

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
November 26, 2019

Anna T. Hamilton, Chair - District 4
Henry Roybal, Vice Chair - District 1
Anna Hansen - District 2
Rudy Garcia - District 3
Ed Moreno - District 5

SFC CLERK RECORDED 01/21/2020

SANTA FE COUNTY

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

November 26, 2019

1. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:30 p.m. by Chair Anna Hamilton in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

Roll was called by Deputy County Clerk Julia Valdez and indicated the presence of a quorum as follows:

Members Present:

Commissioner Anna Hamilton, Chair
Commissioner Henry Roybal [3:00 arrival]
Commissioner Rudy Garcia [3:00 arrival]
Commissioner Anna Hansen
Commissioner Ed Moreno

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Everette Lovato, the State Pledge by LeRoy Alvarado and the Moment of Reflection by Sefarino Houston of the Public Works Department.

F. Approval of Agenda

CHAIR HAMILTON: Manager Miller, are there any changes or items?

KATHERINE MILLER (County Manager): Yes, Madam Chair. So we did post an amended agenda on Friday, November 22nd at 3:59. Those items that were amended on the agenda are on page 2, item 4, Miscellaneous Action Items, that is a resolution adopting the Santa Fe County fleet management policy and procedures. Also, we need to move from the Consent Agenda item 2. E. We just need to take that off of Consent because there was a typo in that and so we didn't want you to approve it. We want to make sure we discuss it to let you know where that is.

SFC CLERK RECORDED 01/21/2020

CHAIR HAMILTON: Fabulous.

MS. MILLER: Then on item 6. Presentations, if we could move that item up to Opening Business, item K.

CHAIR HAMILTON: Okay. No problem.

MS. MILLER: It's an introduction of new employees; they're just four-legged.

CHAIR HAMILTON: Good point.

MS. MILLER: And then under Matters from the County Manager, we also added item B and item C. Those are some miscellaneous updates. And then also under informational reports, item 11. D, the Public Works Report was added. It was not ready at the time of the original agenda.

CHAIR HAMILTON: Excellent. So with those changes, what's the pleasure of the Board?

COMMISSIONER HANSEN: Madam Chair, I move to approve.

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Thank you very much. A motion and a second.

The motion passed by unanimous [3-0] voice vote. [Commissioners Garcia and Roybal were not present for this action.]

1. G. Approval of Minutes: October 29, 2019 Regular Meeting

COMMISSIONER HANSEN: Madam Chair, I have some changes to the minutes and I thought I might have a question. No. I have changes. I'll give them to Karen and I move to approve with changes.

CHAIR HAMILTON: Can I have a second?

COMMISSIONER MORENO: Thank you. I have a motion and a second.

The motion passed by unanimous [3-0] voice vote. [Commissioners Garcia and Roybal were not present for this action.]

H. Approval of Minutes: November 12, 2019 Canvassing Meeting

COMMISSIONER HANSEN: Madam Chair, I move to approve.

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Thank you. Motion and a second.

The motion passed by unanimous [3-0] voice vote. [Commissioners Garcia and Roybal were not present for this action.]

K. Presentation of Santa Fe County Adult Detention Facility's New K-9 Officers, Neeko and Enzo

MS. MILLER: So we were talking the other day that we had a couple of new employees. I don't know if you recall we retired Lenny few months ago.

CHAIR HAMILTON: We recall.

MS. MILLER: But we have actually two new canines and new handlers.

RITA ARCHULETA (Public Safety): Yes. This is the Security Intelligence Unit and in the unit have two canine handlers. This is Jose De la Cruz and with him is Canine Officer Neeko. He's one of our new dogs. Just finished a six-week academy, both handler and the dog. They are trained in narcotics to include Suboxone, which is one of the more popular drugs now into the facility. And to my left is going to be Sheyna Abeyta and her dog is Canine Officer Enzo, and he too just completed the academy for canine/handler course and he is also certified in all narcotics to include Suboxone. They both also are trained in detection, meaning if we do have an escape or knock on wood, or if there's ever an incident we can actually set the dogs out. They can sniff them out. So it's a good [inaudible]

CHAIR HAMILTON: Do we have questions?

COMMISSIONER HANSEN: Where did they go to school? I read it I know.

MS. ARCHULETA: It's with Canine Services and it was throughout the state but the majority of the time they trained out of Albuquerque.

COMMISSIONER HANSEN: Welcome.

MS. ARCHULETA: Thank you.

COMMISSIONER HANSEN: And welcome to the dogs too. They're not exactly puppies. We can't refer to them as puppies. They're real dogs.

MS. ARCHULETA: They definitely are employees of Santa Fe County and they are treated as one.

COMMISSIONER HANSEN: We're happy to have them here. Thank you.

CHAIR HAMILTON: Commissioner Moreno.

COMMISSIONER MORENO: What are their ages?

JOSE DE LA CRUZ: So Neeko, he's about two years old right now. He just turned two. He came from France, just to kind of [inaudible]. He came from France. He was selected out of his litter. He was in France for about a year doing some police work training and then was bought by another sport handler in Mexico where we purchased him.

COMMISSIONER HANSEN: He's bilingual?

MR. DE LA CRUZ: His commands are in German, so I do speak to him in German. All his commands are in German.

CHAIR HAMILTON: So most people who want to speak to him don't know what to tell him to do.

MS. ARCHULETA: That's right.

SHAYNA ABEYTA: And Enzo, he's four. May 20, 2014 is his birth date and he came from Mexico, and this will be his second year after graduating from the Canine Services. He's well trained in tracking and narcotics detection. And he also does German commands.

CHAIR HAMILTON: Excellent. Do you guys run different shifts?

MR. DE LA CRUZ: No, we work the same shifts together, but everywhere we go they're with us. If we go down to booking, wherever we may go, they

go with us. So we're always together. The dogs work well together, work hand in hand. It's easier for us when we're looking for any type of narcotics. It's a faster process when we have two dogs on each side.

COMMISSIONER HANSEN: So did you introduce yourself?

MS. ARCHULETA: I did. I'm the former canine handler. I'm the one that used to run Lenny, who we just recently retired and who is currently living up in the country.

COMMISSIONER HANSEN: And how is Lenny?

MS. ARCHULETA: He's doing wonderful and right now he's bulking up for the winter months and –

CHAIR HAMILTON: That means he's getting more treats.

MS. ARCHULETA: Yes. He's getting more treats than usual. But he's loving life and definitely following some cows around and he's loving it. So he's doing good. Yes.

CHAIR HAMILTON: Nice to know he can catch all those bovine charges.

MS. ARCHULETA: Absolutely. So we've got a good team and we appreciate you all.

COMMISSIONER HANSEN: Thank you very much for bringing them here and letting us know. We're really proud of you guys.

COMMISSIONER HANSEN: So Madam Chair, we really appreciate you coming here. Thank you so much for taking the time away from the detention center to come here and give us a chance to meet these new additional employees of Santa Fe County. We really appreciate it.

MS. ABEYTA: Thank you.

MR. DE LA CRUZ: Thank you guys. We really appreciate it.

1. I. Recognition of Years of Service for Santa Fe County Employees for November 2019

MS. MILLER: The next item on the agenda, going back to the original agenda was the recognition of years of service for Santa Fe County employees for November 2019. We started the recognition program several years ago to recognize employees on a monthly basis. For those who have completed consecutive years of service in five-year increments. We truly value those employees that stay with Santa Fe County and make a career here. So I just wanted to express the appreciation to those employees that hit a milestone in November.

In Corrections, at the adult facility, we have Jorge Dominguez. In Projects & Facilities Management/Building Services, we have Gia Black. And in Property Control in Projects in Public Works Project Facilities Management we have John Rhinehart. All three of those hit five years of service.

And then in Animal Control we have two employees in the Sheriff's Department that hit ten years and that's Brian Brandle II and Ronoldo Ulibarri. And then your very own Tina Salazar in the Manager's Office as a liaison hit 15 years. So I just want to congratulate them and thank them for their years of service.

CHAIR HAMILTON: Absolutely. Anybody have comments? I definitely

want to thank all of them for their years of service and thank Tina in particular, congratulate her on 15 years. That's a big deal and she's been such an excellent liaison and for having the absolute luck of being in Hawaii at this time. A well deserved break.

1. J. Santa Fe County New Hires, October 1, 2019 – October 31, 2019

MS. MILLER: And the next item was new hires and we recognize them in the month following new hires after they've been here with us a month. We just like to recognize them. I don't think that we have any available that are on the list. However, in the month of October we hired in the Housing Department, the maintenance supervisor, I think you guys got to meet him today – Christopher Sandoval. In Corrections, two detention officers, Erik Bloom and Joshua Ribeiro. And in the dispatch center, Nayda Coriz and Cheyenne Girmendonk as communications specialists. And in the Sheriff's Office as a records clerk, Gabriella Trujillo, not to be confused with the Gabbi Trujillo that is in the Public Works. So I just want to welcome those employees to the County and I'm glad that they have joined us.

CHAIR HAMILTON: Excellent. We wish them a very long and happy service.

MS. MILLER: Yes. I hope so and as I said, we appreciate those employees who stay with us, particularly for an extended length of time, and with that, that concludes the employee recognitions.

CHAIR HAMILTON: Excellent. Thank you so much, Manager Miller.

2. CONSENT AGENDA

- A. Request Approval of County Health Care Assistance Claims in the Amount of \$3,779.97 (Community Services Department/Jennifer Romero)**
- B. Resolution No. 2019-139, a Resolution Approving a Budget Increase to the Corrections Fund (247) in the Amount of \$25,000 (Finance Division/Yvonne S. Herrera)**
- C. Resolution No. 2019-140, a Resolution Requesting an Increase to the Special Appropriation Fund (318) in the Amount of \$460,000 to Budget Three Grants Awarded to the County from the State of New Mexico and To Correct One Grant's Budget (Finance Division/Yvonne S. Herrera)**
- D. Request (1) Approval of Agreement No. 2020-0052-CORR/CW Between Santa Fe County and Diamond Pharmacy for Pharmaceutical Services as an Indefinite Quantity and for a Four-Year Term for Adult Detention Facility (ADF) and Youth Detention Program (YDP) and (2) Authorization for the County Manager to Sign and Execute the Purchase Orders (Purchasing Division/Bill Taylor)**
- E. Resolution No. 2019-141, a Resolution Delegating Authority to the County Manager to Accept as a Donation to the County an Indefinite Quantity of Reclaimed Asphalt Pavement (Public Works Department/Gary L.J. Giron)**
ISOLATED FOR DISCUSSION

CHAIR HAMILTON: Just a reminder that we've pulled item E. off. So we have the Consent Agenda except for that item. What's the pleasure of the Board? Were there any other items people have questions about that they want pulled?

COMMISSIONER HANSEN: Madam Chair, I move to approve.

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Thank you. So that's a motion to approve except for item E, and a second.

The motion passed by unanimous [3-0] voice vote. [Commissioners Garcia and Roybal were not present for this action.]

[Deputy Clerk Julia Valdez provided the resolution numbers throughout the meeting.]

2. E. **Resolution No. 2019-141, a Resolution Delegating Authority to the County Manager to Accept as a Donation to the County an Indefinite Quantity of Reclaimed Asphalt Pavement (Public Works Department/Gary L.J. Giron)**

GARY GIRON (Interim Public Works Director): Madam Chair, members of the Commission, Manager Miller, we removed this from the Consent Agenda because there was an incorrect citation on the resolution. If you look at the section in the resolution that says, Whereas Resolution No. 2014-143, it should say "as amended, Section 3. B limits the County Manager's signature authority to accept donations to \$500,000. And this is for the item for the Public Works to accept recycled asphalt pavement from the New Mexico DOT to be utilized to improve County roads.

The RAP has a value that could be used by the County to improve our roads and will save us a significant amount of money, and by way of information, RAP is a term that is given to removed or reprocessed pavement materials containing asphalt and aggregates. They are generated from resurfacing or reconstructing roads. When properly crushed and screened they yield high quality well graded aggregates that can be used to help us to take care of County roads. And with that I'll stand for any questions.

CHAIR HAMILTON: So are there any questions on this item?
Commissioner Hansen.

COMMISSIONER HANSEN: So will we get a clean copy in our BoardDocs of the resolution? Or are you just changing it here on the spot?

GREG SHAFFER (Interim Deputy County Attorney): Madam Chair, Commissioner, we did not intend to upload it to BoardDocs but we can do that, and in fact we could hand out clean copies but they were as described. It was caught a few minutes before the meeting.

MR. GIRON: And Madam Chair, Commissioner, I apologize for that oversight.

CHAIR HAMILTON: That's no problem, but if the BoardDocs, they remain available in a historic version so we might want to replace with the correct version.

MR. SHAFFER: That's a very good point and we will do that shortly after this meeting.

CHAIR HAMILTON: It's no big deal otherwise.

COMMISSIONER HANSEN: Thank you, Madam Chair. I personally agree. I think it should be uploaded, the correct version to BoardDocs.

MR. SHAFFER: Understood. I'll do that. Thank you.

CHAIR HAMILTON: So what's the pleasure of the Board?

COMMISSIONER HANSEN: I move to approve with the new resolution being uploaded to BoardDocs and with the changes to allow donations up to \$500,000, as amended.

CHAIR HAMILTON: Excellent. Can I have a second?

COMMISSIONER MORENO: Yes.

CHAIR HAMILTON: So I have a motion and a second.

The motion passed by unanimous [3-0] voice vote. [Commissioners Garcia and Roybal were not present for this action.]

3. APPOINTMENTS/REAPPOINTMENTS

No appointments or reappointments were brought forward.

4. MISCELLANEOUS

A. **Resolution No. 2019-142, a Resolution Adopting the Santa Fe County Fleet Management Policies and Procedures and Repealing and Replacing Santa Fe County Resolution Nos. 2007-142 and 2008-13** *[Exhibit 1: Revised Resolution Text]*

COMMISSIONER HANSEN: Madam Chair, I have a question. You're handing out a new document where we've added another whereas.

MR. SHAFFER: That's correct, and Ms. Borchert is going to lead the discussion on this item and explain the background to that, and I can add in as necessary to explain where that whereas claim from and what it's trying to accomplish.

CLAUDIA BORCHERT (Sustainability): Good afternoon. Thank you for your attention today to our fleet management policies. We're bringing them to you hoping that you will approve. Let's start with the correction that Greg just spoke about. We can start with our team here. Really this policy is a result of a lot of different effort from a lot of different people but I wanted to recognize people that have helped, which is Eric Aaboe and I started working on this a few years ago. Dean Kitchens is here to represent fleet. Unfortunately, Chris Narvaiz couldn't be here because of the holidays. He's up visiting his daughter. Jacqueline Bean is a new sustainability specialist with us and Greg was instrumental in helping us get across the finish line, and Gary of course in his interim role has helped us get this to where we are today. So that's why we're all here because this has been a team effort and later in the presentation I'll talk about the other people that were also really helpful in getting us to where we are today.

So the change that you've just been handed out is an addition of a Whereas. It's

the second from the bottom on page one of the resolution, and what it clarifies is that there was a fleet management policy that was adopted unanimously by the Board on August 26, 2014. It never got recorded because there was direction for a few things to be revised in working with some of the elected officials, and so it's not on the record as being a resolution but it was passed by the Board, so this Whereas is added to address that. And additionally, in the Now, therefore be it resolved on page 2 of the resolution, item number 4 also addresses that by stating that the Resolution N. 2014-18 is null and void. So those are the changes that are now going to be part of the resolution and I guess we could do the same thing as per the last item and upload to BoardDocs to make sure it reflects these changes.

CHAIR HAMILTON: Thank you.

MS. BORCHERT: So we've introduced our team. I also want to mention – oh, Cristella Valdez is also not here. She is another person that really helped to make sure that we got these fleet management policies refined and polished and also integrated the concerns from the unions from her.

So I want to point out that the policy development process included discussing the draft policy with stakeholders. We met with elected officials, department directors, other County stakeholders and we reached out to each of the six County employee collective bargaining unions three of whom we met with in person.

Using all these resources, our team devised these fleet management policies and procedures to improve the acquisition, the operation, the maintenance and the efficiency of County fleet in the most simple and flexible way possible. These policies pave the way for procedures that can change as the vehicle and fleet landscape changes and they provide a mechanism by which the County can systematically and strategically move towards the right number and the right type of vehicles to carry out its mission to serve the residents of Santa Fe County.

All right. So why these policies? Here are the key reasons why we believe these policies are important. First they're identified in the strategic plan and past lead by example conservation resolutions. They fulfill the recommendation by the County's internal auditor as presented to the Internal Audit Committee. They provide opportunity to meet Paris Agreement greenhouse gas emission reduction targets, since fleet is a source of probably half of our County emissions, and they complete and update the work begun in 2014. That was all the changes that we added to the resolution.

So in order to understand the potential benefits of the fleet policy I think it's important to begin with some fleet statistics. The County has about 750 fleet equipment, approximately 250 vehicles have installed GPS units. And by the way, in case you're interested, this is what an actual GPS unit looks like. This is what's installed in 250 of our vehicles.

The County spends about \$5.5 million on fleet acquisition, \$1.2 million on fuel, \$600,000 on maintenance and repair, another \$600,000 on the fine mechanics who work on the fleet, and \$125,000 on the rental of downtown parking spaces. There are other soft costs. With other soft costs I think we might be reaching a \$10 million enterprise, all associated with our fleet. We burn over half a million gallons of gasoline and diesel annually, resulting in about 1,600 metric tons of CO₂ equivalent emissions per year.

So given those statistics, how can these policies benefit the County? Well, there

are at least four ways. The first is safety, for which we all know there is no price. The GPS data shows that in one year there were 746 incidents of 148 vehicles driving over 80 miles per hour. We want to keep our employees and the people who share the road with them as healthy and safe as possible. Per these policies, the GPS can be used by supervisors for managing vehicle use, investigating public complaints, and for accident investigations.

The overarching intent is that the County, with the help of the collective bargaining agreements, the HR handbook, the safety manual, these policies and the GPS data together keep our County vehicle operators safe and accountable. Secondly, the fleet management policies save the County and the taxpayers money. For every ten percent increase in our fuel efficiency you would save \$124,000. Wise idling would save the County another \$12,000 a year. And not having to rent as many fleet vehicle downtown parking spaces will save the County additional thousands.

So third, by defining standard vehicle specifications, these fleet policies increase the vehicle maintenance and repair process, it's streamlined, inventory is reduced and repair time is reduced. So those are all additional benefits to all of us who want to have our vehicles to do our job.

The fourth policy is one of good public policy and promotes the County's image in leading in resource conservation. A motor pool and the reallocation of vehicles can save the County close to half a million dollars a year. The most fuel efficient car may be the one not purchased.

So I wanted to speak a little bit about the content of the policy but not go into that in too much detail. It's in your packet and I don't want to go into too many nuts and bolts, pun intended, on the content, but I do want to just outline some of what's in there. So the policies establish roles and responsibilities. They describe the policy for vehicle and maintenance repair and scheduling. They identify specifications and practices for vehicle acquisition, retirement and disposition. They outline the uses of the GPS-generated information. They set annual utilization targets and retirement eligibility mileage. They provide for the opportunity for reallocation and allocation of underutilized vehicles. And they promote fuel conservation with vehicle standards.

The concepts are embedded in five specific policy statements. The document also has sections that include the definitions, the applicability, and the rules and responsibilities. The appendix has the standards and specifications.

One of the key aspects that this policy introduces that's a new concept is the idea of a motor pool. Some of you may be familiar with that if you've worked for the state or know people who work for the state. The intent of the motor pool is to have vehicles available of the right size and the right number at the right place. The motor pool allows for a greater variety of vehicles to be available. Do you need a truck? Do you need a sedan? Do you need an SUV? Are you traveling in the metro area? Are you traveling to the New Mexico Counties annual meeting? Or EDGE in Albuquerque? With a motor pool, employees can access the vehicle quantities and varieties in times of need without having the need for each department or elected official office to purchase vehicles that aren't used during other times of the year.

As soon as the charging station kinks get worked out the County's only electric vehicle will be the first vehicle dedicated to the downtown motor pool. It can be reserved

through SharePoint and we hope that this vehicle gets used daily. The motor pool is also taking donations, perhaps as a result of the consolidation into the new buildings, some departments or elected officials would be willing to have one or two of their vehicles donated to the motor pool.

The benefit of doing so is in part, it can reduce the office's or department's responsibility on maintenance, acquisition, and perhaps allow dedicated funding streams to be diverted to other priorities.

So here is a Venn diagram that shows to whom the fleet policies apply, in particular, in this case, to acquisition. We wrestled quite a bit with this as a team, and this is where the policies lie now. So the idea is that the blue circle shows all the agencies and elected official offices and departments that will follow the acquisition process as outlined in here. What you can see is that Fire and emergency vehicles are not included. The Sheriff is not included. Everyone else is, including the non-emergency vehicles of Fire.

And as a side note, the fleet constitutes about 700 pieces of equipment. The policies only apply to all the vehicles and we're going to work with Public Works to develop internal fleet policies for the remaining section of the fleet that's not covered by these policies, so that would be heavy equipment, yellow iron, and other motorized apparatus.

So here is a flow diagram that shows the acquisition request process as proposed in the fleet policy. First, a standard vehicle group is determined by the VURB. This is essentially the idea that the VURB decides what kind of vehicles should be made available for purchase in any given year, in multiple class: a light-duty truck, a sedan, perhaps a small SUV, a van for transporting seniors, and those are chosen based on criteria like best in class, safety features, gas mileage, fuel efficiency, etc. And then the requests come in after that as a result of a survey. The people who want to buy a vehicle fill out a survey, which might ask questions like is the vehicle a replacement vehicle. Does it have an impending founding source, and it's approve by the elected official or department management. The request is then analyzed by the fleet manager and the data manager. The request goes to the VURB who matches the best vehicle to the needs expressed in the request, recommends acquisition, may recommend reassignment or underutilization of vehicles, and that request ends up going to the usual route – the elected officials, the County Manager, the Finance and Budget, and ultimately the Board, for you guys to approve as part of the budget process.

So that's how the acquisition request process happens.

Should you decide to approve this plan today, which I hope you will, this is what will happen next: The County Manager will establish the VURB with membership from diverse departments and elected officials and a union representative. The VURB establishes the standard vehicle group, would develop the vehicle acquisition questionnaire with the CIP Committee. We'll train the employees and the supervisors on the policies and the County employees will submit their vehicle requests by January 2020 and the VURB will meet and decide on the vehicle requests and also potential reallocation.

So in conclusion, I wonder whether this is the perfect time for us to be using the Marie Kondo lens to our fleet, and ask ourselves do we really need all of these vehicles?

Do they serve our purpose? Can our lives be enriched with less vehicles? And are our vehicles perhaps holding on to a time past when our business needs and practices were different? Anybody here on the team want to add anything?

ERIK AABOE (Public Works): Do they bring us joy?

COMMISSIONER HANSEN: How many vehicles do we own? In total?

MS. BORCHERT: The fleet is over 700. So that's not just vehicles.

COMMISSIONER HANSEN: So that includes fire trucks and backhoes

and graders –

MS. BORCHERT: And snow plows.

CHAIR HAMILTON: Everything.

COMMISSIONER HANSEN: Does that include the Sheriff?

MS. BORCHERT: That includes the Sheriff, yes.

DEAN KITCHENS (Public Works): There's a total of 1,100, including Sheriffs and heavy equipment and everything.

COMMISSIONER HANSEN: Okay. I just thought maybe the number was maybe a little low. So there's the Sheriff's cars, so are they under this policy also?

MS. BORCHERT: The part of the policy that has to do with their maintenance is, because fleet provides the maintenance service to them. The part that has to do with acquisition is not.

COMMISSIONER HANSEN: Okay. So then we don't have any – they have to write their own policies about acquisition?

MS. BORCHERT: I believe they actually have some, was my understanding.

COMMISSIONER HANSEN: Okay. So like Los Angeles has bought an entire electric fleet. So I know we're at 7,000 feet but Los Angeles County is still a large county.

CHAIR HAMILTON: But 7,000 feet?

COMMISSIONER HANSEN: Sometimes electric vehicles, like the problem with the buses in Albuquerque had to do with elevation. So sometimes elevation does affect electric vehicles. I don't know. I'm not a scientist. I'm not an engineer. I'm just interested. If they're able to do it, are we able to do it, is my real question.

So with this VURB group, will they – they will use the policies that we've set out and the Paris Accord, etc. to buy electric vehicles will be the first choice, or will that depend on the group and how will that be initiated? That we buy the most fuel efficient vehicle possible for the group?

MS. BORCHERT: Madam Chair, Commissioner Hansen, the vehicles will need to be matched to the need, and so I think the VURB will need to have discussion about what examples – is it appropriate to have an electric vehicle meet the need, and that would determine whether the car would be determined to be an electric vehicle.

COMMISSIONER HANSEN: Okay. I'll give up the floor for a minute.

CHAIR HAMILTON: Are there other questions?

COMMISSIONER GARCIA: I have a question.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: So what's interesting is under President Clinton's administration as in to making diesel vehicle emissions, right? So you can go

up to a diesel today and you can rub the tailpipe and there's no black smoke at all, because the emissions that actually were imposed on that, back in the day. And so I'm okay with electric vehicles, but one of the things that I'm interested in is the Chavez Center or whatever, PNM had the ribbon cutting and Mayor Gonzales was there, the charging stations we have out there, how often are they used? And is it worth it? Not worth it? Where are we at?

Sure, we could buy the Sheriff's vehicle fleet. I know Erik has done an excellent job as in to GPS. We actually probably about six years ago we actually suggested GPS in every single car. Great. Let's do it. But who actually monitors that and who's actually following what's happening with that. Some departments do, some departments don't. So as in to the electric vehicle, I get it.

MR. AABOE: So Madam Chair, so the charging stations that were installed outside. There are two on the upper deck and there's one just like that but not open to the public on the lower deck of parking for staff vehicles. The units were put – were activated and their location was made known to folks who have electric vehicles who use the ChargePoint network. That's the brand of this. Since they were lit up a week ago, we've had four sessions, just random folks coming in and charging. They look at an app. They see what the price is and they connect their vehicle for a couple of hours. So we've had –

CHAIR HAMILTON: So we're paying for that?

MR. AABOE: One on Saturday, a couple last week. So in the week and a half they've been out there, with no promotion at all, just being posted on the network that this is the vehicle on this network that's available and here are the prices, folks show up, the park, they plug in. They go to Tia's or whatever they do, and come back. So I'm kind of surprised that the uptake has been there, and these were actually – I just walked by – these were out of town folks, out of state folks, because I just happened to walk by and see a Texas plate or a Colorado plate.

So I believe that the use is there. The number of vehicles are there, and we've established this so that folks can't come here and sponge energy so as to not have to deal with anti-donation. But it's actually cheaper to charge than it is to park at a meter on the street. I'm not sure if people will pick that up.

CHAIR HAMILTON: Killing two birds with one stone.

MR. AABOE: But I was actually pleasantly surprised that there was that kind of response. With respect to the GPS data, I set up that website and have been maintaining it. It was originally intended not to be a management tool that could be misused by folks, folks saying, oh, I wonder where Erik is. Let's go look for him. And so if there was a complaint by a citizen or a call came in, then we would research and say, this vehicle was not driving over the speed limit. Here's the evidence. Or the opposite. And so it's kind of been an as-needed basis. But what this policy lays out is a way to kind of formalize the proper distribution of the data that's collected to managers, just to say, hey, if there are folks who are idling their vehicles for four hours while they're on a job site or whatever, the system can automatically send the information out. And so the establishment of this vehicle policy will kind of formalize that proper use of that data that is collected. Does that answer your question?

COMMISSIONER GARCIA: Yes, thank you. So one of the key things

that you said that's important is data. Right? Data. We actually did this when Commissioner Campos was here. So we have the Prius. He actually initiated Let's Go Green. So we did this prior to Manager Miller, and so we moved forward with this. It dropped, right? Because it's all about the data, right? So how can we actually prove to the taxpayer, not the department, to the taxpayer that this is the right way to go? Because it's about data, right? It's about the whole – we have cars that are out there, but how do we realize that yes, we actually have certain vehicles that need to drive back and forth and how do we realize that this car can drive 200 miles and needs a charging station before you charge that? You've got to figure that out, right?

So yes, we have a Public Works Department that actually needs diesel trucks, right? Because they have to pull stuff. So that is very important, key. I get the whole green aspect of it, so that's the right direction. I understand the whole green stuff, recycling. I get it. It's all about data. Next four months, will tell us what the data is. Next six month, that will tell us what the data is. Are we saving money or not saving money. Like I say, we have a Prius that sits back in there, we actually bought that Prius under Commissioner Campos. Thank you.

CHAIR HAMILTON: Thank you. Commissioner Roybal.

COMMISSIONER ROYBAL: I came in a little bit late, but are we looking at putting in more charging stations? Or are we just looking at getting more vehicles that are electric vehicles for the County?

MS. BORCHERT: Madam Chair, Commissioner Roybal, so we have the six stations here. We have one at the Public Safety Complex and two at Public Works. So right now, with only having one electric vehicle, the next move would be to buy electric vehicles rather than charging stations. But you're absolutely right that they need to be on par. They need to be – as we increase our electric fleet we need to make sure they also have a place to charge. And what we're talking about today is not either. It's not either about actually buying particular vehicles or about putting in charging stations. It's about laying the framework in which those decisions can be made in the future.

COMMISSIONER ROYBAL: So we would actually get more electric vehicles and we would figure out how many charging units we'd need based off of how much time we need to charge them and how many vehicles. Basically, you're going to have to calculate how much time that the vehicle will stay charged for each employee and how many charging stations depending on how many vehicles that we do get, right? At some point.

And as far as – is that going to be open to the general public to use for charging their vehicle, like the one downstairs?

MR. AABOE: Madam Chair, the one on the lower deck is staff only. It's not broadcast on the ChargePoint network. The two on the upper deck, however, are accessible by the public and so can be used and cost the public to be able to charge. And so the – let's imagine that – I believe Claudia in the course of going through this with an elected official, he indicated that he may wish to – that an electric vehicle would be suitable for the purposes of his staff. So he may request acquisition of a few electric vehicles. And so that would bring the pool to three. And it may be that one of them or two of them charge at one night and one of them charges up the other night, so this is something that is not super difficult to manage, because we're starting in a building

mode.

COMMISSIONER ROYBAL: Yes, it's sort of my – I realize that the general public can't come here and charge their vehicles for free, because an app that probably ties in with our equipment that they'll get charged for plugging in their vehicle. And you did indicate earlier that it was cheaper to plug in than park so how does the City feel about us providing these areas?

MR. AABOE: I don't know until they watch this stream that they're aware of that, but I believe they share the same energy efficiency goals that we do. But that is something – we need to use the recommendations of the charging network to set prices but those can be changed pretty quickly. If you stay for a long time it bumps up.

CHAIR HAMILTON: I'm going to go to Gary because I think he has something on this topic.

MR. GIRON: And Madam Chair, I just wanted to say that the policies are not to say whether we're going to get x-number more electric vehicles or not. It is to set up a process by which we make informed decisions about the vehicles we bring into our fleet, and that we have looked at the capacity inside of fleet to manage all those vehicles, and that we make decisions based on the needs of all of the customers that we have inside of Public Works. So it's marrying those two so that we're making good decisions instead of just saying, what kind of car do you want, Greg? But it really is a different kind of process that's better informed.

CHAIR HAMILTON: Thank you. Commissioner Moreno.

COMMISSIONER MORENO: I understand that the system is set up so that every car is tracked. Is that right?

MS. BORCHERT: Madam Chair, Commissioner, yes.

COMMISSIONER MORENO: And the system has the capacity to see who is driving faster than the speed limit?

MS. BORCHERT: Yes, Madam Chair, Commissioner. There are two reports that get routinely sent out. One is about speed and the other one is about idling. So all of the managers get those two reports monthly.

COMMISSIONER MORENO: Monthly. And the basis for what kind of a car do you need – how are we going to manage that system? I'm not going to need a truck to get a bicycle.

MS. BORCHERT: So Madam Chair, Commissioner, yes. We anticipate having a questionnaire by which you request a vehicle and describe the kind of uses you need for it, versus I want x and y car. So often, for example, people are field folks so they need a pickup truck. However, they might, once a year, go to New Mexico EDGE, or to New Mexico Counties, and therefore they also request an extended cab to be able to carry four people in that vehicle. So if we identify their use for carrying passengers only happens a week of the year, then the recommendation would be, for example, for that vehicle, for them to get a motor pool vehicle for that instance of use and stick with the two passenger pickup truck for their daily use. That's an example of how we would tailor the car to somebody's needs.

COMMISSIONER MORENO: Thank you.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: So first of all, I want to thank you all for

the hard work that you put into this, because I read this all last night and I tried to read it online, but I'm better reading it on paper. So it was interesting. One of the things I did see in here is that each department has a person that is specified to be in charge of the car, and it said in the first line they were responsible to keep it clean, to keep it maintained, to make sure it had gas. So I remember this discussion of the policy when we were talking about it before that it said the car must be washed twice a year. And so I want to make sure that we're paying attention to the care and maintenance of the car and that the car gets washed and cleaned kind of on a regular basis. And I did see that there was that first line, I think it was A. I did not highlight it but I remember reading it briefly. I just want to make sure that it's clear that they wash the car also, just because I do drive a Prius on a regular basis and sometimes it's not very clean. And so I think that that's – and that's not anybody's fault because there's nobody really assigned to it, like this process that you've created now in this fleet management policy, which I think is good, because you have designated somebody to be in charge of it, and I think that that was one of the pieces that was missing, and so I want to congratulate you on that. And congratulate you on the whole policy, because I do agree with you, even though it doesn't designate which person gets an electric vehicle or they get a four wheel truck vehicle. There is a way to create who gets what kind of car and what it's used for, and I think that that's really important that we think about those classifications for each place. So thank you.

CHAIR HAMILTON: Are there other questions or comments to that point? Commissioner Garcia.

COMMISSIONER GARCIA: Just really quick. Madam Chair, in regards to the fleet policy, this gentleman here, we all have a new logo, right? So these days more and more you see all these County vehicles with the new logo, right? So who's in charge of putting that logo on every single vehicle? Thank you for doing that because we have a new logo and every single vehicle should be marked with that logo, no matter what it is, unless you do some sort of a risk management. Thank you for doing that.

And another thing that we talked about with Erik, probably about a year ago is the GPS. That GPS could actually have the ability to say, you know, this vehicle needs an oil change. It needs an oil change. It needs an oil change. And it will let you know. This vehicle needs an oil change. Come in. Bring it in. Bring it in. And sometimes change is hard. And change is hard because we have the technology now these days – you can program that vehicle, as Erik knows, and I'm sure Manager Miller knows. So I think it's great that we're talking about this because we have to move to the next level, right?

COMMISSIONER HANSEN: Because, Commissioner Garcia, it actually does say in the policy that they're responsible for putting the logo on the car. I read that last night.

CHAIR HAMILTON: I think we could leave – since we really want to focus on this at the policy level and get this accomplished. Are there other – Commissioner Hansen.

COMMISSIONER HANSEN: I would like to make a motion to approve the fleet policy, a resolution adopting the Santa Fe County fleet policies and procedures, and repealing and replacing Santa Fe County Resolution No. 2007-142 and 2008-13.

CHAIR HAMILTON: I have a motion. Do I have a second?

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Thank you. I have a motion and a second.

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

CHAIR HAMILTON: Thank you very much and I want to echo the comments on the hard work on this. I think it really moves us forward.

COMMISSIONER HANSEN: Congratulations.

MR. KITCHENS: Madam Chair, Commissioners, we'll keep plugging away on changing all the decals on the vehicles.

CHAIR HAMILTON: You're doing a great job. Thank you very much.

MR. KITCHENS: When they come in we grab them.

CHAIR HAMILTON: Nice job. Thank you. Thank you for coming.

5. MATTERS OF PUBLIC CONCERN

CHAIR HAMILTON: Is there anybody here from the public, including any of the conference – who are getting this being broadcast, who want to address the Commission? Seeing nobody here from the public I will close Matters of Public Concern.

6. PRESENTATIONS [See item 1. K., page 2]

7. MATTERS FROM THE COUNTY MANAGER

A. The Second Session of the 54th Legislature: Miscellaneous Updates

MS. MILLER: Madam Chair, the first item is legislative updates.

TESSA JO MASCARENAS (County Manager's Office): We had initially tried to reserve a space on January 23rd for a legislative breakfast. But it turns out everybody had that idea. The Association of Counties and the Supreme Court had breakfasts that morning.

CHAIR HAMILTON: So let's pick another morning.

MS. MILLER: So then we thought of the next day, Friday the 24th would be good except the concern about Friday, particularly that early in the session is that they don't have committee meetings so they go home for the weekend. Now, we're Santa Fe so they don't have real far to go, and in some ways it might work but in other ways it might not. It is incredibly difficult to get all of our legislators together. As you know, last year when we had the dinner, we had several from the southern part of the county that didn't come, the northern part of the county that didn't come and even the main Speaker of the House because it happened to be his daughter's birthday.

CHAIR HAMILTON: I presume the week before – you've gone through –

MS. MILLER: Also we were concerned a breakfast would be also difficult for Commissioner Roybal to make but we're concerned that having a dinner again we'd get maybe half at best. Sometimes we've had even less than that.

COMMISSIONER HANSEN: Madam Chair.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Reena from the Speaker's office reached out and asked me specifically to please let her know as soon as possible what day we're going to choose because the Speaker said that he really wanted to be there. So I just wanted to share that with you.

CHAIR HAMILTON: That's always good to hear.

MS. MILLER: And it's difficult. We pick a day that works for the Board; it doesn't work for some of the legislators.

CHAIR HAMILTON: Are you looking for brainstorming or do you already have some suggestions?

MS. MILLER: I think we're looking for brainstorming because the other thing we thought was maybe the day before, the Wednesday before –

CHAIR HAMILTON: The week before?

MS. MASCARENAS: The first week. We're hoping to maybe target the first week because all the legislators will already be in town, so we're hoping to catch them before they start their activities of the day.

CHAIR HAMILTON: So it starts on the 20th, so you're talking about the 22nd? Wednesday, the 22nd?

MS. MASCARENAS: Yes. It starts on the 21st.

MS. MILLER: It starts Tuesday the 21st. So we could try sort of a sit-down dinner. We could do a reception. It's just, like I said, what's worked for us in the past is we do a breakfast, because we were able to get them all together for a breakfast at the capitol. That's been our most successful as far as attendance. That was our best for getting all of them there even if it was thirty minutes. We were able to get them all there for that. I think two years back we had 90 percent of our legislators.

The evenings, they're nice, but we get a lot less attendance.

CHAIR HAMILTON: It just seems like a breakfast would get everybody sitting down and talking, which is part of the point is to have certain objectives accomplished, right? We want to tell them certain things as opposed to a reception where we're all milling around and talking to each other. You can still get them to sit down but it's a little harder.

MS. MILLER: I'm also trying to make sure that all of you can be there.

COMMISSIONER HANSEN: What about the second week of the session?

CHAIR HAMILTON: That would be crazy already.

COMMISSIONER HANSEN: The first week is when the New Mexico Counties is here. We have meetings that week. I'm just brainstorming. I'm just – like maybe the Monday of the following week, the beginning of the week and the first Monday, and good morning. Because they don't start until Tuesday.

CHAIR HAMILTON: So you're talking about the Monday before they start?

COMMISSIONER HANSEN: No, the first Monday.

CHAIR HAMILTON: The 27th, as opposed to the 19th. Okay.

COMMISSIONER HANSEN: Just as an option. You don't have all the New Mexico Counties people in town. Not that that makes that much difference because most of them are part of our delegation.

MS. MASCARENAS: Question. And you guys might know better than I will. Will the legislators already be here that morning? Will they be here on Monday, or will they come –

MS. MILLER: Coming isn't so much an issue because they live close by. Or leaving. We're not like the other counties that everybody actually does go home and doesn't come back. But it is something whether they would even want to bother to come in on Friday I think is an issue. We thought Thursday was great; so did everybody else.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: I have a question. So 30 days is going to fly by.

MS. MILLER: Right. And we want to do it early.

COMMISSIONER GARCIA: Manager Miller, [inaudible]. They know what they're going to do. They know what's happening, and so what are we going to accomplish there? Tell them our five priorities? Or do we want to push legislation? What do we want to accomplish out of this breakfast? Just all sit down and hi, how are you? We all know who they are. They all know who we are, so what do we want to accomplish out of it?

MS. MILLER: Madam Chair, I think that our purpose for doing this have been not just talking about our five priorities but also our ICIP, what's on ICIP. It's frustrating in that we did try to talk to them about, last year about not putting non-profit appropriations on there and we had a whole discussion about that with them and they did it anyway, so that didn't seem to produce any great result.

What I think has worked well, particularly if there's legislation, although this is a financial session, but there's been legislation that they really want to understand. So when there's been tax reform bills that have gone through they like to hear about what is our position on that stuff. When they did revisions to sole community, we had those legislators who really wanted to understand the impact to the County when the state changed those laws. They wanted to talk to us.

So this year, I don't think there's as much relative to the New Mexico Counties having a lot of things. We adopted those resolutions last meeting and they are primarily financial, most of what they said were priorities, trying to get the legislature to put additional funding into House Bill 2 for EMS, for jail, for behavioral health issues. So I think kind of reiterating to them why that's important to Santa Fe County as well as other counties. That's one of the things that we do.

Talking about if we have any legislative priorities, what's been important to us that we've passed as resolutions, and then like you said, our top five priorities. I think it was effective last year in getting them to put money to the solar and to the sewer system. Those both were in our top priorities and we did get some fairly substantial – and Aamodt last year. We don't have that as much of a priority but we did spend a lot of time pushing those priorities. So I think this year will predominantly be based on what we know so far. It will predominantly be in capital outlay requests.

I also wanted to, instead of just our top five priorities, look at what's in their individual districts that's on our ICIP and try something akin to what the Speaker said this idea of Santa Fe was, some kind of grid, if you want to call it that, a chart that says,

hey, if each one of you put in this amount for this item that would be really helpful to us. That would get us a phase fully funded or something like that.

So that was what I was hoping and that we would also push those items that are New Mexico Counties priorities because those also benefit us. If they put more money to EMS, if they put more money to behavioral health, if they put more money to jail, that's more money to us on an operating basis.

CHAIR HAMILTON: Okay, Commissioner Garcia.

COMMISSIONER GARCIA: Just really quick, I definitely follow Manager Miller. One of the things I'd like staff to actually look at is what Mayor Tim Keller is actually introducing for Bernalillo County's or Albuquerque's legislation, one of the things that he's actually introducing is behavioral health. He wants to get some operating money, because [inaudible] So do we actually partner up with him and say this is a good behavioral health initiative? So that's kind of something we might like to do. We all get capital outlay. What they want for their districts, [inaudible]. And one of the other things that this kind of challenges me. Are we actually following the New Mexico Counties' agenda as to their priorities? They deal with a lot of the rural county areas and us and Bernalillo County, Doña Ana, Sandoval, we're not that really rural area. And so like I say, Santa Fe partnering up with the Mayor of Albuquerque. He had some good ideas for behavioral health, operating costs, and we can utilize that.

MS. MILLER: Madam Chair, Commissioner Garcia, we are working with, or we did last year, we worked with Bernalillo County, particularly relative to something down in Edgewood, and I think that's one area where the operating funds go to Bernalillo County and they operating the facility and whether we receive funds and put them into the facility – I think that's one area where we had not initially planned to have any operating costs, but we're putting in to improve the facility and then Bernalillo was going to operate it, but I think going in together with Bernalillo County to our legislators, particularly in the southern part of the county, that would be really beneficial, to get perhaps funding specific to that facility.

CHAIR HAMILTON: So with respect to – you mentioned a few times that during a dinner you might not be able to talk to so many people, but that's probably the only option if we want to make it more convenient for Commissioner Roybal. So I think our two best options are dinner or breakfast, obviously. Right?

MS. MILLER: Or even just a reception with hors d'oeuvres.

CHAIR HAMILTON: Okay, so that would go –

MS. MILLER: That was my second thought. Either breakfast that Monday or Tuesday.

CHAIR HAMILTON: Which one?

MS. MILLER: The one Commissioner Hansen mentioned, the following week. Try for breakfast or a reception. Because I'm thinking the committee hearings still don't run really late that second week.

CHAIR HAMILTON: At least very early in the week.

MS. MILLER: By the third and fourth week they will.

CHAIR HAMILTON: I agree with that, just from past histories. If we've ruled out the Wednesday before, for whatever reasons. No, we've already ruled out Thursday because it's been taken, but if the Wednesday before the 22nd, the day after they

start was brought up and nobody really – we didn't actually accept it or rule it out, but I think that Wednesday or the following Monday, Commissioner Hansen's suggestion would make sense. Commissioner Roybal, you just raised your hand.

COMMISSIONER ROYBAL: I actually just – if there's a time where the Commissioners can be there, whether it's breakfast or lunch, just schedule that time. I'll figure out – if it's a breakfast or lunch, like I said, if we could do a breakfast from 7:30 to 9:00, I would be fine with that. If we could do a lunch from 11:00 to 12:00, 12:30, I'd be fine with that as well.

CHAIR HAMILTON: You could potentially attend?

COMMISSIONER ROYBAL: I would be there.

COMMISSIONER HANSEN: And what about dinner?

COMMISSIONER ROYBAL: I'm fine with dinner. Dinner's never been a problem.

COMMISSIONER HANSEN: Good. I just think the second day of the session is not a good idea.

CHAIR HAMILTON: It's too early?

COMMISSIONER HANSEN: It's too early and there's too many people in town. There are so many people who have come into town from all over the state that I just –

CHAIR HAMILTON: It's competition. I think that's a strong point. Why don't we – if we go with Monday, which event is going to be – the advantage of either an early evening like 5:27 and three-quarters, with hors d'oeuvres, it's a little less formal and you can make it early, so if people think that's an advantage over dinner. And Monday, if people are away for the weekend, breakfast might be problematic, although, I don't know. Manager Miller keeps saying most of our delegates are local and that's the truth, so I don't know how big a drawback even breakfast on Monday would be. So opinions on – I just think lunch in the middle of the day is hard to do.

COMMISSIONER HANSEN: No, I think lunch is not a good idea, but I do think that early afternoon, 5:30, reception, hors d'oeuvres, sit down for 40 minutes. Talk to them for 40 minutes and then get up and talk some more. You know. Mingle. But I really feel strongly that we need to present our agenda and present the items that we want them to know we want. And that needs to be condensed.

CHAIR HAMILTON: Yes, and we all obviously do talk to a lot, but having this unified meeting has always been profitable. I think to not do it starts breaking down the flow of information.

COMMISSIONER HANSEN: We could do a poll. We could send a poll out to say to the legislators, Monday morning or Monday evening?

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Is it okay to have staff just give us three possibilities and we can go from there.

MS. MASCARENAS: Well, I think we narrowed it down to Monday breakfast or dinner.

CHAIR HAMILTON: So why don't we do dinner first and breakfast second?

COMMISSIONER HANSEN: Okay. I'm good with that.

CHAIR HAMILTON: Just so if they have some sort of an organized event Monday night we can shift it.

MS. MILLER: We can't do Tuesday because that's BCC.

CHAIR HAMILTON: Good point.

COMMISSIONER GARCIA: Maybe we can invite them to our meeting.

COMMISSIONER HANSEN: We can always invite them to the meeting. You're welcome to come and see our new building, since many of them didn't get to come.

CHAIR HAMILTON: Okay. So we have that semi-settled. What else do we have to talk about for the session?

MS. MILLER: If there's items that you individually or collectively want to see us either bring a resolution forward or that you know that you would like to pursue funding and through capital outlay, so we can make sure we get those, even if they're not – there's the obvious top five. We already adopted those but if there are other items that you in your district, that you know particular legislators that you would like us to put – because I think we'll do more of a chart or graph.

Last year we didn't just go – we didn't just request funding for the top five. Some years we've done that, but last year we actually went for funding for the top five and then we picked things that were on the ICIP or projects that we already had that we needed additional funding for that were in legislative districts and Commission districts. And we put letters to each legislator with those things that were particular to their district. So we had our countywide and then we had requests for funding particular to their legislative district.

I know that the Speaker said, oh, you don't make it easy like the City makes it easy in a chart. But the fact of the matter was we did list out our top five, how much we'd like from each one, and then we give them a letter and we say, this is the full project amount but what we'd like from your is \$50,000, or \$100,000.

So I just want to know if there are things that are in your district that you would like us to make sure we put not just in a letter but in a chart, we may try every possible way we can present it.

CHAIR HAMILTON: We'll think about it and get with you afterwards, right?

MS. MILLER: Yes. You can let me know. You can let T.J. know. Because we're going to compile it and by the beginning of January we will have all of that lined up.

CHAIR HAMILTON: Yes, Commissioner Hansen.

COMMISSIONER HANSEN: I just want to say we were listening to Joseph talk this morning or early afternoon about the \$400,000 that he needs for the meters to install the solar. So is that his CIP, the County Housing development that needs the money? So I'm just asking how we separate that out or do we separate it out? Or is it part of our request?

COMMISSIONER GARCIA: Madam Chair, just really quick, Madam Chair, if I may. So as the staff that actually did this for many years, I think, as Manager Miller knows, all of her staff needs to go with her. And so the policy makers need to ask

what Manager Miller wants or we want, and so firstly, I don't think it's good for staff to go there and ask for whatever they want from the state for the session.

COMMISSIONER HANSEN: I didn't hear that, but I'm asking how to –

COMMISSIONER GARCIA: That's my opinion.

COMMISSIONER HANSEN: Right.

MS. MILLER: Madam Chair, Commissioners, if it's something for the Housing Authority is a Board of County Commission priority and it comes to the County. It doesn't go directly.

COMMISSIONER HANSEN: Right. They're not a separate entity.

MS. MILLER: So we've had Housing Authority requests in our top five. It's been there before. Unfortunately, you would think that's something that the legislators want to give money to but they have not. They have not been very generous to the housing projects. I don't know why, but whether we proposed improvements to the roads and sidewalks, whether we proposed new roofs, it's not something that's gotten funded.

Fairgrounds – they like the fairgrounds. They give us \$600,000 towards the fairgrounds when we redid the Cooperative Extension Office. That's been one that's been popular. Solarizing fire stations or County buildings, they've been pretty responsive to contributing to that. Typically, they like to appropriate to the non-profits, and we get the pleasure of receiving those funds and having to take on those projects.

CHAIR HAMILTON: So there's always the strategy of asking for other things that open up our budget to do this sort of thing. Commissioner Hansen.

COMMISSIONER HANSEN: So since Senator Stefanics has familiarity with the Housing Authority maybe there's a little more opening for – since she's been a County Commissioner and somebody who I believe was very supportive of the Housing Authority would recognize that was an important need. But I understand. I hear what you're saying.

MS. MILLER: There just seems to be things that they like to direct their capital outlay funds to and things that are not as popular to them. The recreation facilities, they can appropriate directly to recreation facilities, like the Pojoaque ballfields. Down in Albuquerque they love to give to every baseball field in Albuquerque. You'll see a whole list of them, every baseball field. They like to appropriate to what they consider community-based facilities, particularly youth recreation facilities.

Also roads, frequently they'll do road projects and fire stations. So I would just keep that in mind when you're looking at your individual districts, if there are things on our ICIP that kind of fall into those categories, those things that I think we've been pretty successful with versus our own administrative buildings or our own buildings for that matter. Facilities that communities use, yes, but our buildings, like the DA's, I know that they put in for quite a bit and got essentially nothing for it in the past. If they've gotten funding, our building, our responsibility but I've noticed that even if they get legislators to appropriate, governors have vetoed that in the past, so I'd just that in mind. I can pretty much show you what doesn't make it and what does make through the process.

COMMISSIONER HANSEN: And every year it's different, because we do have a few new legislators so priorities change and we have a new governor, so –

COMMISSIONER MORENO: And new lobbyists.

CHAIR HAMILTON: So is there more on this subject? So why don't we move on, knowing we will all come to you and sort of put our heads together on making sure this list is good.

MS. MILLER: Okay. And Madam Chair, just a reminder. It is just a budget session so there won't be much that isn't directly budget related.

7. C. Miscellaneous Updates

MS. MILLER: Obviously, Thursday and Friday are our Thanksgiving holiday dates, so the County offices are closed this Thursday and Friday. Transfer stations are also closed Thursday and Friday but will be open Saturday and Sunday. We've already posted that and sent that information out in a press release to make sure that people are aware of that. Also, we moved payday from Friday to Wednesday since the offices are closed.

COMMISSIONER HANSEN: So we get paid two days earlier.

MS. MILLER: Yes. Two days earlier.

CHAIR HAMILTON: Time is money. Or something like that.

MS. MILLER: One would think that but interest earnings in the bank account are negligible so I don't think we'll notice anything different from the payroll happening a day and a half early.

MS. MILLER: We can do the animal control and then I wanted to discuss the solid waste ordinance briefly so I can get some thoughts from you guys about bringing something back to the Board in December.

COMMISSIONER GARCIA: There's a lockdown in Santa Fe High School so I was just talking with the superintendent. For the most part everybody's fine. They're just trying to figure out what's happening there.

7. B. Santa Fe County Animal Control Ordinance: Update on Potential Amendment Efforts

RACHEL BROWN (Interim County Attorney): I just wanted to brief you, the last few years activity related to our Animal Control Ordinance, I'll reorient you to what we've done to date. Back in August of 2016 the Sheriff's Department and Legal were in on a significant effort from the community to develop an entire new Animal Control Ordinance. That was brought before the Board and there was a lot of community input, both in favor of and against the proposed ordinance. It did not move forward but shortly after that, in February of 2017 there was an amendment brought forward to adjust our fees and make some minor revisions to the ordinance, and that was approved in February of 2017.

Part of that amendment prohibited chaining up animals and it was delayed in its implementation and we adopted a subsequent ordinance further delaying implementation of the chaining prohibition. Eventually that did go into effect in January of 2018 and is in effect today.

We also put in place an Animal Control Committee in March of 2017 and tasked that committee with making two proposals to the BCC, one having to do with

improvements to our barking regulations and noise disturbance regulations within the Animal Control Ordinance. And the second was to further clarify our chaining prohibition.

The Animal Control Committee met and developed a proposed ordinance for the Commission to consider. You were briefed on that ordinance somewhere around November of 2017, but the ordinance was never brought forward for action to the Commission and so that's sort of what we've done in the last few years and it's unclear what the next step should be and whether further drafting for that particular ordinance may come back before the Commission.

MS. MILLER: And Madam Chair, I just wanted to add to that, I believe that part of the reason that we – so the ordinance was brought – or some of the recommended changes by the task force were brought to the Board and kind of briefed on what it was but at the time the outgoing Sheriff I think had concerns about adopting any major changes to the Animal Control Ordinance without the participation of the incoming Sheriff, so that was in June of 2018 and at that point Sheriff Garcia, he was leaving and I think we knew that Sheriff Mendoza would be coming in because he had won the primary. But Sheriff Garcia didn't want us to make a lot of changes because he wanted to make sure that Sheriff Mendoza had some say in what changes would be put into effect as an Animal Control Ordinance since he has to administer those changes through his staff.

And Sheriff Mendoza wanted to be here today but he wasn't available. I said we weren't going to be making any decisions. We were just going to bring you guys up to speed as to where this was left off and answer any questions that you had, and then make sure that the Sheriff is available before we take any direction to change the ordinance so he's a participant in the ordinance.

CHAIR HAMILTON: Commissioner Moreno.

COMMISSIONER MORENO: We met, my liaison and I met with the Undersheriff and the whole animal staff – three guys. Maybe one was a woman. But in either case, they have had a lot of experience that I was not previously aware of. And I was impressed with the data that they have been collecting and how they respond to things and we all know the things – the dog bites somebody and then the dog runs away and who's going to get the dog? And all the multiple issues about dogs, especially if they are mean and dangerous and the process is to take people to court, basically, if needed. Or fined or whatever. I'm not going to do it here, but they were very receptive.

We've had in Eldorado a couple of years ago have had a mean dog, a biting dog, running dogs at large, and that's – people need to take care of their dogs, especially if they're threatening and that would be a help in that area. To be continued.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: So I remember that the Deputy Manager briefed us and it was kind of just a briefing and we didn't get – I've looked through a number of my notes for recommendations from the committee and I don't remember what the recommendations were, and I haven't been able to find them, so I would like to see that again.

CHAIR HAMILTON: That would be very helpful.

COMMISSIONER HANSEN: And I'm wondering if we could, if we

needed to reconvene the committee but I don't know if that's necessary yet. But I would agree with Commissioner Moreno about vicious dogs. I have had numerous issues in the Agua Fria Village area about roaming vicious dogs, killing other dogs. We have had to go to court over it. So that is definitely a concern to me is the vicious dog issue and how we are going to deal with that.

I did hear from somebody that possibly we would think about doing a leash law in different areas of the county, but I think a meeting with the Sheriff and working with the Sheriff is really important because they are the ones who have to enforce a lot of these rules and regulations and go out and deal with the people.

The barking, I'm completely sympathetic. I think we need to look and see what the committee recommended on barking and then if that's something we can implement. I know that we are different than the City but in my district I have areas that are right next to the city and then it gets very complicated because the City has a slightly different way of dealing with barking dogs than we do and if we could meld that a little bit more, especially in the urban areas. Barking dogs out in Glorieta where the next house is five miles away is a completely different story than a barking dog that is right next to the – house is five feet away.

And so there's different things that I think we need to look at. There's also been abuse of dogs and hoarding of dogs and hoarding of animals which I don't know how our ordinance covers that.

And then the other thing that people have suggested to me, constituents, is why don't we have a three-year licensing fee instead of a one-year licensing fee and why don't we raise it, and how come they only have to pay \$10. And I told them that we raised our fees. I said it used to be only three dollars and the person was shocked. He said, well \$10 – it should be higher than that.

I don't have an opinion one way or another about that at the moment but I do think what might be a good idea is to have a three-year license fee. We might be more successful than trying to get people to come in every year to pay a licensing fee. So that's just a few of my thoughts that I had right off the top of my head, but I do think it's something we could have further discussion on.

CHAIR HAMILTON: Thank you. Thank you very much. Commissioner Garcia.

COMMISSIONER GARCIA: Just really quick, I actually wasn't on the County Commission when you all dealt with this, as Manager Miller said a year ago and so we obviously want to bring it back up and it's a very touchy subject when it comes to pet. And I think one of the most important key individuals that we need to talk with as Manager Miller says is Sheriff Mendoza because he's the guy, his team is the individuals that go out there and actually enforce these ordinances. In my – individuals like me that represent the rural areas, Madrid, you should see some of the Facebook that's gone by there. There's dogs that are actually attacking people, biting people.

And so one of the hard things I spoke with Sheriff Mendoza about is whenever you go talk to those individuals about it, they don't want to say anything. So he's like, how can we talk to these individuals if they won't say whose dog it is, because nobody wants to say anything about whose dog it is, right? And so I understand the whole logistic of how it works and what needs to happen.

One of the things I was pretty impressed about is an individual I know lives by Capital High School, my district, because people say I don't hang out in my district. Yes, I do generally every day, is regarding a barking dog. And it took roughly almost nine months for the barking dog to go through municipal court. And I used to hear the dog every night, every night. And one of the things I was impressed about is whenever you actually call animal control, City of Santa Fe, they actually – they're on it. They make a report, second report, third report, then they give you a letter saying you need to mellow that barking dog out.

That doesn't include a biting dog, but I was pretty impressed with the City of Santa Fe's ordinance as to how it works. As you all know, because I wasn't sitting on the County Commission, this is a very touchy subject. And one of the things that you need to actually realize, we all need to realize, we're policy makers. Let's bring it forward. Let's make a decision because I'm not afraid to make decisions anymore. Or not lose sleep at night. And so it's kind of a – I had this little dog, about this big, a Yorkie. You know what happened one day? The dog took off because she heard something outside and somebody jumped the fence and took the dog. And what it was, I later realized this, off Governor Miles Road, is the Sheriff's brother actually has a recording of a bobcat fighting with his German shepherd. And so what I realized is that bobcat took our little dog. He got it. I realized that. So it's not just the dogs it's about what do we do with horse complaints. What about donkey's in my district that actually make noise all night. It's something that we've got to deal with. So where do you draw the line?

So as Commissioner Hansen mentioned, so in this area we should have a leash law of five feet? Seven feet? I don't know. Ten feet? Should we make sure every single animal has a chip it in? I don't know. We all want to bring it forward. I think we're doing okay with what we're doing. I guess we have individuals, you have certain dogs, 10,000 dogs, maybe two actually bite. Maybe two bark. But I just want to make that clear for the record. Thank you.

CHAIR HAMILTON: Thank you. Commissioner Roybal.

COMMISSIONER ROYBAL: I think one of the reasons why this issue has come forward to us at least three or four times and whether or not we solve it this time remains to be seen, but there is a lot of complex issues with each community. In my area and in urban areas as well, if you have feral cats – if there's a feral cat that's walking on top of a wall, and the dog's barking and continuously barking, how do we – do we punish the landowner for that feral cat? It's a very difficult situation. I think that if our officers do go out to the area to investigate and they find that maybe that is a circumstance, or somebody's trying to jump over the wall, whatever it happens to be, it's a very complex situation that we have to deal with.

As Commissioner Garcia stated, even other animals, horses, whatever, there are aggressive other animals like horses that do chase after people and have even trampled people in the past. There is those situations as well. So it is one of those things where we want to make sure we do the right thing but at the same time, I know where I live I've seen pet owners telling their dog go get 'em, and the dog will jump off a vehicle, go get the horse and actually herd it right down the County road back home. So it's one of those things where it is a situation where we don't want a domestic animal on our roads because of our public safety concerns, a vehicle hitting these animals.

I think that in my community I've seen where there's people that have dogs that do respond to them, when they say – they don't need a leash. And I think that voice command is adequate in most cases but what happens, animals are unpredictable when they don't respond. So I really think that it's one of those things that as Commissioner Moreno mentioned, mean dogs – I think that something that somebody can have a mean dog but if they're confined on their property then of course that won't be something the County would address, if it is a dog that is very territorial and only trying to protect the property owner's land, that's another thing to consider as well.

That's the hard thing. What happens if this animal gets out? So there's a lot of questions that we have to answer and we have to be concerned with. But I think for the most part, I think that each individual – we have to address that on an individual basis but in my opinion, in my district, I think that voice command is adequate, and I think that could be dog parks in different areas where maybe a leash is necessary.

So I just wanted to say some of those things for the record and I think that's why we haven't got to a point where we've been able to pin down these rules for every district, but it's something that I personally feel strongly that we need to make sure that in my community I don't think it would be received well for people to have to have their dog on a leash. I think that voice command is adequate for residential communities in the rural communities. And I know that as far as barking – there's no way. I've seen skunks and other people's chickens in my yard and everything else, cats and everything else, so I just can't see how that could be something that the property owner should be penalized for if their dog is barking, only doing their job to protect the residence that they actually live at.

So those are all things that I wanted to bring forward, because I've even seen a ram attack somebody, somebody's ram, start hitting the fence and bust out of the fence and start chasing somebody. So it's one of those things where it's going to be very hard for the County to try and keep control of. So, yes, I'm interested in revisiting this and looking at what we can. At this point I can't say that what would work in Commissioner Hansen's district as far as a rural community versus an urban community that's right in the city, how we would address both those. But I think it would be something that I would be willing to look at and visit in the future.

CHAIR HAMILTON: Thank you. I want to sum up a little because that reminds me of several things and one of them is I think one of the things we talked about. I think Commissioner Hansen at least alluded to it was, but this whole conversation reminds me of that, that you might need to tailor to particular areas and differentiate between highly developed areas, suburban areas, high density areas, especially those that are proximal to the city, and more rural areas. So I think that's something we might want to consider. To be able to do that I think we need to get updated, not just on the sequence but on the content of what the recommendations were, so that we can revisit some of those things. I'm not sure, after the last time we looked at this, I think we got to this point in the discussion of potentially looking at some tailoring for different areas or different circumstance, because the points are all valid.

There's some places if you're in a high enough density area where you have wandering dogs and other than taking the law into your own hands and shooting the ones that are taking out all the livestock or something or attacking people. There are different

issues. There are people who use dogs to run cattle and that sort of thing and to have to leash them would be patently ridiculous.

So I don't know that we actually got to being able to develop some alternatives that would differentiate between types of areas and how to define those areas. So I think we might still be in a place where we have to do a bit of additional work. Commissioner Hansen.

COMMISSIONER HANSEN: So I think having the Sheriff included in these discussions is really important because he's the one who has to enforce it, so that's part of that discussion because – and he has some interest. And I have also met with the Sheriff and talked to him about the barking and about the vicious dogs. Vicious dogs are really a problem. But I did want to say something about the Santa Fe Greenway. That is a place where leash laws might be necessary.

So just keeping in mind, barking, leash law, vicious dogs. When we have vicious dogs and they get off of the property and they kill somebody's dog, or they bite a child and they do damage, that's serious. And so then it takes County resources then to prosecute that. And so if those rules and laws are very clearly defined I think it's really important.

CHAIR HAMILTON: Thank you.

MS. MILLER: I think first and foremost we need to just send out to all of you what our current ordinance is, what the proposed changes were so that you know what those are. I think also to send out to you what's in state law. A lot of the things relative to vicious dogs and what everyone wants to do exceeds what we're allowed to do by state law.

CHAIR HAMILTON: Yes.

MS. MILLER: So much of why we can only do what we can do relative to dealing with the vicious dog issue is based upon the constraints of state law. Secondly, I think that we haven't spend a lot of time looking at how you could do different things in different areas, because all that would do is create more boundaries of enforcement and how to enforce. Let's just say if we took it based on our zoning maps, it would be almost impossible for the Sheriff's deputies to go, oh, let me take a look at the zoning map and since you have this kind of zoning you can have a loose dog, whereas if you have this kind of zoning you can't.

I just think – I want to put out there to kind of – we have to be realistic of what we can enforce. And I'm not sure how we can make different enforcement zones. I think we've talked about this in the past. We try to understand the desire to do it. It's just incredibly difficult. And it's the nature of the way our county is. You have some very rural areas but that's where we've bumped into this because we have multiple times tried to look at this ordinance and see how we could change it, not just in the last couple years, but over the decades. And the reason it doesn't get changed is because it's very difficult to do what individual people, Board members want to do from an enforcement perspective. It just becomes incredibly difficult for the Sheriff's staff to do it.

CHAIR HAMILTON: Okay. That's a good point. It does seem on the surface ridiculous to require cattle dogs to be on leash because somebody in the middle of Santa Fe city, even though it's technically in the county doesn't want wild dogs running in the neighborhood. So I think the idea of bringing what the current state law is is an

excellent point. And what we have in the ordinance, so that we can review it, I think those things will then come under discussion. But I think at the very least, neither extreme is going to get everything they want and that's what we kind of have to keep in mind.

COMMISSIONER HANSEN: I have one other point, Madam Chair, is that City of Santa Fe has a completely different rule and oversight, and they can make different rules than the state rules. Is that not correct?

MS. MILLER: Madam Chair, Commissioner Hansen, it depends on the item. There are some things that cities can do that counties can't by state law. We can't pass ordinances yet, and I don't know whether vicious dog laws apply inside the city limits or whether they have the authority to create their own ordinances that would be different than the state law, but in some areas they can. As Commissioner Hansen said, whether they have home rule authority. Counties are considered an arm of the state and we have very few areas where we can pass ordinances that would preempt state law.

CHAIR HAMILTON: Commissioner Moreno.

COMMISSIONER MORENO: When we were in the Sheriff's office it hit me that there's a lot of common sense that needs to be applied to this situation. And once you start drawing lines on a map this business of safe area and a mean dog area. But those aren't – it's the surprise dog attack which happened in Eldorado recently, that it took so long to get justice and people have been scared and I'd like to apply a common sense format that is flexible, that gives authority to take animals if they're seen in the act. Things like that that are obvious.

MS. BROWN: Madam Chair.

CHAIR HAMILTON: Yes, Rachel.

MS. BROWN: If I can just elaborate briefly on state law. When we did our amendment to our current ordinance we incorporated the vicious law provisions of state law into our ordinance, and those are the boundaries of how we have to address vicious animal situations. And we also incorporated the Dangerous Dog Act into our ordinance. So we have two tools that we've already added that we use, and they really do inform the significant boundaries of what we can and can't do within the ordinance.

CHAIR HAMILTON: Well, thank you for that and I would also just like to – you had mentioned that we had talked about the leashing part of the law a few times and then we actually passed it. When you send out updates on what we have, because you subsequently said we never acted on the ordinance. So that piece is a little confusing to me.

MS. BROWN: Madam Chair, I can clarify that. Our current ordinance prohibits chaining of dogs and does not impose a leash requirement. It allows for voice control. What the Animal Control Committee has drafted into a proposal is a loosening of the no chaining provision. And that is what has not been [inaudible]

CHAIR HAMILTON: Loosening in what way? Making it that some people could chain sometimes?

MS. BROWN: Correct. There are some instances where some types of confinement by a lead –

COMMISSIONER HANSEN: Tethering.

CHAIR HAMILTON: Tethering is okay? And so that's what we've not added.

MS. BROWN: That's what we have not added.

CHAIR HAMILTON: Okay, well, that clarifies it for me.

COMMISSIONER ROYBAL: I do remember this conversation and what it was, let's say somebody has a confinement that they have their dog in and it's jeopardized for some reason and the dog gets out. And it's on a Wednesday and they can't take off work and they can't work on it till the weekend, then they can temporarily tether their dog until they can make those –

CHAIR HAMILTON: Repairs?

COMMISSIONER ROYBAL: Yes. And maybe it's something we have to add that they have a month or two to rectify the situation. Because we don't know what they can afford, the time and what it's going to cost, how much it's going to cost them.

CHAIR HAMILTON: Okay. So that's a good clarification. So that actually – with those two clarifications, when you guys send us the current status we can at least read it and understand the history behind it and what is on the table to act on and if we need to discuss any modifications. Is that good? Thank you. We weren't intending to act on it today. This was to update us so that we can all go, oh yeah, and then be thinking about it so when we get it and it's on a future agenda we'll be informed.

MS. MILLER: Yes. Madam Chair, I brought it up because several Commissioners have been contacted by constituents that we need to do something about our vicious dogs, or about barking dogs and our ordinance. And the fact of the matter is we did do something. We actually did change this ordinance.

CHAIR HAMILTON: Yes.

MS. MILLER: And the only thing we did do – we changed this ordinance, as Rachel said, to the extent that we could by law, relative to vicious dogs. Whether we did everything to the extent we could for barking dogs, I don't know, but we also dealt with the tethering. We did a lot of things, and we put this task force in place because there were people who still weren't happy about the way the ordinance ultimately was approved. So we put the task force in place to kind of look out for some other alternatives. What we did not do was adopt those recommendations.

I can just tell you every time we've had this ordinance in front of the Board we always have unhappy people, because there are people who want it to be more restrictive and then there are people who want it less restrictive. So that's just the nature of them and it's not just in Santa Fe County. I think every county grapples with this issue.

COMMISSIONER HANSEN: Madam Chair. David Coss, Mayor Coss said when they dealt with the animal city ordinance he'd never deal with it again.

MS. MILLER: Madam Chair, Commissioners have brought it up to me because they received calls from their constituents and they wanted to know what we could do and I wanted to let you know where we were. We had left those recommended changes from the task force still on the table, and I think before a request for bringing the task force, I think before we do anything with the task force, we ought to look at what the task force has already done and whether you want to make any changes based upon those recommendations and then decide if you want the task force back to do anything in addition to that.

CHAIR HAMILTON: I would agree with that.

COMMISSIONER HANSEN: Yes. I think that's a good idea.

CHAIR HAMILTON: Recognizing that the business of never making everybody happy, I think the goal is not just to be middle of the road, like taking the average of what you hear is the answer, it's to have sufficient empowerment to control bad situations without unduly punishing reasonable situations, like the reasonable tethering as opposed to the dogs that are chained and left in the heat and the cold with no food. The abuse situations. And so I think that's what we're attempting is to try to get wording and regulations that give us options and take other options as well. Even the people who were promoting the no tethering ordinance and offering services that would help people on whom it was a financial burden, who needed some education on it. So there are always multiple ways to go at this. Commissioner Moreno.

COMMISSIONER MORENO: On the dogs, the City – I don't know much about what the City does when they fine people. They do have fines but I believe that the County is not getting its share of the action, so to speak. And so our deputies are taking dogs to the shelter on 599 and they don't distinguish if it's a country dog or a city dog. But mostly that problem is when they're unleashed with no tags and that sort of thing. So back to my common sense idea to engage the City and figure out how we can recoup some of the problems in this area that we need a cut of the cost of the process.

CHAIR HAMILTON: Thank you. So Manager Miller, I think there were several other miscellaneous updates.

7. C. Miscellaneous Updates (cont.)

MS. MILLER: One other.

CHAIR HAMILTON: One additional update?

MS. MILLER: Yes, Equally controversial subject: solid waste ordinance. Also I believe you've received calls, because our solid waste permits will expire December 31st and January 1st the fee for the permits will go up. This is another one of those ordinances that I think we visit every two years and lately it's been every year. So if we go back to – I want to say it was 2013, we had a task force. A couple Commissioners were involved in that task force.

That task force made several recommendations relative to what we could do with our solid waste program to improve recycle, to set our fees in a way that would hopefully incentivize people to recycle more. And at the time I think the goal was to get our permit fee structure such that it generated approximately 30 percent of our total cost of our program. I don't know that we've ever hit the 30 percent but permit fees, what customers would pay or residents would pay for their solid waste permit was targeted to go up year after year until we hit – I think in the initial recommendation they would go up every year for four years until the 12-punch pass was \$140, which was estimated at that time – this was several years ago – that based on the number of permits that we would see at that time that we would generate enough revenue to be about 30 percent of our revenue, or that essentially the cost that people were paying was about 30 percent of our actual cost to provide solid waste services.

We put that in place. We revisited that ordinance a few times. One time we made

the permits – they got up to \$110. They never made it to the \$140. They got to the \$110 and then the ordinance was changed so that they never expired. That change I think happened in 2015. Then we did another change in 2018, October of 2018 and there might have been another one in the middle there, but in October of 2018 we changed the permit fees so that they – oh, we did a moratorium. Previously we did a moratorium. So there was another one in there. We did a moratorium on the permits getting up to – so at first we did it so they didn't expire. Then I think you were all here except for Commissioner Garcia, we did a moratorium on the increase for a couple years. Then in 2018 – that might have been in 2016 we did that.

COMMISSIONER HANSEN: 2017.

MS. MILLER: 2017 we did the moratorium for two years. Then in 2018 we redid the fee structure, and what we said is, okay. The permits will still go up on January 1, 2021 – 2020 – no actually, 2021. So they don't go up this year. They don't go up till 2021. But what we did is we dropped the price for all the smaller punches.

CHAIR HAMILTON: So there wasn't disincentive.

MS. MILLER: Correct. To buy less. So we got rid of this not expiring. So they now expire annually. So they expire annually, but you could buy less punches. And the average price per punch, whether you buy a three-punch, a six-punch or a 12-punch, it's \$9.16 per trip. And only if you buy a one-trip punch, that's \$18. And that does go up on January 1, 2021. All of them go up on January 1, 2021. They don't go up this year. Not 2020.

So I think there might be a couple of things going on. I think some people think that the price is going up. The price isn't going up. The punch prices go up January 1, 2021. Secondly, we did make it so that regardless of how many punches you bought it was the same price per trip, except for the one trip. But it's my understanding individuals are now concerned that their punch passes expire. They've been expiring since October of 2018, because the change in 2018 was dropping all the prices per permit, or per trip, but that they would expire.

Permits expire at the end of the calendar year in which they are issued and permits must be obtained and purchased in advance of use at the convenience centers and are non-refundable. So that's what the ordinance currently says. And then we repealed and replaced the schedule of the waste permits, because it used to be that the 12-punch was the cheapest per trip but we made it so they're all the same.

CHAIR HAMILTON: We made it so they're all the same –

MS. MILLER: Except for the one. Correct.

CHAIR HAMILTON: We made it was all the same because – otherwise there's a disincentive for buying fewer punches, and if they don't expire it's fine. You can buy a 12-punch pass in November, because it's not going to expire on January 1st and you can get that price break for having the economy of scale. So now if you want to tell people, well, it's the end of the year, buy fewer punches because they're going to expire. The problem is when you get toward the end of the year and they're just selling 12-punch passes and not reminding people that they expire and people get pissed off. So they should be able to know it would probably be beneficial, and Gary's doing a lot to try to fix it with individuals who have that problem.

Because for the most part I think that people who are running the program are

very aware and have been good about trying to educate people. So basically we probably need giant yellow signs with red letters that say, it's November. How often do you come to the dump? Consider only buying a three-punch pass or something to make that problem go away.

MS. MILLER: So my question is, if we don't want them – one meeting before the end of the year. These punch passes expire on December 31st. They cannot – because the ordinance does not allow people to continue to use any punch passes that they currently have. If the Board wants to do something different I would need to bring a change to the ordinance on December 10th.

CHAIR HAMILTON: But we can't do that. It's an ordinance, right? You need public notice periods and all that stuff.

MS. MILLER: So the best I can do is bring publication of title and general summary but that's not going to – I mean, we could tell people to hang on to their – there's nothing – I don't know if we could do something where people could come in and exchange – if they had a receipt that they just bought it, but as it stands right now I have no ability to exchange it or to extend it without an ordinance change.

CHAIR HAMILTON: Well, the issue in principle is less of a problem – the expiration is addressed by the fact that they can buy individual, smaller passes. Smaller number of punches. But you get some people that are caught in the shift. They went in and bought it and they have a receipt having bought a 12-punch pass in November, not to beat the system, just because they use 12-punch passes because they go every month, and that's what's efficient. Passes aren't actually that easy to buy. That aren't that many places you can go buy them. You can't drive up to the disposal sites and buy a pass. You have to go to a senior center or something.

I think that right now we probably have only a few people that we have to deal with some sort of fix, saying here's the way it's supposed to work and from now on, you

MS. MILLER: I just don't have any way to do it, because the ordinance doesn't allow us to do it.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: So is there some way that by December 10th we could do a mini title and summary and add in, say, we recognize that people have a hardship and by past experience they have continued to buy the 12-month pass because that's what they've always done and can we issue them a pass for what is left on their pass from last year.

CHAIR HAMILTON: Let me just say you can't put 30 days between now and December 10th no matter how you try to fix it. For the few people that have a real problem, there's nothing in the ordinance that says that you can't refund them the money for a 12-punch pass, let them buy three punches, or one punch till the end of the year and then fix it next year. Then we can maybe change the ordinance and have all the passes expire except the 12-punch and that goes for 12-months from the date of purchase. Or put up giant yellow signs at every place to remind all the personnel to say when people are coming in October or November and they want to buy a 12-punch pass, somebody goes, do you come every week? Because there aren't 12 months in the year left.

There are a few instances I know, if you can't extend their passes, refund them

their money for a smaller pass and fix the ordinance next year. Commissioner Garcia.

COMMISSIONER GARCIA: Just real quick. Can we do title and general summary at the December meeting and then in the first meeting, the 14th, the 10th of January then pass it? That will give us 14 days from January 1st.

CHAIR HAMILTON: That's fine. That will be fine for most people but there will be a few people whose passes then – who will have 10 or 11 punches that expire on January 1st.

COMMISSIONER MORENO: Amnesty.

CHAIR HAMILTON: Yes. Right. Just tell them to ignore it.

MS. MILLER: Madam Chair, I don't think I can do something without an ordinance change. The permits say that there's no refund. They say when they expire. It's a slippery slope if I just all of a sudden say, well, okay, this person and that person. I don't think you want me doing that because this ordinance – I'm just saying I don't feel comfortable because I don't know how I would do it. I think I have to have very specific

CHAIR HAMILTON: I didn't know they were non-refundable.

MS. MILLER: They've always been non-refundable. This has just been one of our issues. Like I said, this is one of those things that creates a lot of frustration with the residents. So I would need to do some kind of ordinance change. We could have, I suppose, a special meeting to do it. I don't know if that's what the Board wants to do, or if –

CHAIR HAMILTON: How many other Commissioners actually have – how many people do you think there are who've called in and said, I just bought a 12-punch pass not knowing they expire?

COMMISSIONER ROYBAL: I have three.

COMMISSIONER HANSEN: I have a couple.

CHAIR HAMILTON: I have one so there are five.

MS. MILLER: I suppose you could tell them to hang on to them and we could do something in January where they could get a credit towards the purchase of a new one.

CHAIR HAMILTON: That's fine. That's just as good as any other solution. I was going to say the Commissioners can just buy 5 new passes for the January 1st and fix the short-term problem and then fix the long-term problem.

COMMISSIONER ROYBAL: Madam Chair, as soon as the year goes by, those are going to probably double or triple those phone calls. I'm sure they may be more.

COMMISSIONER HANSEN: You bet.

COMMISSIONER ROYBAL: So I think that this solution that Manager Miller has come up with, because then we can maybe have a sign at the substations or even at the transfer station saying that we're going to give credit for this year, and then be aware of it next year. But I still want to bring up the point that I think we need to figure out a way of charging a little bit differently. I know that I talked to Manager Miller about the scales. I had mentioned that at one point because there are a lot of smaller contractors that do a remodel and they tear out sheetrock and different things. They take it to our transfer station and that's a lot of weight. We get charged by the weight, right? Where

we're taking our trash. So that's how we establish what the cost of permits are is the total cost is going by weight.

So you have somebody that has typical household trash, it's going to weigh a lot less than sheetrock and those materials. So I know we can't probably, because it would change our whole charging system for us to charge for the passes. It would be a very difficult feat for us to move forward with, but if there's some other way to figure out a way to charge differently for household trash versus commercial type construction trash it would be, I think beneficial to our constituents.

And I think that contractors should pay probably more for the trash that they're putting in our transfer stations.

CHAIR HAMILTON: I thought commercial did.

COMMISSIONER ROYBAL: I don't believe that our transfer station in Pojoaque, because I've taken trash myself and I would have gladly paid – because I've brought toilets and sheetrock because I was helping my daughter with a remodel and so we tore out all kinds of lumber and everything and it was a huge trailerful and I got card punched once. I think that in those situations there's got to be – it should be thought of a little bit differently.

CHAIR HAMILTON: That's not a bad idea.

MS. MILLER: And Madam Chair, Commissioner Roybal, we have had discussions about going to different ways. I think part of it has been, because we have these other transfer stations that we lease, very small ones. There was no way to do scales at those. I think if we go back to the recommendations of the task force it was to get down to having just a couple of major transfer stations, and if we did that, and we closed the – because there's two ways to recover our costs: lower our costs or raise our fees. So that philosophy of going by tonnage was one that, well, yes, if we went to having less transfer stations.

If we went to having three kind of major transfer stations, one in Jacona that we owned, versus a lease, one in San Marcos and one in Stanley and then if there was a way to use the BuRRT or the dump for Tesuque and La Cienega. We can get back and kind of reconstitute a task force again. It's just really difficult, and I don't know, because we can't have – and part of it's a technology issue, we can't have – and maybe there's good enough coverage now. Maybe there's better cell coverage, and maybe you could use like a debit card instead of a punch pass. But in the past we have not been able – we can't accept cash at the transfer stations because it's a danger for the staff.

CHAIR HAMILTON: Sure. That I agree with.

MS. MILLER: And it's a fraud issue. Embezzlement. We've had – we used to accept cash at the transfer stations and we had employees that embezzled. We also didn't have electricity and we didn't have internet, so that was why we couldn't use scales at some of them because we didn't have any electronics.

So it might be – times may have changed where we actually have something or can use solar or something but it's definitely a challenge where we're limited by cell coverage, electricity, things like that, at the rural ones, and our big complaint when we talked about closing the smaller ones, we had a lot of people to say, oh, that will just encourage people to dump. You've made it less convenient. They're not convenient centers. We have to drive too far. Oh, I forgot Eldorado. So Eldorado, San Marcos,

Stanley Pojoaque Valley and then close the smaller ones.

CHAIR HAMILTON: Those are good points and Gary had brought up that the County is moving towards the ability to do electronic payments. It might be another ten months or a year before it's really up and running, but that could open up other possibilities, and I think he mentioned a few other things with respect to cell coverage and internet access and other options – satellite options and solar options. So maybe if we look into that we could get a better solution, but frankly, I just want to put on the table that your solution for something we could do for the individuals, for the immediate problem, did sound good. Commissioner Roybal.

COMMISSIONER ROYBAL: Just real quick. I just wanted to add to that. One of the reasons we made the permits, three-punch card and 12-punch card the same price, one of the points that I brought up is that I felt like people that can't afford a 12-punch permit were being penalized because they can only afford to buy a three-punch permit. They're sort of being penalized because they don't have as much money as other people.

CHAIR HAMILTON: Exactly. That was the point I was trying to make. I agree, and I thought we fixed that. Part of the fix only works if they understand the dynamics of how to plan for when they expire.

COMMISSIONER ROYBAL: And then going back to possibly only having a couple of transfer stations, I think that if we offered a transfer station that had a scale and people started hearing, well, it's a lot cheaper to go to Pojoaque if you just have household trash because it's going to cost you less in the long run to use that station, versus going to where you're still using the punch pass and maybe that would actually get people to going to these other ones even if it's a little bit further to drive. That could change people's mindsets, but it might take a little bit.

And at that point, when it's only 20 or 30 customers that are going to one of the transfer stations, [inaudible] Just food for thought. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. That was excellent.

MS. MILLER: So Madam Chair, we'll bring request to publish title and general summary on December 10th with the ordinance for the beginning of January with some way to refund but credit to the purchase of the next year this year. And if anybody does call you and they're in that situation, make sure they save their receipt so that we can identify when they purchased it.

CHAIR HAMILTON: Excellent. Thank you. So have you finished? I think that's everything under –

MS. MILLER: That was everything under Matters from the County Manager.

7. MATTERS FROM COUNTY COMMISSIONERS

- B. Resolution No. 2019-143, A Resolution in Support of the Appropriation of Funds by the New Mexico Legislature for New Mexico Grown Fresh Fruits and Vegetables for School and Senior Meal Programs and Related Education Programs for Schools and Farmers [Exhibit 2: Food Policy Information Sheet]**

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Welcome, Patricia and Pam Roy. Nice to see you both. This is a resolution I've brought up the last three years and I think that it's incredibly important to provide fresh food to our youngest and our oldest populations and if you read the resolution you can see that it's really important to provide this kind of service throughout the county. We have a lot of people who face food insecurity. It goes along with our dedication to the Food Depot and raising food, raising money to feed people with food insecurity. So I respectfully request that the County Commission pass this resolution and I'm making a motion in support of the appropriation of funds to the New Mexico legislature for New Mexico grown fresh fruits and vegetables for school and senior meal programs and related education programs for school and farmers.

CHAIR HAMILTON: Okay. I assume everybody read it, but actually, before I have further discussion then –

COMMISSIONER HANSEN: Can I have a second?

COMMISSIONER ROYBAL: I'll second.

CHAIR HAMILTON: That was actually I was getting to and frankly, I think it was rude to make the motion before we actually heard the presentation.

COMMISSIONER HANSEN: I'm sorry.

CHAIR HAMILTON: But we now have a motion and a second and if you'd like to do the presentation I'd really appreciate it.

PATRICIA BOIES (Community Services): Thank you, Madam Chair, Commissioners. The presentation is really very short. As Commissioner Hansen said, this is similar to resolutions that the BCC has passed in the past several years. It's consistent with the County Health Action Plan with the priority for increasing consumption of healthy food and the specific indicator of increasing the percentage of people consuming five or more fresh fruits and vegetables a day. And the only difference between this one, or the primary difference between this resolution and the ones that have been passed in past year is that it also specifically refers to fresh produce for seniors, and the legislature has – there has been legislative support for that in the 2019 legislative session so we thought that this resolution should include appropriations for New Mexico grown fresh fruits and vegetables for senior meals. So it's consistent with everything that we are doing as a County and our Commission Connect project, which is connecting people with the resources they need, including food.

CHAIR HAMILTON: And so what is it going to help support, specifically? The appropriation that we're going to pass?

MS. BOIES: It's going to help support New Mexico grown fresh fruits and vegetables for school meals, so for school districts.

CHAIR HAMILTON: The existing program is what I'm asking. Is it going to expand it?

MS. BOIES: It's an additional appropriation for that, and then also there's an existing – it's more of a pilot program for meals at senior centers, and the hope is that that could be expanded, because that's not affecting Santa Fe County in specific this year. And I will let – Pam has been more involved with speaking to the legislators, so if there are additional questions about exactly what's going on in the legislature she could speak to that.

PAM ROY: Madam Chair and Commissioners, I'm just going to share there. These are examples, so I won't go through them in detail. Just to share it really quickly. There are various priorities, and the reason why the word education are in there and other support programs in that resolution – and I won't go into this in detail. This is just for you to have beyond the moment, so we also potentially would have the opportunity to work with your lobbyists during the legislative session, if these are priorities on your docket.

So to add to what Ms. Boies shared, a couple things you do know, because of the work you all have done, and this work statewide and to your request is for instance, in the schools, year before last the state legislature appropriated \$425,000 for schools to purchase local produce. The consequence of that was schools purchase almost \$1.2 million in New Mexico grown fresh fruits and vegetables. So it's an incentive for schools to learn how to change their way of budgeting to buy local. So they're not buying quite as much outside of New Mexico and they're buying more inside New Mexico.

So to Ms. Boies' point, we really want to see that program happen in the senior centers and potentially in early childhood care beyond that. But there's also support programs and this last legislative session there was a package of programs that we really advocated for that include agriculture workforce development initiative – it's a program that farmers and ranchers can apply for and it really gets young adults, or adults who want to learn how to farm and become farmers and ranchers into a viable program.

This year we really want to push for a K through 12 New Mexico food and agriculture experiential learning grant program, which means schools could apply for a grant or grants for experiential learning programs. It could be anything from FFA to 4-H to ag in the classroom, cooking with kids, to pair up with those fresh fruits and vegetables that are served in the cafeteria.

So a health act was passed and now an appropriation for a program for farmers and ranchers to apply to, and the ones that Ms. Boies brought up, which is to expand programs for seniors, really focusing on New Mexico grown in varying ways, like the expansion of the farmers market nutrition program and this school pilot.

So those are a few programs that we're really focused on and we're working in cooperation and partnership with the New Mexico Food and Agriculture Policy Council, that's the sheet you have here. These particular initiatives have been submitted to the Legislative Finance Committee and the governor's office as well, and we've been working very closely with all of them.

CHAIR HAMILTON: So are there other questions?

COMMISSIONER GARCIA: Just really quick, Madam Chair. First of all, thank you Pam Roy for what you do at the state legislature for the last five, seven years. I actually have seen you do what you do in order to get an appropriation of \$425,000 continuously for programs. I think that's great. I see the work that you do over there. Dealing with the school board, school districts, I actually see the importance of how it works and what needs to happen, why it needs to happen.

One of the things that's interesting that people may now know is Representative Ezell, Candy Ezzell, actually brought up, why can't we buy local beef? And so you're going down that road with her and just great job that you do.

And so instead of buying fresh fruit we actually can buy beef right there and can

feed our students. So one of the questions I have, the \$425,000, the senior program, will it affect that funding or is this whole new funding for seniors?

MS. ROY: Madam Chair, Commissioner Garcia, a couple things. So this year, for the senior program, this brand new senior program is a pilot program of \$50,000. It now is being housed in Aging and Long-Term Services. It's had a bit of a late start. It's going to be a program that starts in the winter. So it will start next week. But the good news is we still have farmers. We have farmers who have product that's just come out of the ground – apples, potatoes, winter squash, carrots, onions, pinto beans – and we have greenhouses. And Santa Fe Community College is a good example, actually. They're interested in moving into that marketplace with their new program as long as they don't preempt any other farmer in New Mexico from those original sales.

So that \$50,000, the request this year, moving into the 2020 session for the senior program will be \$100,000. The bill was already drafted and endorsed by the Health and Human Services Interim Committee two weeks ago. And Senator Stefanics is the sponsor along with Representative Gail Armstrong, both of the two senior bills on this sheet. So that's probably what we need.

COMMISSIONER GARCIA: Thank you.

MS. ROY: And to that \$425,000 with the schools, the legislature appropriated \$450,000 this year. The Public Education Department, now that this is a permanent program with staff in the Department of Education across the street, they're looking for a half million recurring. Right now only \$200,000 is recurring but they're hoping for it and they put that in their budget request to the Legislative Finance Committee. And this whole piece from the Department of Ag, this is their request to LFC.

So our goal is to see these things as a whole collective, and this is years in coming. And that all these departments are beginning to really focus on working together across sectors and I think, one, this is happening now. And we've been working with these departments so we're seeing not program by program, appropriation by appropriation, we're putting them as a whole and working all year round to hopefully see permanent programs of these.

COMMISSIONER GARCIA: Madam Chair, just really quick on that note. There's a lot of stuff that are happening that help everyone to communicate – the schools, the state, the County and City, because we've been doing it, anywhere from the Yazzie/Martinez lawsuit that these schools actually just participated and won for the – how are we going to do this? It's almost going to be like almost a \$900,000, for all that. How do we do it? There's a lot of stuff that are happening out there. But thank you for what you do and thank you for what you do for our local industry farmers.

MS. ROY: Thank you.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: So being a localist and one of my long-time dedication to localism, I feel like this is such an important part of that initiative to make sure that our children understand that local food is grown right here in their own backyard. And that seniors have access to local food. Not everything has to come off a shelf and has to be trucked into the state and that New Mexico can actually produce food that really satisfies our children and our seniors. So I'm really grateful that you have

added seniors into this program. It makes me really happy.

CHAIR HAMILTON: And not to mention that local food is much more secure, so there are security issues as well as sustainability issues. It's a very excellent idea and it's very good to see things starting to come together, because this does have – it's chic to think about co-benefits. So you have a direct benefit to the kids and the seniors because of the importance of fresh food and then there's the benefit on the other side to the local economy and agro-industry and whatever. So I know how much effort it takes on your part. That's quite amazing. So are there additional questions?

COMMISSIONER GARCIA: Make sure and actually help out the green tractor farm in La Cienega. There's a community farm there. And all the rest of them.

COMMISSIONER HANSEN: We all have community farms.

CHAIR HAMILTON: That's right. And we should have more of them. So if there isn't any further discussion I have a motion and a second.

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

COMMISSIONER HANSEN: Thank you.

CHAIR HAMILTON: Thank you for coming and for doing this work.

MS. ROY: Happy Thanksgiving and I hope you're all eating local.

8. C. **Resolution No. 2019-144, a Resolution Supporting the Protection of Wildlife Corridors in the Upper Rio Grande Basin, Urging the U.S. Congress to Adopt the Wildlife Corridors Conservation Act of 2019, and Expressing Support for the Santa Fe National Forest to Adopt and Establish the Caja del Rio Wildlife and Cultural Interpretative Management Area**

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: So I don't have anybody to present here, but this is something that I have brought up before. Last year we supported the Wildlife Corridor Act in the legislature and this is a Wildlife Corridor Act in the Congress, and it was introduced by Senator Tom Udall to establish a national wildlife corridor to provide for protection and restoration of certain native fish, wildlife and plant species. Further, the purpose of the Wildlife Corridor Conservation Act of 2019 are, one, support a diverse array of native species, including species protected under Federal, State, and Tribal law, that have experienced or may experience habitat loss, degradation, fragmentation or obstruction to connectivity; to provide long-term habitat connectivity for native species migration, dispersal, adaption to climate and other environmental change, and genetic exchange; to help restore wildlife movements that have been disrupted by habitat loss, degradation, fragmentation, or obstruction; to facilitate coordinated landscape- and seascape-scale connectivity planning and management across jurisdictions; and to support State, Tribal, local, voluntary private landowner, and Federal agency decision makers in the planning and development of National Wildlife Corridors.

The reason I brought this forward now is because it is in the Congress and I wanted to be able to send this to Senator Udall so that he would know that the Board of County Commissioners supported this initiative. It's incredibly important to protect our wildlife that does not have a voice and we are their voice. So I am bringing this forward and I hope that you will support this. Can I make a motion?

CHAIR HAMILTON: Yes, you can.

COMMISSIONER HANSEN: And I would like to make a motion to support a resolution supporting the protection of wildlife corridors in the Upper Rio Grande Basin urging the US Congress to adopt the Wildlife Corridor Conservation Act of 2019 and expressing support for Santa Fe National Forest to adopt and establish the Caja del Rio Wildlife and Cultural Interpretive Management Area.

CHAIR HAMILTON: So I have a motion. Do I have a second?

COMMISSIONER ROYBAL: I'll second.

CHAIR HAMILTON: Excellent. So is there discussion or questions on this?

COMMISSIONER GARCIA: Just really quick, Madam Chair, in regards to the wildlife corridor, I think this is a great idea and I hope that will actually help Santa Fe County and the state of New Mexico because actually the other day I was driving down I-40 and we have these wildlife corridors down on I-40 that the federal government or the Highway Department actually has installed for the wildlife.

CHAIR HAMILTON: Bypasses?

COMMISSIONER GARCIA: Right. So one of the things that I'm interested in is, and this is happening all over Colorado is regarding can we put a camera to see how many wildlife, dogs, deer, elk, are actually going through there? Just data is what I'm interested in. I'd be interested to see whether they're working on not.

COMMISSIONER HANSEN: Yes. I would make the projection to say that they're working, but data is always good. We all want data because that supports our belief system.

CHAIR HAMILTON: Or not.

COMMISSIONER HANSEN: So this was a resolution that was specific and last year before you were on the Commission, Commissioner Garcia, I brought a resolution forward about supporting wildlife corridors throughout the state and that also I believe passed the legislature. So this was just another step in that process.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Further discussion? This is a very worthwhile thing to pursue. Very good that you've brought both of these resolutions. So we have a motion and a second.

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

8. A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions and Requests for Updates or Future Presentations

CHAIR HAMILTON: Are there any general matters from the Commission? Commissioner Hansen.

COMMISSIONER HANSEN: I just wanted to share with the Commission that I did attend the Santa Fe Water Sustainability issue on November 14th about the pipeline and it was interesting to see –

COMMISSIONER GARCIA: Which pipeline?

COMMISSIONER HANSEN: The pipeline to take wastewater from the Paseo del Rio – is that what they're calling it now; Paseo del Rio?

CHAIR HAMILTON: The City's.

COMMISSIONER HANSEN: On the Santa Fe River back to the Rio Grande to get the Buckman return credit. It was very interesting to see this presentation. One thing I would like to report is that there was a tremendous amount of consultants there. They must have hired at least eight to ten consultants for two nights to push this idea about the return flow credits. And both Commissioner Garcia and myself, the wastewater plant is in my district. The pipeline would be going through my district. And Commissioner Garcia has constituents downstream that are extremely concerned about the loss of water in their district.

Also there was members from the Cochiti Pueblo there who are also very concerned about this so it was a really good presentation and I'm glad that I went. And I think that we should have a seat at the table as Santa Fe County. And have a discussion about this with the City because we are part of the Buckman Direct Diversion and we have those return flow credits to the Buckman Direct Diversion.

So I'm just sharing that piece of information with you.

CHAIR HAMILTON: Manager Miller.

MS. MILLER: Madam Chair, the City has met with us and initially we were a part of that feasibility study but we were asked if we wanted to be a part of that based upon the thought that we would have wastewater that we could take from the Quill Plant to be either put back up stream, back into the river, or treated, but at the time that that study was done, the feasibility study was done was several years ago and the out of our plant is not of a quality that any of those options would be feasible. Just to say though we are improving that and we do have a contract out right now for design-build for the Quill plant and hopefully we will have a different quality of water coming out of our treatment plant to have options of things that we could do with that.

As far as customers that we have, and our wastewater is sent to the City's treatment plant, we do not receive any credit for that. If we were a part of the reuse line to the river we could benefit based upon our San Juan-Chama water rights for return credits. Our San Juan-Chama water rights.

COMMISSIONER HANSEN: So it was a number of years ago, I think in 2015 it was called the Corolla study that was done. Anyhow, I just wanted to share that information and thank you Manager Miller for that update. I appreciate that.

The other interesting community event I went to was PNM held a technical meeting on community solar and it was clearly just a technical meeting and not to discuss policy and policy was kind of discouraged in all ways but it was an overview of what they're capable of doing and what they're not capable of doing. And one of the most interesting things about the meeting was the fact that they don't know the real time data and the electricity is produced at the moment it's used. And they don't have the ability to calculate how much electricity is used in a month's time. Their meters are not smart. That was kind of their reasoning for this.

CHAIR HAMILTON: For what?

COMMISSIONER HANSEN: For not having community solar. It was a little disappointing.

CHAIR HAMILTON: I'm not sure it's technically accurate either.

COMMISSIONER HANSEN: Well, the guy was their technical expert, so to speak. I just wanted to share that information because I think it requires more discussion and more ability, because I think community solar is incredibly important for the state and we need to find a way to do this.

So those are really my only two updates. I am on the Northern Rio Grande Heritage Executive Board and we are in the middle of a search for an executive director, so if anyone is interested they could go to the Northern Rio Grande Heritage Area website and apply.

CHAIR HAMILTON: Thank you. Commissioner Moreno, do you have anything?

COMMISSIONER MORENO: No.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. I just want to see if we can get information presented to us relative to what it takes for a Santa Fe County resident to actually apply to get a permit to put solar. I think that there is a lot of requirements necessary to get a permit to put solar on your house that aren't really necessary. I think there's other states that you can apply online and get your permit to put solar on the same day. And I think in Santa Fe County, I could be wrong, but I'd like to get that information presented because I think we require for residents to show where their well is, where their septic tank is, things of that nature which I think it just makes it to where some of the residents may change their mind about doing it because it's so much paperwork to fill out.

So I think for us to promote solar power we need to make the permit as easy as possible. I think that there's a lot of things – whether or not where you're going to put your solar panel, it doesn't matter where your septic tank is unless you're going to mount it and you want to make sure you don't hit it. The other thing is I think it's more of a permit like a carport. Basically, they want to make sure it's structurally sound when they put it on your roof.

CHAIR HAMILTON: It should be easy to do that.

COMMISSIONER ROYBAL: CID should be involved to make sure that it is installed correctly, but I really think that the permit process should be simplified at the County so I'd like that to be something we look at.

COMMISSIONER HANSEN: I would support that.

CHAIR HAMILTON: Excellent. Yes. Commissioner Garcia, did you –

COMMISSIONER GARCIA: So just really quick. I'd just like to wish everybody out there in the community a happy Thanksgiving.

Also, in regards to the PNM issue, I find that kind of hard to swallow because they send me a bill every month and that thing is detailed.

And in regards to the waterline that's actually proposed by the City of Santa Fe, there were comments in the paper the other day, Sunday, and what we do with that.

CHAIR HAMILTON: What were they?

COMMISSIONER GARCIA: Just in regards to I have a lot of concerns as into what the City wants to do for the people in the La Bajada area, and for people in the La Cienega area that actually utilize that water for irrigation.

Also, I don't do this very often but I'd actually like to thank Ambra of my staff who actually is really helping out in dealing with some situations in the past month or two months and she dealt with, and so thank you, Ambra.

That's it. Happy Thanksgiving to everybody here at the table. Manager Miller, thank you for what you do.

COMMISSIONER ROYBAL: Madam Chair, I want to echo Commissioner Garcia's wish for everybody in Santa Fe County to have a blessed Thanksgiving and be safe. Make sure that we take care of one another and use Lyft or whichever ride service that you need to make sure we keep our roads safe. We do have a lot of people during this time of the year that like to celebrate with their families and friends, just make sure we're safe and look out for one another. So I just want to make sure everybody has a blessed holiday season. Thank you.

CHAIR HAMILTON: That sounds great. Gosh, I have a few things. I only had one or two but really there are a couple of issues. The County ought to be engaged with the City on the City waterline and as Manager Miller said, I certainly someone who already has been fairly engaged. Water issues go across jurisdictional lines. So the way we plan, and given that the County is trying to plan conservation, and we've been trying to do that in conjunction with the City. That's part of the reason we have a Water Policy Advisory Committee. The City has a Conservation Committee, and frankly, they have been working together and talking about this.

And as part of having a seat at that table and talking over the last three years that we've been [inaudible] with the City about this project, we have talked to them about some of the things that are important to the County, including being able to plan into the future more than just strictly the existing framework within which water is managed in the West, which forces consideration of getting return flow credits to be able to manage water and how to best use water supplies planned into the future. And that has centered around using that pipeline for other things.

That pipeline, whatever the actual percentage of it is, can potentially get water that – 20 year ago, return flow credits were the way western water users managed water. You put it back and you could take it out later. Diverted water, you put what you can [inaudible] and take it out later. But that pipeline brings water 90 percent of the way up from the treatment plant to where you could return it to the river. You could divert it directly to BDD for direct reuse. You could take it up into the Santa Fe River and pass it

out before recharge. You could consider diverting it to where the Buckman wells are to enhance their recharge.

The truth is the City is now talking about those options so they have come around and expanded their planning on that, and I think that's part of what the County ought to continue to work with the City on to be able to use that to its best advantages.

And the other thing that actually Manager Miller mentioned had to do with other options, looking at the bigger picture. It is true and it's understandable that people have gotten used to using water that has been available even though that's water that's – weirdly, we think about water ownership, right? And there you have water that hasn't been used but that the City municipality has a right to use, kind of like having a viewscape across somebody else's private land that you now may not be able to have because they want to build their house there, and you object because you say, well, I've always had that viewscape; I have a right to have that. Well, now somebody else owns the land.

So the County does have options that we can look at in terms of other water for some of that other use. So I think we need to continue working with the City and to look at in the bigger picture.

I do want to join everybody else in wishing them an incredibly happy Thanksgiving.

I had a really horrifying experience this morning. I spent my entire morning out with a horrible head-on collision on Route 50 on the road into Pecos and thank goodness, nobody died. But it was horrific and alcohol was involved, that early in the morning. Really ruined the lives of a family of seven. They all got transported to various local area hospitals and so what I really want to make a pitch for is for everybody to have as blessed a holiday, have all the fun you want, but please, please, please, if you have lots of fun and you drink, please don't drive.

Community solar, I can't help but feel a little snarky. I agree with you completely. Community solar is hugely important, but the technical experts for the tobacco industry argued against the science of cancer-related deaths and I just find it difficult to just accept because they say, I'm the expert here from out of town to tell you what's possible, that it's not technically feasible for them to track use and yet that's the exact kind of information they base their fiscal planning on. So I kind of had to chime in on that and I think you kind of implied the same thing and we really need to push community solar.

And on a small, local note, the first Saturday of December, December 7th, another Coffee with the Commish, and this time it's going to go from 9:00 to noon. People should come from District 4 or frankly any place you want to come from, because we do have donuts and coffee, to talk about anything that's on your mind and people in District 4 know that there's a big water project, the line that's going to Eldorado and then to Cañoncito, and Public Works will be there to talk about that project because that project has advanced to the point of I think 90 percent design and they're moving ahead with the next steps in terms of getting rights-of-way straightened out and giving information to the public about it. So they will also to talk about that project, so anybody interested in that should come and learn something. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you very much for your support on those issues. I appreciate that. Since Daniel has come into the room, I wanted to mention

that I did send out with Ambra's help, which I'm grateful for, a Thanksgiving message to all the Santa Fe County staff to have a wonderful Thanksgiving but I can no longer send it out from my computer to all of the staff. So I would like to be able to continue to do that, but I was grateful to Ambra for having access to all of the County to send out my greeting. So I hope that we can resolve that and get it fixed like we had it before. I know with the move there's been many changes. So thank you, Daniel for everything.

DANIEL SANCHEZ (IT): I'll look into it.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: I actually had just one more announcement that I wanted to say. I want to wish Commissioner Garcia a happy birthday on Friday.

COMMISSIONER HANSEN: Happy Birthday.

CHAIR HAMILTON: You're 78 now, isn't it?

COMMISSIONER HANSEN: Are you 28 this year?

COMMISSIONER GARCIA: 61. Eligible for benefits.

COMMISSIONER ROYBAL: Also, just a happy birthday to my daughter Amber. She'll be turning 25 on Saturday.

COMMISSIONER HANSEN: Happy birthday.

CHAIR HAMILTON: But you're only 28 too. Happy birthday. Anything else?

9. MATTERS FROM OTHER ELECTED OFFICIALS.

CHAIR HAMILTON: Seeing no other elected officials I think I'll close that matter.

11. INFORMATION ITEMS/MONTHLY REPORTS

- A. Community Services Department Monthly Report**
- B. Growth Management Department Monthly Report**
- C. Human Resources Monthly Report**
- D. Public Works Monthly Report**
- E. Public Safety Monthly Report**
- F. Finance Division Monthly Report**

CHAIR HAMILTON: First of all, thanks to all the department heads for those reports. Does anybody have any questions on them?

COMMISSIONER HANSEN: I appreciated all the reports and I liked seeing the numbers of how many houses were built.

CHAIR HAMILTON: That's very true. They're very informative and helpful. Thank you for that, because we don't want them to have to hang around. We really appreciate your being here and available.

COMMISSIONER HANSEN: And I thank you for all the reports because it's very rewarding to be able to read them and see all the great things that Santa Fe County is doing.

10. MATTERS FROM THE COUNTY ATTORNEY

- A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Public Hearing(s) on the Agenda, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1 (H)(8) NMSA 1978, including:**
- 1. *SNIC, Inc., et al., v. the Hoyt Family LLC, et al.*, Case No. D-101-CV-2019-00225**
 - 2. Potential Claims Arising from the Adult Detention Facility**
 - 3 Acquisition of Real Property Interests for the Santa Fe River Greenway Project**

MS. BROWN: Madam Chair if we could go into executive session pursuant to the Open Meetings Act, Section 10-15-1-H(7) to discuss pending or threatened litigation and specifically potential claims arising from the Adult Detention Facility.

CHAIR HAMILTON: I would entertain a motion.

COMMISSIONER HANSEN: I move to go into executive session to discuss the issues that the County Attorney brought forward.

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Thank you. Could I have a roll call?

The motion to go into executive session pursuant to NMSA Section 10-15-1-H (2, 3, 5, 6, 7, and 8) to discuss the matters delineated above passed by unanimous roll call vote as follows:

Commissioner Garcia	Aye
Commissioner Hamilton	Aye
Commissioner Hansen	Aye
Commissioner Moreno	Aye
Commissioner Roybal	Aye

[The Commission met in closed session from 5:30 to 6:23.]

Commissioner Hansen moved to come out of executive session, which motion was seconded by Commissioner Garcia, who confirmed that the only item discussed in executive session was that identified by the Interim County Attorney at the time of moving into executive session. The motion passed 5-0.

12. CONCLUDING BUSINESS

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

Upon motion by Commissioner Hansen and second by Commissioner Garcia, and with no further business to come before this body, Chair Hamilton declared this meeting adjourned at 6:25 p.m.



Approved by:

Anna Hamilton

Board of County Commissioners
Anna Hamilton, Chair

WITNESST TO:

Geraldine Salazar
GERALDINE SALAZAR
SANTA FE COUNTY CLERK

Respectfully submitted:

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

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
I Hereby Certify That This Instrument Was Filed for
Record On The 21ST Day Of January, 2020 at 09:39:24 AM
And Was Duly Recorded as Instrument # 1907066
Of The Records Of Santa Fe County

BCC MINUTES
PAGES: 53



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

SEC CLERK RECORDED 01/21/2020



THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY
RESOLUTION NO. 2019 - _____

A RESOLUTION ADOPTING THE SANTA FE COUNTY FLEET MANAGEMENT POLICIES AND PROCEDURES AND REPEALING AND REPLACING SANTA FE COUNTY RESOLUTION NOS. 2007-142 AND 2008-13

WHEREAS, Santa Fe County (“County”) owns, operates, and maintains a fleet of approximately 750 vehicles and motorized equipment, which are important tools in the effective performance of County operations; and

WHEREAS, the County expends over 6 million dollars annually for the acquisition, fueling, and maintenance of County fleet; and

WHEREAS, the County emits over 1,662 metric tonne of carbon from the operation of its fleet; and

WHEREAS, the County recognizes in multiple policies - including the Union Contracts, the Human Resources Handbook, the Strategic Plan, and the Safety Manual - that operating County fleet in a safe, efficient, and effective manner is a high priority for the County; and

WHEREAS, the Board of County Commissioners (“Board”) adopted County Resolution No. 2007-142, as amended by County Resolution No. 2008-13, which established a transportation fuel reduction and alternative fuel acquisition and use policy; and

WHEREAS, the Board adopted County Resolution No. 2013-7, which directed the creation of a County “Lead-by-Example” program that specifically includes energy reduction strategies; and

WHEREAS, the Board adopted County Resolution No. 2017-68, which set goals of reducing emissions according to the targets set forth in the Paris Agreement; and

WHEREAS, on August 26, 2014, the Board conditionally approved Santa Fe County Resolution No. 2014-18, “A Resolution Adopting the Santa Fe County Fleet Management Policy,” and because the conditions upon which approval was granted were never met, such resolution and policy are null and void; and

WHEREAS, formal vehicle management policies and procedures, which repeal and replace County Resolution Nos. 2007-142 and 2008-13, would eliminate unnecessary or non-essential vehicles from the County’s inventory, would encourage the proper allocation of vehicles across the County, would promote cost-effectiveness of maintaining the fleet throughout its lifecycle, and would support energy reduction and greenhouse-gas reduction goals.

SFC CLERK RECORDED 01/21/2020

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

1. The County shall endeavor to acquire, maintain, and operate a safe, fuel- and cost-efficient vehicle fleet.
2. Exhibit A is hereby adopted as the Santa Fe County Fleet Management Policies and Procedures.
3. This Resolution repeals and replaces County Resolution Nos. 2007-142 and 2008-13.
- ~~4.~~ 4. Resolution No. 2014-18 is null and void.~~4.~~
5. The Santa Fe County Fleet Management Policies and Procedures shall be formally reviewed and updated as necessary, but at least every five years.

PASSED, APPROVED, AND ADOPTED THIS 26TH DAY OF NOVEMBER, 2019.

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

By: _____
Anna T. Hamilton, Chair

ATTEST:

Geraldine Salazar
Santa Fe County Clerk

Date: _____

Approved as to form:



Rachel A. Brown
Interim Santa Fe County Attorney

November 14, 2019

**New Mexico Food & Agriculture Policy Council
2020 New Mexico Legislative Priorities as of November 2019**

The New Mexico Food and Agriculture Policy Council (NMFAPC) and partners/members, approved the following 2020 NM Legislative priorities at our November meeting. These priorities have been submitted to the Legislative Finance Committee and Executive Branch. Additional priorities will be added prior to the Legislative session.

Under the leadership of the NM Department of Agriculture (NMDA), and in their Legislative Finance Committee (LFC) budget request, we are requesting support for the entire NMDA LFC budget request of \$2.4 million that includes the following NMFAPC priorities:

Local Food and Systems Development: \$150,000 recurring to support expansion of farmers' markets, NM grown in grocery stores, the Double Up Food Busk (Supplemental Nutrition Assistance Program) at these locations, coordination of market opportunities for farmers, and training.

Tier 1&2: Lead organization: NM Farmers Marketing Association

Healthy Soils Act: \$150,000 to expand the new program that farmers and ranchers can apply to initiate a wide variety of on farm and ranch natural resource stewardship programs in partnership with agency support. Funds will support grants, program administration, research, education and outreach.

Tier 1&2: Lead Organization: New Mexico Healthy Soils Group

The Agricultural Workforce Development Program Act: \$150,000 to expand the new cost-share program for farmers and ranchers to provide internship opportunities for individuals interested in agriculture as a profession.

Tier 1&2: Young Farmers Coalition & NM Food & Ag Policy Council

NM Food and Agriculture Experiential Learning Grant Program: \$150,000 for schools to create/expand educational programs that integrate school gardens, cooking with kids, and appropriate curriculum on the education programs.

Tier 1: Lead Organization: NM Food & Ag Policy Council

NM Soil & Water Conservation Districts: \$200,000

Tier 2: NM Soil & Water Conservation Districts

Under the leadership of New Mexico's Aging and Long-Term Service, Department of Health and Public Education Departments the NMFAPC priorities include:

Senior Farmers' Market Nutrition Program (administered by the NM Department of Health Farmers' Market Nutrition Program): \$100,000 to expand the current program providing seniors with vouchers to be able to purchase NM grown fruits and vegetables at farmers' market. 97,000 low-income seniors are eligible for this program, but current federal and state funds only provide enough funds for 16,000 seniors to participate.

Tier 1: Lead organization: NM Food & Ag Policy Council & NM Farmers Marketing Association

Purchase NM Grown Fruits and Vegetables for a Senior Citizen Meals Program (administered by Aging and Long-Term Service): \$100,000 for city, county and tribal run senior centers to be able to purchase NM grown fruits and vegetables. A new in 2019, this program needs time to get off the ground like the PED initiative that is highly successful. This would serve seniors across the state and create a new economic market for farmers.

Tier 1: Lead organization: NM Food & Ag Policy Council & Farm to Table

NM Grown for School Meals (administered by the NM Public Education Nutrition and Wellness Department): Support for LFC recurring of \$500,000 annually. The Legislative incentive is helping school districts learn how to purchase local produce and build it into this budget. In 2018-19 schools purchased \$1.15+ million.

Tier 1&2: NM Public Education Department

SFC CLERK RECORDED 01/21/2020

These programs will: enhance children's diets while promoting healthier lifestyles and increasing academic achievement; increase access of New Mexico-grown fruits and vegetables for seniors; develop an agricultural workforce; provide soil health training and technical assistance to farmers and ranchers; and, will strengthen New Mexico's farming economy and rural sectors by expanding market opportunities for farmers.

The NMFAPC will help to lead and/or support partner organizations and agencies in these priorities as agreed upon by the NMFAPC members by consensus.

We welcome all participation through this process and throughout the year.

Contact and Information:

Pam Roy, Executive Director and Coordinator of the NM Food & Agriculture Policy Council
Cell: 505-660-8403 & pam@farmtotablenm.org. Sign up at: www.farmtotablenm.org