SANTA FE COUNTY

Tuesday, June 8, 2021
Regular BCC Meeting - 2:00 p.m. (Amended Agenda - 6-4-2021 - 4:53)

Board of County Commissioners of Santa Fe County
Hybrid In-Person and Virtual Meeting
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.
Members of the public listening and participating in person will be required to comply with Santa Fe County policies concerning visitor screening and the wearing of cloth face coverings in effect on the day of the meeting. Please contact (505) 986-6200 for copies of Santa Fe County's current policies, which are subject to change.
Alternatively, members of the public can listen and participate in the meeting via Webex. To participate by phone, call 1-408-418-9388, using meeting number (access code) 961 151 996 and password 7PDm4yvJuH3. To participate via the internet, go to https://sfco.webex.com/sfco/j.php?MTID=m604101552b3c94bf3275e8960dee1a2a.
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 Roybal)

D. State Pledge. (Chair Roybal)

E. Moment of Reflection. (Purchasing Division/Bill Taylor)

F. Approval of Agenda. (Action Item)

2. County Canvassing Board Meeting - The Board of County Commissioners Will Temporarily Recess and Convene as the County Canvassing Board.

A. Roll Call.

B. Approval of Agenda. (Action Item)

C. Request Approval of June 1, 2021, Congressional District 1 Special Election Report of the Canvass, Pursuant to NMSA 1978, Sections 1-13-13(A), 1-24-3(A) and 1-24-4(A). (Action Item) (County Clerk’s Office/Katharine Clark) (Packet Material Updated)

D. Adjourn and Reconvene as Board of County Commissioners. (Action Item)

3. Approval of Meeting Minutes (Action Item(s))

A. Request Approval of the May 11, 2021, Board of County Commissioners Meeting Minutes.

4. Consent Agenda (Action Items)

A. Final Order In The Matter of Case#10-5366, St. Francis South Preliminary Plat Approval for Phases 1-4 and Final Plat Approval for Phases 1 & 2. Vegas Verdes, LLC, Applicant, JenkinsGavin, Inc., Agent, Requested Preliminary Plat Approval for Phases 1-4, Consisting of 22 Lots, and Final Plat Approval of Phase 1, Consisting of 4 Lots, and Phase 2, Consisting of 8 Lots, on 68.94 Acres, for the St. Francis South Mixed-Use Subdivision. The Applicant Also Requested the Removal of a Previously Imposed Condition by The Board of County Commissioners on a Prior Preliminary and Final Plat Extension, Which Required a New Conceptual Plan Application to Be Submitted if the Final Plat for Phase 1 Was Not Recorded Prior to Its Expiration. The Property is Located at 199 Rabbit Road, via St. Francis Drive, Within Section 11, Township 16 North, Range 9 East (Commission District 4). (Nathan C. Manzanares, Case Manager) (Approved Unanimously 5-0)

B. Final Order In The Matter of Case # 20-5071, Las Campanas Master Association Appeal. Las Campanas Master Association and Verizon Wireless, Applicants, Appealed the Planning Commission's Decision to Deny a Variance that Would Allow a Stealth Wireless Communication Facility to Be Constructed 70' in Height. The Proposed Stealth Cell Tower Will Be Located on Parcel 5, Which Comprises 7.62 Acres of the Las Campanas Planned Development District. The Site is Located at 366 Las Campanas Drive, Within T17N, R8E, Section 15, SDA-2 (Commission District 2). (Gabriel Bustos, Case Manager) (Variance Approved 4-1)

C. Request (1) Approval of Amendment No. 6 to Agreement No. 2018-0349-A-CSD/MM with Interfaith Community Shelter, Increasing the Compensation by $89,625.00, for a Total Contract Sum of $648,875.00, Inclusive of NM GRT, and Extending the Term an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

D. Request (1) Approval of Amendment No. 5 to Agreement No. 2018-0349-B-CSD/MM with Life Link, Increasing the Compensation by $107,800.00, for a Total Contract Sum of $604,925.00, Inclusive of NM GRT, and Extending the Term an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

E. Request (1) Approval of Amendment No. 4 to Agreement No. 2018-0349-C-CSD/MM with Santa Fe Public Schools Adelante Program, Increasing the Compensation by $107,800.00, for a Total Contract Sum of $402,325.00, Inclusive of NM GRT, and Extending the Term an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

F. Request (1) Approval of Amendment No. 4 to Agreement No. 2018-0349-D-CSD/MM with Santa Fe Public Schools Teen Parent Program, Increasing the Compensation by $67,375.00, for a Total Contract Sum of $282,100.00, Inclusive of NM GRT, and Extending the Term for an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

G. Request (1) Approval of Amendment No. 5 to Agreement No. 2018-0349-E-CSD/MM with St. Elizabeth Shelter, Increasing the Compensation by $59,750.00, for a Total Contract Sum of $465,225.00, Inclusive of NM GRT, and Extending the Term an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

H. Request (1) Approval of Amendment No. 5 to Agreement No. 2018-0349-F-CSD/MM with Growing Up New Mexico, Increasing the Compensation by $107,800.00, for a Total Contract Sum of $338,275.00, Inclusive of NM GRT, and Extending the Term for an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

I. Request (1) Approval of Amendment No. 3 to Agreement No. 2019-0243-CSD/MM with Las Cumbres Community Services, Increasing the Compensation by $107,800.00, for a Total Contract Sum of $357,550.00, Inclusive of NM GRT, and Extending the Term of the Agreement an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

J. Resolution No. 2021-___, A Resolution Requesting a Budget Increase to the Regional Transit Fund (202) in the Amount of $1,752,462.00. (Finance Division/Yvonne S. Herrera)

K. Request Approval of Lease Agreement No. 2021-0160-CSD/BT Between Santa Fe County and Santa Fe Recovery Center, Inc. for Lease of Premises at 2052 Galisteo. (Public Works/Scott Kaseman, Community Services/Rachel O'Connor)

L. Request Approval of County Utility Line Extension and Service Agreement between Vegas Verdes, LLC and FFT LLC and Santa Fe County (Public Works/John Dupuis) (Item Added)

5. Appointments and Reappointments (Action Items)

A. Re-Appointment of Richard L.C. Virtue as Hearing Officer, Pursuant To Section 3.5.3 of The Santa Fe County Sustainable Land Development Code, For a Term Beginning on June 8, 2021, and Ending on May 31, 2022. (Growth Management Department/Vicki Lucero)

B. Resolution No. 2021-___, A Resolution Appointing Four Members to the Board of Registration. (County Clerk's Office/Katharine Clark)

6. Miscellaneous Action Items

A. Resolution No. 2021-___, A Resolution to Commit Santa Fe County Fiscal Year 2021 Fund Balance. (Finance Division/Yvonne S. Herrera)

B. Resolution No. 2021-___, A Resolution Approving a Budget Increase to Transfer from the General Fund (101) and the Correctional Gross Receipts Tax Fund (219) to the Corrections Operations Fund (247) for a Total Amount of $2,000,000. (Finance Division/Yvonne S. Herrera)

C. Resolution No. 2021-___, A Resolution Approving a Budget Increase to Transfer from the General Fund (101) to the Self Insurance Fund (601) for a Total Amount of $600,000. (Finance Division/Yvonne S. Herrera)

D. Resolution No. 2021-___, A Resolution Requesting a Budget Increase to the General Fund (101) in the Amount of $4,300.00, for the Senior Services Program. (Finance Division/Yvonne S. Herrera and Community Services Department/Anna War)

E. Request (1) Approval of Amendment No. 6 to Agreement No. 2018-0077-IT/IC Between Santa Fe County and Superion, LLC, Extending the Term to June 30, 2022, and Increasing the Compensation by $161,573.24, for a Total Contract Sum of $824,718.83, Exclusive of New Mexico GRT; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and IT Division/Daniel Sanchez)

F. Request (1) Approval of Amendment No. 6 to Agreement No. 2019-0053-CSD/CW Between Santa Fe County and FireStik Studio, Increasing the Amount of the Compensation an Additional $113,530.00, for a Total Contract Sum of $616,016.00, Inclusive of NM GRT, and Extending the Term for an Additional Year; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Services Department/Rachel O'Connor)

G. Request (1) Approval of Amendment No. 1 to Agreement No. 2020-0186-CSD/CW Between Santa Fe County and Santa Fe Recovery Center, Extending the Term of the Agreement for an Additional One Year and Increasing the Compensation by $300,000.00, for a Total Contract Sum of $600,000.00, Inclusive of NMGRT; and (2) the Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Services Department/Rachel O'Connor)

H. Resolution No. 2021-___, A Resolution Requesting a Budget Increase to the Utilities Water Enterprise Fund (505) in the Amount of $185,318.00. (Finance Division/Yvonne S. Herrera and Public Works Department/Gary L.J. Giron and John Dupuis)

7. Matters of Public Concern

8. Matters from the County Manager

A. COVID-19 Updates.

B. Miscellaneous Updates.

C. FY2022 Budget: Update and Request for Preliminary Direction on Specific Items for Final Budget. (Action Item)

9. 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)

C. Presentation of Certificates of Appreciation to County Staff for their Outstanding Coordination and Execution of the County's 2021 Earth Day District Planting Events. (Commissioner Anna Hansen) (Packet Material Updated)

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 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 Filing of Amicus Brief in Santa Fe Reporter Newspaper v. the City of Santa Fe and Greg Gurule, State of New Mexico, Court of Appeals, No. A-1-CA-39337; (2) In the Matter of the Joint Application of Avangrid, Inc., Avangrid Networks, Inc., NM Green Holdings, Inc., Public Service Company of New Mexico and PNM Resources, Inc., for Various Approvals, NM Public Regulation Commission Case No. 20-00222-UT; (3) Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Concerning AFSCME 1782; and (4) Breach of Settlement Agreement and Related Agreements Related to Annexation. (Item Nos. 2-4 Added)

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

11. *Public Hearings - To Be Heard No Earlier Than 5:00 P.M. (Potential Action Items)

A. CASE # 11-5371 Copacabana Development Co. LLC, Removal of a Condition of Approval Previously Imposed by the Extraterritorial Zoning Authority. Copacabana Development Co. LLC, Applicant, Molly Matthews Multedo, Agent, AreRequesting Removal of a Condition of Approval Imposed by the Extraterritorial Zoning Authority (EZA) on the MasterPlan/Preliminary Development Plan for the New Mexico Academy for Sciences and Math. The Condition States,"Overnight occupancy is prohibited". The Site Was Also Formerly Known as Desert Academy. The Property is Located at 7300 Old Santa Fe Trail, Within Section 7, Township 16 North, Range 10 East (Commission District 4). Jose E.Larrañaga, Case Manager

B. Final Order In the Matter of Case #11-5371, Copacabana Development Co. LLC, Removal of a Condition of Approval Previously Imposed by The Extraterritorial Zoning Authority. (Jose Larranaga, Case Manager)

C. CASE #18-5250. Rembe Las Campanas, LLC, Applicant, James W. Siebert & Assoc., Agent, Requests Approval for a Conceptual Plan to Allow 22 Residential-Lots to Be Developed in Two (2) Phases. The Proposed Development is Located Within the Las Campanas Planned Development District (PD-16) on Tracts B & H of the Previously Approved Los Santeros Subdivision. Tract B Consists of 9.83 Acres, and Tract H Consists of 2.4 Acres; Total Acreage for Tierra Que Canta Development is 12.23 Acres (±). The Proposed Development is Accessed Via Calle Gonzales to the East of Las Campanas Within T17N, R8E, Section 15, SDA-2 (Commission District 2). (Nathan C. Manzanares, Case Manager)

12. Concluding Business

A. Announcements.

B. Adjournment. (Action Items)

13. 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 the 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. Moreover, the Board may not announce its decision on a land use case at the conclusion of the public hearing tonight. The applicant and interested persons may participate in the public hearing in person or via WebEx, as described below. Any exhibits to be used at a public hearing must be delivered to the Land Use Administrator by noon on Friday, June 4, 2021, preferably by email at pengreen@santafecountynm.gov. The Final Order on the agenda for Case #11-5371 was prepared by Santa Fe County staff based solely upon their recommendation. The Final Order is not binding on the Board of County Commissioners, which has yet to hear or decide the case.

C. In-Person Attendance. Members of the public have the choice of listening and participating in this meeting in person or virtually. Members of the public listening and participating in person will be required to comply with Santa Fe County

policies concerning visitor screening and the wearing of cloth face coverings in effect on the day of the meeting. Please contact (505) 986-6200 for copies of Santa Fe County's current policies, which are subject to change.

D. Alternates to In-Person Attendance. Members of the public may also listen and participate in the meeting via Webex. To participate by phone, call 1-408-418-9388, using meeting number (access code) 961 151 996 and password 7PDm4yvJuH3. To participate via the internet, go to https://sfco.webex.com/sfco/j.php?MTID=m604101552b3c94bf3275e8960dee1a2a. 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/.