

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

March 29, 2016

I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:00 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
 Commissioner Robert A. Anaya
 Commissioner Kathy Holian
 Commissioner Liz Stefanics

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Adam Bailey, the State Pledge by Missy Anaya and the Moment of Reflection by Dottie Vigil of the Finance Department.

F. Approval of Agenda

1. Amendments

2. Tabled or Withdrawn Items

CHAIRMAN CHAVEZ: Are there any changes from staff at this time?

TONY FLORES (Deputy County Manager): Thank you, Mr. Chair. I'll pinch hit for the County Manager. On the amended agenda that was published on Friday, we've added on page 2, item III. B. 6, Consideration of proposed resolution to support the management strategy for a segment of the Santa Fe River between the Santa Fe

Wastewater Treatment Plant and Boca del Cañon.

On page 3, Mr. Chair, we've added agenda item IV. A. 1, which is the discussion and the determination that Santa Fe Film, the Media Studios, Inc. has satisfied its economic development goals. On page 4, Mr. Chair, under item VII. Matters from the County Attorney, we've added item A. 1. a, b, c, d, e, f, which are dealing with threatened or pending litigation in which Santa Fe County is or may become a participant in, and we've also added item VII. B, which is an action item, potentially with respect to threatened or pending litigations in which Santa Fe is or may become a participant discussed in executive session. With that, Mr. Chair, those are the only changes to the amended agenda.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I would like to make a couple of amendments related to the amended agenda items, items III. B. 6. a and b. I will just note that the agenda was amended but the resolutions themselves were not available to the public, I believe, until yesterday or today. And this is a very complex and controversial topic. I have many, many questions. I am really not ready to move forward on these at all. I'm even not really ready to discuss them at this time. So I would move to indefinitely table item III. B. 6. a and to table III. B. 6. b until the end of June meeting.

COMMISSIONER STEFANICS: Second.

CHAIRMAN CHAVEZ: There's a motion and a second to postpone to a date specific resolutions supporting joint efforts to plan and implement a holistic management strategy for the segment of the Santa Fe River between the Santa Fe Wastewater Treatment Plant and the Boca del Cañon to include riparian wildlife and streamflow management. So there's a motion and a second. Any further discussion? Seeing none.

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

CHAIRMAN CHAVEZ: Moving on on the agenda, we also have presentations, VI. B. 2, 3, 4, 5 and 6, and I'd like to amend the agenda so that we do those presentations at the front of the agenda.

COMMISSIONER HOLIAN: Mr. Chair, with that, I make a motion for approval of the amended agenda.

COMMISSIONER STEFANICS: I'll second with the presentations coming first.

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

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

I. G. Approval of Minutes

1. Approval of February 23, 2016, Board of County Commissioners Meeting Minutes

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I would move approval of February 23, 2016 Board of County Commissioners meeting minutes.

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

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: Are there any changes from staff on those minutes? Okay, there's a motion and a second.

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

H. Employee Recognitions

1. Recognition of Years of Service for Santa Fe County Employees for March 2016

MR. FLORES: Thank you, Mr. Chair. I'll be brief. As we know, in July of 2014 we initiated a years of service recognition program. This program recognizes employees on a monthly basis who have completed years of service in five-year increments. We recognize and realize the importance of not only our employees but also our retention of our employees and we always at this point in time like to express our appreciation to those employees who contribute to the County team.

For the month of March the following employees have met those years of service points. We have Mr. Eric Serna from our Public Safety Department in medical services. He hit his five years of service mark. Mr. Justin Gonzales, also of Public Safety, RECC, he met his years of service mark of five years, as did Anna Perez of Public Safety of the Adult Facility. Jacqueline Lopez of the Adult Facility. They both met their ten-year service.

Mr. James Dennison met his ten years of service for our Public Works, Road Maintenance Office. Ms. Gurule from our Legal Department, ASD Administration has met her 20 years of service at Santa Fe County. And at this time, Mr. Chair, I'd ask for a round of applause for those team members for those years of service.

CHAIRMAN CHAVEZ: And Mr. Flores, if it means anything, please extend my personal thank you and gratification for our County employees who dedicate their time and effort to County government.

MR. FLORES: Thank you, Mr. Chair. I will do that.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you very much. I'd really like to continue to acknowledge these employees for their longevity and sharing their skills and their time and their dedication to Santa Fe County and I know that they are providing

some modeling and mentoring to other employees. Thank you very much.

CHAIRMAN CHAVEZ: Any other comments? Okay. Thank you.

VI. B. Presentations

2. Presentation on the Amtrak TIGER Grant

COMMISSIONER STEFANICS: Thank you, Mr. Chair. With us today we're pleased to have Mr. Richard "Rick" Klein, who is the city manager from La Junta, Colorado – please come forward – and he is presenting on the Amtrak TIGER grant. I'd like to welcome you to Santa Fe County. I believe this might be your first formal presentation to us. And Commissioners, we participated in a very small way in supporting the Amtrak TIGER grant last year and providing, I believe, \$25,000. And so Mr. Klein is here to talk about what's going on and the future. So the floor is yours. Thank you.

RICHARD KLEIN: Great. Thank you. And first thank you for your service to the great state of New Mexico. About five years ago we were all approached by Amtrak saying that they were going to discontinue the Southwest Chief, which is Amtrak's train that goes from Chicago to Los Angeles, California. And so the groups of cities and counties along the route banded together and we've been successful in the last five years of whittling the \$100 million needed in rail improvements down to \$38 million.

Now, we got that from \$100 million down through two TIGER grants, and one came through Garden City, Kansas and the other one, TIGER 7, the City of La Junta is the applicant. So I'm here for TIGER 8. But before I give you TIGER 8 let me bring you up to – because you were a part of TIGER 7 and let me tell you where we're already in the process. We have been dealing with the Federal Railroad Administration, Burlington Northern, Amtrak, State of Colorado, State of Kansas and the State of New Mexico, on our contracts, our scope of work, our business plans and we're about ready to submit that in.

And in New Mexico, for TIGER 7, it will be just like what we're going to do for TIGER 8. New Mexico has 22.5 miles of DOT owned rail that is run here in Santa Fe County down by Lamy. And what they did with TIGER 7 is replaced every third rail and upgraded the ballast. So that replaced 19,000 ties and 47,000 tons of ballast. And that work is starting to take off this summer for the next couple of years.

So with TIGER 8 we've been dealing with the Burlington Northern Santa Fe and State of New Mexico and it's the same program. What we would like is a match, just like last year, and it was \$12,500 to match with Burlington Northern Santa Fe's \$3 million, Amtrak's \$4 million and it looks like right now with the three states and the State of New Mexico is looking at putting that in their budget right now while I've been in conversations with the Highway Commission, Ron Smites and Frank Sharpless.

So what will that do? That will do the same thing. They'll start replacing some of the other ties and they'll work on the siding down there. They'll bring that whole section back up to a passenger rail standard. We are shooting right now for the \$30 to \$33 million out of the \$38 million. We also – will there little bit of TIGER 9? Yes. But we're right

now working with the City of Pueblo and Amtrak to see about a stop in Pueblo that would be a through train that you could get off in La Junta, go up to Pueblo and then come back. But that will be down. But this should take care of all the New Mexico portion.

I'd stand for questions.

CHAIRMAN CHAVEZ: Commissioner Stefanics, I want to thank you for bringing this to our attention. I know we did discuss this at MPO and we were all concerned about losing this section of the Amtrak Southwest, the section of track that carries the Amtrak's Southwest Chief. That Southwest Chief is really one of our icons in transportation. And so I want to again thank Commissioner Stefanics for bringing this to our attention and it's critical, because we're talking about three states, Kansas, Colorado and New Mexico. So those three states – it was important that we kept that section of track intact and it sounds like we're doing that. There was a time when we thought that was going to slip away.

MR. KLEIN: Yes, sir. And this last February Senator Corey Gardner invited me out to represent all the long-distance train out of Washington, DC. And what I learned out there is we're very unique. We are the only grassroots organization that is doing this type of effort and if you read the fast track, the fast act and its new transportation bill and you'll see that they must have been looking at our coalition on how we did it, because that's exactly what they'd like to see for future TIGER grants is the regional cooperation. And it was not lost on me that eyes and ears of Washington and these Senators are upon us. They want to see how we finish this endeavor off because they want to do it in their states.

CHAIRMAN CHAVEZ: Good. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. Now, I do want to put out my personal belief that the federal government and Amtrak have the responsibility to handle this. But since everybody was not stepping up to the plate it was obvious that communities, local communities and states had to do something. But the real champion of this is County Commissioner Bill Sauble from Colfax County who has carried the torch to the Association of Counties, to the MPO, to our County Commission and so I can't really take the credit for this, and Bill probably calls me – County Commissioner Bill Sauble County Commissioner calls me once a week on this topic. So he is very, very dedicated. Thank you.

CHAIRMAN CHAVEZ: Any other comments? Well, Mr. Klein, thank you for being here and send my regards to our neighbors in southern Colorado.

MR. KLEIN: I sure will.

CHAIRMAN CHAVEZ: County of Conejos. Thank you.

KATHERINE MILLER (County Manager): Mr. Chair, I didn't know if – sorry I missed the first part of the presentation but I didn't know if it did come up. I did receive a letter today from Mr. Sauble, Commissioner Sauble, requesting that the County or all the local governments that have previously made a match for the last TIGER grant, if we would be willing to put up another match for the next round of funding of about \$12,500, and we are planning for that in the budget. So I just wanted to let you know that we would bring that forward during the budget time.

CHAIRMAN CHAVEZ: Thank you.

VI. B. 3. Approval and Presentation of a Proclamation Proclaiming the Day of April 5, 2016, as County Recognition Day for National Service

CHAIRMAN CHAVEZ: And on these proclamations, I'm going to ask all of the Commissioners to read them in because even though there may be one of our names as a sponsor we really try to work as a team up here to benefit our community. So this is a recognition for National Service Day, and I'll give you a little bit of background.

The nation's mayors and county officials are increasingly turning to national service as a cost-effective strategy to address local challenges. By unleashing the power of citizens Americorps and Seniorcorps programs have positive and lasting impact, making our cities and counties better places to live. So the proclamation reads, a Santa Fe County proclamation proclaiming the day of April 5, 2016 as County Recognition Day for National Service.

Whereas, service to others is a hallmark of the American character, and central to how we meet our challenges; and

COMMISSIONER ROYBAL: Whereas, the nation's counties are increasingly turning to national service and volunteerism as a cost-effective strategy to meet their needs; and

COMMISSIONER STEFANICS: Whereas, AmeriCorps and Senior Corps participants participate in national service and address pressing challenges facing our communities, from educating students for the jobs of the 21st century and supporting veterans and military families, to providing health services and helping communities recover from natural disasters; and

COMMISSIONER HOLIAN: Whereas, national service expands economic opportunity by creating more sustainable, resilient communities and providing education and developing career skills and leadership abilities for those who serve; and

CHAIRMAN CHAVEZ: Whereas, AmeriCorps and Senior Corps participants serve in more than 50,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

COMMISSIONER ROYBAL: Whereas, national service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

COMMISSIONER STEFANICS: Whereas, national service represents a unique public-private partnership, investing in community solutions and leveraging non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

COMMISSIONER HOLIAN: Whereas, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

CHAIRMAN CHAVEZ: Whereas, the Corporation for National and

Community Service shares a priority with county officials and mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, National Association of Counties, Cities of Service, and mayors and county officials across the country, in recognition of National Service Recognition Day on April 5, 2016.

COMMISSIONER ROYBAL: Now therefore, be it resolved, that the Board of County Commissioners of Santa Fe County hereby proclaims April 5, 2016, as National Service Recognition Day, and encourages residents to: 1) Recognize the positive impact of national service in our county; 2) Thank those who provide volunteer service; and 3) Find ways to give back to their communities.

Approved, adopted, and passed on this 29TH day of March, 2016 by all County Commissioners, the County Manager, the County Attorney and the County Clerk.

CHAIRMAN CHAVEZ: Thank you all for that and I want to thank the teams for sitting through this. This is part of your civics class. But you're next.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER STEFANICS: Shall we pass it first?

CHAIRMAN CHAVEZ: I think we should and then we'll have some discussion.

COMMISSIONER STEFANICS: I'll move for approval.

COMMISSIONER HOLIAN: Second.

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

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

CHAIRMAN CHAVEZ: So the proclamation is now formal. Refresh my memory. I think that Community Services is going to have us read this at another event, but I'll try to work on that going forward.

COMMISSIONER STEFANICS: So Mr. Chair, I was just going to say next week we have the Senior Volunteer Appreciate Day between the City and the County. I believe that's Tuesday. Then next week we have the dental fair. I believe it's set up on Thursday, Friday, Saturday is the services. All of those activities are seeking volunteers.

CHAIRMAN CHAVEZ: So I think you and I are supposed to read the proclamation at one of those events. Is someone from Community Services here? Patricia?

COMMISSIONER STEFANICS: I'm going to be at both events so I'm happy to participate.

COMMISSIONER HOLIAN: I think, if memory serves me right that we are to take this proclamation and read it at one of those events.

PATRICIA BOIES (Community Services): Mr. Chair, Commissioners, I do not have on a schedule when that proclamation will be read so happy to see that it's done.

CHAIRMAN CHAVEZ: Okay, well, why don't you coordinate that will

Commissioner Stefanics. Or Tony will coordinate that, so we'll make that happen.

MS. BOIES: Okay.

CHAIRMAN CHAVEZ: Good.

VI. B. 4. Approval and Presentation of a Proclamation Establishing the Day of March 30, 2016, as Española Valley Sundevil Basketball Team Day

CHAIRMAN CHAVEZ: I also want to mention that we have from McCurdy, we have the McCurdy athletic director, Eric Vigil and Capital head coach, Ben Flores. Are the two of you here? Would you please come front and center. Okay, so we're going to start reading the proclamation. We're going to do the Española Valley Sundevil Basketball Team Day first. The proclamation reads: Santa Fe County Proclamation, proclaiming the day of March 30, 2016 as Española Valley Sundevil Basketball Team Day.

Whereas, the Española Valley Varsity Boys Basketball Team's 2015/2016 season with a 24-9 record, was outstanding with an impressive Class 5A Boys State Championship victory over the Capital High School Jaguars; and

COMMISSIONER ROYBAL: Whereas, the Sundevils came from behind in the last seconds of the championship game to win 36-34; and

COMMISSIONER STEFANICS: Whereas, the Española Valley Varsity Boys' Basketball Team was led throughout this season by their Head Coach, Richard Martinez. Coach Martinez was joined by Assistant Varsity Coaches Ray Romero, Eric Martinez, Richie Martinez, Ernest Salazar, Danny Tidwell-Sandoval, James Branch, and Felipe Gomez.

CHAIRMAN CHAVEZ: I apologize. I have a correction to make. It's the Española athletic director, Eric Vigil, not McCurdy. I apologize. Go ahead.

Whereas, the Española Valley Varsity Boys' Basketball Team consists of players Jorge Talamantes, Elias Archuleta, Isaiah Vigil, JP Sena, Marcos Flores, Justino Rascon, Brandon Bustos, Damian Serrano, Cameron Martinez, Joshua Salazar, Uriah Arellano, Christian Fernandez, Azaziah Salazar, Luis Herrera, James Archuleta, and Leo Pacheco; and

COMMISSIONER ROYBAL: Whereas, the County of Santa Fe is very proud of these young men for the first-class manner in which they represented the Santa Fe County community by showing great respect for their coaches, opposing players and fans, a blue-collar work ethic, and the love of the game, along with their enthusiasm, sportsmanship, and exhaustive practice sessions that made them the champions they are today; and

COMMISSIONER STEFANICS: Whereas, the Santa Fe County Board of County Commissioners wishes to recognize the accomplishments and contributions of the citizens involved with the Española Valley High School Sundevil Basketball Team.

CHAIRMAN CHAVEZ: Now therefore, be it resolved, that the Board of County Commissioners of Santa Fe County hereby proclaims the day of March 30, 2016, as Española Valley Sundevil Basketball Team Day. Congratulations. And I want to also

thank staff for all the work that they did to put these proclamations together. It's again, really a team effort. We all do our part, but we want to recognize your efforts and the contributions that you've made. I hope the proclamations captures most of it but I know that Commissioner Roybal and others have some comments that they would like to share with you at this time. So Commissioner Roybal.

COMMISSIONER ROYBAL: Yes. I'd like to say that it gives me great pleasure and honor to be here today to recognize these young athletes for their accomplishments both to Capital High School and Española Sundevils. There are not that many people that can say that they are state champions or that they have competed at a state championship game. It takes an incredible amount of dedication, commitment, heart and love of the sport to achieve a goal like this. I commend the coaches and players for achieving this goal. I see a couple of players here that I do recognize. Luis Herrera, Isaiah Vigil, Brandon Bustos, and Elias Archuleta.

I'd also like to say to Elias that your grandfather would be proud today. He would be proud today. He was a great man and he was known to Santa Fe County as Sheriff Elias Valdez.

I would also like to say congratulations to all of you again and remind you to reflect on this achievement to guide you through life, remembering that you can accomplish anything you put your mind to. And last but not least, parents. Your time, commitment and encouragement has been the strong foundation these athletes have had and will have to succeed now and in the future. Thank you and congratulations again.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I'd like to thank the coaches and the players for their outstanding work, and it takes dedication from an entire group, not just one or two people. Thank you very much.

CHAIRMAN CHAVEZ: Commissioner Holian, did you have any comments at this time.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I missed reading the proclamation although I did read it on my own, and I just want to say congratulations. Great work. I know it's a lot of hard work to accomplish this and I think you should be very, very proud of yourselves. Thank you.

CHAIRMAN CHAVEZ: So the Clerk has signed your proclamation and given it the official seal. We want to come down and present that to you and your team and take some photographs before you leave. Do you have any comments at this time for us? The podium is yours.

RICHARD MARTINEZ: Mr. Chair, fellow Commissioners, on behalf of the Española Valley we'd like to thank you for this honor. To the Capital High School Jaguars, congratulations on a tremendous season. We had a lot of great ballgames against you guys. It was a tremendous state tournament and again, from the bottom of our heart, thank you guys for inviting us over here. We appreciate it. Thank you.

CHAIRMAN CHAVEZ: We want to really compliment you because it's not often – sometimes we focus too much on the negative side of society. Now we have something positive that we can focus on and as Commissioner Roybal mentioned earlier, let's build on this. Thank you.

[Photos were taken.]

VI. B. 5. Approval and Presentation of a Proclamation Establishing the Day of March 31, 2016, as Capital Jaguars Basketball Team Day

CHAIRMAN CHAVEZ: We're now going to read the proclamation. This is Santa Fe County Proclamation proclaiming the day of March 31, 2016 as Capital Jaguars Basketball Team Day.

Whereas, the Capital High School Boys Basketball Team's 2015/2016 season with a 27-5 record, was outstanding with an impressive Class 5A Boys State Championship appearance, taking home second place; and

Whereas, the Capital Jaguars earned the District 2-5A tournament Championship; and

COMMISSIONER STEFANICS: Whereas, The Capital High Varsity Boys Basketball Team was led throughout this season by their Head Coach Ben Gomez. Coach Gomez was joined by Head Assistant Varsity Coaches Benji Lucero and Assistant Varsity Coaches, Head Assistant Benji Lucero, Bryan Mirabal, Johnny Bowles, and Johnny Glaze; and

COMMISSIONER ROYBAL: Whereas, The Capital High Varsity Boys Basketball Team consists of players Tyler Alarid, Jeremy Anaya, Jerome Arroyos, Isaiah Brooks, Kevin Brown, Eric Coca, Luis Garcia, Bryan Garcia, Augustine Larranaga, Paul Montoya, Anthony Salcido, Matt Smith and Marcos Vargas; and

COMMISSIONER HOLIAN: Whereas, the County of Santa Fe is very proud of these young men for the first-class manner in which they represented the Santa Fe County community by showing great respect for their coaches, opposing players and fans, a blue-collar work ethic, and the love of the game, along with their enthusiasm, sportsmanship, and exhaustive practice sessions; and

CHAIRMAN CHAVEZ: Whereas, the Santa Fe County Board of County Commissioners wishes to recognize the accomplishments and contributions of the citizens involved with the Capital High School Basketball Team.

Now therefore, be it resolved, that the Board of County Commissioners of Santa Fe County hereby proclaims the day of March 31, 2016, as Capital High School Jaguars Basketball Team Day. So congratulations to Capital Jaguars. And I know that sometimes Capital High maybe gets the bum rap once in a while, but again, we're here to focus on a positive and build on that, so I would say congratulations to the team, to the coach, to the families and to the whole school community for your efforts. Coach, the mic's yours if you want to add anything, please.

BEN GOMEZ: Commissioners, I just want to thank you so much for honoring this team. They put a lot of hard word so thank you so much for this honor. Thank you.

[Photos were taken.]

VI. B. 6. Approval and Presentation of a Proclamation Honoring the Life of Dale Ball

COMMISSIONER HOLIAN: Thank you, Mr. Chair. May I ask who is here for the Dale Ball presentation? Could we have a show of hands? And let me ask, if anybody's here as a spokesperson, whether anybody else is going to be coming, because if so we can put this off for a little while. You don't think so? Okay. Then we will go forward with this.

First of all, I would just like to say to begin with is that my sympathy really goes out to Dale Ball's family and many, many friends. He did so much for our community to protect open space by founding the Santa Fe Conservation Trust, which is an absolutely incredible organization, and to help people enjoy and experience our open space with the Dale Ball Trail System, which I was just astounded to learn is actually now 25 miles in length which is a great resource for our community. Commissioner Stefanics and I are sponsoring this proclamation, and I would also like to very much thank Melissa Houser of the Santa Fe Conservation Trust for helping us draft this. So we will all read the proclamation and then I would like to invite Commissioner Stefanics to say a few remarks. And then I would also like to invite anybody who is here from his family or friends of his who are here to feel free to come up and share experiences about Dale Ball with us. So, Santa Fe County proclamation honoring the life of Dale Ball.

Whereas, Dale Ball was born in Butte, Nebraska on May 20, 1924; and

CHAIRMAN CHAVEZ: Whereas, Dale enlisted in the Army Air Corps during World War II, serving as a B-24 navigator in the South Pacific; and

COMMISSIONER ROYBAL: Whereas, Dale attended the University of Nebraska where he served as Student Council President and a member of the honorary Innocents Society, graduating in 1949; and

COMMISSIONER STEFANICS: Whereas, Dale was active in the securities and banking business for 38 years, was a civic leader and a lifelong lover of the arts; and

COMMISSIONER HOLIAN: Whereas, Dale first fell in love with Santa Fe and the surrounding area when he visited, at the urging of his wife Sylvia, in 1977, and he soon started looking for a way to relocate to this beautiful part of the world; and

CHAIRMAN CHAVEZ: Whereas, Dale and his wife Sylvia, moved to New Mexico, in 1981; and

COMMISSIONER ROYBAL: Whereas, Dale was the owner and president of the Bank of Santa Fe from 1981 to 1987; and

COMMISSIONER STEFANICS: Whereas, Dale and Sylvia were instrumental in establishing the Girard Wing at the Museum of International Folk Art; and

COMMISSIONER ANAYA: Whereas, Dale and Sylvia started a "computers in the schools" program; and

COMMISSIONER HOLIAN: Whereas, Dale and Sylvia first brought storyteller Joe Hayes to spin his wondrous tales at the tepee outside the Wheelwright Museum, beginning a tradition that has continued for decades; and

CHAIRMAN CHAVEZ: Whereas, in 1993 Dale founded the Santa Fe

Conservation Trust, in response to increasing concern about two of Santa Fe's most valuable assets: the beauty of Santa Fe's landscape and access to open space that its citizens have traditionally enjoyed; and

COMMISSIONER ROYBAL: Whereas, under Dale's leadership, the Santa Fe Conservation Trust was successful in halting private development on Atalaya Mountain and repairing the well-worn hiking trail to the top of Atalaya, among many other projects; and

COMMISSIONER STEFANICS: Whereas, in 1996, Dale negotiated a complex land swap between landowners and the City of Santa Fe that opened public access from Upper Canyon Road to the trails of Picacho Peak, Atalaya Mountain and the Santa Fe National Forest; and

COMMISSIONER ANAYA: Whereas, in 1999, when Dale left the Santa Fe Conservation Trust, almost 30 conservation easements had preserved 18,112 acres – a total greater than similar land trusts in Texas and Arizona combined. Arrangements were in place for more than a dozen miles of a Rail Trail paralleling the train tracks running from downtown Santa Fe to the Village of Lamy; key segments of the Historic Santa Fe Trail had been protected; and plans for trails near the Highway 599 bypass were being laid; and

COMMISSIONER HOLIAN: Whereas, the "Indefatigable Dale" and the "Indispensable Sylvia", as they have been called, made many contributions to the arts and social causes in Santa Fe over the years and were named Santa Fe Living Treasures in 1999 for their lasting impact on the community; and

CHAIRMAN CHAVEZ: Whereas, after retiring from the Santa Fe Conservation Trust in 1999, Dale continued to pursue his long-time vision of a system of hiking and biking trails that would allow year-round public access to the foothills of Santa Fe and provide a direct connection between the city and the high-country trails of the Santa Fe National Forest; and

COMMISSIONER ROYBAL: Whereas, Dale worked tirelessly, bushwhacking the land, studying maps, developing his concept, negotiating agreements with Santa Fe County and the City of Santa Fe, gaining easements from private property owners and obtaining access to enough land to create an expansive system of hiking and biking trails; and

COMMISSIONER STEFANICS: Whereas, through the generosity of an anonymous donor and a matching contribution from the McCune Charitable Foundation, along with votes of approval from the Santa Fe City Council and Santa Fe County Board of County Commissioners, the trail system was secured; and

COMMISSIONER ANAYA: Whereas, Dale enlisted the help of Mike Wirtz, an experienced Forest Service trail builder, to map the exact trail locations and oversee the building of trails; and

COMMISSIONER HOLIAN: Whereas, the first 15 miles of the trail system opened in July 2001; and

CHAIRMAN CHAVEZ: Whereas, in 2001 Dale Ball was honored as one of *The New Mexican's* "10 Who Made a Difference" for his conservation and public trails efforts; and

COMMISSIONER ROYBAL: Whereas, Dale and Sylvia Ball received the

Stewart Udall Environment Award in 2006 from the former Secretary of the Interior Stewart Udall and the Santa Fe Conservation Trust to honor Dale and Sylvia's conservation values and their ability to inspire us to love the land, care for it, preserve its sweep and heal its wounds; and

COMMISSIONER STEFANICS: Whereas, in February 2013, Dale was featured in a cover story of the *Santa Fe Reporter*, titled "Trail Blazer: How Dale Ball Gave Santa Fe a Wilderness Legacy" by Mia Rose Carbone; and

COMMISSIONER ANAYA: Whereas, in the NM House of Representatives, Representative Brian F. Egolf, Representative Luciano "Lucky" Varela, Representative Jim R. Trujillo, Representative Stephen P. Easley, and Representative Stephanie Garcia Richard declared Thursday, March 7 as "Dale Ball Day"; and

COMMISSIONER HOLIAN: Whereas, Dale Ball is survived by his wife, Sylvia; four children, including Portia Blackman and her husband David of Santa Fe; Alan Ball of Santa Fe, Leah Pahlmeyer and her husband Perry of Durango, Colorado; and Sarah Taylor and her husband Tim of North Oaks Minnesota; five grandchildren and three great-grandchildren. Dale is also survived by two stepchildren David Hathaway and his wife Carolyn of Underhill, Vermont, and Janet Hathaway and her husband Timothy Hooton of Albuquerque. Dale Ball was preceded in death by his stepson John Hathaway; and

CHAIRMAN CHAVEZ: Whereas, the Dale Ball Trails now connect with the Atalaya Trail and the Dorothy Stewart Trail to form a 39-mile trail system, and the northern section of the Dale Ball Trails links to the La Piedra Trail, which connects to the Santa Fe National Forest Trails leading into the Pecos Wilderness; and

Whereas, Dale was known for his talent as an articulate and masterful negotiator who was stunningly successful at turning his ideas into reality by collaborating with others to achieve his visionary goals.

Now therefore, be it resolved that by this proclamation, the Board of Santa Fe County Commissioners recognizes Dale Ball's contributions to Santa Fe and honors Dale Ball, his visionary. Adopted, approved and passed on this 29th day of March 2016. This will be signed by the County Commissioners, the County Clerk, the Attorney and the County Manager.

So congratulations to the Dale Ball family, to the extended family. I got to know Dale Ball in a personal way, not real intimate but I knew of him and his work and talk about dedication and commitment. And he really didn't want anything to be named after him. He just liked doing the work. I knew that of him. But I think, Commissioner Holian, it's only appropriate that we honor his efforts because that legacy will live for many, many generations. And it's internationally appreciated, not only appreciated by us locally, but the eyes of the world, they're always on us and we attract that attention. So thank you for bringing this to our attention.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. And first I would like to move for approval.

COMMISSIONER ROYBAL: Second.

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

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was

not present for this action.]

COMMISSIONER HOLIAN: And then perhaps other Commissioners would like to comment. Commissioner Stefanics?

COMMISSIONER STEFANICS: Thank you, Mr. Chair and Commissioner Holian. I would like to thank the legacy of Dale Ball for helping us to set up the trail systems and to look to the open space needs of the city and the county. I think putting land in some conservation really helps protect the lands for the public domain. Thank you very much.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I believe that there are a couple of his friends and family here. Would anybody – oh, I see David. I know him.

ALAN BALL: Thank you, Mr. Chair and Commissioners. That was very touching to hear all that. I'm Alan Ball, one of his four children. He also has two stepchildren and we are aware of the legacy and delighted to be a part of it. I think one of the more important things mentioned is that it could last for generations and I knew all that but hearing it again kind of gets me. Thank you very much. He did have a lot of friends and there may be some others that want to say a word. I don't know.

COMMISSIONER HOLIAN: Thank you, Mr. Ball. Is there anybody else that would like to share some memories?

PORTIA BLACKMAN: Hi, I'm Dale's daughter, Portia Blackman. It was great to hear that summary of the amazing things my dad did and I can't hear it often enough. It's the trails and his efforts with open spaces and trails are the things that make me most proud to be his daughter and most proud of him. But I'm really just standing up here today to thank the County, to thank Santa Fe County and the Board of Commissioners for going along with his wild scheme. It didn't have to happen that way; there could have been a lot of resistance. There could have been push-back. There may have been some but I don't know of it and it all came together with the help of a lot of groups working together, including the vital role of Santa Fe County, its staff and the Board of Commissioners. So thank you very much for enabling what I agree is a wonderful legacy for our area and our town. Thank you.

COMMISSIONER HOLIAN: Thank you. Is there anybody else?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, just a brief comment. Dale Ball created trails, literally and figuratively for people to utilize and follow and for that we are all thankful. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: You're welcome.

TIM ROGERS: Mr. Chair and members of the Commission. My name is Tim Rogers. I'm the trails program manager for the Santa Fe Conservation Trust. I'm here also on behalf of Melissa Houser, our interim executive director who's unable to attend. I want to thank you for recognizing Dale Ball's accomplishments and I'm happy to say that we at the Santa Fe Conservation Trust are working to continue to pursue his vision. We can look forward later this year to a resolution of support for the grand unified trail system that I hope you all will be considering to continue to build and connect trails.

Also, I'd like to invite you and the public to an event on National Trails Day on June 4th at – where else? – Dale Ball Trails, to celebrate Dale's legacy and go off on a community hike together to appreciate what he created. So thank you very much for your recognition of that.

COMMISSIONER HOLIAN: Thank you, Tim. Now, we would like to present the proclamation to the family.

CHAIRMAN CHAVEZ: Yes, if friends and family would come over we'd like to give this proclamation to you and take a couple of photographs, if you are agreeable.

[Photographs were taken.]

COMMISSIONER HOLIAN: I'm going to deviate from the agenda just a bit. We've had a series of very special guests attending the meeting this afternoon and we've read some proclamations and one of the proclamations was for – in recognition for national service. And we have a group with us from the City of Santa Fe. They're the Senior Corps program and I really want to thank you for your patience and for staying because we read the proclamation and I overlooked you. We overlooked you. But you stayed. And so I wanted to recognize you. We did read the proclamation. I know you were here but we want to present this proclamation to you and take a photograph before you leave. Are you okay with that? Okay. The proclamation will also be read at one of the events next week so we can hold this proclamation but I think we can make copies. Right, Geraldine? And we can promise them a copy at a later date. So we'll go down, we'll present this to you, we'll take a photograph and then we'll get a copy to you and we'll keep this one for the event next week but we'll be sure to get you a copy that you can have for your office or wherever you would like to place it. So we'll go down now and present this to you. If any of you would like to share a few thoughts with us on your work and the significance in the proclamation that would be great.

RSVP DIRECTOR: Hello. I'm the RSVP Director which is one of the programs here. It's the Retired Senior Volunteer Program. It's one of the three programs under Senior Corps. We also have the Foster Grandparent Program and the Senior Companion Program. And on behalf of all the Senior Corps volunteers I would just like to say thank you for honoring us today and for reading the proclamation. It's very important that we recognize and honor our volunteers for all the work that they do in our community so I thank you and I thank you for attending the event on Tuesday as well.

CHAIRMAN CHAVEZ: Okay. Great. So we'll go down now. We'll present this to you and we'll take a photograph before you leave.

[Photographs were taken.]

PROGRAM VOLUNTEER: Before we leave I would like to say something. Not only to the Commissioners and to the County but to everyone in the room. The emphasis that I put on on the importance of the Senior Volunteer Program hits my heart very greatly, because without the volunteer program would not be available. You think about that sometimes. Somebody can't get their prescriptions. Somebody can't

get their faucets fixed; water's going down the drain. You could even begin to think about the services that the seniors provide. They don't only call bingo. They do anything in the world. They go change somebody because nobody wants to change a man so they get one of the senior volunteers to go give him a bath. That's how bad it is. So think about it. The Senior Program helps many people, and thank you.

VI. B. 1. Presentation by the Youth Development Program Task Force
[Exhibit 1: Enabling Resolution]

COMMISSIONER HOLIAN: This is Pablo Sedillo and Geraldine wanted to have some input on this as well. Mr. Flores?

MR. FLORES: Thank you, Mr. Chair. I'll set the stage for the presentation for the task force quickly. The task force is prepared to do a small presentation. The packet material, their report is included with your packet and I also provided for each of you a copy of the resolution that established the task force last July and set the parameters of their work, what they're supposed to look for, how the report was to come back with the recommendations, etc.

Mr. Chair, so in July 2015 the Commission adopted that resolution, 2015-93 which established the Youth Development Program Task Force. The sole purpose was to go and look at the Youth Development Program, the programs that were being offered in the facility, an analysis of the facility, and compile that into a singular report with recommendations to the Board. The resolution outlined the members of the task force, those individuals that were assigned by resolution and I want to recognize those rather quickly. Mr. Tommy Rodriguez, who's the chairman, of the Children, Youth and Families Department, Northern Regional Juvenile Justice Services Area; Erica Lucero was our First Judicial District Attorney's Office representative, however, she was replaced by Pujia Pathak. We have the Honorable Geraldine Salazar as the Santa Fe County Clerk; Director Pablo Sedillo III as the representative from the Public Safety Department, Mr. Steve Bing, who was the representative on behalf of Judge Marlow from the First Judicial District; Mr. Mark Dickson who is representing the First Judicial District Public Defenders Office; Ms. Ona Johnson, who is the director of Dollars for Schools of the Santa Fe Community Foundation, and the vice chairman of the committee was Michelle George, who is with Solace and also was a former recovering Children, Youth and Families Department state employee.

In addition to the task force members the committee was assisted by Mr. Aaron Garcia of the YDP program, Ms. Tila Rendon-Varela, with the Public Safety Department, Mr. Thaddeus Chapman, of the Corrections Department maintenance supervisor, Mr. Corky Ojinaga and Amanda Archuleta from the Investigation Unit of Public Safety, Ms. Molly Archuleta, who's our program RN, Ms. Erika Lovato, of the Public Safety Department, Mr. P.J. Montano, and Mr. Chair, he's of our Public Works Property Control Section, supervisors and managers. Those staff that I listed right now were in complement to the task force and allowed and provided information to the task force relative to the facility and operations, the facility assessment, etc.

The task force met biweekly to go over the recommendations and basically picked apart the resolution and Mr. Rodriguez will give the presentation on what culminated into

this report. So with that, Mr. Chair, I'd like to turn it over to Mr. Tommy Rodriguez who is the chairman of the task force.

TOMMY RODRIGUEZ: Good afternoon, Mr. Chair, County Commissioners. As you well know, as was just explained, the task force was assembled to look at the YDP program and the facility and to determine what would be the best steps forward with that facility.

The task force of course took their job very seriously. We looked at all of the programming. We reviewed prior reports. We interviewed County staff and we reviewed programming at YDP and we also toured the facility. The one thing that I feel is important to mention is that I really believe you have one of the best run detention centers in the State of New Mexico and I mean that sincerely. I work for CYFD and I'm in charge of the northern part of the state for juvenile justice services. There's quite a few detention centers in my area and you have an extremely good reputation. It's well run. The kids benefited from it quite a bit and you should be very proud of the staff that's working there.

The programming is second to none. There's a list of the programs in your packet. There's over 30 programs that those kids receive while there in that facility and they're not just housing children; they're really changing lives and trying to put kids back on the right path and for that, all the residents of Santa Fe County should be thankful.

However, the current building is not conducive to its current mission. It was originally designed as an adult jail to hold many more individuals than it currently does. Much of the building is unoccupied and is really space that's not being utilized at all. As I said, it's currently used as a short-term detention center for District 1, which encompasses Santa Fe, Rio Arriba and Los Alamos County children. Also, other counties across the state utilize this detention center if they do not have a detention center; kids from other counties can be brought there and housed there as they've entered into contracts with Santa Fe County. Also there's a small contract with the – I shouldn't say small – there's another contract with the federal government to house federal clients and they are also housed there.

During our research and investigation into the YDP program and also the facility where the kids are housed, it became quite apparent quite early that the building that the kids are being housed in has a number of problems. Some of the problems are listed in your report in the 2014 CIP list of things that need to be fixed in that facility. Some of the – briefly, are plumbing issues, electrical issues, the outside needs plastering and fixing, the roof needs to be repaired, heating and cooling issues, security concerns – not because of the staff but because of the electrical issues and cameras not working, and the building right now is not ADA compliant.

According to the 2014 CIP report it would cost approximately \$9.2 million to address these concerns and this would only bring the building to a minimum standard. It would not bring it to the top standard which I think all of us would like to see. The task force does not feel that the currently structure currently meets the needs of the detained youth and is not economically in the best interests of the residents of Santa Fe County. The task force did recognize, however, how valuable the property is that the detention center sits on. It sits on approximately 7.3 acres of land that is County-owned property surrounded by the city. This location is ideal because it's easily accessible by public

transportation and also by other members of the First Judicial District when families have to come visit their kids from Rio Arriba County or from Los Alamos County, from southern Santa Fe County or western Santa Fe County, it's an easy place to get to. Plus, as we said before, it has public transportation which allows families that don't have cars or have difficulty with that situation to be able to visit their kids. So we thought that the location was actually a really nice one.

So in looking at all of these things and the current state of the building, which was not designed to be a short-term detention center mainly for juvenile youth, our recommendation, as you will see in that report, would be to build a new, smaller, state-of-the-art detention center between 24 and 36 beds on the current site on Airport Road. We would recommend that this site, of course, be master planned and be considered for the FY 17 budget request for consideration.

In talking to County staff and discussing how much it would cost to build a new facility it would be almost approximately the same amount that you're going to spend to fix the old one, plus you'd have a brand new building. It would be state-of-the-art, it would be energy efficient and it would be a much better situation for the kids and the staff working there.

I would like to just thank all of you for allowing us to serve the citizens of Santa Fe County and be a part of the task force. It was all our great honor. I really enjoyed working with my fellow task force members. They brought a lot of energy, passion and heart and took a lot of time off of their very busy schedules to prepare this report that you have before you. I think a special thanks needs to go to some people that contributed greatly to our success or hopefully our success in this report. Mr. Tony Flores, Ms. Erika Lovato, Ms. Tila Rendon-Varela and Mr. Aaron Garcia. Their professionalism and help was of great assistance to us and you should be proud of them as County employees. They assisted us greatly.

So I don't know if any of the other task members have anything else that they would like to say but we would leave it open for questions if you have any.

CHAIRMAN CHAVEZ: Well, first, let's yield to other task force members. Are there any task force members that would like to share thoughts with us at this time? Madam Clerk.

GERALDINE SALAZAR (County Clerk): Chair Chavez and Commissioners, I'd like to thank you all for the opportunity to volunteer on this task force and to remind you that the County Clerk's Office had a vested interest in this property as a location to store our voting machines. That was my priority. But as we went through the process with all of the task force members, studied the issues, that became secondary, and the primary purpose that I see for this place is the YDP location. This would be the perfect location. Thank you again. Take care.

CHAIRMAN CHAVEZ: Thank you. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. My question is about substance abuse treatment. Did the task force only focus on the youth or did it look at broader uses for the facility.

MR. RODRIGUEZ: It looked at every component that's going on there in the facility and what they're doing there with the kids. Like I said earlier we were very impressed with the programming that's going on there. There is substance abuse

counseling going on there and they continue to work with those kids every single day to try to assist them.

COMMISSIONER STEFANICS: No, my question really is did you look outside of the youth population as to the use of the building. Like, was there any discussion about if this building was renovated this could be used for much needed substance abuse programs for adults.

MR. RODRIGUEZ: No, ma'am. We didn't look at that.

COMMISSIONER STEFANICS: Okay. Thank you very much. But thank you very much for your work.

MR. RODRIGUEZ: Sure.

CHAIRMAN CHAVEZ: So but I want to read – maybe this will help answer part of your question, Commissioner Stefanics, and I want to expand on the task force recommendations because the next steps forward I think are maybe what's the most critical. So the task force recommends initial steps to take place. The first step is that the Board of County Commission place the development of a new facility to include the razing of the existing structure as a priority project on the County's five-year infrastructure capital improvement plan, the ICIP list.

Under that, a) the first step in the process should be the development of a site-specific master plan, which is in compliance with the New Mexico statutes Children's Code, NMSA 1978 32-A-2-4. The master plan should include an analysis of the combination of non-profit organizations and auxiliary wrap-around services for youth to be co-located on the site. Upon completion of the master plan, develop a funding strategy to include a realistic timeline for development in accordance with the Santa Fe County Manager's five-year capital planning process. Inventory all youth services at non-YDP services provided by Santa Fe County. Create a list of all the locations of these youth services located on County and non-County property.

So the question about co-location or commingling of adult and youth I think is a concern on this site. I think it's something that we can work through. The discussion about wrap around services for both youth and adult I think is something that could be considered at this location, but it depends on the master plan and how that design separates the different, competing uses on that seven-acre site. I think we can do it with the right thought put into it and with the right design.

I know that there are non-profits that are interested in helping us in this effort and so I think we can build on that. So this is just for presentation. There's no action item. I'm personally though excited about the notion that we would not remodel but we would build a new building, raze the old building and then continue to use that site. I think that's the best that came out of the task force recommendations. So that's my perspective and my suggestion on moving forward. Commissioner Anaya, do you have any comments on this? I know that you've been interested in this topic as we all have been.

COMMISSIONER ANAYA: Thank you, Mr. Chair, Mr. Rodriguez. Known you a long time, appreciate your efforts and your professionalism. Frankly, Mr. Chair, when we set out to be engaged in a process of evaluation we were trying to figure out based on who we're serving, whether or not we had the full need and the full partnership, to be quite honest, Mr. Rodriguez. We wanted to see who we were serving, from what particular areas, and then from my perspective, and then from my perspective

I'd like to see who else is moving to step up to the plate with the County to figure out a collaborative effort to get to a more appropriate facility, I guess is what I'm hearing.

I don't think that the County is in a position now or in the immediate future to take on the full responsibility of the demolition and construction of a new facility. I think frankly it's going to take a partnership between the state of New Mexico, county entities, our neighbors, Rio Arriba County. You mentioned which were the primary counties – Rio Arriba, Santa Fe, and Los Alamos. I think it's a collective responsibility. I don't – I'm concerned relative to some of the points that you raised to the facility and I guess I'm going to be wanting the Manager and the Commission and others to reach out to those neighboring counties in the state to figure out how to get into an interim partnership to help mitigate doing some interim fixes.

But I don't think I'm in a position right now to move in any final way or any way of finality to say let's build a new facility. I think the counties, in particular, Mr. Rodriguez, have been saddled with unfunded mandates many, many times from the state of New Mexico and otherwise, and I don't think we're in a position to take on by ourselves the destruction or demolition of one facility and the reconstruction of another. I think we have to stay at the table, try and collectively work out some type of partnership to sustain services that serve multi-counties and multi-jurisdictional issues, but I'm not in a position where I would want the county residents, county taxpayers to saddle that burden on their own. Thank you.

CHAIRMAN CHAVEZ: Well, I don't think it was my – I didn't mean to lead you to believe that it would be all on the County. I think we're approaching this from a community perspective and we're bringing in other counties to help us address this issue because you're right. It is falling on counties. But our neighboring counties are looking at us to assist, but they're willing to make a contribution if I'm understanding the conversation right. But Manager Miller, do you have something you want to add at this time?

MS. MILLER: Mr. Chair, I did want to ask if the task force looked at partnering with say, Taos or Los Alamos or Rio Arriba County for a facility. I note in the report that the average number of residents is 15 for the last several years, five or six years, yet maybe only five to ten of those at any given time are actually Santa Fe County juveniles and as you said earlier, there are other entities and building another facility for \$10 million still with only 15 residents was part of the challenge that the Board has been struggling with. Are there any other facilities in neighboring counties that aren't in as – in the condition that our facility is in and needing that much in repairs that could have a jointly run program that's run the way Santa Fe County runs the program but using another facility that already exists.

I think that was some of the things that I think like Commissioner Anaya was wondering if whether we looked at – whether the task force looked at things like that, because part of the issue is that facility was not designed to be a juvenile facility and it's old and it needs a lot of renovation. So what else could be done with that facility specifically and are there any other facilities in Los Alamos, Rio Arriba, Taos, buildings that could accommodate the youth of these four counties or communities because that's one of the things – Santa Fe County is bearing the burden of that old facility. Did the task force look at that?

MR. RODRIGUEZ: County Manager Miller, Mr. Chair, County Commissioners, the task force did look at that. So the closest other detention center is Bernalillo County. They're not going to take any other kids, and I know that from personal experience. They're a JDA pilot site and they're not likely to take any other kids. So the next closest one would be Taos County. Taos County just build a brand new juvenile detention center but it's pretty small, and so they're already servicing the kids from District 8, which would be Taos, Colfax and Union, and District 4, which would be San Miguel, Guadalupe and Mora counties. And so they probably would not be able to house all of the kids from Santa Fe County or all of the kids from Rio Arriba County.

There is no juvenile detention center in either Rio Arriba County or Los Alamos County. So your closest viable option is probably going to be McKinley County to house the kids from Santa Fe County. That's a three-hour one-way trip, three hours back. So one of the examples I gave was a child is detained for breaking into a home on Friday. He is driven out to McKinley County, he's housed at the McKinley County juvenile detention center. On Monday morning he has a hearing in front of Judge Marlowe. They bring him back. They have to go pick him up at McKinley County, bring him to court. Judge Marlowe detains him and says he is going to have to remain in detention. They have to take him back to McKinley County.

So right there you're talking six, twelve hours basically driving for a 20-minute hearing. That would be your next option. And that's your staff. Those are sheriffs that are doing that and deputies.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, just going back to my comments, I didn't allude in any way to speak on your behalf and in no way was I trying to do that. Whatever your perspective is I respect. When we chartered the task force I think one of the things that we were challenged with was the partnerships that we have or don't have with our neighboring counties is one, and the costs associated with the service as we provide is two, and three, we were well aware, through all the challenges that we face in County government with the capital issues that we have, capital concerns.

So let me just ask a direct question. Do you feel that the facility, because of the physical challenges in the capital needs, should be closed, based on those concerns that you raised? The current location?

MR. RODRIGUEZ: Mr. Chair, Commissioner Anaya, I would not say that it should be closed at this time. I think it's a valuable resource and it would be really sad to see that facility close.

COMMISSIONER ANAYA: Okay. And the reason I ask that is because of your institutional and professional knowledge but also because of the constant and overwhelming challenges that we constantly face relative to the priorities and the capital requests that we have and the needs that we have throughout the county, and then the balance between what are those capital requests and expenditure needs that we have and the bottom line, the resources that we have in our budget. And so more and more in these times we're trying to figure out how do we garner more partnership and more collaborative efforts and then, number two, which is to the taxpayer, how do we make sure that we're investing the tax dollars that we have that are provided by our citizens of

the county? How are we making sure that we're expending those in an appropriate manner, given the services that we provide, and given that we, many times, are serving regional needs, not just our own needs. So that's a little bit of the context. No malice, just some of the challenges and the issues that we deal with relative to the overall evaluation of projects and expenditures.

MR. RODRIGUEZ: County Commissioner, I totally understand where you're coming from. One other thing that I wanted to point out and I'm not trying to sway anybody here but an assessment was done on the property and as it is now as a detention center – this was done by Alcott Appraisals – as it is right now as land with a detention center it's appraised at \$5.2 million. Without the detention center, for some other function it's appraised at \$1.8 million.

CHAIRMAN CHAVEZ: And just to build on that, Commissioner Anaya, I know that we have to be – we have to justify spending taxpayer dollars and whether we spend them to operate our programs at the existing facility or whether we decide to build a newer facility that's state of the art that will last 20 years or whatever, the fiscal impact and the liability is still there. Operating expenses for the last five fiscal years have averaged \$1.9 million, and revenue has averaged \$850,000. This equates to an average deficit of \$1.1 million. So no matter how we slice it, we have a responsibility in our adult and youth detention facilities that's enormous. It's huge.

You talk about capital expense, it's one of our biggest and one of our biggest liabilities. If something goes wrong in those facilities we are responsible for those clients. And even if it's only 15, it's 15 of those that are the most underserved and the most in need. So I don't know how we move forward on this but I hope that we again can hold on to the site and improve the physical conditions. And if we can build on the programs as well, because the programs are one thing and the building is something else and both cost dollars. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. This is not related to the task force. This is for our discussion. I believe that we should probably invite Grace Philips from the Association of Counties to come and talk about the JPA that was set up between the State Supreme Court and community programs for juvenile justice to determine whether or not there's some alternatives that we could put into our thinking about this. I also want us to keep on the table that we have a high demand for behavioral health services and substance abuse that is not being met and if this building was designed for adults – we have already been approached by more than one entity. Whether they have the funding or not, that's a different question. But we've been approached by different entities to utilize half or all of the facility for such programs.

Now, I'm suggesting that we keep this report but we also investigate the community alternatives and invite somebody from NMAC specifically the general counsel, Grace Philips, who's been working on this around the state to see if there's anything new she could share with us. That's all. Thank you.

CHAIRMAN CHAVEZ: And any other comments? Okay. Mr. Flores, do you want to conclude?

MR. FLORES: Mr. Chair, I would just ask that you recognize the task force members that are here today and ask them to stand and thank them for their work because they did do a tremendous effort.

CHAIRMAN CHAVEZ: And in a short period of time on a topic that's not easy to understand or to solve. So please, stand and be recognized.

[The Commission recessed from 3:40 to 4:05.]

VIII. INFORMATION ITEMS

- A. **Growth Management Monthly Report**
- B. **Public Safety Monthly Report**
- C. **Public Works Monthly Report**
- D. **Human Resources Monthly Report**
- E. **Administrative Services Monthly Report**
- F. **Community Services Monthly Report**
- G. **Financial Report for the Month Ending 2/29/2016**

CHAIRMAN CHAVEZ: Unless we have any questions of the directors and those reports I think we could have staff maybe either go home or do other work that is also important. So what are the wishes of the Commission? Tony, do you want to go ahead and let staff know that monthly reports are all taken care of? Thank you.

II. CONSENT AGENDA

- A. **Miscellaneous**
 - 1. **Approval of County Health Care Assistance Claims in the Amount of \$116,467 (Community Services Department)**
- B. **Resolutions**
 - 1. **Resolution No. 2016-32, a Resolution Authorizing the County Manager to Sign and Submit an Application to the Department of Finance and Administration Under the Juvenile Adjudication Fund Grant Program (Community Services Department/ Jennifer Romero)**

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

CHAIRMAN CHAVEZ: In its entirety.

COMMISSIONER HOLIAN: second.

CHAIRMAN CHAVEZ: Okay. So that includes all the action items.

COMMISSIONER STEFANICS: Unless somebody wanted to withdraw something. Okay.

CHAIRMAN CHAVEZ: We're good? Okay. So we have a motion and a second to approve all items on the Consent Agenda. There's a motion and a second.

The motion passed by unanimous [5-0] voice vote.

[Clerk Salazar provided the numbers for the approved resolutions and ordinances throughout the meeting.]

III. ACTION ITEMS

B. Resolutions

1. **Resolution No. 2016-33, a Resolution Directing Staff to Initiate the Santa Fe County Transfer of Development Rights Program**

ROBERT GRIEGO (Planning Manager): Good afternoon, Mr. Chair, Commissioners. This item is a resolution to initiate the transfer of development rights program. In your packet I included a background memo. Exhibit A is the TDR program framework. Exhibit B is the resolution. For this presentation I'd like to provide the Board with a brief background of the transfer of development rights program for Santa Fe County, the initiation process, and the next steps for implementation of the program.

The Sustainable Growth Management Plan approved by the Board provided the basis for the TDR program through the plan directives and through the County's Growth Management Strategy to include the goals, policies and strategies. The purpose of the TDR program is to promote the preservation of agriculture, open space, rural character, scenic vistas, natural features, areas of special character or special historic, cultural or esthetic interest of value, and environmental resources for the benefits of residents of Santa Fe County. The TDR program is a voluntary, incentive-based, market driven approach to preserving agricultural land, open space and other critical resources while encouraging development in the county's designated growth areas.

The sale of TDRs will allow qualifying landowners to receive financial compensation without having to sell or fully develop their property. Developers in designated receiving areas are able to increase the intensity of a project through the acquisition of TDRs in order to increase density or intensity through additional dwelling units, increased height, or increased non-residential square footage in their projects. The Sustainable Land Development Code adopted by the Board established the requirements for TDRs and it also identified both sending area criteria and receiving area designations. So there's specific areas that have been identified as receiving areas and there are specific sending area criteria identified in the code.

Also in the Sustainable Land Development Code the zoning district standards in Chapter 8 identify both the base densities for the receiving areas and the densities that are allowed with increased – with TDRs. These areas have already been zoned and these additional densities and intensities would be allowed within those districts in accordance with the procedures of the Land Development Code.

In regard to the TDR program initiation and the process the staff has been developing the program in accordance with both the SGMP and the code. Staff has been coordinating both internally and externally to establish the TDR program implementation. Internally, the County has coordinated with the County Manager's Office, County Assessor, Finance, Legal, Growth Management and the Public Works Department. Staff has coordinated externally through focus group meetings, with interested parties, a agricultural focus group, development stakeholders and conservation stakeholders to discuss TDR concepts and to gather feedback on the program.

Staff has developed the TDR program application and process as part of the

program application for both the sending areas and receiving areas. In regard to the sending areas, the process for that includes both a mechanism for property owners who are interested in development rights to be qualified before they finally create a TDR and sever development from their property. So there's two phases for property owners to use. One is a qualification phase and one is a certification phase.

During the qualification phase of the TDR application process property owners determine the number of transferrable development rights on their property. This process would require a pre-application meeting with staff. Staff would then conduct a site evaluation and the TDR qualification process would be undergone at that point. Once the determination of qualified transfer of development rights are identified the potential property owner would be able to post the qualified TDRs on the County database which we've identified as a TDR exchange. The TDR exchange will include both qualified development rights and certified development rights for sale, and this would provide a mechanism for perspective buyers of TDRs to identify the number of TDRs available so it works on both the supply side and the demand side. This will create a market-based mechanism for buyers and sellers to negotiate the price and sale of transfer of both development rights.

One of the key aspects of the qualification phase is it allows the property owner to test the TDR market prior to severing their development rights. In the certification phase the property owner would complete an application and they would complete a complete checklist in order for staff to review the application. They would then – the process would then require them to submit a conservation easement and a survey and a recorded plat. Once the certification phase is complete a property owner will receive a County TDR certificate. This would identify the number of TDRs that were certified. The property owner with the TDR certificate would then be able to sell these rights at that time.

Once again I want to point out that the property owner would not sever their development rights until after a TDR certificate is issued.

In regard to the receiving areas, the Sustainable Land Development Code identified the receiving areas as the mixed-use district, planned development district, industrial and industrial light districts, commercial general and areas identified as designated receiving zones. It also identified a mechanism for a district rezoned to a higher density would be required to be a receiving area and they would be required to have TDRs.

These districts in the Sustainable Land Development Code have both the base density and the density and intensity that would be allowed with the TDRs. Applications for developments using TDRs follow the same process as any development application. Again, these areas have already been zoned for development and the applicant would come forward in that process. There would not – a conditional approval for the development would indicate that the property would need to acquire a certain number of TDRs for the process to be completed, and final approval would only be granted after the applicant has acquired and delivered to the County the required number of TDRs.

After the TDRs are submitted for the development they would then be recorded and extinguished in accordance with the process. This is outlined again in the code and

the processes have already been established in Chapter 12 of the Sustainable Land Development Code. In order for staff to implement the TDR program we would – if the Board approves this resolution staff would then provide information out. We would provide a TDR program information packet on the County website. We would also include the TDR application and checklist, provide information to interested individuals and property owners in regard to the qualification procedures. The County would also host the TDR exchange on the County website and as TDRs are qualified or certified the County would then post them on the TDR exchange.

The County would also need to provide additional program outreach to include meetings with interested community groups and individuals. The County will also be initiating a series of meetings as part of the agriculture and ranching implementation plan. We'd be providing information on the TDR program at this time. These meetings are being coordinated through Erin Ortigoza, Community Planner. In regard to the resolution, staff recommends approval of the resolution to initiate the TDR program and this concludes my presentation and I stand for questions from the Board.

CHAIRMAN CHAVEZ: Questions from staff? Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair, Robert, once we put this into place, we, the Commissioners, would like to see the detail, but we might also as we are moving forward ask you to adjust the detail of the program. Correct?

MR. GRIEGO: Yes, Commissioner.

COMMISSIONER STEFANICS: Okay. Thank you very much.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, thank you, Robert, for your presentation, and I want to thank Erin and all other staff who have worked on putting together this program. I can tell from reading the packet material that it is, in fact, a complex undertaking to put one of these TDR programs together, but I feel that when we are done we are going to in fact be a leader in the state on this, because it's going to provide an important new way to protect agricultural lands and other lands that have sensitive environmental values. It gives us another tool to do that.

But I agree with the recommendation that you made in here that we really need to do a comprehensive public outreach for this program to be a success. So again, thank you, and with that, I will move for approval.

COMMISSIONER STEFANICS: Second.

CHAIRMAN CHAVEZ: Okay, we have a motion and a second, but I did want to allow for some public comment. Is there anyone here this afternoon that would like to speak to this resolution? Okay. So we have a motion and a second. Any further discussion? Hearing none.

The motion passed by unanimous [5-0] voice vote.

III. B. 2. Resolution No. 2016-34, a Resolution to Recognize the San Pedro Neighborhood Association as a Community Organization for the San Pedro Community Planning Area

AMY RINCON (Community Planner): Good afternoon, Mr. Chair and Commissioners. The item for your consideration today is the San Pedro Neighborhood Association application for being recognized as a community organization. Staff has met with members of the San Pedro Neighborhood Association to discuss the program and how the organization represents the larger San Pedro community. The membership into SPNA is available to adults residing or owning property in the San Pedro neighborhood.

And real quick, I wanted to point out we have Jiliea Lee. She's the president of SPNA. Then next to her is Sally Douglas. She is going to be the point of contact for this CO organization, then the Toni Olson, who is the treasurer for SPNA. And so with that, I stand for any questions.

CHAIRMAN CHAVEZ: Questions of staff? Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair and thank you for your presentation and the work of the community and I know the Commissioner for that district will also speak. So I just want to clarify something. Members can only be property owners, not renters?

MS. RINCON: No, they can be residents as well.

COMMISSIONER STEFANICS: They can be rental residents?

MS. RINCON: Yes.

COMMISSIONER STEFANICS: Of a community.

MS. RINCON: Yes.

COMMISSIONER STEFANICS: And – okay. That's all for right now.

Thank you.

CHAIRMAN CHAVEZ: Commissioner Anaya.

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

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: I have a motion and a second. Does the public here want to share any thoughts with us at this time? No? Okay. We have a motion and we have a second.

The motion passed by unanimous [5-0] voice vote.

III. B. 3. Resolution No. 2016-35, a Resolution to Recognize Las Candelas de los Cerrillos as a Community Organization for Los Cerrillos Community Planning Area

MS. RINCON: So the item for your consideration is the Las Candelas de los Cerrillos application for being recognized as a community organization. Again, staff

has met with members of the Los Cerrillos Planning Committee and the Las Candelas de los Cerrillos and we've discussed the program and their representation of the Los Cerrillos community. Membership in Las Candelas is available to those who reside or own property within the Los Cerrillos community district and for this one I wanted to point out Todd Brown. He is the president for Las Candelas and he's also going to be the point of contact for this CO. So staff recommends approval and I stand for any questions.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I'd appreciate it if Mr. Brown could come forward and say a few words.

TODD BROWN: Hello. What do you want me to say, Robert?

COMMISSIONER ANAYA: You're usually not at a loss for words, Todd. You can say whatever you like.

MR. BROWN: Don't get me started. I hope you guys come down to my petting zoo and mining museum in Cerrillos next time you're in the Village of Cerrillos. Our community association is very excited to work with Santa Fe County and we'll try to do the best we can down there to make it all happen. We're trying to get our village started and we need more businesses so keep sending applicants down to us. Thank you.

CHAIRMAN CHAVEZ: Thank you.

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

COMMISSIONER HOLIAN: Second.

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

The motion passed by unanimous [5-0] voice vote.

III. B. 4. Resolution No. 2016-36, a Resolution to Recognize the San Marcos District Planning Committee as a Community Organization for the San Marcos Community Planning Area

MS. RINCON: So this item for your consideration is the San Marcos Planning Committee to be recognized as a CO. Again, staff has met with members of the planning committee and we've talked about how they represent the larger community as a whole. They are going to actually have three contact representatives because it's such a large geographic area to help lessen the burden of the contact. So the staff recommends approval and I stand for any questions.

CHAIRMAN CHAVEZ: Do we have members?

MS. RINCON: Not today.

CHAIRMAN CHAVEZ: Commissioner Anaya? Commissioner Stefanics?

COMMISSIONER ANAYA: I'd defer to Commissioner Stefanics, if she wants to make the motion, I'd like to make the second.

COMMISSIONER STEFANICS: I'll make a motion to approve.

COMMISSIONER ANAYA: Second.

CHAIRMAN CHAVEZ: I have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

III. B. 5. Resolution No. 2016-37, a Resolution Authorizing and Delegating to the County Manager the Authority to Execute the Memorandum of Agreement Between the State Human Services Department and Santa Fe County to Implement SB 42

MARK CALDWELL (Warden): Mr. Chair, County Commissioners, the item before you is a resolution to authorize and delegate to the County Manager the authority to execute a memorandum of agreement between the State Human Services Department and Santa Fe County to implement Senate Bill 42. The Senate Bill 42 was passed during the 2015 legislative session. It amended the Public Assistance Act to now require the New Mexico Human Services Department to provide for continued Medicaid eligibility for individuals who are incarcerated or confined in a correctional facility.

The act requires HSD to ensure inmates of a facility such as the detention facility who are enrolled in Medicaid upon incarceration continue to be eligible for Medicaid while incarcerated, and inmates who are not enrolled in Medicaid can apply for Medicaid during their incarceration. HSD is implementing Senate Bill 42 with county jails and detention centers through memorandums of agreement that establish procedures that HSD and the counties will follow to convey among other things inmate data that will permit HSD to determine eligibility and track medical services for Medicaid-eligible individuals.

The staff recommend participation because it will allow facilities to have members to be trained and certified by HSD as presumptive eligibility determiners who are then authorized to make presumptive eligibility or short-term Medicaid determinations for eligible individuals. This will allow the facility to provide access to immediate care for eligible recipients and to ensure assistance with submission and possible ongoing Medicaid coverage for those individuals who become incarcerated.

In addition, eligibility for short-term Medicaid for incarcerated individuals covers hospital in-patient services for Medicaid eligible adult and juvenile inmates once they're incarcerated. As a county, the facility's ability to assist this segment of the population will also assist in cost savings and effectiveness to include increasing the instances of eligibility of those transitioning into programs who previously were not eligible due to having no insurance coverage.

With me today to assist in answering any of the more technical questions is Mr. Mahesh Sita from Human Services Department. He is a bureau chief with the Medical Assistance Division as well as Ms. Janell Rouge, who is program manager with the Medical Assistance Division. If you have any questions we'd be happy to answer them.

CHAIRMAN CHAVEZ: Thank you, Mr. Caldwell. And yes, I think we are going to have some questions. Commissioner Holian, are you ready to go first?

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Warden, for the presentation. I guess my question is do you think that this has the potential to save our Corrections Department – to actually save money in our Corrections Department for medical treatment?

WARDEN CALDWELL: Yes. I think it has the potential to save, yes, ma'am, a lot of money.

COMMISSIONER HOLIAN: Thank you.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. I'd like to thank the Human Services Department for working with the counties in getting this program set up. All the counties that have jails are looking forward to utilizing this program. Thank you.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, ditto the comments of Commissioner Stefanics. This is going to help our facility but also facilities across the state so I appreciate it. Mahesh, good to see you.

CHAIRMAN CHAVEZ: So if I could just build on that. I know that dollars and sense mean a lot. We need to reduce the fiscal impact in our facilities. This will help do that, but I think there's a value added component because it assists those that need the help most so that they can have the coverage that they need while they are incarcerated and upon their release. So hopefully this will become part of our wrap-around services that we're trying to focus on, that continuum of care that we desperately need in our community. It's part of our County Health Action Plan, and so when you talk about facility staff members to be trained, would that be our re-entry specialist or would that be someone else in your staff that would assume those responsibilities?

WARDEN CALDWELL: Mr. Chair, that does include the re-entry specialist. The current re-entry specialist has already been trained as a presumptive eligibility determiner, as well as a few of our case managers. Ultimately, all our complement of case managers as well as the re-entry specialists all will be trained.

CHAIRMAN CHAVEZ: Okay. Great. Any other questions of staff or members of the Health and Human Services Department? No?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval.

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

The motion passed by unanimous [5-0] voice vote.

- III. B. 6.** Consideration of Proposed Resolutions to Support the Management Strategy for Segment of the Santa Fe River Between the Santa Fe Wastewater Treatment Plant and the Boca del Cañon
- a. Resolution No. 2016-___, a Resolution Supporting Immediate Reduction of the Beaver Population on the Santa Fe River below the City of Santa Fe Wastewater Treatment Plant and Extending to the Boca del Cañon **TABLED**
 - b. Resolution No. 2016-___, a Resolution Supporting Joint Efforts to Plan and Implement a Holistic Management Strategy for the Segment of the Santa Fe River between the Sana Fe Wastewater Treatment Plant and the Boca del Cañon to Include Riparian, Wildlife and Streamflow Management **TABLED TO END OF JULY**

III. C. Miscellaneous

- 1. Request Authorization to Enter into Santa Fe County Affordable Housing Agreement with Cielo Colorado Land Company, LLC for Cielo Colorado Estates**

MR. GRIEGO: Mr. Chair, Commissioners, this item is to enter into an affordable housing agreement. This is in accordance with the approved final order for Cielo Colorado Estates. The order is attached as Exhibit 1. Exhibit 2 in your packet includes the affordable housing agreement so the affordable housing is based on the approved development plan for Cielo Colorado and Company for Cielo Colorado Estates.

CHAIRMAN CHAVEZ: So, Robert, I was honestly not able to read through all of this but this development is providing units, not cash in lieu of.

MR. GRIEGO: That's correct.

CHAIRMAN CHAVEZ: Okay. Thank you. Any questions to staff? So this is a request to enter into the affordable housing agreement. Commission?

COMMISSIONER ANAYA: Move for approval, Mr. Chair.

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: Okay we have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

III. C. 2. Approval of Commissioning Services Agreement No. 2016-0174-PW/RM between Santa Fe County and Engineering Economics, Inc. for the Commissioning of the New County Administration Building at 100 Catron Street and the Renovation of the Old Administration Building at 102 Grant Avenue in the Amount of \$268,130, Excluding NMGRT, 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. This procurement was done issuing an RFP in December. We had five proposals and the selection committee found Engineering Economics as the most qualified for this service. The commissioning is a professional service that will review plans and give recommendations to the County for the mechanical infrastructure, the envelope of the building, that it's all functioning. This is again, Mr. Chair, it is for the new County Administration Building and the existing building here. With that, Mr. Chair, I'll stand for any questions.

CHAIRMAN CHAVEZ: So how does this tie into the approval that was granted at the last County Commission for the design and the programming of that building. These are just the heating and cooling systems? Electrical system?

MR. TAYLOR: Mr. Chair, the contract that was awarded last BCC meeting was for the architectural design of the facility and design for the renovation of this building.

CHAIRMAN CHAVEZ: Programming, right?

MR. TAYLOR: Programming, schematics, all the way through construction, administration – everything. The commissioning task is an additional service that could be provided by the AE of record for it but the owner wants to have a separate individual to actually look at the working mechanics of the HVAC system, the electrical, the envelope of the building that commissioning brings to the table. Energy efficiency, that they actually function and work prior to us occupying the facility. So it's an added service that could be done through an AE contract but it's best practices to do it with a separate contract.

CHAIRMAN CHAVEZ: Okay. Thank you for that. That clarifies it a little bit more for me. Any other questions, comments?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval.

COMMISSIONER STEFANICS: Second.

CHAIRMAN CHAVEZ: Okay, there's a motion and a second.

The motion passed by unanimous [5-0] voice vote.

III. C. 3. Approval of Amendment No. 3 to Agreement 2012-0145-PW/PL with Iron Mountain Information Management, LLC for Records Management and Storage Services, Increasing the Compensation by an Additional \$60,000 and Extending the Term for One Additional Year, for a Total Agreement Amount of \$270,000

MR. TAYLOR: Thank you, Mr. Chair. I would like to point out one typographical error. It's under issues, second paragraph. Amendment #2 increased this contract by an amount of \$10,000; our memo states \$100,000. So currently we have a contract in a value of \$210,000. This amendment, and final amendment for the contract is requesting an increase of \$60,000 for an additional year. With that, Mr. Chair, I'll stand.

CHAIRMAN CHAVEZ: Questions of staff?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval.

COMMISSIONER ROYBAL: Second.

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

The motion passed by unanimous [5-0] voice vote.

III. C. 4. Approval of Amendment No. 1 to Electronic Site Lease 2015-0151-FD/SO/BT for the Public Safety Department's Radio Communication Towers

MR. TAYLOR: Mr. Chair, at the pleasure of the Commission I could talk a little bit about this. This is the amendment to the electronic site location for the communications for Public Safety, Fire Department. This is the site where the towers are located for their communications. This would be the amendment to continue with that site through June 30, 2018.

CHAIRMAN CHAVEZ: So for the public's clarification, we're leasing this site from who and at what dollar amount?

MR. TAYLOR: Excuse me, Mr. Chair. I'll defer to the chief.

DAVE SPERLING (Fire Chief): Thank you, Mr. Chair. This lease is held by Tesuque Peak Radio Company. They're a New Mexico corporation and we've dealt with them for a number of years. The lease cost – and this is split between County Fire and County SO is \$14,282 for the time period July 1, 2015 through June 30, 2016. So that's approximately \$7,000 per agency. It goes up a small percentage next year from July 1 through June 30, 2017.

CHAIRMAN CHAVEZ: And then the purpose, because you need this for our first responders need this to do the work that you do, so explain that just a bit.

CHIEF SPERLING: Okay. Mr. Chair, Commissioners, this is radio

equipment that we maintain on the top of Tesuque Peak. It's our backup repeater system to our prime site. So if our prime site goes down for any reason, due to a power outage or some other occurrence we automatically switch to our backup repeater site and that provides radio communication both for Santa Fe County Fire and law enforcement throughout Santa Fe County. So it's essential for us to have both the prime site and this backup site in our resources.

CHAIRMAN CHAVEZ: So that would help us in the event that we would have a major – that we would have to respond to a major emergency crisis. We would have the manpower and the equipment and the backup system to do that.

CHIEF SPERLING: Mr. Chair, that's correct. Yes.

COMMISSIONER HOLIAN: So any other questions of staff? What's the pleasure of the Commission?

COMMISSIONER HOLIAN: Mr. Chair, I move for approval.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: Okay. We have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

III. C. 5. Discussion and Direction on Residential Solid Waste and Recycling Collection

ROBERT MARTINEZ (Deputy Public Works Director): Mr. Chair, Commissioners, we're here today to close the loop on this item. We hope to provide clear status of the public involvement that took place, answer any questions that the Board may have of us and also to provide a recommendation to the BCC for clear direction.

As directed by the BCC staff obtained input from the public this last fall on a proposal that would require all solid waste haulers providing residential refuse service in more densely populated areas surrounding the city to also provide curbside recycling service as a bundled service for a single fee. In general the public accepted this or received this proposal a lot better prior to the original proposal that would have established exclusive private hauler franchise areas in these three districts.

Staff was also directed to explore the possibility of a franchise pilot program in one of the districts. Staff felt that the Eldorado area would be more receptive to a pilot program but the community was asked to provide input to ECIA, which is the Eldorado Community Improvement Association and ECIA did not get a whole lot of input from the public and also ECIA did not support the pilot program because they wanted the County to assure them that their fee would not go up when mandatory recycling was added to the curbside component.

The other thing that was asked of us at the Commission meeting was the possibility of a franchise fee that could be imposed upon the solid waste haulers that could be used for outreach or educational purposes. The County Legal Department did research that and did confirm that a franchise fee of that nature is allowable.

The key aspects of the proposal or the option that we are recommending is that the solid waste haulers provide at least every other week recycling service as a single bundled service, establish a minimum 60-gallon container volume for recyclables,

continue to allow homeowners that do not contract and have curbside waste and recycling pickup be able to self-haul by a permit at one of the County facilities for use of either of the County facilities, and require that all refuse and recyclables collected by the solid waste haulers be delivered to Caja del Rio Landfill and BuRRT, the Buckman Road recycling and transfer station, require commercial and residential haulers operating throughout the unincorporated county to obtain a license from the County and pay an annual licensing fee, and also require solid waste haulers operating throughout the unincorporated county to submit a solid waste data report to the County semiannually.

We feel this is important so we can in the future have an understanding of how much waste is being handled here in the county and where it's going. We want to make sure that the waste is staying in the county and going to the Caja del Rio Landfill with the exception of maybe down south where some of these private haulers – it would be a burden for them to come up to Caja del Rio and it would closer for them maybe to take their waste to Torrance County or Bernalillo County.

With that, I stand for questions.

CHAIRMAN CHAVEZ: Questions of staff? We'll start with Commissioner Anaya and then go to Commissioner Stefanics.

COMMISSIONER ANAYA: Mr. Chair, I just have one question or clarification if I get it wrong. If we would impose the direction recommended, then anybody that's paying to have their trash hauled would now be required, if it would pass, to pay an additional fee to cover the cost of recycling. So it's not a pilot program in a mandated sense but anybody that is paying their own refuse through a private hauler would now be mandated if that's – yes, I think it's the appropriate word – to pay more and recycle through that private hauler. So anybody that's a private hauler this will be an increase to their cost of paying to use a private hauler. Is that right?

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, that is only within the districts. Originally there were three districts that were created but since we are not pursuing exclusive franchising the district has been consolidated into one, so the answer to your question is yes, within that consolidated district, yes. Residents that have curbside refuse pick up would be required for their hauler to provide them curbside recycling as well, which would obviously increase the cost of their service.

COMMISSIONER ANAYA: And that cost, from the last meeting would be how much? Seven to ten dollars more? How much?

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, the numbers thrown out by the private haulers has been anywhere from six to ten dollars.

COMMISSIONER ANAYA: Six to ten dollars. And the district is where again?

MR. MARTINEZ: Mr. Chair, I have a map here of the three districts that were consolidated into one. I will give that to you so you can look at it.

COMMISSIONER ANAYA: I'd like to look at it but if you could just say, because there's people that might be listening in on the radio. If you could just say what the boundary is, generally speaking, of that consolidated district so the residents would know what that area encompasses.

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, the district to the north is north of 599 that encompasses 599, Las Campanas, La Tierra, Tierra de Oro, the

Tesuque area, as well as Vista Redonda and that area. To the south, we have the Old Santa Fe Trail area, Old Las Vegas Highway area, all the way down to Eldorado and to the west-southwest we have the Rancho Viejo area, La Cienega area, La Cieneguilla and as far south as the San Marcos area to include Bonanza Creek, Shenandoah Trail and all the way down to County Road 42.

COMMISSIONER ANAYA: Thank you, Mr. Martinez. That's all I had, Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair and I know we want to take this program and go far but I do think that we want to get the public to buy into it. So my first question to you is do you have any ideas that could make this more palatable or sell this to the public, is the first question. And the second one is – and I'm sorry if I missed this – how many companies do you think could be engaged in this endeavored around Santa Fe County?

MR. MARTINEZ: Mr. Chair, Commissioner Stefanics, we feel that there's probably two or three larger companies. There's probably a handful of smaller companies that are also servicing these areas. So there's probably a total of about six, some being a lot larger than others. The answer to your other question on how we could make it more palatable, the only thing I can think of is that it would hopefully increase the recycling rate to divert waste from our landfill. Most of these people in the Eldorado area and Las Campanas and Rancho Viejo area, they're already recycling. So I don't think it's that they don't want to recycle. The issues that we heard specifically in the Rancho Viejo area is my yard is pretty small. I don't have room for another bin. Some people said that's not a problem. I guess it just depends on who you talk to but the majority of the people that we spoke to were all in favor of recycling. I wish I had a better answer. The only way you can make it more palatable is to make it free.

CHAIRMAN CHAVEZ: That's what I thought.

COMMISSIONER STEFANICS: Thank you very much.

CHAIRMAN CHAVEZ: Okay, any other comments?

COMMISSIONER STEFANICS: Well, I want to pursue that a minute. I don't think we can afford free service forever. But if we want to make this more palatable. There's lots of times when there's new apartment for rent, if you rent for a year up front you get a free month. And we could look at some incentive that could engage the population. People are going to be concerned about their pocket books. People are going to be concerned about change. So we might want to look at what private industry does to grab people and grab the market. Thank you. It's just an idea.

MR. MARTINEZ: Mr. Chair, Commissioner Stefanics, if I could respond to that. Part of this ordinance would require reporting back from the private haulers so we would get an idea of how many people are out there actually getting curbside, how many are actually self-hauling, so there's definitely going to be an opportunity in the future to revisit the franchise aspect, but definitely, what we're looking for is gathering information so we can really determine what is going on out there in the country. We know that we're receiving probably about 20 percent of the waste in the county, maybe a little bit more, but we're unsure about what else is going on with the waste that we're not processing.

COMMISSIONER STEFANICS: Thank you.

CHAIRMAN CHAVEZ: So I have a question and then I'll go to Commissioner Holian. On the statement that you just made, Mr. Martinez, we're asking the solid waste haulers operating throughout the unincorporated county to submit a solid waste data report. That report, is that a report that's developed by staff? Is it a standard form that they can fill out that's consistent?

MR. MARTINEZ: Mr. Chair, staff will put together a format that captures all the information that we feel is important to us. So we would definitely put together the information that we want to gather from them and give them a format of the information that we want to receive from them.

CHAIRMAN CHAVEZ: Okay. And then on what we can recycle because I think the items that we can recycle have expanded just a bit. Cartons, like milk cartons, the paper cartons, pizza boxes, cardboard, those can be recycled?

MR. MARTINEZ: Mr. Chair, that is correct. The only thing that – everything is single stream now. The only thing that we don't typically include in that single stream is glass.

CHAIRMAN CHAVEZ: Right.

MR. MARTINEZ: Even though we are collecting it at our stations the people that are getting curbside refuse and recycling would still have to self-haul their glass to one of the County facilities, which would be free.

CHAIRMAN CHAVEZ: I guess the city residents will be self-hauling their glass to some kind of convenience centers of some kind.

MR. MARTINEZ: Mr. Chair, that is correct.

CHAIRMAN CHAVEZ: Okay, Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I am the one actually who copied, or actually Tina copied these recycling facts that I passed out to everybody on the Board here. *[Exhibit 2]* And I think it's important to note that this ordinance really is about facilitating more recycling in our county. And I think it's also important to recognize that recycling isn't just about helping the environment, although it does have that component to it, and there's one interesting fact here that I'll just read out that I think is very interesting. It said if the US recycling levels can reach 75 percent – this is throughout the country – it will be the same environmental benefit as removing 50 million cars from the road each year and it will generate 1.5 million new jobs.

So this I think is a very important point that more recycling can actually be an economic development tool in our area and throughout the country as well. So it isn't just about the environment, it's also about economic development, which I think is very positive because we're always trying to encourage that anyway. So in any event I think that I certainly am in support with all the key provisions that you itemized in our packet here and I'd like to hear from the other Commissioners as well, and I realize that we're trying to keep the costs down but I would like to find a way that we could find some funding, one way or another to have increased community outreach, because that's what's going to really make this program a success in my opinion. So in any event, I would like to hear from the other Commissioners and then also I note there are two people here from Eldorado 285 Recycles and perhaps they would like to make a few comments. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I guess I have a question that I would ask you and then we have a representative from Eldorado. What if we had a pilot program and it didn't require the additional recycling from the provider but had maybe even an incentive based program where they would be mandated to have curbside for their solid waste but we incentivize the recycling to utilize our center, so we separate the two. We mandate the solid waste but then we figure out an incentivized program just for recycling. Would they be amenable to that, do we think, if they wouldn't have an increase? Because that's what it sounds like to me. It sounds like Eldorado says I don't want a mandatory requirement if it's going to raise the cost of my curbside. So what if we just isolated the curbside and said, okay, and mandated the curbside, but then incentivized the recycling component to utilize our facility, which, I think you stated earlier, they're already utilizing anyway, probably better than any other community in the county.

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, that is correct. Eldorado was really proactive in recycling, whether it be at the curb or whether it be at our facility. I don't know what the exact numbers are but I think Mr. Eigner had stated that – and correct me if I'm wrong, Joe – but about 70 percent of the residents in Eldorado are getting curbside refuse so that would mean that those 70 percent that are getting curbside are using our facility for recycling. The other 30 percent we're guessing are using our facility for refuse and recycling. So I'm not sure that there would be any benefit to that option.

COMMISSIONER ANAYA: Less trash that we're dealing with relative to taking it in and hauling it which costs a lot of resources for us, so wouldn't that be a net savings for the County if we didn't have that additional solid waste coming into the facility?

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, I guess the only way we could confirm that is if we had some actual data that showed that. I still think that the majority of the residents there are already just getting the solid waste without the recycling now. So basically what you're asking is something that is already status quo, so I don't know if that would improve anything or not.

COMMISSIONER ANAYA: So here's where I get stuck then. And I'm following your line. If I follow your line that 70 percent are already using private haulers then the net result of us creating this ordinance, if we did it, would be an increase to 70 percent of the people that are already using private haulers and already recycling. So I guess I can't get the logic behind, okay, let's mandate that those 70 that are already doing a good job are going to get an extra increase \$6 to \$10 per month on their bill.

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, that is correct.

COMMISSIONER ANAYA: I can't see it.

MR. MARTINEZ: With bundled service, recycling and waste, it is going to increase their fee. But that is the – the Eldorado area is maybe a little unique to the other communities. But you're correct; it will raise their fee.

COMMISSIONER ANAYA: So let me understand more. So Eldorado at 70 – is it 50 or what is it in those other – Las Campanas? Specifically what I'm concerned about, what is it in La Cienega, La Cieneguilla and those areas that are directly in my district? What – do we have any idea of what their usage is?

MR. MARTINEZ: Mr. Chair, Commissioner Anaya, no, we don't. That's why we incorporated this required data reporting from the self-haulers so a year from now we would have a better idea of who's self-hauling, who is getting curbside, and that way we'd be better prepared to make a decision to make something mandatory.

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

CHAIRMAN CHAVEZ: Commissioner Holian, did you have any questions?

COMMISSIONER HOLIAN: Well, I was just going to make the same point that Robert just did which is in Eldorado they already have the system that you were suggesting because it is incentivized to recycle since anybody can recycle at the transfer stations for free. It doesn't cost anything at all. And in fact I'll just point out that there are ways that people can pay very little for their solid waste and that's what my husband and I do. Of course we can't have a private hauler where we live anyway, but we use bag tags for the landfill trash and then we recycle everything else that we can and we figure that our bill for solid waste in a year is \$25, total bill, \$25. Way less than the permit for the recycling center. So we have a way, if people really want to save serious money, anybody actually in the county can do that. They don't have to live in an out of the way place like we do. So there are options.

But I think even in Eldorado, even though there's more recycling there than anywhere else I don't think that every single person who has private pickup is recycling. So I think that an awful lot of those recyclable materials are in fact going into the landfill, even in Eldorado. And I think I've seen that the estimates of just – and Robert, maybe you can clarify it a little, but it seems to me, the graphs that I've seen is that about somewhere between 15 and 20 percent of the solid waste that's collected in the county is recyclables. Only about 15 percent, maybe 20 percent, max.

MR. MARTINEZ: Mr. Chair, Commissioner Holian, it all depends on the amount of actual refuse that is taken to our stations. It seems like the recycling tonnage is pretty much constant but when our refuse tonnage is down it appears that our recycling rate is higher. But yes, it ranges on the monthly reports that are given to you anywhere from probably 12 to 20 percent each month, but a lot of that has to do with the decrease in refuse that month, but our recycling tonnages are pretty constant through the year, which is – our tonnages are pretty decent.

CHAIRMAN CHAVEZ: So if I could – thank you, Mr. Martinez. So if I could I want to see if we could focus our attention to the action requested on this item and see if we can come to a consensus on what's being asked of us at this point.

MR. MARTINEZ: Mr. Chair, if you go to the second page of the memo where it says discussion.

CHAIRMAN CHAVEZ: That's where I'm at.

MR. MARTINEZ: The key aspects of the proposal – that is what staff is recommending.

CHAIRMAN CHAVEZ: Right. So we're on the same page. But I wanted to read that into the minutes and then see if we're all in agreement with that. So the request is to direct staff to prepare an ordinance requiring solid waste haulers providing service in the proposed residential solid waste collection district to bundle refuse and recycling service for a single fee, and to include other solid waste provisions in the

ordinance as outlined in the discussion section of this memo.

The discussion section has four points that you want the haulers to agree to. Furthermore you would like the County Commission to direct the Manager to schedule the ordinance for the April 26th BCC meeting for request – the request would be approval to publish title and general summary for that ordinance.

MR. MARTINEZ: Mr. Chair, that's correct.

CHAIRMAN CHAVEZ: That would start the discussion and the public hearings for the new ordinance. So that's where we're at.

COMMISSIONER HOLIAN: So, Mr. Chair, if I might make a motion to direct staff to draft an ordinance, which we will publish title and general summary of at the April 26th meeting, I think, including the points that were laid out in our packet.

CHAIRMAN CHAVEZ: Okay, there's a motion. Do I hear a second?

COMMISSIONER STEFANICS: I'll second, but I would like to propose a friendly amendment.

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

COMMISSIONER STEFANICS: I'm wondering if the maker of the motion would be open to staff investigating some incentive program.

COMMISSIONER HOLIAN: Absolutely. And I would actually even be in favor of our funding – the County funding some kind of an incentive program to get the ball rolling.

COMMISSIONER STEFANICS: Okay. So that would be a friendly amendment.

COMMISSIONER HOLIAN: Yes. I would agree to that.

CHAIRMAN CHAVEZ: So we have a motion with a friendly amendment. Commissioner Roybal.

COMMISSIONER ROYBAL: Yes, I would also like to recommend that we engage the HOAs, the homeowner associations during that time just to get input from them. That's it.

CHAIRMAN CHAVEZ: Question, Mr. Martinez.

MR. MARTINEZ: Mr. Chair, Commissioner Roybal, could you repeat that?

COMMISSIONER ROYBAL: I asked have we engaged the homeowner associations in these areas already?

MR. MARTINEZ: Mr. Chair, Commissioner Roybal, we have. Yes. Craig has an extensive mailing list of all the HOAs within these areas. As a matter of fact, as part of their development plans the majority of these communities are required to have curbside already as per their development agreement.

COMMISSIONER ROYBAL: Okay. Thank you.

CHAIRMAN CHAVEZ: So we have a motion with a friendly amendment. There's a motion and a second.

The motion passed by majority 4-1 voice vote with Commissioner Anaya casting the nay vote.

MR. MARTINEZ: Mr. Chair, for clarification. So are we – is staff directed to investigate an incentive program prior to coming to the Board for title and general summary? Or is that something that can be investigated and developed at the same time? I just want to make sure that I'm hearing you correctly because when we bring this forward to you on April 26th we may not have fully vetted an incentive program that we're ready to support. So I just want to make sure I'm clear. Do we come back on the 26th with title and general summary for request?

COMMISSIONER STEFANICS: So Mr. Chair, my comment is not intended to slow down the process, so I would be willing for there to be ideas to be presented at the meeting for incentivizing, but to move ahead. Thank you.

MR. MARTINEZ: Okay. Thank you.

CHAIRMAN CHAVEZ: Okay, so I think we're good. You're good, Mr. Martinez?

MR. MARTINEZ: Yes. Thank you.

III. D. Ordinances

1. Request Authorization to Publish Title and General Summary of Ordinance 2016-__, The Place at Caja del Rio, a Senior Living Project, Local Economic Development Act (LEDA) Project Ordinance [Exhibit 3: Staff Memo]

DAVID GRISCOM (Economic Development): Mr. Chair, Commissioners, so you have before you a memo requesting authorization to publish title and general summary for a senior living campus on Caja del Rio. This is the third time before you, Commissioners. I'm sure you're familiar with the project but in summary this is a senior living project with independent living units, assisted living units, skilled nursing beds and memory care beds. This is out on Caja del Rio on 28 acres. It's phased in over the course of five years. The proposal is to provide \$300,000 towards infrastructure development. In return for the \$300,000 the project developer will create 170 high-wage jobs that average \$52,000 per job by 2021.

So what is new and the reason why we're before you again today is we had to work out some language on the security, and so we've worked out an agreement with the developer to isolate a certain acreage of those 28 acres that would provide security for the County. Those acres are being surveyed and appraised as we speak and if you would note on your ordinance on page 2, number 7, items a, b, c, and d, those are the new elements in the ordinance. With that I stand for questions.

CHAIRMAN CHAVEZ: Commissioner Stefanics, you had a question?

COMMISSIONER STEFANICS: Yes. Mr. Chair, I have a question and a motion. The question is are these different levels of care separated from each other?

MR. GRISCOM: Mr. Chair, Commissioner Stefanics, this project is modeled after a project that they have in Albuquerque and if you can envision a series of wings with one center focus. Each wing is representing a different element. So a memory care element, an independent living element and so on and so forth.

COMMISSIONER STEFANICS: Okay. The reason I ask is there was a

national member of AARP here speaking to a very large group of senior service people from around the entire state yesterday. And I had the opportunity to be at a lunch with him and the issue comes up about trying to age in place and to have some community that keeps a vibrant life and vibrant interaction going as long as possible. And people became appalled that we had approved a new facility – of course nobody's been coming to object when we did our approvals for this, and really we're saying why are you approving a standardized, old-fashioned idea.

So has this company – do they only have the one facility in Albuquerque or do they have other facilities?

MR. GRISCOM: Mr. Chair, Commissioner Stefanics, I believe they have a second facility in Albuquerque. I have not visited the second facility but I have visited the one that this one here at Caja del Rio is being modeled after.

COMMISSIONER STEFANICS: Okay. So I have no objection to this but I would like to have a conversation with somebody from that facility as they're developing. Because I don't want the senior community here to rise up in arms against them. I think it's a worthwhile project. I feel so moved to approve the LEDA, but I'd like to see if we could keep it moving towards a more modern approach. That's all. Thank you, Mr. Chair.

COMMISSIONER ANAYA: If that's a motion, Mr. Chair, I'll second it.

COMMISSIONER STEFANICS: It was.

CHAIRMAN CHAVEZ: So there's a motion and there's a second. The only thing I would add to this is that I think it is a much needed facility in our community. We know that our population for the most part is aging and we're willing to invest in this through assistance in infrastructure improvements. So David, could you touch on the offsite improvements that – it's in our packet but I just wanted to mention that for the record so that the public knows that it's an economic development project and so we're willing to offset some of their infrastructure costs.

MR. GRISCOM: Mr. Chair, yes. This is an economic development project and this is being financed through the Local Economic Development Act, LEDA. The support that the County would provide is infrastructure which we will see, if you go to page 2 of your memo under LEDA requests at the bottom, items a and b, the support that our money would provide is 7,000 lineal feet of new 8" sanitary sewer line with 16 connection points along 599 frontage road from Caja del Rio to the connection point in Paseo de River, just north of Airport Road, as well as 4,230 lineal feet of 12" waterline from the development to the existing 12" line that extends east of Caja del Rio at Cochiti Trail Road.

CHAIRMAN CHAVEZ: So that's water and sewer infrastructure, but our road network is pretty much – is adequate to handle the traffic to and from this facility.

MR. GRISCOM: Mr. Chair, Commissioners, that is my understanding.
Yes.

CHAIRMAN CHAVEZ: Okay. Those are the only questions I have. Commissioner Roybal? Commissioner Stefanics? So we have a motion and a second. Any further discussion? Hearing none.

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

III. D. 2. Ordinance No. 2016-2, an Ordinance Amending Section 3.5.4 of Ordinance No. 2015-11, the Santa Fe County Sustainable Land Development Code, Concerning Hearing Officer Qualifications (FIRST AND ONLY PUBLIC HEARING)

PENNY ELLIS GREEN (Growth Management Director): Thank you, Mr. Chair, Commissioners. On March 8th the Board approved authorization to publish title and general summary of this ordinance. Chapter 3, Section 3.5 requires that the Board appoint a hearing officer. As staff began the process of soliciting a hearing officer for appointment and upon further review of the language we found that this section had a much broader reading than was intended and to avoid unnecessarily disqualifying attorneys with experience, and to ensure attorneys applying do not have conflicts of interest, staff has drafted language to amend that section of the code.

This amendment is coming forward prior to the six-month review of the SLDC for the one specific change so we can move forward with the RFP and appoint a hearing officer. At the March 8th meeting the Board also requested staff to address the appointment to City-County joint boards and to look at past interests of the hearing officer. These two items are addressed in the proposed ordinance. Attachments to your packet – Exhibit A is the proposed ordinance and B shows the redline version of the ordinance. Mr. Chair, would you like me to read the entire ordinance language into the record?

CHAIRMAN CHAVEZ: No, I don't think that's necessary. If it seems important we can do that later on. But for right now I think we're good.

MS. ELLIS-GREEN: So Mr. Chair, staff requests approval of this ordinance and I stand for questions.

CHAIRMAN CHAVEZ: Thank you. Questions of staff?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, Ms. Ellis, one comment that I had had to do with judicial, past judges, so in no way does anything we have keep judges or other people that have that expertise from becoming a hearing officer? Is that right?

MS. ELLIS-GREEN: Mr. Chair, Commissioner Anaya, yes, that is correct. It does not exclude a previous judge from being a hearing officer.

COMMISSIONER ANAYA: Okay. Thank you. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: So do I hear a motion? So this is a public hearing. First and only public hearing, so I will open it up to the public. I see there are no public hear to speak to this item so we'll close the public hearing portion and ask for a motion then on this item.

COMMISSIONER ANAYA: Move for approval, Mr. Chair.

CHAIRMAN CHAVEZ: Second. Motion and a second.

The motion carried unanimously by roll call vote as follows:

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

COMMISSIONER STEFANICS: Mr. Chair, I do have a question. When would we envision that this would be place? I know it says 30 days but –

MS. ELLIS-GREEN: Thirty days after recordation. The RFP closes at the end of this week or early next week, so this would already have been approved so by the time we bring forward a hearing officer for appointment this ordinance would be in effect.

COMMISSIONER STEFANICS: But did we not already decide to use an interim hearing officer?

MS. ELLIS-GREEN: Mr. Chair, Commissioner Stefanics, we’ve been using an interim hearing officer. We used her in February and March and it will also be April and May because we’re not expecting to bring back a permanent appointment until about May time.

COMMISSIONER STEFANICS: Okay, so that hearing officer would go through HR and the County Manager? Or through yourself or how would that person be – it’s an RFP so would it be Purchasing?

MS. ELLIS-GREEN: It is going through the Purchasing Division. Yes.

COMMISSIONER STEFANICS: And I am supposing that this person will be not just responding to an RFP but legally vetted?

MR. SHAFFER: Mr. Chair, Commissioner Stefanics, that’s correct. I believe that a member of the Count Attorney’s office will be on the evaluation committee, and then ultimately the hearing officer will be appointed by the Board of County Commissioners and as part of that process the Board will also be able to vet the qualifications of the proposed hearing officer or hearing officers.

COMMISSIONER STEFANICS: Thank you very much. That’s all.

CHAIRMAN CHAVEZ: Thank you, Penny.

IV. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

- 1. Determination that Santa Fe Film and Media Studios, Inc. Satisfied its Economic Development Goals [Exhibit 4: Staff Memo; Exhibit 5: Potential Agenda]**

MS. MILLER: Mr. Chair, Commissioners, yes. A couple things I have for you. First of all, on your desktops there was a handout which has the numbers, a one at the top, written at the top from David Griscom and Lynette Kennard to be talking about how they as staff went through a process of verifying the hours reported under the LEDA grant by Santa Fe Studios. Just to refresh your memories, the LEDA grant, which

included the state's contribution of \$10 million and the County's development of infrastructure – widening the road, water, wastewater and broadband infrastructure to the project required in return that the studios by February 2016 produce 500,000 hours in Santa Fe County related to films that had contracts with the studios.

So staff went through a process to do that, working with the individuals at Santa Fe Studios as well as getting a list from their attorney that stated films that were most likely to have a large number of production hours within Santa Fe County. I don't know if you recall but towards the end of last year they had given us a notice of producing more than the 500,000 hours but we were interested in actually verifying specifically up to 500,000 hours within Santa Fe County in compliance with their LEDA grant requirements.

So staff went out and reviewed daily call sheets from productions, post-productions, statistical forms, payroll reports and records, crew lists, daily production reports and invoices submitted to Santa Fe Studios for security services provided at the studios. I just want to say that no single entity actually had all the documentation required so we worked with numerous entities in order to make sure that we could verify the hours reported and so we worked with Santa Fe Studios, Manhattan Beach Studios – that is one of their contractors and lessees. We also worked with Keslow Camera, Cinelease, Santa Fe Film Services, the New Mexico Film Office and the IATSE Local 40 union, which I want to say they were really instrumental in helping us verify the hours. I think without their assistance we would have had a much more difficult time in doing so, so I want to commend them and thank them for their cooperation. All of the entities were helpful in doing this.

And in the back of that memo, I want to also point out we did go on to verify above the 500,000 hours because that wasn't needed for purposes of meeting their LEDA grant requirement but we did note that there were quite a few other jobs that came as a result of these productions and the studios' presence in Santa Fe County. There were estimates from the union and from industry – individuals that stated that they think it's probably three times that number for the time period we were looking at, just based on industry standards.

On the back of that memo gives you the breakdown of how those hours were verified and as I said they stopped at the 500,000 hours. So they were provided their notice that they had met the hours and their release of lien relative to that requirement.

CHAIRMAN CHAVEZ: I have a question. So it's been somewhat difficult to access the information and the numbers that we're looking for. It sounds like you've worked through that and we're at a good place now. But what's going to prevent us from slipping back to where we were? Because we're still not done with this. We still have to track the set hours?

MS. MILLER: Mr. Chair, no. Actually, the requirement in the LEDA grant is just to produce the 500,000 hours.

CHAIRMAN CHAVEZ: So they've met that requirement.

MS. MILLER: They've met that requirement and that's just for that portion of the agreements. We have multiple agreements with the studio. So we have a loan guarantee with the bank. That's still in place and they're still making payments on their loan. We also still have the loan for the land, which is under the forbearance

agreement, and then there was this piece to verify their hours, which was another requirement under their agreements with Santa Fe County. And what this does, by verifying these hours, is meets that requirement in the grant and releases the lien that was placed upon the project relative to the state's contribution of \$10 million, the LEDA grant from them as well as the County's contributions for the infrastructure. So it releases that portion, but they still have other contractual obligations with the County that are still in place.

CHAIRMAN CHAVEZ: So again, just to recap the 500,000 job hours has been met but we're hoping that Santa Fe Studios will continue to employ people on a regular and hopefully long-term basis.

MS. MILLER: Mr. Chair, most definitely. Clearly, they're a business looking to stay in business and they need to generate revenues from the studios to continue their payments to the bank, to the County, for the property taxes and so I would anticipate they'll continue attracting productions and having the same kind of job results as they have with the productions that they've been associated with.

CHAIRMAN CHAVEZ: Good. Any other questions or comments. Okay, thank you. I think that's probably good news for many who have been concerned about this because again, we have taxpayer dollars that are going into basically a private business that we hope will generate those jobs far into the future. So I think we're all better off for that. So thank staff and the business parts at Santa Fe Studios.

MS. MILLER: Mr. Chair, yes. I think what that has shown is that that LEDA project did meet some of its intended goals which was to bring jobs which weren't previously here, an industry that wasn't previously within Santa Fe County into Santa Fe County. So that was a positive outcome from that review of their hours as required under the LEDA grant.

I had three other quick things. I just wanted to remind the Board of the Intergovernmental Tribal Summit scheduled for Friday, April 22nd from 7:30 am to 3:00 pm at the Four Seasons Ranch Encantado Restaurant. We're working on finalizing that agenda. That agenda has – looking at where we are, what we all do, where we're going, what things we can collaborate on, and also having the Association of Counties – I don't know if you recall but at the mid-winter conference they talked about some programs that they have in working with tribal governments so they also will be giving us that curriculum update of what they're looking to put forward through the Association of Counties.

So we're working on that, finalizing that and we continue to remind the pueblos that that's the date. Don't schedule anything over the top of it. So we've been in contact with them.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Two questions or a statement and then a question. I would suggest that when it's noticed that it has a beginning and ending time for the public, so that the meeting ends at a certain time. The second question I have is who all is invited? Besides the tribes in Santa Fe County?

MR. FLORES: Mr. Chair, Commissioner Stefanics, on the back side of this item there is the time agenda that we'll be publishing. We're trying to keep that on a

schedule so we are taking into consideration a start and end time. When it comes to the attendees that have been invited, all seven pueblos that reside or have boundaries within Santa Fe County, so Santa Clara, Tesuque, Pojoaque, San Ildefonso, Nambe, Cochiti and Santo Domingo. And the County. The Association of the Counties is going to be there in support of the curriculum activities, and also Mr. Regis Pecos has agreed to help moderate the discussion. So those are the invitees for the summit. This is a Santa Fe County government and tribal summit.

COMMISSIONER STEFANICS: Thank you. I was wondering if it was just our County or other entities so thank you very much for that clarification.

MS. MILLER: Okay, the next item that I want to update on is we are working on a behavior health summit. We've scheduled a date of May 19, 2016 as the date for the County's Behavioral Health; Changing the Model summit, and it's planned from 8:00 to 4:00 pm at the El Dorado Hotel and we are working also on that agenda with staff to make sure that we have that firmed up.

CHAIRMAN CHAVEZ: And I want to expand on that a little bit because I want to talk about the format and who we're inviting to that summit as well. And we want to talk about – we had a discussion earlier about our youth detention facility. We want to talk about our adult detention facility and the impact that that has on not only our county but other counties across the state.

MR. FLORES: Mr. Chair, thank you. To the previous question, our invitees are – this summit is much broader with the government entities so Santa Fe County, City of Santa Fe, Rio Arriba County, City of Española, Taos County, Village of Taos, Los Alamos County and City are all invitees to the health summer, changing the model program that the Commission is working on. So the attendees for that one are much broader when it comes to the government. There's a slew of non-profits that will be also invited to this thing and I anticipate probably attendance close to 100 different individuals at different times.

The preliminary agenda that has been developed, that still has some tweaking to do, has the overall presentation of where we're at and where we're going. Some case examples of behavior health when it comes to our detention facilities and other models we're going to use. I think it's the San Antonio or the Austin program method that they're using out there as one of our case studies. There's also intended to have two tracks, one a governmental track and one a non-profit track but then we would flip over in the afternoon session to have similar dialogues in coming back together.

So correct me if I'm wrong, Mr. Chair, but changing the model is really the concept of the baseline for the summit to garner information from all the non-profit providers as well as the government entities that deal with these types of issues.

CHAIRMAN CHAVEZ: Yes, that's accurate, and when we talk about our jails and the fact that they're acting as de facto mental health facilities that they were not designed for, those are the models that we need to change and it's not going to be easy. It's going to be expensive but hopefully we'll be saving money in the long run and having a better social impact on how we're handling that segment of the population.

MR. FLORES: Yes, Mr. Chair, and in addition we've talked to the Association of Counties, with Joy and Steve directly and they've graciously offered up Grace Philips to help us through some of the agenda topics and discussion points. So I

anticipate in this program the Association of Counties would have more of a lead role in developing this or crafting this with us.

CHAIRMAN CHAVEZ: Definitely, and I'm glad that you brought that up because for Commissioner Stefanics, I think it's obvious that this is part of the Stepping Up initiatives and the six action steps that were spelled out in that Stepping Up initiative. And I think the County is being pro-active and we're already three steps or four steps into that six-step process. So we're on the right track in that regard. So I want to thank staff, Tony and Tessa and all of staff for setting up this behavior health summit. I think it's very timely and I hope it produces some good results and action for moving forward. Anything else, Manager Miller?

MS. MILLER: Mr. Chair, yes. I also wanted to provide you with a brief update on the County Open Space Management Plans. We have work currently underway for six of our open space properties and we're working on completing the management plans for Los Potreros open space. That property is in Chimayo. The San Pedro open space property, the La Cieneguilla open space property and we hope that those plans will be ready for Board review in July of this year. And then we also awarded three contracts for management plans for the Ortiz Mountain Educational Preserve, the Lamy open space property and the Madrid open space property.

So those plans we hope to have done in late December of this year with presentation occurring in January of 2017. But I don't know if you recall, the budget process, a couple years ago we were trying to get management plans and plans of how to get more of our open space open to the public. So that is what these plans are designed to do.

Then I also wanted to update you on two requests. There was some conversation I had with the City where they've been kind of going around for a year or two now. One of them, the first one was an update on the airport. The City had previously asked – I want to say it was some time last year, if we would participate in funding a consultant for looking at ways to bring better air service into the Santa Fe Airport. At that time there was general consensus that you would support doing something jointly, but then Taos Ski Valley, because they also wanted to be involved in it, kind of moved forward and put a consultant on board so that we didn't need to contribute to that, so that was a good thing.

But now they've come back and said – the consultant has come back and said there are a couple of different pots of funding at the federal and at the state level for aviation grants that would help smaller airports get the support that they need in order to attract more diverse flights. So now the City has asked if we would participate in funding possibly up to \$50,000 to participate in matching funds totaling of about \$200,000 between the City, the County and a few other entities in order to try to get about \$600,000 to \$800,000 in state and federal aviation funds.

So we still have the funding left from funding we didn't spend for the consultant so we have funds available if the Board thinks that that would be a worthwhile endeavor.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: So I think it's a worthy cause to try and draw more attention to the Santa Fe Airport, but I find myself perplexed when I think of the other long-standing issues that we did not get any resolution to, and in fact we're

going to go in executive session to get some input or feedback on some other matters. So I'm a little reluctant to engage in additional fiscal resources to the City right now until we can figure out some headway and some movement relative to some of our other broader, long-standing challenges and issues that we have yet to resolve. So that's my individual take. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: You're welcome.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I actually – I think this is sort of a separate issue and as long as we're convinced that the money will be used for what we are intending it to be used for I'm in support of it because I think it's important to make our airport viable. It's a great resource and especially because of the film industry here. And now I don't think we have any really good flights between Santa Fe and Los Angeles and that was really popular, especially with the people that are in movie-making industry. So I'm in favor of it.

CHAIRMAN CHAVEZ: Well, I kind of agree with Commissioner Anaya, but then we're dealing with our youth and adult detention facilities and that dollar amount, so I think that if it's something that the City wants to talk about we can put it on the list of things to do. There was another discussion that I had earlier this morning with someone who wanted us to participate in improving the MRC soccer fields and that's going to be somewhere between \$5 and \$7 million. I'm not ready to make that commitment yet either but I think that if those are things that the City would like to discuss I'm willing to discuss them but I do agree with Commissioner Anaya that there are other higher priority topics of discussion that we have not yet resolved and I would like to resolve some of those issues first before we start adding to the list. So I guess that's my take on that. Commissioner Stefanics.

COMMISSIONER STEFANICS: I believe that the airport could contribute to economic development so let me just put that out there. I do not think that we always have an equal relationship with the City when it comes to participating financially versus being told after the fact to get on board with something. So I don't see – the amount we're talking about is –

MS. MILLER: Mr. Chair, Commissioner Stefanics, up to \$50,000. So it would be \$25,000 to \$50,000 and it would be used as matching funds so I don't think if we don't get any state or federal grants for it then we wouldn't use it. So it would be used only as matching if we get any of the other grants.

COMMISSIONER STEFANICS: Okay. So the fact that it would be matching and that I would not want us to exceed the contribution that the City would put in. Number one. We would not be spending the money if we didn't get the federal grant, and would this money come out of our economic development budget?

MS. MILLER: Mr. Chair, Commissioner Stefanics, that's where we had budgeted funds previously to assist in the study, so we were looking at those funds and potentially some Lodgers tax fund. Lodgers tax can be used for that. Lodgers tax is fairly specific by statute but because flight services would bring in in theory tourists that would stay in – be "heads in beds" as they say, that's another – so we were looking at about half and half.

COMMISSIONER STEFANICS: So, Mr. Chair and Ms. Miller, if we have some division of opinion I would recommend it goes on the next agenda for a vote.

MS. MILLER: I can definitely do that. And then the other item was also trying to get the Film Office going and I recommend in this regard – this was whether it was a contractor to do it, whether it was the City to do it or the County to do it, that's another one of those items we've been working on, and I offered up that the County would be the one and that the City would contribute funds to us as a potential way of getting that off the ground. When they said would we contribute funds I said I would like to propose to my Board that you contribute fund to us.

So we have had that in the budget for two years and I'd like to build it into next year as well. We haven't spent it because we have not been able to make that happen, but I would like us to take the lead on that if the Board is amenable to that idea, and see if the City would contribute to us.

COMMISSIONER STEFANICS: Mr. Chair.

COMMISSIONER ROYBAL: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. I believe that the County taking the lead on a Film Office and then the City participating might be the route to go. We do have some great film opportunities here in the county. Many of those facilities are in the county proper and I think that it might be worthwhile for us to capitalize on that.

COMMISSIONER ANAYA: Mr. Chair.

COMMISSIONER ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, Ms. Miller, I know we've talked about it for a long time and we even had the joint County-City discussion on it but what specifically would we be doing in our office that would augment what the State Film Office does? Or what might we do to augment what the State Film Office does relative to film specifically in our area? Are there ways for us to achieve a similar end by partnering with the State Film Office, or what are we specifically trying to achieve by creating our own Film Office as opposed to working with the one that already exists?

MS. MILLER: Mr. Chair, Commissioner Anaya, that's a good question. Actually, what the Film Office does is kind of promote the state as a whole. A local Film Office not only would promote local resources as a whole but they're the actual go-to place when a production does decide to film in, say, somewhere in Santa Fe County. The Film Office is that resource to tell them where everything that they possibly need is, from what site locations might be filming, who you contact for that, for working with anything that they might need built, contractors that do that, catering, the hotels that participate with them, permitting, all of the things to try to connect you to the local resources for that.

What the State Film Office does is it does it more on a more global scale to get film to come to the area, but then that just gets a production started in getting all the local resources lined up for a production.

COMMISSIONER ANAYA: Mr. Chair, I work right next door to the Greer Garson Studios and there's a substantial amount of filming that's been going on lately in Stanley and Galisteo – in particular in those two areas right now, even as we speak. And all the things you just rattled off they're doing right now. They're coordinating all the logistics on the lenders and on the catering and on coordination for

public safety. I guess what – as we move forward in the discussions, I'm not against having the discussion and I'm not saying I'm against the concept but I wouldn't want a duplication of effort with what's already existing.

And I guess I would want to ask the State Film Office, if you had access to someone that would work as the Film Office Coordinator in the county, what would be target areas that they would want us to help and focus on. Because anything we bring into the state in any county benefits everyone. And so I guess I think I want us to ask the question with the State Film Office where else do you lack resources where we might pick up some of those responsibilities or augment what's already happening. Because there's a lot of film that's happened in the county which I'm thankful for but I wouldn't want us to just have a Film Office for the sake of the identity of the Film Office. I would really want it to be focused on specific items and how those link directly with what's already happening.

MS. MILLER: Mr. Chair, Commissioner Anaya, I agree with you and that is something that is intended. One of the things that we have heard is we're getting and going to get a whole lot more activity than what you're seeing and the Film Office struggles with having a single point of contact in this area or an office where they can turn people to. So it is specifically to try work better with the Film Office.

COMMISSIONER ANAYA: Thank you.

MS. MILLER: Thank you.

CHAIRMAN CHAVEZ: So I had to step out for just a bit, but this proposal makes sense to me just on the surface because of the dollar amount that we've already invested in Santa Fe Studios. So this Film Office would augment that, wouldn't it? It would make that work better, I would imagine.

MS. MILLER: Mr. Chair, I would say this isn't specifically for the Santa Fe Studios. It's actually to – but that would be a component because it's one of the local resources. So as Commissioner Anaya says, the City has a lot of resources for the film industry but so does the County. The City has the Greer Garson Studio and the University of Art and Design and a lot of technical resources. And the County has the Santa Fe Studios and a lot of site locations, like you said, out in Stanley, out in the open space areas for film productions. Look at our own County facilities that have been used multiple times. Commissioner Stefanics and I were talking about how many productions have used our old courthouse and I was going to go and get the name, and our Public Works Facility. This building. They've used the front of Bokum, Burro Alley. So there's quite a few productions and we're anticipating a lot more over the next couple years and what a Film Office would do is actually help connect those resources to any productions that are in the county and in the area.

CHAIRMAN CHAVEZ: Okay. Any other questions or comments on this particular item. Commissioner Roybal, you're good?

MS. MILLER: Mr. Chair, that's all of my updates. Thank you.

IV. B. Legislative Session [*Exhibit 6: Legislative Report; Exhibit 7: Capital Projects List*]

HVTCE MILLER (Intergovernmental Outreach Coordinator): Good

afternoon, Mr. Chair, Commissioners. What we wanted to do is make sure and provide you with an update on all the completed actions after the last day of signing. The last Commission meeting was on March 8th and the last day for action by the Governor was the following day, which was Wednesday, March 9th. What we have listed is all of the legislation within three categories: those items which were vetoed, those items which were pocket-vetoed, and all the items which were signed.

Within the report we have highlighted items which we will be contacting various elected official offices and also department offices within the County to notify them of County-related legislation so that they can be aware of when it takes effect. Also, we wanted to make sure and notify you, I had sent out an email notification the day of the signing informing you that all the Santa Fe County projects which were listed within the capital outlay bill, which was House Bill 219, remained intact within the bill, so none of those items got vetoed. And with that I'll go ahead and answer any questions that you have.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Do you have a list of those with you right there? With the capital projects?

MR. MILLER: Rudy has a list. Was there a specific question on any of the projects?

COMMISSIONER ANAYA: I think maybe could you read them in, just for the record, which ones got funded?

MR. MILLER: Absolutely.

COMMISSIONER ANAYA: So these were signed by the Governor.

MR. MILLER: That's correct. What we had identified as Santa Fe County requests were the Agua Fria utility corridor in the amount of \$50,000; Alamo Lane improvements in Agua Fria for \$70,000; Antonio Lane improvements in Santa Fe County for \$45,000; Eldorado fire station #4, \$105,500; Eldorado roads improvements, Santa Fe County, \$100,000; Los Pinos Road water crossing, La Cienega, \$100,000; Pojoaque Recreation Complex improvement, \$137,000; Santa Fe County Chimayo fire station addition, \$100,000; Santa Fe County Civil War Monument, \$50,000; Santa Fe County fire station, Madrid, \$122,000; Santa Fe County La Tierra roads improvement, \$95,000.

CHAIRMAN CHAVEZ: Can I ask a question, Hvtce? The Acequia de las Joyas improvement – oh, that was vetoed. Okay. Sorry. Okay, so that's the list. Commissioner Anaya, any questions?

COMMISSIONER ANAYA: Thank you, Hvtce. Thanks for passing it out.

MR. MILLER: Absolutely.

CHAIRMAN CHAVEZ: So thanks to the legislative team. I know it was not an easy session but I think we did okay in relative terms and without staff being there I don't think we would have pulled it off, so thank you for your efforts.

MR. MILLER: Thank you.

V. MATTERS OF PUBLIC CONCERN

CHAIRMAN CHAVEZ: Now we have Matters of Public Concern but

we'll dispense with 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: Commissioners, are we good? Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. I hope everybody had a great holiday. We did have a little snow and rain up in the northern part of the county going towards Glorieta and whatever on Saturday. But I wanted to acknowledge the family that lost their home in Eldorado. The house was totally burned down this week. It was a young couple and two children who were renting a house. The parents were able to get out of the house. The children were in school. Donations of items are being taken at La Tienda for the family and of course the Red Cross, because it was a fire, is assisting. So as I know anything further I'll let you know. I know we had some prescribed burns but this was a house fire right in the middle of Eldorado where the house totally burned down. Thank you.

COMMISSIONER HOLIAN: Mr. Chair, I just had a question on the house fire. Do they know what caused it?

COMMISSIONER STEFANICS: I don't know. We'd have to ask our Fire Chief. I heard it might have been propane but I'm not sure.

CHIEF SPERLING: Mr. Chair, Commissioner Holian and Stefanics, actually, it's still under investigation by the State Fire Marshal's Office as we speak, so I have nothing to contribute on that score.

COMMISSIONER HOLIAN: Thank you, Chief.

CHAIRMAN CHAVEZ: Commissioner Roybal.

COMMISSIONER ROYBAL: I don't have anything on concerns but right now I wanted to do a recognition. We did have a fire along the Pojoaque River in Jacona in the bosque and there was quite a few acres that did burn. But I did receive some emails and I wanted to read one email and then of course thank the emergency responders, but let me read this email that was addressed to myself and Manager Miller.

It states: I am a resident in Jacona, Pojoaque area and yesterday we were faced with a very scary situation. A fire started in the bosque near the Pojoaque River and private property and moved quickly on the County Road 84. From when I noticed the smoke and when I noticed the fire personnel arrive it was just minutes. As the sirens and trucks came closer to our residence so did the flames. Police and fire quickly surrounded the area and it became a scene from a movie with the heavy smoke and flames visible the fear grew for myself, my family and neighbors.

We did not know what was going to happen as the fire seemed to grow in minutes. As quickly as the fire grew I noticed fire crews working in and out of the bosque to save our homes, animals and lives. When I asked fire personnel what was going on

they were very calm and polite, which brought peace to a very scary and potentially deadly situation. We noticed trucks from all over the area, some from Santa Fe County, Los Alamos and others we could not recognize. Although with what seemed like hundreds of people working to save what could have been a disaster for our community.

I would like to commend our first responders for a job well done as they likely saved lives and homes. It makes us proud to live in a community where we know the people responding showed urgency, care and professionalism. I'd like to extend my thanks and gratitude to all the emergency responders that responded, both firefighters and law enforcement to the bosque fire in the Pojoaque River. Their professionalism and response time and sense of urgency is second to none. Agencies that responded also I would like to recognize them and all the different responders. There was Santa Fe County Fire Department, which was the Pojoaque unit, Chimayo fire district, La Puebla unit and Tesuque units, Eldorado fire district, Santa Fe County Fire Department, Los Alamos Fire Department, Rio Arriba County, [inaudible] federal agency. Law enforcement was Sheriff's Department and New Mexico State Police. There was approximately 90 fire and law enforcement that were at this fire so I would really like to recognize them and thank them for their response. And also I'd like to recognize the Pojoaque Pueblo Governor Talachy who personally showed up at the scene and provided cases of bottled water and approximately 100 means to the firefighters and law enforcement. So thanks again and I really appreciate your professionalism. Thank you.

CHAIRMAN CHAVEZ: Commissioner Anaya? Good? Commissioner Holian? Thank you, Chief. I don't see any other elected officials.

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. *City of Española, et al. v. County Commission of Santa Fe County, et al., State of New Mexico, County of Santa Fe, First Judicial District, No. D-101-CV-2015-01396*
 - b. *American Federation of State, County and Municipal Employees, Council 18, AFL-CIO v. Board of County Commissioners of the County of Santa Fe, PELRB Case Nos. 107-15, 128-15, and 305-15*
 - c. **Rights-of-Way for County Roads**
 - d. **Disputes with the City of Santa Fe Regarding Buckman Direct Diversion Project and Water Resources Agreement**
 - e. **Dispute with AAC Construction, LLC, Regarding Improvements to Vista Redonda and Paseo Encantado Roads**
 - f. *Martinez and Mavis, et al. v. Santa Fe County, State of New Mexico, County of Santa Fe, First Judicial District Court,*

Cause No. D-101-CV-2016-00671

MR. SHAFFER: Mr. Chair, I respectfully recommend that we do go into executive session to discuss 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: litigation with the City of Española relative to the County hold-harmless gross receipts tax, the prohibited practice complaints brought by AFSCME Council 18, enumerated on the agenda, rights-of-way for County roads, disputes with the City of Santa Fe regarding Buckman Direct Diversion project water resources agreement, and a dispute with AAC Construction, LLC, regarding improvements to two roads, and a law suit styled Martinez and Mavis, et al, versus the State of New Mexico, pending in the First Judicial District Court.

CHAIRMAN CHAVEZ: Thank you, Greg, Mr. Shaffer. So we now need a motion to go into executive session.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I move that we go into executive session for the purposes defined on our amended agenda.

COMMISSIONER ROYBAL: 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	Aye
Commissioner Chavez	Aye
Commissioner Holian	Aye
Commissioner Roybal	Aye
Commissioner Stefanics	Aye

CHAIRMAN CHAVEZ: The motion has been approved to go into executive session. So for the public's information we'll go into executive session. We've already concluded all of our business for today so when we come out of executive session we'll take action on that and then adjourn. So there will be nothing discussed after we're done with executive session.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: There is a possible action item.

CHAIRMAN CHAVEZ: Oh, you're right. So there's one action item after we're done with executive session. So that's the only action that we will be taking once we're done with executive session. But the other business for today has all been taken care of.

[The Commission met in closed session from 6:08 to 8:08.]

COMMISSIONER HOLIAN: Mr. Chair, I would like to make a motion that we come out of executive session.

CHAIRMAN CHAVEZ: Thank you. We have a motion to come out of executive session. Do I hear a second?

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: We have a motion and a second.

The motion passed by unanimous [5-0] voice vote.

VII. B. Possible Action(s) with Respect to Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant Discussed in Executive Session

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I would like to make a motion. With regard to disputes with the City of Santa Fe concerning project-wide costs and litigation expenses of the Buckman Direct Diversion Project I move that the County agree to forego the first two steps in the informal dispute resolution process, subject to the agreement of the City and Las Campanas entities to also forego these steps.

CHAIRMAN CHAVEZ: Second.

COMMISSIONER HOLIAN: Wait. I'm not done.

CHAIRMAN CHAVEZ: That's the first motion, right?

COMMISSIONER HOLIAN: It's all one, I believe.

CHAIRMAN CHAVEZ: Okay. I thought we were having two motions.

Go ahead.

COMMISSIONER HOLIAN: With regard to the dispute with the City of Santa Fe concerning litigation expenses of the Buckman Direct Diversion Project, I move to delegate to the County Manager the authority to negotiate and execute on behalf of the County an agreement whereby the County would agree to retroactively apply any litigation expense contribution percentage agreed to in mediation or established by a final arbitral award and to push back the date on which the arbitration can be demanded to allow the mediation to occur.

CHAIRMAN CHAVEZ: So Commissioner Holian, I would second both of those motions. So there's a motion and a second. Any further discussion? Hearing none.

The motion passed by unanimous [5-0] voice vote.

IX. CONCLUDING BUSINESS

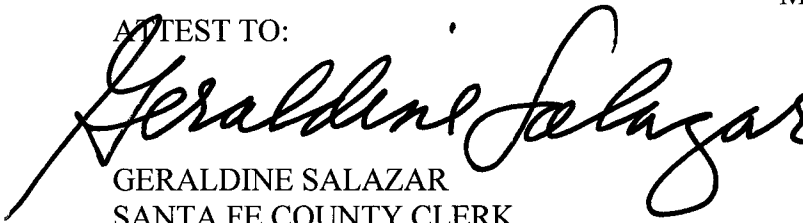
- A. Announcements**
- B. Adjournment**

Having completed the agenda and with no further business to come before this body, Chair Chavez declared this meeting adjourned at 8:10 p.m.

Approved by:



Board of County Commissioners
Miguel Chavez, Chair

ATTEST 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: 118

I Hereby Certify That This Instrument Was Filed for
Record On The 27TH Day Of April, 2016 at 10:58:19 AM
and Was Duly Recorded as Instrument # **1792050**
Of The Records Of Santa Fe County

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



THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY

RESOLUTION NO. 2015-93

A RESOLUTION ESTABLISHING THE SANTA FE COUNTY YOUTH
DEVELOPMENT PROGRAM TASK FORCE

WHEREAS, Santa Fe County (County) assumed oversight of the County Youth Development Program (YDP) in 2004; and

WHEREAS, YDP provides detention services for incarcerated youth and Day Reporting Program services for youth who require supervision short of incarceration; and

WHEREAS, YDP's population consists of youth from within the County and other counties as well as youth within the custody of the U.S. Marshals Service; and

WHEREAS, YDP's mission is to change the lives of incarcerated youth and those participating in the Day Reporting Program by providing a safe, secure, structured, caring and learning environment; and

WHEREAS, YDP is currently housed in a facility located at 4250 Airport Road Santa Fe NM 87505, which was constructed in 1984; and

WHEREAS, in recent years, the number of incarcerated youth and Day Reporting Program participants have been far less than the current facility's accredited and physical capacity and much of the current facility is vacant; and

WHEREAS, the Board of County Commissioners (Board) of the County desires to evaluate YDP's current programs and services and assess possible alternatives to the status quo; and

WHEREAS, a broad based task force would assist the Board in doing so.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

A. The Santa Fe County Youth Development Program Task Force (Task Force) is hereby established.

B. Task Force Members; Appointment and Removal.

1. The Task Force shall consist of the following members:

a. One management employee of the County Public Safety Department appointed by the County Manager;

b. Geraldine Salazar, Santa Fe County Clerk;

c. Michelle George or such other community member as the Board may appoint in the future;

d. One member appointed by the Santa Fe Community Foundation;

1.9.1 ✓
e. One member appointed by the Juvenile Justice Services Division Director of the New Mexico Children, Youth and Families Department who is an employee of that division working in the area of Probation/Supervised Release;

f. One member appointed by the First Judicial District Attorney who is an employee of the District Attorney's Office; and

g. The Honorable Mary L. Marlowe Sommer, District Judge, First Judicial District Court; and

h. One member appointed by the First Judicial District Public Defender who is an employee of the District Public Defender's Office.

2. Members may be removed by the official or organization that appointed them with or without cause. In addition, a member shall be deemed to have resigned their position if they fail to attend two consecutive meetings of the Task Force; provided, however, the member may request that the Board excuse their absences for good cause and allow them to continue serving on the Task Force. In the event of a vacancy in a position to be filled by an official or organization, the applicable official or organization shall appoint a replacement member. Should an official or organization fail to timely appoint a member to serve on the Task Force, the Board shall appoint a substitute member.

3. Members of the Task Force shall serve without compensation from the County and shall not be entitled to per diem and mileage from the County.

C. Task Force Business; Officers, Quorum, and Staffing.

1. The Task Force shall select a chairperson and vice chairperson from among its members. The initial chairperson and vice chairperson shall be selected at the first Task Force meeting, and the Task Force may elect other members to fill those offices at future meetings.

2. The Task Force shall meet in accordance with a schedule adopted by the Task Force and at the call of the chair.

3. The meetings of the Task Force shall be held at the Santa Fe County Youth Development Facility, located at 4250 Airport Road Santa Fe NM 87505, or such other locations as may be conducive to visible and publicly accessible meetings.

4. Meetings of the Task Force shall be held in accordance with Resolution No. 2009-2 and Resolution No. 2015-59, as such may be amended or superseded.

5. A quorum, as defined in Resolution No. 2009-2, Section II(A), is necessary for the Task Force to conduct business. All matters coming before the Task Force shall be resolved by majority vote.

6. The County Manager shall appoint two staff members to provide administrative support to the Task Force, including the preparation of meeting minutes, the preparation of packets for Task Force members prior to each meeting, and the preparation and posting of meeting notices and agendas.

D. Task Force Work and Deliverable.

1. The Task Force shall study and assess:

SFC CLERK RECORDED 07/29/2015

- a. the current services and programs offered by YDP;
- b. alternatives to the services and programs offered by YDP, including possible service providers for those alternatives;
- c. the current and future demand for YDP's current services and programs and alternatives identified by the Task Force;
- d. the advisability of using the current facility for YDP's current services and programs and alternatives identified by the Task Force, taking into account such factors as the physical layout of the current facility, the current and projected utilization of the current facility, and the current facility's operation and maintenance costs;
- e. alternative uses for the current facility; and
- f. alternative funding or intergovernmental organizational structures for YDP's programs and services and alternatives identified by the Task Force.

2. Within six (6) months of the adoption of this Resolution, the Task Force shall submit to the BCC a written report summarizing its work, conclusions, and possible and recommended alternatives to the status quo.

E. Miscellaneous.

- 1. The Task Force is an advisory committee whose work is not binding on the County or Board.
- 2. This Resolution is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the County, its agencies, instrumentalities, or entities, its officers, employees, or agents, or any other person.
- 3. This Resolution supersedes any other resolution or portion thereof in conflict with this Resolution.

PASSED, APPROVED, AND ADOPTED this 14th day of July, 2015.

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

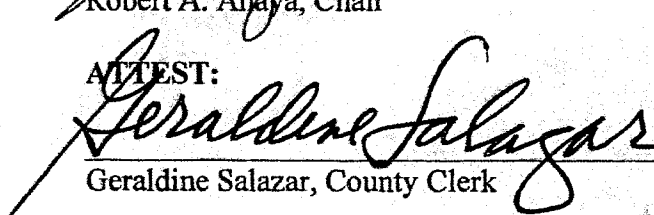
BCC RESOLUTIONS
PAGES: 3

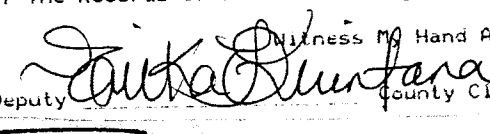
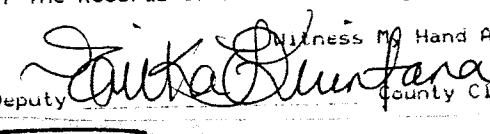
COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

I Hereby Certify That This Instrument Was Filed for
Record On The 29TH Day Of July, 2015 at 09:05:14 AM
And Was Duly Recorded as Instrument # 1770698
Of The Records Of Santa Fe County

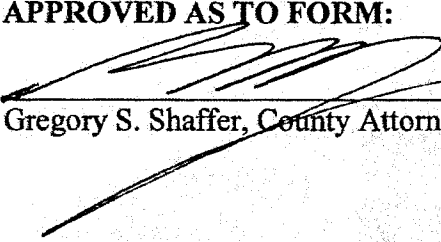

Robert A. Anaya, Chair

ATTEST:


Geraldine Salazar, County Clerk


Deputy  Business M. Hand And Seal Of Office
Geraldine Salazar
County Clerk, Santa Fe, N

APPROVED AS TO FORM:


Gregory S. Shaffer, County Attorney



Recycling Facts

- Currently less than 35% of households and less than 10% of businesses in the U.S. recycle. (EPA 2011)
- Those levels have barely improved in 15 years despite billions of dollars spent on competitions, symposiums, awareness campaigns and sorting technologies.
- The experience at the bin needs to be improved for the general public, which is why we have introduced society-wide standardized labels.
- If the US recycling levels can reach 75% it will be the environmental benefit of removing 50 million cars from the road each year and it will generate 1.5 million new jobs. Improving and increasing recycling is one of the greatest opportunities for our environment, our natural resources, and our economy!



(collected from the National Recycling Coalition and the U.S. EPA)

Plastic:

- Five plastic bottles (PET) recycled provides enough fiber to create one square feet of carpet or enough fiber fill to fill one ski jacket.
- Americans throw away 2.5 million plastic bottles every hour.
- Recycling one ton of plastic bottles saves the equivalent energy usage of a two person household for one year.

Cans:

- Every three months, Americans throw enough aluminum in the landfills to build our nation's entire commercial air fleet.
- The average person has the opportunity to recycle more than 25,000 cans in a lifetime.
- Recycling a single aluminum can saves enough energy to power a TV for three hours.
- It requires 95% less energy and water to recycle a can than it does to create a can from virgin materials.

Papers:

- Americans throw away enough office paper each year to build a 12 foot high wall from Seattle to NY (a new wall every year).
- Making paper from recycled paper reduces the related contribution to air pollution 95%.
- Recycling a stack of newspaper just 3 feet high saves one tree.

- More than 37% of the fiber used to make new paper products in the U.S. comes from recycled sources.

Glass:

- Glass can be recycled and re-manufactured an infinite amount of times and never wear out.
- Making glass from recycled material cuts related water pollution by 50%.
- Recycling just one glass jar saves enough electricity to light an 11 watt CFL bulb for 20 hours.
- More than 28 billion glass bottles and jars end up in landfills every year -- that is the equivalent of filling up two Empire State Buildings every three weeks.

Cardboard:

- Recycling cardboard only takes 75% of the energy needed to make new cardboard.
- Recycling 1 ton of cardboard saves 46 gallons of oil.
- Over 90% of all products shipped in the US are shipped in corrugated boxes, which totals more than 400 billion square feet of cardboard.
- Nearly 80% of all retailers and grocers recycle their cardboard.

Food Waste: (without paper products)

- Food waste can be used for composting and sold to farmers or it can be provided as a food source for local animal farms that meet federal, state and local regulations for food scrap usage.
- Almost half of the food in the U.S. goes to waste - approximately 3,000 pounds per second.
- Food scraps make up almost 12% of municipal solid waste generated in the U.S.
- Many schools and businesses are starting to compost food waste on site.

Compost: (food waste with food-soiled paper products)

- Food and paper waste used for food can be composted into nutrient rich soil and sold to farmers.
- Almost half of the food in the U.S. goes to waste - approximately 3,000 pounds per second.
- Food scraps make up almost 12% of municipal solid waste generated in the U.S.
- Many schools and businesses are starting to compost food waste on site.

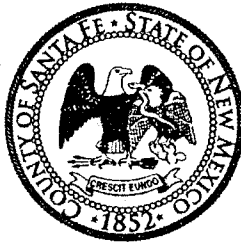
eWaste: (electronic waste)

- In 2007, 82% equalling 1.8 million tons of ewaste (various electronics e.g. TVs, cell phones, computers etc) ended up in landfills.

Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Colian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

SFC CLERK RECORDED 04/27/2016

TO: Santa Fe County Board of County Commissioners

FROM: David Griscom, Economic Development Manager

Via: Katherine Miller, County Manager
Penny Ellis-Green, Growth Management Director

RE: Request Authorization to publish Title and General Summary for Ordinance 2016-,
Santa Fe County Local Economic Development Act (LEDA) Support for The Place
at Caja Del Rio, a Senior Living project

DATE: March 29, 2016

Background

The Place at Caja Del Rio is a proposed facility along Caja Del Rio road that would provide a variety of senior care services. The project would be built in 4 phases, and would include Independent Living (180 units), Assisted Living (200 units), Skilled Nursing (120 beds), and Memory Care (80 units) units. Phase 1 would focus on Skilled Nursing, and the remaining phases would be built out over a period of approximately 5 years. The project is being developed by Cauwels & Stuve, and the firm has hired Jenkins & Gavin as their agent. The project Master Plan was approved by the BCC on October 14, 2014, designating the property as a Large Scale Mixed-Use District. The project is located on 28 acres at 28 Caja Del Rio road.

The applicant has experience in senior care services, having implemented a similar, multi-phase, multi-care senior services project in Albuquerque, called The Rio at Las Estancias.

Per the County's LEDA Ordinance, the applicant has filled out a County LEDA application, and it is attached as Exhibit A.

This is the 3rd time that this LEDA project has been before the BCC: initially on Sept. 8, 2015 when it was introduced, and subsequently on Dec 8, 2015, when authorization was requested, and granted, to publish Title and General Summary. However, due to some delays in determining the appropriate security/collateral for the LEDA grant, the adoption draft of the LEDA Ordinance was never brought to the BCC. Discussions with the developer of the project have progressed, and Title and General Summary needs to be re-published.

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505-995-2740 www.santafecountynm.gov

County LEDA Ordinance

Per the County LEDA Ordinance (2014-7), a project or business must be a “qualifying entity” in order to receive LEDA support, and this project would qualify under Section VI,B,3: “a business in which all or part of the activities of the business involves the supplying of services to the general public or to governmental agencies or to a specific industry or customer, but, other than as provided in Paragraph (5) of this subsection, not including businesses primarily engaged in the sale of goods or commodities at retail.”

Draft Ordinance and Project Participation Agreement (PPA)

Attached to this memo are the draft Ordinance (exhibit B) and draft PPA (exhibit C). These drafts show changes to the previous versions of the documents presented to the BCC. Ordinance details the findings and specific request to the County. The PPA is the agreement between the County and Caja Del Rio Holdings Inc that contains contractual language regarding the terms of the agreement.

Funding Guidelines

Internal criteria through which each economic development LEDA funding request is evaluated includes the following:

- Whether the project ties in to the SF County Economic Development Plan, and whether it is within one of the 6 identified target industries; staff has determined that the project is in the Health/Wellness target industry listed in the County’s economic development plan;
- Whether the project is economic base in nature, meaning that >50% of revenues must come from outside NM; staff has determined that it is economic base- greater than 50% of the revenues for the business would come from Medicare and Medicaid (the project proforma assumes 5% private pay, 95% Medicare/Medicaid);
- Whether the total private sector investment in the LEDA project, including land, building, infrastructure, and cash, is greater than 70% of the total cost of the project; staff has determined that SF County financial support would be around 2% of the total project cost;
- Whether the entity requesting LEDA support has been in business for 3 years or longer; staff has determined that the applicant has demonstrated experience in the senior care industry, having opened the Rio at Las Estancias in 2013;
- Whether the project is outside the incorporated areas of SF County; staff has determined that it is outside the incorporated areas;
- Whether the project is in SDA 1 or not; staff has determined that the project is in SDA 1;
- Whether the project provides sufficient economic impact to the County; staff has determined that the project provides sufficient economic impact, per the State of NM Economic Development Department’s Economic Impact summary (exhibit D)

LEDA request

The applicant has requested assistance in infrastructure improvements needed to develop the project, and staff recommends funding support for the following:

- a. 7,000 lineal feet of new 8-inch sanitary sewer line with 16 connection points along the 599 Frontage Road from Caja del Rio to the connection point in Paseo de River just north of Airport Road.

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505-995-2740 www.santafecountynm.gov

- b. 4,240 lineal feet of 12-inch water line from the development to the existing 12 inch line that extends east of Caja Del Rio at Cochiti Trail Rd.

The total project cost for The Place at Caja Del Rio is estimated to be \$14 million, of which \$2.3 million is for infrastructure. Staff recommends \$300,000 in LEDA financial support towards the above-listed infrastructure items. The build-out of the sewer line could eventually assist the County in its long term sewer infrastructure expansion plans for the Caja Del Rio area.

Economic Impact

The applicant has made an initial estimate as to jobs created, and the State of New Mexico performed an economic impact analysis for this project, and it is attached as Exhibit D. The highlights of both include the following:

- Full time employment: 170 jobs with payroll of \$8.8 million and average salary of \$52,000
- \$3.35 million estimated net benefits to SF County over 10 years generated from taxes
- \$1.1 million net benefit to SF School District generated from taxes

Security

Staff and the applicant have agreed to a security arrangement that protects the County's investment in the project while giving the applicant flexibility with respect to the financing of future development. Specifically:

- The applicant is going to divide the currently undivided 28 acres on which the project will be developed into two more legal lots, in accordance with the Santa Fe County Sustainable Land Development Code;
- The applicant will grant a first priority security interest in one or more of the lots (the "Mortgaged Property") to the County, the appraised value of which will be adequate to secure the County's interest as determined by the County Manager; and
- The applicant will be able to substitute a standby letter of credit for the security interest in the Mortgaged Property.

Recommendation

Staff is requesting authorization to publish Title and General Summary for Ordinance 2016-, Santa Fe County Local Economic Development Act (LED A) support for The Place At Caja Del Rio, a Senior Living project.

Exhibit A: Applicant LEDA application

Exhibit B: LEDA Ordinance

Exhibit C: Project Participation Agreement (PPA)

Exhibit D: Summary of Economic Impact

SANTA FE COUNTY ECONOMIC DEVELOPMENT LEDA
APPLICATION FORM
(IN ACCORDANCE WITH LEDA AS PER ORDINANCE 2014-7)

Project Requirements for Financial Solvency:

A. History and Background:

1. Applicant name and contact info:

**Mark W. Haley
Caja Del Rio Holdings LLC
8814 Horizon Blvd. NE Suite 400
Albuquerque, New Mexico 87113**

2. Description of project:

Caja Del Rio Holdings LLC is pleased to present this high quality, fully-entitled 4 Phase Master Plan tailored to senior lifestyles, with state-of-the-art facilities for Independent Living, Assisted Living, Skilled Nursing, and Memory Care. Leveraging years of experience in senior projects, Cauwels & Stuve (C&S) will offer Operators 4 turn-key facilities in the under-served Santa Fe market.

3. Description of specific LEDA request of Santa Fe County:

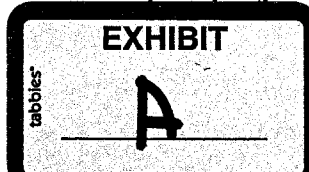
Total infrastructure required for the development consists of the following:

- a. 7,000 lineal feet of new 8-inch sanitary sewer line with 16 connection points along the 599 Frontage Road from Caja del Rio to the connection point in Paseo de River just north of Airport Road.**
- b. 4,240 lineal feet of 12-inch water line from the development to the existing 12 inch line that extends east of Caja Del Rio at Cochiti Trail Rd.**
- c. New power lines will be run along Caja del Rio into the development.**
- d. New natural gas line will be run from the 8 inch New Mexico Gas Company line at Caja Del Rio and Cochiti Trail Rd. along Caja Del Rio to the development.**
- e. A deceleration lane on Caja del Rio into the facility and roadway into the site as shown on the attached are also included in the infrastructure improvements.**

The total estimated cost of the required infrastructure is \$2.3 million, a portion of the amount requested by this grant application.

4. Description of applicant's experience with the industry in which this project would best fit:

The applicants are experienced in elder care development with extensive background in development and operation of elder care facilities. Jeff Stuve and Paul Cauwels are both New Mexico natives. Jeff was Director of Purchasing and Development for Horizon /CMS Healthcare for eight years prior to their sale. The applicants completed a 120-bed skilled nursing facility in the south valley area in Albuquerque just like the one planned for Caja del Rio, in July of 2014.



SANTA FE COUNTY ECONOMIC DEVELOPMENT LEDA
APPLICATION FORM
(IN ACCORDANCE WITH LEDA AS PER ORDINANCE 2014-7)

5. NAICS code:

Skilled Nursing 623110

Elder Care without Nursing Care 623312

6. Disclosures including any conflicts of interest or involvement with governmental entities or their officials (explain in writing):

NONE

7. Is the applicant current with all property taxes due to SF County?

YES

8. Has the applicant or any of its officers ever filed for bankruptcy? If yes, provide details:

NO

9. Has the applicant or any of its officers ever defaulted on any loans or financial obligations? If yes, provide details:

NO

10. Does the applicant have any loans or other financial obligations on which payments are not current? If yes, provide details:

NO

B. Funding Sources for Project and timeline:

1. Aside from LEDA support from SF County, what other funding sources (public or private) is applicant pursuing?

Private Equity Raise and Bank Financing TBD.

2. What is the total estimated value of assistance requested by the County?

\$2.3 million in infrastructure costs outlined in Item 3 above.

3. Is a bond issuance requested, and if so, what percentage of the total project cost does the bond amount request represent?

NO

SANTA FE COUNTY ECONOMIC DEVELOPMENT LEDA
APPLICATION FORM
(IN ACCORDANCE WITH LEDA AS PER ORDINANCE 2014-7)

4. What is the equity investment for applicant?

\$8,000,000.00

5. Describe the security that will be provided to Santa Fe County by the applicant in return for public support (lien, mortgage, or other indenture)

A five-lot subdivision will be created for the Project. One or more lots designated for Phases 2 through 5 will be offered as security to Santa Fe County, the value of which will be established by a third party appraisal. The value of the security parcel(s) shall be no less than \$300,000.00.

6. Describe the schedule for project development and completion, including measurable goals and time limits for those goals.

The construction of the infrastructure is scheduled to begin in June of 2016. The construction of the buildings will begin at different times and have separate schedules due to the various sizes and purposes. It is estimated the buildings will be constructed over a five year period from 2016 to 2021.

C. Business Finance Info- please provide the following:

1. Financial statements with independent audits if available, or tax returns for the past three years:

Not Applicable at this time, Operator not designated yet.

2. List type of business (C-corporation, S corporation, LLC, Partnership, etc.) and attach bylaws, articles of incorporation and any other relevant documents.

Entity is an LLC, articles attached, of current ownership

3. Federal tax number, NM Taxation and Revenue number and County business license number if applicable:

FIEN 47-3077473 (current owner) NMCRS ID applied for(current owner)

4. Three year projected income statements:

Operators first three years projected \$2,160,000.00

5. Business plan complete with detailed assumptions for business and proposed project. Include pro-forma cash flow analysis:

SANTA FE COUNTY ECONOMIC DEVELOPMENT LEDA
APPLICATION FORM
(IN ACCORDANCE WITH LEDA AS PER ORDINANCE 2014-7)

Will be provided by operator once selected.

6. Any other document or record that pertains to the financial solvency of the qualified entity that the County deems necessary:

NONE

Cost Benefit Analysis and Community Commitment

All qualified entities seeking LEDA support from Santa Fe County will show as a part of their application how the proposed project will benefit Santa Fe County in relation to the relative costs of the project. Please provide an analysis, with both tangible and intangible costs and benefits, and include at a minimum the following:

1. What are the number and types of jobs to be created by the entity?

Construction employment during the initial four phases is estimated at 170 jobs with a payroll of \$8.8 million. Permanent employment with the new facilities will be 170 administrative, nursing and support jobs with an average salary of \$52,000 per year for a total payroll of \$8.8 million.

2. What is the proposed pay scale and payroll proposed by the entity?

New jobs will have an average salary of \$52,000 per for a total payroll of \$8.8 million

3. Describe efforts made or to be made by the entity to provide employment opportunities to people within the local employment pool:

90% of new jobs will be hired from the local labor pool.

4. Describe any plans for job/workforce training and/or career development for employees:

Eldercare providers provide employee training in the special care required for elderly patients for their daily care as well as their rehabilitation.

5. Detail estimated impacts to the local tax base:

Projected taxable income of \$9,500,000.00 over the first ten years. Taxable purchases of \$6,795,000.00 over the first ten years.

6. Detail any need for additional services from the Sheriff department and Fire department as a result of this project:

SANTA FE COUNTY ECONOMIC DEVELOPMENT LEDA
APPLICATION FORM
(IN ACCORDANCE WITH LEDA AS PER ORDINANCE 2014-7)

Typical additional public services due to the new development.

7. Describe efforts made or to be made by the entity to procure materials and services from local (Santa Fe) providers:

95% of construction materials and services will be purchased from local providers. The phase one elder care provider is anticipated to purchase approximately \$500,000.00 worth of food and non-food items locally each year. The provider for the additional phases will have similar purchasing habits.

S F C C L E R K R E C O R D E D 0 4 / 2 7 / 2 0 1 6

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

ORDINANCE NO. 2016-_____

**THE PLACE AT CAJA DEL RIO, A SENIOR LIVING PROJECT,
LOCAL ECONOMIC DEVELOPMENT ACT (LEDA) PROJECT ORDINANCE**

IT IS HEREBY ORDAINED by the Board of County Commissioners of Santa Fe County as follows:

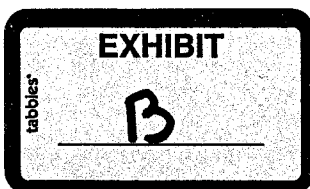
1. SHORT TITLE. This Ordinance shall be cited as the "The Place at Caja Del Rio LEDA Project Ordinance" and shall be referred to herein as "the Ordinance" or "this Ordinance."

2. AUTHORITY. This Ordinance is enacted pursuant to N.M. Const., art. IX, Section 14(D), LEDA, and the Santa Fe County Economic Development Ordinance, Ordinance No. 2014-7.

3. DEFINITIONS.

- a. "Board" means the Board of County Commissioners of the County.
- b. "County" means Santa Fe County.
- c. "Infrastructure" means the following infrastructure to be constructed for the Project:
 - i. 7,000 lineal feet, plus or minus, of new 8-inch sanitary sewer line with 16 connection points along the 599 Frontage Road from Caja del Rio to the connection point in Paseo de River just north of Airport Road; and
 - ii. 1,500 lineal feet, plus or minus, of 8-inch water line from the Property to the existing 12 inch line on the north side of Caja Del Rio at Cochiti Trail Road.
- d. "LEDA" means the Local Economic Development Act, NMSA 1978, Chapter 5, Article 10.
- e. "PPA" means the Project Participation Agreement attached hereto as Exhibit A.
- f. "Project" means the construction of Independent Living, Assisted Living, Skilled Nursing, and/or Memory Care facilities and provision of healthcare and other services to seniors at the facilities, such senior facilities to be known as The Place at Caja Del Rio.
- g. "Property" means the real property at which the Place at Caja Del Rio will be located, the address of which is 28 Caja Del Rio Road Santa Fe NM, consisting of approximately 28 acres, more or less.
- h. "CDRH" means Caja Del Rio Holdings LLC, a New Mexico corporation.

4. FINDINGS.



a. CDRH has submitted an application for economic assistance pursuant to Section V(C) of the Santa Fe County Economic Development Ordinance, Ordinance No. 2014-7.

b. The Board has reviewed the application and hereby determines that the Project warrants the economic assistance set forth in this Ordinance and the PPA based upon the following, among other, factors:

i. CDRH is a qualifying entity under LEDA, in that it is "a business in which all or part of the activities of the business involves the supplying of services to the general public or to governmental agencies or to a specific industry or customer, but, other than as provided in Paragraph (5) or (9) of this subsection, not including businesses primarily engaged in the sale of goods or commodities at retail" (NMSA 1978, § 5-10-3(1)(3)). As judicially determined in *McCaughey, et al. v. Santa Fe County Board of County Commissioners*, State of New Mexico, County of Santa Fe, First Judicial District, No. D-0101-CV-2010-00784, Findings of Fact and Conclusions of Law entered on November 15, 2011, ¶ 21, such services do not have to be provided directly by a qualifying entity but, rather, the qualifying entity can arrange for the services to be provided by others;

ii. CDRH is a new business in Santa Fe County that proposes to create 170 permanent jobs by January 1, 2021;

iii. The economic benefits of the Project, including the permanent jobs, represent adequate return on the public investment of \$300,000 towards the construction costs of the Infrastructure; and

iv. The economic assistance to be provided under this Ordinance and PPA is permissible under LEDA, in that it represents the provision of a grant for infrastructure. NMSA 1978, § 5-10-3(D) (defining "economic development project" as, among other things, "the provision of direct loans or grants for land, buildings or infrastructure").

5. APPROVAL OF PROJECT AND PROJECT PARTICIPATION AGREEMENT. Subject to the contingencies set forth in Section 7 of this Ordinance, the Board hereby approves of the Project and the PPA.

6. ECONOMIC ASSISTANCE TO BE PROVIDED. Subject to the provisions of this Ordinance and the PPA, the County shall grant to CDRH \$300,000 for construction costs of the Infrastructure.

7. CONTINGENCIES. The economic assistance to be provided under this Ordinance and the Project Participation Agreement are contingent upon the following:

a. CDRH dividing the Property into one or more legal lots, in accordance with the Santa Fe County Sustainable Land Development Code;

a.b. CDRH granting the County a first priority mortgage on one or more lots, the appraised value of which is determined by the County Manager to be adequate all or a portion of the Property to secure repayment of the economic assistance to be provided and other amounts that may become due under this Ordinance and the PPA, based upon one or more appraisals paid for by CDRH and performed by an appraiser mutually acceptable to CDRH and the County;

b.c. The Project receiving all necessary development permits and approvals under the Land Development Code or Santa Fe County Sustainable Land Development Code.

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e.d. The PPA being fully executed by both parties.

These contingencies must be met by December 31, 2016, or the County's approval of the Project and Project Participation Agreement is void.

8. DELEGATION OF AUTHORITY TO THE COUNTY MANAGER. The Board hereby delegates to the County Manager the authority to:

a. execute on behalf of the County the PPA; provided, however, that the County Manager may negotiate changes to the PPA so long as the changes do not (i) change the job creation requirements for the Project; (ii) extend the deadline by which jobs must be created; or (iii) commit the County to providing any more economic assistance for the Project; and

b. negotiate on behalf of the County the mortgage to be provided by CDRH to secure repayment of the economic assistance and other amounts that may become due under this Ordinance and the PPA.

9. PROJECT ACCOUNT. The County Manager shall cause to be established the Place at Caja Del Rio LEDA Project Account, into which shall be deposited \$300,000 and which shall account for all expenditures for the Infrastructure.

10. SEVERABILITY. If a provision of this Ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

11. NO EFFECT ON DEVELOPMENT APPLICATIONS. The adoption of this Ordinance does not obligate the Board, any County committee, or County staff to approve any application for or issue any development approval or development permit under the Land Development Code or Santa Fe County Sustainable Land Development Code. Each such application shall be evaluated on its merits without regard to this Ordinance.

12. EFFECTIVE DATE. This Ordinance shall become effective thirty (30) days after it is recorded in the Office of the County Clerk.

PASSED, APPROVED AND ADOPTED THIS ____ DAY OF ____, 2016.

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

By: _____, Chair

ATTEST:

Geraldine Salazar
County Clerk

APPROVED AS TO FORM:

Gregory S. Shaffer
County Attorney

March 29, 2016, Draft

**LEDA PROJECT PARTICIPATION
AGREEMENT FOR
THE PLACE AT CAJA DEL RIO**

This Project Participation Agreement ("Agreement" or "PPA") is entered into by and between Santa Fe County, New Mexico ("the County") and Caja Del Rio Holdings, LLC, a New Mexico corporation ("the Project Party" or "CDRH"), as of the date it is signed by both parties.

1. Recitals.

A. Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in The Place at Caja Del Rio LEDA Project Ordinance.

B. Pursuant to LEDA, the County adopted the Santa Fe County Economic Development Ordinance, Ordinance No. 2014-7, authorizing the County to consider applications for economic assistance.

C. The Project Party has submitted an application to the County for economic assistance under the Santa Fe County Economic Development Ordinance. (Attachment 1.) In the application, the Project Party has requested funding for the construction of certain infrastructure for the Project.

D. The County has adopted The Place at Caja Del Rio LEDA Project Ordinance, finding, among other things, that the Project Party is a qualifying entity as defined in Section 5-10-3(I)(3) NMSA 1978 and approving this Agreement.

2. Economic Assistance to be Provided. The County shall grant \$300,000 to CDRH for construction costs of the Infrastructure.

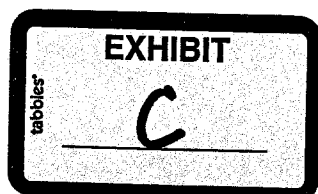
3. Substantive Contribution of the Project Party. Per the LEDA application submitted to the County and in accordance with NMSA 1978, § 5-10-10(B), the Project Party agrees to provide the following substantive contribution in exchange for the economic development assistance set forth in Paragraph 2:

- By January 1, 2021, the Project shall employ a total of 170 permanent, full time employees, with an average salary of \$52,000 and a total payroll of at least \$8.8 million, as documented in biannual reports to the County as well as required filings with the New Mexico Department of Workforce Solutions.

4. General Terms and Conditions. The economic assistance to be provided under this Agreement is expressly conditioned upon the following general terms and conditions:

a. CDRH compliance with all applicable County ordinances and policies concerning water and sewer service, including those concerning line extensions and infrastructure conveyance;

b. The Project Party shall keep the County Utility Department Director fully informed as to the progress of the planning, designing, and construction of the Infrastructure and shall permit the County Utility Department Director and other County representatives to inspect all work at reasonable times, provided the County provides the Project Party with at least twenty-four hours advance notice of its intention to do so. The Project Party shall provide the County with a construction schedule for the Infrastructure and shall update that construction schedule at least weekly to ensure meaningful inspections can be scheduled.



c. The Project must obtain all required Development Permits and approvals under the ~~Land Development Code or Santa Fe County Sustainable Land Development Code~~, as applicable;

d. The Project Party (or the operator or lessee of the Project) must obtain and continuously maintain any necessary permits and other approvals from the State and any other regulatory body necessary for the Project, including a County business license; and

e. The Project Party must be current on all property taxes to the County.

5. Events of Default; Recovery of Proportionate Share of Economic Development Assistance.

a. The following are Events of Default (i) entitling the County to terminate this Agreement; (ii) causing the amounts set forth in subparagraph b of this Section 5 to be immediately due and payable; and (iii) entitling the County to execute its rights under the Mortgage:

i. The failure of CDRH to create, either itself or through the lessee or operator of the Project, 170 new permanent and full time jobs by January 1, 2021;

ii. The failure of CDRH, its lessee, or operator of the Project to pay when due all local taxes, including property taxes and gross receipts taxes;

iii. The failure of CDRH, its lessee, or operator to annually maintain a County business license;

iv. Breach of any covenant or agreement or warranty by CDRH to the County, whether such covenant, agreement, or warranty is set forth in this Agreement or the Mortgage;

v. Any attempt by CDRH to sell, transfer, or otherwise encumber the Property, without first obtaining written consent of the County Manager;

vi. Abandonment of the Property by CDRH;

vii. The filing, execution or occurrence of:

a) A petition in bankruptcy by or against CDRH, its lessee, or operator of the Project which remains undismissed or unstayed for sixty (60) calendar days;

b) A petition or answer seeking a reorganization, composition, readjustment, liquidation, dissolution or other relief of the same or different kind under any provision of the federal Bankruptcy Code, 11 U.S.C., which remains undismissed or unstayed for sixty (60) calendar days;

c) Adjudication of CDRH, its lessee, or operator of the Project as a bankrupt or insolvent, or insolvency in the bankruptcy equity sense which remains undischarged or unstayed for sixty (60) calendar days;

d) An assignment by CDRH, its lessee, or operator of the Project for the benefit of creditors, whether by trust, mortgage or otherwise;

e) A petition or other proceeding by or against CDRH, its lessee, or operator of the Project for the appointment of a trustee, receiver, guardian, conservator or liquidator with respect to all or substantially all of CDRH's, its lessee's, or operator of the Project's property which remains undischarged or unstayed for sixty (60) calendar days; or

f) CDRH's dissolution or liquidation, or the taking of possession of CDRH's property by any governmental authority in connection with dissolution or liquidation; or

viii. A reasonable determination by the County that the property subject to the mortgage described in Paragraph 6 is inadequate or in danger of being impaired or threatened from any cause whatsoever.

b. Should an Event of Default occur and should CDRH have not fully met its substantive contribution under Section 3 of this Agreement as of the date of the Event of Default, the following amounts shall be immediately due and payable from CDRH to the County:

i. a proportionate share of the economic assistance provided through the date of the Event of Default, calculated as follows: the amount due shall equal (i) the amount of economic assistance provided through the date of the Event of Default multiplied by (ii) the recovery percentage, where the recovery percentage is equal to 1 minus the quotient derived by dividing the number of new full time jobs actually created as of the date of the Event of Default or 170, whichever is less, by 170. By way of example, if \$300,000 of economic assistance had been provided to CDRH as of the date of the Event of Default and CDRH had created 150 new full time jobs as of the date of the Event of Default, the amount immediately due and payable from CDRH to the County would be \$35,294.11; that is, $\$300,000 \times (1 - (150/170))$;

ii. interest on the amount due under Section 5(b)(i) from the date of the Event of Default through the date of payment by CDRH at the prime rate on the date of the Event of Default as published by the Wall Street Journal; and

iii. any and all costs and fees incurred by the County in enforcing this Agreement or the Mortgage or collecting amounts due from CDRH under this Agreement or the Mortgage, including reasonable attorney's fees.

6. Security Provided by CDRH.

6.a. Prior to receiving any funds from the County, CDRH shall execute and deliver to the County a Mortgage in a form approved by the County Manager that:

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a.i. Gives the County a first priority security interest in one or more legal lots created from the Property, the appraised value of which is determined by the County Manager to be adequate to secure repayment of the economic assistance to be provided and other amounts that may become due under the Place at Caja Del Rio LEDA Project Ordinance and the PPA, based upon one or more appraisals paid for by CDRH and performed by an appraiser mutually acceptable to CDRH and the County. Such lot(s) in which a security interest is granted is referred to throughout the remainder of this Agreement as the "Mortgaged Property"; Gives the County a security interest in the six acres, +/-, of the Property on which Phase One of the Project will be developed or such larger area as the County Manager determines is necessary to adequately secure the County's interests;

b.ii. Secures to the County the payment of all amounts due to the County under this Agreement, the Mortgage, and the Place at Caja Del Rio LEDA Project Ordinance; and

iii. Remains in effect until CDRH has met its job creation goals, the amounts due to the County under this Agreement, the Mortgage, and the Place at Caja Del Rio LEDA Project Ordinance have been paid, or the Mortgage has been foreclosed upon, is released due to the County's acceptance of a substitute standby letter of credit provided in accordance with

Section 6(b) of this Agreement, or is released in accordance with Section 6(c) of this Agreement due to CDRH having achieved the employment requirements set forth in Section 3 of this Agreement.

b. In the event CDRH desires to sell, transfer, mortgage or develop the Mortgaged Property prior to the release of the security interest through satisfaction of the employment requirements set forth in Section 3 of this Agreement, CDRH shall have the right to substitute a standby letter of credit for the security interest in the Mortgaged Property. The standby letter of credit shall be for the amount secured by the mortgage and issued by a federally insured financial institution reasonably acceptable to the County in a form acceptable to the County. In such event, the mortgage in favor of the County shall be released and proper documents shall be signed, substituting the standby letter of credit for the security interest in the Mortgaged Property.

c. At such time as CDRH has satisfied the employment requirements set forth in Section 3 of this Agreement, CDRH shall provide written notification to the County that such employment requirements have been satisfied, together with a proposed form release of mortgage. Upon receipt of such notice, the County may require additional information or documentation and may audit the records of CDRH, its contractors, or lessees to determine whether the employment requirements have been satisfied; provided, however, that CDRH has the burden of proving that the employment requirements have been satisfied. Within 60 days after receiving the notice, the County shall determine in writing whether CDRH has satisfied its employment requirements. The County shall execute a release of mortgage releasing the Mortgaged Property from the mortgage if:

- i. The County determines that CDRH has satisfied the employment requirements; or
- ii. The County fails to timely make its written determination.

7. Requests for Reimbursement. This section governs CDRH's requests for reimbursement for construction costs of the Infrastructure.

- a. CDRH shall submit Requests for Reimbursement to the County's Economic Development Manager.
- b. CDRH may seek reimbursement of construction costs no more frequently than once per month.
- c. CDRH may only seek reimbursement of construction costs that it has already paid, as evidenced by cashed checks or other proof of payment satisfactory to the County.
- d. All requests for reimbursement must be made on forms provided by the County, be submitted in accordance with procedures developed by the County, and be supported by such documentation as the County may reasonably require.
- e. Submission of a request for reimbursement constitutes CDRH's express representation and warranty that all conditions precedent to its reimbursement have been met and that there exists no Event of Default, as defined in Section 5 of this Agreement.
- f. The County shall complete the requisite review of each request for reimbursement within fifteen days of receipt of each request. When additional documentation is necessary to support the request for reimbursement, the County shall notify CDRH of the need in writing

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within the fifteen day review period. The County shall have an additional fifteen days to review any additional documentation supplied by CDRH.

g. If the County rejects a request for reimbursement, the County shall notify CDRH of the rejection and the reasons therefore. If the County approves of the request for reimbursement, reimbursement shall be mailed to CDRH within thirty days of approval.

8. Term; Early Termination; Limitation on Damages.

a. This Agreement shall be effective upon the date it is executed by both parties. It shall terminate on January 1, 2021, unless the County terminates the agreement early:

- i. Due to an Event of Default as defined in Section 5 of this Agreement; or
- ii. Due to CDRH having met its substantive contribution by creating 170 new full time jobs prior to January 1, 2021.

The County shall provide written notice of early termination to CDRH in accordance with Sections 15 of this Agreement.

9. Reporting and Review. By May 15 and November 15 of each year during the term of this Agreement, the Project Party will submit to the County a project report in such format and containing such information and supporting documentation as the County may reasonably require. At a minimum, each project report shall include the following: a 1-page narrative on project progress and a jobs spreadsheet listing all employees, their titles, and salaries as of the last day of the month preceding the project report. Project report must be supported by any reports and documentation from the New Mexico Department of Workforce Solutions, including form ES-903, demonstrating the headcount of the operation.

10. Ratification. The County and the Project Party hereby ratify all actions consistent with this Agreement that the County or the Project Party or their respective agents may have taken in furtherance of the Project.

11. Miscellaneous. This Agreement binds and inures to the benefit of the County and the Project Party and their respective successors and assigns. This Agreement may be amended or modified, and the performance by any party of its obligations hereunder may be waived, only in a written instrument duly executed by the parties. This Agreement may be executed in any number of counterparts, each of which is an original and all of which taken together constitute one instrument. This Agreement is governed by and is to be construed in accordance with the substantive laws of the State of New Mexico, without giving effect to its choice-of-law principles.

12. Merger and Integration Clause. This Agreement contains the entire agreement of the parties with respect to the subject matter hereof. This Agreement supersedes any prior agreements, understandings, or negotiations, whether written or oral.

13. Written Amendments Required. This Agreement may only be amended in writing, which written amendment must be duly executed by all parties.

14. Representations and Warranties of CDRH. CDRH hereby represents and warrants as follows:

- a. CDRH is a New Mexico corporation, duly organized and in good standing;

b. The person signing this Agreement has the authority to bind CDRH to the terms hereof;

c. This Agreement and the actions contemplated hereunder do not conflict with CDRH's Articles of Incorporation, Bylaws, any agreement to which CDRH is a party, any law or regulation applicable to CDRH, or any court order to which CDRH is bound; and

d. Once duly executed by all parties, this Agreement shall be valid and enforceable against CDRH according to its terms.

15. Notices. All notices required to be given in writing shall be sent by facsimile or regular mail, addresses as follows:

If to County:

County Manager
102 Grant Avenue
PO Box 276
Santa Fe NM 87504-0276
Facsimile: (505) 995-2740

with a copy to

County Economic Development Manager
102 Grant Avenue
PO Box 276
Santa Fe NM 87504-0276
Facsimile: (505) 820-1394

If to CDRH:

Mark Haley
8814 Horizon Blvd
Albuquerque NM 87113
Facsimile: (505) 255-9922

In the case of mailings, notices shall be deemed to have been given and received upon the date of the receiving party's actual receipt or five calendar days after mailing, whichever shall first occur. In the case of facsimile transmissions, the notice shall be deemed to have been given and received on the date reflected on the facsimile confirmation indicating a successful transmission of all pages included in the writing.

A party may change the person or address to which notice shall be sent by giving the other party written notice of such change in accordance with this paragraph.

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SANTA FE COUNTY

Katherine Miller, County Manager

Date _____

Approved As To Form:

Gregory S. Shaffer, County Attorney

ACKNOWLEDGMENT

State of New Mexico _____)
) ss.
County of Santa Fe _____)

This instrument was acknowledged before me on _____ by Katherine Miller as the County Manager of Santa Fe County.

Notary Public

My commission expires: _____

CAJA DEL RIO HOLDINGS

(Signature of Authorized Officer)

Date _____

Its: _____
(Title of Authorized Officer)

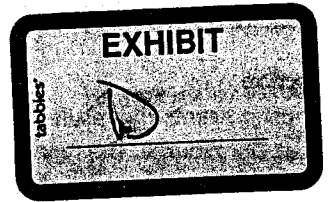
ACKNOWLEDGMENT

State of New Mexico)
) ss.
County of Santa Fe)

This instrument was acknowledged before me on _____ by _____ as the _____ of Caja Del Rio Holdings.

Notary Public

My commission expires: _____



Economic Impact of The Senior Campus at Caja Del Rio in Santa Fe, NM Executive Summary

February 13, 2015

Prepared by:

Ndem Tazoh Tazifor
New Mexico Economic Development Department
Joseph Montoya Building
1100 S. St. Francis Drive
Santa Fe, New Mexico 87505



*This summary was prepared by the New Mexico Economic Development Department using Total Impact by Impact DataSource.
Please consult the full economic impact report for additional details and assumptions used in this analysis.*

Disclaimer: These calculations use estimates and assumptions; actuals may be different. Neither this document nor the information contained herein, prepared for the Economic Development Department by a contract service provider, binds the State of New Mexico.

EXECUTIVE SUMMARY

Introduction

This report presents the results of an economic impact analysis performed using Total Impact™, a model developed by Impact DataSource. The report estimates the economic and fiscal impact that a proposed project may have on the state and local taxing districts. The report estimates the additional costs and benefits for the state and specified local taxing districts over the first 10 years.

City	Santa Fe
County	Santa Fe County
School District	Santa Fe Public Schools
Special Taxing District	Special Taxing Districts

Description of the Project

The project is to be build on a 28 acre parcel located at 28 Caja Del Rio Road, north of NM 599 frontage road. The proposed Senior Campus will provide a full spectrum of senior care and living options, including a 120 bed skilled nursing facility, 180 units of Independant Living, 200 assisted living units and 80 memory care beds. The project will be developed in four phases over a period of 4 to 6 years. Phase One is the skilled nursing facility which will employ approximately 120 FTE. The average annual salary of these employees will be \$45,000. Phases two, three and four will follow one per year adding another 200 FTE with similar annual salaries. The firm is expected to initially invest \$14 million in land, building and equipmet for phase one in 2015.

Summary of the Economic Impact of the Project

The project will have the following economic impact on the State of New Mexico over the first 10 years:

Economic Impact Over the First 10 Years	
Economic Output:	
Direct	\$172,129,248
Indirect & Induced	\$138,374,703
Total Economic Output	\$310,503,951
Jobs:	
Direct	300
Indirect & Induced	123
Total Jobs	423
Workers' Earnings:	
Direct	\$141,072,561
Indirect & Induced	\$65,514,097
Total Workers' Earnings	\$206,586,658
Market value of property on tax rolls in Year 1	
The Project's property	\$14,000,000
New residential property constructed	\$192,133
Total market value of new property	\$14,192,133
Taxable Sales/Purchases	
The Project activities	\$49,946,361
New direct and spin-off workers	\$51,646,664
Visitors	\$0
Total taxable sales and purchases	\$101,593,025

The year-by-year economic impacts can be found in Appendix B.

EXECUTIVE SUMMARY

The project is not expected to result in a consequential increase in the state's population. A majority of newly hired employees would likely be current New Mexico residents. However, it is estimated that approximately 10% of the new workers may be new residents to Santa Fe County. The local population impacts may result in new residential properties constructed in the county and increase the enrollment of local public schools.

Estimated Local Population Impacts Over the First 10 Years			
	Direct	Indirect	Total
Number of direct and indirect workers who may move to the county	30.0	3.0	33.0
Number of new residents in the county	31.9	21.3	103.7
Number of new residential properties that may be built in the county	3.2	0.3	4.0
Number of new students expected to attend local school district	14.7	3.9	18.6

Summary of the Fiscal Impact of the Project

The project will generate additional benefits and costs for the state and local taxing districts. A summary of the additional benefits, costs and net benefits is provided below. A discussion of the source of specific benefits and costs are provided in more detail for each taxing district on subsequent pages.

Net Benefits Over the First 10 Years for Local Taxing Districts and the State				
	Additional Benefits	Additional Costs	Net Benefits	Present Value of Net Benefits
State of New Mexico	\$26,047,155	(\$2,210,134)	\$23,837,021	\$18,009,116
Santa Fe	\$5,820,036	(\$1,720,567)	\$4,099,469	\$3,113,204
Santa Fe County	\$3,419,344	(\$69,691)	\$3,349,653	\$2,552,628
Santa Fe Public Schools	\$1,654,233	(\$516,451)	\$1,137,782	\$848,462
Special Taxing Districts	\$708,640	\$0	\$708,640	\$528,053
Total	\$37,649,407	(\$4,516,342)	\$33,132,565	\$25,251,462

The project may result in local and state population impacts. Therefore, some additional costs are estimated for the state and local taxing districts. Additional costs represent the additional cost to provide state, municipal, county, or school district services to new residents, businesses or new school students. The calculation of costs are estimated based on recent budget expenditure information and the projected change in residents, employees and school students in the community. The Methodology section has additional information on these fiscal impact calculations.

* Additional costs were estimated for the state, city, county, and school district as the result of population changes and the provision of government services to new residents. The area population changes result from the portion of the new jobs being filled by workers moving to the area. A majority of the new jobs are expected to filled by current New Mexico residents so the project is expected to have a small effect on additional costs on a statewide basis.

** The Present Value of Net Benefits is a way of expressing in today's dollars, dollars to be paid or received in the future. Today's dollar and a dollar to be received or paid at differing times in the future are not comparable because of the time value of money. The time value of money is the interest rate or each taxing entity's discount rate. This analysis uses a discount rate of 5% to make the dollars comparable.

EXECUTIVE SUMMARY

Benefits for the State of New Mexico

The table below displays the estimated additional benefits to be received by the State of New Mexico over the first 10 years . The project is expected to have a small effect on the statewide population and therefore some additional statewide costs to provide additional services were estimated for the state. Appendix C contains the year-by-year calculations.

State of New Mexico: Additional Benefits and Costs Over the First 10 Years			
	Additional Benefits	Additional Costs	Net Benefits
Gross Receipts Taxes	\$3,962,128	\$0	\$3,962,128
Property Taxes - Commercial/Industrial - Real	\$222,642	\$0	\$222,642
Property Taxes - Commercial/Industrial - BPP	\$17,997	\$0	\$17,997
Property Taxes - New Residential	\$5,328	\$0	\$5,328
Personal Income Taxes	\$7,870,952	\$0	\$7,870,952
Corporate Income Taxes	\$1,222,407	\$0	\$1,222,407
Miscellaneous Taxes & User Fees	\$12,745,701	\$0	\$12,745,701
Cost of Providing State Services	\$0	(\$2,210,134)	(\$2,210,134)
Total	\$26,047,155	(\$2,210,134)	\$23,837,021

Gross receipts taxes are estimated on new taxable gross receipts resulting from the project. Property taxes are estimated on the firm's property and new residential property constructed. Personal income taxes are estimated based on an effective income tax rate and the earnings of new direct and indirect workers. Corporate income taxes on the direct activity is based on the net taxable income projected by the company. Corporate income taxes on the indirect activity is estimated on a per indirect worker basis and the observed statewide corporate income tax collections per worker. To the extent that the project will result in an increase in new households in the state, additional miscellaneous taxes and user fees have been estimated for the state. Additionally, the costs to provide state services to these new households were also estimated based on recent state expenditure data as detailed in the Appendix.

Benefits and Costs for Santa Fe

The table below displays the estimated additional benefits, costs and net benefits to be received by the city over the first 10 years of the project.

Santa Fe: Additional Benefits and Costs Over the First 10 Years			
	Additional Benefits	Additional Costs	Net Benefits
Gross Receipts Taxes	\$2,782,150	\$0	\$2,782,150
Property Taxes - Commercial/Industrial - Real	\$604,570	\$0	\$604,570
Property Taxes - Commercial/Industrial - BPP	\$48,871	\$0	\$48,871
Property Taxes - New Residential	\$8,156	\$0	\$8,156
Utility Revenue	\$1,466,289	\$0	\$1,466,289
Utility Franchise Fees	\$169,043	\$0	\$169,043
Lodgers Tax	\$0	\$0	\$0
Building Permits and Fees	\$530,000	\$0	\$530,000
Miscellaneous Taxes & User Fees	\$210,957	\$0	\$210,957
Cost of Providing Municipal Services	\$0	(\$254,278)	(\$254,278)
Cost of Providing Utility Services	\$0	(\$1,466,289)	(\$1,466,289)
Total	\$5,820,036	(\$1,720,567)	\$4,099,469

EXECUTIVE SUMMARY

Benefits and Costs for Santa Fe County

The table below displays the estimated additional benefits, costs and net benefits to be received by the county over the first 10 years of the project.

Santa Fe County: Additional Benefits and Costs Over the First 10 Years			
	Additional Benefits	Additional Costs	Net Benefits
Gross Receipts Taxes	\$973,347	\$0	\$973,347
Property Taxes - Commercial/Industrial - Real	\$2,208,572	\$0	\$2,208,572
Property Taxes - Commercial/Industrial - BPP	\$178,531	\$0	\$178,531
Property Taxes - New Residential	\$26,874	\$0	\$26,874
Building Permits and Fees	\$0	\$0	\$0
Miscellaneous Taxes & User Fees	\$32,020	\$0	\$32,020
Cost of Providing County Services	\$0	(\$69,691)	(\$69,691)
Total	\$3,419,344	(\$69,691)	\$3,349,653

Benefits and Costs for Santa Fe Public Schools

The table below displays the estimated additional benefits, costs and net benefits to be received by the school district over the first 10 years of the project.

Santa Fe Public Schools: Additional Benefits and Costs Over the First 10 Years			
	Additional Benefits	Additional Costs	Net Benefits
Property Taxes - Commercial/Industrial - Real	\$1,214,052	\$0	\$1,214,052
Property Taxes - Commercial/Industrial - BPP	\$98,138	\$0	\$98,138
Property Taxes - New Residential	\$140,235	\$0	\$140,235
Additional State Funding	\$201,808	\$0	\$201,808
Cost of Educating New Students	\$0	(\$516,451)	(\$516,451)
Total	\$1,654,233	(\$516,451)	\$1,137,782

Benefits and Costs for Special Taxing Districts

The table below displays the estimated additional benefits, costs and net benefits to be received by other special taxing districts over the first 10 years of the project.

Special Taxing Districts: Additional Benefits and Costs Over the First 10 Years			
	Additional Benefits	Additional Costs	Net Benefits
Property Taxes - Commercial/Industrial - Real	\$643,369	\$0	\$643,369
Property Taxes - Commercial/Industrial - BPP	\$52,007	\$0	\$52,007
Property Taxes - New Residential	\$13,265	\$0	\$13,265
Total	\$708,640	\$0	\$708,640

EXECUTIVE SUMMARY

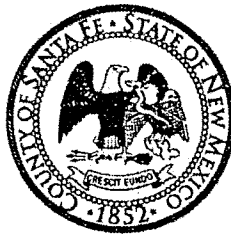
New Mexico Economic Development Department Notes

0

Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

TO: Katherine Miller, County Manager

FROM: David Griscom, Economic Development Manager *DG*
Lynette Kennard, Accounting and Financial Reporting Manager *YK*

Via: Penny Ellis-Green, Growth Management Director

RE: Verification that Santa Fe Film and Media Studios, Inc. Satisfied its Economic Development Goals

DATE: March 21, 2016

We are writing to confirm that Santa Fe Film and Media Studios, Inc. has satisfied its Economic Development Goals.

Background

La Luz Holdings, LLC and Santa Fe Film and Media Studios, Inc. (collectively, Santa Fe Studios) are parties to various agreements with Santa Fe County (County) concerning the studios located on NM Highway 14, including that certain Restated and Amended Project Participation and Land Transfer Agreement (PPA) and LEDA Performance and Right of Repurchase Agreement. By way of summary, Santa Fe Studios agreed to build two soundstages and other facilities on the site, and Santa Fe County provided assistance to Santa Fe Studios under the Local Economic Development Act (LEDA) in the form of infrastructure, water rights, a loan guarantee and construction funding from State capital outlay appropriations. In exchange for certain assistance provided pursuant to LEDA, Santa Fe Studios agreed in Section 7.2.1 (a) of the PPA to provide "500,000 hours of above-minimum wage jobs in connection with the Project within six (6) years after the Closing Date in connection with Phase 1A, provided that construction jobs that result from construction of the LEDA Project on the Property or for offsite infrastructure for the Studio Project shall be credited against this requirement for purposes of Part I of this Agreement, but shall not be credited against this requirement for purposes of Part II of this Agreement." "Minimum wage" is defined in the PPA as "the minimum 'living wage' then in effect in the City of Santa Fe, New Mexico pursuant to the City's Living Wage Ordinance, No. 28-1, Section 28-1.12, Santa Fe City Code 1987, as amended." Section 7.2.1 (b) goes on to say "[s]uch jobs under subparagraph (a) may be located onsite at the Property or elsewhere within the County, provided that the film and multi-media production is contracted for or originated through the [Santa Fe Studios], its subtenants or users of the LEDA Project." The 500,000 hours of qualifying jobs within Santa Fe County are referred to throughout the rest of this memorandum as the "Economic Development Goals".

Under the LEDA Performance and Right of Repurchase Agreement, Santa Fe Studios was to provide the County with notice whenever it had satisfied its Economic Development Goals. Upon receiving such notice, the County had ninety (90) days in which to verify whether the Economic Development Goals were satisfied.

102 Grant Avenue · P.O. Box 276 · Santa Fe, New Mexico 87504-0276 · 505-986-6200 · FAX:
505-995-2740 www.santafecountynm.gov



On December 4, 2015, James S. Rubin, an attorney for Santa Fe Studios, notified the County that Santa Fe Studios had satisfied its Economic Development Goals. In response, on December 11, 2015, you sent a letter to Lance Hool to initiate the verification process. By mutual agreement, the date by which the County was to complete its verification has been extended until March 21, 2016.

This memorandum memorializes how we verified that the Economic Development Goals have been met.

Limited Objective and Scope

Our objective was limited to verifying that the Economic Development Goals were met. In other words, our objective was not to verify all of the hours that could have potentially been counted toward the Economic Development Goals.

In verifying hours, we sought to locate and review actual business records, such as payroll records, invoices, and production call sheets.

Per a letter, dated December 11, 2015, from Mr. Rubin, we focused on eight productions that originated through Santa Fe Studios and/or used the SF Studios facilities in one capacity or another. Those productions are:

- Cosmos: A Space Time Odyssey (4 episodes);
- The Sixth Gun (pilot);
- A Million Ways to Die in the West;
- House of Cards (one episode);
- Stanistan (pilot);
- The Ridiculous Six;
- Edge (pilot); and
- The Magnificent Seven.

Documents Reviewed, Sources, and Methodology Employed

We focused our verification efforts on available business records that had verifiable and empirical information. Many of the documents we physically reviewed could not be copied, due to confidentiality concerns.

The types of documents that we physically reviewed included the following:

- Daily call sheets for productions;
- Post-production statistical forms submitted by production companies to the NM Film Office;
- Payroll reports and records;
- Crew lists;
- Daily production reports (for 1 production); and
- Invoices submitted to Santa Fe Studios for security services provided at the studios.

No single entity had all of the documentation we required. This necessitated that we and Santa Fe Studios request documentation from multiple entities. Entities that were contacted included:

- Santa Fe Studios and the following of its lessees and contractors:
 - MBS (including MBSE and TM Motion Picture Equipment Rentals);

- Keslow Camera;
- Cinelease, Inc.; and
- Santa Fe Film Services, LLC; and
- NM Film Office; and
- IATSE Local 480.

With regard to Santa Fe Studios and its lessees and contractors, we were sometimes able to look at actual payroll records. Other times, we received representations and data from individual companies. Finally, we were able to view actual invoices listing the number of hours worked by security personnel at the studios.

With regard to hours worked on the eight productions listed above, we were able to review payroll reports for certain crew members. Using available daily call sheets for each production, we were able to estimate the number of shooting days within the County as a percentage of all shooting days. We estimated the hours worked in the County by such crew members by multiplying the total hours worked by the percentage of days shot within the County. In making this calculation, our assumption was that the number of crew members per day and length of each shooting day, on average, was consistent from shooting day to shooting day. With regard to the hours worked by these crew members, both of us looked at the documents, so that we could vouch for their contents and the conclusions we drew from them.


Based upon our physical review of documents and calculations, we compiled a spreadsheet of the hours we verified, which is attached as Exhibit A.

Conclusion: Santa Fe Studios Satisfied its Economic Development Goals

As set forth in the spreadsheet attached as Exhibit A, we positively verified a minimum of 500,000 job hours, all of which took place in the County and were contracted for or originated through SF Studios, its subtenants, or users of the LEDA Project. Additionally, staff verified that all the wages paid for the above-mentioned hours were wages at least at the City of Santa Fe's posted minimum wage at the time the production took place. It should be noted that the vast majority of these hours were paid at wages well above the minimum wage, as verified by payroll data and other reports.

We stopped our verification efforts once we verified that 500,000 hours were provided. Based upon other documentation that we reviewed, however, it is clear that the actual number of qualifying hours provided is much higher than 500,000. Specifically, because we had already concluded that Santa Fe Studios had satisfied its Economic Development Goals, we did not verify other hours associated with the eight productions listed above, such as actors and members of other unions. Nor did we attempt to verify any hours associated with productions other than the eight listed above. We are confident that several hundred thousand more hours could have been verified had we undertaken the additional effort to do so.

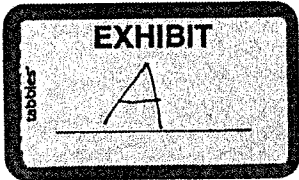
BY SIGNING BELOW, I HEREBY DETERMINE THAT
SANTA FE STUDIOS SATISFIED ITS ECONOMIC DEVELOPMENT GOALS

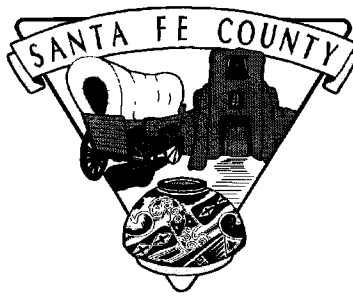

Katherine Miller, County Manager

3.21.2016
Date

Santa Fe Studios Economic Development Goals Verified

Description	Documentation	Hours above min. wage
Comos: A Space Time Odyssey, The Sixth Gun, A Million Ways to Die in the West, House of Cards, Stanistan, The Ridiculous Six, Edge, The Magnificent Seven	Payroll Data for 8 productions	404,230.00
Santa Fe Film and Media Studios, Inc.	Print out year 2012	4,924.11
	QuickBooks Employee Salaries Transaction Detail-Jan. 2011-Dec. 2011	780.03
	QuickBooks Payroll Summary March 2012 - February 2013	346.67
	QuickBooks Payroll Summary March 2013 - February 2014	3,304.62
	QuickBooks Payroll Summary March 2014 - February 2015	2,920.00
	QuickBooks Payroll Summary March 2015 - February 2016	1,280.00
SF Film Services, LLC	QuickBooks Payroll Summary March 2012 - February 2013	86.67
	QuickBooks Payroll Summary March 2013 - February 2014	2,030.72
	QuickBooks Payroll Summary March 2014 - February 2015	480.00
	QuickBooks Payroll Summary March 2015 - February 2016	7,007.00
	QuickBooks Payroll Summary March 2016	313.50
Santa Fe Studios Security Hours	Security Company A Invoices	3,778.00
Santa Fe Studios Security Hours	Security Company B Invoices	16,232.00
Santa Fe Studios Security Hours	Security Company C Invoices	8,212.00
Santa Fe Studios Security Hours	Security Company D Invoices	5,815.00
The Hire Firm	Fax of employees+hours+dates-June 2, 2013 - June 9, 2014	2,755.25
MBS	Employee Earnings Records-May 1, 2014 - present	17,412.25
TM Motion Picture Equipment Rentals	Employee Earnings Records-Oct. 1, 2013 - Mar. 30, 2014	880.00
MBSE	MBSE NM Day Player Report-Sept.1, 2013 - present	5,477.00
1099	Invoices-Jan 13, 2014 - April 7, 2014	1,018.00
1099	Invoices-Feb 24, 2012 - Mar 23, 2015	3,280.00
Keslow Camera	Signed Letter	2,665.97
Cinelease Inc.	March 1, 2012 - August 31, 2013	5,258.55
Total verified hours		<u>500,487.34</u>





**SANTA FE COUNTY
2016 INTERGOVERNMENTAL SUMMIT
COUNTY / TRIBAL
"GOVERNMENT INTERACTIONS – COLLABORATIVE SOLUTIONS"**

April 22, 2016

The Four Seasons Resort – Rancho Encantado Santa Fe
198 State Road 592
Santa Fe, NM 87506

AGENDA

- I. Call To Order – Santa Fe County Commission Chairman, Miguel Chavez
- II. Moment of Reflection
- III. Welcome and Introductions
- IV. Summit Goals – *What do we want to accomplish today?*
- V. Overview of Operations – *What we do*
 - a. Pueblos
 - b. Santa Fe County
- VI. Government Interactions – *How we do things between us*
- VII. Collaborative Solutions – *What we can do together*
- VIII. New Mexico Association of Counties Curriculum Update
- IX. Next Steps – *Building on Today*
- X. Closing Remarks
- XI. Adjournment

A.VI

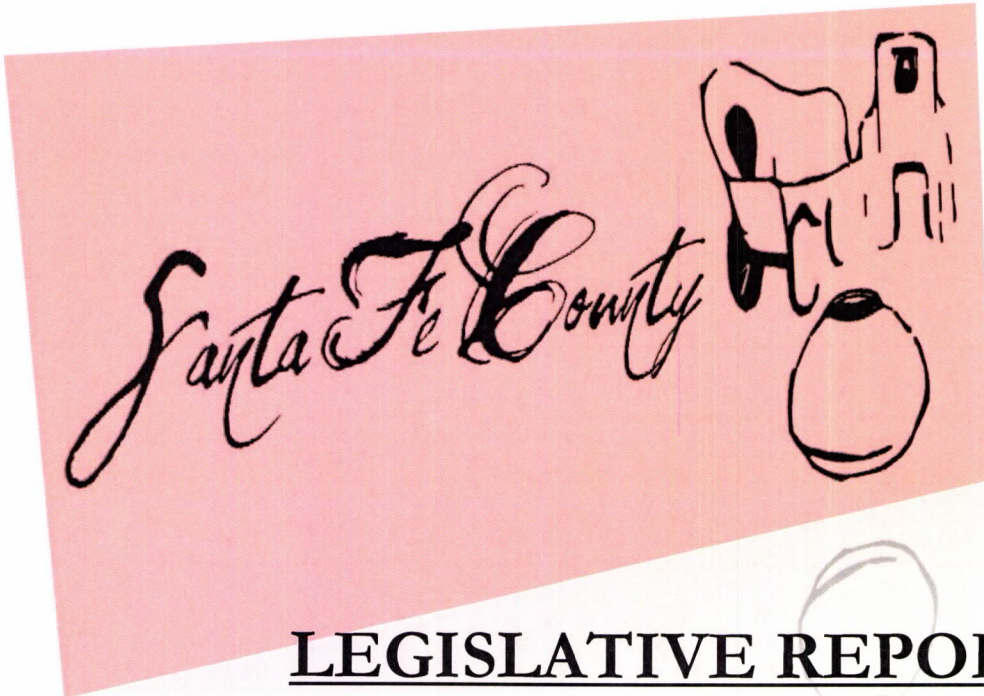
**SANTA FE COUNTY
2016 INTERGOVERNMENTAL SUMMIT
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**The Four Seasons Resort – Rancho Encantado Santa Fe
198 State Road 592
Santa Fe, NM 87506**

AGENDA

7:30AM	Breakfast Service and Registration
8:30AM	Call To Order – Santa Fe County Commission Chairman, Miguel Chavez
8:35AM	Moment of Reflection
8:45AM	Welcome and Introductions
9:15AM	Summit Goals – <i>What do we want to accomplish today?</i>
9:45AM	Overview of Operations – <i>What we do</i>
10:30AM	Government Interactions – <i>How we do things between us</i>
11:30AM	Collaborative Solutions – <i>What we can do together</i>
12:30PM	Lunch Service
1:30PM	New Mexico Association of Counties Curriculum Update
2:00PM	Next Steps – <i>Building on Today</i>
2:30PM	Closing Remarks
3:00PM	Adjournment



LEGISLATIVE REPORT

March 29, 2016

Santa Fe County Commission Meeting

Vetoed (8)

		House 1				House 2						
BILL	DESCRIPTION	I	C	RC	P	C	RC	P	G	PL/Chap	Last Action	Status
HB70	<i>Trujillo, C. (D46); Pacheco (R23)</i> HEARING AID OPTIONS: CONNECTIONS WITH ASSISTIVE LISTENING SYSTEMS Relates to consumer information being provided at the time of an initial examination about the availability of assistive listening systems with hearing aid devices.	•	•	•		•	•	•	•		03/09/2016	VETOED
HB187	<i>Roch (R67)</i> ALTERNATE LEVEL THREE-B LICENSE FOR SCHOOL ADMINISTRATOR APPLICANTS Creates an alternative level three-B license to be granted to school administrator for the Legislative Education study committee applicants. The license is for a term of five years and may be renewed upon satisfactory annual demonstration of instructional leader and administrative competency.	•	•	•		•	•	•	•		03/09/2016	VETOED
HB203	<i>Ruizloba (D12)</i> INTERLOCK DEVICE FUND Increases the amount that the Traffic Safety Bureau shall pay monthly for ignition interlock device verification for indigent people, from \$30 to \$50.	•	•	•		•	•	•	•		03/09/2016	VETOED
SB36	<i>Soules (D37); Herrell (R51)</i> DEVELOPMENTAL DISABILITIES MEDICAID HOME AND COMMUNITY-BASED WAIVER PROGRAM REPORT (For the Legislative Health and Human Services Committee) (Similar to 2015 SB216) Relating to public assistance; requires the Department of Health to provide an annual report on the Developmental Disabilities Medicaid Home and Community-based Waiver Program, makes an appropriation.	•	•	•		•	•	•	•		03/09/2016	VETOED
SB79	<i>Sanchez, M. (D29)</i> UNCLAIMED PRIZES ALLOCATED TO LOTTERY TUITION FUND Without otherwise altering existing law, this act provides for payment of prizes not claimed within a specified time period and consequently forfeited, to be paid into the Lottery Tuition Fund which is distributed to New Mexico's public post-secondary educational institutions to provide tuition assistance for qualified students and legacy students as provided in the Legislative Lottery Tuition Scholarship Act.	•	•	•		•	•	•	•		03/09/2016	VETOED
SB97	<i>Martinez, Richard (D5)</i>	•	•	•		•	•	•	•		03/09/2016	VETOED

	JUDGE PRO TEMPORE FUND Creates the nonreverting Judge Pro Tempore Fund in the State Treasury to be administered by the Administrative Office of the Courts. The fund shall pay the costs of judges pro tempore. The fund shall consist of appropriations, gifts, grants, donations and bequests. Income from the fund shall be credited to the fund, and payments made on vouchers signed by the Director of the Administrative Office of the Courts or the Director's designee on warrants drawn by the Secretary of Finance and Administration										
SB210	<i>Stewart (D17); Clabchischillage (R4)</i> LANGUAGE ACCESS FUND FOR THE COURTS (Endorsed by the Courts, Corrections and Justice Committee) Relates to court administration; creates the Language Access Fund to provide for language access services in the courts.	•	•	•	•	•	•	•		03/09/2016	VETOED
SB224	GIS <i>Cisneros (D6)</i> ADVANCED MAPPING AND RIO GRANDE TRAIL DEVELOPMENT. (Conflicts with SB30) Creates the Advanced Mapping Fund; provides for advanced mapping of trails and rights of way by the Rio Grande Trail Commission (commission mentioned in bill title but not in body of bill), including trail development; makes an appropriation.	•	•	•	•	•	•	•		03/09/2016	VETOED

Pocket Vetoed (1)

		House 1				House 2						
BILL	DESCRIPTION	I	C	RC	P	C	RC	P	G	PL/Chap	Last Action	Status
HB48	<i>Montoya (R1)</i> OSTEOPATHY MEDICINE ACT (Identical to SB78 Signed by Governor: Laws 2016, Ch. 90) (Very similar but not identical to 2015 HB398 as HRPAC-substituted and twice amended on the House Floor) A 40-page bill that renames Sec. 61-10-1, et seq., as the “Osteopathic Medicine Act;” repeals the Osteopathic Physicians’ Assistants Act and adds provisions relating to osteopathic physician assistants to the Osteopathic Medicine Act; creates a Board of Osteopathic Medicine and revises provisions relating to board duties, licensure and fees for osteopathic physicians, osteopathic physician assistants and pharmacist clinicians. Also makes changes to Sec. 61-11B-3 to require the Board of Osteopathic Physicians to adopt regulations for osteopathy physicians who supervise pharmacy clinicians. (2016:SB78)	•	•	•	•	•	•	•	•		03/09/2016	PVETOED

Signed (92)

		House 1				House 2						
BILL	DESCRIPTION	I	C	RC	P	C	RC	P	G	PL/Chap	Last Action	Status
HB1	<i>Gentry (R30)</i> LEGISLATIVE FEED BILL Makes a series of appropriations from the General Fund for expenses of the 2016 Session of the Legislature and the operation of legislative agencies during FY2016 and FY2017. The General Fund appropriation is apportioned as follows:	•	•			•	•	•	•	P.L.2016, c.1	01/28/2016	SIGNED
HB2	CORRECTIONS - JAIL REIMBURSEMENT HEALTH - LOCAL FOODS APPROP. <i>Larranaga (R27)</i> GENERAL APPROPRIATION ACT OF 2016 HAFC substitute combines HB2 (General Appropriation Act) and HB4 (transportation portion of the act) for a \$6.3 billion budget. Funding levels have been downsized due to the anticipated reduction of some \$200 million in revenue. Combines \$52 million in cash reserves from state agencies and other reserve accounts to provide approximately \$81 million in spending increases (see companion bill, HB311, as amended).	•	•	•		•	•	•	•	P.L.2016, c.11	02/29/2016	SIGNED
HB12	<i>Lundstrom (D9)</i> PUBLIC PROJECT LOAN AUTHORIZATIONS (Endorsed by the New Mexico Finance Authority Oversight Committee) Authorizes the New Mexico Finance Authority to make the following 115 public project loans from the Public Project Revolving Fund (loans less than \$1 million do not require specific authorization and need not be identified in this act):	•	•	•		•	•	•	•	P.L.2016, c.35	03/04/2016	SIGNED
HB17	<i>Garcia Richard (D43)</i> VETERAN REDEFINED TO QUALIFY FOR RESIDENT TUITION For purposes of qualifying for as resident tuition as a veteran, the definition of the term “veteran” has been revised to mean a New Mexico resident who is a citizen of the United States, was regularly enlisted, drafted, inducted or commissioned in the:	•	•	•		•	•	•	•	P.L.2016, c.4	02/26/2016	SIGNED
HB18	<i>Garcia Richard (D43); Neville (R2)</i> LOS ALAMOS COUNTY FULL-TIME EMPLOYEES SALARY STRUCTURE Provides for certain Los Alamos full-time county officials to receive a maximum annual salary of \$65,855.	•	•	•		•	•	•	•	P.L.2016, c.36	03/04/2016	SIGNED

HB19	<i>Rodella (D41)</i> DRINKING WATER STATE REVOLVING LOAN FUND APPROPRIATION (Endorsed by the New Mexico Finance Authority Oversight Committee) Appropriates \$1.8 million (nonreverting) from the Public Project Revolving Fund to the Drinking Water State Revolving Loan Fund, for use in FYs 2017 and subsequently, to provide state matching funds for federal Safe Drinking Water Act projects and to carry out the purposes of the Drinking Water State Revolving Loan Fund Act.	•	•	•	•	•	•	•	P.L.2016, c.37	03/04/2016	SIGNED
HB27	<i>Gallegos, David (R61)</i> PROTECTIVE ORDERS FOR RAPE VICTIMS Related to 2015 SB134; SB135, SB177 and SB 178) In the sentencing proceeding for a person convicted of criminal sexual penetration, a prosecutor may ask that the court grant the victim an order of protection to remain in effect for the duration of the court's jurisdiction over the person. After expiration of the court's jurisdiction, the victim may file a petition for an order of protection against the person and submit evidence of the person's conviction as cause to grant the order.	•	•	•	•	•	•	•	P.L.2016, c.33	03/04/2016	SIGNED
HB28	<i>Gallegos, David (R61)</i> RELATIVES' STANDING AND NOTICE IN CHILD ABUSE AND NEGLECT PROCEEDINGS Relates to child abuse and neglect; provides for grandparents and other relatives of a child to be notified when the child is taken into custody by law enforcement or when CYFD files for custody of the child; provides for court to consider the child's familial identity and connections; changes procedures for permanency hearings; and modifies and expands confidentiality provisions.	•	•	•	•	•	•	•	P.L.2016, c.54	03/04/2016	SIGNED
HB33	<i>Adkins (R29)</i> DELAYS ECONOMIC DEVELOPMENT REVOLVING FUND PROJECT APPROVAL DATE (Endorsed by the New Mexico Finance Authority Oversight Committee) (Related to 2013 SB118; 2011 SB454) Delays the implementation by three years of an act relating to the New Mexico Finance Authority that provides for standard projects that receive Economic Development Revolving Fund funding to be approved first by law. Instead of July 1, 2016, the approval of standard projects by law would be delayed until July 1, 2019.	•	•	•	•	•	•	•	P.L.2016, c.38	03/04/2016	SIGNED
HB43	<i>Rehm (R31)</i> INJURED PUBLIC SAFETY EMPLOYEES' BENEFIT COVERAGES (Similar to 2014 HB194) Prescribes employer payment of member insurance and pension	•	•	•	•	•	•	•	P.L.2016, c.39	03/04/2016	SIGNED

	contributions and establishes procedures for accrual of service credit for public safety employees who were injured while on public-safety duty.												
HB61	<i>Stapleton (D19); James (R24)</i> ACCOUNTS FOR PERSONS WITH DISABILITIES ACT (For the Revenue Stabilization and Tax Policy Committee) (Related to 2015 HB448) Creates the Accounts for Persons with Disabilities Act as enabling legislation for the federal Achieving a Better Life Experience Act; requires the office of the State Treasurer to establish and maintain program for accounts; declares emergency for immediate effective date.	•	•	•	•	•	•	•	•	P.L.2016, c.40	03/04/2016	SIGNED	
HB65	<i>Maestas Barnes (R15); Crowder (R64)</i> CHILD PORN IMAGES AS SEPARATE OFFENSES & SENTENCE ENHANCEMENT (Similar to 2015 HB440 and HB251) SPAC substitute for HB65 addresses the issue of penalties for crimes enumerated in Sec. 30-6A-3 (Sexual Exploitation of Children) but takes a very different approach to increasing those penalties in certain types of cases.	•	•	•	•	•	•	•	•	P.L.2016, c.2	02/25/2016	SIGNED	
HB72	<i>Gentry (R30); Pacheco (R23)</i> YOUTHFUL OFFENDER CONDITIONS OF RELEASE HRPAC substitute for HB72 continues the basic intent to amend the Criminal Procedure Act to allow a court, when considering setting of bail or conditions of release of a person charged with a crime, or in sentencing a person, altering a basic sentence or imposing a period of parole, to consider a juvenile disposition and evidence given in a court hearing that occurred when the person was a youthful offender.	•	•	•	•	•	•	•	•	P.L.2016, c.9	02/29/2016	SIGNED	
HB92	<i>Wooley (R66)</i> PEACE OFFICER SURVIVOR BENEFITS FOR MOUNTED PATROL MEMBERS (Similar to 2015 HB430) Relating to law enforcement; amends the Peace Officers' Survivors Supplemental Benefits Act to include benefits for New Mexico Mounted Patrol members' survivors.	•	•	•	•	•	•	•	•	.L.2016, c.4 1	03/04/2016	SIGNED	
HB93	<i>Wooley (R66)</i> PROCUREMENT PREFERENCES: VETERAN BUSINESS, VETERAN CONTRACTOR & RECYCLED GOODS (Similar to 2015 HB557) Relating to procurement; amends the Resident Veteran Business Preference Act to impose limits on resident veteran businesses that may qualify for the 10 percent preference on public bids. Applies the preference to a resident veteran business, including all of its subsidiaries with annual gross revenues up to \$3	•	•	•	•	•	•	•	•	P.L.2016, c.5	02/26/2016	SIGNED	

	million in the preceding tax year. Affects formal bids on purchases and public works contracts. Abolishes provision that would have authorized a 5 percent preference for recycled content goods beginning July 1, 2022. Abolishes provision that would have ended the 10 percent veteran contractor preference in 2022.											
HB97	<i>Romero (D10)</i> ELIMINATES CERTAIN COLLEGE AND WORKPLACE READINESS ASSESSMENTS (For the Legislative Education Study Committee) (Identical to 2015 HB539) Eliminates locally administered, short-cycle diagnostic assessments in grades 9 and 10 in reading, language arts and mathematics for public high school students. Also removes a related requirement concerning reporting of results of the 9th and 10th grade assessments.	•	•	•	•	•	•	•	P.L.2016, c.56	03/07/2016	SIGNED	
HB99	COMMISSION - RELATED RESOLUTION <i>Pacheco (R23); Nunez (R36)</i> REAL ID DRIVER'S LICENSES & DRIVING PRIVILEGE CARD FOR CERTAIN FOREIGN NATIONALS (Relates to HB94; 2015 SB653, HB22; 2014 HB127; 2013 SB521) Proposes to reconcile state law with the Federal REAL ID Act of 2005 by authorizing the Taxation and Revenue Department to issue two different types of state driver's licenses and identification cards. (1) The first is for U.S. citizens and foreign nationals with lawful status who qualify for licenses and ID cards that comport with the REAL ID Act. (2) The second is a "driving privilege card" intended for foreign nationals who are unable to demonstrate authorized legal presence in the United States, and which requires a fingerprint background check. Does away with the current blanket provision under which foreign nationals may use a taxpayer identification (ID) number instead of a social security number regardless of immigration status to obtain a driver's license or state identification card. (2016:HB94)	•	•	•	•	•	•	•	P.L.2016, c.79	03/08/2016	SIGNED	
HB103	<i>McMillan (R37)</i> OSTEOPATHIC STUDENT LOAN FOR SERVICE Amends the Osteopathic Student Loan for Service Act to provide a means for shortage areas in the state to acquire more health professionals. In exchange for a uniform four years of service in a health professional shortage area, the person would receive full loan forgiveness. Applies to student loans in accredited New Mexico osteopathic medicine colleges and physician's assistant programs. Appropriates \$150,000 (GF 2017 nonreverting) to the Higher Education Department for FY 2017 and subsequent fiscal	•	•	•	•	•	•	•	P.L.2016, c.42	03/04/2016	SIGNED	

	years to provide the loans.											
HB104	<i>McMillan (R37)</i> LIFESAVING HEALTH SKILLS FOR 7TH AND 9TH STUDENTS IN PUBLIC SCHOOLS (Related to SB1) A temporary provision requiring the Public Education Department to adopt rules incorporating lifesaving skills training into the health education curriculum for 7th and 9th grade students by December 31, 2016. PED, in collaboration with the Department of Health, shall approve training and instructional materials in both English and Spanish. (2016:SB1)	•	•	•	•	•	•	•	P.L.2016, c.17	03/01/2016	SIGNED	
HB105	<i>Smith (R22)</i> CAMPAIGN AND LOBBYIST ELECTRONIC REPORTING SYSTEM REQUIREMENTS Appropriate \$985,000 (GF 2017 and 2018) to the Secretary of State to develop an electronic reporting and registration system to meet the requirements of the Lobbyist Regulation Act and the Campaign Reporting Act.	•	•	•	•	•	•	•	P.L.2016, c.13	02/29/2016	SIGNED	
HB134	<i>Gonzales (D42)</i> NMFA: LOCAL GOVERNMENT PLANNING FUND APPROPRIATION (Endorsed by the New Mexico Finance Authority Oversight Committee) Appropriates \$3 million (nonreverting) from the Public Project Revolving Fund to the Local Government Planning Fund that is administered by the New Mexico Finance Authority.	•	•	•	•	•	•	•	P.L.2016, c.43	03/04/2016	SIGNED	
HB138	CLERK'S OFFICE <i>Steinborn (D35)</i> ALLOWS CERTAIN 17-YEAR OLDS TO VOTE IN PRIMARY AND GENERAL ELECTIONS Relates to elections; allows 17-year-olds who will be 18 by the day of the General Election to vote in the Primary Election or participate in a major party's alternate selection procedure.	•	•	•	•	•	•	•	P.L.2016, c.28	03/04/2016	SIGNED	
HB139	<i>Garcia Richard (D43)</i> ECONOMIC DEVELOPMENT ACT: "RETAIL BUSINESS PROJECT" TO INCLUDE LOS ALAMOS Relates to economic development; changes criteria to qualify for retail business projects undertaken through the Local Economic Development Act to include Los Alamos County.	•	•	•	•	•	•	•	P.L.2016, c.14	02/29/2016	SIGNED	
HB156	<i>Zimmerman (R39)</i> NATIONAL GUARD AND STATE DEFENSE FORCE AWARDS Authorizes award of five new medals or ribbons to members of the State Defense Force and the National Guard of New Mexico.	•	•	•	•	•	•	•	P.L.2016, c.6	02/26/2016	SIGNED	
HB160	<i>Crowder (R64)</i> WASTE WATER SYSTEM FINANCING Appropriates \$1.4 million (nonreverting) from the	•	•	•	•	•	•	•	P.L.2016, c.29	03/04/2016	SIGNED	

	Public Project Loan Fund to the Wastewater Facility Construction Loan Fund for expenditure in FY 2017 and subsequent fiscal years to provide state matching funds for federal Clean Water Act projects and to carry out the purposes of the Wastewater Facility Construction Loan Act.											
HB167	UTILITIES DEPT. PROJECTS: CUATRO VILLAS, TESUQUE PUEBLO, ELDORADO, GREATER GLORIETA <i>Ezzell (R58)</i> WATER PROJECT LOANS AND GRANTS (Identical to SB106) Authorizes the New Mexico Finance Authority to make loans or grants from the Water Project Fund to the following qualifying entities for the following qualifying water projects on terms and conditions established by the Water Trust Board and the New Mexico Finance Authority: (2016:SB106)	•	•	•	•	•	•	•	P.L.2016, c.55	03/04/2016	SIGNED	
HB168	<i>Youngblood (R68)</i> TRANSPORTATION NETWORK COMPANY SERVICES ACT Regulates “ride-sharing” companies. Creates the Transportation Network Company Services Act to ensure the safety, reliability and cost-effectiveness of transportation network company services and to preserve and enhance access to transportation options. The act is to be administered and governed exclusively by the PRC. Sets forth a thorough framework for the regulation of the companies. Imposes a \$10,000 annual permit fee. Includes vehicle insurance coverage requirements. Creates a fund and provides penalties.	•	•	•	•	•	•	•	P.L.2016, c.80	03/09/2016	SIGNED	
HB176	<i>Gallegos, David (R61); Padilla (D14)</i> WEIGHT LIMITS FOR NATURAL GAS VEHICLES ADJUSTED Requires the Motor Transportation Division of the Department of Public Safety to adjust, by rule, the axle standard gross weight limits for natural gas vehicles.	•	•	•	•	•	•	•	P.L.2016, c.70	03/08/2016	SIGNED	
HB177	<i>Tripp (R49); Papen (D38)</i> SOLO-WORKER JOB CREATION (Identical to 2015 SB530, HB450) Creates the Solo-Worker Program in the Economic Development Department. Appropriates \$500,000 (GF 2017) to the department for expenditure in FY 2017 to implement the provisions of the program.	•	•	•	•	•	•	•	P.L.2016, c.57	03/07/2016	SIGNED	
HB185	<i>Adkins (R29)</i> TAX REFUND DESIGNATION TO VETERANS’ STATE CEMETERY FUND The longstanding option for income taxpayers to donate part of their tax refunds to the national veterans’ cemetery in Santa Fe is revised. Now such donations will be deposited instead into the	•	•	•	•	•	•	•	P.L.2016, c.7	02/26/2016	SIGNED	

	newly created veterans' state cemetery fund. Proceeds in this fund are appropriated to the Veterans' Services Department for unspecified purposes.																		
HB192	MANAGER'S OFFICE - LODGER'S TAX BOARD <i>Ezzell (R58)</i> LODGERS' TAX REVENUE MAY BE USED FOR AIR SERVICE GUARANTEE In addition to other permitted uses, allows revenues from a municipal or county lodgers' tax (also known as occupancy tax) to provide a required minimum revenue guarantee for air service to that municipality or county to increase the ability of tourists to easily access local tourist-related facilities, attractions and events.	•	•	•	•	•	•	•	•	P.L.2016, c.30	03/04/2016	SIGNED							
HB206	<i>Brown (R55)</i> DESIGN-AND-BUILD FOR FEDERAL-AID HIGHWAYS Amends the Procurement Code to apply existing design and build project delivery authority for road and highway projects to federal-aid highways.	•	•	•	•	•	•	•	•	P.L.2016, c.86	03/09/2016	SIGNED							
HB219	PROJECTS DEPT. - PROJECTS AWARDED FUNDING ROADS DEPT. - PROJECTS AWARDED FUNDING FIRE DEPT. - PROJECTS AWARDED FUNDING <i>Harper (R57)</i> STATEWIDE GOVERNMENT PROJECTS: SEVERANCE TAX BOND PROCEEDS Authorizes issuance of severance tax bonds; clarifies conditions for issuance of bonds; establishing conditions for expenditure of bond proceeds; establishes conditions for the reversion of unexpended balances; makes appropriations.	•	•	•	•	•	•	•	•	P.L.2016, c.81	03/09/2016	SIGNED							
HB242	<i>Fajardo (R7)</i> EXTENDS DISTRIBUTION TO STATE AVIATION FUND Makes permanent a temporary distribution to the State Aviation Fund of 0.46 percent of the net receipts attributable to the gross receipts tax. The distribution is otherwise set to expire June 30, 2018.	•	•	•	•	•	•	•	•	P.L.2016, c.87	03/09/2016	SIGNED							
HB249	<i>Trujillo, C. (D46)</i> RESTATES DUE DATES FOR PERSONAL AND CORPORATE INCOME TAXES Declares that a taxpayer's due date for filing a state income tax return and paying tax is the same as for federal income tax purposes. For taxpayers filing electronically, the due date becomes the last day of the month in which the return and payment were originally due. This extended due date, however, does not apply to taxpayers who have received a filing extension from New Mexico or	•	•	•	•	•	•	•	•	P.L.2016, c.15	02/29/2016	SIGNED							

	liability, with three exceptions: (2016:SB100)												
HB280	PROBATE JUDGE CLERK'S OFFICE - RECORDING ATTORNEY'S OFFICE <i>Cook (R56)</i> UNIFORM LAWS FOR TRUSTS AND PROBATE (Duplicate of SB91; merges provisions of 2015 SB60 and HB183) This 88-page bill proposes to enact new uniform measures related to trusts and probate. Proposes to enact the Uniform Powers of Appointment Act (UPAA) to codify the law related to creation, revocation and amendment of powers of appointment. Proposes to enact the Uniform Trust Decanting Act (UTDA) to allow for changing outdated terms of an otherwise irrevocable trust. Revises the Rule against Perpetuities to exclude a property interest held in trust, and provide for distribution of the interest 365 years after the later of the date that the interest is added to or purchased by the trust or that the trust becomes irrevocable. Makes technical and conforming changes to the Uniform Probate Code and the Uniform Trust Code. Amends the Uniform Probate Code regarding notice, time for presentation of claims, penalties, and closing of an estate. (2016:SB91)	•	•	•	•	•	•	•	P.L.2016, c.72	03/08/2016	SIGNED		
HB283	<i>Larranaga (R27)</i> LOWERING UNEMPLOYMENT COMPENSATION TAX RATES BY AN EXPERIENCE HISTORY FACTOR Reduces contribution rate for employers with high employer's reserves (indicating lower turnover) and, for calendar years 2016 through 2018, limits increases in the combined employer's contribution rate plus excess claims rate to no more than two percent per year.	•	•	•	•	•	•	•	P.L.2016, c.92	03/09/2016	SIGNED		
HB289	<i>Townsend (R54)</i> GEO THERMAL RESOURCES DEVELOPMENT ACT (Duplicate of SB223) Cited as the Geothermal Resources Development Act, the bill contains elements of both functional and structural reorganization of a major component of the cabinet-level Energy, Minerals and Natural Resources Department (EMNRD) relating to the regulation of geothermal resources on public or private land. Renames the Geothermal Resources "Conservation" Act as the Geothermal Resources "Development" Act and transfers policy and regulatory authority over the act from the Oil Conservation Commission to the Energy Conservation and Management Division of the EMNRD. (2016:SB223)	•	•	•	•	•	•	•	P.L.2016, c.71	03/08/2016	SIGNED		
HB296	<i>Montoya (R1)</i> MAGISTRATE, METRO & MUNICIPAL	•	•	•	•	•	•	•	P.L.2016, c.31	03/04/2016	SIGNED		

	CONVICTIONS AS ADULTS (Related to 2013 SB0522) Amends the Probation and Parole Act by changing the meaning of “adult” to mean any person convicted of a crime in magistrate, metropolitan or municipal court, in addition to district court.												
HB311	E911 DWI Hall, J. C. (R28) TRANSFERS AND REVERSIONS TO GENERAL FUND--\$221 MILLION PLUS Reverts in excess of \$221,763,700 to the 2016 General Fund Operating Account, the 2017 Appropriation Account of the General Fund, and the Tobacco Settlement Program Fund. A total of \$169,755,000 is transferred in FY 2016 and approximately \$52,008,700 is transferred in FY 2017. These amounts do not include a transfer that is identified as 50% of the FY 2017 distribution to the Master Settlement Agreement relating to the Tobacco Settlement Program Fund. (Contingencies apply to amounts taken from New Mexico Finance Authority and the Tobacco Settlement Program Fund.)	•	•	•	•	•	•	•	P.L.2016, c.12	02/29/2016	SIGNED		
HB336	SHERIFF'S OFFICE Gentry (R30) CRIMINAL RECORDS DATABASE & AOC REPORTS TO FBI HRPAC substitute for HB336 replaces a dummy bill, Vests the Secretary of Public Safety with the power to create and maintain a criminal records database that merges criminal records data from multiple databases, and give courts and law enforcement agencies access to comprehensive criminal background records of criminal suspects and defendants.	•	•	•	•	•	•	•	P.L.2016, c.10	02/29/2016	SIGNED		
SB1	Sanchez, M. (D29) FIRST AID AND CPR FOR HIGH SCHOOL GRADUATION Adds one-half unit in first aid, CPR and use of an automated defibrillator to the courses required for high school graduation for students who began ninth grade in the 2009-2010 school year, and reduces the number of required electives by one- half unit. (2016:HB104)	•	•	•	•	•	•	•	P.L.2016, c.18	03/02/2016	SIGNED		
SB15	Rue (R23) NEW MEXICO PRIVATE EQUITY FUND RESIDENCY AND FORMATION CHANGES (Endorsed by the Investments and Pensions Oversight Committee) For purposes of private equity fund investments, the Small Business Investment Act is amended to change the primary definition of “New Mexico private equity fund” to mean an entity that makes, manages or sources potential investments in New Mexico businesses. Gone from the act are the requirements for the	•	•	•	•	•	•	•	P.L.2016, c.48	03/04/2016	SIGNED		

	entity to be a limited partnership or limited liability company or corporation; to maintain an office staffed by a full-time investment officer in New Mexico; and for the full-time manager to establish permanent residency in New Mexico. (2016:HB31)										
SB19	SFC EMERGENCY RESPONDERS –FIRE DEPARTMENT, PUBLIC WORKS <i>Payne (R20)</i> DISASTER RESPONSE BUSINESS AND EMPLOYEE LICENSURE AND TAX EXEMPTIONS Exempts disaster- or emergency-related out-of-state businesses and employees from state taxation and state licensing or registration requirements while responding to a declared state disaster or emergency.	•	•	•	•	•	•	•	P.L.2016, c.59	03/07/2016	SIGNED
SB21	<i>Candelaria (D26)</i> BRITTANY ALERT PROCEDURES AND NOTIFICATIONS (For the Legislative Health and Human Services Committee) Creates a Brittany Alert procedure for the Department of Public Safety (DPS) relating to endangered persons.	•	•	•	•	•	•	•	P.L.2016, c.8	02/29/2016	SIGNED
SB47	ASSESSOR'S OFFICE <i>Sanchez, C. (D30)</i> PROPERTY TAX VALUATION OF ELECTRIC UTILITY EXPANSION, IMPROVEMENT OR REPLACEMENT Relates to taxation of property used for the generation, transmission or distribution of electric power or energy. Provides that a contribution made to a utility for the expansion, improvement or replacement of service or facility of the utility shall not be subject to valuation for property tax purposes.	•	•	•	•	•	•	•	P.L.2016, c.49	03/04/2016	SIGNED
SB49	<i>Neville (R2)</i> CREATION OF THE SUBSTITUTE CARE ADVISORY COUNCIL Relating to children; replaces the Substitute Care Advisory Council for the current State Advisory Council; amends sections of the Children's Code, the Abuse and Neglect Act and the Citizen Substitute Care Review Act; transfers certain functions, personnel, appropriations, property, contractual obligations and references in law from DFA to the new Substitute Care Advisory Council.	•	•	•	•	•	•	•	P.L.2016, c.60	03/07/2016	SIGNED
SB56	TREASURER'S OFFICE INVESTMENT COUNCIL <i>Rodriguez (D24)</i> LOCAL GOVERNMENT TREASURER INVESTMENTS (Similar to 2015 SB175) Relates to public finance; clarifies types of investments in which county and	•	•	•	•	•	•	•	P.L.2016, c.50	03/04/2016	SIGNED

SB81	<i>Beffort (R19)</i> INCREASED INSTRUCTION PILOT PROJECT FOR K-5 PLUS THROUGH GRADE 5 Relates to public education; provides funding for a pilot project that will devote more instructional time to literacy, numeracy and social skills in certain schools.	•	•	•	•	•	•	•	•	P.L.2016, c.62	03/07/2016	SIGNED
SB84	<i>Lopez (D11)</i> PERMANENT ORDERS OF PROTECTION (Identical to 2015 SB134 as substituted by SPAC and HB123 as substituted by HSCAC) In sentencing a person convicted of criminal sexual penetration, gives the court authority to enhance an order of protection by issuing an order that remains in effect for the duration of the criminal court's jurisdiction over the person	•	•	•	•	•	•	•	•	P.L.2016, c.32	03/03/2016	SIGNED
SB92	ECONOMIC DEVELOPMENT <i>Barela (R39)</i> RAPID WORKFORCE DEVELOPMENT ACT Creates the Rapid Workforce Development Act, establishes a board and appropriates funds to support the act, and authorizes the board to decide on expenditure.	•	•	•	•	•	•	•	•	P.L.2016, c.23	03/03/2016	SIGNED
SB102	<i>Martinez, Richard (D5)</i> WASTE WATER SYSTEM FINANCING Appropriates \$1.4 million (GF 2017 nonreverting) from the Public Project Revolving Fund to the Wastewater Facility Construction Loan Fund pursuant to Sec. 6-21-6.1 NMSA for expenditure in FY 2017 and subsequent fiscal years to provide state matching funds for federal Clean Water Act projects, and to carry out the purposes of the Wastewater Facility Construction Loan Act.	•	•	•	•	•	•	•	•	P.L.2016, c.25	03/03/2016	SIGNED
SB105	<i>Beffort (R19)</i> EXPEDITING ISSUANCE OF OCCUPATIONAL AND PROFESSIONAL LICENSES Relates to expediting the process for issuance of occupational and professional licenses to persons who already hold a license that is current and in good standing issued by another jurisdiction in the United States.	•	•	•	•	•	•	•	•	P.L.2016, c.19	03/02/2016	SIGNED
SB106	<i>Cervantes (D31)</i> WATER PROJECT LOANS AND GRANTS (Endorsed by the New Mexico Finance Authority Oversight Committee) (Identical to HB167) Authorizes the New Mexico Finance Authority to make loans or grants from the Water Project Fund to the following qualifying entities for the following qualifying water projects on terms and conditions established by the Water Trust Board and the New Mexico Finance Authority: (2016:HB167)	•	•	•	•	•	•	•	•	P.L.2016, c.52	03/04/2016	SIGNED
SB108	<i>Ingle (R27)</i>	•	•	•	•	•	•	•	•	P.L.2016, c.89	03/09/2016	SIGNED

	INSURANCE CODE REVISIONS (Related to 2015 SB663 and SB577; 2014 SB56) This 135-page bill retains the basic structure and purpose of Articles 11 and 12 of the Insurance Code, but rewrites them in many instances to regulate licensing and activities of “insurance producers” to ensure that insurance services and products of professional integrity and competence are provided. Much of the language in repealed and replaced sections in the 2015 bills is included in SB108 in the form of amended sections, perhaps to make clear where changes have been made to existing statute. Creates the Insurance Licensee Continuing Education Fund.											
SB110	<i>Cisneros (D6)</i> FOREST AND WATERSHED MANAGEMENT PROJECTS Relates to changes in authorized receipts and uses of money in the Forest Land Protection Revolving Fund.	•	•	•	•	•	•	•	•	P.L.2016, c.65	03/08/2016	SIGNED
SB113	<i>Papen (D38); Pacheco (R23)</i> ASSISTED OUTPATIENT TREATMENT ACT (Almost identical to 2015 SJC substitute for SB53 passed by the Senate, amended in HJC and passed by the House but died API) Proposes the Assisted Outpatient Treatment Act to provide a framework for assisted outpatient treatment for certain persons with a mental illness or disorder.	•	•	•	•	•	•	•	•	P.L.2016, c.84	03/09/2016	SIGNED
SB118	<i>Munoz (D4); Maestas Barnes (R15)</i> INCREASING PENALTIES FOR DUI (Identical to 2016’s HB0083) Increases the penalty for conviction of homicide by vehicle or great bodily harm by vehicle from a third-degree felony to a second-degree felony. (2016:HB83)	•	•	•	•	•	•	•	•	P.L.2016, c.16	03/01/2016	SIGNED
SB122	NO SFC PROJECTS <i>Cisneros (D6)</i> 2016 CAPITAL PROJECTS GENERAL OBLIGATION BOND ACT Authorizes the issuance and sale of capital projects General Obligation Bonds for senior citizen facility improvements and acquisitions, for library acquisitions, for pre-kindergarten classroom capital improvements and school bus acquisitions, for capital improvements and acquisitions for public safety, capital improvements and acquisitions at institutions of higher learning, state special schools and tribal schools; and provides a tax levy for payment of principal and interest on certain costs related to the bonds. Requires voter approval at the 2016 General Election.	•	•	•	•	•	•	•	•	P.L.2016, c.82	03/09/2016	SIGNED
SB128	FIRE DEPT. <i>Shendo (D22)</i> PREVENTION AND CONTROL OF FOREST FIRES INTERSTATE COMPACT	•	•	•	•	•	•	•	•	P.L.2016, c.66	03/08/2016	SIGNED

	(Almost identical to 2014 SB93) Calls for ratification by the Legislature of the Interstate Compact for the Prevention and Control of Forest Fires which would bind all participating states to aid in combating, controlling or preventing forest fires between any state that is a party to the compact. The compact covers the Great Plains Region of the United States and contemplates the inclusion of South Dakota, North Dakota, Wyoming, Colorado and New Mexico, as well as any adjoining state of a current member state. Declares public safety emergency for immediate effective date.											
SB137	<i>Sanchez, M. (D29)</i> POSSIBLE BRAIN INJURIES FOR STUDENT ATHLETES AND NON-SCHOOL YOUTH (Relates to HB180) Changes the mandated nonparticipation time for student athletes who have received brain injuries from one week to ten days. Establishes conditions for permitting nonschool youth athletic activities to occur on school property; and enacts a new section of requirements for nonscholastic youth athletic activities that parallels those for school sports. (2016:HB180)	•	•	•	•	•	•	•	P.L.2016, c.53	03/04/2016	SIGNED	
SB144	<i>Kernan (R42)</i> SCHOOL BREAKFAST PROGRAM CHANGE (For the Legislative Education Study Committee) Changes the name of the “Breakfast After the Bell” program to the “School Breakfast Program” and permits school districts and charter schools to provide breakfast either before or after the start of the instructional day.	•	•	•	•	•	•	•	P.L.2016, c.26	03/03/2016	SIGNED	
SB146	CLERK’S OFFICE ATTORNEY’S <i>Griggs (R34)</i> REAL PROPERTY SCRIVENER’S ERROR AFFIDAVITS (Similar to 2015 SB426) Proposes a new section of code to provide for scrivener’s error affidavits to correct drafting or clerical errors in legal instruments affecting real property. An affidavit shall be effective as of the time of the recording of the original instrument.	•	•	•	•	•	•	•	P.L.2016, c.67	03/08/2016	SIGNED	
SB147	<i>Smith (D35)</i> GOVERNMENTAL LIQUOR LICENSE FOR SPACEPORT AUTHORITY (Almost identical to 2014 SB525) Authorizes governmental licenses to sell alcoholic beverages at Spaceport Authority facilities.	•	•	•	•	•	•	•	P.L.2016, c.68	03/08/2016	SIGNED	
SB153	<i>Brandt (R40)</i> HIGHER ED ARTICULATION FOR MILITARY TRAINING Requires the Higher Education Department, in coordination with the institutions of higher	•	•	•	•	•	•	•	P.L.2016, c.3	02/26/2016	SIGNED	

	education in New Mexico, to study, create and implement a consistent policy and develop a single statewide articulation agreement pertaining to the evaluation and award of academic credit based on military training and experience toward Associate's Bachelor's, Master's, and Doctoral degrees.													
SB155	PROBATE CLERK'S OFFICE <i>Wirth (D25)</i> UNIFORM POWERS OF APPOINTMENT ACT (Very similar to 2015 SB60) Proposes the Uniform Powers of Appointment Act to amend provisions of the Uniform Probate Code pertaining to notice, time for presentation of claims, penalty clauses and closing an estate. Also makes technical and conforming changes to the Uniform Probate Code and the Uniform Trust Code.	•	•	•	•	•	•	•	•	P.L.2016, c.69	03/08/2016	SIGNED		
SB163	<i>Ryan (R10)</i> SALE OF ALCOHOL IN GROWLERS Amends the Liquor Control Act to require the Alcohol and Gaming Division of the Regulation and Licensing Department to provide by rule to allow for the segregated sales of beer, wine or cider that is packaged in a growler.	•	•	•	•	•	•	•	•	P.L.2016, c.73	03/08/2016	SIGNED		
SB171	<i>Pirtle (R32)</i> NO HANDHELD CELL PHONES FOR COMMERCIAL DRIVERS Relates to commercial driver's licenses; prohibits use of a handheld mobile communication device while driving a commercial vehicle.	•	•	•	•	•	•	•	•	P.L.2016, c.63	03/07/2016	SIGNED		
SB172	<i>Cisneros (D6)</i> REVERSION OF UNEXPENDED BALANCES OF APPROPRIATIONS An act to reauthorize or reappropriate balances, expand or change purposes, extend expenditure periods and establish conditions for reversion of unexpended balances of appropriations from prior years; declares an emergency.	•	•	•	•	•	•	•	•	P.L.2016, c.83	03/09/2016	SIGNED		
SB173	<i>Cisneros (D6)</i> INTERSTATE MINING COMPACT (Similar to 2015 SB285) Provides for the enactment into law of the Interstate Mining Compact.	•	•	•	•	•	•	•	•	P.L.2016, c.74	03/08/2016	SIGNED		
SB176	<i>Torraco (R18)</i> EMERGENCY CHILD PLACEMENT BACKGROUND CHECKS (Similar to 2014 SB111) Makes it mandatory, rather than discretionary, to immediately remove a child from an emergency placement home if any adult resident in the home refuses to provide fingerprints for submission to the Federal Bureau of Investigation for a criminal background check.	•	•	•	•	•	•	•	•	P.L.2016, c.64	03/07/2016	SIGNED		
SB189	<i>Campos, P. (D8)</i> CIGARETTE TAX BONDS FOR	•	•	•	•	•	•	•	•	P.L.2016, c.75	03/08/2016	SIGNED		

	DEPARTMENT OF HEALTH FACILITIES Permits the New Mexico Finance Authority to sell up to \$5 million in cigarette-tax revenue bonds. Dedicates proceeds to acquiring land for and planning, constructing and equipping Department of Health facilities or improvements to those facilities.												
SB193	<i>Moore</i> (R21); <i>Cisneros</i> (D6) ALCOHOL SALES AT SKI AREAS Amends the Liquor Control Act to allow alcoholic beverages to be sold on the grounds of ski areas.	•	•	•	•	•	•	•	•	P.L.2016, c.76	03/08/2016	SIGNED	
SB211	<i>Ryan</i> (R10) TECHNICAL CHANGES TO FILM PRODUCTION TAX CREDIT ACT Almost a dummy bill, makes mainly nonsubstantive, technical changes to seven of the sections of the Film Production Tax Credit Act. Does allow a film production company to assign payment of an authorized film or television tax credit to a third-party financial institution.	•	•	•	•	•	•	•	•	P.L.2016, c.77	03/08/2016	SIGNED	
SB214	HUMAN RESOURCES <i>Candelaria</i> (D26) WORKERS' COMPENSATION BENEFITS AND INTOXICATION (Identical to 2016 HB63, similar to 2015 HB238) Reduces the amount of workers' compensation benefits payable in proportion to the percent a worker's use of alcohol or illegal drugs or misuse of prescription drugs contributed to the worker's injury or death. (2016:HB63)	•	•	•	•	•	•	•	•	P.L.2016, c.24	03/03/2016	SIGNED	
SB215	<i>Smith</i> (D35) DESIGN-AND-BUILD FOR FEDERAL-AID HIGHWAYS (Identical to 2016 HB206) Amends the Procurement Code to apply existing design and build project delivery authority for road and highway projects to federal-aid highways. (2016:HB206)	•	•	•	•	•	•	•	•	P.L.2016, c.85	03/09/2016	SIGNED	
SB223	<i>Griggs</i> (R34) GEOTHERMAL RESOURCES DEVELOPMENT ACT Cited as the Geothermal Resources Development Act, the bill contains elements of both functional and structural reorganization of a major component of the cabinet-level Energy, Minerals and Natural Resources Department (EMNRD) relating to the regulation of geothermal resources on public or private land. Renames the Geothermal Resources "Conservation" Act as the Geothermal Resources "Development" Act and transfers policy and regulatory authority over the act from the Oil Conservation Commission to the Energy Conservation and Management Division of the EMNRD.	•	•	•	•	•	•	•	•	P.L.2016, c.78	03/08/2016	SIGNED	
SB234	<i>Pirtle</i> (R32)	•	•	•	•	•	•	•	•	P.L.2016, c.20	03/02/2016	SIGNED	

	INSURANCE CREDENTIALING FOR HEALTH CARE PROVIDERS Relates to health insurance by refining requirements for health insurers to credential health care providers. Ensures that providers (physician-applicant) awaiting credentialing decisions from a Health Plan receive prompt payment for clean claims and interest on unpaid claims to the same extent as providers participating in the Health Plan's network. All remedies available to a participating provider are available to an applicant. Applies to claims submitted for payment on or after January 1, 2017.											
SB257	<i>Rodriguez (D24)</i> MAGISTRATE, METRO & MUNICIPAL CONVICTIONS AS ADULTS (Related to 2013 SB0522) Amends the Probation and Parole Act by changing the meaning of "adult" to mean any person convicted of a crime in magistrate, metropolitan or municipal court, in addition to district court.	•	•	•	•	•	•	•	•	P.L.2016, c.27	03/03/2016	SIGNED
SB262	<i>Martinez, Richard (D5)</i> ADMINISTRATION OF OPIOID ANTAGONISTS (Identical to 2016 HB0277; Related to 2016 SB100) Provides for authorized possession, storage, distribution, prescription, dispensing and administration of FDA-approved opioid antagonists such as Naxalone; providing for Department of Health-registered overdose prevention and education services; limiting liability. (2016:HB277; 2016:SB100)	•	•	•	•	•	•	•	•	P.L.2016, c.45	03/04/2016	SIGNED
SB263	<i>Martinez, Richard (D5)</i> OPIOID PRESCRIPTION MONITORING (Related to 2016 SB0262, SB100, HB277) Requires practitioners, who prescribe, administer or dispenses an opioid to a patient to obtain and review reports from the state's prescription monitoring program and from other states for that patients (2016:SB262; 2016:SB100; 2016:HB277)	•	•	•	•	•	•	•	•	P.L.2016, c.46	03/04/2016	SIGNED
SB270	SHERIFF'S OFFICE <i>Neville (R2)</i> OFF-HIGHWAY VEHICLES ON PAVED ROADS (Related to 2015 HB502) Creates exceptions in the Off-highway Motor Vehicle Act to the prohibition against operating recreational off-highway and all-terrain vehicles on paved roads except where barred by local ordinance; permits a local authority by ordinance or resolution to establish separate speed limits and operating restrictions for off-highway vehicles where they are authorized to operate on paved roads by to this measure.	•	•	•	•	•	•	•	•	P.L.2016, c.91	03/09/2016	SIGNED
SB280	<i>Sanchez, M. (D29)</i>	•	•	•	•	•	•	•	•	P.L.2016, c.21	03/02/2016	SIGNED

	LEGISLATIVE LOTTERY SCHOLARSHIP CHANGES (Conflicts with SB103) Clarifies certain definitions and other language in the Legislative Lottery Tuition Scholarship Act, to bring greater uniformity to the process of calculating distribution amounts for scholarships for each type of institution.											
SB306	<i>Stewart (D17)</i> SCHOOL DISTRICT BUDGET FLEXIBILITY SB306 substitutes a dummy bill and adds a three-year temporary provision to the Public School Code, for the 2016-2017 through 2018-2019 school years, to give school districts budget flexibility to deal with decreased state fiscal support. It allows the Secretary of Public Education to waive certain requirements in law and requires PED to monitor these waivers and report to the Legislative Education Study Committee and the Legislative Finance Committee on any issues or actions of districts that appear to adversely affect student learning.	•	•	•	•	•	•	•	P.L.2016, c.22	03/02/2016	SIGNED	

Capital Outlay Projects
Chart by County

Legis
52nd Legislature

Project Title		Amount	City	Fund	Track
1417 V. SUE CLEVELAND HIGH SCHL MAIN ENTRY		\$100,000	Rio Rancho PSD	STB	14/184
1404 ZIA PUEBLO CHILDHOOD DEVELOPMENT CTR PHASE 1		\$145,000	Zia Pueblo	STB	20/ 46
Summary for Sandoval		\$4,823,670			
County: Santa Fe					
767 1ST JUDICIAL DISTRICT COURT VEHICLES	VETO	\$70,000	Santa Fe	STB	10/ 2
1447 ACEQUIA DE LA CIENEGA RESERVOIR & IMPROVE	VETO	\$68,522	La Cienega	STB	21/ 15
1595 ACEQUIA DE LAS JOYAS IMPROVE	VETO	\$15,000	Santa Fe	STB	21/ 19
710 ACEQUIA DE LOS FRESQUEZ DIVERSION DAM	VETO	\$100,000		STB	21/ 14
1397 ACEQUIA DE LOS MAESTAS IMPROVE	VETO	\$75,000	La Puebla	STB	21/ 17
1593 ACEQUIA DEL BARRANCO DE JACONA IMPROVE	VETO	\$30,000		STB	21/ 11
535 ACEQUIA DEL LLANO GABIONS NAMBE IMPROVE	VETO	\$20,000	Nambe	STB	21/ 18
1469 AGUA FRIA UTILITY CORRIDOR		\$50,000		STB	18/ 73
880 AGUA FRIA WATER SYSTEM CONSTRUCT		\$100,000		STB	18/ 74
1466 ALAMO LN IMPROVE - AGUA FRIA		\$70,000		STB	24/ 64
1664 AMY BIEHL COMMUNITY SCHL WALKING TRACK		\$16,000	Santa Fe PSD	STB	14/187
875 ANTONIO LANE IMPROVE SANTA FE CO	VETO	\$45,000		STB	24/ 63
980 ASPEN CMTY MAGNET SCHL ATHLETIC FIELD	VETO	\$30,000	Santa Fe PSD	STB	14/188
1707 ATALAYA ELEM SCHL PLAYGROUND & BASKETBALL COURT		\$75,000	Santa Fe PSD	STB	14/189
1014 CAPITAL HIGH SCHL PRACTICE FIELD SANTA FE PSD		\$35,000	Santa Fe PSD	STB	14/190
67 DOT GENERAL OFFICE RESTROOMS RENOVATE -SRF		\$255,000	Santa Fe	SRF	42/ 3
68 DOT OFFICE LAB ELECTRICAL UPGRADES-SRF		\$291,000	Santa Fe	SRF	42/ 4
34 DPS SANTA FE EVIDENCE CTR & CRIME LAB PLAN DESIGN		\$500,000	Santa Fe	STB	7/ 10
1251 EDGEWOOD ROAD MAINT WATER TRUCK	VETO	\$50,000	Edgewood	STB	22/192
1183 EDGEWOOD WASTEWATER SYSTEM		\$360,000	Edgewood	STB	18/ 75
1708 EL DORADO COMMUNITY SCHL PERFORMANCE STAGE		\$70,000	Santa Fe PSD	STB	14/191
1600 EL GUICU DITCH IMPROVE	VETO	\$50,000	La Cienega	STB	21/ 16
1472 ELDORADO AREA WSD WELLS 2A & 2B IMPROVE		\$115,000	Eldorado at Santa Fe	STB	18/ 76
1709 ELDORADO FIRE STATION #4		\$105,500	Eldorado	STB	22/193
1478 ELDORADO ROADS IMPROVE SANTA FE CO		\$100,000	Eldorado at Santa Fe	STB	24/ 67
1470 LA COMUNIDAD DE LOS NINOS HEAD START WALL		\$84,000	Santa Fe	STB	22/197
1601 LOS PINOS ROAD WATER CROSSING - LA CIENEGA		\$100,000		STB	24/ 65
1430 MCCURDY CHARTER SCHOOL LIBRARIES		\$100,000	Espanola	STB	14/185
1306 MUSEUM OF INDIAN ARTS & CULTURE IMPROVE		\$50,000	Santa Fe	STB	8/ 9
798 NAMBE PUEBLO WATER & WASTEWATER SYSTEM IMPROVE		\$235,000	Nambe Pueblo	STB	18/ 77
1011 NINA OTERO COMM SCHL FRAGILE EQUIP SANTA FE PSD		\$10,800	Santa Fe PSD	STB	14/192
769 NM MUSEUM OF ART RENOVATE		\$195,000	Santa Fe	STB	8/ 10
1742 NM STATE RECORDS CTR MURAL	VETO	\$40,000	Santa Fe	STB	8/ 11
1307 PALACE OF THE GOVERNORS IMPROVE		\$417,175	Santa Fe	STB	8/ 12
1706 PALACE OF THE GOVERNORS PHOTO ARCHIVE EQUIP		\$13,000	Santa Fe	STB	8/ 13
908 POJOAQUE PUEBLO WELLNESS CENTER	VETO	\$50,000	Pojoaque Pueblo	STB	20/ 47
1387 POJOAQUE RECREATION COMPLEX IMPROVE		\$137,000	Pojoaque	STB	22/196
912 POJOAQUE VALLEY PSD NAMBE HEAD START FACILITY		\$45,000	Pojoaque Valley PSD	STB	14/186
1772 RIO EN MEDIO DITCH ASSOCIATION ALTO DITCH	VETO	\$13,000		STB	21/ 12
1702 RIO EN MEDIO DITCH ASSOCIATION CANADITA DITCH	VETO	\$5,375		STB	21/ 13
1700 RIO EN MEDIO DITCH ASSOCIATION MEDIO DITCH IMPROVE	VETO	\$6,350	Santa Fe	STB	21/ 20
1327 SANTA FE CHILDREN'S MUSEUM		\$62,000	Santa Fe	STB	8/ 14
1385 SANTA FE CO CHIMAYO FIRE STATION ADDITION		\$100,000	Chimayo	STB	22/190
918 SANTA FE CO CIVIL WAR MONUMENT		\$50,000	Glorieta	STB	22/194
1023 SANTA FE CO EAST MOUNTAIN AREA HEALTH CARE FCLTY		\$242,000	Edgewood	STB	22/191
1646 SANTA FE CO FIRE STATION - MADRID		\$122,000	Madrid	STB	22/195

Capital Outlay Projects
Chart by County

Legislative Council Service
52nd Legislature, 2nd Session, 2016

Project Title		Amount	City	Fund	Track
1662	SANTA FE CO LA TIERRA ROADS IMPROVE	\$95,000		STB	24/ 66
1328	SANTA FE CTR FOR CONTEMPORARY ARTS IMPROVE	\$111,000	Santa Fe	STB	8/ 15
1051	SANTA FE DANCE BARNS EQUIP	\$78,000	Santa Fe	STB	22/198
979	SANTA FE HIGH SCHL TENNIS COURTS	\$115,000	Santa Fe PSD	STB	14/193
876	SANTA FE HOMEBOUND MEALS PROGRAM FACILITY	\$230,000	Santa Fe	STB	22/199
911	SANTA FE MUNI RECREATION CMLPX FCLTY/SOCCER FIELDS	\$50,000	Santa Fe	STB	22/200
1312	SANTA FE MUNICIPAL AIRPORT EXPAND	\$855,000	Santa Fe	STB	22/201
1473	SANTA FE MUSEUM HILL CAMPUS	\$60,000	Santa Fe	STB	8/ 16
976	SANTA FE PSD EMERGENCY COMMAND CENTER	\$75,000	Santa Fe PSD	STB	14/194
985	SFCC AUTO EQUIPMENT PURCHASE & INSTALL	\$245,000	Santa Fe	STB	25/ 7
965	SFCC PLANT OPERATIONS & MAINTENANCE IMPROVE	\$50,000		STB	25/ 5
966	SFCC SCIENCE ON A SPHERE PURCHASE	\$75,000		STB	25/ 6
117	SFIS ROAD & DRAINAGE IMPROVE	\$50,000	Santa Fe	STB	20/ 48
56	STATE LAND OFFICE SANTA FE STORAGE SYSTEMS -SLMF	\$150,000	Santa Fe	SLMF	41
971	TESUQUE ELEM SCHL FLOORING	\$18,000	Santa Fe PSD	STB	14/195
1712	TESUQUE PUEBLO BACKHOE	\$124,000	Tesuque Pueblo	STB	20/ 49
Summary for Santa Fe		\$6,386,475			
County: Sierra					
1053	ELEPHANT BUTTE WASTEWATER COLLECTION LINES	\$200,000	Elephant Butte	STB	18/ 78
758	MONTICELLO WATER SYSTEM CONSTRUCT	\$100,000	Monticello	STB	18/ 79
734	SIERRA CO ANIMAL SHELTER	\$100,000	Truth or Consequences	STB	22/202
737	SIERRA CO GERONIMO SPRINGS MUSEUM HVAC	\$25,000	Truth or Consequences	STB	22/203
1411	TRUTH OR CONSEQUENCES ANIMAL SHELTER CONSTRUCT	\$101,000	Truth or Consequences	STB	22/204
1418	TRUTH OR CONSEQUENCES FEEDER/ELECTRICAL IMPROVE	\$35,000	Truth or Consequences	STB	22/205
Summary for Sierra		\$536,000			
County: Socorro					
532	ENTERPRISE RD/GREFCO RD & DETENTION CTR-SOCORRO C	\$185,000	Socorro	STB	24/ 68
1591	NMIMT JONES HALL EQUIP & FURNISH	\$90,000	Socorro	STB	29
78	SAN ACACIA REACH LEVEE-WPF	\$2,000,000		WPF	46
892	SOCORRO RODEO & SOCCER FACILITY CONSTRUCT	\$290,000	Socorro	STB	22/206
Summary for Socorro		\$2,565,000			
County: Statewide					
913	AODA DIST ATT OFFICES INFO TECH & VEHICLES	\$20,000		STB	3
24	CAD PRESERVATION & IMPROVEMENTS STATEWIDE	\$2,000,000		STB	8/ 17
22	CORRECTIONAL FCLTY UPGRADES STATEWIDE	\$7,000,000		STB	7/ 11
57	DAM SAFETY COMPLIANCE IMPROVE-GPF	\$5,500,000		GPF	34/ 2
27	DOE RIVER STEWARDSHIP PROGRAM STATEWIDE-WPF	\$1,500,000		WPF	44
28	DOH FCLTY HEALTH & SAFETY UPGRADES STATEWIDE	\$1,500,000		STB	7/ 9
69	DOT DISTRICT 2 PATROL FCLTIES RENOVATE-SRF	\$2,400,000		SRF	42/ 5
33	DPS TEXICO PORT OF ENTRY RELOCATION	\$2,000,000		STB	7/ 12
39	EMNRD LAW ENFORCEMENT VEHICLES	\$500,000		STB	15/ 2
41	FMD FCLTY & INFRA EMERGENCIES STATEWIDE	\$4,000,000		STB	7/ 13
31	HOMELAND SECURITY HAZARD MITIGATION STATEWIDE -WPF	\$750,000		WPF	45
1809	LOCAL ECONOMIC DEVELOPMENT ACT STATEWIDE	\$6,000,000		STB	13/ 2
36	MAINSTREET ARTS & CULTURAL DISTIS IMPROVE STATEWIDE	\$500,000		STB	13/ 3
1050	NM ACEQUIA COMMISSION STATEWIDE IMPROVE	\$94,000		STB	21/ 21
62	OFF-HIGHWAY VEHICLE PARKS-TRAIL SAFETY FUND	\$600,000		TSF	38
84	PED PRE-KINDERGARTEN CLASSROOMS-PSCOF	\$5,000,000		PSCO	40/ 1