

**SANTA FE COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING**  
**November 14, 2017**

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

SFC CLERK RECORDED 12/13/2017

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**BOARD OF COUNTY COMMISSIONERS**

**November 14, 2017**

**I. A.** This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:20 p.m. by Chair Henry Roybal 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 Henry Roybal, Chair  
Commissioner Anna Hansen, Vice Chair  
Commissioner Robert A. Anaya [2:28 arrival]  
Commissioner Anna Hamilton  
Commissioner Ed Moreno

**Members Excused:**

None

**C. Pledge of Allegiance**

**D. State Pledge**

**E. Moment of Reflection**

The Pledge of Allegiance was led by Phillip Salazar, the State Pledge by Joseph Sanchez, and the Moment of Reflection by David Ingrassia of the Clerk's Office.

**F. Approval of Agenda**

**1. Amendments**

**2. Tabled or Withdrawn Items**

KATHERINE MILLER (County Manager): Mr. Chair, the agenda was published on 11/7/17 at 1:13 pm. We do not have any amendments or withdrawn items or tabled items. However, I would like to request that we move the presentation on page 4 – it's number VII. B. 1, and that's a presentation by the County Assessor's office, if we could move that after the Consent Agenda. So after 11. B. 3.

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CHAIR ROYBAL: Okay. Are those all the amendments?

COMMISSIONER HAMILTON: Move to approve as amended.

CHAIR ROYBAL: So we have a motion. Do I hear a second?

COMMISSIONER HANSEN: Second.

CHAIR ROYBAL: We have a motion from Commissioner Hamilton and a second from Commissioner Hansen.

**The motion passed by unanimous [5-0] voice vote.** [Commissioner Anaya voted upon his arrival.]

**I. G. Approval of Minutes**

**1. Approval of October 10, 2017, Board of County Commission Meeting Minutes**

CHAIR ROYBAL: What's the pleasure of the Board, or are there any changes? Commissioner Hansen.

COMMISSIONER HANSEN: Yes, Commissioner Hansen has changes. On page 4, the top line, I would also appreciate a few questions about that under the Consent Agenda. I'm adding "that". Then on page 25, bottom of the page, three lines from the bottom, it says "even" and I think it should be "event", in the middle of the line. It says we had the good fortune to read on the plaza during the dignitary event. Then on page 44, top of the page, it has Commissioner Moreno says yes. Commissioner Hansen says I'll second that and then it says Commissioner Moreno again, and I believe it should be Commissioner Roybal. So you're seconding also under discussion, so I think that should be Commissioner Roybal. And that's it.

CHAIR ROYBAL: Okay, thank you, Commissioner Hansen. Any other changes? What's the pleasure of the Board?

COMMISSIONER HAMILTON: Move to accept as amended or as corrected.

CHAIR ROYBAL: Okay, I have a motion. Do I hear a second?

COMMISSIONER MORENO: Second.

CHAIR ROYBAL: Motion and a second.

**The motion passed by unanimous [5-0] voice vote.** [Commissioner Anaya voted upon his arrival.]

**II. CONSENT AGENDA**

**A. Resolutions**

- 1. Resolution No. 2017-120, a Resolution Authorizing the Disposition of Fixed Assets in Accordance with State Statute (Finance Division/Tony Flores)**
- 2. Resolution No. 2017-121, a Resolution Delegating Authority to the County Manager to Negotiate and Execute all Documents Necessary for the Acquisition of Real Property Interests Necessary for Construction of a Drainage and Road**

- Improvement Project on Camino Torcido Loop and County Road 56 (Public Works Department/Terry Lease)**
3. **Resolution No. 2017-122, a Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget Grant Funds From the New Mexico Department of Transportation (NMDOT)/\$27,388 (Finance Division/Tony Flores)**
  4. **Resolution No. 2017-123, a Resolution Requesting a Budget Increase to the Fire Operations Fund (244) Hazmat Grant to Carry Forward the FY-2017 Available Cash for the County Fire Department / \$797 (Finance Division/Tony Flores)**
  5. **Resolution No. 2017-124, a Resolution Requesting a Budget Increase to the Fire Operations Fund (244) Wildland Program to Budget State Forestry Revenue to the County Fire Department/\$23,195 (Finance Division/Tony Flores)**
  6. **Resolution No. 2017-125, a Resolution Delegating the County Manager Authority to Negotiate and Execute All Documents, Agreements, and Amendments Necessary for the Continued Administration of the County's Self-Funded Employee Benefits Program (County Manager's Office/Tony Flores)**
  7. **Resolution No. 2017-126, a Resolution Authorizing the County Manager to Sign and Submit a Renewal Application to the New Mexico Association of Counties for Multi-Line and Law Enforcement Insurance Coverage for Calendar Year 2018 and to Execute Purchase Orders and Other Documents Necessary to Effectuate Such Coverage (County Manager's Office/Tony Flores)**

**B. Miscellaneous**

1. **Request Approval of Grant of Electric Utility Easement to the Public Service Company of New Mexico for the Construction/Expansion of the La Familia Medical Center, Inc. (Public Works Department/Terry Lease)**
2. **Request Approval of Amendment No. 3 to Lease Agreement No. 2010-0175-CSD/MS Between Santa Fe County and Life Link, Inc. for the Lease of a Property Located at 1318 Luana Street in Santa Fe, NM and Authorizing the Submittal of Amendment No. 3 to the State Board of Finance (Public Works Department/Terry Lease)**
3. **Request Approval of Amendment No. 1 to Collective Bargaining Agreement Between Santa Fe County and the Santa Fe County Firefighters Association, Local 4366, International Association of Firefighters (Human Resources Division/Bernadette Salazar)**

CHAIR ROYBAL: Are there any items on this Consent Agenda that need

more clarification from the Commission?

COMMISSIONER HANSEN: I move to approve the Consent Agenda.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and a second.

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

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

**VII. B. Presentations**

**1. The Office of the Santa Fe County Assessor Recognized Nationally for the Public Sector Champion Award, “2017 Jurisdiction of the Year”**

GUS MARTINEZ (County Assessor): Thank you, guys. I'd like to just recognize my staff if they could stand up, and recognize them for all the hard work they've done in the past few years. They work really hard and this past year, in mid-September we were the recipient of the Public Sector Award Jurisdiction of the Year through Thompson and Reuters and so Gary Perez, my deputy assessor, Daniel Fresquez and Amanda went to Dallas-Ft. Worth to pick up the award. The award was just how we connect with the public and how we get information out via our website, outreaches, that sort of thing, and so like I said, my staff these past few years have worked really hard and we're blessed to be able to receive an award like this and we're ecstatic just to bring attention to Santa Fe County as a whole, because I know we are all working hard and working close together to do the best that we can for our constituents. So I would definitely want to thank the Commission for your guys' support and the other elected offices and the County Manager for your guys' support.

So with that we'll go ahead and play the video. The video is basically when Daniel and Deputy Perez received the award and Amanda, so thank you guys.

[A video was played.]

ASSESSOR MARTINEZ: One last thing I'd like to say is the 33<sup>rd</sup> President of the United States, Harry Truman once said, “It's amazing what you can accomplish if you don't care who gets the credit. It's amazing that we've had the ability to do what we've done but it's amazing what the County is doing as a whole by just trying to be the best that we can be, whether it's the Commission, whether it's elected offices. So I'm proud to be part of Santa Fe County.

CHAIR ROYBAL: Thank you, Assessor Martinez, and I'd like to just say congratulations. I think about this time last year you guys received another award as well. It's really great to be recognized nationally, especially for the Public Sector Champion Award. It's something, with public service that should always be first and foremost and I know that is what you promote in the Assessor's Office and your leadership shows through your staff and their leadership. A good leader builds other

leaders and I really feel like you've done that in your department, Assessor Martinez and I think that we continue to see you growing more and more in developing your office and I think your staff shows that and you've done a great job and I appreciate all the outreach that you've done in my district. So as the Commissioner district and the Chair of the Santa Fe County Commission I thank you and I appreciate all your hard work and your staff. Do we have any other comments from Commissioners? Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I'm just going to ditto and say well said as our chair. Mr. Martinez, Assessor Martinez, I've always appreciated your work and when they said 20 years, that's a long time. That's a long time of commitment and service to Santa Fe County and the residents and I appreciate the fact that you're team oriented and it's all about those people that you surround yourself with and you have on your team. People like Marcy and Gary and Phil Pacheco and Daniel King, all of them. Those that I mentioned, Mr. Fresquez, you did a great job on that presentation. I don't know. He might be in it for some movies. He's pretty good. But it's an awesome honor that you received and it's a testament to your work and leadership as the County Assessor and your team, so congratulations.

ASSESSOR MARTINEZ: Thank you. Appreciate it.

CHAIR ROYBAL: Thank you, Commissioner Anaya. Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't want to be repetitive but what the Chair and Commissioner Anaya said are so true and I really want to just add my voice to that and say thank you to you and your whole staff and congratulations on something that really is a very impressive award.

ASSESSOR MARTINEZ: Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hamilton. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you very, very much. It's very rewarding to see how great your office is run and what a great team you have and how hard you all work together and it shows in your awards. It's wonderful. Every year you come in and you get another national award. So you're clearly doing something right and I'm proud to be part of that team with you. So thank you so much.

ASSESSOR MARTINEZ: Thank you, Commissioner.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Commissioner Moreno.

COMMISSIONER MORENO: Just to echo all the compliments. I like what you've done with your technology that gives us an edge when things sometimes are not as they seem with the eye in the sky. Congratulations for this award, well deserved.

ASSESSOR MARTINEZ: Thank you, guys.

CHAIR ROYBAL: Thank you, Commissioner Moreno. Can we get one more round of applause for the Assessor's Office.

COMMISSIONER ANAYA: Mr. Chair.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, if you would indulge me, I just want to make one comment relative to our of the Consent items that were approved, that we approved.

CHAIR ROYBAL: Sure.

COMMISSIONER ANAYA: So Mr. Chair and members of Public Works and Ms. Miller, I appreciate the work associated with Torcido Loop and the drainage work. And we just gave authority to the Manager to execute documents necessary for drainage associated with that particular project. So I just wanted to acknowledge that I appreciate very much that that's happening. That's been one of those projects. It was a prior priority list so I appreciate Mr. Kelley and your team, the work they've done to get that done, Mr. Martinez and others because we've gone round and round.

We had some community meetings. Mr. Kelley – I guess it was you and Mr. Martinez joined me in a meeting close to two years ago, I want to say, with some of those residents. So it sounds like we're getting closer and so I appreciate the work and I appreciate the efforts of the Manager in assisting that particular project. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Anaya.

### III. ACTION ITEMS

#### B. Appointments/Reappointments/Resignations

##### 1. **Appointment of One Member to the Santa Fe County Water Policy Advisory Committee**

TONY FLORES (Deputy County Clerk): Thank you, Mr. Chair. Good afternoon, Commissioners. The item before you, we're requesting appointment of a member to fill the District 2 seat for the Water Policy Advisory Committee. As the Board knows, and is included in the packet, back in 2013 the Board established the WPAC which consists of 12 volunteer members that assist the Board in recommendations related to water policies, water and wastewater utility growth, etc.

We currently have five vacancies on the board and as customary, the staff undertook a call for interested applicants to fill seats and as a result of that we received two individuals for the District 2 seat. Mr. Raymond Leonard and Mr. Kenneth Paul Kirk. After reviewing the applicants' qualifications as related to the requirements under the WPAC resolution staff from the Public Works Department and County Manager's Office are recommending the appointment of Mr. Kirk to the District 2 seat and I stand for questions.

CHAIR ROYBAL: Okay, do we have any questions from the Board? What's the pleasure of the Board? Commissioner Hansen.

COMMISSIONER HANSEN: I move to approve or appoint Mr. Kirk to the board of the WPAC.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and a second.

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

**III. B. 2. Appointment of Amanda Grundler to the DWI Planning Council**

PETER OLSON (DWI Staff): Good afternoon, Commissioners. I am happy to recommend Amanda Grundler to your DWI Planning Council. As you know, they are an advising group in fighting the problem we have of DWI in this county and she would be representing the Santa Fe Police Department in the Vehicle Forfeiture program.

CHAIR ROYBAL: Okay, do we have any questions from the Board?

Commissioner Anaya.

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

CHAIR ROYBAL: We have a motion.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: And a second.

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

**III. C. Miscellaneous**

**1. Request Ratification of Business Lease No. BL-2473 between Santa Fe County and the New Mexico State Land Office for Five Acres of Real Property Located within the Town of Edgewood**

MR. FLORES: Thank you, Mr. Chair. This is another piece of that puzzle that we're putting together with the East Mountain Regional Health Facility. This part allows us to actually have the five acres of land that were underway in the design-build process. The purpose of the ratification is due to the timing of the submission of the business leased to the New Mexico State Land Office. The County Manager's Office, specifically myself, signed that lease so we could have it in the queue by November 1<sup>st</sup>.

The ratification is approval by the Board. It doesn't have to sign the lease agreement; we've already executed that, but the ratification is currently approval of the submission of that lease post fact. So I'm asking for approval of the ratification of the business lease #BL-2473 between the Santa Fe County and the State Land Office for the five acres of real property located within the Town of Edgewood.

COMMISSIONER ANAYA: Mr. Chair.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Move for approval.

CHAIR ROYBAL: We have a motion.

COMMISSIONER MORENO: Second.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and multiple seconds.

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



**III. C. 2. Approval of an Amendment to Memorandum of Agreement 2016-0179-PW/BT Between Santa Fe County and the Greater Chimayo Mutual Domestic Water Consumers Association to Allow Additional Uses of Funding Balance**

ERIK AABOE (Public Works): Good afternoon, Mr. Chair, Commissioners. The County entered into an MOA with the mutual domestic in Chimayo, the Greater Chimayo Mutual Domestic Water Consumers Association in July of 2015, and we provided financial support to a capital project that they were doing. They built a waterline down County Road 94B to allow them to expand to provide water service to additional customers within Santa Fe County. That project was completed and there are funds remaining of \$136,000.

So this action is to request an amendment to the MOA to allow them to purchase water rights and to design and make improvements to one of their wells. And so I stand for any questions. Thank you very much.

CHAIR ROYBAL: I don't have any questions but I would make a motion. This is in my district and I think they're doing a great job. So I'll make a motion to approve.

COMMISSIONER ANAYA: Second.

CHAIR ROYBAL: And we have a second from Commissioner Anaya.

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

**III. C. 3. Approval of a Cooperative Project Agreement with the New Mexico Department of Transportation to Provide Federal Highway Administration (FHWA) Funds in the Amount \$389,062 to the County for Construction of a Portion of the Santa Fe Rail Trail**

COLLEEN BAKER (Public Works): Good afternoon, Chairman, Commissioners. Yes, this is the Transportation Alternatives program funding that we applied for last year to construct the next portion of the Santa Fe Rail Trail from Avenida Eldorado to Spur Ranch Road. So I stand for questions.

CHAIR ROYBAL: Okay, do we have any questions from the Board?  
Seeing none, what's the pleasure of the Board?

COMMISSIONER MORENO: I'd like to commend the process and I have been impressed with the speed that things get done.

CHAIR ROYBAL: Thank you, Commissioner Moreno. Is that a motion.

COMMISSIONER MORENO: I'll move that motion.

COMMISSIONER HANSEN: Second.

CHAIR ROYBAL: We have a motion and a second.

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

**III. C. 4. Approval of a Cooperative Project Agreement with the New Mexico Department of Transportation to Provide Federal Highway Administration (FHWA) Funds in the Amount of \$1,238,880 to the County for Construction of a Portion of the Arroyo Hondo Trail**

MS. BAKER: Mr. Chair, Commissioners, this is also one of the Transportation Alternative program projects, and this is the portion of the Arroyo Hondo Trail. It's the first segment that we're going to construct, and it's from the Rancho Viejo firehouse with connections to the I-25-Cerrillos Road interchange that NMDOT recently completed construction on, and the La Pradera Subdivision Trails. So I stand for questions.

CHAIR ROYBAL: Okay, do we have any questions from the Board? No? Okay, seeing none, what's the pleasure of the Board?

COMMISSIONER MORENO: I'd move approval.

COMMISSIONER HANSEN: Second.

CHAIR ROYBAL: So we have a motion from Commissioner Moreno and a second from Commissioner Hansen.

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

**III. D. Resolutions**

**1. Resolution No. 2017-127, a Resolution to Discuss with the Santa Fe City Council Modifications to the Annexation Settlement Agreement and Phasing Agreements**  
*[Exhibit 1: Richard Hertz Letter of Support]*

COMMISSIONER HANSEN: Yes, I brought this resolution forward because my constituents in the area north of West Alameda would like to remain in the county. So this was one of the main reasons why I brought this resolution forward. In May we had a joint meeting with the City Council and we discussed this resolution and we discussed this issue and no one spoke against it, but since that time we have not had an opportunity to meet again, and so I am hoping that this will help spur the discussion.

There is also concern that nothing is going to happen until after the City elections, but I think the discussions about this area could start before then and so I'm hoping with sending the City a resolution asking them to discuss issues about annexation we can begin to move forward. I know there are a number of people in the audience who are here in support of this resolution and I would love it if you would raise your hand or stand and let me know that you are here in support of this resolution because I think that it is important to see that the community and the northern part, north of West Alameda, is very concerned about remaining in the county. [Approximately 15 people stood or raised their hands.] And that is why I have brought this resolution forward.

CHAIR ROYBAL: Okay.

COMMISSIONER HANSEN: So therefore I move to approve this resolution.

CHAIR ROYBAL: Okay. Under discussion, Commissioner Anaya.

COMMISSIONER ANAYA: I'll second for discussion, Mr. Chair.

CHAIR ROYBAL: Okay, so we have a motion and a second.

COMMISSIONER ANAYA: Mr. Chair and Ms. Miller and Bruce, where's Greg? Just kidding. Welcome, Bruce, and congratulations.

BRUCE FREDRICK (County Attorney): I would like to say I don't know what I'm getting into but I do. I'm honored.

COMMISSIONER ANAYA: right away, we'll just start you off and start the fire right away. So I guess what I wanted to get some feedback on was, we spent a lot of time on the agreement. I'm not averse to having conversations to having conversations about the agreement but I would like to know where we are within the time – it took us a lot of time and many discussions to get to that point, so where are we in the scheme of the agreement? Is this particular area within the city limits? Where are we at on timeline as we broach the resolution in this discussion?

MS. MILLER: So Mr. Chair, I can't remember when it exactly started but it was some time prior to 2010 because I came back as Manager in September 2010. And the City and County had been in litigation relative to some developments that were in the county and then being annexed by the City. And so what came out of that, and I believe a lot of this had to do with Los Solaris on the south side what's now the city but was the county, was that there was an agreement made about a phased annexation. And the areas to be annexed were based upon a recommendation that came out of the Regional Planning Authority that was a City-County entity and funded by both City and County.

And the agreements were that the City would annex in Phase 1 a bunch of infill as well as along highway corridors of I-25, and some infill donut holes that were left within the city limits, as well as I think the Los Solaris area. Then Phase 2 was supposed to be in, I believe, 2011 and Phase 2 was supposed to include all of the area around 599, along the highway, and also either side of Airport Road on the southwest side of the city and then all the way up to Agua Fria Village.

Then Phase 3 was supposed to happen I think either in 2011, 2012 and that was to be what we refer to as Area 1 and Area 18. Area 1 being this area between Agua Fria Village, West Alameda, 599 and the city limits to the east, which I think was Bob Street, or something – Camino Alire area. And that's the area that Commissioner Hansen has requested that we revisit. And then the other area, Area 18, was Hyde Park Road.

When the City did not move forward with Phase 2 and Phase 3, we ended up in negotiations once again with the City and that took us probably a year or two to come up with an agreement of what would be done. The County Commission, City Council approved that in 2013, I believe, and what was left was a modified Phase 2 and modified Phase 3. Phase 2 then was, I believe by 2015, everything but Area 1, a portion of Area 1, and Area 18 would be annexed. And they did do that and we've turned over the roads. We had Public Safety agreements for phasing in our police and fire service – phasing ours out and phasing theirs in, and also agreements to upgrade the roads to a certain level and turn those over to the City.

And then Area 18, the Hyde Park area, was completely taken out of the annexation plan. And then what was left is that in November of 2018 this Area 1 north of West Alameda – so they did do a part of it. They did the part south of West Alameda to

the river, but they did not annex West Alameda to 599. That's the section that's left to be annexed in 2018, in about a year, I believe, per the agreement. The City has continued to do the land use. We have not had land use authority. We did not zone that area because it is under City planning and zoning. Yet it has not been annexed yet so the residents don't have any representation on City Council because they're not actually part of the city yet.

So that's kind of the status. We have maybe four or five things that we need to still negotiate with the City and that is improvements to West Alameda, what to do with South Meadows Park, because that's in the city limits but it's county park, our County property, and it's an open space property. Also having in Area 1 and Area 18, depending on whether it's annexed or not annexed, who would be the public safety provider and I think that's about it. There might be one or two other small things, but those were things that were still left that in 2018 the phase-out of who's providing the public safety services in Area 1 and in Area 18 goes away, and we would need to address that as well as what to do with the roads.

We did – we had a whole bunch of mediated negotiations on what to do with water and wastewater, and we approved those agreements last year. The Board some time – I want to say it might have even been earlier this year, but the end of last year, earlier this year we finally did get all the water, wastewater things that were left on the table, whose customers were whose, who would serve what area – all of that did get negotiated and settled. So that's the status of everything that's left pending with annexation. Unless Bruce has something.

MR. FREDRICK: Mr. Chair, I just wanted to add that that was an excellent presentation of history and all her memory. I don't have that good of a memory. It's also set out in a white paper from Rachel and it's right behind the resolution in your packet. As I read this the exact date is June 10, 2018.

COMMISSIONER ANAYA: So I appreciate that, Mr. Chair, and like I said, Commissioner, I'm willing to have some discussion but I will say candidly and publicly that when we had a lot of the discussions and deliberations about what makes most sense to be in the city, what makes most sense to be in the county, much of it revolved around public safety and those particular services that are provided to those particular residents.

The other thing that we were cautious of when we were doing that discussions with my colleagues at the time on the Commission was that we wouldn't have a gerrymandering of Santa Fe County in and out of sectors within the city. So as a baseline, 599, as was suggested, was kind of the encompassing circle around the city, if you will, that was discussed as a logical boundary. Right? And then the services oriented around public safety – fire, police, and water utility service as well.

So I don't want to – and I see several of my friends in the audience as well, but I don't want to in any way mislead them or not be candid with my perspective, but as we analyze this particular I'm going to be very cognizant of those primary functions – who services utilities? Who services public safety? And not only who services public safety, but what makes most logical, practical sense in the service of public safety? Does it make sense for the County Sheriff to now be moving into that particular segment and not the City Police Department? I don't know.

But as we engage in that discussion I will want to make sure that our volunteer

fire department in La Tierra is in that fold. I will want to make sure that our County Sheriff, Robert Garcia, and his team are in that fold. And I absolutely will want to be cognizant of whatever concerns the City Councilors may have but more specifically, concerns related to utility use in that area, as well as the Chief of Police for the City PD and the Fire Chief for the City of Santa Fe.

So very complex discussions. I'm willing to have those, but those are some things I would preface candidly and openly as we broach any additional discussions.

COMMISSIONER HANSEN: At the moment in this particular area I'm speaking of, the West Alameda north from Agua Fria Village to Calle Nopal, that is at the moment serviced by the County. It is serviced by the Agua Fria fire station. The Sheriff also provides all the police protection. So we are already servicing all of that area in regards to public safety and police. And so that is one of the other reasons why I have brought this forward. Area 18 was added into this because the City is serving an area that we are inheriting and both of those agreements are coming to a head – one in June and one in November of next year.

And so I think it is really important that we start having discussions and it's a resolution; it is not an order; it is not an ordinance. It is a resolution to discuss. And that is what I think is important for the residents. The residents also would rather be under our land use codes, the SLDC and so I think that for that reason it's important to me that we start discussing it and just having this discussion among ourselves and I know that it was very contentious with the City and I would like it to be a win-win. And I would like it to start in a more gentle and harmonious manner as opposed to litigation or any of those kinds of efforts. But a discussion, of how can we better serve our constituents? Because that's who I am representing is my constituents and what their concerns are and what they need.

COMMISSIONER ANAYA: So Mr. Chair, if I could follow up. As a Commissioner, when we – and I was part of the votes that were associated with that so I'm not shying away from it. I still have constituents that were concerned and even frustrated to leave the county and move into the city. To this day. And so I fully acknowledge that and these are not constituents that are ready for a phase-in in 2018. These are constituents that are already phased in. Okay. And I just want to say, respectfully on the record, we're going to have the discussion. I'm willing to have the discussion, but I made a difficult decision as one Commissioner at that time with those constituencies because of specifically the logistics around public safety, access, fire and police, and what made more public common sense associated with who is most adequate to respond in the event of an emergency.

The thing I would add, associated with what hasn't happened with the annexation is that the additional items that haven't happened, the overall objective from the County perspective was that those entities that could service more quickly emergency needs in and around the urban area, and at no time am I mentioning Agua Fria. We acknowledged Agua Fria early on as a traditional community. My comments don't have anything to do with Agua Fria. That's a traditional community and will stay a traditional community. But those other areas that were outside of that traditional community, we took a careful analysis and said what is the highest and best response time – number one – and then what are the needs not only in the urban area but what are the needs outside of the urban

area?

So who can serve the urban area best, number one, and then number two, as we serve those urban areas with higher and faster response times, how might we expand service to other more rural areas in the county to expand service – fire, public safety, outside of the urban area. So those are key pieces that I just want to make sure that I'm candid and open about as we move into any discussions that I will very much want to have as part of the discussion. And that's – I've said enough. Thank you, Mr. Chair and thank you, Commissioner Hansen.

CHAIR ROYBAL: Thank you, Commissioner Anaya. I'm going to go to Commissioner Hamilton.

COMMISSIONER HAMILTON: Thank you. So I also want to say a few things for the record. One thing is that I really appreciate what Commissioner Anaya said because he said it very articulately in that those components are part of what happened long before I got here but was, from what I understand was years of really contentious negotiations, but also backed by a lot of study. There was a huge amount of money spent by planners in both the City and the County. And one of the things that concerns me – and you've mentioned several of them – things having to do with, for instance, where City infill should be and in light of whatever study and recommendations were made by these whatever – urban planners, whatever you call them that was done and whatever swayed and defined these decisions isn't brought forward with this resolution.

Now, I understand first of all and I want to make sure I say it on the record as other Commissioners would say, that this is a resolution to talk with the City, and having close interactions with the City is always a good idea, and I recognize how often you champion that, Commissioner Hansen and I think that's really wonderful. So I don't have a problem with that aspect at all, with that aspect of this resolution. But there are beyond the key things that Commissioner Anaya pointed out, these other planning aspects that really do have to be taken into consideration.

Furthermore, I feel like it's bad timing on the County's part realistically, with the City election coming up. We're not likely to be talking with them. We have been encouraging them, all of us, beyond and outside of this resolution, that this would acknowledge it formally, but we have been making attempts consistently since the meeting in June or July.

COMMISSIONER HANSEN: May.

COMMISSIONER HAMILTON: Oh, my gosh. Time flies when you're having fun. Since the May meeting, working on having meetings with them on this topic as well as the other topics that we discussed. And for a variety of reasons, not all of which I can speak to since I am not part of the City, that has not come about. So I honestly feel like we've been making those reasonable attempts and that this may not contribute significantly to that.

I also feel like as good as it is to talk with them, there are negotiations that are already part of the existing agreement and I would be very hesitant – all of that due diligence information that I mentioned and that Commissioner Anaya mentioned would have to be brought forward and discussed before I would be willing to reopen what was such a contentious negotiation but one that was resolved based largely on matters of practical principle.

So I just, for the record, those are my concerns about this issue on both sides.

CHAIR ROYBAL: Thank you, Commissioner Hamilton. Commissioner Hansen.

COMMISSIONER HANSEN: There was a UNM study done during annexation that said that the City really couldn't afford to do annexation, and it's a well known study. William Mee, I know, could speak to it. But that they couldn't really afford it and the City is not in the best financial shape that they would like to be in and part of it is because annexation has been a large burden on them. But back to the point that this particular area is already being serviced by the County and what happens with Area 18 is a whole nother issue. I am not really interested in completely opening up the annexation issue. What I am interested in is allowing this phasing to fall by the wayside. And if it falls by the wayside it leaves out this particular area. And that is what I am most concerned about because that's my district and that's my constituents. And that is who I am working for. They are the people who hired me.

And so I feel very strongly that they have felt that they have not had representation for a very long time and I am representing them in this issue because of their – to have as many people here who did stand up who are opposed to being moved into the city because they are in a completely rural area, serviced by the County at the present time is why I'm bringing this forward and because I feel like it's not that I want to put pressure but I do want to put pressure to the City to start thinking about it. Whoever becomes the Mayor and whoever is the new City Councilors need to know that this is something that they're going to have to face and talk about, because both of these issues are arriving in June of 2018 and November of 2018 and that is less than a year away from now. And so it's not like we need to have – to just ignore it because there's a city election. There's still going to be four or five City Councilors that are going to be on the City Council and even the two City Councilors that are in this district are still going to be on the City Council, most likely.

And so they are there to have discussions with. And so I fell like – and they are also both new and were not part of the annexation agreement like many of us on this Commission, and so it is an opportunity to educate ourselves and to talk about it. And so that is why I brought this resolution forward and I hope that it will pass for my constituents.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Commissioner Moreno, and then I'll come back to you, Commissioner Anaya.

COMMISSIONER MORENO: I want to echo what my colleague here has said about putting this issue on the City's plate, so to speak. It's likely that we're going to be here but maybe some of them are not going to be there, come their election. But as a general principle, talking is better than not talking and I think this is a good way to kind of set the table and give the City an opportunity to respond and then we can take it from there.

CHAIR ROYBAL: Okay. Thank you, Commissioner Moreno. Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I'm going to vote for the resolution but the comments that I made I hope that we take to heart because I'm going to bring them up again.

