

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

September 27, 2016

Miguel Chavez, Chair - District 2
Henry Roybal, Vice Chair - District 1
Kathy Holian - District 4
Liz Stefanics - District 5
Robert A. Anaya, Chair - District 3 [telephonically]

SANTA FE COUNTY

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I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:40 p.m. by Chair Miguel Chavez in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

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

Members Present:

Commissioner Miguel Chavez, Chair
Commissioner Henry Roybal, Vice Chair
Commissioner Kathy Holian
Commissioner Liz Stefanics
Commissioner Robert A. Anaya [telephonically following Executive Session]

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Tino Alva, the State Pledge by Matthew Duran and the Moment of Reflection by Rejeana Mascareñas of the Public Safety Department.

I. F. Approval of Agenda

1. Amendments

2. Tabled or Withdrawn Items

CHAIRMAN CHAVEZ: Mr. Flores, we had some items that you wanted to highlight and we also have directors' reports that we need to move up.

TONY FLORES (Deputy County Manager): Thank you, Mr. Chair. Good afternoon, Commissioners, once again. For the record, the original agenda that was posted on September 20th and amended on Friday, September 23rd reflects the following

changes. On page 3 of the agenda, under Action Items, III. B. 3, we corrected the title of the caption to add those words identified in red. On page 4, item III. B. 6 has been tabled. Item III. B. 8 was added to discuss the second public hearing on the proposed Santa Fe County animal control ordinance. On page 5 under Matters from the County Attorney, Executive Session, we added the legal authority to discuss limited personnel matters in Executive Session, specifically for department, division and office heads.

I am requesting that item VI. A. 1, which is Elected Officials Issues and Comments and Presentations be moved up after the Consent Calendar. And we've added item VI. B. 2, which is a presentation by the RECC communications director on the Smart911 application. And then on page 6, under IX. A we've amended the caption for consideration on when the actual date of that second public hearing on the animal control ordinance will be held, and that's an effort, Mr. Chair, to ensure that we have the public notified of what the decision is on the actual date.

CHAIRMAN CHAVEZ: So let's touch – let's expand on that one amendment because the amendment that you're suggesting would reschedule the second public hearing on the animal control ordinance that would have been scheduled for today and that will be to a date that's not been determined.

MR. FLORES: Mr. Chair, for clarification, the actual noticing of the ordinance, the second public hearing, was for October 11th. I apologize for the miscommunication at the last meeting when we indicated that September 27th was going to be the second date. It's actually October 11th. So that's the first point of clarification. And then with that information I've added an action item so that we can discuss the actual date because we have had some requests to move that to the second meeting of October. So we have an action item for that decision by the Board, and then we'd like to announce it at the end of the meeting on the decision so we inform the public.

CHAIRMAN CHAVEZ: Good. Thank you. So there was one other thing that I wanted to talk about now also, Tony. We have the monthly reports. You're asking one of the departments, you're asking that we have the Assessor do his presentation?

MR. FLORES: Mr. Chair, for clarification, that's not on the department informational items. That point is just that we have the standard monthly reports in the packet. The item that I'm requesting is that the Assessor under Elected Official be brought up.

CHAIRMAN CHAVEZ: Okay, so then at this time, if there are any questions of staff under the monthly reports I'm going to ask now so that we can let staff go if they're not needed to be at the meeting.

COMMISSIONER STEFANICS: Mr. Chair, I'm fine with the reports.

CHAIRMAN CHAVEZ: Okay.

COMMISSIONER HOLIAN: Mr. Chair, I'm also fine.

CHAIRMAN CHAVEZ: Okay, so we can dispense with that now also.

MR. FLORES: Mr. Chair, I request that staff stay until at least 5:00 and their items are heard but we won't be considering the reports. Thank you.

CHAIRMAN CHAVEZ: Okay.

MR. FLORES: And Mr. Chair, also for a point of clarification and order, I've provided on the dais additional packet material for items III. B. 2 and III. C. 2, and also the presentation by Director Martinez, which is labeled item VI. B. 2, just for

additional packet material.

COMMISSIONER STEFANICS: Mr. Chair, I would move approval of the amended agenda with the other changes as well.

CHAIRMAN CHAVEZ: Thank you.

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: So we have a motion, we have a second. Any further discussion? Hearing none.

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

VII. 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 August 31, 2016**

There were no questions regarding reports.

- I. G. Employee Recognitions**
 - 1. Recognition of Years of Service for Santa Fe County Employees**

MR. FLORES: Thank you, Mr. Chair. As we know, the Santa Fe County instituted on 2014 a program that identified and recognized those employees that have met certain milestones in service with Santa Fe County. I've said this on the record before, we have some of the best team members that any government entity can have in the state and we are very proud of those team members and the years of service they put in for the County. We have a listing provided in the packet and I'll go through it quickly, Mr. Chair.

Ernest Alderete, from the Sheriff's Department has completed his five years of service. Mr. Arndt from the Sheriff's Office has also completed five years of service. We have three members of the Fire Department – Jacob Black, Gregory Bobick, and Jonathon Hall have all completed their five years of service. Mr. Mark Hogan from Public Works has completed his five years of service. Mr. William Van Herpe has also completed five years of service as has Lula Yount of CSD; she's our activity program coordinator. Michelle Mascareñas Jackson, one of the most important team members in IT has completed her five years of service. We have an Andrew Armijo who is one of our drivers and cooks assistants with Community Services has completed five years.

Then the next individuals have completed ten years, and I was actually here the first time when some of these people started. Ms. Rosemary Bailey from our Land Use Department, with affordable housing has completed her ten years of service, as has Ronald Bransford from the Assessor's Office, Eugene Brommer from Fire, Ms. Patricia

Flores from the Sheriff's Office, Ms. Erika Quintana from the Clerk's Office, and Phillip Martinez from the Adult Facility all have completed their ten years.

One of my favorites here because he's no longer wearing a beard, Mr. John Salazar from Land Use has completed his 15 years of service, and somebody I consider a personal friend is completing his 25 years of service and that's Mr. Jeffrey Trujillo, our ASD Division Director.

CHAIRMAN CHAVEZ: So, Mr. Flores, I would just like to congratulate and thank all of these employees again for their years of service. I know that without the County employees – County employees really are the interface between the County government and the public. You're on the front line, day in and day out, so without your dedication and commitment Santa Fe County wouldn't be where it is today, in the position, the situation that we're in. So my personal thanks and congratulations to all the employees.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Before I make my comments could we have any of them stand?

CHAIRMAN CHAVEZ: Yes, if any of them are in the audience this afternoon.

COMMISSIONER STEFANICS: We know you're out there. So, Mr. Chair, I'd like to say that individuals that are with Santa Fe County for five years, ten years, 15, 20, 25 years, you are really extending some role modeling to the rest of the staff and employees here at Santa Fe County, and you are showing your dedication to the taxpayers of the county. And I thank you very much for continuing. I know it's not always easy. Especially in the years that we have to have cutbacks, but I thank each and every one of you for sticking with Santa Fe County.

COMMISSIONER ROYBAL: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Roybal.

COMMISSIONER ROYBAL: I'd also like to thank all the employees that we're recognizing today for their professionalism and dedication throughout the years. You as County employees truly are the heartbeat of the Santa Fe County and I really do appreciate all your work. Thank you.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, I would like to thank all of you for your years of service, those of you who have reached milestones and those of you who have just been here for a number of years that is not divisible by five. One thing I've noticed is that as we are here longer, we learn more. I know that when I first started I was like clueless for the first two years and I know that it takes time to really learn a job and how to do it right. And I also want to let you know that I just hear so many compliments from my constituents who deal with you in the County, about how professional you are, how much you know and how helpful you are. So thank you for that as well.

I. G. 2. Recognition of New Santa Fe County Employees

MR. FLORES: Thank you, Mr. Chair. What an excellent segue into our new employees to show them all the people that have been here for some time. I'll go through the list of new hires that Santa Fe County has. We have two individuals in the County Manager's Office, in Finance and the County Manager's Office, Ms. Martha Armijo and Andrea Kirkpatrick have started with us. For Corrections, we have Ms. Alison Carroll and Ms. Rose Gonzales. Also Walter Luba, Edgar Marquez, Mike Montoya, Alexiz Rodriguez, Emilio Shah and Josh Short all started with the Fire Department.

Mr. John Rodriguez has started with the Public Works Projects and Facilities staff, and I know Ms. Erica Martinez is here. She's the newest member, if she could stand. She's the newest member of our Health and Human Services Department. So I'd like to welcome them.

CHAIRMAN CHAVEZ: Comments from the Commission?
Commissioner Stefanics?

COMMISSIONER STEFANICS: Welcome to everybody new.

COMMISSIONER ROYBAL: Welcome aboard.

CHAIRMAN CHAVEZ: And again, welcome to the new employees. As was mentioned earlier, I think that Santa Fe County in most cases, it's not a job or somewhere just to work, it's really a career. And it's obvious that people are dedicated. So to the new employees, the new hires, welcome on board and hope that Santa Fe County government is as good to you and that you'll be able to see that career in Santa Fe County and be able to provide for you and your family as well.

I. H. Volunteer Recognitions

1. Recognition of the El Dorado Volunteer Fire District

CHAIRMAN CHAVEZ: Commissioner Stefanics, do you want to take the lead on this.

COMMISSIONER STEFANICS: Thank you. I'd like to ask Chief Sperling and Chief Wendy Servey to please come up. We have had the opportunity to hear from the different volunteer fire districts and we're going around the entire county, and today we're hearing from Eldorado and we really appreciate it. Thank you.

DAVE SPERLING (Fire Chief): Thank you, Commissioner, Mr. Chair, members of the Board. It's my honor to introduce volunteer district chief out of Eldorado Wendy Servey. Wendy has been with Santa Fe County for five years as a volunteer with Eldorado. She's been our district chief in Eldorado for approximately nine months, beginning in just January of this year. Chief Servey is also a division chief with Los Alamos Fire Department. She's been working with them for ten years, so she brings a world of experience to Santa Fe County. It's nice to note too that she had been a career firefighter with Santa Fe County for two years prior to her experience in Los Alamos. So with that I'll pass it over to Chief Servey.

WENDY SERVEY (Eldorado District Chief): Honorable Commissioners,

Director Sedillo, Chief Sperling, and last but not least, members of the public. Thank you for having me here to speak to you about the Eldorado Fire District. I'm not going to bore you with facts and figures but I'm going to start out with a few. For those of you who don't know about the Eldorado Fire District, we are about eight to ten miles out of Santa Fe on I-25, take Exit 290 and take a right and you'll run right into Eldorado. But not only that, we serve Lamy, the communities and the surrounding areas. We're a sister fire district for Hondo. We help them out. We help Galisteo out. We help Glorieta out. So we help our neighbors out.

We also serve with the County regional staff of Med-80, so they help us out forming the eastern region of that area.

So Eldorado is kind of like a bedroom community. It's mostly residential structures, one-story, probably about 3,000 households, but that doesn't count Lamy, 6,000+ residents are living in Eldorado. We serve them. Mostly medical calls like any fire district but occasionally we get different calls, like search and rescue, water rescues, fires. One to two residential structure fires a year, significant, but that doesn't count trash fires, small brush fires, vehicle fires. So we're an all-hazards fire department and we're an ISO 3, which is Insurance Service Organization rating for fire departments. The highest you can be is one; we're a three. If we're not the highest in New Mexico for a volunteer fire district we're one of the highest. I haven't checked that stat for you.

So we work very hard to serve the community of Eldorado but we're also a resource for the Santa Fe County Fire Department and we work hand in hand with them. So we don't forget about where we came from. Being an ISO 3, it's about the people. I want to switch to the people here, because we have 26 people on our roster right now. I don't have any of them with me today because out of the 26, I would say about 19 to 20 of them are full-time workers. They have full-time jobs, or they're attending school full time. So maybe six to seven of them are my retirees that I rely on heavily during the day. Out of that, you know, I could have got them to come down. A couple of them are helping cover the district right now but I have one with a torn retina, one with a broken arm, one who's moving out of Eldorado, so my older retirees who have been with me for a long time, they're falling apart but we're making it through.

So I want to stress to you that a lot of our members work full time, but out of those full-time members, like many fire districts, the County helps provide training. We have eight EMTs – emergency medical technicians. We have nine firefighters on our roster that are black helmet certified, which means they can do interior structure fighting. And 18 of our members are basic wildland firefighters. And right now I have two members in EMT school and two members in fire school learning how to be a volunteer firefighter.

So I have a lot of people within the roster. It takes certifications above and beyond their full-time jobs. So these people are dedicating a lot of time to serve their community. So I am very proud to help lead these people in a safe manner and get the job done to help serve Eldorado.

Now, what I will say is we started a new initiative probably in March of this year that I open up the station every Monday from 10:00 to 11:00. It's called Coffee with the Chiefs. And either myself or my Assistant Chief, Glen Saumes, is there. And we sit down with whoever comes in. You never know what kind of question is going to come in or

what's going to walk in the door but we open our doors to the fire station. Now that initiative has been very successful. We're recruited eight auxiliary members, members of the community that are willing to help out our fire department in different aspects, not only response but public relations, help me with some office work, some report entering, some things it takes a little bit off of our plates as officers so we can do other things.

Now I'm having members of the community of Eldorado and Lamy step up and help us which we needed greatly.

I think that initiative has been successful and the public seems to like it when they can come down to their community fire station and meet with a chief. In the future, Eldorado is changing like everything else. All I can say is we're busy training, we're busy responding to calls, and this is our 40th anniversary or providing service in the Eldorado Fire District. We started in 1976 and here we are in 2016. On the horizon in the future we may be getting another station to house some of our vehicles because our stations are overcrowded at the time with vehicles and we may be looking at getting a new rescue engine which is part of our five-year vehicle replacement plan. But other than that we are just serving the community of Eldorado to the best of our ability. Thank you.

COMMISSIONER STEFANICS: Thank you. And I have one question before I release it to my colleagues. Have you had any luck in recruiting young adults to your force?

CHIEF SERVEY: We have had probably in the last year, we probably had one to two young adults walk in, and they want to do this for a career. So we have had that also come in our door. In fact recently in the full-time fire academy it was one of our volunteers that went to Santa Fe County.

COMMISSIONER STEFANICS: Great.

CHIEF SERVEY: That does happen too.

COMMISSIONER STEFANICS: I want to express our thanks to all of the Eldorado volunteers and to yourself and of course to our Chief for working with you, but I'll leave it to my other colleagues as well.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, thank you very much, Chief, for your presentation. Those were some interesting facts that you presented. I have gotten myself to know our volunteers, both volunteers and EMTs at the Hondo station and of course Glorieta now, which is where I live. Of course I get to hear some of the stories, and I'm just amazed that you're responding to these emergency incidents at all hours of the night and day, seven days a week and it's just such an incredible, incredible service to our community, and I know that all of the volunteers – all of the firefighters, EMTs are so well trained. I'm just so confident that they can deal with these incidents that happen in our community. So I think it's just such a wonderful thing for our community that we have such a professional volunteer firefighting department. Thank you so much.

CHAIRMAN CHAVEZ: Commissioner Roybal.

COMMISSIONER ROYBAL: I just wanted to say thank you as well. I had the privilege of being involved in the ISO review as they were preparing there in the Pojoaque fire station and I was truly amazed with the amount of work that the volunteers and all of the staff have to go through to prepare. It's something that not only reflects

their dedication and hard work but just to be able to work so hard to try and get the ISO ratings down that actually helps the constituents with their insurance policy rates and everything else and just making sure that the safety is there and top-notch. I was just really blown away and amazed by all the hard work and dedication. So truly I just want to say I am truly grateful for all your hard work. Thank you.

CHAIRMAN CHAVEZ: All I can say is again, thank you for your dedication and your years of service and commitment and please be safe out there.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER STEFANICS: I don't know if there's somebody available to take a photo. I'd like to have a photo taken of our two chiefs here with us. It's one of my swan photos. And while we're waiting to find out if that's going to happen, our Chief was actually out there scooping up ice cream at the ice cream social for the library. I also met the assistant chief and I believe his daughter is in the service as well and I thanked them very much. But the firefighters come out to support all the community services, so they were there and the ice cream is usually very, very hard. These five-gallon tubs, and so they have the strong arms to do the scooping.

[Photos were taken.]

II. CONSENT AGENDA

A. Miscellaneous

1. **Request Acceptance of Real Property Located at 2584 Lopez Lane to be Deeded to Santa Fe County (Public Works Department/Erik Aaboe)**

CHAIRMAN CHAVEZ: Are there any items that need to be pulled off for further discussion?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval of the action items on the Consent Agenda.

COMMISSIONER STEFANICS: I'll second.

CHAIRMAN CHAVEZ: Okay, I'd like some brief discussion on the Consent item A. 1. It won't take very long.

ERIK AABOE (Public Works): Mr. Chair, the Vista Aurora Subdivision is a somewhat urban subdivision within the Agua Fria Traditional Community and the County has received some appropriations to make improvements to the wastewater lift station located on the property. This item would deed the property to the County in exchange for paying the back due taxes on the property. It's actually the roadway that's known as Calle Manuel R. So if you have any questions I'm happy to answer.

CHAIRMAN CHAVEZ: No, I appreciate you providing that background. The background information that Erik provided now is not in the packet. I requested this for clarification and also for the history. This Vista Aurora Subdivision, as Mr. Aaboe pointed out, is urban in nature. It's about a 40-unit subdivision that runs parallel with Lopez Lane and so up until now or up until recently it wasn't real clear whether this

subdivision was actually in the traditional village or not. That's been clarified. I wanted to point that out.

A couple of months back there was some comments made about the County not being diligent in their work in this area and I would argue that based on even just this item that's in front of us that the County has been diligent and has been committed to working to improve the condition of the residents in this area. Things take time. This is only part of the overall wastewater system that needs to be installed and constructed in that Agua Fria area. This will benefit those 48 units, the people that live in those units. It will protect our groundwater and it will improve the quality of life for the residents in the Agua Fria Village.

2. **Request Approval of County Health Care Assistance Claims in the Amount of \$97,137.15 (Community Services Department/Kyra Ochoa)**
 3. **Request to Make the FY2017 Budget, As Approved by the New Mexico Department of Finance and Administration-Local Government Division, a Part of the Minutes of the Board of County Commissioners, as Required by Section 6-6-5 NMSA 1978 (Finance Division/Carole Jaramillo)**
- B. Resolutions**
1. **Resolution No. 2016-100, a Resolution Authorizing the Disposition of Fixed Assets in Accordance with State Statute**
 2. **Resolution No. 2016-101, a Resolution Authorizing the Disposition of Fixed Assets in Accordance with State Statute**
 3. **Resolution No. 2016-102, a Resolution Delegating Authority to the County Manager to Sign Applications to Transfer Water Rights to the County in Cases Where the Developer Requests County Water Utility Service and Office of the State Engineer Requests the Developer and the County to be Co-Applicants or is it Otherwise in the County's Interest to Be a Co-Applicant. (Public Works Department/Claudia Borchert)**
 4. **Resolution No. 2016-103, a Resolution Requesting a Budget Increase to the EMS Health Care Fund (232) for a New Mexico Department of Health Grant For Health Collaboration / \$4,230. (Finance Division/Carole Jaramillo)**
 5. **Resolution No. 2016-104, a Resolution Requesting a Budget Increase to the Fire Operations Fund (244) to Budget FY2016 Fire Protection Grant Council Cash Balance for Various Fire District Revenue Fund for the County Fire Department / \$91,578 (Finance Division/Carole Jaramillo)**
 6. **Resolution No. 2016-105, a Resolution Requesting a Net Budget Decrease to the Law Enforcement Operations Fund (246) for the DWI Seizure Grant and the United States Marshals Grant to Realign the FY2017 Budget to the FY2016 Budget Balance / -\$15,359 (Finance Division/Carole Jaramillo)**

7. **Resolution No. 2016-106, a Resolution Endorsing the New Mexico Association of Counties' Resolution to Support Certain Amendments to the New Mexico Whistleblower Protection Act During the 2017 Legislative Session. (Commissioner Stefanics)**
8. **Resolution No. 2016-107, a Resolution Endorsing the New Mexico Association of Counties' Resolution to Support Certain Amendments to the New Mexico Enhanced 911 Act During the 2017 Legislative Session (Commissioner Stefanics)**
9. **Resolution No. 2016-108, a Resolution Endorsing the New Mexico Association of Counties' Resolution to Support Certain Amendments to the New Mexico Forfeiture Act During the 2017 Legislative Session (Commissioner Stefanics)**
10. **Resolution No. 2016-109, a Resolution Endorsing the New Mexico Association of Counties' Resolution Supporting Legislation During the 2017 Session that Would Provide Counties Certain Rights and Protections Regarding Capital Outlay Appropriations to Non-Governmental Entities (Commissioner Stefanics)**

CHAIRMAN CHAVEZ: So then II. A. 1 would be included in the motion. So there's a motion and a second to approve the Consent Agenda as it was noticed. Motion and second. Any further discussion? Hearing none.

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

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

VI. DISCUSSION/INFORMATION ITEMS/PRESENTATIONS

A. Matters from County Commissioners and Other Elected Officials

1. Elected Officials Issues and Comments

DANIEL FRESQUEZ (Assessor's Office): Mr. Chair, members of the Commission, I'm the special projects administrator for the Santa Fe County Assessor's Office. I wanted to share some great news about our office. In August we received an international public information award from the International Association of Assessing Officers. This award is given to one jurisdiction in the world. We are very honored to have achieved such an accomplishment.

Our office has worked hard to get information out to the public, such as doing outreach meetings, putting ads in local newspapers and our online chat feature. Since September of last year till today our online chat feature – we have completed 10,000 chats. We look at those chats as potential visitors and potential phone calls, so we believe that we've saved the constituents time and money.

Our website includes a parcel map search tool. We have our notice of values on line, and this year we implemented a protesting online feature which

was a great success. I also wanted to share with you a short video of Assessor Gus Martinez accepting this award at the IAAO conference.

[A video was shown.]

GUS MARTINEZ (County Assessor): Mr. Chair, members of the Commission, I would like my staff to stand up and recognize them for all the hard work that they've done to accomplish this award. I just want to say that it's a team effort from all of us to be able to accomplish an award like that I believe that this is the first award in the history of the Assessor's Office that we won an award like that, and I'm ecstatic that we have put Santa Fe County on the map as a whole. We're all a team here – the Commission, the elected officials. We all do outreaches and try to do our best to give information to the constituent and make it easier for them.

So I just want to thank the Commission for just giving our office the resources to be able to perform at a level that I believe that the constituents deserve. I want to thank our County Manager, Katherine Miller, Assistant County Manager Tony Flores. I'd like to thank Kristine Mihelcic and also Carole of Finance and Bill with contracts. I really appreciate that, and the staff here. I've been here for 20 years and this is the best way to work, here. And if you put a lot of hard work and a lot of effort good things are going to happen. We have probably the greatest staff here in New Mexico. I truly believe that, just with the friendships that I've met throughout the County and people in all the different departments. And so this is for the whole County and for our office. So I just wanted to thank you guys.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I'd like to congratulate your entire office for the achievement, and not only that, I think we should be playing this up in the media. So I did read about it somewhere in a small box in the newspaper, but I'd like to have Kristine submit it to our State Association of Counties, our National Association of Counties, the County News. But I also think just because you received your award at your association level we should probably submit this for one of the innovation awards for the national conference next summer, for the NACo conference, and you should be all very proud of the recognition.

I think that we oftentimes forget about the bilingual aspects and if you want to keep taking it further you could go to the language line that accommodates any language. It costs money. It's a subscription service. But I have had the chance to participate in a live chat and Gary came up, showed me how to do it and we investigated a few things. I also, from your website, am able to look at all my neighbors' properties and see how much their property taxes are. So there's a wealth of information for people out there to look at. Thank you very much.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, congratulations to you, Mr. County Assessor and to all of your staff. This is a

huge achievement and a huge honor. It makes the whole County look good. I couldn't be prouder of this achievement. So I'm curious about this chat line. Does it also have zoning information on it?

MR. MARTINEZ: The chat feature, you're able to ask questions immediately and we get to those answers right away through our chat, but we are looking at different ways to put more information out to the public regarding assessment stuff and possibly in the future maybe zoning, so it's at their fingertips. But I think it's an effort between us and rural addressing and GIS and that to maybe get some of that information out there to the public.

COMMISSIONER HOLIAN: And possibly Land Use as well.

MR. MARTINEZ: Land Use, exactly. Yes.

COMMISSIONER HOLIAN: Okay. Thank you and congratulations.

COMMISSIONER ROYBAL: Well, of course I want to say congratulations to the entire group and I personally can attest to a lot of the work that Assessor Martinez puts in and all of his staff. I do go to some of the outreach meetings that you have in my district. We've sat on the radio station a couple of times and talked about the different features that are available. I can really say thank you for honoring us here at the County. It was a great honor and I did see the small article that Commissioner Stefanics mentioned and also stopped in the hallway to watch it a couple of times on the monitor in the hall.

The other thing I really do want to say is it really comes down to leadership. Leadership from the top all the way to the bottom. I think you have a lot of people that take pride and take the bull by the horns and run with it. A lot of them will be leaders within your organization. That's hard to establish. You really had a game plan and you really had to have your team buy in, is what you say, buy in to your ideas and they did and you guys are really shining and I really appreciate all your hard work. Thank you.

MR. MARTINEZ: Thank you, Commissioner.

CHAIRMAN CHAVEZ: Well, Gus, you talked about teamwork. That goes a long way, but what I've seen also in the work that you've done is that you're very pro-active and that goes to the outreach meetings that Commissioner Roybal talked about. You're not waiting for people to beat a path to your door; you're going out to them and I've always been impressed with that. And then your willingness to meet one on one, in many cases, the few cases that I know of where I've been talking to a resident about a road or other issues and the issue of property tax and how it's collected and where the taxes go, that's always part of the conversation. But you're always willing to meet even one on one to explain to the homeowner, to the taxpayer, how things are working. They may not be happy with the outcome but at least they have the information and they know that you've been willing to meet with them.

So being pro-active in that way, I think it has really made a big difference. You going out to the public and interfacing and interacting with the public gives them that level of trust that I don't think they had before. When you were doing the re-evaluation, same thing. There was a high level of mistrust toward County

government, and we were trying to help the taxpayers and I think you can prove that in fact that did help reduce some of their property taxes, but it was hard to convince them of that.

So I think you have that trust built and it will make the work a little bit easier. So congratulations to you and to all your staff.

MR. MARTINEZ: Thank you. I appreciate that.

CHAIRMAN CHAVEZ: Oh, and thanks for making Santa Fe County and New Mexico shine at these conventions because we put our best foot forward and I agree with Commissioner Stefanics, in whatever way we can share that with our neighboring counties or counties across the country, best practices and lessons learned. I think we shine in that way and we can improve our situation and improve the situation of others as well. So thank you for all your work.

MR. MARTINEZ: Thank you.

MR. FLORES: Mr. Chair, I confirmed with Kristine. We've actually sent out the great award the Assessor's Office received to national publications – NACo, also the local media outlets and the New Mexican, as you indicated, did pick up the story today. So we have done that outreach. I am a little jealous because he does have better hair than I do so I won't hold that against him.

COMMISSIONER STEFANICS: Did we also do the State Association of Counties? Thank you. I'd appreciate that. And Gus, they are always looking for elected officials to profile in the County News magazine. Maybe Kristine could push on that too. It would be great to be able to talk about Gus a little bit. Thanks.

CHAIRMAN CHAVEZ: Okay. Thank you, Gus and thank you to your office again.

III. ACTION ITEMS

B. **Miscellaneous**

1. **Request Ratification of Change Order No. 3 to Contract No. 2016-0067-PW/BT in the Amount of \$216,674.92, for a Total Project Cost of \$2,792,862.02, for the Stanley Cyclone Center Project**

CHAIRMAN CHAVEZ: Mr. Hogan, and is this one of the items that Commissioner Anaya wanted to call in on?

MR. FLORES: Mr. Chair, he did but we're having some technical difficulties so he's asked us to proceed without him.

MARK HOGAN (Projects/Public Works): Mr. Chair, Commissioners, the item before you is a request for changes to the Stanley Cyclone Center. This is to ratify requested changes. A number of these were contemplated early on in the project but as we were concerned about having adequate budget we held back on some of those so this is to look after some of the other items that have been requested. So I can stand for any questions.

COMMISSIONER STEFANICS: So Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: The question I have before I would move is we have available budge for this?

MR. HOGAN: Mr. Chair, Commissioner, yes we do.

COMMISSIONER STEFANICS: Okay, I would move for approval.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: So there's a motion and a second, Commissioner Holian, for this change order on the Stanley Cyclone Center project. So Mark, that means that the total for this project will be \$2.7, close to \$3 million?

MR. HOGAN: Yes, Mr. Chair. \$2.8 million would be a close round-off.

CHAIRMAN CHAVEZ: And is that a pretty firm number or could that number change?

MR. HOGAN: Mr. Chair, the only way that could change is if there were any other items added to it. There are some considerations we're exploring right now to again meet some of the requests from early on. So we're still working out whether or not we can meet the need for a commercial kitchen also within that budget. We've had that underway right now.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. So Mark, about the commercial kitchen, how much would that cost? Do you have any estimates on that?

MR. HOGAN: Mr. Chair, Commissioner, we're right now having the contractor price it so I don't have any firm numbers. When I asked the architect what their projections were going to be last week, he was thinking it was in between \$150,000. He had not seen any of the contractor's prices where their markups yet, so I hesitate to go into any further detail because I haven't seen those numbers.

COMMISSIONER HOLIAN: So would the total amount go over what has been budgeted for it at this point?

MR. HOGAN: Well, our goal and objective in all projects is always to keep it underneath the budgeted amount so if we have any challenges there that would be something that we would bring back to management.

COMMISSIONER HOLIAN: Okay. Thank you.

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

COMMISSIONER ROYBAL: No, I'm fine with it.

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

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

III. B. 2. Request Approval of a Six-Year Contract with Pictometry Imagery and Approval to Utilize Pricing Per GSA Contract No. GS-35F-0801N [Exhibit 1: Contract]

BILL TAYLOR (Purchasing Director): Thank you, Mr. Chair, what I'd like to do, Mr. Chair, is just briefly explain why this contract is before the Board for approval. There's a couple of items. One, we're utilizing the GSA existing price

agreement with Pictometry, with the vendor. The other reason before the Board is because of course the amount requires Board approval. And then the third item is because it is going beyond a typical four-year term contract. Where non-professional service is allowed to exceed a four-year contract but can never exceed eight years, the Assessor was successful in obtaining a significant savings to the County by those terms, a six-year term contract. And with that, Mr. Chair, I'll stand for any questions and of course the Assessor is here to talk a little bit about the scope if the Commission desires.

CHAIRMAN CHAVEZ: Actually, Mr. Taylor, I would like to give Gus a few minutes to talk about the benefit that this service provides, because I think it's helped you to get a better assessment and valuation on the property and in fact, lower some of the property assessments and tax rates. Is that accurate?

MR. MARTINEZ: Yes. What it allows us to do is when we do flyovers, there's a component to the flyover and the oblique imagery, to be able to rotate a house and take a look at the house in more of a detailed way than if it's an aerial view of the top. But it also gives us the ability – there's a component called change-finder and what that does is it gives us when we fly over from one year, every other year, it lets us know what the changes are in the county. And what that does is we go directly to those changes as we fly over and what it does is it saves gas, it saves time, it saves the County money when we can directly go to those properties there and be able, when we fly over, be able to look at the outline of the home and know exactly what has changed from one year to the next.

It also is benefit for the Fire Department, for the Sheriff's Department, for the Commission, for Land Use, for the Clerk's Office, for the Treasurer's Office. There's components in there that they're using and what it does is they can see the property at their desktop in a three-inch resolution that they don't have to go out in the field and take a look. Go out there an hour or two and come back. They can look at those properties right there as we fly over. So this just gives us an ability to have a long-term contract, to have three flyovers every other year and to keep up with our reappraisal which are mandated by statute to review the county.

So we are in our second year of a reappraisal. We have just reviewed all of Edgewood. We are in the process of finishing up in Eldorado. Rancho Viejo. We'll be in Glorieta, finishing up in there. So by December we should have hit 17,000 parcels with our staff. And we are down probably already like three staff, but I really believe that we are going to hit that 17,000 mark and then next year we'll be in the City of Santa Fe and we have to review right around 25,000 parcels from the month of August to December. So it looks like with this tool it's just allowing us to be more streamlined and more efficient with the taxpayer's dollars. And the savings, like I said in gas and in insurance liability. That sort of thing.

COMMISSIONER ROYBAL: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Roybal.

COMMISSIONER ROYBAL: Just listening to what Gus has said and I've sat down a few times and gotten more information on the stuff where I think the benefits way outweigh the costs, so I would move for approval.

COMMISSIONER HOLIAN: Second.

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

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

III. B. 3. Request Approval of Five Indefinite Quantity Price Agreements, Agreement Nos. 2016-0303-A, B, C, D, and E-PW-IC, with Midway Office Supply, Matthews Office Supply, Western Paper, Vertiv Operating Company, and Interline Brands Incorporated, Respectively, for Janitorial Supplies and Equipment and Grant Signature Authority to the County Manager to Execute All Purchase Orders Associated with these Agreements

MR. TAYLOR: Thank you, Mr. Chair. We stand before you to ask approval for these price agreements allowing all Santa Fe County user agencies to utilize these price agreements for best obtainable price for janitorial services, and I'll stand for any questions, Mr. Chair.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval.

COMMISSIONER ROYBAL: Second.

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

COMMISSIONER STEFANICS: Mr. Chair, I have a question.

CHAIRMAN CHAVEZ: Go ahead. Thank you very much, Bill, for this.

Could you tell me, are we utilizing US Communities price agreements, which is through NACo?

MR. TAYLOR: No, Mr. Chair and Commissioner, we are not. And we are working with the Legal Department to look at all of these participation agreements for some of these price agreements that are out there.

COMMISSIONER STEFANICS: Well, when I go to national conferences they actually give me a ribbon that says we're a US Communities county. And if that is the case, if we've entered into something already then we should have access. So I'd like for us to check on whether we have in prior years gone through the hoops to do this. Because at the last conference in the summer you get a special ribbon for US Communities if your county is utilizing it. And even when I went to their booth they said something about Santa Fe County. So maybe it's the Treasurer or the Clerk or somebody, but we should probably be finding out because if so, this list could expand. But I have no objection to this list; I'd just like to find out if we can enter into those others as well.

MR. TAYLOR: Mr. Chair, Commissioner, I'll find out some more detail on the US Communities and get back with you on that.

COMMISSIONER STEFANICS: Thank you.

CHAIRMAN CHAVEZ: Mr. Taylor, I have a question. In the agenda, the caption in the agenda also reads to say that this – that we would approve the price agreements and grant signature authority to the County Manager to execute all purchase orders associated with that agreements?

MR. TAYLOR: Mr. Chair, that's correct. It does. Part of the motion.

CHAIRMAN CHAVEZ: So I didn't hear that as part of the motion.

MR. FLORES: Mr. Chair, the caption is all inclusive so it approval of the contracts and the granting of the signature.

COMMISSIONER HOLIAN: I moved for approval of the agenda item.

CHAIRMAN CHAVEZ: Okay. I just wanted to be sure. There's a motion and a second.

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

III. B. 4. Request Approval of Direct Purchase of Service Vendor Agreement; Nutrition Service Incentive Program (NSIP) Agreement; Certification Regarding Debarment, Suspension, and Other Responsibility Matters; Assurances; Certification Regarding Lobbying; Resolution Authorization; and Letter of Commitment with the North Central New Mexico Economic Development District Non-Metro Area Agency on Aging in the Projected Amount of \$450,074 (No. 2017-0101-CSD/BT)

GREG SMITH (Senior Services): Good afternoon, Mr. Chair, Commissioners. Commissioners, in front of you is the direct service purchase agreement. Essentially what this means, what this is is out reimbursement contract from the Area Agency on Aging for services that we provide to seniors at our senior centers. We're requesting the approval of this agreement with the North Central Economic Development District, aka the COMMISSIONER ANAYA, for the reimbursement basis, and this is for the congregate, home-delivered, and transportation services that we provide.

Mr. Chair, Commissioners, approximately one year ago, October 2015, we as the County responded to an RFP for a four-year service provider agreement. So FY 17 is the first of these four years and within that, Mr. Chair, Commissioners, the FY 17, it is projected that Senior Services Division will receive through our contractual agreement an estimate of about \$392,650 for the services that I spoke of, that are congregate, home-delivered, and transportation. And another \$57,424 through the nutrition services incentive program, essentially which is reimbursement compensation for money that we expend on food. And with that, Mr. Chair, I'd stand for questions.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you. Thank you, Greg. I'm wondering whether – does this amount cover the entire cost of the meals? Or does our general fund budget also cover some of the costs?

MR. SMITH: Mr. Chair, Commissioner Holian, it only covers a portion of what the total cost is. Our general fund actually encompasses the majority of the dollars that it takes to cover the cost of the meal services.

COMMISSIONER HOLIAN: Do you have sort of an estimate of what the total cost is?

MR. SMITH: Mr. Chair, Commissioner Holian, as far as the total cost, our budget breakdown essentially turns into about an 80-20 split. About 80 percent of the

County's general fund to about 20 percent of what we will receive from the State and the Triple A.

COMMISSIONER HOLIAN: Thank you.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER STEFANICS: I'd like to hear from Ms. Amtmann, and thank you very much for being here. I'd like to hear directly from you about some of the items that the seniors pay for directly. So please come up.

MR. SMITH: Mr. Chair, Commissioners, with that being said, Commissioner Stefanics is asking, this is Janet Amtmann from the Eldorado Senior Center. She is the chair of our Senior Advisory Committee.

COMMISSIONER STEFANICS: Thank you very much, Greg. I've had occasion to have a cup of coffee at the senior center and found out that the seniors have to nickel and dime to buy certain things and I'd like to have you talk about that.

JANET AMTMANN: Right. My name is Janet Amtmann. I live in Eldorado. Mr. Chair and Commissioners, we have a good attendance at our particular senior center and our Friends – we have a non-profit organization that raises money to help support programs and some travel and we buy the coffee and the tea for the center's meals, the lunches, because we were told at one point that the County does not provide for purchasing coffee that is not produced in the United States. That was the reason given.

So we raise money. We ask for a contribution, but we just fund any money that is needed in order to buy coffee.

COMMISSIONER STEFANICS: So I want to clarify this. So do you buy sugar, creamer, coffee and tea?

MS. AMTMANN: Right.

COMMISSIONER STEFANICS: And the rationale is that if we paid for it it needs to be purchased in the US?

MS. AMTMANN: Yes. That is something that we've heard for some years. I have no idea where that came from but that is what we told, that the County does not purchase that.

COMMISSIONER STEFANICS: So, Mr. Chair, I brought this up to our County Manager, and we have how many senior centers?

MS. AMTMANN: There are seven.

COMMISSIONER STEFANICS: Okay. So I think, Commissioners, that when it comes to budget time, or January when you all look at readjusting, perhaps you all could look at something like this. I'm not sure that the seniors should be coming in and paying for those items. Is there anything else, Ms. Amtmann, that seniors are paying for that's –

MS. AMTMANN: No, milk is provided, but a lot of the seniors don't enjoy drinking milk with their meals and especially now that it's getting colder they like tea and coffee.

COMMISSIONER STEFANICS: Okay. Thank you very much for that and I'd just like to have it noted to our people who will be here in January. Thank you.

MS. AMTMANN: Thank you, Commissioners.

COMMISSIONER STEFANICS: So, Mr. Chair, I don't know if there's more comments about this but if not –

COMMISSIONER HOLIAN: Mr. Chair, I just have one more question.

CHAIRMAN CHAVEZ: Go ahead.

COMMISSIONER HOLIAN: I wanted to ask – this is a little bit off the topic, but this is something that I would like to know because I've had questions about it. How do people sign up for home-delivered meals? And how do you decide who's eligible?

MR. SMITH: Mr. Chair, Commissioner Holian, the way an individual signs up is by a simple phone call or referral from a different agency or anything else. The only requirement that there is for this program through the federal Older Americans Act is to be 60 years old. That's the only requirement. There's no income requirements. And as far as home-delivered services, we as staff do not make that determination. The Area Agency on Aging makes that determination. We make the recommendation to them and based on the assessment, their assessment being Triple A's assessment, their recommendation and approval is given to us by them providing that they meet the criteria of what it is.

For example, if an individual does not have access to get to and from a center, they don't have the means to do it then they would be eligible and that's how we would make our recommendation to them to be able to provide that service.

COMMISSIONER HOLIAN: So if somebody needed this service, could they call our Senior Services and sort of be helped through the system, as far as going through the process?

MR. SMITH: Mr. Chair, Commissioner Holian, correct. Through the service, and actually where we get a lot of our information from, because there are still a lot of individuals who don't have a telephone and so that service or that referral is made by somebody else in the senior center that may know that individual as well.

COMMISSIONER HOLIAN: I see.

MR. SMITH: So there's a lot of different ways of doing it but those are just a couple of ways that it is possible.

COMMISSIONER HOLIAN: Okay. Thank you very much. I just think that it's great that we provide this service. Thank you.

MR. SMITH: And Mr. Chair, Commissioner Holian, here on the next item I can get a little bit more specific into the numbers as far as how those numbers are looking through FY 16.

COMMISSIONER HOLIAN: Thank you.

CHAIRMAN CHAVEZ: Commissioner Holian, I want to build on your comments just for a bit because I think the County is fortunate to have first the County *Health Action Plan* that speaks to the general health of our community, but in this case we have Santa Fe County Community Services Department focusing on the senior population and I'm going to read just a few of the details that are in this five-year plan.

Median age for seniors is 73. The over 80 population stands at approximately 2,100 and is expected to triple. Statewide, 50 percent of seniors 60 and over live at or below the federal poverty level in Santa Fe County. Ninety-one percent receive Social Security at an annual average dollar amount of \$17,000 and retirement income

averages \$31,000 annually. From fiscal year 2013 to 2015 the units of congregate meals served increased by 40 percent. Home-delivered meal units increased by 89 percent, and transportation units increased by 17 percent.

So we know that this Community Services is aware of the aging population and trying to – and so in the master plan trying to address their short-term and long-term needs and I think that were fortunate to be able to do that. And I just wanted to touch on a few of those highlights that I see in this five-year plan.

COMMISSIONER ROYBAL: Mr. Chair.

CHAIRMAN CHAVEZ: Yes, Commissioner Roybal.

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

COMMISSIONER STEFANICS: Second.

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

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

III. B. 5. Presentation and Approval of the Community Services Department – Senior Services 2016-2020 Strategic Plan

MR. SMITH: Again, thank you, Mr. Chair, Commissioners. Mr. Chair, you did touch on a few of the items. This strategic plan that Community Services has been working on for quite some time, it would need a lot more extensive background than what I was anticipating but there's a lot of very valuable information that we as a program have received out of it and we look forward to using this as a tool going forward. With that, Mr. Chair, I'd like to start with just a brief presentation with you all and go over some of the more updated numbers that we have through fiscal year 16.

So, Mr. Chair, Commissioners, our statement that we're trying to promote healthy, independent lives for seniors. On the next page, a few fast facts, as you discovered, Mr. Chair. By 2040 the senior population is expected to triple, growing from over 20,000 to over 60,000 just in Santa Fe County. By 2040 approximately one-third of the county's population will be over 60, and as I stated a while ago, Commissioners, age 60 is all the requirement there is to be eligible for this program.

The median age for seniors is 72. The over 80 population currently is around 2,100 and one in five Santa Fe County seniors is widowed and/or lives alone. The next graph, Commissioners, is a New Mexico population distribution by age. These are numbers that we received through the University of New Mexico and you can tell on the graph, essentially what this graph is telling us, as you go from left to right is that by 2030 the age population is going to significantly increase the numbers and the percentages to those that are within those age categories.

On the next slide, Commissioners, this goes a little bit back to the previous discussion on the budgeting. Our five-year trend shows a revenue versus expenditures and what we can take away from this, Commissioners, is the other revenue, the bottom line there essentially is the money that we receive via the state through the Area Agency on Aging, and what it shows are expenditures in yellow going extensively up, our total revenue, and so our County revenue continues to grow up while our Triple A revenue essentially stays flat.

Under our current service array, as we stated just a few minutes ago as well, these are the centers that we serve at currently. The next slide is just a glimpse at our current staffing pattern. On the next slide, this is updated numbers based on which we even have, Commissioners, in the packet is congregate meals from FY 13 to FY 16 have increased by 45 percent. Through FY 16 our home-delivered meals have increased 126 percent, and our transportation services have increased from FY 13 through FY 16 by 4.5 percent.

The next page, which lists the current services shows in a separate graph those services of what we just talked about and you can see between the three services there how they have grown respectively between the three different services.

The next up, Commissioners, is a graph on transportation services. Now, I know I just said that we grew by 4.5 percent from FY 13 to FY 16 but this graph kind of paints a little bit different picture. It shows us having a peak in FY 14 to a projection in FY 17. Now the projection in FY 17, or what we did through FY 16 is still a slight increase over what we did in FY 13, but the reason I point this out is our transportation services, we have had to shift services or staffing from transportation to home-delivered, based on the prior numbers that I showed you within what you were asking, Commissioner Holian, the significant growth that we've had of 126 percent in home-delivered. So again, shifting transportation services to that very much needed service of home-delivered services.

The strategic plan overview on the next page over, this is the strategic plan process and community input, if you will recall we had stakeholders meetings, we had representatives from our senior centers, the Triple A themselves, advocacy groups, Santa Fe County employees, state agencies and other non-profit partners. We held independent interviews with individual stakeholders and other locations such as the Con Alma Foundation, and we also had individual meetings with all of you as the Commission.

And within the strategic plan, Commissioners, we came out with a vision, a mission, and our core values. Those are listed. On the next page we came out with, because of those – from those meetings we came out with five goals. Goal one is increase the number of seniors served by our existing services countywide, including expansion into underserved areas. The second goal is to increase seniors' consumption of healthy foods and promote healthy habits and practices. And I want to say this is something that I believe you stated a while ago, Commissioner Chavez. This goes in line with what the *Health Action Plan* is as well.

Goal three is to increase access to home-based support services to allow seniors to age in a safe environment. The fourth goal is to reduce incidents of falls and falls related to injuries among seniors, and the fifth goal is to increase seniors' social networking and physical activity levels, and to decrease the social isolation and promote social engagements.

That led us to our population indicators, and that came to the percentage of adults who consume five or more fruits and vegetables a day, the percentage of fall related injury death rates among adults 65 years of age and older, and the percentage of adults who meet physical activity recommendations. For this four-year plan, Commissioners, our proposed priority actions for calendar year 16 through 2020, is to continue to expand our existing services. Right now we're looking at approximately ten percent a year for home-delivered and five percent on transportation and congregate. Again, to continue to expand the current services.

There's been talk – I know we've been under plans for a Highway 14 center in the Cerrillos area. That's part of serving the underserved area. This will require recurring operational resources. Examine the possibility of contracting food services, public awareness and outreach, home safety checks, home delivery of bulk food, and I wanted to add within the home delivery of bulk food, Commissioners, we have been working with Feeding Santa Fe, which is a non-profit organization. We have already started a pilot project where on a weekly basis we deliver groceries to home-delivered individuals and these grocery sacks include fresh vegetables, fruits and vegetables, pasta, rice, breads, and always a dozen eggs, and everybody is always very appreciative to receive that, and that has been going very, very well and I'd like to thank Feeding Santa Fe for assisting us in that. And also develop pilots for home-based services for the frail elderly that could include homemaker services, chore services and case management.

And the last page here, Commissioners, some food for thought. The senior population of Santa Fe County is increasing dramatically. Current services in the area of congregate and home delivered meals are growing rapidly. Transportation need continues to grow and exceeds the capacity of the division, currently. Triple A revenues are not growing in proportion to current demand and projected population growth. As I stated previously, Highway 14 will require recurring operational resources and the frail elderly population do not have sufficient support in our county.

And the one thing I would like to finish with, Mr. Chair, Commissioners, is staff was at a meeting with Triple A in early July, and we met with the new director there with Triple A and the North Central Economic Development District executive director. And we didn't know this going into there, but this strategic plan here as we found out is the first strategic plan that any provider in the state of New Mexico is going to have. And we're hoping that working in conjunction with Triple A and eventually with State Aging and Long-Term, that this is a tool that we can use going forward to potentially that other providers and counties and municipalities might be able to leverage on. So I just thought I'd share that information with you because we had no idea going into that meeting.

CHAIRMAN CHAVEZ: So, Mr. Smith, so that's specific to the strategic plan for seniors?

MR. SMITH: Mr. Chair, just for the Senior Services.

CHAIRMAN CHAVEZ: Just for that component.

MR. SMITH: For that component. Correct.

CHAIRMAN CHAVEZ: Any other questions of staff? Commissioner Stefanics?

COMMISSIONER STEFANICS: Thank you for the work that went into this. Could you tell me, because people have asked me along Highway 14 when the community meetings are going to start to start talking about what they would like to see in the new senior center?

MR. SMITH: Mr. Chair, Commissioner Stefanics, the progress to date includes – and I don't know if this is going to answer your question specifically, but there has been a site selected. There has been the purchase of the site.

COMMISSIONER STEFANICS: Right.

MR. SMITH: The RFP for architect and design and the team selection has happened. The next step –

COMMISSIONER STEFANICS: You said – wait a minute. You just said the team has been selected for the architects?

MR. SMITH: For the architect and design team. That's correct.

COMMISSIONER STEFANICS: I think that shouldn't be happening until we have some community meetings about what people – regardless of whether we can accommodate it, usually we have meetings to hear what people want before we start selecting an architect.

MR. FLORES: If I can, Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

MR. FLORES: Actually, Commissioner Stefanics, in the procurement code we select the architectural firm through an RFP process with the highest rated firm based upon qualifications. It's not based upon development of a program. Once they are selected, part of their role typically is to go out and conduct the meetings before they start their program documents. That's typically how we do our A&E services.

COMMISSIONER STEFANICS: Okay. So I've gone through this with the southeast connector, with a contractor who did not hold community meetings. We really need to have – the County needs to have control of those community meetings so that we hear and know what the people are saying. And in the case of the other contractors who have been replaced, they went ahead and just did their own thing. And when they went to report to the community, the community – and you were there – had an uprising. And we don't want that to happen. We would like the community to be involved in some discussion once or more than once or three times – however you decide. But please put that into the process.

MR. FLORES: Mr. Chair, Commissioner Stefanics, we will ensure that with the stakeholders that that is identified as part of the plan, that they will hold community meetings.

COMMISSIONER STEFANICS: Thank you so much. So anyway, I interrupted your flow there. So what happens next?

MR. SMITH: So on the next steps that does include conducting public meetings.

COMMISSIONER STEFANICS: And when will that be, do you think?

MR. SMITH: Mr. Chair, Commissioner Stefanics, I don't have a date for any of the meetings as of yet, but once we get the response back and Public Works wants to address this, but once we get what we receive back as far as what the RFP is going to be on the architect and design, that's when those public meetings will start.

MR. FLORES: Mr. Chair, Commissioner Stefanics, what I can do is let me work with the Projects team from Public Works. I'll get an update for you and we'll have it at the next meeting on the exact dates of those items.

COMMISSIONER STEFANICS: Right. So I'd like to have it publicized at this meeting so that the public hears it and we have a piece of paper at least that says – I don't even care if it's three months or now that's the first one, but that they are included and they're prepared because they have expressed this. Cerrillos had a community fiesta this last month and people came from all over, and they're really expecting to be involved in the process. That's all I can say. Thanks.

CHAIRMAN CHAVEZ: Okay. I think that was noted. Thank you,

Commissioner Stefanics. Commissioner Holian, then I'll go to Commissioner Roybal.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Greg, in this five-year strategic plan you talk about increasing services, and I know that we do need increased services because there's going to be an increasing population of seniors, and there are underserved areas even now in our county. Have you given any thought to where funding might come from for these increased services? Are there other avenues for funding in the federal government or grants? Other options?

MR. SMITH: Mr. Chair, Commissioner Holian, there is other funding available and in doing some of the things – a few of the small things that we had mentioned as far as case management, for example, there is funding available from the Triple A to be able to help offset some of those costs. But going forward and possibly going into FY 18 that's something that we would like to see, that if it's a direction that we would like to go as a program, there is funding from the State and from the Area Agency on Aging for a lot of these programs to help offset some of those costs.

COMMISSIONER HOLIAN: Great. Thank you.

CHAIRMAN CHAVEZ: So this is a presentation and request to approve the Community Services Department, Senior Service 2016-2020 strategic plan. Do we have a motion?

COMMISSIONER STEFANICS: I'll so move.

COMMISSIONER HOLIAN: I'll second that.

CHAIRMAN CHAVEZ: There's a motion and a second, but under discussion, Commissioner Roybal.

COMMISSIONER ROYBAL: I actually just had a comment. I just wanted to thank Greg and Rachel O'Connor for all your hard work and all the time that you put in, and all of the staff for the Community Services. Also, we just want to be mindful of the increases that we need to look at to provide these services in the future to the seniors. So once again, I just want to say thank you guys for all your hard work. It's pretty obvious and sometimes some of the visits that I go to at community centers where you are seeing that increase of seniors so I really appreciate you guys staying in front of that. Thank you.

CHAIRMAN CHAVEZ: So there's a motion, numerous seconds. Some good discussion.

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

- III. B. 6. Request Authorization to Enter Into a Santa Fe County Affordable Housing Agreement with RCS -Turquoise Trail South LLC, for Turquoise Trail North **TABLED**
- III. B. 7. **Request Authorization to Enter Into a Santa Fe County Affordable Housing Agreement with Homewise, a New Mexico Corporation, for Tessera 2**

ROSEMARY BAILEY (Affordable Housing): Mr. Chair, Commissioners, before you you have a request for authorization to enter into a Santa Fe County

affordable housing agreement with Homewise for Tessera 2. The proposed agreement is attached as Exhibit A. Staff has met with the developer and with the County Attorney to draft the agreement and the main provisions of the agreement are there are 78 lots and 15 percent is required, so that is 12 affordable lots. They'll be broken down into tiers, so there's three units for each tier for a total of 12 tiers.

The second main provision is the maximum target housing prices set forth in the regulations may be adjusted annually, and the development schedule – they have to build at least one affordable unit for every six units until all units are built. And I stand for any questions.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Are you ready for a motion?

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER STEFANICS: Okay, I'll move for approval.

COMMISSIONER ROYBAL: I'll second.

CHAIRMAN CHAVEZ: There's a motion and a second, and the only question I have is this development and Homewise would have to agree to the ordinance that's inclusionary so that the affordable units are not all in one area but dispersed throughout the project itself?

MS. BAILEY: Mr. Chair, on the last exhibit it is actually showing you how they're dispersed.

CHAIRMAN CHAVEZ: Okay. Great. I just wanted to ask for the record. So there's a motion and a second. Any further discussion? Hearing none.

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

III. B. 8. Request that the Second Public Hearing on the Proposed Santa Fe County Animal Control Ordinance be Rescheduled from October 11, 2016, to a Later Date and that Title and General Summary of the Proposed Ordinance and New Hearing Date be Published

CHAIRMAN CHAVEZ: Do we need to discuss that now, Mr. Flores?

MR. FLORES: Mr. Chair, we've noticed this as an action item so that we can get direction on the second date of the animal control ordinance hearing so that we can do our noticing in the papers.

CHAIRMAN CHAVEZ: So we need to take action on this item first then.

MR. FLORES: So, Mr. Chair, as I prefaced my remarks when we did the amended agenda, the original noticing was for October 11th, not the 27th of September, and we've had some scheduling issues with October 11th. So what we're proposing is if the Commission so desires we could move that second public hearing and the related presentations to the October 25th Board meeting, and that would allow us enough time to get it noticed properly in the papers.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN CHAVEZ: Yes, Commissioner Holian.

COMMISSIONER HOLIAN: I would like to make a motion to move the second public hearing on the proposed Santa Fe County animal control ordinance to the October 25, 2016 meeting.

COMMISSIONER ROYBAL: Second.

CHAIRMAN CHAVEZ: Okay, there's a motion and a second. Any further discussion?

COMMISSIONER STEFANICS: Yes, Mr. Chair.

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER STEFANICS: Mr. Chair and I know that the staff have worked very hard and Commissioner Holian has worked really hard with interested parties, and what I'm hoping is that if we get to the point where we don't end up accepting every part of the revisions, that we could go forward with some revisions. And so it's just an editorial comment. Thank you very much.

CHAIRMAN CHAVEZ: Good observation. Okay, so we have a motion and a second.

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

[The Commission recessed from 4:12 to 4:23.]

III. C. Resolutions

1. **Resolution No. 2016-110, a Resolution Adopting the Open Space Management Plans for Los Potreros Open Space, La Cieneguilla Open Space, and San Pedro Open Space and Directing Staff to Implement the Plans**

CHAIRMAN CHAVEZ: It looks like we have our quorum back and we're ready for the presentation. This is a resolution adopting the Open Space Management Plans.

MARIA LOHMAN (Open Space): Mr. Chair, Commissioners, my name is Maria Lohman and I am the Open Space Trails Planner. Before you today is a resolution as you said to adopt two management for Los Potreros Open Space, La Cieneguilla Open Space and San Pedro Open Space and to direct staff to implement these plans.

The plans and their technical appendices are included in your packet, they're huge. The planning process for the Open Space Management plans for the three open space properties kicked off in the summer of 2015 with a series of community meetings and interviews with key stakeholders. The discussions with each community helped to develop the long-term vision for each property.

The goal of the management plans is to guide resource management in a way that is practical flexible and effective and that enhances the natural beauty, cultural qualities and eco systems functions of Los Potreros Open Space, La Cieneguilla Open Space, and San Pedro Open Space. These plans identify the short-term, mid-term and long-term management priorities for each property and while these plans include a conceptual plan to guide future infrastructure and improvements access and appropriate access for these

properties. The focus of the plans is really practical, flexible and effective management of resources.

The plans have really front-ended the maintenance and management to make the long-term maintenance and management more efficient. Each of these properties is very different as you can see outlined in the visions statement in each document. For example, the focus for the first year projects for Los Potreros includes acequia cleaning, effective irrigation, dead wood removal, pasture restoration and maintaining the cultural integrity consistent with the traditional agricultural use of the property. The focus of La Cieneguilla Open Space is riparian management and erosion stabilization as well as soil and grassland restoration and community stewardship. We are still having those discussions with the community. The focus for San Pedro Open Space includes in the first year projects fence upgrades so we can mark hazards and to make existing fences wildlife friendly and then future planning and coordination will need to occur with BLM and AML in order to develop the property has regional trail hub.

These plans have already been used by staff for budgeting and project prioritization. Maintenance staff have been using the maintenance activity tables in the appendix to tackle the deferred maintenance projects to include some of those things like fence repair, riparian environment restoration, acequia clean-up. The Planning Division has used these plans to budget and prioritize the ongoing development of best management practices for these properties and in the future other properties as well. These plans also estimate the additional staffing and funding needs for the planning, maintenance and capital implementation of indentified projects as well as identified needed training to develop robust staff capacity.

COLTPAC reviewed and recommended implementation of these plans on August 3rd and we also got lots of supporting comments from the communities when these were sent out for their review. And with that, I will stand for any questions.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: More comment than question. I want to thank all of our volunteers with the COLTPAC and our other volunteers. I would like to thanks our staff and I would like to thank the communities for getting involved with these. And the staff made every attempt to work or to talk or to meet with all of us to go over all of this and I really appreciate their effort and I would be happy to move for approval unless there is other concerns.

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: So there's a motion and a second. Under discussion, Commissioner Holian.

COMMISSIONER HOLIAN: Thank you very much, Mr. Chair. I would just like to also thank staff. Maria, Robert, Paul and all of the other staff who have worked on this. I know that a great deal of effort went into putting these plans – planning on how we're going to do the plan. I know that you put a lot of effort into that and I was very, very impressed. I want you to know that I read this and all of the packet material and it was a big fat part of our packet actually and I read all of that before the meeting because I was really fascinated by all the different aspects and I was impressed at how much community involvement there was in putting this together. Also, the in-depth study

of the current state of these particular open space properties as well as research into the state of the land in the past and also what it would look like today if it were actually restored and became healthy and productive. And I think that it is really worth noting that there are many, many different aspects to a good management plan and effective management plan. For example, community involvement, I mean that is so crucial to making it all happen. Also, restoration of the land that is incredibly important. A lot of this land has been degraded over the years and it needs serious restoration in order to actually provide food, possibly, for people and for the wildlife that uses the land as well. Also, it's important to have riparian management so that we have healthy acequias and water for the wildlife to be able to access as well. Also, I was impressed that you're putting in ideas for data collection so that we can benchmark the progress as we go forward and actually quantify the progress. And, also, I think that a really positive thing in the future this is going to be a place where people can visit and they can learn about how to affectively do land restoration projects and maybe they can even apply it to their own property if they rural properties and so on. And, also, it's just going to be a great place for people to go for enjoyment. Enjoyment of the views, of being out in the nature, of seeing some really really gorgeous places in our county so I know that you – I was just so impressed that you included all of these elements in your consideration of how we should move forward on these particularly properties.

And, I'll just say that in my own case, my husband and I bought some land on Glorieta Mesa and we bought it with the idea of putting a Conservation Easement on it and we thought that that's all we had to do was put the easement on it so it wouldn't be developed and that that would protect the land but we soon learned that that was not going to be enough. We actually needed to – the land needed a lot of land restoration in a lot of different ways to make it healthy again so now it has become a lifetime project. So I can really sympathize with what the County is going to have to do. And that's the thing with our open space properties. You know we bought a whole lot of open space properties but it isn't enough to just hold them. There's a lot of things that we have to do to make sure that they're managed well so that they really are a benefit to the wildlife, to the people who live here, to the people in the community so I just thank you so so much for your vision and for your hard work. And, I'm certainly ready to vote. Thank you, Mr. Chair.

CHAIRMAN CHAVEZ: You're welcome. Commissioner Roybal.

COMMISSIONER ROYBAL: I just want to share my thanks as well to the staff and to all the volunteers. You guys have done a great job and I really do appreciate it, so thank you guys.

CHAIRMAN CHAVEZ: We have a motion and second.

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

CHAIRMAN CHAVEZ: Congratulations and congratulations to the communities too for working on this. I know it's been a long effort and bottom-up community involvement, I think that the outcomes in the future will be better. Thank you.

CLERK SALAZAR: The resolution is 2010-110.

III. C. 2. Resolution No. 2016-111, a Resolution to Recognize La Cienega Valley Association as a Community Organization for La Cienega and La Cieneguilla Community District [Exhibit 2: Supporting Information]

LUCY FOMA (Planning): Mr. Chair, Commissioners, Lucy Foma, Planning. I'm here to present a resolution to recognize La Cienega Valley Association as a Community Organization. As you know, the SLDC has the community organizations and registered organizations to increase our public outreach and they will become the first people to be notified of any steps in the planning process.

Community organizations are not plans: I wanted to specify that. They are our point of contact in communities. La Cienega Valley Association has submitted all the application materials and has been talking with planning staff to become the community organization La Cienega valley. The boundary would be the same as the planning area boundary. And I have Carl Dickens here today who is a representative and President of the La Cienega Valley Association.

As I said, staff has been in communication with the La Cienega Valley Association and we recommend that you approve this resolution to recognize them. Thank you and I stand for questions.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: I know that Commissioner Anaya would move if he was here, so I'll move.

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: Well, I'll second. There's two seconds. But I wanted to give Mr. Dickens a few minutes if you would like to speak to the plan and maybe its benefits and anything else. I know this is recognizing you as an organization.

CARL DICKENS: Thank you Commissioner Chavez. Before I begin I do want to absolutely compliment Maria Lohman on their work on the Open Space in La Cieneguilla. For those of you that don't remember that, at one point was going to be a 250 home development and so now to see that it's going to be planned and saved, we really appreciate that.

In terms of our community organization application, we have been a community association for over 20 years and we're very involved with our community. One of the things that the County has requested is that we contact some of the large landowners, some of the commercial folks in our community and so that's one of things that we do. We have letters ready to go to Governor Talachy of the Pueblo of Pojoaque. We have another letter to Governor Coriz of Santa Domingo and we will be contacting six or eight different commercial landowners in our new commercial district as well as the folks at Sunrise Springs we want to make sure that they're involved. And the large landowners which are Tres Rios Ranch, Blue Horse Ranch, and Canjon del Puerto. So those are the things – we are very inclusive and we take great pride in the fact that we get people involved.

We thank the County for their efforts and thank you for considering this

resolution. We look forward to a continued long and good relationship with the County.

CHAIRMAN CHAVEZ: Thank you for your participation and your efforts. Any other discussion?

COMMISSIONER ROYBAL: I just want to say thank you to Lucy for her presentation as well and thank you, sir.

CHAIRMAN CHAVEZ: We have a motion and a second. The motion carries, thank you.

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

III. C. 3. Resolution No. 2016-112, a Resolution Supporting Conservation of Oil and Gas, a Natural Resource

COMMISSIONER STEFANICS: Thank you, Mr. Chair, Commissioners. Several counties around us and cities, San Miguel, Rio Arriba, Santa Fe City have entered into resolutions letting the BLM know that we're interested in participating and being involved in their environmental rules about the methane release. Right now, the gas is being leaked, flared or vented and the State of New Mexico loses upwards of \$50 million in tax revenues in the last five years due to this waste. Basically, this just says that we are looking forward to participating with the BLM on their rules.

And, I would move for approval.

COMMISSIONER HOLIAN: I'll second that. Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: I would also like to note that methane is a far more potent greenhouse gas than CO₂ as well. So there are other reasons to reduce methane in the atmosphere.

CHAIRMAN CHAVEZ: We have a motion and second. All those in favor. The motion carries.

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

III. C. 4. Resolution 2016-113, a Resolution Requesting a Net Budget Increase to Various Capital Projects to Realign the FY2017 Budget to the FY2016 Balances /\$1,424,659

CAROLE JARAMILLO (Finance Director): Thank you, Mr. Chair, Commissioners. This resolution is really a housekeeping item. We are requesting to make increases and decreases to various project budgets to roll forward their project budget balances from the FY16 budgets. Towards the end of the year we do put money estimates of the project budgets into the budget so that those can roll forward and there are no gaps in timing of being able to fund needed project expenses but then after the year is closed we do have to true-up the project budget amounts and that's the essence of this resolution. It is a net increase to the budget across various funds of \$1,424,659 and I will stand for any questions you might have.

CHAIRMAN CHAVEZ: Thank you, Ms. Jaramillo. I actually have a

question of Mr. Aaboe and it's specific to two of the projects on this list that I had. One we talked about earlier which is the Vista Aurora sewer system and I appreciate staff for adding additional history and background to that project and maybe that could follow the project through the rest of its course, Erik, so we have that background and we know where it is geographically and the history and the background on some of these projects I think is important.

But I also wanted to talk a little bit about the Agua Fria Utility Plan and what that might entail. I know that we anticipate hiring a contractor to help us with that work. I am understanding that there are a couple of public meetings that have been either scheduled or have already taken place. So I wanted to talk about the specifics on this project and a little bit about the approach that staff is taking to implement this.

MR. AABOE: Certainly, Mr. Chair. Both the Vista Aurora project and the Agua Fria Utility planning projects were primarily funded with state appropriations and they are in the Traditional Community of Agua Fria. As we mentioned earlier Vista Aurora is kind of the analysis and best repair of a failing wastewater lift station in the Vista Aurora community which is part of the Agua Fria Traditional Historic Community.

The Agua Fria Utilities Plan, again, this action is really to properly budget them, this plan is intended to look at the entirety of the community, the Traditional Historic Community, and my understanding is that an engineer is just recently hired for this and is proceeding. Part of the plan is to get input from the entire surrounding community. I believe there will be two public meetings that will be scheduled and will be noticed to the entire community.

Our goal really is to elicit during this part of the process as much of the community concerns about the deficiencies in the wastewater facilities in the Agua Fria Traditional Community so we can have the engineer assess all of the deficiencies and develop a priority plan for their improvement.

Again, the state delegation was able to secure some capital funding for these. This particular budget resolution just cleans up some of the budgeting of this so we're working on a number of fronts to improve the wastewater service to a lot of the community in Agua Fria.

CHAIRMAN CHAVEZ: So the Vista – I mean, the Agua Fria Utility Plan would be a master plan for the wastewater system in the Agua Fria Village. This \$70,000, Deputy Manager, will that conclude, will that complete that survey? Will that tell us who is hooked up now and how many people are left to be tied into that system if and when they're able to afford it?

MR. FLORES: Mr. Chair, the way I understand the contract with the engineering firm, is there's two phases of work and I'm going to refer to the project plan, the first phase is actually kick-off the public meeting for water and wastewater. The wastewater will be phase one of the program and the water component is phase two. So they are attacking it in two phases with the wastewater being the component. When you talk about sufficient funding, this funding will not be sufficient to implement construction. This funding could be sufficient because there are some unknown variables in the project, to get us a preliminary engineering report and up to a 30 percent solution, if you will, for that. I do anticipate though that this project will be much larger in scope and size both in the design component and the construct – ability or construction of it.

CHAIRMAN CHAVEZ: Okay, I thank you and I appreciate that. And I know that staff is very diligent about the work that needs to be done. They are very diligent and deliberate in outreach to the public and to the citizens. So I see that and I've experienced that but I also know that over the last couple of months myself and the County have been criticized for not doing enough fast enough for a certain part of the district. And, again, I will tell you that this demonstrates that we do take our work seriously and that the County is committed to doing this work in a timely fashion. That doesn't mean that it is going to happen right away and it doesn't mean that we have all the funding to do it this year or next year. So I want to just defend the County a bit in the work that they've done and the work that they'll be doing in the future. And especially when it comes to water and sewer utilities in the County. There are gaps in other parts of the County that still need to be taken care of but at least we're addressing this component here.

So I want to again thank staff for their work and for outlining and detailing and giving us some specifics about these two projects that are in front of us today. Thank you, Erik.

Any other questions or comments to staff? I'll go ahead and move for approval.

COMMISSIONER HOLIAN: Second.

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

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

- III. C. 5. Resolution 2016-114, a Resolution Requesting an Increase to the Project Funding Allocation for the Chimayo Fire Station Addition, Cundiyo Fire and Community Center, Madrid Fire Station, Santa Fe County Civil War Monument and Women's Health Building Renovations, and Requesting a Budget Increase in the State Special Appropriations Fund (318) to Budget Grants Received for Those Projects / \$550,447**

MS. JARAMILLO: Thank you, Mr. Chair. This action that we're requesting is to increase the project funding allocations for each of the five projects that we have listed as well as to budget grants that we have received from the state.

The legislature has given us these grants. They have been executed. There is a grant for the Chimayo Fire Station in the amount of \$100,000. A grant to upgrade a fire community center in Cundiyo for \$20,000. The reallocation for some unexpended balance for an appropriation which is being dedicated to the Madrid Fire Station in the amount of \$20,000. Fifty thousand is a grant for the American Civil War monument in Glorieta and then there are grants for the Women's Health Building in the amount of \$85,000 and \$113,256. These grants would result in a increase in the project allocations for those projects.

In addition, we're requesting to budget a grant that is already in the project allocation so we just need to budget the grant in the amount of \$162,191.42 for the Women's Health building. And with that, I stand for any questions.

CHAIRMAN CHAVEZ: Thank you for reading all of those projects into

the record and the dollar amount. I think that is good for the public to have that information. Deputy Manager Flores, you have a question or comment?

MR. FLORES: Mr. Chair, a comment. The two items that we are bringing forward are dealing with primarily capital outlay grant agreements or grant programs that have been funded through the state. The item that Ms. Jaramillo is talking about specifically on this section is dealing with new monies that have been allocated by the state through their Severance Tax Bond Program.

We are proceeding with the path of normal business in getting these things budgeted because the grant agreements have already been executed but I have been told that we must be cautious in moving forward on Severance Tax Bond projects because of the situation the state finds itself in. So the direction to staff is to continue to move forward; get the budgetary and contractual documents in place but hold, at least for a short period of time till we understand what the state is doing on these grant agreements. We have received at least on one grant agreement that was previously executed that they're going to be pulling that grant agreement back from the state. So we're moving forward as business as usual but I do have to caution that we won't be undertaking any of these projects to the next degree until we know for sure that there's going to be financial support for moving forward.

CHAIRMAN CHAVEZ: So, if I could, I want to back up just a minute. That would mean, Mr. Flores, that one of the projects that we discussed earlier, the Vista Aurora, improvements could get clawed back as well then.

MR. FLORES: Mr. Chairman, existing funding that has been in the hopper already and we do have some movement on my guestimate is that that one is okay. It's the new funding that came out of the 16 session all the way back to, I believe it was, 2013 or 2014. And they're looking at those grant agreement that one have not been certified for the state or two we have a grant agreement in place and three if there's any obligation for expenditure against it. So at this point in time, I don't have the answers to which ones it is going to affect.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Yes, Commissioner Stefanics.

COMMISSIONER STEFANICS: Mr. Chair, what I've heard from some of the legislators in some of their public meetings is that STBs and GOs might be left alone but any projects under general fund might be swept back and, so, staff might be able to work that up. I know that you have a chart here that talk about that but you might be able to work that up.

Ch: Mr. Chair, I'd like to move for approval.

COMMISSIONER STEFANICS: Second.

COMMISSIONER HOLIAN: Second.

COMMISSIONER STEFANICS: Take Commissioner Holian's.

CHAIRMAN CHAVEZ: There's a motion and a second. Any further discussion? Hearing none, all those in favor signify by saying aye.

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

MS. JARAMILLO: Thank you.

COMMISSIONER STEFANICS: Mr. Chair, is it possible before we go into Executive to go ahead and hear the RECC presentation and the Thornton Ranch? They're after –

CHAIRMAN CHAVEZ: I would be open to that if you wanted to make a motion to that effect.

COMMISSIONER STEFANICS: Mr. Chair, I would move that items – that the remainder of items VI a and b occur before we go into Executive Session.

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: There is a motion and a second. All those in favor signify by saying aye.

Motion passes by unanimous voice vote

CHAIRMAN CHAVEZ: Okay, who is ready next?

MR. FLORES: Mr. Chair, I think Colleen is ready with the Thornton Ranch.

CHAIRMAN CHAVEZ: Okay, and I think we are estimating about 10 minutes on the Thornton Ranch presentation.

VI. DISCUSSION/INFORMATION ITEMS/PRESENTATIONS

B. Presentations

1. Presentation and Update on Thornton Ranch Open Space Planning Process

COLLEEN BAKER (Projects Division): Mr. Chair, Commissioners, while we are getting the presentation up, I will be presenting an update on the Thornton Ranch planning efforts to date and present a schedule to you for our process moving forward so that you're aware of how we're planning on moving forward. As a couple of Commissioners have already taken advantage of it, staff is willing to sit down with each individual Commissioner as well. So if you haven't scheduled a meeting and would like to do that please do so, we would be happy to visit with you in person or on site, even better, yes.

So Chairman, Commissioners, I am Colleen Baker with the Projects Division and as I said I have a brief update on the Thornton Ranch master plan. The Thornton Ranch open space is the largest open space that the County has acquired to date. We acquired the property beginning in 2000 and another large acquisition in 2001 and then have had several acquisitions since then to round out the property. The overriding goal of the acquisitions was to protect the archaeological sites on the property. There is a very significant cultural resources and even as we were acquiring this property there were efforts underway to protect all the cultural resources in the Galisteo Basin which culminated in the Galisteo Basin Archaeological Sites Protection Act which also had a similar purpose of protecting the cultural resources, preserving them for the future and interpreting those for the public.

The Thornton Ranch Open Space was recognized as a priority open space project in 2010 and then again in the 2015 Sustainable Growth Management Plan. And out of

that – the Sustainable Growth Management Plan then we authorized money to begin the master planning process. So in 2014 the County initiated the master planning process which also included a cultural resources inventory of the entire property. We have a number of plans going on at the same time and this slide shows the relationship of those. We have the Thornton Ranch Open Space we're doing 100 percent cultural resource inventory of the entire property. We are doing a master plan of the entire property. We are also doing a management plan just like the management plans that you just said, that Maria brought forward for approval, and we're also doing a site specific management plan for the site that is recognized in the Galisteo Basin Archaeological Protection Act.

We also have an interpretative plan going on at the same time that will address all of the open space properties that are in the Galisteo Basin as a unit so that we have a unified approach to how we would interpret those resources.

The planning process for the Thornton Ranch master plan and the other associated plans has been to begin with an extensive site analysis of the resource itself and the property out there. We've also done stakeholder meetings with both user groups, agencies, adjacent landowners and others. We used those stakeholder meetings in our site analysis to then develop a program for the property, the kinds of activities that we would actually plan for on the property and from there we developed a master plan and then a process for approval.

The site analysis started with the Galisteo Basin as a whole and the 25 sites that are in the act. Thornton Ranch and the cultural resources at that site are very much central to the basin. This is an image that shows the outline of the Galisteo Basin and all of the green locations are the sites within the Act. You can see how central the red outline is to all of the sites in the act as well as the basin. As we zoom in, this is focusing on the planning area where Thornton Ranch Open Space is and in the lower part of the screen the purple area with the red boundary around it is Thornton Ranch Open Space that includes not only the property the County has purchased, the 1,900 acres the County has purchased, but also some State Land Office and BLM lands as well. And you can see that we're looking at landscape scale areas that are large areas of open space adjacent to large other public lands like the Bureau of Land Management or private conservation areas. The pink is private conservation lands. And then also the large corridors that have been identified in the County's official map as potential trail corridors, like the Burlington Northern Santa Fe Railroad and the old New Mexico central line. So this gives us an idea of the landscape wide regional context we're trying to work on.

This zooms in a little bit further and specifically identifies the planning area, the management area for the Thornton Ranch master plan and you can see in the presentation where the State Land Office is outlined in blue, BLM in a bold yellow then the rest of the property is outlined in the red. The total management area is about 2,440 acres.

As part of the site analysis we've begun to look at all of the resource. We looked at the geology. We looked at soils, vegetation. We did a biological assessment both of plants and animals. We did a mineral assessment we also did a complete cultural resource inventory like I had mentioned and we also did a viewshed analysis.

In that process we started to identify areas on the property that had significant resources that we could interpret and tell the story of this particular property to the public. As I flip through these rather quickly you'll notice that there's points identified on the

map that show geology, ecology points, ranching era resources, and railroad era. We used this information to begin to identify where we would want to identify trails and where we would want to take the public to be able to tell certain stories.

Through our stakeholder meeting process we actually set up several focus group meetings with user groups – hikers trail runners, mountain bikers, equestrians, ecologists, educators and artists – to really talk about their desires for use of the property. What type of activities they would like to be doing along the property and what their needs for user amenities would be if they were using the property.

We have also done an extensive tribal consultation and we will continue to do tribal consultation throughout the process because this is a very sensitive site. We've met with all the agencies that are represented and are partners in this process; the Bureau of Land Management, New Mexico State Land Office, the Rail Bureau and also with Santa Fe County in general for fire and emergency access requirements as well as maintenance requirements. We've been consistently meeting with the Galisteo Basin Archaeological Sites Protection Act working group on a monthly basis keeping them updated and it is also a good way to keep the tribes updated on our process. We've met with every adjacent landowner next to the property and also with the Galisteo Community Association.

Out of the stakeholder meeting process we have begun to develop a program for the kinds of activities that we would plan for in the master plan and really what we heard from the user groups is looking for long distance trails with regional connections. They also recognized that part of what's very special about this place is it is not very trampled on yet. It's pretty remote. It's got definite feelings of solitude. They asked that we keep our footprint as light as possible. With a view toward sustainability of the trails, making sure they're built correctly so they don't cause more resource damage and they also identify that there's a lot of opportunity for interpretative programs whether they're stargazing or ecology, geology, educational programs.

From the tribes we hears that this is a sensitive sacred site. This is their ancestral lands and they asked that we be respectful in our planning process and how we manage the cultural resources. We are in continued consultation with them about the best way to manage those sensitive cultural resources. They also requested some method for allowing tribal assess for traditional uses and ceremonial purposes.

When we met with the agencies they really are interested in continuing collaboration on implementation of the Galisteo Basin Archaeological Sites Protection Act and in large landscape-wide conservation.

Out of this program we began to identify the types of trails, the catalogue of trails that we would use and using it starting with a regional context – and I'm sorry without a pointer it's hard to say, but the red outline is the management area that we're working on and the yellow line along the Burlington Northern is a potential concept of a future regional trail as well as the old New Mexico Central Railroad alignment and then this is kind of bracketed again trying to connect the Cerrillos Hills State Park with the Lamy Open Space over off of 285 with the Thornton Ranch Open Space.

We started with a regional trail and really the regional trail highlights the railroad history and runs right along the Burlington Northern just outside of the right-of-way for the railroad. This would be a larger trail profile and it would be able to accommodate

hikers, bikers and equestrians. Then from there we added an accessible trail right off of a trailhead that is proposed right off of 42 near the railroad and this would provide access to people who might have other needs for accessibility, either they're using a wheelchair, a walker or even a stroller. But it provides access for programming and also this highlights some of the railroad history as well. There was an old story building that served the railroad that would be visible off of this trail.

Then we added a multiuse trail and this trail actually highlights the ranching history and it actually makes use of an old ranching road and highlights the windmills and there's some old stone buildings, remnants of old stone buildings that were shepherders camps and shelters.

Then we added a hiker-biker loop and this trail is much narrower in profile and really it gets more into the nuances and the subtleties of the landscape and the geology and the ecology and allows people to experience that land space in a different way. This would be accessible to the hikers and bikers.

The last program element would be guided tours and this is where we really have an opportunity to provide something very different and special to the public in being able to walk up the arroyo which is an amazing micro-eco system in its own and really highlights the changes of the geology as you walk through the property and it has springs on it and it's also quite a wildlife corridor. So there are a lot of opportunities for programming.

As we move forward for approval this is what we're laying out as a process and then also a schedule. So today we are at the fourth week of September at the BCC presentation and what our proposal is to get the cultural resource report out for tribal and agency review towards the beginning of October. Allow for a 30 days review and response period and then on October 5th, next Wednesday we would present to COLTPAC, and this would be the first presentation to COLTPAC and get their initial feedback and provide information and that would really kick-off our public input process. We would follow-up with a public meeting on October 20th where we would present the master plan and the other plans to the public and then following that public meeting we would actually put out the draft plans for public review and comment at the same time as we are reviewing the cultural resource report with SHPO, we'd be running a parallel public review and comment period. And then once we've collecting the comments from the public, after the public meeting and the public review comment period, we would take the comments back to COLTPAC for a final presentation at the beginning of December and seek their recommendation to the Board of County Commissioners. And then we would be ready to present to the Board of County Commissioners for final approval in the December meeting.

So with that, I will go to the last slide and I will stand for questions.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Again, I would like to thank staff for coming and meeting with me about all of this. The one comment I made to them is that in Albuquerque – I'm not sure if it's Bernalillo County or Albuquerque, there open space program has on their website identified trails for disabled individuals and there is quite a network and I just suggested that because it does seem like disabled will be able to get to

a part of the entrance at least and a short spur of this trail here so I really appreciate that.

CHAIRMAN CHAVEZ: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, I think you have a pretty abbreviated schedule there but I'm really glad that it will be coming before us hopefully before I am out of office.

I guess I have one question, can those trails be used by horse – or is the plan for horseback riders to be able to use the trails as well?

MS. BAKER: Yes, Chairman, Commissioner, we have designated some of the trails. Actually, most of the trails are accessible to equestrians. The only trail that we're not planning to have accessible equestrians is the hiker/biker trail and that's primarily because of the way it's built. It's not laid out to sustain a large heavy animal. Plus it alleviates some of the user conflict between bikes and equestrians.

COMMISSIONER HOLIAN: Right, so the hiker biker trail would be the only one that was actually used by bikers; is that correct?

MS. BAKER: No, actually, the bikers can access any of the trails. The regional trail is all three, the multi-use trail is all three and the hiker/biker is just that, hiker/biker. The accessible trail would not be friendly to the bikers and equestrian as well because of the nature of that.

COMMISSIONER HOLIAN: But the other trails are wide enough that they will not have a conflict. Just generally speaking do you put out signage sort of giving bicyclist and horseback riders tips on how to be respectful to each other?

MS. BAKER: Yes. So part of the master plan will be a way finding and signage plan so it will include both the etiquette triangles and directional and guidance on which trails are appropriate for which users.

COMMISSIONER HOLIAN: Okay, thank you very much, Colleen.

CHAIRMAN CHAVEZ: I wanted to also thank staff for going out of their way to be sure that we're informed as you move forward. I know that you're busy and sometimes it is hard for us to fit everything into our schedules so I appreciate that. I know that there's still a lot of work left to be done, again, bottom-up is good. I know you have the stakeholders identified and you've been working with them. The Native American component is very important and you're dealing with that at the frontend so that's good.

So I guess the only thing I can say is that I'm looking forward to the benefit in these kind of cultural properties for the educational – I mean the outdoor activity is good, but I think there are also a lot of educational and cultural aspects to the property and the programming that will touch on that as well. So it's pretty inclusive. It's holistic in a way and I really appreciate that and look forward to it. And I'm hoping to get out and actually tour the site one day soon, so looking forward to that. Any other comments?
Commissioner Roybal?

COMMISSIONER ROYBAL: I just want to say thank you to Colleen for your presentation. I appreciate that.

CHAIRMAN CHAVEZ: Yeah, and in 10 minutes it doesn't do it justice but at least it's 10 minutes here. The process will continue and the timeline that you identified I think is reasonable. If it needs more time I think that's okay too. These kind of projects I don't think you can rush them or hold them to a deadline as much as you

want to hold a schedule. I think you've always had that flexibility to go above and beyond if we need more public input it seems that staff is always willing to do that and it only makes the project that much better.

So I think we have a lot to look forward to and it's going to be a matter of time. Any other comments? This is a presentation for information only. Okay, thank you.

MS. BAKER: Thank you, Chairman and Commissioners and I do really appreciate your willingness to sit down and talk to us. I think the dialogue in the next coming months is going to be critical in moving forward. Thank you.

CHAIRMAN CHAVEZ: Good, thank you.

VI. B. 2. Presentation by the Regional Emergency Communications Center (RECC) on the Smart911 Application Being Implemented [Exhibit 3:Presentation]

KEN MARTINEZ (RECC Director): Mr. Chair, I'll be very brief but I just want to thank you for allowing me the opportunity. I am excited to be able to tell you about a new application that we have already implemented at the Santa Fe RECC for 911 and I'll wait until the presentation is loaded there. You should have some handouts there of the video that will be shown throughout the presentation.

I'm excited to announce that we're going to be implementing and have implemented what is called Smart911. And we are actually the second 911 center in the state to implement this. I wanted to be the first but we didn't quite beat San Juan to the punch. It's something that I think is going to allow us to maximize the efficiency of first responders and the amount of information that we know as we're going into response whatever the situation is that we're going to fire, police, EMS, but we'll have more information at our fingertips going into the situations.

What the application is, it allows the public to create a profile and the Smart911 profile allows the public and us, all of us, to put in whatever information that we feel might be relevant for the first responders when they are going to your house or your place of business or wherever you are going call 911 for. And the good thing about it is that it is accessible to our 911 operators the minute that that call from that phone number or any phone number associated with that profile dials 911. For example, if you create a profile for your home and you have your spouse and your children cell phones associated with that profile, anytime any of those phone numbers call 911, that family profile will pop up and we'll know – you can put pictures, you can put information of how many children, the ages of the children, pets, medications and anything that you feel will be relevant; whether or not you suffer from illnesses or conditions. What prescription medications are in the house and where they are located if they need to be administered for special reasons. Special instructions or directions if you are armed or you have weapons in the house you can put that in so that they know that they're going to be there. Things of that nature and, again, nothing is mandatory but anything that that person believes will help responders in getting the help to the individuals that they need. Possible dangers, again, we've got a dog, a snake whatever it is they want to let them know about.

I'm just going to click through a video here that shows what Smart911 is and how it is being implemented across the nation in many big cities.

[A video was shown.]

MR. MARTINEZ: And one of the things, Mr. Chair and Commissioners, about the Smart911 application is if you noticed that during that call the individual wasn't able to speak and so the information that was put into the profile alerted them to the address, cell phone number and identifies of the people that could have been in that house. But there's another part of this application that we are going to put to use and I think this is leaning more towards our next generation of 911 capabilities and the technology that we're facing. But this application actually allows for our 911 operators to initiate a chat or a text conversation with the caller. So if we get a 911 call and we can't hear them, they're afraid to speak or for whatever reason they can't speak, my operators can initiate a text or chat with that caller and allow them to converse between the 911 center and the caller by a text or chat. That's leading to the next generation and the new technologies that we're going to be looking for with 911 but it puts that capability in our hands right now and allows us to be able to utilize that and to be able to respond to also people with hearing disabilities. They can call and we can initiate a chat or a text with them. So that's allowing us to be head of the curve in that realm as well. If you could go to the video on the second slide please.

[A video was shown.]

MR. MARTINEZ: Mr. Chair, members of the Commission, another thing to take into consideration with this is that you can add as much or as little information as you want. There has been concerns that if you put your medical information, your illnesses or conditions that this is viewable or accessible and that's not the case. The only time that your profile information will come up is when you call 911 and then it only stays on our screen for 45 seconds after the call is done. You cannot just bring it up at any time. So, again, this allows the public to create a profile to give the first responders whatever crucial information they feel would help us to respond to their need. It's private. It's secure. It's confidential and it's easy to sign up for. We have already implemented it. It's working. We're run tests. It has been up and running for awhile. What I'm trying to do now is to get the word out. I wanted to bring it to the Commission so that when you get questions, if you get questions from your constituents you know what it is that they're talking about when they talk about Smart911.

I think this is a really important application and I think it's a fun, well, I say fun but it is exciting for me because it allows us to maximize our efficiency of our responders and our 911 operators and it provide a great service to the public so they know. I have friends who have children with special needs and they think this is amazing to be able to put that information into the database and for us to have it before we even get to the house that we're responding to.

So how do you sign up for it? I would like to encourage all of our County employees as well and I'll be bringing it up in Senior Staff and other opportunities that I have to sign up and create their profiles. We're going to be moving out with a public outreach. We're going to do press releases. I'm working with Kristine to get the map of how we want to put it out to the public but I wanted to bring it here first so that we could be prepared to push it to the public and have a media opportunity and get it out through their avenues as well.

You go to Smart911.com. It's www.Smart911.com. If you go ahead and click on

that link please. It takes you to the page where you can log on and create your Smart911 profile. One of the things that was mentioned in the video is that this profile goes with you wherever you may travel in the United States. Wherever there is a jurisdiction that is using Smart911 your profile will pop up. So if we have visitors here from New York, New Jersey, Seattle and they've got Smart911 profiles, they call 911 and we have their information even here. So I think it is exciting. I think it is important. I'm looking forward to going out public and having a lot of people sign up for it. I'm also looking into piggybacking our notification system onto the Smart911 team, I guess you can say, because they're going to share the same database and if we have the Smart911 profiles we're using to put notifications out to the public it might mean even more efficiencies.

So, I'm looking at that and that's the presentation of Smart911.

COMMISSIONER ROYBAL: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Roybal and then I'll go to Commissioner Stefanics.

COMMISSIONER ROYBAL: I would like to say thank you, Kenny, for this presentation. It's really information and I just want to say thank you for taking us to the cutting edge of technology. It's very important for us to be able to respond and just seeing these videos and the amount of time it cuts out is amazing. So I really want to thank you for bringing this forward and I'm glad to hear that it's there. I'll be creating my Smart911 profile, thank you.

CHAIRMAN CHAVEZ: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. When I first read this I thought you were applying for funds but it sounds like everything is in place and people can start setting up. I think that's a great service to people in our County.

Can you talk about when people use their cell phones to call versus their land lines what issues does the RECC operators encounter?

MR. MARTINEZ: That's a great question, Commissioner, thank you. That I think is a topic within 911 that there is a lot of misconception and a lot of confusion about. Because land lines are tied specifically to your address there's never a question on the side of the 911 operators of where you are located, where that call is coming from. If it is a land line it is hardwired and we know exactly where it's going.

Cell phones on the other hand and the state of 911 nationwide don't provide that level of accuracy because we don't have the technology yet and the money to get there yet to use simple things like Google maps and some of the other applications are using. Within 911 all we have is the tri-lateralization of the cell phone towers. So if we can get a cell phone call and ping it to each of three cell phone towers we can kind of get an idea, an idea, of where you might be using a cell phone. The technology is they say good to about 8 meters but if you think about that if you're calling 911 from an apartment complex or a hotel or somewhere there is a large concentration of people or buildings you have a tri-lateralization area within 8 meters and that can be just about from any room, any hotel room, any apartment complex building. So it's difficult to track that down.

We're working to try and get more funding. We have a bill, again, going forward in the next legislative session to expand the surcharge to voice override P and prepay wireless phone cards where customers who are using 911 are not paying for 911 and funding in 911 centers is a huge issue. So it takes money. It takes technology to move

forward and that's one of the things that next generation is going to allow us to do. They are working on technology now that will not only allow us to narrow down a position on the ground but to even look at elevation. So if someone is calling 911 we know they're here and here on the 5th floor of this building. That's new technology that are coming.

I hope I answered your question.

COMMISSIONER STEFANICS: Well, the next question I have, Mr. Chair and Mr. Martinez, is what percentage of the County is not accessible by cell phone to your RECC center? So like is 50 percent you can handle – your operators have clearer access, 75 percent? People in my area, down south, up north if they call you on their cell phone what happens? Who do you not receive good even communication with because of the cell towers?

MR. MARTINEZ: The issue of the cell tower and I'll explain a little bit how that works. It depends on the service that you have on your cell phone. As far as the cell towers are concerned they have what are called sectors and a cell tower may have as many as four sectors. So the sector programming on those towers is going to tell that signal or it's going to route the signal to whatever jurisdiction it's going to go to.

Now, the problem with cell phones is that they put out a signal and they're not directed to any specific sector. So for example, north of Santa Fe in the cell towers that are between Española and Santa Fe. We may have the north sector pointed to Española and the southern sectors pointing to Santa Fe but if a cell call hits the northern tower from someone calling south of that tower it's still going to go to the 911 center in Española. So it is indiscriminate depending on how that cell signal hits the tower. They're programmed for the jurisdictions that they should be going to but, again because it's a signal that is going out it's going to hit whatever tower it's going to hit and then it's going to relay it to that 911 center. And it's on us as 911 operators to then route it, forward it, transfer it, to the center that should be getting that phone call.

COMMISSIONER STEFANICS: Okay, and then the second part of my question was –

MR. MARTINEZ: -- what percentage.

COMMISSIONER STEFANICS: Well, do people, yes, that is part of the question but do people call you and then you can't really hear them?

MR. MARTINEZ: No.

COMMISSIONER STEFANICS: They get through on their cell but then you don't have the communication?

MR. MARTINEZ: No, the issue with the newer technology, back when the cell phones were on analogue, an analogue signal acts a lot differently than a digital system. With an analogue system you'll get the breaking up and you can kind of make out what they're saying if they're out of range or in a bad area. Analogue you can kind of hear what they're saying, kind of breaking it up and making it out. But a digital signal, if it's bad it is just bad and you won't get anything. So the only time that we'll not be able to get them is if they're not in cell range or they don't have enough power to get their call out. One of the things where we see that a lot is with lost hikers in the national forest. Once they get past an area where they don't have no cell range, they can't get to us or if their battery dies and they can't call.

But to answer your question, if they're calling with a cell phone where they can

hit a tower we'll get the phone call. If the digital system is strong enough we'll get it. It's only if they don't have any service that we won't.

COMMISSIONER STEFANICS: One more questions, Mr. Chair, for people who have GPS, SAT phones or whatever, if they – can you pick up their signal if they send out a distress from your technology?

MR. MARTINEZ: Mr. Chair, Commissioner Stefanics, no, we don't have the technology to pick up a signal that is being broadcast. What we do have is the ability to track a lat and long. So if they have a SAT phone or if they have the ability to give us their lat-and-long we can then put that into our map and see where that's at and send responders to that area. But in order to pick up a beacon or to pick up a signal, no not so much.

COMMISSIONER STEFANICS: Okay, thank you very much.

CHAIRMAN CHAVEZ: So, Mr. Martinez, does this tie in or have anything to do with mobile integrated health and that conversation?

MR. MARTINEZ: Mr. Chair, I think it could be incorporated into that but I don't see it as integrated at this time. This is just a way, right now, for us to be able to provide the public with means to give us extra information.

CHAIRMAN CHAVEZ: The other discussion, 911 and public safety was trying to determine if there was an address that youth [inaudible] frequently and why that was the case; so this is a little different in that sense.

MR. MARTINEZ: It is but, Mr. Chair, it does work toward that end. Because if that person creates a profile and they are a frequent user of the system then we will have that information readily at our fingertips and we can then have the mobile integrated health team or the crisis response team have them as part of their client group and it will tie into that. It will allow us to have greater records of who is –

CHAIRMAN CHAVEZ: So in that scenario then when a call goes to 911 and it's determined that the crisis response team would be needed, they could be dispatched at the same time?

MR. MARTINEZ: That's correct.

CHAIRMAN CHAVEZ: At the same time as other first responders would be dispatched.

MR. MARTINEZ: That profile would come up. We would see that and that is a possible need or a good opportunity to send the crisis response team and we would be able to get that out because we'd have the history. We'd have the information that they provided and we could do that very well, yes.

CHAIRMAN CHAVEZ: And I'm sure that this initiative would tie into the discussion that we had earlier about the ageing population and community services work to address that because one of their goals is to reduce incidents of falls and fall related injuries among seniors, I mean, I think there are others than just seniors that are having falls. If you initiative ties in or dovetails with Community Service's then you would have that value added component.

Okay, any other questions or comments? Thank you, Mr. Martinez.

MR. MARTINEZ: Thank you and I would encourage everybody to go to Smart911.com and think about making a profile. Thank you for your time.

- VI. A. Matters from County Commissioners and Other Elected Officials**
- 1. Elected Officials Issues and Comments - These are Non-Action Items by Elected Officials, Such as Constituent Concerns, Elected Official Recognitions, and Requests for Updates or Future Presentations**
 - 2. Commissioner Issues and Comments - Non-action items**

CHAIRMAN CHAVEZ: Okay, now we go back to the agenda. Are there any Commissioner issues or comments that we want to address at this time before we go into because executive session is next?

COMMISSIONER ROYBAL: Mr. Chair, I don't have anything.

COMMISSIONER STEFANICS: I don't either.

CHAIRMAN CHAVEZ: Deputy Manager, is there anything from the manager that you want to bring up now before we go into executive session?

MR. FLORES: Mr. Chair, I recommend that we go into executive session. The matters I want to update the Board on are very small and we can do that before we conclude business.

IV. 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, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, Discussion of Competitive Sealed Proposals Solicited Pursuant to the Procurement Code, as Allowed by Section 10-15-1(H)(6) NMSA 1978, and Limited Personnel Matters, as Defined and as Allowed by Section 10-15-1(H)(2) NMSA 1978, Including the Following:**
 - a. Rights-of-Way for County Roads**
 - b. Proposals Submitted in Response to RFP #2016-EBP-CM/HR, Employee Benefits for Santa Fe County**
 - c. Department, Division, and Office Heads**

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

COMMISSIONER STEFANICS: Mr. Chair, I move to

CHAIRMAN CHAVEZ: Excuse me, maybe the County Attorney should outline the items for discussion under executive session and then we'll go to the motion.

GREG SHAFFER (County Attorney): Mr. Chair, the items to be discussed in executive session and the basis therefore is set forth on the amended agenda. They are as follows: 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; Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978; Discussion of Competitive Sealed Proposals

Solicited Pursuant to the Procurement Code, as Allowed by Section 10-15-1(H)(6) NMSA 1978; and Limited Personnel Matters, as Defined and as Allowed by Section 10-15-1(H)(2) NMSA 1978, Including the Following: Rights-of-Way for County Roads, Proposals Submitted in Response to RFP #2016-EBP-CM/HR, Employee Benefits for Santa Fe County and Department, Division, and Office Heads

I don't think we would need more than 15 to 30 minutes, Mr. Chair.

CHAIRMAN CHAVEZ: Thank you, Mr. Shaffer. So, Commissioner Stefanics you had a motion to go to executive session.

COMMISSIONER STEFANICS: Mr. Chair, I move that we go into executive session for the items that were so noted by our County Attorney.

COMMISSIONER ROYBAL: Second.

The motion passed by unanimous roll call vote as follows:

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

[The Commission met in executive session from 5:37 to 6:20]

COMMISSIONER STEFANICS: I'll make a motion to come out of executive session and present were the four County Commissioners at the meeting, the Deputy County Manager, the County Attorney, the Deputy County Attorney and our Human Resources Manager.

COMMISSIONER ROYBAL: I'll second that.

CHAIRMAN CHAVEZ: There's a motion and a second all those in favor signify by saying aye.

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

B. Request Approval of a Letter Notifying the State of New Mexico Risk Management Division Director of Santa Fe County's Decision to Terminate its Participation in the State Group Benefits Insurance Plan and/or Self-Insurance Plan (County Manager's Office/Bernadette Salazar and Tony Flores)

CHAIRMAN CHAVEZ: So at this time we want to see if we have Commissioner Anaya on the phone.

COMMISSIONER ANAYA: Hello.

CHAIRMAN CHAVEZ: Commissioner Anaya, thank you for joining us. We just came out of executive session and wanted to be sure that we had you on the phone. So I'd like to entertain a motion – we only had one action item.

COMMISSIONER ROYBAL: Mr. Chair.

CHAIRMAN CHAVEZ: Commissioner Roybal.

COMMISSIONER ROYBAL: I'd like to make a motion request approval of a letter notifying the State of New Mexico Risk Management Division director of Santa Fe County's decision to terminate its participation in the state group benefits insurance plan and self-insurance plan.

CHAIRMAN CHAVEZ: So we have a motion. Do I hear a second?

COMMISSIONER HOLIAN: Second.

CHAIRMAN CHAVEZ: Is there any further discussion.

MR. FLORES: Mr. Chair, just for the informational item on the matter before you. We have prepared a letter of transmittal to the State of New Mexico providing them written notice of termination pursuant to Section 10-7B-6F, NMSA 1978, and that we would transmit this letter to the State of New Mexico Risk Management Division indicating that we would be terminating the health plan for the state effective December 31st and there are certain provisions in the letter that address how we will deal with the administrative components of this close-out. And with that, Mr. Chair, I will stand for any questions.

COMMISSIONER ANAYA: Mr. Chairman.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chairman, Mr. Flores, just for some background briefly on the minutes, we've done some exhaustive research as staff and in the long run this is going to be in the best interest of the employees and the financial viability of the County. Would you agree with that, Mr. Flores?

MR. FLORES: Mr. Chair, Commissioner Anaya, yes, the County has gone through a second solicitation process with a consulting firm. I won't go into details of any potential contracts because those will be negotiated once this action is consummated by the Board but we did our analysis first from a disruption or potential disruption of County team members by changing over insurance plans. That was one of our primary goals along with insuring that whoever the providers that were selected are the highest ranked and rated offers and can perform the services that Santa Fe County has desires. Secondary to that, we looked at the costs that are our team members in the County would be bearing if we off from the State plan and both of those criteria were looked at and it is staff's opinion that based upon the analysis of the RFP that we are moving in this direction. I hope that answers your question.

COMMISSIONER ANAYA: It does and I appreciate the efforts of staff and others involved in that analysis.

CHAIRMAN CHAVEZ: Well, Commissioner, thank you for that question. I think that was very appropriate and in fact that questioning justifies why we are considering going in this direction and we really wanted to have you part of this discussion and your vote on the record so we appreciate you taking the time to phone in.

COMMISSIONER ANAYA: Thank you, Mr. Chairman.

CHAIRMAN CHAVEZ: We have a motion and we have a second. Any further discussion?

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

COMMISSIONER ANAYA: And, Mr. Chairman.

CHAIRMAN CHAVEZ: Yes.

COMMISSIONER ANAYA: Mr. Chairman, I having called in, can I have the record reflect on the minutes that I vote with the majority of the Commission on the items for this BCC meeting.

CHAIRMAN CHAVEZ: I think that's appropriate.

COMMISSIONER ANAYA: Thank you, Mr. Chairman.

CHAIRMAN CHAVEZ: That concludes our business then.

MR. FLORES: Mr. Chair, we have a few more items.

CHAIRMAN CHAVEZ: Oh, do we. I was ready to go.

V. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

MR. FLORES: If I can, I'll be very brief on two managers from the County Manager that Commissioner Stefanics alluded to this earlier. The NACo Achievements Awards circular and curricular are out for the new 2017 achievement awards. The deadline for applications is in March 2017. Ms. Salazar and I will working on identifying those programs that Santa Fe County does as the one presented today and submitting applications.

The second item, Mr. Chair, is on September 29th which is Thursday, from 8:30 a.m. to 4:00 p.m. there is a Hire Veterans Conference being held for employers hiring veterans and transiting service members and family. That will take place at the convention center downtown. For more information they can call the New Mexico Department of Workforce Solutions at 505-841-9004. I believe this is an excellent opportunity for those private entities that are looking to hire our veterans and transitioning members of family. I wanted to enter that into the record.

With that, Mr. Chair, I have no other updates from the County Manager.

VII. MATTERS OF PUBLIC CONCERN

CHAIRMAN CHAVEZ: We do have matters of public concern and, sir, did you want to speak to the cc? Please come forward. Does this have anything to do with an item that is on the agenda this evening?

TREVOR BURROWS: I am Trevor Burrows residing at 2836 Highway 14 in Madrid. I wish to speak mostly about the Turquoise – how much time do I have, by the way? You're not watching that too closely but I won't be long.

CHAIRMAN CHAVEZ: That's fine.

MR. BURROWS: I wish to speak mostly about the Turquoise Trail where I live. Last Wednesday around 5 a.m. a northbound cement truck lost control around Madrid southbound on Highway 14 taking out my neighbor's two cars and front yard including his propane tank. The truck then apparently jack-knifed wiping out jersey barriers along the side the arroyo overpass to the west, landing in two mangled heaps in the arroyo. On [inaudible] the driver's remains were found beneath it.

Similar trucking accidents have occurred throughout Madrid's recent history but none fatal until now that I know of. Due to steep hills further south trucks

have sometimes lost their brakes during descent with very destructive consequences for our village. Traffic through Madrid and along the entire Turquoise Trail has dramatically increased through the last few decades. With that increase have come ever more semi-trucks hauling gravel and cement through town causing ever more threat to residents and visitors – we are a tourist town. In the continuing erosion of the arroyo which particularly affects the trail we know have more trucks going too fast through congested small communities like ours. The vibration of their wheels breaking underground water pipes of Madrid Water Co-op and I hear about this continually.

Short term requests of Santa Fe County in no particular order. Help us please with asking the DOT to take greater measures to slow Madrid's south bend through traffic. Getting DOT permission for County to place jersey barriers on the east side of the arroyo bridge on Highway 14 in Madrid. Jersey barriers on the west side of the arroyo bridge had long been requested but were only recently installed by the DOT as a result of a pedestrian falling over the edge into the arroyo sustaining serious injuries. It's about a 20 foot drop. Similar barriers have been requested for the east side as well but we don't want another pedestrian over the east edge before we get action from the DOT. So I guess the request would be – would the DOT mind if the County did? I have a suspicion that the County is more accountable than the DOT. That's just a question.

The third point is reroute gravel and cement big rigs going between Albuquerque and Santa Fe away from Highway 14 so they travel instead along I-14 and I-25.

Four, help us uncover and have available the police report of last week's accident. We'd like somebody in town mentioned memorializing the driver which is kind of a New Mexico tradition. We'd like to do with somebody with a family and we don't know who he is – can somebody help us to find out who this person was? And a police report would be nice. So that's it for me.

CHAIRMAN CHAVEZ: I think that this is noted for the record. Mr. Flores, do you want to respond?

MR. FLORES: Mr. Chair, I think Director Kelley has a few comments on the New Mexico Department of Transportation component of the request.

CHAIRMAN CHAVEZ: And as far as the police report, I don't know if the County can do anything to access that information. But, Mr. Kelley, why don't you give us your information and then we'll go from there.

MICHAEL KELLEY (Public Works Director): Mr. Chair, Mr. Burrows sat back here while you were in executive session and had a very pleasant conversation. I mentioned to Mr. Burrows that it is a DOT highway. It is not in the County's jurisdiction and I have, Robert Martinez and I have a meeting with the DOT on Thursday to discuss some other issues and I discussed with Mr. Burrows that I would be more than happy to broker some of these topics to the DOT on Thursday. We did not talk about the jersey barriers and I will be happy to mention that to them and about the potential of maybe rerouting traffic. The road is designed for those types of vehicles so I don't know if they'll be amenable to it. But I will definitely broker the topic.

CHAIRMAN CHAVEZ: Thank you. And I think it is noted for the record and staff I'm sure will do what they can to try and address the situation and come to some solutions. Thank you for being patient. I didn't want to overlook you.

IX. CONCLUDING BUSINESS

A. Announcements

1. Date on Which Second Public Hearing on the Proposed Santa Fe County Animal Control Ordinance will be Held

MR. FLORES: Mr. Chair, the only other concluding business is A.1, is just as a reminder based upon the Board's action earlier today, we have set the second public hearing on the Santa Fe County Animal Control Ordinance will be held on October 25th, the second meeting of October.

CHAIRMAN CHAVEZ: And I'm sure that will be on our webpage and you'll be letting the public know as we get closer to that date.

MR. FLORES: That's correct, Mr. Chair.

CHAIRMAN CHAVEZ: Anything else?

COMMISSIONER ANAYA: Mr. Chairman.

CHAIRMAN CHAVEZ: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I just wanted to tell the Commission that I appreciated the supportive vote on the change order for the Cyclone Center. The center is almost done and it looks fantastic and I appreciate the support of the Commission.

CHAIRMAN CHAVEZ: Thank you.

B. Adjournment

Having completed the agenda and with no further business to come before this body, Chair Chavez declared this meeting adjourned at 6:35 p.m.

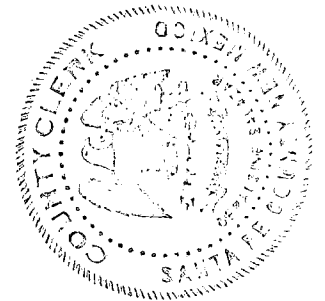
Approved by:

Miguel Chavez

Board of County Commissioners
Miguel Chavez, Chair

ATTEST TO:

Geraldine Salazar
GERALDINE SALAZAR
SANTA FE COUNTY CLERK
10-25-2016



Respectfully submitted:

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

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss BCC MINUTES
PAGES: 88

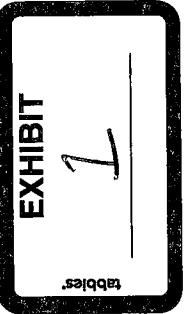
I Hereby Certify That This Instrument Was Filed for
Record On The 26TH Day Of October, 2016 at 02:55:03 PM
And Was Duly Recorded as Instrument # 1806089
Of The Records Of Santa Fe County

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



SFC CLERK RECORDED 10/26/2016

AGREEMENT BETWEEN
 PICTOMETRY INTERNATIONAL CORP. ("PICTOMETRY") AND
 SANTA FE COUNTY, NM ("CUSTOMER")



- Pursuant to the GSA Federal Supply Schedule referenced above, the following order being placed is subject to the terms and conditions of the Schedule (if purchasing Open Market items some exceptions may apply).
- This order form ("Order Form"), in combination with the contract components listed below:

Section A: Product Descriptions, Prices and Payment Terms

Section B: License Terms:

- Delivered Content Terms and Conditions of Use
- Software License Agreement

Section C: Non-Standard Terms and Conditions

(all of which, collectively, constitute this "Agreement") set forth the entire understanding between Pictometry and Customer with respect to the subject matter hereof and supersedes all prior representations, agreements and arrangements, whether oral or written, relating to the subject matter hereof. Any modifications to this Agreement must be made in writing and be signed by duly authorized officers of each party. Any purchase order or similar document issued by Customer in connection with this Agreement is issued solely for Customer's internal administrative purposes and the terms and conditions set forth on any such purchase order shall be of no force or effect as between the parties.

- In the event of any conflict among any contract components comprising this Agreement, order of precedence for resolving such conflict shall be, from highest (i.e., supersedes all others) to lowest (i.e., subordinate to all others): Non-Standard Terms and Conditions; Product Descriptions, Prices and Payment Terms; License Terms in order as listed above under the heading 'Section B: License Terms'; and Order Form.
- All notices under this Agreement shall be in writing and shall be sent to the following respective addresses:

CUSTOMER NOTICE ADDRESS	PICTOMETRY NOTICE ADDRESS
102 Grant Ave	25 Methodist Hill Drive
Santa Fe, NM 87501-2061	Rochester, NY 14623
Attn: Gus Martinez, Assessor	Attn: Contract Administration
Phone: (505) 986-6395 Fax:	Phone: (585) 486-0093 Fax: (585) 486-0098

Either party may change their respective notice address by giving written notice of such change to the other party at the other party's then-current notice address. Notices shall be given by any of the following methods: personal delivery; reputable express courier providing written receipt; or postage-paid certified or registered United States mail, return receipt requested. Notice shall be deemed given when actually received or when delivery is refused.

- This Agreement, including all licenses granted pursuant to it, shall be binding upon and inure to the benefit of the parties hereto, their successors and permitted assigns, but shall not be assignable by either party except that (i) Pictometry shall have the right to assign its right to receive Fees under this Agreement, provided no such assignment shall affect Pictometry's obligations hereunder, and (ii) Pictometry shall have the right to assign all its rights under this Agreement to any person or entity, provided the assignee has assumed all of Pictometry's obligations under this Agreement.
- IN NO EVENT SHALL EITHER PARTY BE LIABLE, UNDER ANY CAUSE OF ACTION OF ANY KIND ARISING OUT OF OR RELATED TO THIS AGREEMENT (INCLUDING UNDER THEORIES INVOLVING TORT, CONTRACT, NEGLIGENCE, STRICT LIABILITY, OR BREACH OF WARRANTY), FOR ANY LOST PROFITS OR FOR ANY INDIRECT, INCIDENTAL, CONSEQUENTIAL, PUNITIVE, OR OTHER SPECIAL DAMAGES SUFFERED BY THE OTHER PARTY OR OTHERS, EVEN IF A PARTY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES.
- With respect to any claims that Customer may have or assert against Pictometry on any matter relating to this Agreement, the total liability of Pictometry shall, in the aggregate, be limited to the aggregate amount received by Pictometry pursuant to this Agreement.
- The waiver by either party of any default by the other shall not waive subsequent defaults of the same or different kind.
- In the event that any of the provisions of this Agreement shall be held by a court or other tribunal of competent jurisdiction to be

SEC CLERK RECORDED 10/26/2018

III. B.2

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

unenforceable, such provision will be enforced to the maximum extent permissible and the remaining portions of this Agreement shall remain in full force and effect.

10. Pictometry shall not be responsible for any failure on its part to perform due to unforeseen circumstances or to causes beyond Pictometry's reasonable control, including but not limited to acts of God, war, riot, embargoes, acts of civil or military authorities, fire, weather, floods, accidents, strikes, failure to obtain export licenses or shortages or delays of transportation, facilities, fuel, energy, supplies, labor or materials. In the event of any such delay, Pictometry may defer performance for a period of time reasonably related to the time and nature of the cause of the delay.
11. In consideration of, and subject to, payment by Customer of the Fees specified in Section A of this Agreement, Pictometry agrees to provide Customer with access to and use of the products specified in Section A of this Agreement, subject to the terms and conditions set forth in this Agreement. Customer hereby agrees to pay the Fees specified in Section A of this Agreement in accordance with the stated payment terms and accepts and agrees to abide by the terms of this Agreement.

This Agreement shall become effective upon execution by duly authorized officers of Customer and Pictometry and receipt by Pictometry of such fully executed document, such date of receipt by Pictometry being the "Effective Date."

PARTIES:

CUSTOMER	PICTOMETRY
SANTA FE COUNTY, NM	PICTOMETRY INTERNATIONAL CORP.
(entity type)	a Delaware corporation
SIGNATURE:	SIGNATURE:
NAME:	NAME:
TITLE:	TITLE:
DATE:	EXECUTION DATE:
	DATE OF RECEIPT (EFFECTIVE DATE):

Approved as to form
Santa Fe County Attorney

By: *[Signature]*

Date: 9/23/10

[Signature]
9/23/10

TR. B. J.

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

SECTION A

PRODUCT DESCRIPTIONS, PRICES AND PAYMENT TERMS

Pictometry International Corp.
25 Methodist Hill Drive
Rochester, NY 14623

ORDER #
C184484

BILL TO
Santa Fe County, NM
Gus Martinez, Assessor
102 Grant Ave
Santa Fe, NM 87501-2061
(505) 986-6395
gmtz@santafecountynm.gov

SHIP TO
Santa Fe County, NM
Gus Martinez, Assessor
102 Grant Ave
Santa Fe, NM 87501-2061
(505) 986-6395
gmtz@santafecountynm.gov

CUSTOMER ID	SALES REP	FREQUENCY OF PROJECT
A117385	bgarcia	Biennial

US GSA CONTRACT NO.	35F-0801N
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FIRST PROJECT					
QTY	PRODUCT NAME	PRODUCT DESCRIPTION	SALES PRICE	DISCOUNT PRICE (%)	TOTAL PRICE ¹
317	IMAGERY - 3in, 5-way, OCB (N5) Per Sector	Product includes 3-inch GSD color balanced oblique frame images (4-way), 3-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (ECW format). Orthogonal GSD: 0.25 feet/pixel, Nominal Oblique GSD (all values +/- 10%) Front Line: 0.24 feet/pixel, Middle Line: 0.28 feet/pixel, Back Line: 0.34 feet/pixel	\$466.00	\$386.78 (17.0%)	\$115,999.26
1,130	IMAGERY - 9in, 5-way, OCB (C5) Per Sector	Product includes 9-inch GSD color balanced oblique frame images (4-way), 9-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (LCW format). Orthogonal GSD: 0.75 feet/pixel, Nominal Oblique GSD (all values +/- 10%) Front Line: 0.74 feet/pixel, Middle Line: 0.85 feet/pixel, Back Line: 1.00 feet/pixel	\$80.00	\$66.40 (17.0%)	\$75,032.00
73,149	ChangeFinder - Change Detection with Customer's Electronic Parcel Files*	Building Outline data from this order OR from an approved Data Source will be updated and categorized against the Imagery Data Source indicated in the Product Parameters. For Pictometry imagery - the most nadir orthorectified orthogonal frame image within the associated Data Source indicated in the Product Parameters will be used for processing by default. AccuPLUS tiles will be used by default if purchased with the associated Data Source indicated in the Product Parameters. An updated Building Outline delivery will be provided in polygon shapefile and .gdb format. The final parcel count for this order will be based on the total record count of the final parcel file provided by Customer at the time the project is initiated. The Customer will be invoiced for any additional costs based on the final number of parcels, including any changes in tiered pricing as a result of a change in volume, at the time of shipment of the deliverable. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$0.02		\$23,407.68
1	High Elevation Project Fee*	The High Elevation Project Fee is for any wide-area imagery projects for which any of the Community imagery sectors cover ground elevations in the range of 7,500 ft to 12,500 ft. Applicable Terms and Conditions: Order Form	\$12,500.00	\$12,500.00 (100.0%)	\$12,500.00
317	Tiles - Standard (3m GSD, JPG format) Per Sector*	Available with corresponding 3" GSD imagery purchase. 3-inch GSD Mosaic Tiles in JPG Format. Tiles are provided "as is". Refer to Product Parameters for additional details.	\$20.00	\$10.00 (50.0%)	\$8,170.00

SEC CLERK RECORDED 10/26/2018

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

1130	Files - Standard (9in GSD, JPG format) Per Sector*	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Available with corresponding 9" GSD imagery purchase. 3-inch GSD Mosaic files in JPG format. Files are provided "as is." Refer to Product Parameters for additional details.</p>	\$10.00	\$5.00 (50.0%)	\$5,650.00
4689	Changefinder - Building Outlines with Customer's Electronic Parcel Files*	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Outlines will be generated of the data source indicated in the Product Parameters. For Pictometry imagery - the most nadir orthorectified orthogonal frame image within the associated Data Source indicated in the Product Parameters will be used for processing by default. AccumPLUS tiles will be used by default if purchased with the associated Data Source indicated in the Product Parameters. Building Outline delivery will be provided in polygon shapefile and tab format. The final parcel count for this order will be based on the total record count of the final parcel file provided by Customer at the time the project is initiated. The Customer will be invoiced for any additional costs based on the final number of parcels, including any changes in tiered pricing as a result of a change in volume, at the time of shipment of the deliverable.</p>	\$0.45		\$1,611.45
517	Mosaic - Area Wide (3in GSD, ECW format, individual) Per Sector*	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Available with purchase of corresponding tile product. New processing or re-processing to ECW of individual tiles of 3-inch GSD imagery. Files are provided "as is." Refer to Product Parameters for additional details.</p>	\$7.00		\$1,631.00
4689	ChangeFinder - Change Detection with Customer's Electronic Parcel Files*	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Building Outline data from this order OR from an approved Data Source will be updated and categorized against the Imagery Data Source indicated in the Product Parameters. For Pictometry imagery - the most nadir orthorectified orthogonal frame image within the associated Data Source indicated in the Product Parameters will be used for processing by default. AccumPLUS tiles will be used by default if purchased with the associated Data Source indicated in the Product Parameters. An updated Building Outline delivery will be provided in polygon shapefile and tab format. The final parcel count for this order will be based on the total record count of the final parcel file provided by Customer at the time the project is initiated. The Customer will be invoiced for any additional costs based on the final number of parcels, including any changes in tiered pricing as a result of a change in volume, at the time of shipment of the deliverable.</p>	\$0.32		\$1,500.48
1130	Mosaic - Area Wide (9in GSD, ECW format, individual) Per Sector*	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Available with purchase of corresponding tile product. New processing and re-processing to ECW of individual tiles of 9-inch GSD imagery. Files are provided "as is." Refer to Product Parameters for additional details.</p>	\$1.50		\$2,500
	Electronic Field Study (EFS)	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>One copy of Electronic Field Study software, latest version.</p>	\$0.00		\$0.00
	Oblique Imagery Bundle with Five (5) Years of EFS Maintenance & Support	<p>Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use</p> <p>Includes digital copy of the Licensed Documentation for the License Software, two (2) End User Training Sessions, one (1) Advanced User Technical Training, one (1) Administration / IT Training Session, ten (10) hours of telephone support, one copy of Pictometry Electronic Field Study (EFS) software, latest version, on the storage media specified herein, and access to download updated versions of the EFS Licensed Software for a period of two (2) years.</p>	\$0.00		\$0.00

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

		years from the initial date of shipment of the EFS software, along with a copy of the updated documentation			
1	RapidAccess - Disaster Response Program	RapidAccess - Disaster Response Program is an emergency response program offering flights after an emergency or disaster. Refer to the attached detailed description of the Disaster Response Program	\$0.00		\$0.00
1	Media Drive Capacity 1 862T- Drive Model 2 0T - LXTPOWER*	1 External USB 2.0 / eSATA Externally Powered. Delivery media prices include copying a complete image library onto media. Sub-warehousing extra.	\$299.00	\$0.00 (100.0%)	\$0.00
Applicable Terms and Conditions: Order Form			SUBTOTAL - Flight Number (Ordinal)		\$116,099.57

SECOND PROJECT

QTY	PRODUCT NAME	PRODUCT DESCRIPTION	SALES PRICE	DISCOUNT PRICE (%)	TOTAL PRICE ¹
817	IMAGERY - 3in, 5-way, OCB (N5) Per Sector	Product includes 3-inch GSD color balanced oblique frame images (4-way), 3-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (ECW format). Orthogonal GSD: 0.25 feet/pixel, Nominal Oblique GSD (all values +/-10%) Front Line: 0.24 feet/pixel, Middle Line: 0.28 feet/pixel, Back Line: 0.34 feet/pixel	\$466.00	\$410.08 (12.0%)	\$335,035.36
1,130	IMAGERY - 9in, 5-way, OCB (C5) Per Sector	Product includes 9-inch GSD color balanced oblique frame images (4-way), 9-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (ECW format). Orthogonal GSD: 0.75 feet/pixel; Nominal Oblique GSD (all values +/- 10%) Front Line: 0.74 feet/pixel, Middle Line: 0.85 feet/pixel, Back Line: 1.00 feet/pixel	\$80.00	\$70.40 (12.0%)	\$79,552.00
85,000	ChangeFinder - Change Detection with Customer's Electronic Parcel Files*	Building Outline data from this order OR from an approved Data Source will be updated and categorized against the Imagery Data Source indicated in the Product Parameters. For Pictometry imagery - the most nadir orthorectified orthogonal frame image within the associated Data Source indicated in the Product Parameters will be used for processing by default. AccuPLUS tiles will be used by default if purchased with the associated Data Source indicated in the Product Parameters. An updated Building Outline delivery will be provided in polygon shapefile and .gdb format. The final parcel count for this order will be based on the total record count of the final parcel file provided by Customer at the time the project is initiated. The Customer will be invoiced for any additional costs based on the final number of parcels, including any changes in tiered pricing as a result of a change in volume, at the time of shipment of the deliverable. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$0.32		\$27,200.00
1	High Elevation Project Fee*	The High Elevation Project Fee is for any wide-area imagery projects for which any of the Community imagery sectors cover ground elevations in the range of 7,500 ft to 12,500 ft. Applicable Terms and Conditions: Order Form	\$25,000.00	\$12,500.00 (50.0%)	\$12,500.00
817	Files - Standard (3in GSD; JPG format) Per Sector*	Available with corresponding 3" GSD imagery purchase. 3-inch GSD Mosaic Tiles in JPG Format. Files are provided "as is." Refer to Product Parameters for additional details. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$20.00	\$10.00 (50.0%)	\$8,170.00
1,130	Files - Standard (9in GSD; PG format) Per Sector*	Available with corresponding 9" GSD imagery purchase. 9-inch GSD Mosaic Tiles in JPG Format. Files are provided "as is." Refer to Product Parameters for additional details.	\$10.00	\$5.00 (50.0%)	\$5,650.00

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

		Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use			
817	Mosaic - Area Wide (3m GSD, ECW format, individual) Per Sector*	Available with purchase of corresponding tile product. New processing or re-processing to FCW of individual tiles of 3-inch GSD imagery. Tiles are provided "as is". Refer to Product Parameters for additional details.	52.00		\$1,634.00
		Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use			
1,150	Mosaic - Area Wide (9m GSD, ECW format, individual) Per Sector*	Available with purchase of corresponding tile product. New processing and re-processing to FCW of individual tiles of 9-inch GSD imagery. Tiles are provided "as is". Refer to Product Parameters for additional details.	50.50		1,565.00
		Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use			
	Electronic Field Study (EFS)	One copy of Electronic Field Study software, latest version.	50.00		50.00
	Oblique Imagery Bundle with Two (2) Years of EFS Maintenance & Support	Includes digital copy of the Licensed Documentation for the License Software, two (2) End User Training Sessions, one (1) Advanced User Technical Training, one (1) Administration / IT Training Session, ten (10) hours of telephone support, one copy of Pictometry Electronic Field Study (EFS) software, latest version, on the storage media specified herein, and access to download updated versions of the EFS Licensed Software for a period of two years from the initial date of shipment of the EFS software, along with a copy of the updated documentation.	50.00		50.00
	RapidAccess - Disaster Response Program	RapidAccess - Disaster Response Program is an emergency response program offering flights after an emergency or disaster. Refer to the attached detailed description of the Disaster Response Program.	50.00		50.00
	Media Drive Capacity 1.8x2TB Drive Model 2.0T-EXTPOWER*	External USB 2.0 / eSATA Externally Powered. Delivery media prices include copying a complete image library onto media. Sub-warehousing extra.	5299.00	50.00 (100.0%)	5249.00
		Applicable Terms and Conditions: Order Form			
SUBTOTAL - Flight Number (Ordinal)					8,470,306.36

THIRD PROJECT

QTY	PRODUCT NAME	PRODUCT DESCRIPTION	SALES PRICE	DISCOUNT PRICE (%)	TOTAL PRICE ¹
817	IMAGERY - 3m, 5-way, OCB (N5) Per Sector	Product includes 3-inch GSD color balanced oblique frame images (4-way), 3-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (ECW format). Orthogonal GSD: 0.25 feet/pixel; Nominal Oblique GSD (all values +/- 10%): Front Line: 0.24 feet/pixel, Middle Line: 0.28 feet/pixel, Back Line: 0.34 feet/pixel.	456.00	5153.38 (-7.0%)	3551.62 (4)
1,150	IMAGERY - 9m, 5-way, OCB (C5) Per Sector	Product includes 9-inch GSD color balanced oblique frame images (4-way), 9-inch GSD orthogonal frame images, 1-meter GSD ortho mosaic sector tiles and one area-wide 1-meter GSD mosaic (ECW format). Orthogonal GSD: 0.75 feet/pixel; Nominal Oblique GSD (all values +/- 10%): Front Line: 0.74 feet/pixel, Middle Line: 0.85 feet/pixel, Back Line: 1.00 feet/pixel.	30.00	324.00 (-7.0%)	311.02 (5)
55,000	Building Under - Change Detection with Customer's Electronic Parcel Files*	Building Outline data from this order OR from an approved Data Source will be updated and categorized against the Imagery Data Source indicated in the Product Parameters. For Pictometry imagery - the most nadir orthorectified orthogonal frame image within the associated Data Source indicated in the Product Parameters will be used for processing by default. AccuPT US tiles will be used by default if purchased with the associated Data Source indicated in the Product Parameters. An updated Building Outline delivery will be	30.32		1,667,600.00

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

		provided in polygon shapefile and .gdb format. The final parcel count for this order will be based on the total record count of the final parcel file provided by Customer at the time the project is initiated. The Customer will be invoiced for any additional costs based on the final number of parcels, including any changes in tiered pricing as a result of a change in volume, at the time of shipment of the deliverable. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use			
1	High Elevation Project Fee*	The High Elevation Project Fee is for any wide-area imagery projects for which any of the Community imagery sectors cover ground elevations in the range of 7,500 ft to 12,500 ft. Applicable Terms and Conditions: Order Form	\$25,000.00	\$12,500.00 (50.0%)	\$12,500.00
817	Tiles - Standard (3in GSD; JPG format) Per Sector*	Available with corresponding 3" GSD imagery purchase. 3-inch GSD Mosaic Tiles in JPG Format. Tiles are provided "as is." Refer to Product Parameters for additional details. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$20.00	\$10.00 (50.0%)	\$8,170.00
1,130	Tiles - Standard (9in GSD; JPG format) Per Sector*	Available with corresponding 9" GSD imagery purchase. 9-inch GSD Mosaic Tiles in JPG Format. Tiles are provided "as is." Refer to Product Parameters for additional details. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$10.00	\$5.00 (50.0%)	\$5,650.00
817	Mosaic - Area Wide (3in GSD; ECW format; individual) Per Sector*	Available with purchase of corresponding tile product. New processing or re-processing to ECW of individual tiles of 3-inch GSD imagery. Tiles are provided "as is." Refer to Product Parameters for additional details. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$2.00		\$1,634.00
1,130	Mosaic - Area Wide (9in GSD; ECW format; individual) Per Sector*	Available with purchase of corresponding tile product. New processing and re-processing to ECW of individual tiles of 9-inch GSD imagery. Tiles are provided "as is." Refer to Product Parameters for additional details. Applicable Terms and Conditions: Delivered Content Terms and Conditions of Use	\$0.50		\$565.00
1	Electronic Field Study (EFS)	One copy of Electronic Field Study software, latest version.	\$0.00		\$0.00
1	Oblique Imagery Bundle with Two (2) Years of EFS Maintenance & Support	Includes digital copy of the Licensed Documentation for the License Software, two (2) End User Training Sessions, one (1) Advanced User Technical Training, one (1) Administration / IT Training Session, ten (10) hours of telephone support, one copy of Pictometry Electronic Field Study (EFS) software, latest version, on the storage media specified herein, and access to download updated versions of the EFS Licensed Software for a period of two years from the initial date of shipment of the EFS software, along with a copy of the updated documentation.	\$0.00		\$0.00
1	RapidAccess - Disaster response Program	RapidAccess - Disaster Response Program is an emergency response program offering flights after an emergency or disaster. Refer to the attached detailed description of the Disaster Response Program.	\$0.00		\$0.00
1	Media Drive Capacity 1.36TB - Drive Model 2.0T - EXTPOWER*	External USB 2.0 / eSATA Externally Powered. Delivery media prices include copying a complete image library onto media. Sub-warehousing extra. Applicable Terms and Conditions: Order Form	\$299.00	\$0.00 (100.0%)	\$0.00
SUBTOTAL - Flight Number (Ordinal)					\$193,862.16

Thank you for choosing Pictometry as your service provider.	TOTAL	\$1,410,268.39
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GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

Amount per product = ((1-Discount %) * Qty * List Price)

***OPEN MARKET ITEMS ARE ALSO KNOWN AS INCIDENTAL ITEMS, NON-CONTRACT ITEMS, NON-CONTRACT ITEMS, AND OTHER DIRECT COSTS (ODS'S). OPEN MARKET ITEMS ARE NOT ON THE GSA CONTRACT AND THEREFORE SHOULD BE TREATED AS OPEN MARKET PURCHASES. THIS AGREEMENT CONTAINS OPEN MARKET ITEMS. OPEN MARKET ITEMS ARE ALLOWED UNDER CIRCUMSTANCES SET FORTH IN FAR 8.402(F). OPEN MARKET ITEMS ARE SUBJECT TO PICTOMETRY'S APPLICABLE LICENSE TERMS AND CONDITIONS.**

FEES: PAYMENT TERMS

All amounts due to Pictometry pursuant to this Agreement ("Fees") are expressed in United States dollars and do not include any duties, taxes (including, without limitation, any sales, use, ad valorem or withholding, value added or other taxes) or handling fees, all of which are in addition to the amounts shown above and, to the extent applicable to purchases by Customer, shall be paid by Customer to Pictometry without reducing any amount owed to Pictometry unless documents satisfactory to Pictometry evidencing exemption from such taxes is provided to Pictometry prior to billing.

FIRST PROJECT

Due at Initial Shipment of Imagery	\$189,988.33
Due at First Anniversary of Shipment of Imagery	\$229,561.93
Due at Shipment of ChangeFinder	\$26,549.31
Total Payments	\$446,099.57

SECOND PROJECT

Due at Initial Shipment of Imagery	\$228,902.68
Due at First Anniversary of Shipment of Imagery	\$214,203.68
Due at Shipment of ChangeFinder	\$27,200.00
Total Payments	\$470,306.36

THIRD PROJECT

Due at Initial Shipment of Imagery	\$240,680.73
Due at First Anniversary of Shipment of Imagery	\$225,981.73
Due at Shipment of ChangeFinder	\$27,200.00
Total Payments	\$493,862.46

PRODUCT PARAMETERS

**FIRST PROJECT
IMAGERY**

<i>Product:</i>	IMAGERY - 3in, 5-way, OCB (N5) Per Sector
<i>Elevation Source:</i>	USGS
<i>Leaf:</i>	Leaf Off: Less than 30% leaf cover
<i>Product:</i>	IMAGERY - 9in, 5-way, OCB (C5) Per Sector
<i>Elevation Source:</i>	USGS
<i>Leaf:</i>	Leaf Off: Less than 30% leaf cover
<i>Product:</i>	Files - Standard (3in GSD; JPG format) Per Sector
<i>Elevation Source:</i>	USGS
<i>Leaf:</i>	Leaf Off: Less than 30% leaf cover
<i>Product:</i>	Files - Standard (9in GSD; JPG format) Per Sector
<i>Elevation Source:</i>	USGS
<i>Leaf:</i>	Leaf Off: Less than 30% leaf cover
<i>Product:</i>	Mosaic - Area Wide (3in GSD; ECW format; individual) Per Sector
<i>Elevation Source:</i>	USGS
<i>Leaf:</i>	Leaf Off: Less than 30% leaf cover

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

Product: Mosaic - Area Wide (9in GSD; ECW format; individual) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

CHANGEFINDER

Product: ChangeFinder - Change Detection with Customer's Electronic Parcel Files
Data Source - Base: Pictometry Outlines
Data Source Year - Base: 2015
Data Source - Comparison: Pictometry Imagery
Data Source Year - Comparison: 2017
Deck Identification: Included in Building Outlines
Regional Status Report Requested:

Product: ChangeFinder - Building Outlines with Customer's Electronic Parcel Files
Data Source - Base: Customer Imagery
Data Source Year - Base: 2014
Data Source - Comparison: Pictometry Imagery
Data Source Year - Comparison: 2017
Deck Identification: Included in Building Outlines
Regional Status Report Requested:

Product: ChangeFinder - Change Detection with Customer's Electronic Parcel Files
Data Source - Base: Customer Imagery
Data Source Year - Base: 2014
Data Source - Comparison: Pictometry Imagery
Data Source Year - Comparison: 2017
Deck Identification: Included in Building Outlines
Regional Status Report Requested:

Customer represents and warrants that it owns all right, title, and interest in and to any non-Pictometry imagery and/or outlines provided by Customer to Pictometry and all necessary rights, power, and authority to provide Pictometry with a copy of such non-Pictometry imagery and/or outlines and authorize Pictometry to include such non-Pictometry imagery and/or outlines in the CONNECT service provided to Customer.

**SECOND PROJECT
 IMAGERY**

Product: IMAGERY - 3in, 5-way, OCB (N5) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

Product: IMAGERY - 9in, 5-way, OCB (C5) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

Product: Files - Standard (3in GSD; JPG format) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

Product: Files - Standard (9in GSD; JPG format) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

Product: Mosaic - Area Wide (3in GSD; ECW format; individual) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

Product: Mosaic - Area Wide (9in GSD; ECW format; individual) Per Sector
Elevation Source: USGS
Leaf: Leaf Off: Less than 30% leaf cover

CHANGEFINDER

Product: ChangeFinder - Change Detection with Customer's Electronic Parcel Files
Data Source - Base: Pictometry Outlines
Data Source Year - Base: 2017
Data Source - Comparison: Pictometry Imagery
Data Source Year - Comparison: 2019
Deck Identification: Included in Building Outlines
Regional Status Report Requested:

THIRD PROJECT

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

IMAGERY

Product:	IMAGERY - 3in, 5-way, OCB (N5) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover
Product:	IMAGERY - 9in, 5-way, OCB (C5) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover
Product:	Files - Standard (3in GSD; JPG format) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover
Product:	Files - Standard (9in GSD; JPG format) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover
Product:	Mosaic - Area Wide (3in GSD; ECW format; individual) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover
Product:	Mosaic - Area Wide (9in GSD; ECW format; individual) Per Sector
Elevation Source:	USGS
Leaf:	Leaf Off: Less than 30% leaf cover

CHANGEFINDER

Product:	ChangeFinder - Change Detection with Customer's Electronic Parcel Files
Data Source - Base:	Pictometry Outlines
Data Source Year - Base:	2019
Data Source - Comparison:	Pictometry Imagery
Data Source Year - Comparison:	2021
Deck Identification:	Included in Building Outlines
Regional Status Report Requested:	

STANDARD ORTHO MOSAIC PRODUCTS

Pictometry standard ortho mosaic products are produced through automated mosaicking processes that incorporate digital elevation data with individual Pictometry ortho frames to create large-area mosaics on an extremely cost-effective basis. Because these products are produced through automated processes, rather than more expensive manual review and hand-touched corrective processes, there may be inherent artifacts in some of the resulting mosaics. While Pictometry works to minimize such artifacts, the Pictometry standard ortho mosaic products are provided on an 'AS IS' basis with respect to visible outlines along mosaic seams resulting from the following types of artifacts:

- a. Disconnects in non-elevated surfaces generally caused by inaccurate elevation data.
- b. Disconnects in elevated surfaces (e.g., roadways, bridges, etc.) generally caused by elevated surfaces not being represented in the elevation data.
- c. Building intersect and clipping generally caused by footprints not being represented in the elevation data.
- d. Seasonal variations caused by images taken at different times during a season, or during different seasons.
- e. Color and illumination variations caused by images taken under different illumination (e.g., sunny, high overcast, morning light, afternoon light, etc.) within one flight day or during different flight days.
- f. Single GSD color variations caused by illumination differences or multiple-aircraft/camera captures.
- g. Mixed GSD color variations caused by adjacent areas being down at different ground sample distances (GSDs), and
- h. Water body color variations caused by multiple individual frames being used to create a mosaic across a body of water (e.g., lakes, ponds, rivers, etc.).

Other Pictometry products may be available that are less prone to such artifacts than the Pictometry standard ortho mosaic products.

Rapid Access—Disaster Response Program ("DRP")

Customer is eligible for DRP described below from the Effective Date through the second anniversary of the initial Project delivery. Following payment to Pictometry of amounts due with respect to each subsequent Project, Customer will be eligible for the then-current DRP for a period of two years from delivery of such subsequent Project. Customer must be in good-standing with Pictometry to maintain eligibility for DRP.

- A. **Disaster Coverage Imagery at No Additional Charge** - Pictometry will, upon request of Customer and at no additional charge, provide standard quality imagery of up to 200 square miles of affected areas (as determined by Pictometry) upon the occurrence of any of the following events during any period Customer is eligible for DRP:
 - **Hurricane:** areas affected by hurricanes of Category II and higher.
 - **Tornado:** areas affected by tornados rated EF4 and higher.
 - **Terrorist:** areas affected by damage from terrorist attack.
 - **Earthquake:** areas affected by damage to critical infrastructure resulting from earthquakes measured at 6.0 or higher on the Richter scale.

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

Tsunami: areas affected by damage to critical infrastructure resulting from tsunamis.

- B. Discounted Rate** – Coverage for areas affected by the events set forth above exceeding 200 square miles will be, subject to Pictometry resource availability, offered to Customer at the then current DRP rates. Also, coverage for areas affected by hurricanes below Category II, tornadoes below EF3 or earthquakes rated below 6.0 on the Richter scale will be, subject to Pictometry resource availability, offered to Customer at the then current DRP rates.
- C. Online Services – Use of Pictometry Connect Explorer™** – Pictometry's DRP includes the use of Connect Explorer for a term of ninety days from the date of delivery of the DRP imagery. Customer shall have access to the DRP imagery for as long as they maintain an active Connect account.

SFC CLERK RECORDED 10/26/2018

SECTION B

PICTOMETRY DELIVERED CONTENT
TERMS AND CONDITIONS OF USE

These Pictometry Delivered Content Terms and Conditions of Use (the "Delivered Content Terms and Conditions"), in combination with the corresponding Agreement into which these terms are incorporated, collectively set forth the terms and conditions that govern use of Delivered Content (as hereinafter defined) for use within computing environments operated by parties other than Pictometry. As used in the Delivered Content Terms and Conditions the terms "You" and "Your" in uppercase or lowercase shall mean the Customer that entered into the Agreement into which the Delivered Content Terms and Conditions are incorporated.

1. DEFINITIONS

- 1.1 **Authorized Subdivision** means, if you are a county or a non-state consortium of counties, any political unit or subdivision located totally or substantially within your boundaries that you authorize to have access to Delivered Content pursuant to the Delivered Content Terms and Conditions.
- 1.2 **Authorized System** means a workstation or server that meets each of the following criteria: (i) it is owned or leased by you or an Authorized Subdivision, (ii) it is located within and only accessible from facilities that are owned or leased by you or an Authorized Subdivision, and (iii) it is under the control of and may only be used by you or Authorized Subdivisions.
- 1.3 **Authorized User** means any employee of you or Authorized Subdivisions that is authorized by you to have access to the Delivered Content through an Authorized System.
- 1.4 **Delivered Content** means the images, metadata, data layers, models, reports and other geographic or structural visualizations or embodiments included in, provided with, or derived from the information delivered to you by or on behalf of Pictometry pursuant to the Agreement.
- 1.5 **Project Participant** means any employee or contractor of persons or entities performing services for compensation for you or an Authorized Subdivision that has been admitted by written notice to Pictometry prior to being granted access to Delivered Content and, unless Pictometry expressly waives such requirement for any individual, has entered into a written agreement with Pictometry authorizing such access.

2. GRANT OF RIGHTS; RESTRICTIONS ON USE; OWNERSHIP

- 2.1 Subject to the terms and conditions of the Agreement, you are granted nonexclusive, nontransferable, limited rights to:
 - (a) install the Delivered Content on Authorized Systems;
 - (b) permit access and use of the Delivered Content through Authorized Systems by:
 - (i) Authorized Users for performance of public responsibilities of you or Authorized Subdivisions that are to be performed entirely within facilities of you or Authorized Subdivisions;
 - (ii) Project Participants under the supervision of Authorized Users for performance of tasks or preparation of materials using only hard copies (or true copies) of Delivered Content solely for fulfilling public responsibilities of you or Authorized Subdivisions to be performed entirely within facilities of you or Authorized Subdivisions; and
 - (iii) individual members of the public, but only through Authorized Users and solely for the purpose of making hard copies or true copies of images of individual properties or structures (but not bulk orders of multiple properties or structures) to the individual members of the public requesting them.
- 2.2 You may not reproduce, distribute or make derivative works based upon the Delivered Content in any medium, except as expressly permitted in the Delivered Content Terms and Conditions.
- 2.3 You may not offer any part of the Delivered Content for commercial resale or commercial redistribution in any medium.
- 2.4 You may not distribute or otherwise make available any Delivered Content to Google or its affiliates, either directly or indirectly.
- 2.5 You may not exploit the goodwill of Pictometry, including its trademarks, service marks, or logos, without the express written consent of Pictometry.
- 2.6 You may not remove, alter or obscure copyright notices or other notices contained in the Delivered Content.
- 2.7 All right, title, and interest (including all copyrights, trademarks, and other intellectual property rights) in Delivered Content in all media belong to Pictometry or its third party suppliers. Neither you nor any users of the Delivered Content acquire any proprietary interest in the Delivered Content, or any copies thereof, except the limited use rights granted herein.

3. OBLIGATIONS OF CUSTOMER

- 3.1 **Geographic Data.** If available, you agree to provide to Pictometry geographic data in industry standard format (e.g., Shape, DIME) including, but not limited to, digital elevation models, street centerline maps, tax parcel maps and centroids, which data, to the extent practicable, shall be incorporated into the Delivered Content. You agree that any of this data that is owned by you may be distributed and modified by Pictometry as part of its products and services, provided that at no time shall Pictometry claim ownership of that data.
- 3.2 **Notification.** You shall (a) notify Pictometry in writing of any claims or proceedings involving any of the Delivered Content within ten (10) days after you learn of the claim or proceeding, and (b) report promptly to Pictometry all claimed or suspected defects in Delivered Content.
- 3.3 **Authorized User Compliance.** You shall at all times be responsible for compliance by each Authorized User with the Delivered Content Terms and Conditions.
- 3.4 **Authorized Subdivision Compliance.** You shall at all times be responsible for compliance by each Authorized Subdivision with the Delivered Content Terms and Conditions.
- 3.5 **Project Participants.** Each notice to Pictometry identifying a potential Project Participant shall include a detailed description of the scope and nature of the Project Participants' planned work and the intended use of the Delivered Content in such work. Pictometry retains the right to restrict or revoke access to Delivered Content by any Project Participant who does not comply with the terms of the Delivered Content Terms and Conditions.

4. LICENSE DURATION; EFFECT OF TERMINATION

- 4.1 **Term.** The license granted to you in the Delivered Content Terms and Conditions is perpetual, subject to Pictometry's right to terminate the license in the event you do not pay in full the Fees specified elsewhere in the Agreement, the Agreement is terminated for any reason other than a breach of the Agreement by Pictometry, or as otherwise provided in the Agreement.
- 4.2 **Effect of Termination.** Upon termination of the license granted to you in the Delivered Content Terms and Conditions, you shall immediately cease all use of the Delivered Content, promptly purge all copies of the Delivered Content from all workstations and servers on which any of it may be stored or available on-line, and return hard drive media containing Delivered Content to Pictometry.

5. TRADEMARKS; CONFIDENTIALITY

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

- 5.1 **Use of Pictometry's Marks.** You agree not to attach any additional trademarks, trade names, logos or designations to any Delivered Content or to any copies of any Delivered Content without prior written approval from Pictometry. You may, however, include an appropriate government seal and your contact information so long as the seal and contact information in no way obscure or deface the Pictometry marks. You further agree that you will not use any Pictometry trademark, trade name, logo, or designation in connection with any product or service other than the Delivered Content. Your nonexclusive right to use Pictometry's trademarks, trade name, logos, and designations are contemporaneous with the license granted to you in the Delivered Content Terms.
- 5.2 **Confidentiality of Delivered Content.** The Delivered Content consists of commercially valuable, proprietary products owned by Pictometry, the design and development of which reflect an investment of considerable time, effort, and money. The Delivered Content is treated by Pictometry as confidential and contains substantial trade secrets of Pictometry. You agree that you will not disclose, provide a copy of, or disseminate the Delivered Content (other than as expressly permitted in the Delivered Content Terms and Conditions) or any part thereof to any person in any manner or for any purpose inconsistent with the license granted to you in the Delivered Content Terms and Conditions. You agree to use your best efforts to assure that your personnel, and any others afforded access to the Delivered Content, protect the Delivered Content against unauthorized use, disclosure, copying, and dissemination, and that access to the Delivered Content and each part thereof will be strictly limited.

6. LIMITED WARRANTY; DISCLAIMER OF WARRANTIES

- 6.1 **Limited Warranties; Exclusive Remedy.** Pictometry warrants that the Delivered Content will contain true and usable copies of the designated imagery as of the date of capture. As the sole and exclusive remedy for any breach of the foregoing warranty, Pictometry shall use reasonable efforts to correct any deficiency that precludes use of the Delivered Content in the manner intended.
- 6.2 **Disclaimer of Other Warranties.** Except as provided in Section 6.1, above, THE DELIVERED CONTENT IS PROVIDED TO YOU "AS IS" AND "WITH ALL FAULTS." PICTOMETRY MAKES NO OTHER WARRANTIES OR REPRESENTATIONS OF ANY KIND, EXPRESS, IMPLIED, OR STATUTORY. ALL IMPLIED WARRANTIES, INCLUDING BUT NOT LIMITED TO WARRANTIES OF PERFORMANCE, MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, AND ACCURACY, ARE HEREBY DISCLAIMED AND EXCLUDED BY PICTOMETRY.
- 6.3 **Limitation of Liability.** With respect to any other claims that you may have or assert against Pictometry on any matter relating to the Delivered Content, the total liability of Pictometry shall, in the aggregate, be limited to the aggregate amount received by Pictometry in payment for Delivered Content during the immediately preceding twenty-four (24) month period.

7. MISCELLANEOUS PROVISIONS

- 7.1 **Restricted Rights.** Delivered Content acquired with United States Government funds or intended for use within or for any United States federal agency is provided with "Restricted Rights" as defined in DFARS 252.227-7013, Rights in Technical Data and Computer Software and FAR 52.227-14, Rights in Data- General, including Alternate III, as applicable.
- 7.2 **Governing Law.** This License Agreement shall be governed by and interpreted in accordance with the laws of the State of New York, excluding its conflicts of law principles.

[END OF DELIVERED CONTENT TERMS AND CONDITIONS]

SFC CLERK RECORDED 10/26/2018

SECTION B

LICENSE TERMS

PICTOMETRY SOFTWARE
LICENSE AGREEMENT

PLEASE READ THIS SOFTWARE LICENSE AGREEMENT ("LICENSE") CAREFULLY BEFORE DOWNLOADING, INSTALLING OR USING THE SOFTWARE. BY USING THE SOFTWARE, YOU AGREE TO THE TERMS OF THIS LICENSE. IF YOU DO NOT AGREE TO THE TERMS OF THIS LICENSE, DO NOT DOWNLOAD, INSTALL OR USE THE SOFTWARE.

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3. **DISCLAIMERS OF WARRANTY.** USE OF THE PICTOMETRY SOFTWARE IS AT YOUR SOLE RISK. TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, THE PICTOMETRY SOFTWARE IS PROVIDED "AS IS", WITH ALL FAULTS AND WITHOUT WARRANTY OF ANY KIND, AND PICTOMETRY HEREBY DISCLAIMS ALL WARRANTIES WITH RESPECT TO THE PICTOMETRY SOFTWARE, WHETHER EXPRESS, IMPLIED OR STATUTORY, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND OF FITNESS FOR A PARTICULAR PURPOSE. PICTOMETRY DOES NOT WARRANT THAT THE FUNCTIONS CONTAINED IN OR PROVIDED BY THE PICTOMETRY SOFTWARE WILL MEET YOUR REQUIREMENTS, THAT THE OPERATION OF THE PICTOMETRY SOFTWARE WILL BE UNINTERRUPTED OR ERROR-FREE, OR THAT DEFECTS IN THE PROPRIETARY MATERIALS WILL BE CORRECTED.
4. **LIMITATION OF LIABILITY.** IN NO EVENT WILL PICTOMETRY BE LIABLE FOR ANY INCIDENTAL, SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES WHATSOEVER, INCLUDING, WITHOUT LIMITATION, DAMAGES FOR LOSS OF PROFITS, LOSS OF DATA, BUSINESS INTERRUPTION OR ANY OTHER COMMERCIAL DAMAGES OR LOSSES ARISING OUT OF OR RELATED TO YOUR USE OR INABILITY TO USE THE PICTOMETRY SOFTWARE, HOWEVER CAUSED, REGARDLESS OF THE THEORY OF LIABILITY (CONTRACT, TORT OR OTHERWISE), EVEN IF PICTOMETRY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. IN NO EVENT WILL PICTOMETRY'S TOTAL LIABILITY TO YOU FOR ALL DAMAGES (OTHER THAN AS MAY BE REQUIRED BY APPLICABLE LAW IN CASES INVOLVING PERSONAL INJURY) CAUSED BY, ARISING OUT OF OR IN ANY WAY RELATED TO THE PICTOMETRY SOFTWARE EXCEED THE AMOUNT OF FIFTY DOLLARS (\$50,000). THE FOREGOING LIMITATIONS WILL APPLY EVEN IF THE ABOVE STATED REMEDY FAILS OF ITS ESSENTIAL PURPOSE.
5. **TERMINATION.** This License will terminate automatically without notice from Pictometry if you fail to comply with any term of this License. Upon the termination of this License, you will cease all use of the Pictometry Software and destroy all copies, full or partial, of the Proprietary Materials.
6. **MISCELLANEOUS PROVISIONS.**
 - A. **Restricted Rights.** Pictometry Software acquired with United States Government funds or intended for use within or for any United States federal agency is provided with "Restricted Rights" as defined in DFARS 252.227-7013 Rights in Technical Data and Computer Software and FAR 32.227-14, Rights in Data-General, including Alternate III, as applicable. Pictometry must be notified in advance of any license grants to United States federal governmental entities. The Pictometry Software is developed for general use in a variety of applications and is not developed or intended for use in any inherently dangerous applications or applications that could lead to property damage, personal injury or death. If you use the Pictometry Software in such applications, then you will be responsible for taking all appropriate fail-safe, backup, redundancy, and other measures to ensure the safe use of the Pictometry Software in such applications, including but not limited to, in any nuclear, aviation, mass transit, public safety or medical applications.
 - B. **Foreign Trade Restrictions.** The parties acknowledge that certain information, software technology, accompanying documentation and technical information may be subject to United States export control laws. You will not directly or indirectly export or re-export the Pictometry Software in violation of the Export Administration Regulations of the U.S. Department of Commerce.
 - C. **Governing Law.** This License will be governed by and interpreted in accordance with the laws of the State of New York, excluding its conflict of laws principles.
 - D. **Assignment.** You may not assign this License without Pictometry's prior written consent. Any assignment in violation of this License will be null, void and without effect. For all purposes under this License, any merger, consolidation, spin-off, acquisition or change-in-control will be deemed an assignment.
 - E. **Partial Invalidation; Survival.** If any provision of this License is held invalid or unenforceable by competent authority, that provision will be construed so as to be limited or reduced to be enforceable to the maximum extent compatible with the law as it will then appear. The total invalidity or unenforceability of any particular provision of this License will not affect its other provisions and this License will be construed in all respects as if the invalid or unenforceable provision were omitted. The provisions of this License that by their nature would survive its termination will survive indefinitely.

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

- F. **Force Majeure.** Neither party will be liable for any costs or damages due to nonperformance under this License arising out of any cause not within the reasonable control of such party and without its fault or negligence. Neither party will be liable for any delay or failure in the performance of its obligations under this License that directly results from any failure of the other party to perform its obligations as set forth in this License.
- G. **Waiver.** No waiver of a breach of any term of this License will be effective unless in writing and duly executed by the waiving party. No such waiver will constitute a waiver of any subsequent breach of the same or any other term of this License. No failure on the part of a party to exercise, and no delay in exercising any of its rights hereunder will operate as a waiver thereof, nor will any single or partial exercise by a party of any right preclude any other or future exercise thereof or the exercise of any other right. No course of dealing between the parties will be deemed effective to modify, amend or discharge any part of this License or the rights or obligations of any party hereunder.
- H. **Entire Agreement; Construction.** This License contains the entire understanding of the parties with respect to the subject matter hereof and supersedes any prior or contemporaneous understandings regarding that subject matter. No amendment to or modification of this License will be binding unless in writing and signed by Pictometry. There are no representations, warranties, or obligations of any party not expressly contained herein. The headings in this License are for convenience only. They do not constitute a portion of this License and will not be used in any construction of it.

[END OF SOFTWARE LICENSE AGREEMENT]

SFC CLERK RECORDED 10/26/2018

SECTION C

NON-STANDARD TERMS AND CONDITIONS

WHEREAS, the Customer and Pictometry desire to enter into the Agreement with modified provisions, terms and conditions as provided herein; and

NOW THEREFORE, it is mutually agreed between the parties that the following provisions shall be incorporated into the Pictometry Agreement(s) specified above as if fully set forth therein.

A. Pictometry Delivered Content Terms and Conditions.

- i. 2.2.2 is modified by inserting a sentence that reads: For the term of this license, as may be renewed or extended from time to time, Customer may reproduce and distribute hard copies of Delivered Content for Customer's internal business purposes including tax assessment hearings and tax protest hearings and visual presentations of the Delivered Content used during governmental meetings.
- ii. 2.2.3 is modified by inserting a sentence that reads: Customer may charge its usual and customary charges for per page hard copies of Delivered Content that is made available for inspection pursuant to the New Mexico Inspection of Public Records Act, § 14-2-1, et seq., NMSA 1978.
- iii. 3.3.2 (Notification) is modified by inserting a sentence that reads: "Claims and proceedings" referred to in this provision do not include Customer's regular tax assessment hearings, tax protest hearings or regular governmental meetings.
- iv. 5.5.1 (Use of Pictometry's Marks) is modified by inserting the following:

With regard to Customer's reproduction and distribution of hard copies of Delivered Content for Customer's internal business purposes including tax assessment hearings and tax protest hearings and visual presentations of the Delivered Content used during governmental meetings, notwithstanding anything herein to the contrary, Customer is authorized to use the imagery being licensed from Pictometry as described in Section A, or portions thereof, ("Pictometry Content") less any measuring or analytical tools in publications related to projects that are being funded and managed by the Customer. In connection therewith, Customer shall ensure the Pictometry logo and date is displayed on the Pictometry Content remain visible and unobstructed on all images Customer reproduces or distributes, or, in the alternative, Customer shall include adjacent to and in close proximity with each Pictometry Content so reproduced or distributed a photo credit legible to a reasonable user without any technical or other visual aid and a photo credit stating the following: Copyright Pictometry International Corp. All rights reserved.

- v. 5.5.2 (Confidentiality of Delivered Content) is modified by: Customer will keep confidential Pictometry's Delivered Content to the extent not prohibited by New Mexico Law and allowed by the New Mexico Inspection of Public Records Act, NMSA 1978, § 14-2-1 ("IPRA"). Should the Customer be required by New Mexico law to make available or produce Delivered Content in response to an IPRA request or a litigation request, the County will make a good faith effort to provide Pictometry no less than ten (10) business days' notice before producing any requested such Delivered Content so as to facilitate Pictometry taking legal action to prevent or limit the disclosure, production or inspection. Customer shall protect Pictometry Delivered Content from unauthorized use and disclosure by the observance of the same procedures as the Customer protects its own confidential and proprietary data and information, or as may be permitted under IPRA or New Mexico law.
- vi. 7.7.2 (Governing Law) the reference to "New York" is deleted and replaced with "New Mexico."
- vii. The following provisions are inserted under section 7 Miscellaneous Provisions 7.3, 7.4, 7.5, 7.6, 7.7 and 7.8 to read as follows:

7.3 Term. The term of this Pictometry Agreement shall commence on the date and year indicated above and terminate six (6) years from such date in the year 2022. There shall be no automatic renewal of the term of this Agreement.

7.4 New Mexico Tort Claims Act. No provision of this Pictometry Agreement modifies or waives any sovereign immunity or limitation of liability enjoyed by Customer Santa Fe County or the Santa Fe County Assessor, or their employees and agents at common law or under the New Mexico Tort Claims Act, NMSA 1978, Section 41-4-1, et seq.

7.5 This Agreement shall remain in full force and effect, however commencement of the subsequent PROJECT shall be postponed until such time as Customer pays for sums due under the terms and conditions of this Agreement on any prior PROJECT, as modified by this Addendum.

7.6 Indemnification. Pictometry shall defend, indemnify, and hold harmless the Customer and its elected officials, agents, and employees from any losses, liabilities, damages, demands, suits, causes of action, judgments, costs or expenses (including but not limited to court costs and attorneys' fees) arising out of or resulting from the acts, errors or omissions of Pictometry in the performance of this Agreement, except for injuries and damages caused by the negligence of the County. Pictometry agrees that the County shall participate in the defense of any such demand, suit, or cause of action concerning matters that relate to the County. If a conflict exists between the interests of the County and Pictometry in such demand, suit, or cause of action, the County may retain its own counsel to represent the County's interest. Pictometry's obligations under this provision shall not be limited by the provisions of any insurance policy Pictometry is required to maintain under this Agreement.

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

7.7 Customer Appropriations. Notwithstanding anything herein to the contrary, in the event that the funds due for subsequent PROJECTS and related deliverables under the terms and conditions of this Agreement are not lawfully appropriated, the following provisions shall apply:

- a. Customer shall provide Pictometry with written documentation of non-appropriation of funds from its funding source prior to commencement of a subsequent project;
- b. This Agreement shall remain in full force and effect, however commencement of the subsequent project shall be deemed postponed until such time as funds for the subsequent project have been appropriated and all other sums due under the terms and conditions of this Agreement have been paid by Customer. In the event that the postponement exceeds eighteen months, Pictometry reserves the right to terminate any and all obligations with respect to the postponed project and all subsequent projects included in this Agreement; and
- c. If Customer, or any party authorized under the terms and conditions of this Agreement to use the licensed products set forth in Section A, is in possession of licensed products for which Pictometry has not been fully compensated in accordance with the payment terms of this Agreement, Customer or such authorized party shall immediately cease use of those licensed products, purge those licensed products from all Customer and authorized party computers, and return those licensed products to Pictometry.

7.8 Insurance. Pictometry shall submit evidence of insurance as is required herein. Policies of insurance shall be written by companies authorized to write such insurance in New Mexico.

- a. **General Liability Insurance, Including Aircraft and Automobile.** Pictometry shall procure and maintain during the life of this Agreement a comprehensive general liability and automobile insurance policy with liability limits in amounts not less than \$1,000,000.00 combined single limits of liability for bodily injury, including death, and property damage for any one occurrence. Said policies of insurance shall include coverage for all operations including flyovers performed for the Customer by Pictometry; coverage for the use of all owned, non-owned, hired automobiles, vehicles, aircraft and other equipment, both on and off work; and contractual liability coverage under which this Agreement is an insured contract. The County of Santa Fe shall be a named additional insured on the policy.
- b. **Workers Compensation Insurance.** Pictometry shall comply with the provisions of the Workers' Compensation Act.

B. Pictometry Software License Agreement.

- i. Paragraph 2. LICENSE. is amended by adding the phrase "which shall include for Customer's business purposes, including tax assessment hearings and tax protest hearings and other governmental meetings and presentations" after the phrase "solely for internal use."
- ii. Paragraph 7. MISCELLANEOUS PROVISIONS. subpart C, reference to "New York" is deleted and replaced with "New Mexico."

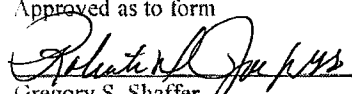
IN WITNESS WHEREOF, the parties have duly executed this Addendum to the Pictometry Agreement as of the date first written above.

SANTA FE COUNTY

Miguel M. Chavez, Chair
Santa Fe Board of County Commissioners

ATTESTATION:

Geraldine Salazar
Santa Fe County Clerk

Approved as to form


Gregory S. Shaffer
Santa Fe County Attorney

9/22/16

Date

GSA FEDERAL SUPPLY SCHEDULE CONTRACT NUMBER GS-35F-0801N ("SCHEDULE")

Finance Department

Carole H. Jaramillo
Carole H. Jaramillo
Finance Director

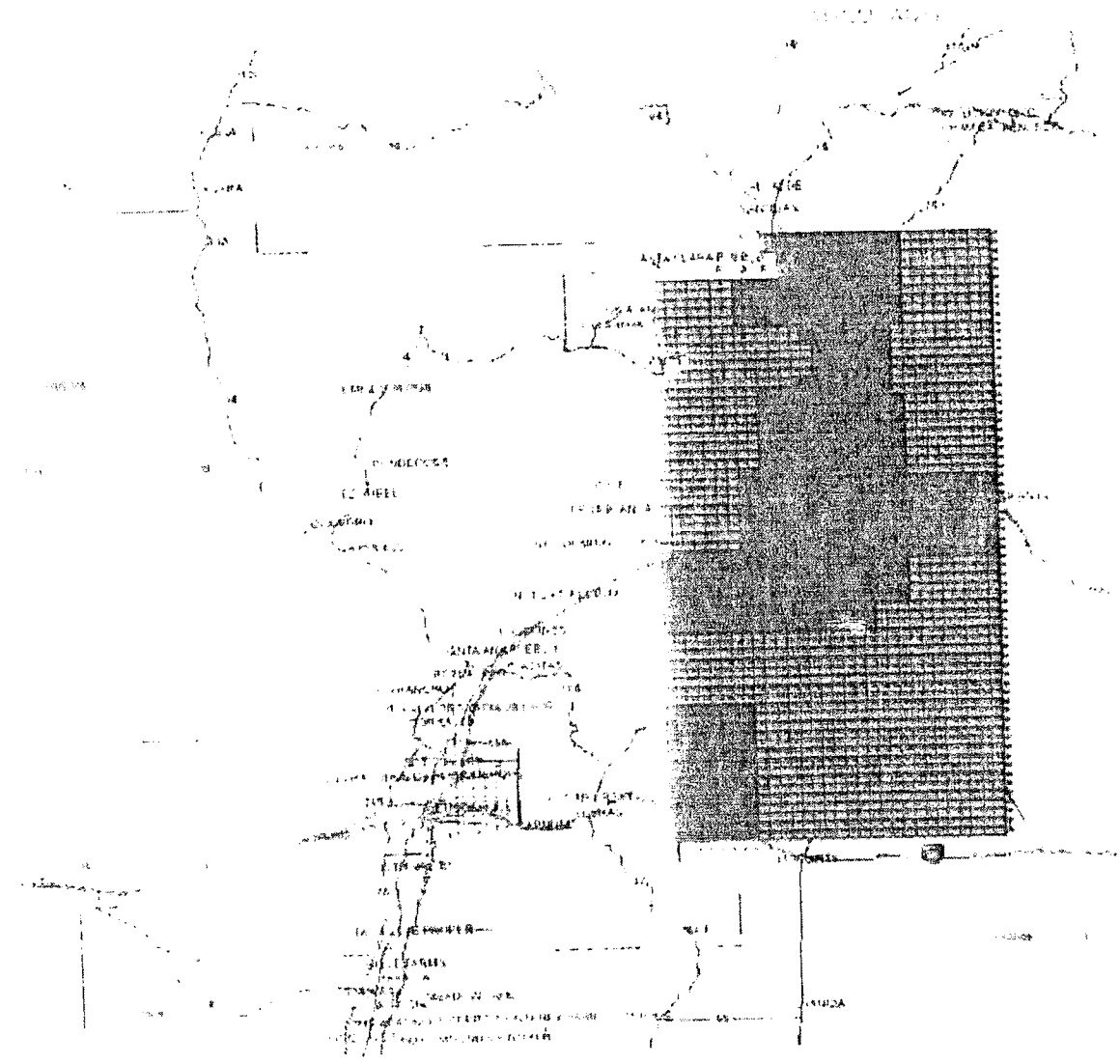
9/23/16
Date

PICFOMETRY INTERNATIONAL, CORP.

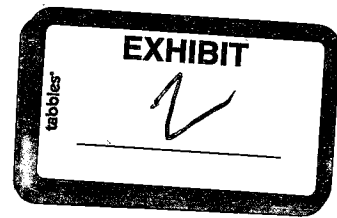
[Signature]
(Name and title)

[Signature]
Date

SECTOR MAP(S)



III.C.2



Community Organization Checklist

A Community Organization is a new or pre-existing association or organization that is recognized by resolution of the Board to represent a specified geographical area within the County.

- Attend a Pre-Application Meeting with Staff to discuss boundaries, and topics of interest.

At this meeting staff will help the applicant create boundaries, maps, answer questions and complete application. Please contact: Erin Ortigoza at (505) 986-2452 or email at eortigoza@santafecountynm.gov to set up a date and time for the meeting or with any questions.

Once the completed application is returned to the Planning Division the Administrator will review the application and make a recommendation to the Board of County Commissioners (BCC). The BCC may approve the application, deny or approve with conditions. This process will take a few weeks.

Please turn in the following items to the Planning Department on the first floor of the County Administration Building at 102 Grant Avenue, Santa Fe, NM 87504.

- Name, address, telephone number and email address of designated contact for the organization.
Map or description of the geographical boundaries or geographical areas of interest (attach to the application, staff will help produce this map during the pre-application meeting)
List of officers of the organization
Signed copy of relevant organizing documents for the Community Organization (attach to application)
Organization's regular meeting location time and date
Date of the founding of the organization
Number of organization members

SFC CLERK RECORDED 10/26/2018



**La Cienega Valley Association
Community Organization Application
2016**

Designated Contact

Carl Dickens
PO Box 23554
Santa Fe, New Mexico 87502
CEDickens2@yahoo.com

Map

Attached

LCVA Officers

Carl Dickens, President
Kathryn Becker, Vice-President - La Cieneguilla
Marizabel Ullibarri, Representative - La Cieneguilla
Elliot Eisner, Secretary, Upper La Cienega
Paul Murray, Treasurer, Upper La Cienega
Robert Romero, Representative, Lower La Cienega
Linda Grill, Representative, Lower La Cienega
Reynaldo Romero, Representative, Acequia de La Cienega
JJ Gonzales, Representative, El Guicu Ditch Association

LCVA Meeting Location, Date and Time

La Cienega Community Center

7:00 p.m. - First Monday of each Month

Date of Founding

June 5, 1995

Organization Members

81 Members

Bylaws of
La Cienega Valley Association
Amended March 17, 2010

I. Offices

1. The office of the association shall be located in the La Cienega Community Center, La Cienega, Santa Fe County, New Mexico.
2. The association may also have offices at such other places, both within and without the State of New Mexico, as the Board of Directors may from time to time determine, or the business of the association may require.

II. Members

1. Qualifications and Rights of Members

Any adult person (18 years old or older) who has been a resident of, or owner of real estate located within the designated boundaries of the La Cienega Valley, as defined by the La Cienega and La Cieneguilla Traditional Historic and Community Planning Area Boundary Map adopted by New Mexico Statute # () and in Section 6.2 of Santa Fe County Ordinance No. 2002-9, for a minimum of 1 (one) year may become a member of the association.

Membership registration requires proof of residency and payment of dues and/or assessments, if any, as prescribed by the association. Each registered member shall be entitled to one vote in the election of the Board of Directors. Registration may be completed at any time, including the day of an election.

2. Transfer of Membership

Membership in this association is not transferable or assignable. Membership and voting privileges are not transferable or assignable.

III. Meetings

1. Annual Meeting

The Association will have one annual meeting in April. The purpose of the meeting is to apprise the Association members of the activities of the association over the past year and plans for the coming year. Nominations for upcoming Board elections will be taken.

2. Election Meeting

The Association will hold a general meeting within 28 days after the annual meeting for the purpose of electing the Board of Directors.

3. Notification

The entire association membership and the La Cienega Valley community at large will be notified by mail, e-mail or telephone of both the annual and election meeting one month before the annual meeting. In addition, notices advertising the meetings shall be posted in conspicuous locations around the valley.

4. Special Meetings

The Board of Directors shall call other general meetings as it sees fit in order to inform members and gain the input of members on issues of interest and importance to the association that may arise over the year. Members can bring new business before the Board at general meetings. Since such meetings may necessarily be of short notice, each representative will have a telephone "tree" for which he or she is responsible in order to promptly notify the members of his or her district.

5. Place of Meeting

The Board of Directors may designate any place within Santa Fe County as the place of meeting for any annual meeting, election meeting or for any special meeting called by the Board of Directors.

6. Quorum

One quarter of the total members of the association, in good standing, shall constitute a quorum at any general meeting. If a quorum is not present at any meeting of members, a majority of the members present may adjourn the meeting.

IV. The Board of Directors

1. Composition

The Board of Directors will consist of nine (9) persons, two each representing three districts of the valleys: Lower La Cienega (one representative from the east side of the creek and one from the west side), Upper La Cienega and La Cieneguilla. The El Guiqu and La Cienega Acequia Associations shall each have one representative. The district representatives will be elected directly by the association members residing in the district and they will be the official, sanctioned representatives for each area. The acequia associations will determine how best to elect their representatives to the Board of Directors. The ninth member will be a President, elected by all members of the Association.

Members with land holdings or residences in more than one district will only vote once and must designate the district they choose to vote for on their registration form. Members of acequia associations will be able to vote for their district representative even though the acequia association has its own privately chosen representative. The representative from the district cannot be the acequia

representative. They are two distinct positions.

2. Adding Representatives To The Board - Acequias

An Acequia wishing a seat on the Board of Directors may petition the La Cienega Valley Association in writing requesting this consideration. This petition will be given to the Board of Directors and include the following:

1. An explanation of why the Acequia is requesting this seat.
2. Information showing that this is an active Acequia and a description of the Acequia's activities in the community. These items may include copies of meeting notices and minutes, descriptions of water management activities or examples of participation in community activities by Acequia Members.
3. Documentation about the Acequia's organization including a copy of the membership roster, bylaws, and Declaration as registered with the State of New Mexico.

The Board of Directors will review the petition and respond to the petitioner within three months of its receipt. Responses may include:

1. A request for more information.
2. Denial of the request with an explanation.
3. Granting of a nonvoting seat for a period of no less than two years and no more than five years. At the end of the nonvoting period, the Board shall determine whether or not to grant a voting seat.
4. Granting of a voting seat on the Board of Directors.

Granting of either a nonvoting or voting seat must be approved by the registered members of the LCVA as it would require an amendment to the LCVA Bylaws.

3. Qualifications

A member of the Board of Directors must be a registered association member for at least one year prior to being elected. This requirement will become effective with the 2012 election.

The President of the Board shall have served a term on the Board as representative prior to his/her election as President.

4. Term of Office

Each district representative and the president of the Board of Directors will serve a two-year term. There are no term limits.

The terms of the district representatives will be staggered, with half of each district being elected in even years, and half of each district being elected in odd years. Elected district representatives will draw by lots at the first board meeting after the 2010 election to determine the length of term to be served. Thereafter, all terms are for 2 years.

5. Elections

A. Nominations of candidates for the Board of Directors will be made at the association's annual meeting. Only registered members of the district may nominate a candidate for that district's representation.

B. Elections for the Board of Directors shall be held during a general meeting that follows 28 days after the Association's annual meeting. Voting will be by secret ballot. All members will be notified of the annual meeting and the impending elections one month prior to the annual meeting. No member shall vote by mail.

C. The Board of Directors may request the assistance of the Santa Fe County Clerk's office in conducting the election.

D. There shall be no voting by mail, except in special circumstances such as severe illness or infirmity, as determined by the Board.

E. If an election results in a tie vote, the winner shall be determined by lot immediately following the tabulation of the votes. The Board of Directors shall determine the method of the drawing by lot.

6. Officers

The Board of Directors will be a President, Vice-President, Treasurer and Secretary. The general membership will elect the President. The members of the Board of Directors will elect the other officers from the members of the Board of Directors.

7. Board Members' Absences

A. District and acequia representatives to the LCVA Board of Directors should notify the LCVA President or Vice-President of their inability to attend any regularly scheduled meetings. If a district representative misses three consecutive regularly scheduled meetings, the Board may deem the position to be vacant.

B. Representatives may submit a written request for a leave of absence for up to three months. The Board will review the request and the reasons for it will be kept confidential. Leaves may be extended for up to three months at a time as long as the conditions for it remain. In the case of a District Representative whose leave is expected to last more than two months, the President may appoint a temporary substitute. In the case of an Acequia Representative whose

leave is expected to last more than two months, the Acequia will be asked to provide a substitute.

8. Removal

Any member of the Board of Directors, other than the President, may be removed from office by a vote of 2/3 of the entire active membership of the district he or she represents. The removal of the President requires a 2/3 vote of the association's entire active membership.

To initiate a recall election, a petition of recall signed by 1/3 of the current active membership of the district, or in the case of the President, the entire association, must be presented to the Secretary of the Association. The Secretary will verify the signatures.

Once the petition has been verified by the Secretary, the Board of Directors will arrange for the recall election and properly notify all members at least two weeks before the election.

The Board member in question will be notified of the pending recall election at least two weeks before the election. The member shall have the right and opportunity to be heard in person or by counsel and to present witnesses in his or her behalf on the date of the election. The recall election will be by secret ballot.

9. Vacancies

Should a vacancy occur on the Board of Directors due to death, resignation, removal or otherwise, the President will appoint a new member (meeting all qualifications previously described) with ratification by a majority of the Board of Directors, for the unexpired portion of the term. The appointee must be from the district the former Board member represented. The acequia associations shall choose their own replacements.

10. Compensation

Members of the Board of Directors shall not receive any salaries for their services as such.

V. The Powers of the Board of Directors

1. The Board of Directors are the duly elected representatives of the members of the Association. The board will conduct the official business of the Association as it sees fit. Official business shall include but not be limited to: calling and conducting meetings; the assessment and collection of dues; the expenditure of association funds; representation of the Association's positions on issues of interest or concern at meetings, hearings, etc; consultation with the general membership on issues of interest to the Association.

2. It is assumed and accepted by all members of the Association that, being freely and fairly elected, the Board represents the will of the majority of the members of the Association and shall enjoy the support of the Association membership.

3. Meeting agendas shall be set by the Board. Suggestions for issues to be considered by the Board can be made by association members to their representatives who can propose them to the board, or can be made from the floor during a designated comment period.

4. The Board of Directors shall conduct all meetings according to generally accepted rules of order. Opinions from the general membership on an issue can be presented from the floor before voting. Motions for voting can only be made by Board members. Motions cannot be made from the floor.

VI. Meetings of the Board of Directors

1. The meetings of the Board of Directors may be held upon such notice or without notice, and at such time and at such places as shall from time to time be determined by the Board. Every effort will be made to notify all Board members of such meetings.

2. Executive meetings of the Board of Directors may be held upon such notice or without notice, and at such time and at such places as shall from time to time be determined by the Board. Every effort will be made to notify all Board members of such meetings.

3. Executive meetings of the Board may be called by the President or by a majority of the Board of Directors. Executive meetings are open to the Board and invited persons only.

4. Quorum

A majority of Board members shall constitute a quorum for the transaction of business at any meeting of the Board. If a quorum is not present at a meeting of the Board of Directors, a majority of the present directors may adjourn the meeting.

5. Manner of Acting

The vote of a majority of the directors present, excluding the President, at a meeting at which a quorum of the Board of Directors is present shall be the act of the Board of Directors. In order to best represent the association's members, the Board of Directors will make every effort to reach a consensus on the issues before it, but consensus is not required. The President shall only vote in the case of a tie.

VII. Officers

1. President

The President shall be the chief executive officer of the association, shall have general and active management of the business of the association, and shall see that all orders and resolutions of the Board of Directors are carried into effect. The President shall preside at all meetings of the Board of Directors.

2. Vice-President

The Vice-president shall, in the absence or disability of the President, perform the duties and exercise the powers of the President and shall perform such other duties and have such other powers as the Board of Directors may from time to time prescribe.

3. Secretary

The Secretary shall keep the minutes of the meetings of the members and of the Board of Directors, see that all notices are duly given in accordance with the provisions of these Bylaws or as required by law; be custodian of the association records; keep a register of the mailing address of each member which shall be furnished to the Secretary by such member; and such other duties as from time to time may be assigned to him/her by the President or by the Board of Directors.

4. Treasurer

The Treasurer shall have charge and custody of and be responsible for all funds and securities of the association; receive and give receipts for monies due and payable to the association from any source whatsoever, and deposit all such monies in the name of the association in such banks, trust companies or other depositories; and in general perform all the duties incident to the office of the Treasurer and such other duties as from time to time may be assigned to him/her by the President or by the Board of Directors. The Treasurer must be bondable.

VIII. Committees

1. Committees

Committees may be appointed in such manner as may be designated by a resolution adopted by a majority of the directors present at a meeting at which a quorum is present. The President of the association shall appoint the members thereof on the advice of the Board of Directors. Any member of a committee may be removed by the Board of Directors whenever in their judgment the best interests of the association shall be served by such removal.

2. Term of Office

Each member of a committee shall continue as such until the next annual meeting of the members of the association and until his/her successor is appointed, unless the committee shall be sooner terminated, or unless such

member shall cease to qualify as a member thereof. Failure to attend two unexcused, consecutive meetings may be cause for removal by the Board of Directors.

3. Chairman

One member of each committee shall be appointed chairman by the Board of Directors.

4. Vacancies

Vacancies in the membership of any committee may be filled by appointments made in the same manner as provided in the case of the original appointments.

5. Quorum

Unless otherwise provided in the resolution of the Board of Directors designating a committee, a majority of the whole committee shall constitute a quorum and the act of majority of the members present at a meeting at which a quorum is present shall be the act of the committee.

IX. Checks, Deposits, and Gifts

1. All checks, drafts, or orders for the payment of money, notes or other evidences of indebtedness issued in the name of the association, shall be signed by such officer or officers, agent or agents of the association and in such manner as shall from time to time be determined by resolution of the Board of Directors. In the absence of such determination by the Board of Directors, such instruments shall be signed by the Treasurer and countersigned by the President of the association.

2. All funds of the association shall be deposited in a timely manner to the credit of the association in such banks, trust companies or other depositories as the Board of Directors may select.

3. The Board of Directors may accept on behalf of the association any contribution, gift, bequest or devise for the general purposes or for any special purpose of the association.

X. Books and Records

The association shall keep correct and complete books and records of account and shall keep minutes of the proceedings of its members. Board of Directors and committees having any of the authority of the Board of Directors, and shall keep at its registered or principal office a record giving the names and addresses of the members entitled to vote. All books and records of the association may be inspected by any member or his agent or attorney, for any purpose at any reasonable time.

XI. Fiscal Year

The fiscal year of the association shall begin on the first day of May and end on the last day of April in each year.

XII. Dues and Assessments

1. The Board of Directors may determine from time to time the amount of any annual dues payable to the association by members, provided that any increase must be approved by the general membership. Dues may be waived or reduced by the Board of Directors at any time.
2. Dues for any fiscal year shall be payable in advance by the end of April of each year.
3. When any member shall be in default in the payment of dues, his/her membership shall be terminated.

XIII. Indemnification

1. The association shall indemnify each director and officer of the association, and their heirs, legal representatives and assigns, against expenses and liabilities reasonably incurred in connection with any action, suit or proceedings in which the directors or officers are involved or made a party by reason of being or having been such, except in relation to matters as to which the indemnitee shall be adjudged to be liable for negligence or misconduct in the performance of duty to the association. The foregoing right of indemnification shall not be exclusive of other rights to which any director or officer may be entitled as a matter of law and shall include reimbursement of any amount and expenses paid or incurred in settling any such action, suit or proceeding when such settlement has been approved by the Board of Directors.

XIV. Amendments to By-Laws

The Bylaws may be altered, amended or repealed and new Bylaws may be adopted by 2/3 of the Board of Directors (including the President) present at any regular meeting or any special meeting of the Board of Directors at which a quorum is present, if at least 10 days written notice is given to the Association membership and the La Cienega Valley community at large of intention to alter, amend or repeal or to adopt new Bylaws at such meeting. Changes then must be approved by 2/3 of the association members in attendance at a special association meeting held within 60 days after approval by the Board of Directors.

Proposed changes approved by the Board of Directors shall be made available to registered members in advance of the special association meeting to approve the amendments.

Amendments shall become effective upon adjournment of the association meeting at which they are adopted, unless otherwise stated.

Amended March 17, 2010

Notice of Approval

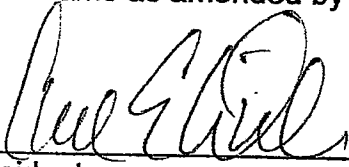
The undersigned President and Secretary of the La Cienega Valley Association, a New Mexico non-profit corporation, hereby certify that the foregoing Bylaws were approved in the form and manner required by law and that this document is a true and correct copy of the same as amended by the membership the 17th day of March, 2010.

President

Secretary

Notice of Approval

The undersigned President and Secretary of the La Cienega Valley Association, a New Mexico non-profit corporation, hereby certify that the foregoing Bylaws were approved in the form and manner required by law and that this document is a true and correct copy of the same as amended by the membership the 17th day of March, 2010.



President

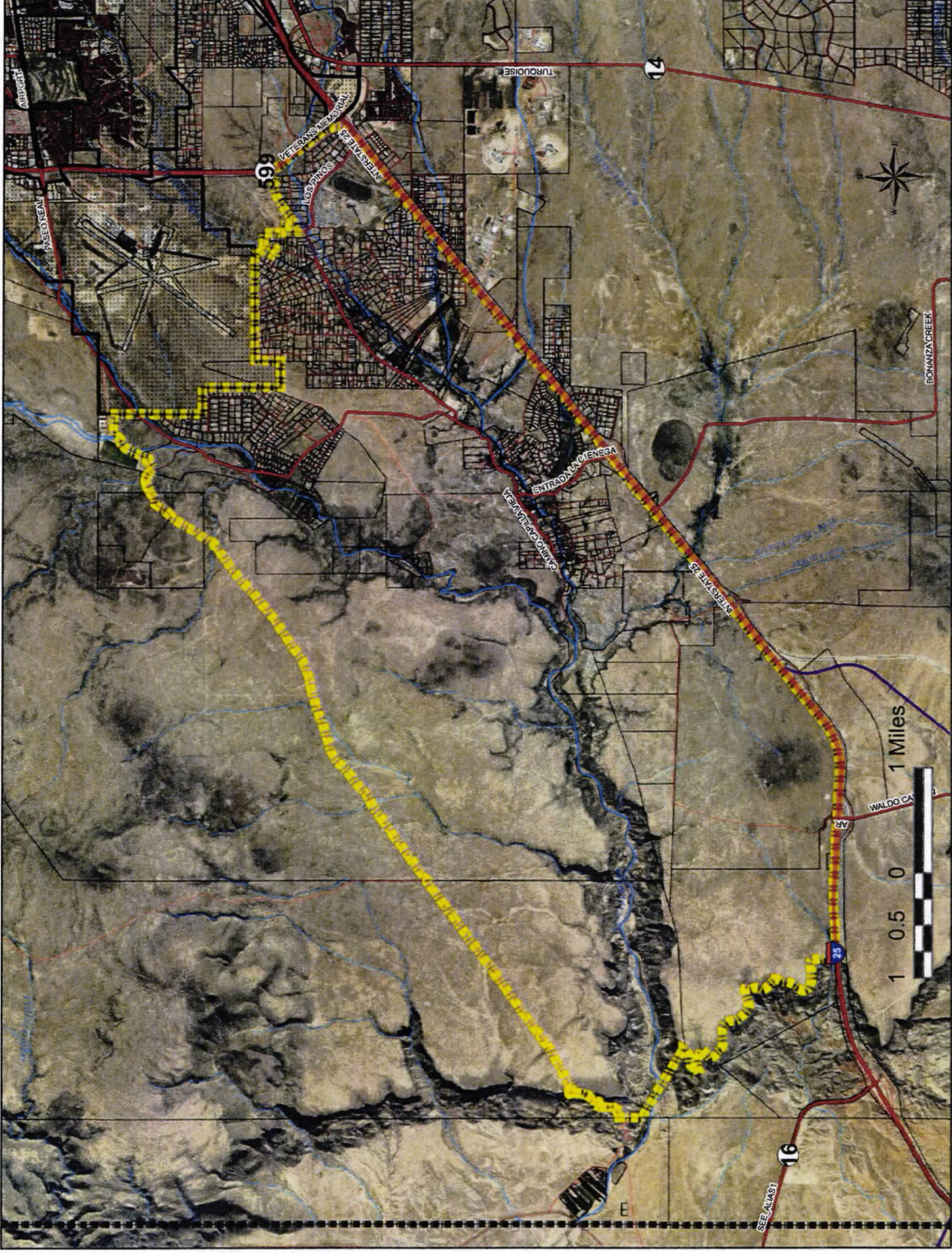


Secretary

SEC CLERK RECORDED 10/26/2018

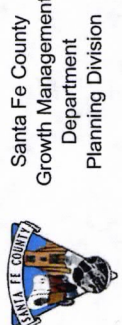
Santa Fe County La Cienega/La Cieneguilla Community Planning Area

- Legend**
- Santa Fe County
 - Municipality
 - La Cienega/La Cieneguilla Community Planning Area
 - Parcels
 - Roads
 - Minor Roads
 - Major Roads
 - Railrunner Alignment
 - Railroad Lines
 - Major Streams and Arroyos
 - Streams and Arroyos



Sept. 28, 2011
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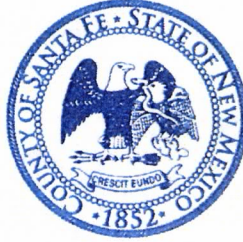
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Santa Fe County assumes no liability for
errors associated with the use of these data.
Users are solely responsible for confirming
data accuracy when necessary.



Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



V1.B.2.

Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager



DATE: September 27, 2016
TO: Santa Fe Board of County Commissioners
FROM: Ken Martinez
RECC Director
SUBJECT: Introduction and implementation of Smart911

BACKGROUND

The Santa Fe Regional Emergency Communications Center is implementing a new application called Smart911. This application will assist both the first responders and the staff of the RECC to better provide assistance to our client agencies and the public. By creating a Smart911 profile, the public can provide the 911 Center and the responding field staff with important information regarding themselves, their residence and their need for emergency response before the responders arrive on scene. This allows for more accurate, effective and timely response by Police, Fire and EMS responders.

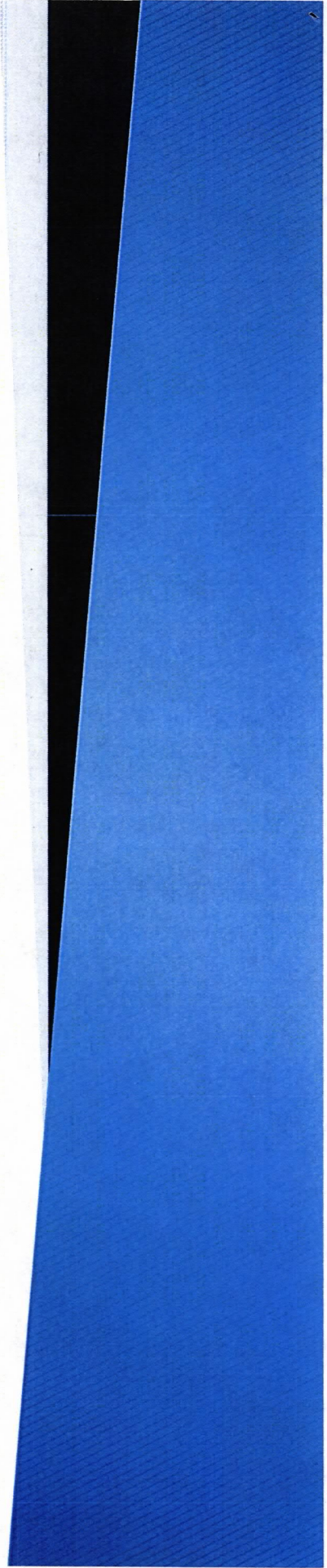
ACTION REQUESTED

We would like to take this opportunity to speak about the application and how it will benefit the public to create their Smart911 profiles.

Santa Fe RECC SMART911

What is Smart911

V.B.S.



What is Smart911?

- ▶ Application that allows the public to create a profile which provides first responders with critical information about themselves and their families.
- ▶ Examples of information that can be shared:
 - Illnesses or conditions
 - Location and type of prescription medications
 - Special instructions or directions
 - Possible dangers
 - Anything else that the caller feels may assist the responders in locating, triaging or treating patients during emergency situations.

Smart911

- ▶ Provides responders with detailed information earlier and more accurately
- ▶ Smart911 also provides the ability for our 911 operators to initiate a text(chat) session.
- ▶ Free
- ▶ Secure
- ▶ Confidential
- ▶ You can put as much or as little information/detail as you wish.
- ▶ Considering using the notification applications as well.

Smart911

- ▶ How do you sign up?
- ▶ Questions?

▶ www.Smart911.com

