



**Tuesday, January 14, 2020**  
**Regular BCC Meeting (Amended 2:49 1-10-2020)**

**Board of County Commissioners of Santa Fe County**  
**Plaza Conference Room**  
**County Administrative Complex**  
**100 Catron Street**  
**Santa Fe, NM 87501**

**1. Opening Business**

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- A. Call to Order - 2:00 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Community Services Department/Lula Yount)
- D. State Pledge. (Community Services Department/Josh Anzures)
- E. Moment of Reflection. (Community Services Department/Matt Narvaiz)
- F. Approval of Agenda. (Action Item)
- G. Approval of November 26, 2019, Board of County Commissioners Regular Meeting Minutes. (Action Item)
- H. Approval of December 10, 2019, Board of County Commissioners Regular Meeting Minutes. (Action Item)

**2. Consent Agenda (Action Items)**

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- A. Resolution No. 2020-\_\_\_\_\_, A Resolution Requesting a Budget Increase in the Amount of \$27,388 and Two Budget Decreases Totaling \$73,200 in Law Enforcement Operational Fund (246). (Finance Division/Yvonne Herrera)
- B. Resolution No. 2020-\_\_\_\_\_, A Resolution Requesting an Increase to the Alcohol Programs Fund (241) in the Amount of \$95,600. (Finance Division/Yvonne Herrera)
- C. Resolution No. 2020-\_\_\_\_\_, A Resolution Requesting a Budget Increase to the State Special Appropriations Fund (318) in the Amount of \$18,485. (Finance Division/Yvonne Herrera)
- D. Resolution No. 2020-\_\_\_\_\_, A Resolution Authorizing the Disposition of Fixed Assets Worth Less Than \$5,000 in Accordance with State Statute. (Finance Division/Yvonne Herrera)
- E. Resolution No. 2020-\_\_\_\_\_, A Resolution Authorizing the Disposition of Fixed Assets Worth More Than \$5,000 in Accordance with State Statute. (Finance Division/Yvonne Herrera)
- F. Resolution No. 2020-\_\_\_\_\_, A Resolution Requesting an Increase to the Special Appropriation Fund (318) in the Amount of \$10,683 to Budget Three Grants Awarded to the County from the State of New Mexico. (Finance Division/Yvonne Herrera)
- G. Resolution No. 2020-\_\_\_\_\_, A Resolution Authorizing the County Attorney to Initiate and Prosecute Condemnation Proceedings to Acquire Parcels for the Santa Fe River Greenway Project. (Public Works/Scott Kaseman)

**3. Appointments/Re-Appointments (Action Items)**

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**4. Miscellaneous (Action Items)**

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A. Request (1) Approval of Amendment No. 3 to Agreement No. 2018-0144-CSD/MAM with Behavioral Healthcare Services, Inc. dba New Mexico Solutions, Extending the Term to June 30, 2020, and Increasing the Compensation \$380,000.00 to Provide Specific Activities and Services to the Contractor to Complete Phase II Services for the Behavioral Health Crisis Center (BHCC) of Santa Fe County, for a Total Contract Sum of \$485,000.00, Inclusive of NMGR, and (2) the Grant of Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor)

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## **5. Matters of Public Concern (Non-Action Items)**

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### **6. Presentations**

A. Presentation and Report From Santa Fe Business Incubator. (Growth Management Department/Chris Hyer and Santa Fe Business Incubator/Marie Longserre, Director)

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### **7. Matters from the County Manager (Action/Non-Action Items)**

A. Miscellaneous Updates.

B. The Second Session of the 54th Legislature: Updates and Requests for Direction on Introduced and Proposed Legislation. (Potential Action Item)

C. Resolution No. 2020-\_\_\_\_, A Resolution in Support of Legislative Appropriations that Contribute to the Creation and Maintenance of Affordable Housing and Capital Projects that Directly Benefit the Low-Income Public Housing Rental Units Owned and Operated by the Santa Fe County Housing Authority and in Support of the New Mexico Mortgage Finance Authority's (MFA) Legislative Agenda for 2020 that May Directly Benefit Santa Fe County Residents. (Housing Authority/Joseph Montoya)

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### **8. Matters from County Commissioners (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. Recognition and Acknowledgment of Terri Werner for Her Outstanding Work and Accomplishments During Her 11 years on the Santa Fe County Fair Board. (Commissioner Roybal)

C. Election of Board of County Commissioners Chair for 2020. (Action Item)

D. Election of Board of County Commissioners Vice-Chair for 2020. (Action Item)

E. Appointments of County Commissioners and Staff to Boards and Committees, Including the Following Entities: Buckman Direct Diversion, Santa Fe Metropolitan Planning Organization, North Central New Mexico Economic Development District, North Central Regional Transit District, Regional Coalition for LANL Communities, Santa Fe Solid Waste Management Agency, Santa Fe County Investment Committee, Santa Fe County Audit Committee, the Estancia Valley Economic Development Association, Northern Rio Grande Heritage Area, the New Mexico Northern Area Workforce Development Area CEOs, the New Mexico County Insurance Authority Board of Directors, the New Mexico County Insurance Authority General Membership, and Coalition of Sustainable Communities NM. (County Manager's Office/Tessa Jo Mascareñas) (Action Item) (Caption Changed to Include Additional Entity)

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### **9. Matters from Other Elected Officials (Action/Non-Action Items)**

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### **10. 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 Public Hearing(s) on the Agenda, 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 Breach of Project Participation Agreement; (2) Executive Management Personnel Matters; (3) Buckman Direct Diversion Board v. CDM Smith, et al., First Judicial District Court Case No. D-101-CV-2018-01610; (4) Potential Acquisition of Real Property for County Fair Grounds Expansion, Utilities Division, and Other Potential Uses; (5) Potential Sale of Real Property for Public School Purposes; and (6) Armendariz, et al., v. Santa Fe Co. Board of County Commissioners, et al., 1:17-cv-00339 WJ/LF. (Item Nos. 3, 4, 5, and 6 Added)

B. Request Approval of Settlement Agreement in Armendariz, et al., v. Santa Fe Co. Board of County Commissioners, et al., 1:17-cv-00339 WJ/LF. (Legal Department/Rachel A. Brown) (Action Item) (Item Added)

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

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A. Ordinance No. 2020-\_\_\_\_, An Ordinance Amending the Lodgers' Occupancy Tax Ordinance, Ordinance No. 1999-10, to Delete the Occupancy Tax Exemption for Premises Which Do Not Have at Least Three Rooms of Accommodations for Lodgings; To Otherwise Conform the Occupancy Tax Exemptions to State Law; and to Expand the Use of Tax Proceeds for Tourism Promotion. (County Manager's Office/Lisa Katonak and Growth Management Department/Chris Hyer) (Action Item)

B. Ordinance No. 2020-\_\_\_\_, An Ordinance Amending Santa Fe County Ordinance No. 2014-10 ("Solid Waste and Recycling Management Ordinance"), as Amended, to Allow a One-Time Credit Toward the Purchase of a New Solid Waste Permit for Expired Solid Waste Permits. (Public Works Department/Gary L.J. Giron and Legal Department/Rachel A. Brown) (First of Two Public Hearings) (Non-Action item)

C. CASE # 15-5053 Uninvest-Rancho Viejo La Entrada Subdivision Phase 1, Sub-Phase 3 Final Plat. Uninvest-Rancho Viejo, Applicant, Jessica Lawrence, Agent, Requests Final Plat Approval for Sub-Phase 3 of The La Entrada Residential Subdivision Phase 1 to Create 35 Residential Lots Within a Previously Approved 404 Lot Residential Subdivision. The Property Is Located Within the Santa Fe Community College District Planned Development District, Between Avenida Correcaminos and Caminitos De Las Rositas, North of Rancho Viejo Blvd and West of Avenida Del Sur, Within Sections 19 & 20, Township 16N Range 9E (Commission District 5). (Vicente Archuleta, Case Manager)

D. CASE# 19-5070 Anthony Riojas Appeal. Anthony Riojas, Appellant, Is Appealing the Planning Commission's Decision to Deny Development Permit No. 18-4076, Roadhouse Custom Welding (Anthony Riojas), to Allow a Low Impact Home Occupation for a Mobile Welding Service. The Site is Zoned Residential Estate (RES-E). The Property is Located at 5 Reina Ct E, Within Section 27, Township 11, Range 7 (Commission District 3). (Gabriel Bustos, Case Manager)

E. Case # 18-5191 Village At Galisteo Basin Preserve (Aka "Trenza") Conceptual Plan. Commonweal Conservancy, Applicant, Ted Harrison, Agent, Request Approval for an Amendment of a Conceptual Plan to Reduce the Development Under the Previously Approved Conceptual Plan for The Village at Galisteo Basin Preserve/Trenza Planned Development District (275 Residential Units, 71,000 Square Feet of Commercial, Educational and Civic Land Uses on 2,044 Acres). The Request Limits Future Uses on 22 Acres to Two Single Family Dwellings, Open Space Recreation, and Cemetery. Development Rights Will Be Transferred from the Remaining 2,022 Acres, Which Will Be Utilized for Agricultural, Open Space, Recreational, and Memorial Landscape. The Site is Located South of Eldorado, West of US 285, South of the Railroad Tracks, Within T15N, R9E, Section 25,36,35,34, T15N, R10E, Section 30 &31, T14N, R9E, Section 1,12,13, T14N, R10E, Section 5,6,7,18, SDA-2 (Commission District 5). (Jose Larrañaga, Case Manager) (TABLED)

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**12. Information/Reports**

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**13. Concluding Business**

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A. Announcements.

B. Adjournment. (Action Item)

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**14. Public Meeting Disclosures**

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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. \*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.