



Tuesday, June 11, 2024
Regular BCC Meeting (Agenda 06-04-2024 - 6:33 PM)

Board of County Commissioners of Santa Fe County
Hybrid In-Person and Virtual Meeting
Santa Fe County John Gaw Meem Historic Building
Commission Chambers
102 Grant Avenue
Santa Fe NM 87501

The Board of County Commissioners of Santa Fe County strives to make its meetings accessible to the public through alternatives to in-person attendance, such as virtual meeting platforms and webcasting. Those alternatives, however, are not guaranteed, due to internet and other service disruptions and equipment failures, and duly noticed meetings may be held notwithstanding that those alternatives are unexpectedly unavailable. Accordingly, members of the public assume the risk that they may be unable to watch and listen and/or participate in BCC meetings through such alternatives.

Subject to the above disclaimer, the County intends to allow members of the public to listen and participate in this meeting virtually via Webex and to watch via YouTube and Facebook. For instructions on joining the meeting via Webex or watching via YouTube and Facebook, visit www.santafecountynm.gov/joinmeeting.

1. Opening Business

- A. Call to Order - 2:00 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Chair Hank Hughes)
- D. State Pledge. (Chair Hank Hughes)
- E. O'ga P'ogeh Owingeh Land Acknowledgement. (Chair Hank Hughes)
- F. Moment of Reflection. (County Clerk's Office/Derrick Turner)
- G. Approval of Agenda. (Action Item)

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the May 3, 2024, Board of County Commissioners Special Meeting Minutes.
- B. Request Approval of the May 6, 2024, Board of County Commissioners Special Meeting Minutes.
- C. Request Approval of the May 8, 2024, Board of County Commissioners Special Meeting Minutes.
- D. Request Approval of the May 10, 2024, Board of County Commissioners Special Meeting Minutes.
- E. Request Approval of the May 14, 2024, Board of County Commissioners Meeting Minutes.

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

- A. None

4. Consent Agenda (Action Items)

A. Request (1) Approval of Amendment No. 6 to Agreement No. 2021-0113-FIN/CW Between Santa Fe County and CliftonLarsonAllen, LLP, Increasing the Compensation an Additional \$95,435, for a Total Contract Sum of \$852,391.60, Inclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Orders. (Public Works Department/Brian Snyder and Finance Division/Bill Taylor and Yvonne S. Herrera)

B. Request (1) Approval of Amendment No. 9 to Agreement No. 2016-0183-CORR/IC Between Santa Fe County and Securus Technologies for the Jail Management System at the Adult Detention Facility, Increasing the Compensation by \$121,388, for a Total Contract Amount of \$806,614.13, Exclusive of NM GRT, and Extending the Term to December 31, 2025, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Orders. (Public Safety Department/Derek Williams and Purchasing Division/Bill Taylor)

C. Request Approval of Service Agreement No. 2024-0295-CSD/JL with the University of New Mexico Prevention Research Center for the Provision of Evaluation of the CONNECT Program for a Total Contract Sum of \$449,085 Inclusive of NM GRT, and Grant Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

D. Request Approval of Amendment No. 3 to Agreement No. 2021-0158 CSD/CW with Behavioral Health Services, dba, New Mexico Solutions Increasing the Compensation Amount an Additional \$1,200,000, for a Total Contract Sum of \$5,612,806.20, Exclusive of NM GRT, and Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Community Services Department/Alex Dominguez and Purchasing Division/Bill Taylor)

E. Resolution 2024-____, A Resolution Requesting a Budget Increase to Various Funds in the Amount of \$1,781,569 for the Public Works Department. (Finance Division/Yvonne S. Herrera and Public Works Department/Brian K. Snyder)

F. Request Approval of April 12, 2024, Inspection Report of the Santa Fe County Adult Detention Facility Pursuant to Section 33-3-4, NMSA 1978. (County Manager's Office/Gregory S. Shaffer)

5. Appointments and Reappointments (Action Items)

A. Request Appointment of a Member to the Water Policy Advisory Committee. (County Manager's Office/Sara Smith)

6. Miscellaneous Action Items

A. Request (1) Approval of Agreement No. 2024-0174-A-CORR/BT with Keefe Commissary Network for Commissary Services at the Adult Detention Facility (ADF) for a Total Contract Sum of \$1,500,000, Exclusive of NM GRT; (2) Approval of Agreement No. 2024-0174-B-CORR/BT with Summit Food Services for Food Services at ADF for a Total Contract Sum of \$4,200,000, Exclusive of NM GRT; and (3) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Public Safety Department/Derek Williams and Purchasing Division/Bill Taylor)

B. Request (1) Approval of Agreement No. 2024-0192-PW/DK with TLC Company, Inc. for Construction Services to Complete Phase II of the Agua Fria Waster Water Infrastructure Project in the Amount of \$1,738,143.10, Exclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign Purchase Order(s). (Public Works Department/Mike Hart and Purchasing Division/Bill Taylor)

C. Request (1) Authorization to Apply for the FY25 Firefighter Recruitment Fund for Six (6) Firefighter/EMT Positions with a Possible Grant Award of up to \$390,000 to Increase the Number of Full-Time Firefighters/EMT-Basics in Santa Fe County, and (2) Approval for the County Manager to Sign All Grant Applications. (Public Safety Department/Jacob Black)

D. Resolution No. 2024-____, A Resolution Amending Resolution No. 2018-12, A Resolution Establishing a Water Rights Fee for Purposes of County Resolution No. 2006-57 and Delegating Authority to the County Utilities Director to Approve Payment of the Water Rights Fee in Lieu of Providing Water Rights in Certain Instances, to Increase the Water Rights Fee Effective September 1, 2024. (Public Works Department/Paul Choman)

E. Request Approval of County Utility Line Extension and Delivery Agreement Between Santa Fe County and Las Campanas Residential Holdings, LLC. (Public Works Department/Paul Choman)

F. Request Approval of Memorandum of Agreement Between the City of Santa Fe and Santa Fe County (Agreement No. 2024-0236-PW/BT) Regarding the Investigation, Modeling, and Planning for Known PFAS Contamination at the Santa Fe Regional Airport. (Public Works Department/Paul Choman)

G. Resolution No. 2024-____, A Resolution Adopting Bylaws for the Local Emergency Planning Committee. (Office of Emergency Management/Brad Call)

7. Presentations

A. Mid-Year Update on the Strategic Plan. (County Manager's Office/Cindy McKee)

8. Matters of Public Concern - To Be Heard at 3:45 p.m. (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. Miscellaneous Updates.

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) Alicia Lindsey v. Board of County Commissioners, United States District Court for the District of New Mexico, Case No. 1:23-cv-00271-JB-SCY, and (2) City of Santa Fe vs. Board of County Commissioners, First Judicial District Court, Case No. D-101-CV-2023-01555.

B. Potential Action On Items Discussed in Executive Session (Action Item)

12. **Public Hearings on Fireworks Ban and Land Use Case - To Be Heard No Earlier than 5:00 p.m.

A. Resolution No. 2024-____, A Resolution to Proclaim Extreme or Severe Drought Conditions Within Santa Fe County and to Ban the Sale and Use of Certain Fireworks in the Unincorporated Portions of the County and Within Wildlands in the County. (Public Safety Department/Jaome Blay)

B. Case # 22-5020 Tierra Que Canta Time Extension. Rembe Las Campanas, Applicant, Requests a Time Extension of a Previous Preliminary and Final Plat Approval for a 22-Lot Residential Subdivision on 12.23 Acres, More or Less, Located Within the Las Campanas Planned Development District, Within Section 15, Township 17 North, Range 8 East (Commission District 2). (Growth Management Department/Kenneth J. Quintana, Case Manager)

13. Concluding Business

A. Announcements.

B. Adjournment. (Action Item)

14. Public Meeting Disclosures

A. 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).

B. * During the course of an open meeting, the Board of County Commissioners (BCC) may go into Executive Session at any time to discuss any item on the agenda that falls within the enumerated exceptions to the open meetings requirement of the Open Meetings Act, upon a motion stating the authority and reason for closure (with

reasonable specificity) and approval by a majority vote of a BCC quorum. NMSA 1978, §10-15-1(I). While the BCC has a practice of listing on its agendas for its open meetings specific items to be discussed during for Executive Session, the Open Meeting Act does not require executive sessions be listed on the agenda at all or that executive sessions be listed on the agenda multiple times for multiple executive sessions to occur (so long as the subject to be discussed in executive session is on the agenda). If a closed meeting is called when the BCC is not in an open meeting, the BCC will provide public notice stating the specific provision of the law authorizing the closed meeting and stating with reasonable specificity the subject to be discussed.

C. **The land use case is an administrative adjudicatory proceeding. Among other things, this means that Commissioners generally may not discuss the 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.