

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
MEETING

February 13, 2018

Anna Hansen, Chair - District 2
Anna Hamilton, Vice Chair - District 4
Robert A. Anaya - District 3
Ed Moreno - District 5
Henry Roybal, Chair - District 1

SFC CLERK RECORDED 03/15/2018

SANTA FE COUNTY

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

February 13, 2018

I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:09 p.m. by Chair Anna Hansen in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

Roll was called by County Clerk Geraldine Salazar and indicated the presence of a quorum as follows:

Members Present:

Commissioner Anna Hansen, Chair
Commissioner Anna Hamilton, Vice Chair
Commissioner Robert A. Anaya [2:45 arrival]
Commissioner Ed Moreno
Commissioner Henry Roybal

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by John Tennyson, the State Pledge by Roxanne Lujan and the Moment of Reflection by Michelle Marmion of the Finance Department.

I. F. Approval of Agenda

1. Amendments

2. Tabled or Withdrawn Items

KATHERINE MILLER (County Manager): Madam Chair, Commissioners, we have on Friday at 11:34 a.m. we posted the amended agenda. On page 3, under Action Items, III. B. 2. a, b, c, d and e were added. And then on page 5, public hearings, the land use case has been tabled at the request of the applicant. And then I just wanted to note we do not – it's not an error – we do not have an executive

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session today.

CHAIR HANSEN: Okay. Thank you.

COMMISSIONER HAMILTON: Move to approve the agenda as amended.

CHAIR HANSEN: Do I have a second?

COMMISSIONER ROYBAL: I'll second.

CHAIR HANSEN: Thank you, Commissioner Roybal. We have a motion and a second.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this action.]

I. G. Approval of Minutes

1. Approval of January 9, 2018, Board of County Commissioner Meeting Minutes

CHAIR HANSEN: Did we have any additions or changes? I have some. So on page 5, down by Commissioner Anaya, "I some experience," "I've had some experience." I don't think that he said I some experience. And then on page 31, fifth line down, Secretary of the Interior and Chairman of our department. I'm adding "of", but it could have been Chairman our department, although I was not at that meeting. And that is all that I have in the way of changes. Do I have a motion to approve?

COMMISSIONER ROYBAL: Madam Chair, I'd like to make a motion to approve the minutes with the amendments that you've made.

COMMISSIONER HAMILTON: Second.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: Okay, I have a motion and multiple seconds. Thank you.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this action.]

2. Approval of January 23, 2018, Board of County Commissioner Special Meeting Minutes

CHAIR HANSEN: Do we have any additions or changes to those minutes?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER ROYBAL: I'd like to move for approval of the minutes.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: Okay, we have a motion and a second.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this action.]

II. CONSENT AGENDA

A. Final Orders

1. **CASE # MIS 17-5222 Jerry West Reconsideration of a Condition. Jerry West, Applicant, Sommer, Karnes & Associates, LLP, Agent, request the reconsideration of a condition imposed by the Board of County Commissioners on a lot size variance for Jerry West. The variance allowed the division of 10.9 acres into two lots and was conditioned that no additional dwellings (beyond what was existing) would be allowed on the property. The Applicant is requesting an amendment to the condition imposed by the BCC to allow 4 dwelling units on 5.963-acre lot. The property is located within the San Marcos Community Overlay District at 2 Loma Oriente Road within, Section 26, Township 15 North, Range 8 East (Commission District 5) Mathew Martinez, Case Manager (APPROVED 5-0)**
2. **CASE # APP 17-5021 Appeal of Jerry West Variance. Santa Fe County, Appellant, is appealing the Santa Fe County Planning Commission's decision to approve a density variance (Jerry West Variance case # V17-5020) of Chapter 9, Table 9-14-4: Dimensional Standards of the San Marcos Community District overlay Rural Residential (SMCD RUR-R) zoning district. the Planning Commission approved a variance to exceed the density requirement of one dwelling unit per ten acres by allowing 4 dwelling units on a 5.963-acre lot. The property is located within the San Marcos Community Overlay District at 2 Loma Oriente Road within, Section 26, Township 15 North, Range 8 East, and (Commission District 5) Mathew Martinez, Case Manager. (APPROVED 5-0)**

B. Resolutions

1. **Resolution No. 2018-14, a Resolution Confirming the Land Use Administrator's Determination That the Extraterritorial Zoning Authority Order For Case No. 07-4400, Culver Request, Henry Culver, Applicant, Granted the Applicant Relief From A Previously Approved Condition of Approval of A Variance (Growth Management Department/Vicki Lucero)**
2. **Resolution No. 2018-15, a Resolution Amending Resolution 2016-137 to Update the Employees Authorized to Enforce by the Issuance of Citations and by Prosecution Violations of Santa Fe County Ordinance No. 1991-7, as Amended by Ordinance No. 1998-11, the Fire Prevention Code, and Santa**

- Fe County Ordinance No. 2001-11, the Santa Fe County Urban Wildland Interface Code (Public Safety/Fire Marshal, Jaome Blay)**
3. **Resolution No. 2018-16, a Resolution Amending the Santa Fe County Road Map and Certifying a Report of the Public Roads in Santa Fe County (Public Works Department/Robert Martinez)**
 4. **Resolution No. 2018-17, a Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget Supplemental Funding Awarded Through the HIDTA Grant Program /\$65,000 (Finance Division/Stephanie Schardin Clarke) [Exhibit 1: Supplemental Information]**
 5. **Resolution No. 2018-18, a Resolution Requesting Supplemental Funding from the 2015 Edward Byrne Justice Assistance Grant Program, Requesting A Budget / \$15,107 (Finance Division/Stephanie Schardin Clarke)**
 6. **Resolution No. 2018-19, a Resolution Authorizing the County Manager to Prepare, Execute and Submit on Behalf of Santa Fe County a Local DWI Grant Program Application Along with all Related Documents and Agreements (Community Services Department/Lupe Sanchez)**

CHAIR HANSEN: Does anyone have anything on the Consent Agenda that needs extended discussion or is there a motion?

COMMISSIONER ROYBAL: I'd like to make a motion to approve our Consent Agenda.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: Thank you.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this action.]

[Clerk Salazar provided the resolution numbers throughout the meeting.]

III. ACTION ITEMS

B. Miscellaneous

1. **Request Approval of Amendment No. 3 to Agreement No. 2015-0063-CORR/IC with Keefe Group for Commissary Services for the Adult Detention Facility and Youth Development Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$300,000 for a Total Contract Sum Not to Exceed Amount of \$1,500,000, Exclusive of New Mexico Gross Receipts Tax**

BILL TAYLOR (Purchasing Director): Thank you, Madam Chair,

Commissioners. We're here before you to ask for approval by the Board for the third amendment to this agreement. This will be the final amendment to the agreement and then the County will be required to go out for a new solicitation. With that I can stand for questions on this item.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Roybal.

COMMISSIONER ROYBAL: Mr. Taylor, the \$300,000 on the increase, is that just for the extension of the term or is that for any other services, or just the extension?

MR. TAYLOR: Madam Chair, Commissioner Roybal, the initial contract in 2015 was for \$1.2 million to allow the contract that amount of authorization. The funds are coming from the inmate welfare fund and so based on usage and what's remaining in that initial \$1.2 the department felt they needed to add that additional to raise the not-to-exceed amount, another \$300,000. So with this approval they will have a balance really for this last final year of about \$475,000. But over the full four-year term it will total \$1.5 million.

COMMISSIONER ROYBAL: Okay. Thank you for the clarity. I have no other questions.

CHAIR HANSEN: So are we satisfied with their services?

MR. TAYLOR: They are. We have – the vendor has been very negotiable with both the director of the department and Purchasing with working out the terms of the agreement and their services have been, from what we understand from the department, they've been satisfactory. And if the department – if the director would like to add to that, I'll stand.

CHAIR HANSEN: Director Sedillo, would you like to add anything?

PABLO SEDILLO (Public Safety Director): Good afternoon, Madam Chair. Madam Chair, Commissioners we do have a really good relationship with Keefe for our commissary. They are looking to actually increase some of our items in our commissary. I think the warden and his staff – I was present at the meeting – has kind of debated that because of what is important was personal hygiene items for the individuals and that is something that we have to have. The other items that they buy in commissary, meaning the inmates, that is a privilege for them to purchase, so we've been a good partnership with them.

CHAIR HANSEN: Okay. Thank you very, very much. What is the pleasure of the Board?

COMMISSIONER ROYBAL: I'd like to move for approval.

CHAIR HANSEN: We have a motion to approve.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: And a second from Commissioner Moreno.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this action.]

III. B. 2. East Mountain Regional Health Facility [Exhibit 2: Information Packet]

TONY FLORES (Deputy County Manager): Thank you, Madam Chair. Good afternoon, Commissioners. Before you on the amended agenda we have five specific items as it relates to the development of the new facility down in Edgewood. Each item has to be acted on individually and I'll go through them. The memo I've included summarizes the information but I'll touch upon each one as we go through. I'd also like to let the Board know that Krista Kelley from Motiva Corp. who is the representative from First Choice has also joined us today in case there's any questions I muddle through if you need an answer.

So Madam Chair, as you recall, the Board authorized the East Mountain Health Facility as part of the 16 general obligation bond as a project. So the voters approved and this Board budgeted \$3 million of general obligation bond funding towards this project. And late last year, in October, the Board authorized the use of a design-build procurement methodology for this facility. It's about 20,935 square feet of building, but you authorized the design-build process for this project.

Subsequent to that, after the solicitation was let and during the final evaluations on December 12th the Board delegated authority to the County Manager to actually finalize all the necessary construction documents with the highest rated offeror for the construction of this project. We awarded a contract to Jaynes Corporation as the design-build primary contract with Studio Southwest as their design professional.

Now that we have gotten 90 percent construction documents, which were received January 31st, and I bring that up because from December 12th or December 20th to January 31st the architect actually has prepared all the construction documents and we're in for permit for the foundation for the Construction Industries Division this week. The goal was, and still remains, to have this facility meet substantial completion by the middle of December and full occupancy by the end of December of this year. And that is being driven by some of the funding requirements through out other partners at the Department of Health.

So I can tell you today we've been reviewing the 76-page construction set that they've submitted and we're pretty close to actually starting turning dirt out in Edgewood. We had a meeting with the Town of Edgewood last week, Mr. Garcia and myself to go over the plans with them since the property is on State land, trust property within the Town of Edgewood so they are partners as well.

Today the items on the agenda start putting together the framework for not only completion of the funding but also the requirements of the First Choice as our partner in this project. They have received funding through HRSA and we have to go through a series of things to give the authority as the County to First Choice back to HRSA.

III. B. 2. a. Request Approval of a Memorandum of Agreement Between Santa Fe County and First Choice Community Health Care Incorporated, which Provides Santa Fe County \$1,000,000 in Project Funding for the Planning, Design and Construction of the New Regional Health Facility

MR. FLORES: So Madam Chair, the first item on the agenda is subcategory a. and we're requesting approval of the MOA between Santa Fe County and First Choice Community Health Care Incorporated, which they provide a million dollars to Santa Fe County for this project. And on the memo I've indicated where the funding has come from to make up our total of a little over \$5 million in funding. we issued the contract for \$4.9 million but GRT, that will take it up to a little bit, \$5.15 million to \$5.2 million.

So the first item that I request Board approval on is the MOA between Santa Fe County and First Choice, and please note that the MOA is the same template that the Board approved with the Department of Health when they provided their \$996,000, and that contract is going through the process for review and approval by our Legal office and our Finance Division, and ultimately back to the Board if you approve this. So with that, Madam Chair, I'll stand for questions on a. on the agenda.

CHAIR HANSEN: Do we have any questions from the Board? I have a question and I don't know where exactly to put this and I feel remiss in bringing this up at this late date but I would like to know what kind of sustainability and green building features this building will have.

MR. FLORES: So Madam Chair, based upon the limited amount of budget and the requirement for the Department of Health and the federal HRSA requirements, the building has passive solar and sustainability elements but it does not have active solar elements. The building will be green energy efficient and it will be set up in a way that we can add solar panels to it in the future but it's not part of the existing budget that we have today.

CHAIR HANSEN: So it will be plumbed, so to speak, for solar panels in the future.

MR. FLORES: Madam Chair, plumbed is I guess the kind of loose term, but yes, we'll have double runs of conduit and other things. But yes, it would have the capability in the future. But I'm being very honest with the Board, based upon the limited budget, solar and those types of amenities are not included in this construction today.

CHAIR HANSEN: Okay. But I just want to make sure that they're capable of adding that in the future since we have put it on the firehouse in Edgewood, so I think it would be good for us to look at ways that maybe even the Town of Edgewood could find some resources or grants to make the building solar also.

MR. FLORES: I'll note that, Madam Chair. Thank you.

CHAIR HANSEN: Any other comments from anybody else?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Roybal.

COMMISSIONER ROYBAL: I'm glad to hear that we are looking at the

future to add solar, and I also want to just recognize and say thank you for all the hard work that you guys have done to keep this project on track. I really appreciate it. It's going to be a great project so I'm glad to see it's going in the right direction and we're still working hard at it. Thank you.

MR. FLORES: Thank you.

CHAIR HANSEN: Anyone else? I too want to say that I think it's really important for Edgewood to have this facility and to be providing the kind of services that they will be providing in the southern part of the county because it is really important for that type of service to be provided. So we look forward to it being up and running. Thank you. So with that, can I have a motion?

COMMISSIONER ROYBAL: I'd like to move for approval.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: Okay, I have a motion by Commissioner Roybal, a second by Commissioner Moreno.

The motion passed by unanimous [5-0] voice vote. [Commissioner Anaya voting after the fact - see page 14]

III. B. 2. b. Resolution No. 2018-20, a Resolution Requesting a Budget Increase to the General Fund (101) to Budget Revenues Received Pursuant to an MOA with First Choice Community Healthcare, Inc., to Construct the Regional Health Facility in the amount of \$1,000,000

MR. FLORES: Thank you, Madam Chair. So the next item is b. which basically is the budget adjustment resolution budgeting the funding that you just approved the MOA for. We've placed them on the agenda together so we wouldn't have to come back and do a resolution in the future. So with that one, Madam Chair, I'll stand for questions.

CHAIR HANSEN: So how much is the increase in the budget?

MR. FLORES: Madam Chair, the MOA that you just approved was with a million dollars. This budget is the corresponding budgeting.

CHAIR HANSEN: Okay so this –

MR. FLORES: It's taking it from a contract and putting it in the budget, of a million dollars.

CHAIR HANSEN: Okay. I just want it to be clear. Thank you very much. Any other questions from the Board? Can I have a motion please?

COMMISSIONER MORENO: I so move.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: Commissioner Moreno has moved to approve III. 2. b. and Commissioner Hamilton has seconded.

The motion passed by unanimous [5-0] voice vote. [Commissioner Anaya voting after the fact - see page 14]

III. B. 2. c. Request Approval of a Notice of Federal Interest

MR. FLORES: So thank you, Madam Chair. So this one is actually the Notice of Federal Interest. Because HRSA, which is the Health Resources and Services Administration awarded a grant to First Choice for this project that you just budgeted the money for and approved the MOA, contingent upon the routing of signatures, this document is required under that federal program that basically identifies the property that this facility is being built upon, and then also the sub-conditions that would be required of us, similar to the La Familia Medical Center at Romero Park, and I'm asking approval of this Notice of Federal Interest. And I stand for questions.

CHAIR HANSEN: What is the pleasure of the Board?

COMMISSIONER ROYBAL: Madam Chair, I'd like to move for approval.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: We have a motion by Commissioner Roybal, second by Commissioner Hamilton.

The motion passed by unanimous [5-0] voice vote. [Commissioner Anaya voting after the fact - see page 14]

III. B. 2. d. Request Approval of a Landlord Letter of Consent Statement

MR. FLORES: Madam Chair, the next item is a request of approval of the Landlord Letter of Consent. Again, because this has federal funding as one of the leveraged sources of revenue for the project, the New Mexico State Land Office is the owner of the property through the Trust Act. They have submitted a letter of consent as the owner of the property to HRSA on behalf of First Choice. Since the County is leasing the property from the State Land Office and then will be subleasing the property back to First Choice as our operator, we too have to enter into a landlord letter of consent. That's why this document indicates that the State Land Office is the owner of the property. It's currently leased by us. That lease expires, the first period expires in October of 2042.

We then, in our sublease with First Choice, have to include the conditions that are included in this landlord letter of consent. It's one of the federal requirements as the Notice of Federal Interest is and this is part of the funding that First Choice received for this project. So I hope I confused you all but I stand for any questions.

CHAIR HANSEN: What is the pleasure of the Board?

COMMISSIONER MORENO: Madam Chair, I move approval.

CHAIR HANSEN: Okay, do I have –

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: I have a motion by Commissioner Moreno, a second by Commissioner Hamilton.

The motion passed by unanimous [5-0] voice vote. [Commissioner Anaya voting after

the fact - see page 14]

III. B. 2. e. Resolution No. 2018-21, a Resolution Requesting a Budget Increase to the General Fund (101) to Budget Revenues Received Pursuant to an MOA with the Town of Edgewood for the Design, Construction and/or the Purchase of Furnishings or Equipment for the Regional Health Facility in the Amount of \$35,000

MR. FLORES: Thank you, Madam Chair. So this item again is a budget resolution bringing into the County's budget the \$35,000 that was approved by the Board when the Town of Edgewood submitted the MOA. In other words, the Town of Edgewood is providing \$35,000 in capital funding to this project. I was remiss at the time I brought that forward and I didn't bring the correlating budget adjustment resolution at the same time I brought the MOA. So on this one I blew it and I'm having to bring it back to you now so I can actually get it into the budget. And I stand for questions.

CHAIR HANSEN: Are there any questions from the Board? Can I have a motion?

COMMISSIONER MORENO: Madam Chair, I move to approve.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: Okay, I have a motion from Commissioner Moreno and a second by Commissioner Hamilton.

The motion passed by unanimous [5-0] voice vote. [Commissioner Anaya voting after the fact - see page 14]

MS. MILLER: Madam Chair, before Tony leaves on this, Bruce had some questions about the landlord letter of consent, whether that mirrors the property owner letter of consent in the property owner's requirements, because there's a lot of things in there that says the property owner will do this, this, this and this.

MR. FLORES: Yes. So Madam Chair, Manager Miller and Attorney Robert the Bruce, our letter of consent mirrors the State Land Office landowner letter of consent. Madam Chair, if I can, I'd like to have Krista Kelley from Motiva. She wanted to say a few words to the Commission if appropriate.

CHAIR HANSEN: I would love that because I have a few questions for her myself.

COMMISSIONER HAMILTON: Good historic reference.

KRISTA KELLEY: Good afternoon, Madam Chair, members of the Commission, I stand for any questions you have. If you're open to it I'd like to just say a quick statement.

CHAIR HANSEN: Yes, please.

MS. KELLEY: Thank you so much for all of the work that I know that you all have put into ensuring that this clinic is where it's at now and I also want to thank Manager Miller and Deputy County Manager Flores, if it weren't for such a great team that you have here we wouldn't be as far as we are today. We have just completed the

design phase of this in record time and I know that the community and the members of the county will be really pleased to see that the County Commission and the staff here are just top notch and really have moved forward quickly on this project.

CHAIR HANSEN: Any questions from the Board? Commissioner Hamilton.

COMMISSIONER HAMILTON: Just by way of getting a little more information, because it is sort of – it's so important and everybody clearly agrees with that as this is moving forward. So how do you feel like this is advancing the ball, or a little bit on the next steps where you are.

MS. KELLEY: Commissioner Hamilton, members of the Commission, this is going to be a huge impact to the community up there and also for the community, to see how quickly we're moving on this GO bond and to see that within a year's time that it's going to be built. We are planning on serving approximately 13,000 patients on day one and that would include both the WIC patients as well as the patients that we currently see. We will have one of the largest dental operatories in the state in that facility as well and I think 13 exam rooms.

So this will significantly increase the capacity as well as provide the ability for extended hours and potentially urgent care fairly soon after opening. We are still in conversations with groups that may be able to operate the urgent care side of that but the facility is being built with that in mind, which is huge for that area, as you know, especially during the winter months when that road gets closed and there is no access to Santa Fe or Albuquerque and we do have a significantly aging population up there. The population of seniors is over 33 percent, so to have to drive into Santa Fe or Albuquerque for services is unfortunate to still have to do that. So once this facility is built they will have that needed access.

COMMISSIONER HAMILTON: I can only imagine – I really believe that with less federal support for health and welfare this is even more important. Have you guys been thinking about that? Because it's much more timely because of that sort of thing in my mind.

MS. KELLEY: Absolutely, Commissioner Hamilton, members of the Commission. We do foresee this really meeting that need and because we do serve a large Medicaid population, the lower income seniors and the low income population in general will have that access to healthcare that they wouldn't otherwise have. And even though we have the facility up there now, it cannot accommodate the number of patients that we're going to need to serve. There is a fairly significant growing population up there and there are about 50,000 residents in that general area. So to be able to have the capacity to serve people properly is going to make a huge impact in that community.

COMMISSIONER HAMILTON: Thanks so much for your efforts in that.

MS. KELLY: Thank you, Commissioner. Thank you, members of the Commission.

CHAIR HANSEN: Anyone else?

COMMISSIONER ROYBAL: I'd like to just reiterate the hard work and dedication just from you and from our staff and everybody that's joined efforts to make this happen is really commendable and I hope we can find other projects that we can move this quickly. So thank you for all your work.

MS. KELLEY: Thank you, Commissioner Roybal. Thank you to all the Commission for your support and honestly, we would not be here today if it weren't for the Commission supporting this project and for Manager Miller and Deputy County Manager Flores really working with us to get this done. We really appreciate it.

CHAIR HANSEN: And the voters of Santa Fe County.

MS. KELLEY: Yes, and the voters of Santa Fe County.

CHAIR HANSEN: With that I just also want to stress once again that I hope that you can find as many ways to be as sustainable as possible and to make the building as green as possible. I know that this building will be serving many other counties – Torrance County, Bernalillo County – because many residents live in that area. And so I think that it is really a great opportunity for Santa Fe County to be leading the way in providing this type of service to our constituents throughout the counties. And with that I'm just really happy that we and the voters approved this bond and that we can move forward with this.

MS. KELLEY: Thank you, Madam Chair. We appreciate it.

MR. FLORES: So Madam Chair, just before I wrap this one up, and thank you again for the approvals, I'd also like to recognize a few members of the team. A few of them are in the audience. So we've assembled a project team, kind of similar to what we did when I was here on my first tour of duty. Rudy Garcia from the Manager's Office is part of the project team. He's helping me with the legislative/administrative items, especially through the Land Office. Paul Olafson, who's running the planning side of it and helping us with the permitting, the arc studies, environmental, etc. And then Daniel Sanchez from IT. He's making sure since we are the owner of the building that the components, since we have two demarcations in this building – one for us or for First Choice and one for the State – they've been involved. And then last but not least is P.J. Montañó from Public Works. I use P.J. similar to what I did in the past. He's the Facilities person, so if we ever have to go in and occupy this building without First Choice it's important that we design these buildings that our staff could actually go in and maintain them so the systems in there are going through that review process. So thank you, Madam Chair, for that discussion and allowing us the time.

CHAIR HANSEN: Thank you.

IV. MATTERS OF PUBLIC CONCERN

CHAIR HANSEN: Is there anyone from the public who wishes to make a public comment, that is items not on the agenda? Seeing none, I close public comment.

V. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

1. **2018 Legislative Session Update** [*Exhibit 3: Legislative Report*]
 - a. **Discussion of, Direction on, and Possible Vote of Support for or Opposition to Bills Introduced or Proposed for Introduction in the First Session of the 54th Legislature of the State of New Mexico**

MR. FLORES: Thank you, Madam Chair. Krista just informed me Bernalillo County may be trying to find us some capital outlay furnishing equipment money for this facility. So probably another partner that will be coming back and figuring out how we administratively get there.

So on the dais I left you – actually Hvtce Miller left you this report. This is kind of the last report since the session ends in a day and a half. Right now, as we speak, or as we came on, the Senate approved the substitute for House Bill 2 with all the amendments, which is basically the budget for this coming year. And there are quite a few items in that budget that we're watching closely including capital outlay. The most important part of this report is on page 5. Our a 1004 bills that have been introduced, and remember the introduction date was a week and a half or so ago, 1004 bills, this number goes up by one now, but the bills that have actually been signed into law is one, and that was the feed bill.

All the other bills that have been introduced or passed in one house or the second house or sent to the governor, there's been one bill out of the entire 28 days actually signed into law. So that tells us that there's quite a few things that are going to happen now, as we speak, tonight and tomorrow before they recess at noon.

Mr. Miller has included all the legislation that we tracked through the session of bills that were introduced that either directly had an impact to the Board's resolutions or stated support or opposition to any of the bills, and he has those in yellow. And then he's included in the back of the list the items that would be included in House Bill 306 which this year is the capital outlay bill.

So I'm not surprised, but the 30-day session has turned out to be somewhat anticlimactic. There's still some work to be done and I assume that when the Senate Bill that was just passed for HB 2 goes back for concurrence there will be quite a bit more wrangling.

As of right now, the Aamodt system for Indian water rights settlement only includes \$6.175 million. That's all in any bill. And I know there's a lot of speculation that has been bantered around about \$9 million or more, but I can tell you in pieces of legislation, without any type of floor amendments when it goes back to the House, that number sits at \$6.1 million.

So this is an interesting read. It's very similar to the read that we had two weeks ago. We will see and give an update at the end of the next BCC meeting on a recap of the session. And with that I'll stand for questions. And I have no answers.

[Commissioner Anaya joined the meeting.]

CHAIR HANSEN: Does anybody from the Commission have any questions of Deputy Manager Flores?

COMMISSIONER HAMILTON: I have a question you're not going to answer.

CHAIR HANSEN: Commissioner Hamilton,

COMMISSIONER HAMILTON: You don't have to answer this since you're not going to answer any of the questions, but is there any discussion among the County and the legislators about future Aamodt funding? The pathway for that? Since

this year's is not quite adequate to meet the needs?

MR. FLORES: Madam Chair, Commissioner Hamilton, I think the County and our partners have worked aggressively in trying to ensure that there's funding on that side. Barring any type of amendment on the floor I don't see us getting to that number and I don't know if my boss wants to jump in but I don't know what will happen on the next day and a half or how soon the concurrence bill goes back to the House for additional funds. I can tell you today there's \$6.1 million in the budget.

And Madam Chair, I forgot. Mr. Garcia reminded me. I forgot one other important person that keeps me in line. On the East Mountain Health Facility, I need to pay special thanks to Bill Taylor. I forgot him in my list of thanks. I'll probably never get anything out of Purchasing again.

Anyway, I hope that answers your question or not, Commissioner Hamilton.

COMMISSIONER HAMILTON: It was a wonderful non-answer. That was what I was looking for. I appreciate it really.

CHAIR HANSEN: Any other questions from the Commission?

COMMISSIONER ANAYA: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Anaya. Welcome.

COMMISSIONER ANAYA: I'm sorry I was late, Madam Chair. Madam Chair, on those previous items you referenced the East Mountain so I'm assuming we took care of those.

CHAIR HANSEN: They're all passed.

COMMISSIONER ANAYA: I would just ask that the record reflect that I vote with the majority of the Commission; if I could do that?

CHAIR HANSEN: Absolutely.

COMMISSIONER ANAYA: And if I could, Madam Chair, I wanted to also extend my appreciation and gratitude to the County Manager, Mr. Flores and the entire team that's worked through that particular project. I greatly appreciate those efforts and the timeline I've heard is pretty exciting stuff for the county and the region. So thank you, Madam Chair.

CHAIR HANSEN: Thank you. Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't see any reason to let you off the hook that easily. Are there a few additional words you could say about the capital outlay? What it's looking like? Especially given that almost nothing's been signed yet.

MR. FLORES: So Madam Chair, Commissioner Hamilton, on page 30 of the report, House Bill 306 actually identifies those projects that are right now included in the capital outlay bill. Everything from – which is interesting because we have to – the first ones on there are the security walls and cameras for First Judicial Court, and there's also some money that's coming through for renovation of their file rooms at the judicial complex. Those are pieces of capital outlay that the County did not have included in the ICIP. However, the First Judicial District has the ability to apply for capital outlay separately from the County.

The rub is going to be – and if this bill is passed, that's a County facility that we're required to house First Judicial in, and they're making modifications to the County building. So those types of capital outlay funds, there's going to have to be an extraordinary amount of coordination between the First Judicial and the County. They

would run the project, I would assume – I've been wrong before – but those are the types of capital outlay things that are going to potentially rub with the County and there's a little bit of friction there in how we coordinate that.

There's other items in the capital outlay bill from acequia improvements all the way down to the Agua Fria water system. They received quite a bit of capital outlay for water utility trucks, building improvements, projects for the CCA, Headstart. Then there's also state appropriations within the capital outlay bill that reside in Santa Fe County but would not necessarily be Santa Fe County's capital outlay appropriation. For instance, the vital records facility for Department of Health, they're receiving \$5.1 million to plan, design and construct or expand their vital records building. That's something Manager Miller has been working with the Department of Health and GSD on in seeing if we could have helped them with that, but they received additional funding outside of our process. So that will still be listed as a Santa Fe County capital outlay even though we wouldn't be the fiscal agent.

Edgewood, wastewater system improvements. Their wastewater plant. Work at some of the schools and ditches. The settlement fund of course, as I indicated on page 32. There's some improvements on Highway 14 around Madrid area. That would be going through the Department of Transportation. There's some wellness center improvements in the Pueblo of Pojoaque. San I's wastewater system and plant, phase 4 for the design. We received so far, pending any changes, \$100,000 to plan, design and construct trails in Eldorado. Again, I mentioned the judicial complex. And then the list goes on.

So what's included in House Bill 306, which I don't have a personal opinion on whether we were successful or not. But that's what's included in the capital outlay bill today.

CHAIR HANSEN: Commissioner Hamilton.

COMMISSIONER HAMILTON: Well, he answered my second question sort of preemptively, so I'm good.

CHAIR HANSEN: Okay. Anyone else from the Commission have any questions? Deputy Manager Flores, considering that we have a day and a half left, are all these bills on the floor and have they passed?

MR. FLORES: So Madam Chair, no. Not all the bills are on the floor. They still have committee hearings that are going on and I assume they will be but at least from my 17 years of working this process, and Mr. Garcia has many more years than that, at this point in time, if a bill hasn't made it through committee today I would consider that as dead on arrival. In other words, there's not going to be enough time to get it to the floor.

CHAIR HANSEN: So has the capital outlay –

MR. FLORES: The capital outlay bill has gone through so I do anticipate the capital outlay bill to be approved, but other bills that you see in yellow on that thing – school meals, meals for the seniors, those types of things that haven't completely made it out through all the committees and to both houses, I don't personally see those making it in time for the session.

CHAIR HANSEN: Okay. Disappointing. Thank you, Mr. Flores for your update and enlightened view.

