

**MINUTES OF THE**  
**THE CITY OF SANTA FE & SANTA FE COUNTY**  
**BUCKMAN DIRECT DIVERSION BOARD MEETING**

**October 6, 2016**

This meeting of the Santa Fe County/City Buckman Direct Diversion Board meeting was called to order by Councilor Carmichael Dominguez, Chair, at approximately 4:15 p.m. in the Santa Fe City Council Chambers, 200 Lincoln Avenue, Santa Fe, New Mexico.

Roll was called and the following members were present:

**BDD Board Members Present:**

Councilor Carmichael Dominguez, Chair  
Councilor Peter Ives  
Commissioner Henry Roybal  
Commissioner Stefanics [County Alternate]  
Ms. Denise Fort

**Member(s) Excused:**

Commissioner Chavez

Mr. J. C. Helms [Citizen Member alternate]

**Others Present:**

Charles Vokes, BDD Facilities Manager  
Nancy Long, BDD Board Consulting Attorney  
Erminia Tapia, BDD Administrative Assistant  
Erick LaMonda, BDD Interim Operations Superintendent  
Bernardine Padilla, BDD Public Relations  
Bruce Frederick, Assistant County Attorney  
Wm. Schneider, City of Santa Fe  
Gregory S. Shaffer, Santa Fe County Attorney  
Carole H. Jaramillo, Santa Fe County Finance Director  
Dan Gershon, Sheehan & Sheehan  
Will Kessler, CH2M Hill  
Paul Karas, CDM Smith

**3. APPROVAL OF AGENDA [Exhibit 1: Agenda]**

CHARLES VOKES (BDD Facilities Manager): Mr. Chair, there are no changes to the agenda.

CHAIR DOMINGUEZ: Okay. What are the wishes of the Board on the approval of the agenda?

COUNCILOR IVES: Move to approve.  
BOARD MEMBER HELMS: Second.  
CHAIR DOMINGUEZ: There's a motion and a second. Any discussion?

**The motion passed by unanimous voice vote.**

4. **APPROVAL OF CONSENT AGENDA**
8. **Request for Approval of the 2017 Buckman Direct Diversion Board Meeting Calendar**

CHAIR DOMINGUEZ: It looks like there is one item on Consent.  
Anything from staff?

BOARD MEMBER HELMS: I move for approval.

COMMISSIONER ROYBAL: Second.

CHAIR DOMINGUEZ: A motion and a second. Any discussion?

**The motion passed by unanimous voice vote.**

5. **APPROVAL OF MINUTES: September 1, 2016**

CHAIR DOMINGUEZ: Any changes from staff?

ERMINIA TAPIA: Chair, members of the Board, there were no changes.

CHAIR DOMINGUEZ: All right.

COUNCILOR IVES: Move to approve.

COMMISSIONER ROYBAL: Second.

CHAIR DOMINGUEZ: Motion and a second. Any discussion?

**The motion passed by unanimous voice vote.**

[Board Member Fort joins the meeting]

6. **MATTERS FROM STAFF**

CHAIR DOMINGUEZ: Chuck.

MR. VOKES: Mr. Chair, members of the Board, I have no matters from staff this meeting.

CHAIR DOMINGUEZ: Okay, thank you.

#### **INFORMATIONAL ITEMS**

7. **Monthly Update on BDD Operations**

MR. VOKES: Mr. Chair, members of the Board, just to let you know that the BDD has been producing approximately 8 to 9 million gallons per day most of the month. Approximately 53 percent of the water supply to the City and County. I guess of note, on the storage, the City reservoirs are getting a little bit low and so we're shifting the production over to BDD as a result of that. I'll answer any questions from the members.

CHAIR DOMINGUEZ: Any questions?  
BOARD MEMBER FORT: I appreciated that the information was included, thank you.

CHAIR DOMINGUEZ: Okay, is that all?

MR. VOKES: Yes, Mr. Chair.

**8. MATTERS FROM THE PUBLIC**

CHAIR DOMINGUEZ: Is there anyone from the public that would like to address the Board? One more time; anyone from the public that would like to address the Board? All right, we're going to go ahead and close matters from the public.

**9. MATTERS FROM THE BOARD**

CHAIR DOMINGUEZ: All right, that takes us to matters from the Board and I'll go left to right. Councilor Ives?

COUNCILOR IVES: I have nothing.

CHAIR DOMINGUEZ: Commissioner Roybal?

COMMISSIONER ROYBAL: I don't have anything at this time.

CHAIR DOMINGUEZ: Commissioner Stefanics?

COMMISSIONER STEFANICS: Thank you, no.

CHAIR DOMINGUEZ: Board Member Fort?

BOARD MEMBER FORT: Nor do I, thank you.

CHAIR DOMINGUEZ: Board Member Helm?

BOARD MEMBER HELM: No.

CHAIR DOMINGUEZ: Just one thing so the Board knows from the Chair, I've had conversations with legal and staff about making sure that we eventually move to this idea about having representation from Las Campanas and how we're going to manage the meetings with alternates and more of a logistic kind of thing: where they sit, and how they get recognized and that sort of thing. Be prepared for that in probably December.

NANCY LONG (BDD Board Counsel): I think that's a fair estimate. We're trying to bring that along with your amendment to the Facilities Operations Procedures Agreement and the amendment to the JPA. So those agreements could take several months to get feedback and we'd like to have it all come to you as a package.

CHAIR DOMINGUEZ: Okay, so December, January, somewhere around there. Just so the Board knows.

Anything else from the Board, one last call?

**10. NEXT MEETING: Thursday, November 3, 2016 @ 4:15 pm**

**11. EXECUTIVE SESSION**

CHAIR DOMINGUEZ: Nancy, can you walk us through this. We are going to adjourn and then enter into executive session.

MS. LONG: Yes, Mr. Chair. The motion is to adjourn the open meeting and go into executive session in accordance with New Mexico Open Meetings Act, NMSA 1978, 10-15-1 (H)(7) for discussion regarding threatened or pending litigation in which the BDD is, or may become, a participant, including without limitation discussion regarding diversion structure issues.

So the meeting will be adjourned and then you will go into executive session.

CHAIR DOMINGUEZ: Councilor Ives.

COUNCILOR IVES: Have we adjourned the public meeting? I would move to adjourn the public meeting.

CHAIR DOMINGUEZ: So your motion then is to adjourn the public meeting. Would that be to also include going into executive session?

MS. LONG: I would recommend doing it in one motion.

COUNCILOR IVES: Okay. I would move we adjourn the public meeting and go into executive session as noted by counsel to the Board.

COMMISSIONER ROYBAL: Second.

CHAIR DOMINGUEZ: We have a motion and a second. Any other discussion?

MS. LONG: Mr. Chairman, we'll need a roll call on that because it also includes the executive session.



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

- Councilor Ives**
- Commissioner Roybal**
- Commissioner Stefanics**
- Member Fort**
- Chair Dominguez**

**Aye** COUNTY OF SANTA FE ) BUCKMAN DIRECT DIVISION  
**Aye** STATE OF NEW MEXICO ) ss PAGES: 4  
**Aye** I Hereby Certify That This Instrument Was Filed for  
**Aye** Record On The 15TH Day Of February, 2017 at 04 20:22 PM  
**Aye** and Was Duly Recorded as Instrument # 1817833  
**Aye** of The Records Of Santa Fe County

**12. ADJOURNMENT**

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

Having completed the agenda, Chair Dominguez declared this meeting adjourned at approximately 4:30 p.m.

Approved by:

C Dominguez  
 Carmichael Dominguez, Board Chair

Respectfully submitted:  
Karen Farrell, Wordswork

**FILED BY:**

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 GERALDINE SALAZAR  
 SANTA FE COUNTY CLERK

ATTEST TO:

Yolanda Ramirez  
 YOLANDA RAMIREZ  
 SANTA FE CITY CLERK

SEC CLERK RECORDED 02/15/2017