.**
 2. **Presentation Of The Results Of The National Citizen Survey (Carole Jaramillo/Finance Division)**
 3. **Turquoise Trail Senior Center Project Update And La Bajada Ranch Project Update. (Public Works/Adam Leigland)**
 4. **Recognition Of The Santa Fe County Adult Detention Facility For Meeting Professional Standards Of Detention Administration Established By The Adult Detention Professional Standards Council And For Receiving The New Mexico Local Accreditation Program Certificate From The New Mexico Association Of Counties. (Public Safety/Pablo Sedillo)**
 5. **Acknowledgement And Recognition Of The Santa Fe County Risk Management Division For Completing 5 Years Of The New Mexico Association Of Counties Risk Awareness Program And Reducing Workers' Compensation Claims By 27%, And For Receiving The Honorable Mention Safety Award For Division V, Class A Counties. (Administrative Services Department/Jeff Trujillo)**
 - b. **Presentations**
 1. **Draft Economic Development Plan Presentation (David Griscom, Economic Development Manager)**
 2. **Corrections Advisory Committee Bi-annual Report Presented By Chair Frank Sussman.**
 - c. **Information Items**
 1. **Public Works Monthly Report**
 2. **Public Safety Monthly Report**
 3. **Growth Management Monthly Report**
 4. **Community Services Monthly Report**
 5. **Human Resources Monthly Report**
 6. **Financial Report For The Quarter Ending 12/31/2013**

3. **Matters From County Attorney**
 - a. **Executive Session**
 1. Discussion of Pending Or Threatened Litigation
 - iii. Joe Anthony Montoya And Advantage Asphalt And Seal Coating, LLC
 - iv. **Consideration Of Potential Litigation Concerning County Roads Within The Pueblo Of San Ildefonso**
 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
 - b. Possible Action Items From Executive Session
 1. Authorization To Pursue Litigation Against Joe Anthony Montoya And Advantage Asphalt And Seal Coating, LLC.
4. **Concluding Business**
 - a. Announcements
 - b. Adjournment