



Tuesday, October 10, 2023
Regular BCC Meeting (Amended Agenda 10-06-2023 - 4:54 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

Members of the public have the choice of listening and participating in this meeting in person or virtually via Webex. For instruction on participating via Webex, visit www.santafecountynm.gov/joinmeeting. In addition, people may watch the meeting at <https://www.youtube.com/channel/UCKGV2GEBc1Qv38Pn61083xg> and <https://www.facebook.com/Santa-Fe-County-Board-of-County-Commissioners-101109334955454/>.

1. Opening Business

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

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the September 8, 2023, Board of County Commissioners Special Meeting Minutes.
- B. Request Approval of the September 12, 2023, Board of County Commissioners Regular Meeting Minutes.

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

- A. None.

4. Consent Agenda (Action Items)

- A. Resolution No. 2023-____, A Resolution Authorizing the Disposition of Fixed Assets Worth Less Than \$5,000 in Accordance with State Statute. (Finance Division/Yvonne S. Herrera)
- B. Request Acceptance of Grant #23-H3185 Received from the State of New Mexico, Department of Finance and Administration for Sheriff Plate Readers in the Amount of \$600,000. (Finance Division/Yvonne S. Herrera)
- C. Request Acceptance of Grant #23-H3188 Received from the State of New Mexico, Department of Finance and Administration for Santa Cruz Housing Site Improvements in the Amount of \$594,000. (Finance Division/Yvonne S. Herrera)
- D. Request Acceptance of Grant #23-H3189 Received from the State of New Mexico, Department of Finance and Administration for the Espanola Pathways Shelter Project in the Amount of \$702,900. (Finance Division/Yvonne S. Herrera)

E. Request Acceptance of Grant #23-H3195 Received from the State of New Mexico, Department of Finance and Administration for the Airport Road Facility, Elections Area in the Amount of \$796,950. (Finance Division/Yvonne S. Herrera)

F. Request Acceptance of Grant #23-H3358 Received from the State of New Mexico, Department of Transportation for the Eldorado Roads Project in the Amount of \$650,000. (Finance Division/Yvonne S. Herrera)

G. Resolution No. 2023-____, A Resolution Granting the County Manager Authority to Sign All Documents Necessary for the Acquisition of a 0.3915-Acre Parcel of Land Located at 2515 NM-14, Madrid, NM in Santa Fe County Required for the Installation of an Underground Water Tank for Training Purposes and Fire Suppression. (Public Works Department/Scott Kaseman and Curt E. Temple)

H. Request Approval of County Utility Line Extension and Delivery Agreement Between Santa Fe County and Copacabana Development Company, LLC. (Public Works Department/Michelle Hunter)

I. Request Approval of County Utility Line Extension and Delivery Agreement Between Santa Fe County and Santa Fe Global Partners, LLC. (Public Works Department/Michelle Hunter)

5. Appointments and Reappointments (Action Items)

A. None.

6. Miscellaneous Action Items

A. Resolution No. 2023-____, A Resolution Identifying Santa Fe County 2024 Legislative Priorities Related to Health and Community Services. (Community Services Department/Rachel O'Connor)

B. Resolution No. 2023-____, A Resolution Repealing and Replacing Resolution Nos. 2016-137 and 2018-15, and Authorizing Certain Employees to Enforce by the Issuance of Citation and by Prosecution Violations of Santa Fe County Ordinance 2023-06, the Santa Fe County Fire Code. (Public Safety Department/Jaome Blay)

C. Resolution 2023-____, A Resolution Providing Notice of Determination Not to Update Land Use Assumptions, Capital Improvements Plan or Impact Fees for Santa Fe County Fire and Rescue Impact Fees. (Growth Management Department/Maxx PL Hendren) (Packet Material Added)

D. Resolution No. 2023-____, A Resolution Adopting the Santa Fe County Developer Assistance Program Regulations Providing for the Provision of Housing Assistance Grants and Loans to Acquire, Develop, Convert, Rehabilitate or Preserve Affordable Housing, to Finance or Support Infrastructure Improvements for Affordable Housing, and to Allow Santa Fe County to Provide Donations of Land, Buildings and Other Assets for the Creation of Affordable Housing Pursuant to the County's Affordable Housing Plan, Santa Fe County Ordinance 2023-05, the New Mexico Affordable Housing Act and the New Mexico Mortgage Finance Authority Act Rules. (Community Development Department/J. Jordan Barela) (Packet Material Added)

E. Request (1) Approval to Utilize an Outside Contract with Motorola in the Amount of \$808,528.00, Inclusive of NM GRT, for the Equipment Move and Microwave Installation at the New Regional Emergency Communications Center and (2) Delegation of Signature Authority to the County Manager to Negotiate and Sign All Necessary or Proper Agreements and Purchase Order. (Purchasing Division/Bill Taylor and Public Safety Department/Elias Bernardino) (Packet Material Added)

F. Request (1) Approval to Utilize the Statewide Price Agreement with IT Connect in the Amount of \$292,142.00, Inclusive of NM GRT, for the Wiring, Antenna, and Other Costs Associated with the New Regional Emergency Communications Center and Existing Public Safety Facility and (2) Delegation of Signature Authority to the County Manager to Negotiate and Sign All Necessary or Proper Agreements and Purchase Order. (Purchasing Division/Bill Taylor and Public Safety Department/Elias Bernardino) (Packet Material Added)

G. Request (1) Approval to Utilize the Statewide Price Agreement with IT Connect in the Amount of \$339,445.42, Inclusive of NM GRT, for the Wi-Fi Upgrade at the Adult Detention Facility and (2) Delegation of Signature Authority to the County Manager to Negotiate and Sign All Necessary or Proper Agreements and Purchase Order. (Purchasing Division/Bill Taylor and Public Safety Department/Derek J. Williams) (Packet Material Added)

H. Resolution No. 2023-____, A Resolution Requesting Budget Adjustments to Various Funds in the Amount of \$1,534,288. (Finance Division/Yvonne S. Herrera; Public Safety Department/Derek J. Williams and Roberto Lujan, and Sheriff's Office/Ken Johnson) (Packet Material Added)

7. Presentations

A. Presentation on 2023 Regular Local Election. (County Clerk's Office/Katharine E. Clark)

8. Matters of Public Concern (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) Potential Acquisition of Real Property for a Solid Waste Convenience Center and Other Governmental Purposes. (Item No. 1 Added)

12. **Public Hearings - To Be Heard No Earlier than 5:00 P.M.

A. Case # 16-5282 Arroyo Hondo de Santa Fe (Oshara Village Phase 2) Phase 2A Final Subdivision Plat. Santa Fe Global Partners, Applicant, Through JenkinsGavin, Inc., Agent, Request Approval of a Final Plat for Phase 2A and Approval of the Affordable Housing Agreement of the Arroyo Hondo de Santa Fe Subdivision. The Applicant also Requests the Removal of a Condition Imposed on the Preliminary Plat Approval (Condition # 20). The Preliminary Subdivision Plat for Phase 2, Approved by the BCC on March 8, 2022, Comprises 250 Lots and Provides for Phased Development in 5 Sub-Phases. Phase 2A Comprises 70 Lots on 31.59-Acres, the Community Center, and 17.50-Acres of Open Space. Access to the Project Will Be Via the NE and SE Connector Roadways. The Property is Located Within the Community College District (CCD), Within a Planned Development District, East of Richards Avenue and South of Rabbit Road, Within Section 16, Township 16 North, Range 9 East (Commission District 4). (Growth Management Department/Jose E. Larrañaga, Case Manager)

B. Case # 23-5170 Muse Fine Wine Spirits and Wine Wholesaler Liquor License. Muse Fine Wine, Applicant, Micaela Maestas, Agent, Request Approval of a Spirits and Wine Wholesaler Liquor License to be Located at 21 Bisbee Court, Unit G. The Property is Within the Planned District Santa Fe Community College District (PD-CCD) and is Zoned as an Employment Center Sub-district (EC). The Site is Within Section 24, Township 16 North, Range 8 East, SDA-1 (Commission District 5). (Growth Management Department/Jose E. Larrañaga, Case Manager)

C. Case # 21-5070 Reality Profit Sharing Plan (Ron Sebesta), Applicant, Nathan Manzanares, Agent, Request (1) Approval of an Affordable Housing Agreement and (2) Preliminary and Final Subdivision Plat Approval for a 23 Single Family Lot Subdivision. The 80.71 ±-Acre Property is Comprised of 4 Separate Parcels Known as Love Ranch LLC. The 80.71-Acre Site is Zoned as Residential Estate Zoning District (RES-E). The Site is Located at 10 & 15 West Camino Del Cielo, and 7 & 16 East Camino Del Cielo, Within the Vicinity of Camino La Tierra and Within Township 17 North, Range 9 East, Section 18. SDA-2 (Commission District 2). (Growth Management Department/John Lovato, Case Manager) (Packet Material Added)

D. Case # 23-5160 The Village at Las Campanas Preliminary and Final Subdivision Plat. La Tierra Assoc., Inc., Applicant, JenkinsGavin Inc., Agent, Request Preliminary and Final Subdivision Plat for the Proposed Village at Las Campanas. The 104.64-Acre Parcel is Within the Las Campanas Planned Development District (PD-16). The Proposed Subdivision Comprises 100 Single-Family Residential Lots, Plus One Open Space Tract and Three Reserve Tracts for a Total of 104 Lots. The Development will Access Via Las Campanas Drive and Via Paseo Del Aragon. The Site is Within Township 17 North, Range 8 East, Section 12 Township 17 North, Range 8 East, Section 15 (Commission District 2). (Growth Management Department/Kenneth Quintana, Case Manager) (Packet Material Added)

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. Attendance. Members of the public have the choice of listening and participating in this meeting in person or virtually via Webex. For instructions on participating via Webex, visit www.santafecountynm.gov/joinmeeting. In addition, people may watch the meeting at <https://www.youtube.com/channel/UCKGV2GEBC1Qv38Pn61083xg> and <https://www.facebook.com/Santa-Fe-County-Board-of-County-Commissioners-101109334955454/>.

C. * 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.

D. **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.