

**SANTA FE COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING**

**March 8, 2016**

Miguel Chavez, Chair - District 2  
Henry Roybal, Vice Chair - District 1  
Robert A. Anaya, Chair - District 3  
Liz Stefanics - District 5

Kathy Holian - District 4 - excused

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**BOARD OF COUNTY COMMISSIONERS**

**March 8, 2016**

I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:16 p.m. by Chair Miguel Chavez 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 Miguel Chavez, Chair  
Commissioner Henry Roybal, Vice Chair  
Commissioner Robert A. Anaya  
Commissioner Liz Stefanics

**Members Excused:**

Commissioner Kathy Holian

**C. Pledge of Allegiance**

**D. State Pledge**

**E. Moment of Reflection**

The Pledge of Allegiance was led by Jennifer LaBar, the State Pledge by Orlando Romero and the Moment of Reflection by Julia Valdez from the County Manager's Office. Recognizing International Women's Day, Commissioner Chavez spoke on behalf of gender parity and fairness.

**F. Approval of Agenda**

**1. Amendments**

**2. Tabled or Withdrawn Items**

CHAIRMAN CHAVEZ: Are there any amendments or changes to the agenda?

KATHERINE MILLER (County Manager): Yes, Mr. Chair. On page 3, under item VI. B, Presentations, we have a proclamation proclaiming the month of March

SFC CLERK RECORDED 04/13/2016

as Certified Government Financial Managers Month. That has been added to the agenda. And then on page 4, Matters from the County Attorney, executive session to include threatened or pending litigation and then two possible action items of a contingency fund and any action possible out of the executive session. Those have been added since last Tuesday.

CHAIRMAN CHAVEZ: Okay, and the proclamations, let me see, for the 4-H group, I think they're going to be here around 4:00, and the Government Financial Managers Month proclamation, maybe around 3:00. So it looks like we may be able to do some of our action items before presentations. There's also been a request under III. C. 2, Miscellaneous. There's been some request for limited public comment on that approval and so I will allow just limited comment on that if they're interested.

So we have then – can I ask for a motion to approve the agenda as amended?

COMMISSIONER STEFANICS: Mr. Chair, I'll approve the agenda as amended.

CHAIRMAN CHAVEZ: Okay, we have a motion, do I hear a second?

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: There's a motion and a second.

**The motion passed by unanimous [3-0] voice vote.** [Commissioner Anaya was not present for this action.]

**I. G. Approval of Minutes**

**1. Approval of February 9, 2016, Board of County Commissioners Meeting Minutes**

CHAIRMAN CHAVEZ: Any changes from staff?

COMMISSIONER STEFANICS: Mr. Chair, I'll move for approval.

CHAIRMAN CHAVEZ: We have a motion to approve the agenda. Do I hear a second?

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: There's a motion and a second.

**The motion passed by unanimous [3-0] voice vote.** [Commissioner Anaya was not present for this action.]

**II. CONSENT AGENDA**

**A. Final Orders**

**1. CDRC CASE #Z/V 15-5210 28 Main Street Master Plan/Variance. Patrick and Kelly Torres, Applicants, Request Master Plan Zoning Approval to Allow a 1,211 Square Foot Restaurant within a 3,257 Square Foot Structure with the Remaining 2,046 Square Feet to Remain as Residential Use on a 0.656-Acre Tract. This Request also Includes a Variance of Ordinance No. 2003-6 (Rainwater Catchment Systems), so the**

- Applicants Will Not Have to Construct a Rain Water Harvesting System. The Property is Located at 28 Main Street within the Los Cerrillos Traditional Community, within Section 17, Township 14 North, Range 8 East (Commission District 3) John M. Salazar, Case Planner (Approved 5-0)**
2. **CDRC CASE #V 15-5220 Heidi Seizys Home Occupation Variance. Michael and Heidi Seizys, Applicant, James Siebert, Agent, Request a Variance of Article III § 3.2 (Home Occupation Performance Standards) to Allow a Dog Rescue Facility which Exceeds 50% of the Floor Area of the Existing Dwelling on 6.52-Acres. The Property is Located at 94 Turquoise Trail Court, within Section 24, Township 15 North, Range 8 East, (Commission District 5) John M. Salazar, Case Planner (Approved 3-0)**
  3. **CDRC Case No.MIS 13-5201 Oshara Village Preliminary Plat, Final Plat and Development Plan. Century Bank, Applicant, Design Enginuity (Oralynn Guerrerortiz), Agent, Request Preliminary Plat, Final Plat and Development Plan Approval for a Five (5) Lot Residential Subdivision Located within Tract C of Oshara Village Phase 1, which Consists of 10.41 Acres. The Property is Located on the East of Richard's Avenue, South of I-25, within Section 16, Township 16 North, Range 9 East (Commission District 5) Vicente Archuleta, Case Manager (Approved 5-0)**

CHAIRMAN CHAVEZ: Any items needing to come off for discussion?

COMMISSIONER STEFANICS: Mr. Chair, I would move approval of the Consent Agenda.

COMMISSIONER ROYBAL: I'll second.

CHAIRMAN CHAVEZ: Okay. Thank you. We have a motion and a second to approve the Consent Agenda.

**The motion passed by unanimous [3-0] voice vote.** [Commissioner Anaya was not present for this action and arrived shortly thereafter.]

### III. ACTION ITEMS

#### B. Appointments/Reappointments/Resignation

##### 1. Appointment of Member to the County Fair Board

TONY FLORES (Deputy County Manager): Mr. Chair, I'm going to tag-team with Anna on this item. So we have an appointment of various Fair Board members today, and before Anna gets into her presentation, I wanted to give you and the Board kind of an idea of how the Fair Board is structured, their roles and responsibilities in recommending appointments to the Fair Board.

So the bylaws state that the Fair Association will submit its recommendations of

candidates to fill vacancies or resignations, etc. to the BCC. So the Fair Board takes what I would call – they garner interest from individuals that are willing to sit on the Fair Board. They do an internal discussion. They do an internal vote on the number of people that are in consideration, and then the candidates so to speak vetted by the Fair Board and then those recommendations come up to the entire Board of County Commission for consideration and approval of their recommendations.

Two Fair Board meetings were held – in October of last year and one in February of this year – to try to fill different vacancies. We have a large number of turnover on the Board. In October we had three vacancies at the time. We had one member selected from that group. In the February meeting we had five vacancies because of those individuals that did not want to seek reappointments and we had two individuals selected out of that group. So just for clarification, and I needed this clarification for myself, the Fair Board under the bylaws consider their nominees and then they bring those recommendations through staff to the Board for approval. So with that, Mr. Chair, I'll turn it over to Anna and she'll give you a quick presentation on who they are.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I appreciate the presentation by Mr. Flores, and I certainly want to accept the nominations from today, but I do believe that there's an individual that's continually applied, and I would like personally for that person to be appointed at the next vacancy. And if maybe it could be communicated to the Fair Board that this person has shown longevity in applying and that there's some Commissioners interested in the next vacancy, perhaps that would help.

MR. FLORES: Mr. Chair, Commissioner Stefanics, we'll relay that message.

COMMISSIONER STEFANICS: Thank you very much.

ANNA BRANSFORD (Community Services): Good afternoon, Commissioners. As Mr. Flores mentioned, we had a Fair Board meeting in October and one of our Fair Board members, Mindy Birch, submitted her resignation, and so that created a vacancy for the remainder of her term, which actually expires December 31, 2016. So that vacancy is for a one-year period. We also had five members whose terms expired on December 31<sup>st</sup>. That was Tom Spindle, Grant Mitchell, Natalie Baca, Lisa Gustin, and Basil Davis. Of those five, Lisa Gustin and Basil Davis chose not to seek reappointment to the Board, so that left two vacancies from there, so a total of three vacancies.

So the Association nominated some individuals and JoAnn Brennan was the person that was voted – she received the most votes to be recommended. JoAnn has been very active with the Santa Fe County Fair Extension. She also works on the Homemakers Club. She does Girl Scouts. She's judged various 4-H contests and has been very active with the indoor exhibits for fair.

In the February meeting we did have the two vacancies, as I mentioned, from the two individuals who chose not to seek reappointment so those seats are for two years. So we had five individuals who were nominated and the Fair Association and board members did a vote and the two individuals that were recommended, based on that vote, were Bruce Martin and Jim Butler. Bruce Martin has been actively involved with the fair

for the past nine years. They've had a daughter that shows animals – lambs, pigs and chickens, as well as indoor exhibits and is very active in 4-H. Mr. Butler is from Santa Fe. He is actually involved with the Rodeo Association. We've worked very closely with him on getting the rodeo grounds for the horse show. He also has had children in 4-H and he's also helped with some of the fair.

So what we're asking today is that Tom Spindle, Grant Mitchell and Natalie Baca be reappointed, and that the Board of County Commission will accept the board recommendations to fill the vacancies, and again, those names are JoAnn Brennan, Bruce Martin, and Jim Butler. With that, Commissioners, I open this to questions.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: If I could, Commissioner Anaya, I'm going to go to Commissioner Stefanics to see if you have any follow-up questions, directions to staff on your concern?

COMMISSIONER STEFANICS: No. Mr. Chair, Commissioner Anaya missed my remarks from before. I indicated, after Mr. Flores' presentation on the process, that we have had an individual who has applied and is very interested, and he's applied more than once, and I understand there's going to be a vacancy coming up, and that I would like communicated to the Fair Board that the individual be considered who had been applying on a regular basis. So I have no further questions. Thank you.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Commissioner Stefanics, Mr. Chair, and I respect Commissioner Stefanics' comments. The individual we're talking about is Wayne Roybal. I don't have any qualms about bringing up his name on the record. It's somebody that I think – he serves in a lot of different capacities in a lot of different areas in the community and his kids and his wife are very active participants in the County Fair, so I'm going to reiterate again for the next time – and I know there's been appointments that we've made where we've sometimes taken the recommendations 100 percent and sometimes the Commissioners have not taken the recommendations 100 percent and we've made some adjustments. I'm going to go with the recommendations of the board and concur with Commissioner Stefanics. I know both of the individuals that are going to be appointed – Mr. Martin and Mr. Butler are both very active and excellent members. Mr. Martin is going to serve the area that I represent in District 3. He will be an excellent member on the Fair Board and I believe Mr. Butler will do the same.

Will you do me a favor, and I know you read some of them, but could you tell me the representatives again that are on the board? One of the things that I'm also wanting us to be very careful and cautious with is that we have a diverse group of people on the Fair Board, across all backgrounds, and have some semblance of gender balance as well on our boards when we can, understanding that we want to make sure people are qualified and have the backgrounds to help. I always think we need to be cognizant of diversity. So read to me the members that are going to be on the board after this motion – and I'm going to go ahead and move it now. I'm going to move approval, Mr. Chair.

COMMISSIONER STEFANICS: Second.

CHAIRMAN CHAVEZ: There's a motion and a second. Under discussion, Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Mr. Chair. If you could read

those members in, just so I can hear them one more time.

MS. BRANSFORD: Mr. Chair, Commissioner Anaya, current Fair Board members are Jeff Bulware – he represents your district, Karen Paige from District 1, Gary Runer, District 5, Eric Sanchez, District 2, Carolyn Wilson, District 4, Terri Werner, District 3. The three that were up for reappointment that you just passed, Tom Spindle, District 3, Natalie Baca, District 5, Grant Mitchell, District 3, and the three new members – JoAnn Brennan, District 5, Bruce Martin, District 3, and Jim Butler, District 2.

I would also like to say that there was election of officers that took place and our new Chair is Terri Werner and our new Vice Chair is Eric Sanchez.

COMMISSIONER ANAYA: Thank you very much, and thank you very much for your efforts on a regular basis with the Extension Service, the Fair Board and all the different participants that you help with on a regular basis.

MS. BRANSFORD: Thank you, Commissioner.

COMMISSIONER ANAYA: Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: Thank you, Commissioner Anaya. Again, as a Chair, I think we all want to thank the 4-H, the board members and all the work that's done through the Extension Agency on behalf of our youth and all that that brings to the County. So be sure that you extend our appreciation. Mr. Flores, did you have anything you wanted to add? So we have a motion and a second. Any further discussion? Seeing none.

**The motion passed by unanimous [4-0] voice vote.**

**III. C. Miscellaneous**

**1. Approval of a Proposed Re-Conveyance Agreement and Quitclaim Deed between Altshuler, LLC and Santa Fe County**

MR. FLORES: Thank you, Mr. Chair. This item is what I would consider a housecleaning item. The Altshuler, LLC misinterpreted the requirements of our code and somewhere along the line assumed that we would be requiring of them to dedicate some open space properties to us which was never considered or approved by this Board. However, the LLC went ahead and filed a quitclaim deed showing that he conveyed that property to us. This item basically removes any cloud of that title and completes the paperwork basically assigning or reconveying that property back to the LLC.

There is no implication on the County's part because it is not a requirement of the code, either then or now, nor are we in a position to actually do programs similar in the city where they require open space as part of their developments that they would maintain. So this is basically a cleanup document and agreement conveying the property back to the LLC. And with that, Mr. Chair, I'll stand for questions.

CHAIRMAN CHAVEZ: Thank you, Mr. Flores. Questions to staff?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: What property is this?

MR. FLORES: Mr. Chair, Commissioner Anaya, this is a small parcel of

property that sits in the Heartstone Subdivision that's, I believe it's District 5. I want to say it's in Eldorado.

MS. MILLER: Mr. Chair, no, it's off of Tano Road. It's up off Tano Road and there was actually a land use case about it not too long ago where the horse stables, and in the original approval of that development the developer thought they were supposed to dedicate the open space portion to the County as opposed to just having it as open space. So they started that process and never completed it. We had no requirement that that happen and so we're trying to clean up that record that it actually belongs to the homeowners association, or that's who it should belong to.

COMMISSIONER ANAYA: Thank you. Thank you, Ms. Miller. Thank you, Mr. Flores.

CHAIRMAN CHAVEZ: Any other questions of staff? Do I hear a motion?

COMMISSIONER ANAYA: Move for approval, Mr. Chair.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: There's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

**III. C. 2. Approval of Architect/Engineering Agreement No. 2016-0104-PW/BT Between Santa Fe County and Spears/Horn Architects for the Design of the New County Administration Building in the Amount of \$1,580,635.13, Excluding NMGR, and Granting Signature Authority to the County Manager to Execute the Purchase Order for the Agreement**

BILL TAYLOR (Purchasing Director): Thank you, Mr. Chair, Commissioners. Before you is a contract, AE contract for the design of the new County administration building and it includes the improvements of the existing County building here in Santa Fe. The contract amount for this design is \$1,580,635.13. This represents 6.05 percent design fee. \$1,361,250 of that are for the basic services. Reimbursables are \$34,517 and additional services are \$184,868, which brings the total of the contract to \$1,580,635.13.

We received eight proposals on this RFP. We shortlisted the top three and went to oral presentations and the committee recommends the most qualified firm to be Spears/Horn Architects. With that, Mr. Chair, I'll stand for any questions. Mr. Hogan of course is here to speak to any questions you may have.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Questions to staff? Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, Mr. Taylor, and I guess this goes to the Manager and the entire staff. This is a very, very substantial endeavor that we're undertaking with this particular project and this particular agreement sets in motion a chain of many events that's going to lead us to expending large sums of taxpayer dollars



on a project. And so as I was reading this particular item and caption what came to my mind was the courthouse and some of the challenges that we faces with the judicial complex at the courthouse where our district judges are housed, and what comes to mind even more vividly is the frustration that we had relative to some of the design and scoping issues associated with that project that later came about and even to this day we're dealing with. So I'm going to ask just a real pointed question and you could answer as much as you think you have the capacity to, and then if you need to defer it to project management staff or Mr. Hogan or otherwise, then feel free to do so. But I want to go on record as saying, have we done the complete due diligence, not on the capacity of the architects themselves, but on the project as we move into this very substantial project to assure that we're going to make sure we don't have some of the same hang-ups that we had that tied back to design flaws or design concerns.

Do we have, and have we put into place the necessary checks and balances to as much as we possibly can mitigate problems, such as the problems that we ran into on that large judicial project. So I'll let you start and then – I'm doing it on purpose, very methodically, because I want to hear from yourself, Mr. Hogan, and then I think I'd even like to hear from our Manager on this project, because of the scope and size of the project.

MR. TAYLOR: Mr. Chair, Commissioner Anaya, I appreciate your concerns and those are the concerns that we've all had reflecting off the experience that we went through with the courthouse. In my opinion, and with my experience and in project management, the key here is to, as you mentioned, put the pieces in place. Every project is a project and we run into unforeseens and things that you try to do your best to plan for. The key on this, I think, one of the pieces that we put in place is that there is going to be a commissioning agent on board with this contract that's going to watch and identify critical aspects and reviewing the design.

But I think more importantly, in going into the kickoff of this project, the two initial phases of programming and schematics are so critical that we really have to have all eyes on what we're programming and what we're beginning to design. That's prior to things being drawn up and put into specifications. It's so critical that we have all hands on deck and we're all working as a team and reviewing all this with the architect and engineer, with the commissioning agent, project manager, all agencies that are going to be housed in the building. And so those two basic milestones in the design phase are critical to avoid those unforeseens and things that come up in a project. But I assure you that your concerns have been what our concerns have been since – on every project, not only this one. But how can we do better planning to where once we put this into construction that it goes through construction and completed and done well.

So I feel that we do have the pieces in place. We just have to do a really good job of keeping our eye on the ball when we kick this thing off into the programming and schematic phase. But I'll be happy to turn it over to Mark to make any comments.

MARK HOGAN (Projects Division): Mr. Chair, Commissioners, excellent question. We've asked ourselves that over and over because we want to make sure that we are taking advantage of any lessons learned. I had the advantage of coming on as the construction on that was just getting started and so we'd already encountered the oil and

the petroleum and some of the other things. What we started with on this project was putting together an initial scoping statement, which, if you recall, we brought in November of 2013, the programming and the feasibility study that we put together to make sure that we had all of the County's internal needs thoroughly studied, see how that related to the market, what implications that would have on this project, and we used that as part of the basis for our scope of work to launch this effort.

To supplement that, we started off by putting together a management plan for the project where we included everything from a register of all the stakeholders, be they inside the County, be they neighbors, or just general constituents so we'd have a good way to make sure we were communicating, because a lot of times changes might come about because of last minute or late communication. We have a communication plan that lets us know who we want to be pushing information to on a regular basis so that there's project reports, so you don't have to make a phone call to find out what's going on.

Then we also have a risk register, which I think has been one of our most important tools right off the bat, which was to identify all the things that could go wrong and try to make sure that they don't. We try to drive that risk to zero. So a good example, the Manager made it very clear when we started talking about parking on the site that we did not want to be excavating deep. We still have archaeological risks that we've mitigated somewhat by doing advanced studies but also on the parking, the further down we go the more we increase the chances of hitting something, so so far we're really looking at two levels of parking. One is at the Griffin Street level and then one above that at the Grant Street level. So we're not really going down hardly at all. We might end up with five or six feet of excavation below where the street level is now.

I could go on but I won't try to capture all the elements of our management plan but it's really designed to get all our consultant team as well as our County staff together and make sure that we've got a clear scope of work, clear directives, and then doing quality monitoring as the project progresses.

COMMISSIONER ANAYA: So I appreciate that, Mr. Chair and Mr. Hogan. One thing that you touched on that became an issue on this last project and it seems it's come up over the years many times is I want to make sure that we have a structure for communication throughout, from top to bottom, bottom to top. We had the feedback of, well, so and so was here and they were responsible for that portion of the project, or I wasn't here when that particular project started, and that comes up. Me saying that now it doesn't seem like it does but it's always one of those things that happens with transition of supervisors or employees, people retiring, people move onto other positions. I want to make sure that that communication plan at the beginning provides enough and constant feedback to people throughout the chain of command that Ms. Miller has, so that we don't have any missteps as it relates to that.

So those people that have primary responsibilities have secondary and tertiary people that they're providing information to so that if, for whatever reason they move on we don't make any missteps. So I just want to make sure we cover that base so we don't hopefully, in a Class A county of the size and scope that Santa Fe County is that we never cross that bridge again and say, well, that wasn't my responsibility or we weren't here when that started. So do we feel good that we've covered that?

MR. HOGAN: Mr. Chair, Commissioner Anaya, we do. It's an ongoing process and so we're going to be continuing to be reaching out. We going to be continuing to add to our stakeholder register so that we're making sure as new people come on they're not only kept up on current communication but they have the opportunity to be fed information on what's already transpired.

COMMISSIONER ANAYA: So the comment I'll make before I go to Ms. Miller, Mr. Chair, Mr. Hogan, is I would err on the side of caution when it relates to projects of this size, and I would come to the Commission more often, not less often. We're not interested – I think I can speak for my colleagues, in surprises late, and so I think for all projects we want feedback but I think for projects that reach this scope and size, we should probably be approached more not less with updates and snags, more importantly. If there's problems that arise and we know that there are unforeseen things that do happen on projects, especially in a historical place like Santa Fe and that downtown quadrant in particular.

So that would be the other piece of information. But I appreciate, Mr. Chair, the extra time. I think it's worth it, given the amount of dollars that we're talking about, and I don't mean this contract, but what we end up spending when we move to construction. Mr. Chair, Ms. Miller.

MS. MILLER: Mr. Chair, Commissioner Anaya, I appreciate your questions on this. This issue, this project, as Mr. Hogan indicated, this one concerns me about the potential issues. It's the site being downtown in a historic area. I'm sure there will be archeological risks and issues that we come across. We'll work with the stakeholders and the pueblos to make sure that we address those as they come up, if they come up, and like Mark said, one of the things that was probably the biggest eye-opener on the judicial building was hitting the oil or gas under the ground and I think a lot of it was due to how deep we went and even with the testing, just didn't happen to hit it in the wrong area. So I think we'll probably do overkill on those type of things, just to try to make sure that if we're going to run into a problem like that, that we know it sooner rather than later and can take the steps to address it.

Additionally, I think you're right about regular reports on status and what's happening to happen at the Board meetings, but also with the stakeholder group to have minutes from those so that it's clearly recorded of what has transpired and what steps we'll be taking so that there's some continuity. I think a project that does take four and five years from design to completion, just the nature and scope of that you will have turnover and making sure we have consistent documentation and reporting that can be shared with anybody new that comes in, whether it be on the user end or on the implementation side of it. I do think we have some advantage on this one being all County users, as opposed to – we had the challenge of we're building a building for another entity, which presents its own challenges and I'm hopeful that that's another advantage we'll have on this site to the courthouse that we did previously.

But please keep us on our toes about it. I want to make sure that we don't make mistakes where they can be avoided and it's a daunting project but we're looking forward to getting it started.

COMMISSIONER ANAYA: Thank you, Mr. Chair and Ms. Miller and

everybody that commented. I think it's only appropriate that we afford the architect – what I'm going to do is – I'm glad we have a local architect with local contacts and what's gone on in Santa Fe in particular and this region. And I'm going to move approval on the architect and hope for a second.

CHAIRMAN CHAVEZ: There's a motion. Do I hear a second?

COMMISSIONER STEFANICS: I'll second but I have some comments.

CHAIRMAN CHAVEZ: Yes. Go ahead, Commissioner Stefanics.

COMMISSIONER ANAYA: Mr. Chair, if I could, if I could just ask that the architect be given an opportunity, because of the project scope and size, to make some comments after the Commission. Commissioner Stefanics.

CHAIRMAN CHAVEZ: Well, I'm going to yield the floor to Commissioner Stefanics but I am going to allow some limited public comment. I know that Governor Dorame from the pueblo is here and we have neighbors that are here, so I want to provide them some limited time, but I'm not sure if we'll go beyond that. But I do want to go to Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. I wanted to thank all the local firms that applied. Many of these firms have done really great projects in the community and I truly appreciate their interest in Santa Fe County. I also have experience with the firm that we've – I have no conflict of interest but I do have experience with the firm that we selected, and my comments are more about the issues that arise during construction and I think they've been brought up already. I think a project of this magnitude will take time. I also think that some eyes on the ground by the Commissioners throughout the process might be better than closer to the end, because people might pick up about unheated ramps and other ideas that might happen. So it never hurts to have many eyes checking things along the way. So whether it's quarterly, half year, something to that effect that there would be some kind of onsite visits. But I'm very pleased to support this. Thank you. And please invite me back for the opening.

CHAIRMAN CHAVEZ: Definitely. Thank you, Commissioner Stefanics. I want to go to the public. I know we have some interested public, neighbors that are here and Governor Dorame, if you'd like to make any comments I'd like to offer you this opportunity. And please, anyone who would like to speak to this item please come forward.

CHARLIE DORAME: Good afternoon, Chairman and Commissioners of Santa Fe County. I'm glad I'm here. I appreciate County Manager Miller's comments about some of the concerns that we have when construction is being done within the city limits in Santa Fe. And that's a result of us meeting with the County Manager and Mr. Flores and discussing some of the sensitive things that we all have concerns about, and that's people who have passed on in our history. So I want to thank her for that.

I guess I want to make a point about the intentions of the Pueblo of Tesuque and that is that we are not here to impede any progress that the County has planned or even the City of Santa Fe. We want to work together. We're working now with SHPO. The Pueblo does have a THPO, but I don't know if you understand THPO and SHPO.

CHAIRMAN CHAVEZ: That's like Castilian Spanish versus –

MR. DORAME: THPO is T-H-P-O is the acronym. It's Tribal Historic Preservation Office or Officer, and SHPO of course is the State Historic Preservation Office. So we've been working together with the tribes around the surrounding area and within the Santa Fe County to come up with some kind of understanding or an agreement where if there's any findings, what is the process? And keeping in mind that again, we do not want to impede any progress. But we are concerned about what is usually dug up. Our main concern is our ancestors being dug up. As you know and as I've stated before the County Commission that when we settled here we didn't have any concept of cemeteries so our people are buried wherever they fell or wherever their families wanted them buried. So it's not a cemetery in one spot that we can locate.

But anyway, I just wanted to thank you, Mr. Chair, and the Commission for allowing me to make a comment on this, and if you have any questions, I'll be sitting in the back because I'll be interested to hear other comments also.

CHAIRMAN CHAVEZ: Sure. And I know that we'll keep you informed and an integral part of the project as we move forward. So thank you for being here.

MR. DORAME: Thank you.

WILLIAM ECKLAND: Mr. Chair and Commissioners, My name is William Eckland. I am the president of First Presbyterian Church of Santa Fe, right here on the corner of Griffin and Grant. I'm here this afternoon to say welcome to the neighborhood. We are your neighbors. We have been your neighbors and we will be your neighbors for this immediate project. In fact, historically, we are celebrating our 150<sup>th</sup> anniversary this coming year. This church has been in continuous existence on this site for 150 years as of this year and into 2017.

The County's been very good neighbors to us for many years. You may remember that the property on which this project is going to be undertaken was sold to the City of Santa Fe by the Presbyterian Church some four generations ago now and became a school and then it was transferred to the County and so on. So we have a historical connection to the property. We're still kind of attached to it. You may not realize that our building lies on the lot line. There's no setback between our building and your property line. So we have a natural interest in the project. We look forward to continued cooperation with the County and we offer any help we can offer as an immediate neighbor, and a neighbor of the project during this coming year and a half or two.

With that, I look forward to working with the County in the next year, especially in the programming phase that's coming up right away, to be able to advise the County and your architect-engineer of the issues we are concerned about, the problems we face. We are a small church in an increasingly urban environment. We face all the complexities that churches all over this nation face, trying to manage a church in a city environment. Our congregation is an active, vibrant component in the community. We are a hub for congregational activities in the social and educational fabric of the city and the county. We look forward to continuing that activity and look forward to working with you and your architect as these plans evolve. Thank you, Mr. Commissioner, Commission.

CHAIRMAN CHAVEZ: Thank you. Thank you for being here. I guess we can consider this our first early notification for our neighborhood notification.

Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I would just make a comment. I have thoughtful, memorable, joyful memories of the Presbyterian Church. It's the church my sister was married in, but I just would say right now on the record, that as we go through that initial planning phase that we be very thoughtful of how we create a reasonable buffer between the two and what that buffer would consist of and I'm sure that's on the top of their list, but I would put on the record that that would be my wish, to make sure we work closely with the church related to the buffer. I guess I didn't realize – now that I think about it I can see it because the parking lot is essentially against the church, is how we create a buffer or a space for pedestrian traffic. Something as opposed to a structure or just the garage itself. And I know I'm seeing nods, but I think it's something that I would like to put on the record.

MS. MILLER: Mr. Chair, Commissioner Anaya, actually staff has been meeting with the church regularly and even Tony and I took a tour and went out every level of the church to see where parking structure or anything might hit and a viewpoint as well as how it might actually help them have some fire exit out from their upper floors. So we're very cognizant of the needs of the church and have been meeting with them and they've been really super to kind of let us know what their concerns are and how they hope to work with us, including potential parking for their services and their needs on the hours that we're not there, or even when we are. So they've been really great to work with. They're really good at kind of getting their information to us and their concerns, so we'll continue to do that through the whole process.

COMMISSIONER ANAYA: Thank you, Ms. Miller. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: Thank you, Commissioner Anaya. I want to shift just a little bit to the other side of the equation, because I know it's a daunting project. I know it's going to be expensive. It's going to be a little cumbersome for us and for our neighbors. But I think we've established this as a priority. I think that there are some long-term benefits to having a consolidated workforce in the downtown area. And I think in our priorities we've attached some funding to this. Do we have – how are we on funding? I know that we're doing the preliminary schematic and design now. What are we anticipating in full construction cost and how long will that timeframe be?

MR. HOGAN: Mr. Chair, Commissioners, the immediate – we've got a balance right now of \$6 million in this account. that will be supplemented as time goes on with other sources. Right now, that money has been paying for all the research and the studies, the survey, archaeological and the architectural fees will be paid out of that as well. We're projecting the total project cost to be \$32 million. That's going to include the FF&E – all the fixtures, all the construction, the finish-out and the moving of offices. So as you know, it's going to be a bit of an extended coordination effort because we have to build the new building first and then start to move offices there so that we can vacate this building and then renovate this and then move all the offices back into both buildings. So it will be a while.

There will be lots of call for communication and good communication so that we can coordinate and make sure everybody knows what's going on and has an opportunity

to prepare for it.

CHAIRMAN CHAVEZ: Okay. And then earlier, I know you talked about the importance and the sequence of the programming piece and the schematic, and I want to touch on just two features, and I know these are design features that are way down the road. But one of them is a visual feature. It will be a fresco similar to what's behind us, commemorating or highlighting the Three Trails Conference. And we have a resolution that speaks to that and attaches that to this new administration building. The other piece would hopefully tie in an economic development component and provide some venue space for county resident artists and craftsmen. These are features that I think the fresco I think is more of a given than maybe the retail space, but just components or features of that new building that might fit well with our economic development plan or plans for the future.

So any other discussion on this item? There's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

## **VI. PRESENTATIONS**

### **B. 2. A Proclamation Proclaiming the Month of March as Certified Government Financial Managers Month [Exhibit 1: Memo and Resolution Text]**

CHAIRMAN CHAVEZ: If I could, I want to deviate. We have a proclamation acknowledging the month of March as Certified Financial Managers Month. And I have my daughter and two granddaughters with us this afternoon, if you'd come forward. This proclamation reads:

Whereas, the Albuquerque and the New Mexico Chapters of the Association of Government Accountants are professional organizations; and

Whereas, the Association of Government Accountants has a network of over 14,074 members in 100 chapters in the United States and around the world; and

Whereas, there are approximately 369 active members representing state, federal, municipal and private sector accountants, auditors and financial managers in New Mexico; and

Whereas, the AGA's Albuquerque and New Mexico Chapter members have responded to the AGA's mission of advancing government accountability as they continue their broad educational efforts, with emphasis on high standards of conduct, honor, and character through adherence to its Code of Ethics; and

Whereas, the AGA's Albuquerque and New Mexico Chapter members are making significant advances in professional ability and in service to the citizens of New Mexico by mastering increasingly technical and complex accounting and finance requirements; and

Whereas, the Certified Government Financial Manager, CGFM program of the AGA provides a means of demonstrating professionalism and competency by requiring CGFM candidates to have appropriate educational and employment history; abide by the

AGA's Code of Ethics; pass three examinations requiring expertise in a government environment, governmental financial management and control, governmental budgeting; and maintain certification by completing at least 80 hours of continuing professional education in government financial management topics or related technical subjects every two years.

Now, therefore be it resolved that the Board of County Commissioners of Santa Fe County hereby proclaims the month of March as Certified Government Financial Manager (CGFM) Month. Approved, adopted and passed this 8<sup>th</sup> day of March by the Board of County Commissioners, signed by myself, Geraldine Salazar, the County Clerk, and our County Attorney, Gregory Shaffer. So congratulations. If you have any comments, the podium is yours. And then we'll go down and take a photograph before you leave.

DONNA SANDOVAL: I just wanted to say thank you. AGA is important to government accountability. We're trying to promote that through our educational trainings, our annual conference and we appreciate being recognized for the certification that we provide. Thank you.

CHAIRMAN CHAVEZ: Thank you, and I know you've worked closely with our Finance Department. We talk a lot about being open and transparent and about having a sunshine portal, and so the work that you're doing only reinforces what we hope to do here. Thank you. Elena, did you have anything you wanted to add?

ELENA TERCERO: I just wanted to say thank you. It is important that the AGA members be recognized for their hard work. Everybody that is a part of AGA is either state, local, county, municipality employees for the most part. Some are CPAs that work in CPA firms, but the majority really do come from the local level. And so we really appreciate the work that they do. We try to help them in their education needs and just provide any assistance that we can for them. So I do appreciate the help that you've given us, County Manager Miller, Dad, and everybody else. That really has helped us promote what AGA is and hopefully in turn we can help your employees as well.

CHAIRMAN CHAVEZ: Thank you, Elena, for your work and maybe you could introduce your two guests.

MS. TERCERO: My two guests. So I have a guest underneath the microphone, my daughter, Leana Tercero and then my older daughter, Naomi is also with us. And the current president, Donna Sandoval is actually here to take the proclamation to the AGA members and we actually will have our professional development conference in two weeks at the Buffalo Thunder. So the first day, on Wednesday, we will actually do a CGFM day so that the testing component, the three tests that we talked about in the proclamation will actually have an all-day session to learn about the exam. So we'll also take the proclamation that day so that way, those that are looking to take the test get to see that proclamation as well.

CHAIRMAN CHAVEZ: Good. Thank you.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, thank you for the proclamation. I would just add that any level that helps increase specialized skill sets like this one for



certification of employees to better themselves and the environments they work in is an excellent thing. So I appreciate the efforts and the resolution coming forward. Thank you.

[Photographs were taken.]

**III. C. 3. Region III Task Force is Requesting Approval of Modifications No. 2 and No. 3 Increasing the HIDTA Grant Funding by \$70,000 and \$50,000, Respectively, for a Total Grant Amount of \$375,013, and Authorizing the County Manager to Sign the Grant Modification Agreements**

MR. TAYLOR: Thank you, Mr. Chair, Commissioners, this has come before the Board. There's two modifications to the grant agreement that increases the amount of the grant that requires BCC approval. One is – number two modification is for \$70,000 and the second one is for \$50,000, which raised the grant amount to \$375,013, which requires approval by the Board. This is the law enforcement grant funding to assist with overtime, vehicles, operational purposes for the Sheriff's Department. With that I'll stand for any questions.

COMMISSIONER ANAYA: I'd move for approval, Mr. Chair.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: There's a motion and a second. Any further discussion? Is there a match in any of this, Mr. Taylor? A County match?

MR. TAYLOR: Mr. Chair, no.

CHAIRMAN CHAVEZ: Okay. There's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

**III. D. Resolutions**

**1. Resolution No. 2016-30, a Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget Supplemental Funding Awarded Through the HIDTA Grant Program / \$120,000**

CAROLE JARAMILLO (Finance Director): Mr. Chair, Commissioners, this budget resolution is to budget the two grant modifications that you just approved for the HIDTA, Region III drug enforcement task force. It's \$70,000 for modification number two and \$50,000 for modification three. The purpose of the supplemental funding will be for the purchase of vehicles for the agents in the task force, as well as vehicle maintenance and for overtime for operations. And I stand for any questions.

COMMISSIONER ANAYA: Move for approval, Mr. Chair.

CHAIRMAN CHAVEZ: There's a motion. Do I hear a second?

COMMISSIONER STEFANICS: Second.

CHAIRMAN CHAVEZ: There's a motion and a second. Ms. Jaramillo,

there's a different dollar amount. Could you explain that?

MS. JARAMILLO: The amount of the caption is \$120,000. That's just the total of the two modifications, which is \$70,000 and \$50,000.

CHAIRMAN CHAVEZ: Oh, okay. Any other questions? There's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

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

**III. D. 2. Resolution No. 2016-31, a Resolution Authorizing the County Manager to Sign and Submit Application for a Federal Grant to Implement the Accountable Health Communities Model, Including All Related Agreements**

PATRICIA BOIES (Community Services): Mr. Chair, Commissioners, good afternoon. Last month at the February 8<sup>th</sup> meeting of this Board you discussed the staff's recommendation that we, Community Services Department, apply to the Centers for Medicare and Medicaid services for an accountable health communities grant. The purpose of the resolution before you today is to make sure that we proceed expeditiously with the grant requirements and deadlines, and it allows the County Manager to approve and sign the required application documents and post-application documents. So we recommend approval of this and I'll stand for any questions.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Move for approval.

COMMISSIONER STEFANICS: Mr. Chair, I'll second, and I think it's a great idea and project and fosters cooperation with other counties. Thank you.

MS. MILLER: Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

MS. MILLER: I just wanted to make a couple comments. We are working on, if we get the – it turns out that the state has to approve us to be able to apply as well, so we did put in an application on our letter of interest to the state and are waiting to hear back from them. We will be working on getting – if we do get that, getting some contracts with some individuals to help us actually apply for the grant. I believe we have one small one right now with Robin.

MS. BOIES: Yes, we do.

MS. MILLER: And then also we have contacted Pam Hyde, possibly. Maybe you could tell the Commission a little bit about that.

MS. BOIES: Yes. Because this grant has such substantial requirements we have a direct purchase agreement with a woman named Robin Swift to actually help with the grant writing, and then also we are working with Pam Hyde, because even in the

event that we don't get this grant and HSD has received four applications and they've informed us they will only be agreeing to partner with one of the applicants, so we are looking at how we might proceed with the kind of collaboration that this grant envisions and that has triggered with discussions with Rio Arriba and Los Alamos and Taos counties, with the subject of an HPPC meeting on Friday, so to help move that forward and to think about the Healthcare Assistance Program we are also working with Pam Hyde, to help us look at these questions.

CHAIRMAN CHAVEZ: Well, and for me, I really appreciate that, and for me, the first whereas, Whereas, the Santa Fe County Health Policy and Planning Commission, working with Santa Fe County Community Services Department has prioritized goals in the Santa Fe County Health Action Plan, which have at their center effective navigation and care coordination by area health and care community based service providers. So we're talking about public health as it relates to counties, countywide. And we know that there's also impact on our county's youth and adult detention facilities. So I think this could really go a long way in helping neighboring counties, including Santa Fe County, to really look at mental health diversion centers, because our jails are not working for that purpose.

People incarcerated or people in our jails, having access to Medicaid while they're in and as they're processed out is very critical. So I think this all ties into that County Health Action Plan and what we're grappling with. So I hope that this moves us in that direction. Congratulations to staff for pulling this together and I hope we're successful. So there's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

**III. E. Ordinances**

**1. Request Authorization to Publish Title and General Summary of Ordinance No. 2016-\_\_\_, an Ordinance Amending Section 3.5.4 of Ordinance No. 2015-11, the Santa Fe County Sustainable Land Development Code, Concerning Hearing Officer Qualifications**

PENNY ELLIS-GREEN (Growth Management Director): Thank you, Mr. Chair, Commissioners. Chapter 3, Section 3.5 of the new SLDC requires that the Board appoint a hearing officer. The qualifications necessary to become a hearing officer are in Section 3.5.4, which requires that a hearing officer shall not hold other appointed or elective office or position in government during his or her term. As staff began the processing of soliciting for a hearing officer, we found that this section has a much broader reading than was intended.

So the proposed ordinance, to avoid unnecessary disqualifying attorneys with experience and to ensure attorneys applying do not have conflicts of interest, staff has drafted this ordinance. This amendment is coming forward prior to the six-month review just for this one specific change to allow us to move forward with the RFP to be able to appoint a permanent hearing officer, so the changes would be that during the term

additional language will be added to state that during the term of the hearing officer's appointment, neither the appointed hearing officer nor the hearing officer's law firm shall represent persons or entities with regard to land use applications submitted to the County, or an appeals of or lawsuits regarding County land use decisions.

In addition, a hearing officer shall not: a) hold elective officer; b) be employed by the County; c) be appointed to any County board or committee; d) be employed by any political subdivision of the state of New Mexico or tribal government, the geographic boundaries of which are located either wholly or partly within the geographic boundaries of the county; or e) be employed by a governmental entity from which the County requests opinions pursuant to subsections 4.4.7 and 5.7.5.1 of the SLDC. And, Commissioners, that's the section that lists the reviewing agencies for land use cases, like the Office of the State Engineer or the Environment Department.

If the Board authorizes publication of title and general summary, this ordinance will be heard on March 29<sup>th</sup>. And I stand for questions.

CHAIRMAN CHAVEZ: And do we anticipate one public hearing or two on this ordinance?

MS. ELLIS-GREEN: Mr. Chair, we're proposing one public hearing for this.

CHAIRMAN CHAVEZ: Okay. So we can let the public know ahead of time.

MS. ELLIS-GREEN: Mr. Chair, it will be advertised. If given authorization we will move forward with the legal noticing.

CHAIRMAN CHAVEZ: And it will state that it will be just one public hearing.

MS. ELLIS-GREEN: That is correct. Yes.

CHAIRMAN CHAVEZ: Okay. Thank you. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. I understand we're going to – oh, we're not taking public comment, right. It's authorization to publish. I would move for approval first and then make my comments.

COMMISSIONER ANAYA: Second.

CHAIRMAN CHAVEZ: There's a motion and a second. Under discussion, Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. So I would like to clarify, this will be a contract position and not an employee position?

MS. ELLIS-GREEN: Mr. Chair, Commissioner Stefanics, that is correct.

COMMISSIONER STEFANICS: Okay. Do you envision, Mr. Chair and Penny, that there would be more than one person on this contract as well?

MS. ELLIS-GREEN: Mr. Chair, Commissioner Stefanics, we are looking at having two hearing officers. So one primary hearing officer and one alternate hearing officer in case the primary cannot attend a meeting or has some kind of other conflict of interest, we would need a second hearing officer.

COMMISSIONER STEFANICS: So, Mr. Chair and Penny, I wouldn't want to stop this because I think it needs to keep going timely, but we would want to probably make sure that no one has had any past interests in land use cases in front of the Commission. That's a question.

GREG SHAFFER (County Attorney): Mr. Chair, Commissioner Stefanics, it is something, if the Board directs, that we could add in as a qualification, I think from staff's perspective. We are looking at it as a go-forward prohibition so that would-be hearing officers could make the business decision of whether or not they wanted to be the hearing officer or handle land use cases in front of the County. But if the Board wanted to look back to see, and disqualify someone from consideration who had handled cases in the past we could certainly draft language to that effect.

COMMISSIONER STEFANICS: So Mr. Chair and Mr. Shaffer, would that appear in the ordinance or would that be in the rules later?

MR. SHAFFER: Mr. Chair, Commissioner Stefanics, I think it would be an additional qualification or pre-requisite in the ordinance.

COMMISSIONER STEFANICS: And so as I said, Mr. Chair, I'm not interested in slowing this down, so could that, Mr. Shaffer, be an amendment when we bring the ordinance forward?

MR. SHAFFER: Yes. I think it could.

COMMISSIONER STEFANICS: Thank you very much.

CHAIRMAN CHAVEZ: Thank you, Commissioner Stefanics. I have one other thought and I don't want to spend a lot of time on this either because I know that staff has put time into it. Would there be any reason to expand the item C. It reads, be appointed to any County board or committee, and I'm just questioning, we have many City-County joint boards. Would there be any reason for us to capture that in this discussion? And maybe this can be consideration and possible amendment for the public hearing. I don't know if it's – just put some thought into it and see if there's any merit in or not. Commissioner Anaya, do you have anything?

COMMISSIONER ANAYA: Mr. Chair, I'm actually thinking back to Commissioner Stefanics' remarks and I guess I can visit with her offline, but when I think of a hearing officer I am thinking of somebody who might have some previous experience or understanding, somebody in the judiciary, possibly even, or a former judge that's schooled and very astute with the hearing process. So I guess I'm not so certain that I would want to exclude that type of experience. I'm not sure – maybe we're on two different wavelengths as far as I don't know where you're coming from but I think I would want to be cautious of that. Because I think somebody with prudent experience in adjudicatory hearings specifically would be good. So I don't – I guess I need to understand a little more. Are you thinking from a development standpoint? Is that where you're thinking from?

COMMISSIONER STEFANICS: Mr. Chair, I think that in response to Commissioner Anaya's query to me, I think that once somebody becomes a judge they are a judge forever, in terms of their ethics and their oaths and their positions in retirement, and those are not the individuals I'm talking about. I'm talking about attorneys who may have been in front of us within the past five to eight years, and maybe that's a precursor, is that there be a time limit of not having practiced cases or presented cases to us within so many years or something like that. But I totally agree with you that somebody who's been in a position of being a hearing officer, somebody who's been an administrative law judge, somebody who's been a judge and retired, I think they are great candidates if they are interested in this topic.

COMMISSIONER ANAYA: Thank you, Mr. Chair, Commissioner Stefanics.

CHAIRMAN CHAVEZ: Thank you. So we have a motion and a second with some discussion and possible direction for amendments. So there's a motion and a second.

**The motion passed by unanimous [4-0] voice vote.**

#### **IV. MATTERS FROM THE COUNTY MANAGER**

##### **B. Legislative Update**

MR. FLORES: Mr. Chair, I respectfully request we go to item B first under the County Manager. Legislative updates:

CHAIRMAN CHAVEZ: Got it. Go ahead. You're on.

MR. FLORES: Thank you, Mr. Chair. So we have one day left, Mr. Chair, Board, for her to sign – her being the Governor of course – to be signing legislation. Less than an hour ago she signed the REAL ID bill which now is law, but she has not acted on the majority of the bills that she has to act on before tomorrow. Included with that is the capital outlay bill which we have provided a legislative report. On page 3 and 4, the projects that are in the bill as it currently stands, we don't know if any of them have been line-item-vetoed out of the bill and we're hoping to see what the result of that is by tomorrow.

With that, Mr. Chair, we've provided again a synopsis and this is in flux until she has considered all legislation that she has not acted upon by tomorrow, and with that, Mr. Chair, I'll stand for questions.

CHAIRMAN CHAVEZ: I think we're good.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I would again like to thank Mr. Flores and his team for keeping up with all the legislation during the session, after the session. I appreciate the fact that we are not one of those local governments that goes out to employ someone. I think our staff has been doing a great job. Thank you.

CHAIRMAN CHAVEZ: I want to also thank the legislative team, the liaisons that worked the session. It was a fast and hard session but hopefully we'll hear back on some of the bills that we're waiting on. Like the capital projects and those, Tony, when –

MR. FLORES: Mr. Chair, again, those are still pending. The House Bill is still pending. So what we plan on doing, depending on the size of the agenda for the 29<sup>th</sup>, because that is shaping up to be a rather large agenda, we'll either have the final legislative wrap-up report, or that will be pushed to the first meeting in April. But we will send out an email once capital outlay is signed and what finally came in the bill.

**IV. A. Miscellaneous Updates**

MS. MILLER: I have a few items. First of all, Mr. Chair, Commissioners, we have scheduled the date of Friday, April 22<sup>nd</sup>, from 7:30 am to 3:00 pm for our Intergovernmental Tribal Summit and the Four Seasons Rancho Encantado. We did send out save-the-date emails and have been receiving confirmations from a few of the partners for the event, and we will then hand-deliver invitations later this month and a draft agenda. We have one that we've formulated but we're also looking for any comments back on those and any suggestions where we might add or expand on some of the things that we have on that agenda.

Then also we are working on a behavioral health summit for May 19<sup>th</sup>. That's the date we've set aside for it and it's planned for 8:00 am to 4:00 pm, and we're working on the agenda and location and all the particulars on that as well.

CHAIRMAN CHAVEZ: I'm wondering on that topic if we may want to include Taos County. Originally, we were just going to include Rio Arriba, Los Alamos and Santa Fe County but I think we're going to have to include Taos. Taos County just last week passed their Stepping Up initiative resolution, Commissioner Stefanics. So I think that they're close enough that we at least should include them in this first summit.

COMMISSIONER STEFANICS: Mr. Chair, what day are we talking about for that?

MS. MILLER: May 19<sup>th</sup>.

CHAIRMAN CHAVEZ: And I want to thank staff for helping to organize that and set that up.

MS. MILLER: It's a Thursday, by the way. And then one other item, an update. As you know we have been working for ways to help integrate our Fire Department into kind of a community integrated health initiative, and we had gotten a contract to have a contractor go out and assess how our Fire Department might be able to provide checkups on residents and incorporate some recommendations of what our Fire Department could possibly do in paramedicine and partner with other health providers in the community, the City of Santa Fe and other community service providers, and our contractor, Didi Feldman, former Senator, has been working on that and in the next month or two we'd like to bring her to one of the BCC meetings, possibly at the end of April, to give you a presentation on some recommendations to include potential funding and different partnerships. So I just wanted to let you know about that initiative and where that stands.

**IV. C. Fiscal Year 2017 Budget Presentation [Exhibit 2: Preliminary Information]**

MS. MILLER: And then the last thing we had was actually a fiscal year 2017 budget presentation. Carole's going to do this but I was taking advantage of the rather short agenda. Typically we have a couple of study sessions with the Commissioners in April/May timeframe and I thought maybe it would be a good idea to get a little bit of that information out to you right now and see if you have any concerns,

suggestions, feedback as we go into starting to put the budget together. The departments have to turn in their budgets I believe, by the end of this week and then we'll be working through those. As you know, we did lose our budget director so we're trying to get a good jump on this. We lost him to the City. And we're hopeful that we will be able to still get through the process pretty quickly and Carole just wants to give you some of the – maybe what I'd say are risks and some of the information that's come out of the Department of Finance and Administration, Local Government Division as far as recommendations on the heels of a very difficult budget process for the state. So I'll turn it over to Carole.

CHAIRMAN CHAVEZ: Ms. Jaramillo, I think, Commissioner Anaya, you have a question or a comment. I apologize, Ms. Jaramillo.

COMMISSIONER ANAYA: Thank you, Ms. Jaramillo, just briefly. I'm going to be going out of state for a couple days, Mr. Chair, and I wanted to just make a few brief comments. I may need to step out as part of this presentation, but I wanted to comment for the record that I vote with the majority on the Consent Agenda that I missed when the vote was had and that I would vote with the majority on the balance of the items on the agenda.

Mr. Chair, I would specifically want to bring light to the proclamation that I'm co-sponsoring with you relative to the 4-H and the Consumer Decision Making Day. I've always been a staunch supporter of our 4-H programmers and what they do in the county and the state and in the country and what they've done for well over 100 years now. And so I want to thank those members that are here and those that are soon to be here for their efforts and stand for that proclamation and vote in the affirmative for the many things they do.

The other thing I wanted to add on that item, Ms. Miller, and I wanted to see if we could deliver the remarks from the minutes of this meeting to the Mayor of the City of Santa Fe as well as the full Council, is that I know we are in discussions and I know you were going to have some discussions with the Mayor and the City of Santa Fe and the Manager relative to our County new extension building and it sounds like she might have good news, Mr. Chair. Could I go to her just so we could hear it, because we're kind of at a sticking point relative to the sewer for that facility, that this Commission has already funded to replace the oldest facility that we have in our inventory. So, Mr. Chair, Ms. Miller.

MS. MILLER: Mr. Chair, Commissioner Anaya, I'm glad you brought that up. It was actually something I was going to mention on my updates and I forgot. We approached it a little differently with the City and it looks like – and I don't want to speak out of turn although we do have emails, but it sounds like what they're going to try to do is just hook up like as a regular customer instead of the process that we have to do if it's outside of the city limits, which as you known, the fairgrounds is not incorporated; it's part of its little donut hole. But I believe we got confirmation that they would work with us on trying to do our water and sewer that way instead of the regular process through the WWTRF process and so that was actually a good, positive outcome. So I think we're on the right track.

COMMISSIONER ANAYA: So, Mr. Chair, I'm very appreciative and I just want to put on the record to the staff but to the Councilmen, all of the City Council



and the Mayor that the County Extension Service that works through New Mexico State University and the County has been in existence for a long, long time. And that particular building was built in 1954 and Bruce King was one of the Commissioners on the Commission at that time. But we're replacing it so that they can have their public meetings there and their daily meetings, master gardeners, 4-H, County business – many things occur in that facility and so it's going to be yet another step that this Commission has taken along with all of our partners to make it happen. So I'm very appreciative that that's going to happen. It's already a funded project and we're just at the point of working out the infrastructure so we can get to the point of getting that built.

The other last comment I would have is in this day of filings, people are filing for office, I congratulate and apologize to all those people maybe that filed, but truly it takes a lot of effort just to get the courage to go in and decide that you want to run for a particular office, so I commend all the candidates that have filed. I know Commissioner Stefanics and others filed today for races but many County offices and many others filed for running for a seat to represent a district and I just give them a lot of credit for stepping up to want to potentially serve in their communities.

We had recent elections, City Council. There's new representatives. The Town of Edgewood, I want to thank Brad Hill for his service as Mayor. He worked hard to serve his constituents. He was beat by another long-time members of the Edgewood community, John Bassett and Mr. Bassett is ready to step up and continue efforts to work with the County. So I wanted to thank Brad for his service and welcome John Bassett to come and continue to work with us as partners with the County. So, Mr. Chair, I thank you for that deviation. I appreciate it very much.

CHAIRMAN CHAVEZ: Deviations sometimes can be good. I think that was good information. I appreciate your comments on the 4-H program and the County Extension and the benefit to all county residents. I have to remind people, I live in the City of Santa Fe and Santa Fe County and I still have backyard chickens. I'm not going to give them up. So Ms. Jaramillo, we're back to you. You have a fiscal year 2017 budget presentation and you have information that you want us to follow along with you?

MS. JARAMILLO: Thank you, Mr. Chair, yes. I did put together a very short power point. I'm just going to hit the highlights so that I will keep my remarks brief. The first page after the cover page, page #2, actually, is a budget calendar. Primarily the highlights on the budget calendar would be that we are proposing to have budget study sessions on April 12<sup>th</sup> and May 10<sup>th</sup>, which is when we normally have our budget study sessions, would be the first BCC meetings in each of those two months.

The interim budget would be due to DFA on June 1<sup>st</sup>, so we would be bringing our recommendation to you on May 31<sup>st</sup> for the interim budget, and then we will bring the final budget to you at the end of June on the June 28<sup>th</sup> meeting. So those are the important points for the budget calendar.

During FY 16 we did move forward with some additional transition points on our results-based accountability budgeting process. During FY 16, if you recall, this body approved the resolution that would memorialize our population goals of being a proficient, transparent, and accessible government supporting a healthy community, promoting a sustainable community, and providing a safe community. Those were passed by resolution and in addition, you also passed the resolution that would include the

elected offices in the results-based accountability budgeting process.

We've been doing training on that process and we are in the process with a task force of developing performance measures and taking a program inventory and our goal towards the reporting of our performance measures will involve coming up with a scorecard that we can bring back to you. That process should be complete and we should be able to start doing that next fiscal year.

One of the primary things that I wanted to point out would be some of the budget threats. I listed in slide #4 a number of budget threats that we face. One of them, what I'm calling an unfolding economic downturn in the state of New Mexico. I'll talk a bit about what DFA had to say about that in a moment, but we are also facing the second year of our phase-out of the hold-harmless distributions that we receive. We've experienced increases in our multi-line and law enforcement liability premiums, which is an unavoidable increase in our expenses.

There's always ongoing uncertainty about our federal payment in lieu of taxes revenue, whether or not we will get it. The state has said that they are going to increase our health insurance premiums but we don't know by how much. We are looking at fairly stagnant property tax valuations and therefore property tax revenue will stay about flat, and we're looking at fairly flat or very minimum growth in our gross receipts tax. We're hoping that that doesn't become a decline by the end of the year that we're projecting. So we'll be watching that very closely.

I had mentioned about what I'm calling an unfolding economic downturn. We received our budget instructions from the Department of Finance and Administration and as you know, I've been working in budget for a number of years and I've never seen anything quite like this in the instructions. DFA put in their instructions some recommendations for local governments to put into effect immediately, and what they said in light of challenges presented by the state of New Mexico's economic downturn they – I listed them verbatim for you on slide #5 but the general gist of it is that they are recommending that we freeze vacancies – and this is immediately, not just for FY 17 – they're recommending an immediate freeze on vacant positions except for health and public safety. They're recommending an immediate freeze on employee salaries, an immediate freeze on non-essential contracts, discontinuing the practice of providing funds to non-profits unless it's associated with legislative appropriation, and to re-evaluate all of our revenue.

All that I bring up just not because I feel like I would like to recommend any of these things but just because I feel like it's a harbinger of what is potentially to come. So I'm working with Katherine but I imagine we'll be recommending a very, very conservative budget for FY 17 in light of what it seems like what the state sees is what's going to happen in the state's economy and so we have requested that our departments and offices bring in a flat budget request for FY 17.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Were you through?

COMMISSIONER ANAYA: It's on the previous point she just made just now.

CHAIRMAN CHAVEZ: Okay.

COMMISSIONER ANAYA: If we could. So, Mr. Chair, I respect the

state of New Mexico and the challenges that they're in and the challenges that they face, but I could also say that the County has been very methodical, Carole, with your work, with former Finance Director Ms. Martinez, Ms. Miller, the entire staff and all departments and elected offices at making sure that we're very diligent and responsible and conservative when we needed to be with our budgetary items and how we move forward. In no way would I want to send a message to you or the Manager or staff that we're going to follow suit and begin to arbitrarily, I would say, freeze positions or freeze hirings or freeze anything.

Because of how conservative we've been and responsible we've been we are in a position where we may be even an entity that offsets some of the cuts that occur or positions that we might have that open on a constant and regular basis here at Santa Fe County just by nature of our size and scope in the work that we do. So I wanted to say that clearly that we will watch as you have watched our budget carefully and our departments and our elected offices, but in no way would I want to send any message that we're going to freeze any positions at any time. I think we're in flux and we constantly, with our elected offices, with our department heads as yourselves watch over our expenditures and taxpayer dollars. So I just wanted to highlight that, Mr. Chair, and I think it's a little, respectfully, premature I think to cast a net that broad over local government entities that have their own primary tax base and deal with our own expenditures.

What's coming to mind as I'm making these comments, Carole, is the attempts and the actual success that the state has had in some regard in pulling back some of our local government money and putting it in the state coffers. And I want to do everything as soon as we possibly can to fend off any further attempts to tap into those local resources. So I'm not really real upset but I take a little offense to some of the reaching here that's happening and I think it's a little overreaching. So I'll just say that on the record respectfully. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: Thank you.

MS. JARAMILLO: Thank you, Mr. Chair, Commissioner Anaya. I agree that the state has made these recommendations and Santa Fe County, as I said, would not necessarily want to recommend such things but it is just – I felt like I wanted to point out what the state said.

COMMISSIONER ANAYA: I appreciate it.

CHAIRMAN CHAVEZ: If I could just – now that we've sort of interrupted just a bit, I want to touch on the point where it reads, discontinue the practice of providing funds to any non-profit organizations that are not tied to a legislative appropriation. What would that do, Manager Miller, to possible – to current grants or future grants that would come through a non-profit or that we would fund that would be related to our County Health Action Plan?

MS. MILLER: Mr. Chair, I think what they're really referring to is there's a lot of counties or local governments that have what I'll call discretionary funds or grants or contracts with non-profit entities that are not necessarily the local governments core mission but more to the core mission of a non-profit and they're saying that those are maybe not a county's or local government's essential services, and that you should, where you have those optional contracts, if you have a place to cut rather than cut your

core services like public safety or your detention facilities, or your property tax assessment billing, voting – those type of things rather than making cuts on those first you should look at cutting on non-profits.

These are guidelines by DFA to – I can't read their mind but I think they're trying to be pro-active in letting local governments know here's suggestions that we would have if you are facing revenue losses in the upcoming year. I think that Santa Fe County has, as Commissioner Anaya stated, has always been pro-active at having a conservative budget in times of economic downturn and also most of our contracts with healthcare providers are based upon a fund that we know the revenues for that fund and can adjust accordingly if we have a decrease in those revenues.

I think one concern for the County that we really need to watch for is where we have built up our cash balances in our County funds that and in healthcare in particular in our former, what we called indigent funds or our health assistance fund, where we may have cash balances. If the state looks to local governments that have been conservative and have not overspent in the past but rather created reserves just for these type of times is that they don't look to take those funds to help the state's budget if the state continues to have difficulties.

We have seen in some of the legislative analyses that they do look to local governments and say, well, if we have a shortage in, say, Medicaid match, perhaps we can go pull that out of the local governments. I think that would be – personally, I'll use my term – abusive if they did, because it's penalizing local governments who have managed their money well for the purposes of a state program.

So I think that's the one that's going to be a big challenge for us if the state continues to see a decrease in their revenues as to whether they would actually turn and resort to that, and that would be the biggest threat I see to our health assistance fund because that's one that they have done studies and looked at what are the balances in local governments' funds in healthcare.

So I don't think it's so much whether we would stop our contracts as to whether they would take the cash that we've built up in order to sustain those contracts if our revenues were to decline. Because that's what we would do first, is actually use some of our cash balances to shore up our provider contracts that we have, but if the state were to go after those, that would obviously cause a conflict for us.

CHAIRMAN CHAVEZ: Actually, Carole, did you have anything else?

MS. JARAMILLO: I just briefly had listed on the slide #6 some assumptions that I'm currently going on for the budget, our flat property taxes, flat gross receipts tax revenue, which is actually a small increase because it's actually offsetting the reduction in hold-harmless, increases in health insurance and then the Worker's Comp, multi-line and law enforcement liability, those percentages are based on really past history. I don't have any actual information as to what that is so I have to go based on past history. I do have to increase the budget for increased deductibles in some of our insurances.

We are also expecting increased costs – if you recall last meeting we had to increase the budget for Corrections for some of the inmate costs, for agency nursing, for food service, for electronic monitoring. Those costs will go up next year and that's really somewhat out of our control. And then of course there are some costs associated with

implementations of the SLDC. So those are some things that are going to change our budget lookout for next year.

Just finally, how we're going to proceed going forward, we will open a dialogue and would welcome any priorities that you would like to give us now but to discuss with the Commission your budget priorities as we've done in the past. We've met with each Commissioner. We will receive the budget requests from the departments later on this month and start reviewing those. We'll hold budget hearings and hold budget study sessions and then of course we will, as is our practice, develop a conservative budget for FY 17 and we'll bring that forward to you in time to submit it to the state. And I stand for any questions that you have.

CHAIRMAN CHAVEZ: Commissioner Stefanics, any questions, comments?

COMMISSIONER STEFANICS: I'm sorry if this was already answered, but if we have specific initiatives we'd like to support, is that something we'd bring up at the April 12<sup>th</sup> study session?

MS. JARAMILLO: If there's something that you wanted to bring up now I would love to hear about and that way I can try to factor everything in as early as possible.

COMMISSIONER STEFANICS: Are we going to continue our student intern program in the summer? Or reinstate it?

MS. MILLER: Mr. Chair, Commissioner Stefanics, we did have a program last summer. It wasn't as – it didn't flow as smoothly as we had hoped. We struggled getting – we had a few good interns that got on board earlier but we did struggle with it in the kind of middle of the summer with having some positions and not having somebody in them long enough. The most successful program that we did as far as what I'd call maybe interns was the group that came last BCC meeting that Commissioner Anaya introduced, that program was the training and then the internships, and some of those actually did their intern work at the County. So we had some of them do their work at the County and out at Public Works. And then we had a couple of interns in the departments.

COMMISSIONER STEFANICS: But Ms. Miller, in the years that we had the program that it was really hopping, we actually made it very competitive. And we started it in the spring while the high school students were still in school, and the reason I continue to bring this idea up is that we have had some best employees of quarter who started with us as interns then moved into jobs and then moved up, and then spent many years with us. So it might not be feasible to have 40 or 25, but I really would encourage us to think about continuing that. I know the wildland fire program is more like an internship. I understand about the Community College and the workforce program and I applaud all of those efforts. So if there's some way we can think about this, because we have past interns in good jobs here at Santa Fe County. Thank you. That's my first thing.

The other thing I always bring a focus to is libraries. Another one is whether or not there might be any summer programs, that we have the opportunity to match – not fully fund, but perhaps to match so that it might be a school-County cooperative agreement or whatever. So just in terms – when we did our poll for Santa Fe County that was one of the things that came up high was education, and we don't really do a lot with

education because that's not our primary role or focus, but it's the same way with the 4-H. Maybe that's something we look at more. I've already gotten requests to expand the master gardener program because apparently the classes – one class gets filled up right away and then there's a waiting list.

So I think that there's some community-type activities or events we might support like that. Thank you very much, Mr. Chair.

CHAIRMAN CHAVEZ: You're welcome. So, I think Commissioner Roybal, did you have anything you want to add at this time? Okay, I think that kind of concludes this presentation. Ms. Jaramillo, you're good?

MS. JARAMILLO: Yes, Mr. Chair. Thank you.

CHAIRMAN CHAVEZ: Sure. Thank you.

**VI. B. Presentations**

**1. Proclamation Establishing March 9, 2016, as "Santa Fe County 4-H Consumer Decision Making Team Day"**

CHAIRMAN CHAVEZ: This is a Santa Fe County proclamation brought forward by the Board of County Commissioners of Santa Fe County. It will have the signatures of all of the Commissioners minus Commissioner Holian so you may want to leave it for her to sign that then you'll pick it up later. I'm going to ask – I'm going to have – well, if I could have all the 4-H group come forward, please. Parents and others, please come forward. The support team. So this proclamation, it's a proclamation establishing March 9, 2016 as Santa Fe County 4-H Consumer Decision Making Team Day.

Whereas, New Mexico State University's Cooperative Extension Service has provided expertise and educational programs in agriculture, home economics, natural resources, economic development and 4-H youth development to the people of New Mexico and Santa Fe County for more than 85 years; and

COMMISSIONER ROYBAL: Whereas, the Cooperative Extension Service operates with funding from federal, state and county governments with offices in every county in the state; and

CHAIRMAN CHAVEZ: Whereas, the Cooperative Extension Services offers research-based education to all New Mexicans to help them improve the quality of their lives; and

COMMISSIONER STEFANICS: Whereas, the Cooperative Extension Services administers the 4-H Youth Development Program which involves 55,000 young people in New Mexico, teaching them the skills they need to become productive citizens and leaders; and

CHAIRMAN CHAVEZ: Whereas, the 4-H program is dedicated to providing opportunities for young people to develop leadership and management skills, positive self-esteem, effective communication skills, a solid sense of personal responsibility and the ability to make sound decisions, and the life skills learned in 4-H enable youth to become productive, well informed, self-reliant, responsible adults; and

COMMISSIONER ROYBAL: Whereas, each H on the four-leaf clover represents a different way in which youth can grow and develop; and

COMMISSIONER STEFANICS: Whereas, the first H stands for head and represents critical thinking and problem solving; the second H stands for heart and represents self-discipline, integrity, and communication; the third H stands for hands and represents serving others; and the fourth H stands for health and represents choosing healthy lifestyles; and

CHAIRMAN CHAVEZ: Whereas, 4-H projects today are offered in creative arts, health and nutrition, natural science, plants and animals, communications, and many more areas, with 4-H reaching youth in urban, suburban and rural communities throughout Santa Fe County and New Mexico.

Now, therefore be it proclaimed by the Board of County Commissioners of Santa Fe County that March 9, 2016 is Santa Fe County 4-H Consumer Decision Making Team Day.

Be it further proclaimed that the Santa Fe County Board of County Commissioners of Santa Fe County hereby officially recognizes the Santa Fe County 4-H Consumer Decision Making Team, including Jenny Paige, Justin Cummings, Kalie Gillespie and Marissa Lury for earning fifth place overall at Western National Round-Up in Denver, Colorado. Approved, adopted and passed on this 8<sup>th</sup> day of March 2016. Congratulations.

So if each of you wouldn't mind giving us a just a little – share with us in this competition. You were competing on a national level. You placed fifth nationwide. Tell us a little bit about how you did that, what was involved and maybe a little bit more.

JENNY PAIGE: So my name is Jenny Paige and I'm a sophomore and I'm part of the Northern Stars Club in Santa Fe County. And Consumer Decision Making is all about finding different products that fit situations and deciding which one best fits the situation. During National Round-Up we were able to compete with 4-Hers from across the nation, and that really gave an insight into the differences between 4-H across the country and how unique each 4-H program is, as well as competing under pressure allows for grace under pressure and then of course all of these skills learned can be applied to everyday life. Working as a team of course is very important as well.

And so all of these skills will really help further us in the future, and it was an amazing experience and quite an educational experience as well.

CHAIRMAN CHAVEZ: How many other 4-H groups were competing? Do you have any idea?

MS. PAIGE: There were 13 teams with each team having about four people.

CHAIRMAN CHAVEZ: So it's pretty competitive then. Okay. Thanks.

JUSTIN CUMMINGS: Hello, Commissioners. My name is Justin Cummings and I'm a freshman at the University of New Mexico, and I'm in the Wide Horizons 4-H Club. And basically, we went and competed in consumer decision making, and we won state so then we qualified for nationals, which was really awesome. We got a lot of scholarships and stuff and then we traveled up to Denver, Colorado a few months ago, and consumer decision making – it's basically where just different like consumer products. So like produce and TVs and tablets and stuff, and you rate them from greatest to least. So like one, two, three, four, or something like that. And then you give a two-minute reasons presentation and you do something called group-think.

So we worked as a team and basically we had sweatshirts to decide on which was the best for a 4-H club, some, like a group [inaudible] basically. And then we did really good. We got fifth in the nation, so basically we competed with the best of every other state, so it was really good and I had a really good time. Thanks.

CHAIRMAN CHAVEZ: Thank you.

KALIE GILLISPIE: I'm Kalie Gillispie with the Wide Horizons 4-H Club and like Jenny and Justin said, we did take fifth at nationals, which was extremely fun and everything else. Full with emotions. And though some of us had a bad day at nationals, we all worked as a team and were very supportive of each other, and just the whole ride was definitely a learning experience and showed that if you do put your mind to it you can achieve your goals.

CHAIRMAN CHAVEZ: Just to let you know, Commissioner Anaya wanted to be part of the discussion on this item. We're going to see if we can get him on the phone. He has some comments he'd like to make. Go ahead.

MARISSA LURY: I'm Marissa from Wide Horizons, Santa Fe County. As they said before, we went to nationals and placed fifth. And it was just really eye-opening on how everyone from around the nation, like how they all judged different things differently. Like we were talking to some other kids after we had given our [inaudible] and all of them had different like ways of looking at it. And it really just opened your eyes to like everyone from everywhere else is just different from where we are and how we look at things, and it was just really educational.

CHAIRMAN CHAVEZ: So by traveling, what I'm sensing is you see a different perspective, you get a different perspective from other people around the country, which I think is really part of education.

MS. LURY: Yes.

CHAIRMAN CHAVEZ: It's part of the learning experience. Next. That's everyone.

COMMISSIONER STEFANICS: Mr. Chair, I have to say, you're all poised. You're great speakers, and I'm really glad that you represented the state of New Mexico, the County of Santa Fe at this national competition, and congratulations so much on the awards that you've received.

CHAIRMAN CHAVEZ: Commissioner Anaya, are you with us? I know he's really interested in this. We may not be able to – Commissioner Roybal.

COMMISSIONER ROYBAL: I also want to say congratulations to you guys. You guys did a great job. Way to represent our County of Santa Fe. I think I've met some of you guys a long time ago. I've known them for some time and quite a few guys I met in the shooting tournament this last year for the 4-H and just the level of respect and the way you guys present yourselves, I'm really proud of you guys, so I just wanted to say that. And I really want to thank the 4-H for all you guys do to influence and just to have such a positive influence on these kids and to build our future leaders so that thank you guys.

CHAIRMAN CHAVEZ: I see the support team in the back. Parents, is there anything that you would want to share with us at this time? Is this a good program? Do you want to see it continue? Yes. Good. Commissioner Anaya? Okay. Let's go down. We usually like to take a group photo before we send you off with the proclamation. So



the proclamation will be signed by the five County Commissioners, the County Clerk and the County Attorney. Commissioner Holian was not here today so you may have to come back after she signs the proclamation so it's in the official form. So we can go down now and get a group picture then maybe we can get Commissioner Anaya on the phone.

[Photographs were taken.]

**V. MATTERS OF PUBLIC CONCERN**

CHAIRMAN CHAVEZ: We're going to go back to – we have Matters of Public Concern but I see that there are no members of the public here so we'll skip over that.

**VI. DISCUSSION/INFORMATION ITEMS/PRESENTATIONS**

**A. Matters from County Commissioners and Other Elected Officials**

- 1. Elected Officials Issues and Comments**
- 2. Commissioner Issues and Comments**

CHAIRMAN CHAVEZ: Let's go to constituent concerns. Commissioner Stefanics, did you have anything at this time?

COMMISSIONER STEFANICS: Thank you, Mr. Chair. I just wanted to mention, I appreciate your bringing up the International Women's Day but I also want to mention, we got a really nice email this morning from Representative Patricia Roybal Caballero, and International Women's Day is still working on equal pay. Women in the workplace are still paid 78 cents for every dollar made by their male colleagues. Many families do not have paid family leave. When they leave work to go to the doctor or to take care of their family, they're doing it without any kind of pay, and of course, women's and family's healthcare, without interference from the government is always one of the issues. So I wanted to bring that to everyone's attention.

I know that we have many people who are getting excited about the nice warm weather, and I should have mentioned this while our 4-H people were here. On our County website, perhaps – and Katherine, maybe you could pass this on to them, maybe they could do a little posting to them about when the hard freezes are that people should be concerned about their buds and things that are already growing. Because we've had such a warm period, a lot of the lilacs and blooming trees have started, and I have heard all types of myths about what temperature you are going to lose them at and what temperature is still safe.

So maybe our 4-H and our Extension staff could put something on our website about that. And I'd appreciate that. So that's all for right now, Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Roybal, do you have anything at this time?

COMMISSIONER ROYBAL: I do have a recognition, but I don't have any new constituent concerns but I do have a recognition. I'd like to – we didn't have the

veterans recognition on the agenda today but I'd like to recognize Lee Eusebio Naranjo. He was in the Korean War from 1950 to 1953 and was transferred to the reserves in 1953 to 1959. He had eight years of service. During that time he achieved the rank of corporal, E-4 and also got the combat infantry badge, Korean Service Medal, three Bronze Service Stars and the UN Service Medal.

He was actually born in Guadalupita, New Mexico and went to school at West Las Vegas High School and graduated in 1949 before he was drafted in 1950. After he returned to New Mexico he worked for 29+ years at Los Alamos National Laboratory in the weapons program and received an award of excellence for his loyal dedication and service.

He was very close with his mother and actually his mom passed away on February 27, 1994 and kind of a weird situation where he actually passed away February 27, 2016, which was the same date 22 years later and around the same hour. So I just want to recognize him. He was a man of high ethics and virtue and I would like to thank him for his service. Thank you.

CHAIRMAN CHAVEZ: Thank you, Commissioner Roybal, and I don't know if it would be appropriate, even though he's deceased, but maybe you could have staff draft a proclamation to present to the family from Santa Fe County.

COMMISSIONER ROYBAL: I'll do that.

CHAIRMAN CHAVEZ: On behalf of veterans I do want to expand on your theme a little bit, Commissioner Roybal. On March 4<sup>th</sup> the North Central Regional Transportation District Board approved Resolution 2016-08, Veteran Fare-Free on Fare Service Routes. North Central RTD operates predominantly fare-free service so these fare service routes, the fare-free will apply to the Taos Express on Saturday and Sunday. The Santa Fe Mountain Trail Route, Saturday and Sunday including holidays, when that's in service, a 15-mile radius of Espanola Transit Center demand-response Monday through Friday and Pojoaque High School demand-response during the school year.

So these four routes, which are fare-based will be free to veterans. What they will do is present either the veteran's card or their driver's license that identifies them as a veteran and that's enough for our bus drivers to allow them on those routes for free.

So we want to do as much as we can for our veterans, day in and day out, not only on our Commission meetings through proclamations.

Other news on the North Central Regional Transportation District, there's a six-month pilot program that will be implemented in the La Cienega and La Cieneguilla area to gauge and assess a long-term viability of a transit route in that area. It was originally envisioned as a weekday commuter route but due to overwhelming public input there's a suggested focus on essential service access like access to medical doctors and hospitals or education.

So during the planning stages of this pilot route the question about weekend special events also arose and we're looking into the possibility of weekend special event transit service that would be a component of the La Cienega six-month pilot route and that would accommodate two weekend events at Rancho de las Golondrinas. So that's an update on transit and special accommodation for veterans.

Madam Clerk, do you have anything at this time you want to share with us?

GERALDINE SALAZAR (County Clerk): Yes. Chair Chavez, Commissioners, I'd like to inform you that we have completed assisting three elections – the Santa Fe School Board election, the Edgewood election and also the City of Santa Fe election. Now we venture into the primary election, June 7<sup>th</sup>. We are preparing, in fact we prepare months and months and months ahead of time, and then eventually we will be working on the general election in November of 2016.

Total for this year we will have five elections. My staff is working very hard. They are diligently checking statutes, performing their duties and doing an excellent job and I commend them for their hard work that they perform every day to assist voters and the citizens of Santa Fe County. Thank you.

CHAIRMAN CHAVEZ: Thank you. So Manager Miller, did you have anything else at this time before we go to Matters from the County Attorney?

MS. MILLER: Mr. Chair, no. I think that was everything.

CHAIRMAN CHAVEZ: Mr. Flores, did you have anything? Going once, going twice.

## **VII. MATTERS FROM THE COUNTY ATTORNEY**

### **A. Executive Session**

#### **1. 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 the Following:**

- a. Santa Fe Film and Media Studios, Inc. and La Luz Holdings, LLC**
- b. Rights-of-Way for County Roads**
- c. Buckman Direct Diversion Structure Issues**
- d. Bulk Water Service Agreement Concerning Las Campanas Water and Sewer Cooperative**

CHAIRMAN CHAVEZ: It seems that we have a need to go into executive session.

MR. SHAFFER: Yes, Mr. Chair, and that would be pursuant to Section 10-15-1(H)(7) NMSA 1978, and 10-15-1(H)(8) NMSA 1978 authorizing a closed session to discuss threatened or pending litigation in which Santa Fe County is or may become a participant, as well as the purchase, acquisition or disposal of real property or water rights. And the specific items to be discussed are listed on the agenda, being Santa Fe Film and Media Studios, Inc. and La Luz Holdings, LLC, rights-of-way for County roads, Buckman Direct Diversion structure issues and bulk water service agreement concerning Las Campanas Water and Sewer Cooperative.

CHAIRMAN CHAVEZ: So do I hear a motion to go into executive session?

COMMISSIONER STEFANICS: Mr. Chair, I move that we go into

executive session for the purposes stated.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: We have a motion and a second.

**The motion to go into executive session pursuant to NMSA Section 10-15-1-H (7 and 8) to discuss the matters delineated above passed by unanimous roll call vote as follows:**

Commissioner Anaya	Not Present
Commissioner Chavez	Aye
Commissioner Holian	Not Present
Commissioner Roybal	Aye
Commissioner Stefanics	Aye

CHAIRMAN CHAVEZ: Do we need to let the public know how long we'll be in executive session? Do we want to estimate a time?

MR. SHAFFER: I would think approximately an hour, Mr. Chair.

CHAIRMAN CHAVEZ: Okay. So we'll be in executive session for about an hour and then we'll come back and reconvene and then we have concluding business.

[The Commission met in closed session from 4:28 to 6:23.]

CHAIRMAN CHAVEZ: So we now need a motion to come out of executive session.

COMMISSIONER STEFANICS: I'll make the motion to come out of executive session where we discussed threatened or pending litigation regarding Santa Fe Film and Media Studios, rights-of-way for County roads, Buckman Direct Diversion and the bulk water service agreement.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: So there's a motion and a second to come out of executive session.

**The motion passed by unanimous [3-0] voice vote.** [Commissioner Anaya was not present for this action.]

**VI. B. Buckman Direct Diversion Board Contingency Fund Policy**  
*[Exhibit 3:BDD Board Contingency Fund Policy]*

CHAIRMAN CHAVEZ: So we have one action item and at this time I would like to make a motion regarding the Buckman Direct Diversion Board contingency fund policy. And at this time I move to deny the contingency policy fund and state that at this time the Board of County Commissioners feels that there is not a need for a separate

contingency fund. In addition, we also feel that legal expenses are covered by and should be apportioned according to the parties' existing agreements and included in the BDD's annual operating budget. So that would be my motion.

COMMISSIONER ROYBAL: I'll second.

CHAIRMAN CHAVEZ: There's a motion and a second. Any further discussion? Seeing none.

**The motion passed by unanimous [3-0] voice vote.** [Commissioner Anaya was not present for this action.]

#### VIII. CONCLUDING BUSINESS

- A. Announcements
- B. Adjournment


Upon motion by Commissioner Roybal and second by Commissioner Stefanics, and with no further business to come before this body, Chair Chavez declared this meeting adjourned at 6:45 p.m.

Approved by:

  
Board of County Commissioners  
Miguel Chavez, Chair

  
TESTED TO:  
GERALDINE SALAZAR  
SANTA FE COUNTY CLERK

Respectfully submitted:


  
Karen Farrell, Wordswork  
453 Cerrillos Road  
Santa Fe, NM 87501



COUNTY OF SANTA FE           )  
STATE OF NEW MEXICO       ) ss

BCC MINUTES  
PAGES: 47

[ Hereby Certify That This Instrument Was Filed for  
Record On The 13TH Day Of April, 2016 at 01:14:23 PM  
And Was Duly Recorded as Instrument # 1791095  
Of The Records Of Santa Fe County

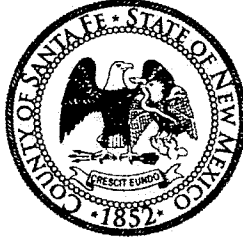
Witness My Hand And Seal Of Office  
Geraldine Salazar  
Deputy  County Clerk, Santa Fe, NM

FILED  
CLERK  
RECORDED  
APR 13 2016

**Henry P. Roybal**  
*Commissioner, District 1*

**Miguel M. Chavez**  
*Commissioner, District 2*

**Robert A. Anaya**  
*Commissioner, District 3*



**Liz Stefanics**  
*Commissioner, District 5*

**Katherine Miller**  
*County Manager*

DATE: February 29, 2016

TO: Santa Fe County Board of County Commissioners

FROM: Miguel M. Chavez, County Commissioner, District 2

VIA: Katherine Miller, County Manager

RE: **A Proclamation Proclaiming the Month of March as Certified Government Financial Managers Month. (Commissioner Chavez)**

SFC CLERK RECORDED 64/13/2816

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### **Background and Summary**

AGA is a member organization for financial professionals in government. AGA was founded as the Federal Government Accountants Association (FGAA) by Robert W. King and a group of federal government accountants on September 14, 1950. The Association expanded in 1975 to include state and local government finance professionals and the organization's name was changed to the Association of Government Accountants (AGA).

AGA's mission is to foster learning, certification, leadership and collaboration for professionals and stakeholders committed to advancing government accountability.

### **Staff Recommendation**

It is recommended that this proclamation be passed in order to support the initiatives of the Association of Government Accountants (AGA). Passage would highlight the training that Santa Fe County employees attend regarding financial practices as well as the outstanding accolades that Santa Fe County has received for its financial methods.



## SANTA FE COUNTY PROCLAMATION

### A PROCLAMATION ACKNOWLEDGING THE MONTH OF MARCH, 2016 AS CERTIFIED GOVERNMENT FINANCIAL MANAGER MONTH

**WHEREAS**, the Albuquerque and the New Mexico Chapters of the Association of Government Accountants (AGA) are professional organizations; and

**WHEREAS**, the Association of Government Accountants has a network of over 14,074 members in 100 Chapters in the United States and around the world; and

**WHEREAS**, there are approximately 369 active members representing state, federal, municipal and private sector accountants, auditors, and financial managers in New Mexico; and

**WHEREAS**, the AGA's Albuquerque and New Mexico Chapter members have responded to the AGA's mission of advancing government accountability, as they continue their broad educational efforts, with emphasis on high standards of conduct, honor, and character through adherence to its Code of Ethics;

**WHEREAS**, the AGA's Albuquerque and New Mexico Chapter members are making significant advances in professional ability and in service to the citizens of New Mexico by mastering increasingly technical and complex accounting and finance requirements; and

**WHEREAS**, the Certified Government Financial Manager (CGFM) program of the AGA provides a means of demonstrating professionalism and competency by requiring CGFM candidates to have appropriate educational and employment history; abide by the AGA's Code of Ethics; pass three examinations requiring expertise in a government environment, governmental financial management and control, governmental budgeting; and maintain certification by completing at least 80 hours of continuing professional education in governmental financial management topics or related technical subjects every two years.

**NOW THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Santa Fe County hereby proclaims the month of March as:

**"Certified Government Financial Manager (CGFM) Month"**

**APPROVED, ADOPTED AND PASSED** this 8<sup>th</sup> day of February, 2016.

**BOARD OF COUNTY COMMISSIONERS**

\_\_\_\_\_  
Miguel M. Chavez, Chairman

**Attest:**

\_\_\_\_\_  
Geraldine Salazar, Santa Fe County Clerk

**Approved as to Form:**

\_\_\_\_\_  
Gregory Shaffer, County Attorney



# Board of County Commissioners

Preliminary Budget Information – FY 2017 Budget

March 8, 2016



# FY 2017 Budget Preparation Calendar

FY 2017 BUDGET PREPARATION CALENDAR

SUN	MON	TUE	WED	THUR	FRI	SAT
21-Feb	Budget Kick-Off	23 BOC Meeting	24	25	26	27
28	29	1-Mar	2	3	4	5
6	7	8	9	10	HR IT, Vehicle Requests Due	12
13	14	15 BOC Meeting	16	17	Budget Requests Due	19
20	21	22	23	24	25	26
27	28	29 BOC Meeting	30	31	Good Friday 1-Apr	2
3	4	5	6	7	8	9
10	Hearings	12 BOC Meeting	13 Hearings	14 Hearings	15 Hearings	16
17	Hearings	18 Hearings	19 Hearings	20 Hearings	22	23
24	25	26	27	28	29	30
1-May	2	3 BOC Meeting	4	5	6	7
8	9	10 BOC Meeting	11 Interim Budget due for packet	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31 BOC Approves FY17 Interim Budget	1-Jun Budget Due	2	3	4
5	Memorial Day 6	7	8	9	10	11
12	13	14 BOC Meeting	15 Final Budget due for packet	16	17	18
19	20	21	22	23	24	25
26	27	28 BOC Approves Final Budget	29	30	1-Jul	2
3	4	5	6	7	8	9
10	11	12 BOC Meeting	13 4Q Report due for packet	14	15	16
17	18	19	20	21	22	23
24	25	26 BOC Approves 4th Quarterly	27	28	29	30
31	1-Aug Budget & 4Q Report Due to DFA	2	3	4	5	6
BUDGET INFO		BOC MEETINGS				

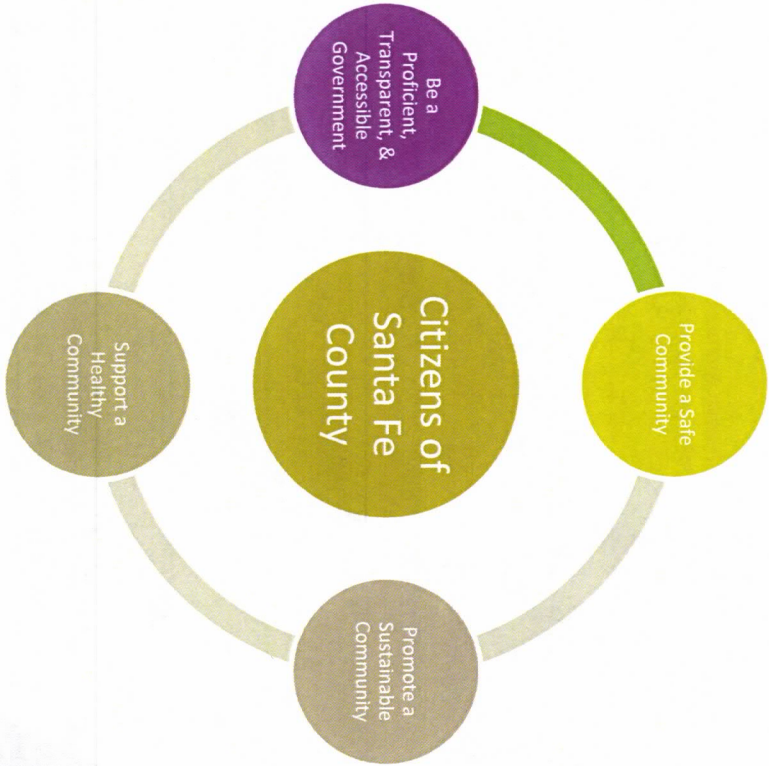
Proposed BCC  
Budget Study  
Sessions



# Status of Results-Based Accountability Project

During FY 2016:

- ✓ New BCC resolution passed to memorialize population goals and include Elected Offices in the performance budgeting requirement.
- ✓ Results-based accountability training was conducted.
- ✓ Program inventories being conducted and documented.
- ✓ Performance measures being established for each and Scorecard reporting mechanism being developed for each Department and Office.





# Budget Threats

- Unfolding economic downturn as a result of the decline in oil and gas prices.
- Legislation passed in 2013 became effective on July 1, 2015 which reduces the amount of hold harmless received by local governments by 6%-7% each year until eliminated (approximate impact in FY 2017 is \$454K across various funds).
- Increased premiums and deductibles for multi-line and law enforcement liability insurance.
- Unfunded State mandates.

- Continuing uncertainty about Federal Payment in Lieu of Taxes - PILT (approximately \$675K).
- The State of NM will increase health insurance premiums again for FY 2017, percentage increase is unknown at this time.
- Fairly stagnant property tax valuations, resulting in flat property tax estimate.
- Flat or very minimal growth in gross receipts tax revenue anticipated. ***The next couple of months will tell if this threat becomes a DECLINE in gross receipts tax revenue.***



# Budget Direction from DFA

*In their annual budget memo, the Local Government Division of DFA made the following recommendations "in light of the challenges presented by the state of New Mexico's economic downturn:"*

- Adopting an applying formal policy that strictly disallows recurring expenditures from cash balances and non-recurring revenues.
- Implementing an immediate freeze on all current vacant employee position (excluding health and public safety).
- Implementing an immediate freeze on all employee salaries (excluding union contractual obligations).
- Implementing an immediate freeze on any new non-essential contracts that affect the general fund.
- Discontinue the practice of providing funds to any non-profit organizations that are not tied to a legislative appropriation.
- Re-evaluating all revenues while being cognizant of any legal, statutory or governmental accounting standard restrictions of use.

# Current Budget Assumptions

- Property taxes will remain flat at \$42.2 million (general fund)
- Gross receipts taxes will remain flat at \$40.9 million (across various funds)
- Health Insurance premiums increase of 10%
- Workers Compensation, Multi-Line and Law Enforcement Liability premiums increase of 25%
- Increased deductibles for the Multi-Line and Law Enforcement Liability insurance.
- Increase of costs of inmate agency nurses, food service, electronic monitoring costs.
- Costs associated with implementation of the SLDC.



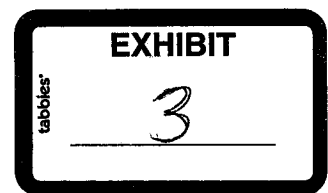
# Next Steps

- Discuss with Commission budget priorities.
- Budget requests from departments and offices to be turned in this month.
- Committees established to review requests for fixed asset renewal and replacement items, projects, requests for FTEs. These committees will review requests and meet with departments and offices to discuss. The committees will make recommendations to CMO & Finance to present to the Commission.
- Budget hearings will be held with departments and offices to discuss budget requests.
- Hold budget study sessions.
- Develop a conservative FY 2017 budget.



Buckman Direct Diversion Project

A joint regional project of the City of Santa Fe and Santa Fe County to build a reliable and sustainable water supply.



## **Buckman Direct Diversion Board Contingency Fund Policy**

### Purpose

In alignment with the BDD Project intergovernmental agreements and in order to secure resources for the BDDB's pursuit of claims and possible participation in litigation, the BDDB wishes to establish a Contingency Fund to cover litigation fees and expenses related to the Buckman Direct Diversion Structure.

The Contingency Fund will be funded by the BDDB partners.

The purpose of this policy is to set forth how the fund will be initially funded and the process for adding additional contributions to the fund, how to obtain access to the funds, and how the Contingency Fund will be replenished once the funds had been utilized.

### Funding

The Contingency Fund shall be initially funded in the amount of One Million Dollars (\$1,000,000.00), for fiscal year 2015/2016. Additional amounts added to the fund will be made by the BDD partners as part of the regular, yearly budget process (or more frequently if necessary) for so long as it is determined that the Contingency Fund is necessary and advisable. The partners will contribute to the Contingency Fund according to the same percentages contributed to the construction of the Buckman Direct Diversion Project as follows:

City of Santa Fe:	47%
Santa Fe County:	47%
Las Campanas:	6%

### Restrictions

The Contingency Fund shall be designated as a restricted special revenue fund. Expenditures shall be made in accordance with this policy and billed to our partners for reimbursement. The implementation of this policy is dependent on each respective governing body's approval of the policy by no later than May 31, 2016.

### Interest Income, Budgeting, and Expending the Contingency Fund

All funds will be monitored by the BDD Financial Manager and may earn interest income on cash balances. The Board will recommend yearly, as part of its budget process or more frequently during the year, as may be required, the contributions to be made by the partners to the Contingency Fund.

All funds shall be budgeted and expended in accordance with the policies and procedures established in the Project Management and Fiscal Services Agreement and the BDD Working Capital and Billing Policy.



SFC CLERK RECORDED 64/13/2816