

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
MEETING

November 27, 2018

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

SFC CLERK RECORDED 01/10/2019

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

November 27, 2018

I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:10 p.m. by Chair Anna Hansen in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

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

Members Present:

Commissioner Anna Hansen, Chair
Commissioner Anna Hamilton, Vice Chair
Commissioner Robert A. Anaya
Commissioner Ed Moreno
Commissioner Henry Roybal

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Tori Gallegos, the State Pledge by Monica Acevedo and the Moment of Reflection by Sonya Quintana of the Human Resources Department.

I. F. Approval of Agenda

1. Amendments

2. Tabled or Withdrawn Items

CHAIR HANSEN: Do we have any amendments, tabled or withdrawn items? Commissioner Anaya first.

COMMISSIONER ANAYA: Madam Chair, I just wanted to thank Tori, Ms. Acevedo and Sonya for their presentation today.

CHAIR HANSEN: Thank you for correcting me on my pronunciation. I

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apologize.

KATHERINE MILLER (County Manager): Madam Chair, the agenda was posted on 11/20/18 at 1:02 pm and there have been no amendments, tabled or withdrawn items.

COMMISSIONER HAMILTON: Madam Chair, move to approve the agenda.

CHAIR HANSEN: Motion by Commissioner Hamilton.

COMMISSIONER ROYBAL: Second.

CHAIR HANSEN: Second by Commissioner Roybal.

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

I. G. Approval of Minutes

**1. Approval of the Board of County Commissioners Meeting
Minutes of October 30, 2018**

CHAIR HANSEN: Does anybody have any corrections, besides me?

COMMISSIONER HAMILTON: No, Madam Chair.

CHAIR HANSEN: Okay. On page 4, the middle of the page, Ms. Miller says okay and then the third line down it says Marie has been with us for 20 years of as of Many; it should be May. It should be May 20th. And then on page 5, fourth paragraph down. Here's another one, third line down, ago on April 1, 1991, and then there's a six at the end, so I think the six should probably not be there.

And then on page 22, under ordinances, under Mr. Blay, Fire Marshal, fourth line down at the very end, in collaboration with the Santa Fe County Legal Department and it's says ~~he~~ – I think it should be the. And then on page 54, fifth paragraph down, Chair Hansen, I think Commissioner Anaya was giving me so much grief that you missed the numbers but the three trip is the highest, one trip is double, that did not get reduced. But the six and the three are all the same as the 12. Instead of two. Is that correct? And that is all I have. So can I have a motion to approve this changes?

COMMISSIONER ROYBAL: So moved.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: I have a motion by Commissioner Roybal, a second by Commissioner Moreno.

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

I. H. Recognitions

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

MS. MILLER: Madam Chair, at the last BCC we did recognition, rather significant recognition of years of service. Today we're just recognizing those employees who have hit a five- or ten-year milestone in the last month and if you look in your packet there's about five employees – well, three who hit five years of service and two who hit ten years of service in November. In Public Works we have Claudia Borchert and Patricia

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Lott. They're both in Public Works. They hit the five-year milestone. And then in the Adult Detention Facility in Public Safety, Leonard Montoya hit the five-year milestone. And then also in Public Safety but in the Fire Department, Michael Jaffa is having his ten-year anniversary with the County, and Sheriff's Deputy Stephen Orr, also having ten years at the County on November 17th.

So we just would like to express our appreciation for their dedication to Santa Fe County and its residents and for their years of service here.

CHAIR HANSEN: Hear, hear. Thank you to everyone for your five to ten years of service to Santa Fe County. We are grateful for your service.

I. H. 2. Introduction of New Santa Fe County Employees

MS. MILLER: Madam Chair and Commissioners, in the month of October we had several new hires at Santa Fe County and in your packet is a list of the new hires. I'll quickly go through those and if any of them are here, if they would raise their hand if I call their name. Otherwise, just know they are here at the County and out in the various departments. In the County Manager's Office, a constituent liaison for the Chair, as a matter of fact, Sara Smith started with us on October 27th. In Finance, we have Jennifer Wilson, accounting supervisor.

In Community Services, Rosalie Vigil, she's a senior services transportation specialist. Jacquelyne Vigil in Corrections, case manager. Then we also have three new detention officers: Zachary Archuleta, Jose Rivera Suarez, and Esperanza Salazar. And we have two new life skills workers: Dennis Jaramillo and Ashley Silva in our detention facilities. In the Fire Department we also brought on several firefighters and forestry technicians. I'd just like to welcome Forrest Joy, Abel Perez, Christopher Serrano, Matthew – I think that's Wilson but I'm not sure. Caleb Graham Johnson, Ryan Krout, Nathaniel Lopez, Casey Trujillo and Darrell Vigil.

Then in our Dispatch Center, Felice Chavez, David Crispin and Miranda Gonzales are our new communications specialists. And then in Public Works/Roads Division, Jason Larrañaga and Nathan Ortiz. In Utilities, Anjali Bean is a project Manager II, and then rounding out our new employees are the Sheriff's Office employees, Clarissa Garcia, Baylee Baker, Aaron Pool and Ronald Lopez. I'd just like to welcome them all to Santa Fe County.

CHAIR HANSEN: I would support that. Again, I would like to welcome all of the new employees, especially my new constituent liaison. Thank you very much to Sara Smith for joining us at the County, and to all of the employees who have come here to make their career. Santa Fe County is a great place to work and I can't say that enough. I think it is absolutely the truth. We have the best group of employees and I'm grateful to be part of that.

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II. CONSENT AGENDA

A. Final Orders

1. **Case # SLTE 18-5010 Request for Extension of Time to File Saleh Phase I Plat.*** Senemar, LLC, Applicant, Design Enginuity, Agent, Requested an Extension of the Recording of an Approved Preliminary and Final Plat. Saleh Phase 1 Creates 3 Commercial Lots on 24 ± Acres. The Property is Located on the South Side of I-25 and East of Richards Avenue, Within Section 16, Township 16 North, Range 9 East (Commission District 5) Jose E. Larrañaga, Case Manager (Approved 5-0)

B. Miscellaneous

1. **Approval of County Health Care Assistance Claims in the Amount of \$50,488.63 (Community Services Department/Patricia Boies)**

CHAIR HANSEN: Does anybody have anything that they would like to table or pull off of the Consent Agenda or what is the pleasure of the Board?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Roybal.

COMMISSIONER ROYBAL: I'd like to move for approval of the Consent Agenda.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: And a second by Commissioner Hamilton.

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

III. ACTION ITEMS

B. Appointments/Re-Appointments

1. **Request Approval of an Appointment to the Health Policy and Planning Commission.**

CHAIR HANSEN: Hi, Patricia. Welcome.

PATRICIA BOIES (Community Services): Thank you. Good afternoon, Madam Chair, Commissioners. I'm here to bring before you a request for approval of an appointment to the Health Policy and Planning Commission for one of the District 1 vacancies. The person is Dr. Laura Brown. She's a medical doctor. She's worked at Santa Fe Recovery. She has a lot of experience in substance abuse and she's been part of our Santa Fe Opiate Safe Team. And her résumé is attached in your packet.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER ROYBAL: I would like to move approval, and what I was wondering is is Dr. Brown in the audience tonight?

MS. BOIES: No. She was not able to be here today.

COMMISSIONER ROYBAL: Okay. So I'd like to move approval.

COMMISSIONER HAMILTON: Second.

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

CHAIR HANSEN: Thank you. It's always nice and I agree with Commissioner Roybal, it's always nice if we have an opportunity to meet people who are on the board, since we all can't always make it to those meetings. So please extend to Dr. Brown we look forward to working with her and hopefully meeting her sometime soon.

MS. BOIES: Will do. Thank you.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER ROYBAL: I'd also like to add that I did have a conversation and spoke to Dr. Brown and I'm really excited to have her sit on the Board. I know that she's going to bring quite a bit of wealth to the board so I'm excited for her to join. Thank you.

CHAIR HANSEN: That's great. Thank you, Commissioner Roybal.

III. B. 2. Request Approval of Appointments to the DWI Planning Council

CHAIR HANSEN: Welcome, Lupe.

LUPE SANCHEZ (DWI Coordinator): Good afternoon, members of the Commission. Today, the DWI program is seeking the appointment of two individuals to the DWI Planning Council. The first is Mr. Jose Gonzales. Mr. Gonzales is a lieutenant with the Santa Fe Police Department overseeing both their patrol unit and their DWI unit. And with that I'll stand for questions.

CHAIR HANSEN: Any questions from the Board?

COMMISSIONER MORENO: I would move approval.

COMMISSIONER ROYBAL: I'll second.

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

MR. SANCHEZ: Thank you. The second individual is a lady named Lorelee Freilich. Ms. Freilich's passion for DWI stems from the loss of two close friends to the hands of a drunk driver. She has a strong passion for End DWI and that's why she's volunteering to sit on the Council. And with that I'll stand for questions.

COMMISSIONER ROYBAL: Madam Chair, I don't have any questions but I'd like to move approval. It's always good to have the perspective of somebody that actually has lost loved one and to bring that to the table as well, that experience. So I'd like to move approval.

CHAIR HANSEN: Do I have a second?

COMMISSIONER MORENO: Second.

CHAIR HANSEN: Second by Commissioner Moreno.

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

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III. C. Miscellaneous

- 1. Request Approval of Multiple Source Award, Multiple Year Contracts Nos. 2019-0004-A-PW/MAM, 2019-0004-B-PW/MAM, and 2019-0004-C-PW/MAM for the Purchase of Various Traffic Control Devices, Including Signs, Sign Blanks and Historic Markers for County Road Improvement Projects Throughout the County and Granting Signature Authority to the County Manager to Sign the Purchase Orders**

CHAIR HANSEN: Welcome, Mr. Taylor.

BILL TAYLOR (Purchasing Director): Thank you, Madam Chair. We have three multiple source/multiple year, four-year straight term, indefinite quantity contracts for traffic control devices in the county, awarding to Ozark Materials, Avery Dennison, and 3M Company. We received bids from four vendors and we've selected those three as the best reasonable price for the County. And due to the multiple term, indefinite quantity, it requires BCC approval. And with that, I'll stand for any questions, Madam Chair.

CHAIR HANSEN: Are there any questions from the Board? What's the pleasure of the Board?

COMMISSIONER ROYBAL: I'd like to move approval.

COMMISSIONER MORENO: Second.

CHAIR HANSEN: I have a motion to approve and a second by Commissioner Moreno.

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

- III. C. 2. Request Approval of Multiple Source Award, Multiple Year Contracts Nos. 2018-0286-A-PW/MAM, 2018-0286-B-PW/MAM and 2018-0286-C-PW/MAM for the Purchase of Various Traffic Control Devices, Including Reflective Signs, and Pavement Marking Materials for County Road Improvement Projects Throughout the County and Granting Signature Authority to the County Manager to Sign the Purchase Orders**

MR. TAYLOR: Thank you, Madam Chair. Again, this is indefinite quantity/multiple source and multi-year, straight four-year terms. We're awarding three indefinite quantity contracts for various traffic control devices. Again, different types but the firms that we're awarding is Interwest Safety Supply, Austin Reed and Osburn Associations. With that, we'll stand for questions, Madam Chair.

CHAIR HANSEN: Any questions from the Board? What's the pleasure of the Board?

COMMISSIONER HAMILTON: Move to approve.

CHAIR HANSEN: Commissioner Hamilton has moved to approve.

COMMISSIONER ROYBAL: Second.

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CHAIR HANSEN: And I have a second from Commissioner Roybal.

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

III. C. 3. Request Approval of a County Line Extension and Water Delivery Agreement Between Santa Fe County and Jacques Constant for Northwest Ranches Subdivision

CHAIR HANSEN: Welcome, Mr. Dupuis.

JOHN DUPUIS (Utilities Director): Thank you, Madam Chair. This is to address a situation that has a waterline installed and we do not have a dedication currently. So we're providing the documentation process after the fact but alleviating a situation that allows us to provide service to customers.

CHAIR HANSEN: Are there any questions from the Board? One question I did have on this. There are current customers already there, and they are being served and they are being taken care of by this agreement?

MR. DUPUIS: Yes, ma'am.

CHAIR HANSEN: Okay. I just wanted to make sure. And then the rest of the lots are vacant?

MR. DUPUIS: I'm not actually sure. I think we've received three requests for service and sometimes they'll start the building process so there may be structures. Because there is fire service so they could potentially start building.

CHAIR HANSEN: They could start building but they can't hook up.

MR. DUPUIS: Correct.

CHAIR HANSEN: After they pass this will they be able to hook up or do they still have to come – they still have to come into the County and get all the permits, correct?

MR. DUPUIS: Correct.

CHAIR HANSEN: Okay. And how many acre-feet are we –

MR. DUPUIS: It's 2.25 acre-feet.

CHAIR HANSEN: Okay. What's the pleasure of the Board?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER ROYBAL: I'd like to move approval for the line extension and water delivery agreement between Santa Fe County and the Jacques Constant for the Northwest Ranches Subdivision.

CHAIR HANSEN: Thank you.

COMMISSIONER MORENO: I second the motion.

CHAIR HANSEN: Okay. Motion by Commissioner Roybal, second by Commissioner Moreno.

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

CHAIR HANSEN: Thank you, Mr. Dupuis. I'm happy to have this taken care of and thank you for your hard work on this.

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MR. DUPUIS: Thank you, Madam Chair.

III. C. 4. Request Approval of a Change to Fee Schedule for Rentals of the Stanley Cyclone Center to Include Non-Profit Events, Private Events, and Weddings

CHAIR HANSEN: Welcome, Anna.

ANNA BRANSFORD: Good afternoon, Commissioners. Back in 2016 the Board of County Commissioners approved a fee schedule for rentals and events at the Stanley Cyclone Arena. In August, we actually hired a brand new event coordinator, Terri Werner, who has been doing a fabulous job and has the facility booked six days a week in November and starting seven days a week in December. And as she has had time on the job she has realized that there's a couple of different entities who could use the center and our current fee schedule currently does not cover those types of things.

One of them is non-profits. So what we are proposing is to add a non-profit rate of \$200 for a full day and \$100 for a half day. We also didn't have anything – we have commercial events on our current fee schedule but we didn't have private events. So what we are proposing is to have a private event rate of \$200 and a private event rate for a half day of \$100.

We are also proposing a wedding package, and the reason we are proposing this is when we get calls for weddings, they are wanting to do scheduling for like a three-day, where they set up on, let's say, Friday, have the wedding and reception on Saturday, and then have rental companies picking up chairs and such on Sundays. So what we are proposing for the wedding package is to have a half-day set-up fee, which would be \$100. The full-day event fee for the day for the wedding and reception of \$200, and the half-day of tear down of \$100, totaling \$400 for the total wedding package. With that, I stand for questions.

COMMISSIONER ANAYA: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: I just want to thank you for your efforts, Anna, and also thank Terri for the work she's doing in getting the facility booked and utilized. I'll move for approval, Madam Chair.

COMMISSIONER ROYBAL: I'll second.

CHAIR HANSEN: Under discussion.

COMMISSIONER ROYBAL: Madam Chair, under discussion. I'd just also like to say thank you for your hard work. I'm glad that we're addressing these situations. I really appreciate that, so I just want to reach out and say thank you again and ditto all of Commissioner Anaya's comments. Thank you.

CHAIR HANSEN: Thank you. So the half-day tear-down fee, is that like the cleanup fee? Are we charging a cleanup fee also or are we taking a deposit?

MS. BRANSFORD: Madam Chair, yes. On the current fee schedule we would go with the same deposits. We actually – we get the fee and then we get a deposit and as long as the facility is left and such we give that deposit back, similar to what we do with the community centers, where we get a cleaning deposit and if the facility is left

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clean and damage-free they get that back.

CHAIR HANSEN: So this is just on top of the deposit fee.

MS. BRANSFORD: m, yes.

CHAIR HANSEN: Okay. I just wanted to make sure that there was still a deposit fee. And how much is that for the Stanley Center?

MS. BRANSFORD: Madam Chair, they vary, depending on what they are renting, so for instance, if they are using the classroom, the deposit is \$50. For a commercial full-day event, the deposit is \$750. For a half-day, it's \$750. For riding with livestock, \$500. That's for a full day for riding for livestock. Half day is \$250. Private riding is a full day of \$100, and private riding half day is \$50.

CHAIR HANSEN: Thank you. Clerk Salazar.

GERALDINE SALAZAR (County Clerk): You looked surprised, but I'd like to mention for the record that we must remember that we run elections out of many of the County facilities, so I want to make sure that we continue to work together, that there's no conflicts at all for scheduling where we don't have a location for an election.

MS. BRANSFORD: Madam Chair, Madam Clerk, the County – any County meetings, any County voting, always takes precedence. So the Clerk's Office has actually used Stanley now for the past couple of elections and they use a classroom, and we made sure, even though there's other events happening that we do not have any conflicts with voting.

CLERK SALAZAR: Yes. Thank you. And I just want our constituents to know this also that though they may want to rent a facility during an election but elections are a government function and so we need to continue to work together. Thank you.

CHAIR HANSEN: Thank you, Clerk Salazar, and thank you for going over the cleaning deposit with me again, I just think it's important for people to hear that out in the public. This is I think a very fair fee and that they have to pay a deposit and I think that's really important because taking care of our facilities is important, and thank you. I appreciate all the work you're doing to keep our community facilities beautiful.

MS. BRANSFORD: Thank you, Madam Chair. And I did forget to mention, we also require, when they rent out Stanley, that they do get an insurance policy. So that also covers any damages.

CHAIR HANSEN: That's great. So I have a motion to approve by Commissioner Anaya, a second by Commissioner Roybal.

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

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III. D. Resolutions

- 1. Resolution No. 2018-119, a Resolution Determining Reasonable Notice for Calendar Year 2019 in Accordance with the New Mexico Open Meetings Act, Applicable to All Meetings of the Board of County Commissioners ("BCC") and to the Meetings of Any Boards and Committees Created and Appointed by the BCC ("Appointed County Committees"); Establishing Permissible Meeting Locations and Webcast and Broadcast Policy**

CHAIR HANSEN: Mr. Flores, welcome.

TONY FLORES (Deputy County Manager): Thank you, Madam Chair. Good afternoon, Commissioners. This is our annual resolution doing exactly what the chair just indicated. The only carve out this year is this resolution takes us from January 1, 2019 through December 31, 2019. We'll be bringing back an amendment to the Board later next summer, the summer of 2019, because this building is scheduled to go under construction in August of 2019. So we'll be changing the location for the Board of County Commission meetings to the Santa Fe County Fairgrounds starting August, September of next year and going through March of the following year.

So the resolution as it's submitted is the one I'm requesting approval for, but I do want the Board, in case there's any questions, this building will not be available after August of next year. And with that I stand for questions.

CHAIR HANSEN: Are there any questions from the Board?

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER HAMILTON: I move approval of this resolution.

CHAIR HANSEN: Do I have a second?

COMMISSIONER MORENO: Second.

CHAIR HANSEN: I have a motion by Commissioner Hamilton, a second by Commissioner Moreno.

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

III. D. 2. Resolution No. 2018-120, a Resolution Authorizing Holidays, Closing of County Offices, and the 2019 Santa Fe County Employee Calendar

MR. FLORES: Madam Chair, I'd like to tee up this one. So Ms. Quintana will be presenting the holiday calendar for employees and closing the County offices. If any of you have ever sat in the Senate gallery when a freshman Senator introduces their first piece of legislation, there's one of two things that happens. They are required to sing their piece of legislation into the record, or they stand for a lot of questions on the subject of this, so if the Board will indulge me this is Ms. Quintana's first piece of legislation that she's asking approval of so do with her what you will.

CHAIR HANSEN: Welcome, Sonya. Are you going to sing for us now?

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SONYA QUINTANA (HR Director): Absolutely not. Madam Chair, members of the Commission, I'm here today to present the calendar, the employee calendar for 2019. The employee calendar is a very important visual tool for our employees because it specifies important dates such as pay dates, pay period endings, and observed holidays. The requested observed holidays are consistent with other federal, state and local government offices and with that I will stand for questions and also humbly request your approval.

CHAIR HANSEN: Thank you very much for coming forward. I am going to make a suggestion to this calendar. I think that we have Independence Day, which is July 4th and we have that day off and I hope that the Board will indulge me in this but I think County employees would be really grateful to have July 5th off also. And so I would like to make that change. After just having a wonderful four-day weekend I know everybody is incredibly grateful for that, and so I'd like to give you another four-day weekend, and so I'm hoping that my other Commissioners will indulge me in that and that we can have July 4th and 5th off as a four-day weekend.

And then I wanted to make sure that we also have another Thursday-Friday for Thanksgiving, which I don't see listed here, so I wanted to make sure that it was Thursday, the 28th and 29th.

MS. QUINTANA: Yes. That actually is listed as a holiday and I do appreciate the suggestion of the Fourth of July. It's been a running joke between Tony and I because I asked that same question but in a joking manner and so I'm glad to hear that you are thinking the same.

CHAIR HANSEN: I'm not joking.

COMMISSIONER ANAYA: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER ANAYA: Good job. Last year, I just want to make a note on the record, last year this Commission – we used to trade off like all the other state agencies and we did away with that. We gave the employees all of the holidays and we had conversations with our Manager and thankfully she was in agreement with that when we did that. But I'm fine with it but I just want to see how the County Manager feels about those recommendations. I'm totally fine with it. But we indulged her and gave her her opportunity to provide feedback, so I would just defer to her to see what her thoughts are.

MS. MILLER: Madam Chair, Commissioner Anaya, yes, I'm fine with it. It was actually an interesting conversation about it. It's Tony who's having a problem.

CHAIR HANSEN: We're the policy board up here so if the policy board is okay with that, and the County Manager is okay with that.

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER HAMILTON: I move to approve this calendar with the two amendments that the Chair suggested.

COMMISSIONER ANAYA: One last thing.

CHAIR HANSEN: Yes.

COMMISSIONER ANAYA: Mr. Garcia, the Commissioner-elect, how do you feel about this recommendation?

RUDY GARCIA: I'm okay with it.

COMMISSIONER ANAYA: Good. I'm good. Thank you, Madam Chair.

COMMISSIONER ROYBAL: I'll second it.

CHAIR HANSEN: So Tony says there's only one change because the Thanksgiving Day is already included.

COMMISSIONER HAMILTON: My motion reflects that.

COMMISSIONER ROYBAL: So does my second.

MS. MILLER: Madam Chair.

CHAIR HANSEN: Yes.

MS. MILLER: Just so you can see where it is. So if you notice, the actual holiday of Monday, February 18th, Presidents Day, is observed by the County on Friday, November 29th. So if you look at the observed dates, you'll see down on Thanksgiving is observed Thursday, November 28th, and Friday, November 29th is traded out for Presidents Day and what Commissioner Anaya was referring to was at Commissioner Anaya's recommendation we got President's Day as well.

COMMISSIONER ANAYA: So I guess I didn't catch that but I'm totally fine observing both of those, the Friday as well as Presidents Day. It's what we did last year. So I would add that as an amendment to observe, instead of observing it on the Friday observe it both on that day and then also have the Friday off.

CHAIR HANSEN: Since we have such wonderful employees at Santa Fe County and I say that on a regular basis I think that I have to go along with Commissioner Anaya because I know how much employees appreciate the time with their families.

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER HAMILTON: So now though, instead of just adding one day we're adding two days, and now you have to re-ask the question what the impacts are and whether that's of concern to senior staff.

COMMISSIONER ANAYA: Everybody except Bruce, is that concurrence?

MS. MILLER: Madam Chair, I think one of the questions would be to Sonya is whether that would be as administrative leave and then can be made up as a holiday that's paid at time and a half. So what we typically do when we close an additional day, it's not really observed as a holiday. We just close and staff is given administrative leave, and then they have so much time to use that administrative leave. If they are a shift worker –

COMMISSIONER MORENO: For the jail, or –

MS. MILLER: So then they get administrative leave on a different day as opposed to holiday pay.

CHAIR HANSEN: Okay. That's completely fair.

MS. MILLER: It's done that way.

COMMISSIONER ANAYA: Just for the record, Madam Chair, if I could. The essential employees and functions continue – road maintenance, public safety, and then they're just, as we're stating, given an option at a later time that fits their schedule. So it doesn't hinder your ability to manage the County. Thank you, Madam Chair.

CHAIR HANSEN: Did you follow all that, Sonya?

MS. QUINTANA: Yes, I did. Madam Chair, members of the Commission, I really agree that the County's a great place to work and we have great employees, so thank you for that.

COMMISSIONER HAMILTON: So do we have to modify the motion?

COMMISSIONER ANAYA: Madam Chair, I was wondering if you could go ahead and restate the motion for us. Just kidding. I'm trying to hold to Tony's recommendation.

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes, Commissioner Hamilton.

COMMISSIONER HAMILTON: Given the terrific tone and given everybody's response, my motion can reflect the modification to have the two extra days.

COMMISSIONER ROYBAL: I second also.

CHAIR HANSEN: Thank you, everybody. I know that all of the County employees will appreciate this and I know how hard they work because also, just on one note, over the weekend, when we did have these four days off, our gate was broken. And I know that P. J. showed up over the weekend to help take care of that. One of the gates in the back got broken. So County employees show up and take care of those things and I'm grateful. And otherwise, people really like to park behind here.

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

CHAIR HANSEN: Thank you, Sonya. You didn't have to dance or sing, but maybe next time.

III. D. 3. Resolution No. 2018-121, a Resolution Approving a Budget Increase To General Obligation Bond Series 2018 Fund (358) in the amount of \$13,223,597 and the Debt Service Fund (401) \$98,431 to Budget Funds for 2018 Bond Sale

STEPHANIE SCHARDIN CLARKE (Finance Director): Thank you, Madam Chair and Commissioners. As was stated in the caption, the resolution before you today is a budget increase BAR just to budget the bond proceeds that we've just received. The 2018 Series general obligation bonds closed on November 20th and so what we're asking for here is budget approval for the bond proceeds, primarily to go to the project accounts, where they'll be budgeted for the four different purposes that were approved by the voters: roads, water and wastewater, fire and public safety, open space, trails and parks, and then there's also a small amount that is for the cost of issuance of the bonds and the small amount left over that goes into the debt service account.

CHAIR HANSEN: What's the pleasure of the Board? Questions?

COMMISSIONER HAMILTON: Madam Chair, I would move to approve this.

CHAIR HANSEN: Okay.

COMMISSIONER MORENO: I'll second.

CHAIR HANSEN: Okay, I have a motion to approve by Commissioner

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Hamilton, a second by Commissioner Moreno.

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

IV. MATTERS OF PUBLIC CONCERN

CHAIR HANSEN: Is there anybody here from the public who would wish to raise a matter of public concern? I'm going to just comment that I have received a number of letters about high voltage transmission lines, and I think my other Commissioners have possibly received the same thing. I have been forwarding them to the Manager. So I feel like that is a matter of public for the concern so just for the record I am mentioning that. With that I will close matters of public concern.

V. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

1. Legislative Update

a. Discussion of, Direction on and Possible Vote of Support for or Opposition to Bills Introduced or Proposed for Introduction in the First Session of the 54th Legislature of the State of New Mexico [Exhibit 1: Supporting Material]

MS. MILLER: Madam Chair, I'm going to have Tony give you the legislative update, but I wanted to note that from this point through the legislative session we will have this as a standing item on the agenda. In addition we'll have this caption of discussion of direction on and possible vote in support for or opposition to bills introduced. And that way if a bill comes up during the session and you guys want to have us go speak, either to oppose it or support it, you can just bring it up without having to have prepared a resolution. It's a standing caption where you guys can give us direction as a Board, whether you want us to stand in support of a bill or in opposition, something like that.

So we'll be leaving that on there, but also to note that if you do, this doesn't negate bringing individual resolutions too, if you have resolutions that you'd like us to put together relative to – maybe not a specific bill but bills of a certain nature and we'll also do those but those would be captioned as resolutions.

CHAIR HANSEN: Thank you. I really appreciate having this as a standing item on the agenda. It makes life much easier for all of us, so I really appreciate that. And with that, I will go to you, Mr. Flores.

MR. FLORES: Thank you, Madam Chair. I'll be brief. As Manager Miller indicated this will be the time of the year that we have the standing items all the way through the end of the session. The second page of this is just giving you key dates. We of course have the delegation meeting on the 10th. Pre-file of legislation starts on the 17th. What's not on here is interim committees wrap up with LFC the week of December 10th. And there's still quite a few pieces of legislation that we'll be bringing forward from both our Community Services Department as well as our Regional Emergency Communications Center that are still going through committees right now and we don't

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know the status of a few of these bills until after interims wrap up to see what is going to be endorsed.

We talked about opening day of course is January 15th at noon. We are working currently on our capital outlay submission forms and letters, which are due no later than February 11th. It has always been our goal at the County to have those ready to go on day one of the session.

Deadline for introduction of bills – that should be a nine instead of an eight, but it's February, and then the session ends March 16th of next year.

Legislative priorities, on the third page in, this Board has already adopted two resolutions for support during the session. Resolution 2018-110 authorizes the practices of dental therapy governing the training and licensure of dental therapists. And 2018-118 was recently adopted by the Board. That's for the New Mexico grown fresh fruits and vegetables for school meals programs. I fully anticipate a couple more resolutions are coming through. I know Pam Roy will have a second bill that she always does that's outside of the school meals and I have been told through interim committee that Senator Stefanics will have another bill introduced this year for senior center fresh fruits and vegetables grown in New Mexico bill as well.

There's two piece of legislation that are pending review by interims. Director Martinez and the 911 affiliate are pushing for a legislative piece for the Enhanced 911 Act, which creates an advisory board. This is much different from the piece of legislation previously where they had the autonomous control of the funding. This advisory board works in consultation with the Local Government Division. So we'll see where this one gets.

And then Ms. O'Connor is working with Bernalillo County on a joint bill as they are developing their emergency crisis center at almost the same time we are to do looking at joint funding for capital outlay specifically for FF&E.

I've included in this packet two resolutions for ICIP. One is the general resolution and then 96 was specifically for senior centers, and I've included that just for informational purposes. And I've also provided in the back the New Mexico Counties' five priorities as to what was approved by the Board or authorized by the Board back in August.

So nothing specific to date as things are still going. This Board has adopted two resolutions for support of legislation. I anticipate over the next three weeks, or three meetings, I should say, additional bills for consideration.

So, Madam Chair, this was purely informational. There are no action items with this request.

CHAIR HANSEN: Are there any questions from the Board? Seeing none, thank you, Mr. Flores. Thank you very much. You have no other miscellaneous updates or anything, County Manager? Okay.

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VI. MATTERS FROM COUNTY COMMISSIONERS

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

CHAIR HANSEN: Do I have anything? Commissioner Hamilton.

COMMISSIONER HAMILTON: I just wanted to take a moment to mention that tonight, the Santa Fe Fireshed Association is sponsoring a showing of the sort of documentary film called megafires, at 7:00 at the Jean Cocteau. I think the cost is \$8 but it should be very educational and very timely, if not alarming. So if anybody's interested in that I encourage people going. I actually think that just as a matter or interest Glorieta Pass Volunteer Fire is doing that as their training tonight.

CHAIR HANSEN: Fantastic. Anybody else have any issues?
Commissioner Roybal.

COMMISSIONER ROYBAL: Madam Chair, I also just wanted to – and I think you mentioned this last meeting, is just mention that I've been getting a lot of thank you notes from our 4-H kids for the County Fair and just thanking us for our support and I just want to read off some of the names of the thank you cards I've been getting. Some of them only have first names. But there was Charlie, Becky and Sill Salida Cash. Trey Mitchell, Heidi Tucker, Sterma Mitchell, Ely, Mackenzie Shivers, Emily, Savannah Thatcher, Tessa Sheller, Aidan and Ashley Lucero, Matthew Lovato, and those are just some of the names.

I've gotten quite a few thank you notes, and I just want to reiterate that and say that it's County staff. It's the 4-H, County Extension staff, all of the volunteers and community leaders that help training with these young adults and kids and that really need to take a lot of the credit for the success of our County Fair and for the great fortune that these kids experience. A lot of them talked about their learning experience and the different skills that they've learned through the 4-H. And I just really want to reiterate and let them know that they are the foundation of the 4-H and thank them for all their dedication. Thank you.

CHAIR HANSEN: Thank you. I don't think we can recognize them enough, so I appreciate that, Commissioner Roybal. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, on a more somber note, I wanted to say that we lost a valuable community treasure yesterday evening in former judge Isaac Archuleta who is Ron Madrid our Deputy Sheriff's brother-in-law. And so Judge Archuleta was as straight a shooter as you'll ever know and had many, many years of service to the community and guiding and caring for his family and also guiding and caring for all of us. And being a very good judge and a fair judge. And so I want to pass on condolences to the whole Archuleta family and the Madrid family. And if we could offer a moment of silence in his honor I would greatly appreciate that.

CHAIR HANSEN: Absolutely. Thank you, Commissioner Anaya for bringing that forward, and let's take a moment of silence. Thank you.

COMMISSIONER ANAYA: Thank you, Madam Chair.

CHAIR HANSEN: Anyone else? I want to thank staff for my townhall on November 14th on the Santa Fe River Trail. We had an exceptionally good turnout. Over

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50 people showed up at the Commons to find out what we are doing with the River Trail and I gave them an update, and Mike Kelley and P. J. were both in attendance along with the contractor and the designer and people were very satisfied. We answered everybody's question. We stayed there until everyone's questions were answered so it was a very good meeting. So I want to just thank staff for being there with me.

I also had lunch with the Mayor, Mayor Webber of Santa Fe and a few things that we talked about. He's really interested in doing joint housing projects between the City, the County and public schools and I told him that that was something we were all very interested in also. He also expressed concern over the RECC being understaffed and I suggested that we have a Regional Task Force meeting once again and I have suggested having a regional meeting with our City and talking about a number of the issues that we both find near and dear to our hearts.

And then on a more unfortunate note, this morning I received a notice from a constituent that New Mexico ED gave a notice of violation about LANL shipping contaminated waste to the Santa Fe County landfill. So I find that really disturbing, and since we are not having a SWMA meeting till February, which I think this definitely needs to be discussed I wanted to bring that up. It seems there was other waste also shipped to the Los Alamos landfill and so there is – it says due to the nature of the severity of the violations listed above and LANL's past history of non-compliance with 20-4-1, New Mexico AC NMED will propose a civil penalty for these violations in the notice of proposed penalty letter, which will follow as a separate settlement privileged document. So I have that. I just received this so I will forward it to County Attorney Frederick, and then I would also like to bring it up on the SWMA agenda because it is very concerning to me.

Yes, Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't know if you have any further information on timing, when this happened and any actions NMED may take, but there's always the possibility of calling an additional emergency SWMA meeting on this topic, depending on what the disposition of those materials are, and if that disposition is in question and some more mediation might be needed or other kinds of actions like that, that might be a possibility, like right after the beginning of the year.

CHAIR HANSEN: I will also, Commissioner Hamilton, forward you this email.

COMMISSIONER HAMILTON: That would be great.

CHAIR HANSEN: Since you are the Chair of SWMA and I think it's important. It's says, the attached is a November 6, 2018 New Mexico ED notice of violation.

COMMISSIONER HAMILTON: I would appreciate that. Thank you for bringing this up.

CHAIR HANSEN: And with that, I think that is all of the things that I have. I think I wanted to once again wish everybody happy holidays. We're moving into the holiday season. Our next meeting is December 11th and that is the last meeting of the year, so I just want to remind everybody of that.

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VII. MATTERS FROM OTHER ELECTED OFFICIALS

A. Elected Officials Issues and Comments, Including but not Limited to Updates, Concerns, Recognitions

CHAIR HANSEN: Clerk Salazar.

CLERK SALAZAR: Yes, Chair Hansen, Commissioners. Today the State Canvassing Board met at 8:30 this morning. I haven't received the final word that everything is complete but I assume it is, with the certification of the statewide elections. In addition to that, the Canvassing Board will put out an order in that meeting today regarding automatic recounts for two districts. One is District 22 that has a very small portion of Santa Fe County, so we'll be involved in that automatic recount, and then the other State Representative district is 63, which is not part of Santa Fe County. So those are the two automatic recounts that need to go on within the State of New Mexico. Other than that, that's it. We're done with the election basically.

Right now, my staff is working at the warehouse auditing the machines. So those types of audits occur also. Thank you so much.

CHAIR HANSEN: I'm just going to repeat, there was an automatic recount in District 22. Precinct 22 or District 22?

CLERK SALAZAR: District, for the legislative representative from the District 22, which contains a small portion is southern Santa Fe County. And then House Representative District 63, which does not contain any portion of Santa Fe County.

CHAIR HANSEN: Thank you.

CLERK SALAZAR: You're welcome. Thank you.

CHAIR HANSEN: I see no other elected officials. Before I move on to Matters from the County Attorney I want to ask if there's any questions or comments on the informational items that we had in our packet, so that staff can get back to work.

X. Information Items

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

CHAIR HANSEN: Is there anybody who has any comments? I wanted to say a few thank yous. In Growth Management I read here that in the Open Space Division, after planting 150 milkweed plants for the declining monarch butterflies at the La Cieneguilla open space property, staff watered the plants for several weeks to ensure their survival. I have numerous constituents who come to me and want to make sure that milkweed is planted out in the county. So I want to thank the staff for that.

And then I also want to just recognize and bring up – and I'll bring this up at the MPO meeting, but staff was talking about the MPO applying for a federal access program, FLAP grant for Hyde Park Road and we being one of the members and I think that is a really important scenic bypass that needs some work and attention. I believe

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that's in your district, Commissioner Hamilton.

COMMISSIONER HAMILTON: It is.

CHAIR HANSEN: And I think that that's really important and I'm looking forward to bringing it up at the MPO, Commissioner Moreno and I serve on. Those were the two items that caught my attention but besides that, thank you staff for writing these great reports. I truly appreciate them and it helps us stay informed and knowing what great jobs you're doing out in the county. So I appreciate it. Anybody else have any comments? Okay.

VIII. 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 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

- 1. Aamodt Settlement/Pojoaque Basin Regional Water Authority**
- 2. Limited Personnel - Executive Management Matter**
- 3. Camino de Jacobo Real Estate Purchase Agreement**
- 4. Briefing on Contract Litigation**

MR. FREDERICK: Thank you, Madam Chair. We are requesting to go into executive session pursuant to the authority listed in item VIII. A. to discuss the matters also listed in that same item number.

COMMISSIONER ROYBAL: Madam Chair, I'd like to move that we go into executive session for the reasons that Bruce Frederick has explained.

COMMISSIONER HAMILTON: Second.

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

Commissioner Anaya	Aye
Commissioner Hamilton	Aye
Commissioner Hansen	Aye
Commissioner Moreno	Aye
Commissioner Roybal	Aye

[The Commission met in closed session from 3:10 to 5:00.]

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CHAIR HANSEN: Could I please have a motion to come out of executive session?

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER HAMILTON: I'd like to move that we come out of executive session and assure that the only things that were discussed were those things that were listed on the agenda that County Attorney Frederick listed prior to the motion to go into session.

COMMISSIONER MORENO: I second the motion.

The motion passed by unanimous [4-0] voice vote. [Commissioner Anaya was not present for this motion or the remainder of the meeting.]

VIII. B. Request Ratification of the County Manager's Signature Approval of Purchase Agreement No. 2019-0125-HA/MM for the Acquisition of 6.6 Acres of Land Located on Camino de Jacobo, Santa Fe New Mexico in the Amount of \$862,481.13 for the Potential Development of a Housing Project; Granting the County Manager Authorization to Sign the Settlement Agreement and Purchase Order

CHAIR HANSEN: Next, I would like to ask for a motion from the Commission.

COMMISSIONER HAMILTON: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER HAMILTON: So I'd like to move as listed under item VIII. B, move to approve the request for the ratification of the County Manager's signature for approval of Purchase Agreement as listed for the acquisition of 6.6 acres of land located on Camino de Jacobo in the amount as listed for the potential development of a housing project and granting the County Manager authorization to sign the settlement agreement and purchase order.

COMMISSIONER ROYBAL: I'll second that motion and I'd just like to add to the comments that I'm really excited to see us expand our housing. It's something that's very needed in the county. Thank you.

CHAIR HANSEN: I also want to thank Mr. Montoya and his staff and everybody for working on this affordable housing. It's one of the most important things that we can do for our constituents.

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

CHAIR HANSEN: I had a motion by Commissioner Hamilton, a second by Commissioner Roybal and all four of us are in favor. Unanimous. Thank you very much.

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IX. PUBLIC HEARINGS

- A. Ordinances: Ordinance No. 2018 ____, an Ordinance Establishing a Fire Code for Santa Fe County by Adopting and Modifying the 2015 Edition of the International Fire Code; Adopting and Modifying the 2015 Edition of the International Wildland-Urban Interface Code; Regulating Fireworks and Excessive Fire Alarms; Requiring Fire Inspections; Providing for Fire Protection System Plan Reviews; Regulating Gates Obstructing Access to Properties; Providing for the Issuance of Permits and Collection of Fees; Repealing Santa Fe County Ordinance Nos. 1988-3, 1991-7 as Amended By 1998-11, and 2001-11; and Repealing Santa Fe County Resolution Nos. 2001-114 as Amended by 2003-47, and 2000-55 (First Public Hearing) [Exhibit 2: Proposed Revisions]**

CHAIR HANSEN: Welcome, Chief Sperling and Fire Marshal Blay.

Thank you.

JAOME BLAY (Fire Marshal): Thank you, Madam Chair, Commissioners. The Santa Fe County Fire Department has been researching the possible adoption of a new fire code to align the County with other departments in the state. In collaboration with the County's Legal Department and Fire Chief Sperling, the Fire Department requests the adoption of a new ordinance establishing a fire code for Santa Fe County by adopting and modifying the 2015 edition of the International Fire Code, adopting and modifying the 2015 edition of the International Wildland-Urban Interface Code, regulating fireworks and excessive fire alarms, requiring fire inspections, providing for fire protection system plan reviews, regulating gates obstructing access to properties, providing to the issuance of permits and collection of fees, repealing Santa Fe County Ordinance numbers 1998-3, 1991-7 as amended by 1998-11, and 2001-11, and repealing Santa Fe County Resolution number 2001-114, as amended by 2003-47 and 2000-55.

Also included in your packets are two proposed revisions. The first revision modifies the 2015 International Wildland-Urban Interface Code, Appendix C, Section A, Subsection 3, which relates to accessibility, as it relates to road grade from five percent to 12 percent. And this revision aligns the International Wildland-Urban Interface Code with the SLDC.

The second revision modifies Section 10 of the ordinance, including permissible and display fireworks. This revision aligns the ordinance with the State requirements. Thank you for your time and with that I stand for any questions.

CHAIR HANSEN: Are there any questions from the Commission? This is an ordinance so I would like to open this up for public comment. Is there anybody from the public who would like to speak? Seeing none, I am closing the public hearing. This is a discussion item only for tonight?

MR. BLAY: Correct.

CHAIR HANSEN: Okay. I have one question. My one question is under this new code, and I've read through it and maybe I missed it, can fireworks be contained? Can we stop people from shooting off fireworks? You're talking about

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fireworks in here. I might have missed it.

MR. BLAY: Madam Chair, if you look at the proposed revisions, if you go to the second page, about half-way down you're going to see Section 10, Fireworks, and then the second paragraph talks about permissible fireworks.

CHAIR HANSEN: Okay, it doesn't say anything basically about individuals.

MR. BLAY: Madam Chair, Commissioners, permissible fireworks are regulated by the State of New Mexico and the only way that we're going to be able to regulate is display fireworks. That's when a company or a firm comes to the County. That's when we can regulate. The rest are regulated by the State of New Mexico.

CHAIR HANSEN: Okay. I'm sure some of our constituents would like it to be different.

MR. BLAY: During fire restrictions in the summer, which is mostly when you see fireworks, that's when we can implement fireworks restrictions and we have in the past due to drought conditions.

CHAIR HANSEN: Okay. Thank you. That's the only question I had. Any other questions? Okay. Thank you. Next meeting, when will we have the final vote?

MR. BLAY: December 11th.

CHAIR HANSEN: December 11th. Perfect. Okay. So anybody who wants to comment on this needs to come to our December 11th meeting to comment on the proposed new ordinance.

MR. BLAY: Thank you.

CHAIR HANSEN: Thank you.

XI. CONCLUDING BUSINESS

A. Announcements

CHAIR HANSEN: Are there any other announcements from the Board?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HANSEN: Yes.

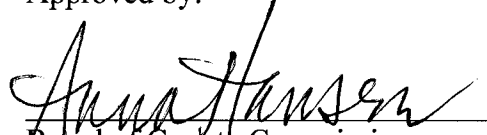
COMMISSIONER ROYBAL: I actually do have another announcement for Saturday. There's going to be a community picnic in the Pojoaque Valley area for anybody that's interested in going. It will be from 11:00 to 3:00 at the Jacona Ranch. So anybody that's interested, in the valley or out of the valley, they're going to have that community picnic and it will be from 11:00 to 3:00. There will be some different booths for entertainment and music. Bring your lawn chair and come to have a good time. Thank you.

CHAIR HANSEN: Okay. I have one other announcement. We have the employee holiday party, so I hope to see you all at the holiday party and see you there.

XI. B. Adjournment

Upon motion by Commissioner Roybal and second by Commissioner Moreno,
Chair Hansen declared this meeting adjourned at 5:12 p.m.

Approved by:



Board of County Commissioners
Anna Hansen, Chair



TEST TO:


GERALDINE SALAZAR
SANTA FE COUNTY CLERK

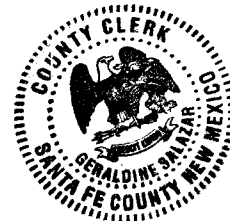
Respectfully submitted:



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

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
PAGES: 62

I Hereby Certify That This Instrument Was Filed for
Record On The 10TH Day Of January, 2019 at 08:53:52 AM
And Was Duly Recorded as Instrument # **1876499**
Of The Records Of Santa Fe County



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

SFC CLERK RECORDED 01/10/2019

Board of County Commission

Legislative Update



SFC CLERK RECORDED 01/10/2019

November 27, 2018

Key Dates

December 10, 2019 / 6:00pm	Santa Fe County Delegation Meeting
December 17, 2018 – January 11, 2019	Legislation Pre-file Period
January 15, 2019 / 12:00pm	Opening Day
February 11, 2019 / 5:00pm	Capital Outlay Submission Deadline
February 14, 2018 ⁹	Deadline for Introduction
March 16, 2019 / 12:00pm	Session Ends
April 5, 2019	Legislation not acted upon by Governor is pocket vetoed
June 14, 2019	Effective Date of Legislation that is not a General Appropriation Bill or a Bill carrying an emergency clause or other specified date
June/July 2019	Interim Committees Begin

SFC CLERK RECORDED 01/10/2019

Legislative Priorities

Santa Fe County

Adopted:

- **Resolution 2018 – 110 / Support of Legislation to Authorize the Practice of Dental Therapy and Govern the Training and Licensure of Dental Therapists in New Mexico**
- **Resolution 2018 – 118 / Support the Appropriation of Funds for the “New Mexico Grown Fresh Fruits and Fresh Vegetables for School Meals Program**

Proposed (Pending Review)

- **Legislation Amending Sections of the Enhanced 911 Act which creates an Enhanced 911 Advisory Board to provide consultation to the local government division of NMDFA in the administration of the state’s Enhanced 911 system**
- **Joint Bill with Bernalillo County for FFE for Crisis Centers**

Capital Outlay

- **Resolution 2018 – 72 / Adopting Projects for Inclusion in Santa Fe County’s ICIP**
- **Resolution 2018 – 96 / Adopting Projects for Inclusion in Santa Fe County’s Senior Services ICIP**

SFC CLERK RECORDED 01/10/2019

**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY
RESOLUTION NO. 2018- // 0**

**A RESOLUTION IN SUPPORT OF LEGISLATION IN THE 2019
LEGISLATIVE SESSION TO AUTHORIZE THE PRACTICE OF
DENTAL THERAPY AND GOVERN THE TRAINING AND
LICENSURE OF DENTAL THERAPISTS IN NEW MEXICO**

WHEREAS, a healthy community is a key goal for Santa Fe County ("County"); and

WHEREAS, the County has taken an active and strategic role in setting priorities for and funding health care; and

WHEREAS, dental care is strongly linked to overall health, with research showing associations between chronic oral infections and heart and lung diseases; stroke; diabetes; and low-birth-weight, and premature births; and

WHEREAS, Hispanic, Native American, and African American children bear the highest burden of dental disease and the highest learning consequences of dental problems, such as missed school days, lost sleep, and the inability to pay attention in the classroom; and

WHEREAS, as a practical matter, access to dental care is limited even for those who are insured, because of the lack of providers who accept Medicaid, the lack of full dental coverage for most people on Medicaid, the lack of dental coverage for people who have subsidized health plans through the Health Insurance Marketplace ("Exchange"), and the shortage of dentists in rural parts of Santa Fe County; and

WHEREAS, the County Health Care Assistance Program provides substantial funding for Federally Qualified Health Centers for dental services for indigent patients who lack dental insurance, including immigrants who have no access to dental insurance; and

WHEREAS, in 2016, the County committed \$50,000 to support the provision of free dental care by "New Mexico Mission of Mercy," held at the Santa Fe Convention Center in April 2016, which provided over 1,000 County residents with free dental care, including dentures, root canals, and other procedures; and

WHEREAS, dental therapists are mid-level practitioners supervised by dentists and offer routine and preventive care, such as cleanings, fillings, and basic restorative care, and would provide care in more community settings across the County and the state; and

WHEREAS, the New Mexico Public Health Association has long supported legislation authorizing dental therapy, which has been in existence for over twelve years in Alaska and over

SFC CLERK RECORDED 10/10/2018

SFC CLERK RECORDED 01/10/2019

seven years in Minnesota, as well as more recently in several other states, including the neighboring state of Arizona; and

WHEREAS, Santa Fe Community College wants to offer dental therapist training; and

WHEREAS, training dental therapists will create livable wage jobs in local communities; and

WHEREAS, if enacted into law, dental therapy legislation would help address the significant shortage of dental practitioners and the lack of access to dental care for many County residents; and

WHEREAS, following the recommendation of the County Health Policy and Planning Commission, the Board of County Commissioners supported legislation in the 2017 legislative session that authorized the practice of dental therapy in the New Mexico.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners supports legislation in the 2019 Legislative Session that authorizes the practice of dental therapy in New Mexico, including the training and licensure of dental therapists.

PASSED, APPROVED, AND ADOPTED THIS 9TH DAY OF OCTOBER, 2018.
BOARD OF COUNTY COMMISSIONERS

By: Anna Hansen
Anna Hansen, Chair

ATTEST:
Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk

Date: 10/9/2018

APPROVED AS TO FORM:

R. Bruce Frederick
R. Bruce Frederick, Santa Fe County Attorney

Date: 10/2/18



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
I Hereby Certify That This Instrument Was Filed for
Record On The 10TH Day Of October, 2018 at 11:32:47 AM
And Was Duly Recorded as Instrument # 1869740
Of The Records Of Santa Fe County

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

SANTA FE COUNTY
RESOLUTION NO. 2018- 118

A RESOLUTION IN SUPPORT OF THE APPROPRIATION OF FUNDS BY THE NEW MEXICO LEGISLATURE FOR THE "NEW MEXICO GROWN FRESH FRUITS AND FRESH VEGETABLES FOR SCHOOL MEALS PROGRAM" AND RELATED EDUCATION PROGRAMS

WHEREAS, more than 28.6 percent of kindergarteners and 34 percent of third graders in New Mexico are considered overweight or obese; and,

WHEREAS, approximately 333,300 students are enrolled in New Mexico schools and can participate in the school meal programs operated by various schools throughout the state, and more than 241,400 of these students -- 72 percent -- are eligible for free or reduced-price school meals; and

WHEREAS, more than 16,000 students in Santa Fe County and the City of Santa Fe participate in the school meal program; and,

WHEREAS, the National School Lunch Program makes it possible for all school children in the United States to receive a nutritious lunch every school day; and,

WHEREAS, local school meal programs have seen increased costs for food purchases of an average of 25 cents to 75 cents per meal, with fruits and vegetables representing as much as a quarter of the increased cost; and

WHEREAS, the National School Lunch Program provides a reimbursement of \$3.31 for free lunches, \$2.91 for reduced-priced lunches; and \$0.39 for fully paid lunches; and

WHEREAS, the National School Lunch Program provides a reimbursement of \$1.79 for free breakfasts, \$1.49 for reduced-price breakfasts, and \$0.31 for fully paid breakfasts; and,

WHEREAS, the Santa Fe County Community Services Department is implementing an Accountable Health Community, with the vision that that all County residents regardless of income have access to high-quality health care and are linked to resources they need for health and well-being, including food; and

WHEREAS, increasing consumption of healthy food is a priority in the *Santa Fe County Health Action Plan*, including improving the numbers of adolescents within the County consuming five or more fresh fruits and vegetables a day; and,

SEC CLERK RECORDED 11/14/2018

SFC CLERK RECORDED 01/10/2019

WHEREAS, the purchase of New Mexico grown fruits and vegetables will enhance the diet of school children and help school meal programs comply with Federal rules that require additional servings of fruits and vegetables on the children's school meal plates; and,

WHEREAS, there is an agricultural sector made up of small and medium-size fruit and vegetable farmers that can respond to this new food "market" for local produce in the school meal programs; and

WHEREAS, food and agriculture education programs and experiential learning are key to increasing student access to and relationship with fresh and local produce, as well as to introducing students to possible career paths; and

WHEREAS, increased funding from the State Legislature enables school meal programs and local school districts to purchase New Mexico grown produce, serve more fresh fruits and vegetables to our children for their health and well-being, provide related educational materials and experiential learning opportunities, and support economic development and opportunities for our local farmers;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Santa Fe County join with the Santa Fe City and County Advisory Council on Food Policy, New Mexico Food and Agriculture Policy Council, New Mexico School Nutrition Association, and other agencies and organizations, in requesting that the New Mexico State Legislature appropriate funds to support the "New Mexico Grown Fresh Fruits and Fresh Vegetables for School Meals" program and related education programs.

PASSED, APPROVED, AND ADOPTED this 13th day of November, 2018.

BOARD OF COUNTY COMMISSIONERS



Anna Hansen
Anna Hansen, Chair

Attest

Geraldine Salazar
Geraldine Salazar, County Clerk



Approved as to Form:

R. Bruce Frederick
R. Bruce Frederick, County Attorney

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 2

I Hereby Certify That This Instrument Was Filed for Record On The 14TH Day Of November, 2018 at 02:42:30 PM And Was Duly Recorded as Instrument # 1872684 Of The Records Of Santa Fe County

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

SEC CLERK RECORDED 11/14/2018

HOUSE BILL

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO EMERGENCY SERVICES; AMENDING SECTIONS OF THE
ENHANCED 911 ACT; CREATING AN ENHANCED 911 ADVISORY BOARD TO
PROVIDE CONSULTATION TO THE LOCAL GOVERNMENT DIVISION OF THE
DEPARTMENT OF FINANCE AND ADMINISTRATION IN THE ADMINISTRATION
OF THE STATE'S ENHANCED 911 SYSTEM.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 63-9D-3 NMSA 1978 (being Laws 1989,
Chapter 25, Section 3, as amended) is amended to read:

"63-9D-3. DEFINITIONS.--As used in the Enhanced 911 Act:

A. "911 call" means any real-time communication,
message, signal or transmission between a person needing
assistance and a public safety answering point call-taker by
dialing 9-1-1 or its equivalent;

B. "911 service area" means the area designated by

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underscored material = new
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SFC CLERK RECORDED 01/10/2019

1 the fiscal agent, local governing body or the division to
2 receive enhanced 911 service;

3 C. "access line" means a telecommunications
4 company's line that has the capability to reach local public
5 safety agencies by dialing 911, but does not include a line
6 used for the provision of interexchange services or commercial
7 mobile radio service;

8 D. "advisory board" means the enhanced 911 advisory
9 board created pursuant to Section 4 of this 2019 act;

10 ~~[D.]~~ E. "commercial mobile radio service" means
11 service provided by a wireless real-time two-way voice
12 communication device, including:

13 (1) radio-telephone communications used in
14 cellular telephone service;

15 (2) the functional or competitive equivalent
16 of radio-telephone communications used in cellular telephone
17 service;

18 (3) a personal communications service; or

19 (4) a network radio access line;

20 ~~[E.]~~ F. "commercial mobile radio service provider"
21 means a person who provides commercial mobile radio services,
22 including a person who purchases commercial mobile radio
23 service from a provider and resells that service;

24 ~~[F.]~~ G. "commission" means the public regulation
25 commission;

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1 ~~[G.]~~ H. "communication service" means any service
2 that:

3 (1) is capable of and required by law to
4 access, connect with or interface with the enhanced 911 system
5 by directly dialing, initializing or otherwise activating the
6 enhanced 911 system regardless of the transmission medium or
7 technology employed; and

8 (2) provides or enables real-time or
9 interactive communication;

10 ~~[H.]~~ I. "communications service provider" means any
11 entity that provides communication services;

12 ~~[I.]~~ J. "database" means information that is
13 collected, formatted and disseminated and that is necessary for
14 the functioning of the enhanced 911 system, including
15 geographic information system (GIS) addressing and digital
16 mapping information;

17 ~~[J.]~~ K. "department" means the taxation and revenue
18 department;

19 ~~[K.]~~ L. "division" means the local government
20 division of the department of finance and administration;

21 ~~[L.]~~ M. "enhanced 911 surcharge" means the monthly
22 uniform charge assessed on each access line in the state, on
23 each active number for a commercial mobile radio service
24 subscriber and on the number of VoIP lines for which the VoIP
25 service provider enables the capacity for simultaneous calls,

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1 regardless of actual usage, to be connected to the public
2 switched telephone network during the period for which the
3 fixed charge is imposed for a VoIP service subscriber in New
4 Mexico and the charge assessed on any other consumer purchase
5 of communication service provided by a communications service
6 provider that enables communication between a person needing
7 assistance and a public safety answering point call-taker by
8 dialing 9-1-1 or its equivalent; provided that an enhanced 911
9 surcharge shall not be assessed on the provision of broadband
10 internet access service;

11 ~~[M.]~~ N. "enhanced 911 system" means, regardless of
12 the technology used, a landline, wireless, NG-911 or ESInet
13 system consisting of network switching equipment, database,
14 mapping and on-premises equipment, or the functional equivalent
15 thereof, that uses the single three-digit number 911 for
16 reporting police, fire, medical or other emergency situations,
17 thereby enabling a caller to reach a public safety answering
18 point to report emergencies by dialing 911, and includes the
19 capability to:

20 (1) selectively route incoming 911 calls to
21 the appropriate public safety answering point operating in a
22 911 service area;

23 (2) automatically display the name, address
24 and telephone number of an incoming 911 call on a video monitor
25 at the appropriate public safety answering point;

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1 (3) provide one or more access paths for
2 communications between users at different geographic locations
3 through a network system that may be designed for voice, text
4 or data, or any combination of these, and may feature limited
5 or open access and may employ appropriate analog, digital
6 switching or transmission technologies;

7 (4) relay to a designated public safety
8 answering point a 911 caller's number and base station or cell
9 site location and the latitude and longitude of the 911
10 caller's location in relation to the designated public safety
11 answering point; and

12 (5) manage or administer the functions listed
13 in Paragraphs (1) through (4) of this subsection;

14 [N-] O. "enhanced 911 equipment" means the public
15 safety answering point equipment directly related to the
16 operation of an enhanced 911 system, including automatic number
17 identification or automatic location identification controllers
18 and display units, printers, logging recorders and software
19 associated with call detail recording, call center work
20 stations, training, latitude and longitude base station or cell
21 site location data and GIS equipment necessary to obtain and
22 process locational map and emergency service zone data for
23 landline and wireless callers;

24 [O-] P. "equipment supplier" means a person who
25 provides or offers to provide communications equipment

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1 necessary for the establishment of enhanced 911 services;

2 [P.] Q. "ESInet" means emergency services internet
3 protocol network, an internet-protocol-based, multipurpose
4 inter-network supporting local, regional, state and national
5 public safety communications services in addition to 911;

6 [Q.] R. "fiscal agent" means the local governing
7 body that administers grants from the fund for a given locality
8 or region by agreement;

9 [R.] S. "fund" means the enhanced 911 fund;

10 [S.] T. "local governing body" means the board of
11 county commissioners of a county or the governing body of a
12 municipality as defined in the Municipal Code;

13 [T.] U. "NG-911" means a next generation 911 system
14 consisting of network, hardware, software, data and operational
15 policies and procedures that:

16 (1) provides standardized interfaces from call
17 and message services;

18 (2) processes all types of emergency calls,
19 including non-voice [~~(multimedia)~~] multimedia messages;

20 (3) acquires and integrates additional data
21 useful to call routing and handling;

22 (4) delivers the calls, messages and data to
23 appropriate public safety answering points and other
24 appropriate emergency entities;

25 (5) supports data and communications needs for

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1 coordinated incident response and management; and

2 (6) provides a secure environment for
3 emergency communications;

4 [~~U.~~] V. "proprietary information" means customer
5 lists, customer counts, technology descriptions or trade
6 secrets, including the actual or development costs of
7 individual components of an enhanced 911 system; provided that
8 such information is designated as proprietary by the
9 communications service provider; and provided further that
10 "proprietary information" does not include individual payments
11 made by the division or any list of names and identifying
12 information of subscribers who have not paid the surcharge;

13 [~~V.~~] W. "public safety answering point" means a
14 twenty-four-hour local communications facility that receives
15 911 service communications and directly dispatches emergency
16 response services or that relays communications to the
17 appropriate public or private safety agency;

18 [~~W.~~] X. "subscriber" means a person who purchases
19 communication services at retail from a communications service
20 provider that are capable of originating a 911 communication;

21 [~~X.~~] Y. "surcharge" means the 911 emergency
22 surcharge;

23 [~~Y.~~] Z. "surcharge collected" means the amount of
24 enhanced 911 surcharge billed or received or deemed to have
25 been received by the seller or provider, consistent with the

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1 seller's or provider's method of accounting, including accrual
2 or cash;

3 ~~[Z-]~~ AA. "telecommunications company" means a
4 person who provides wire telecommunications services that are
5 capable of originating a 911 communication;

6 ~~[AA-]~~ BB. "vendor" means a person that provides 911
7 equipment, service or network support;

8 ~~[BB-]~~ CC. "VoIP" means "interconnected voice-over-
9 internet protocol service" as defined in the Code of Federal
10 Regulations, Title 47, Part 9, Section 9.3, as amended; and

11 ~~[CC-]~~ DD. "VoIP service provider" or
12 "interconnected voice-over-internet protocol service provider"
13 means an entity that provides interconnected voice-over-
14 internet protocol service to end users."

15 SECTION 2. Section 63-9D-8 NMSA 1978 (being Laws 1989,
16 Chapter 25, Section 8, as amended) is amended to read:

17 "63-9D-8. ENHANCED 911 FUND--CREATION--ADMINISTRATION--
18 DISBURSEMENT--REPORTS TO LEGISLATURE.--

19 A. There is created in the state treasury a fund
20 that shall be known as the "enhanced 911 fund". The fund shall
21 be administered by the division, in consultation with the
22 advisory board.

23 B. All surcharges collected and remitted to the
24 ~~[department]~~ advisory board shall be deposited in the fund.

25 C. Money deposited in the fund and income earned by

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1 investment of the fund are appropriated for expenditure in
2 accordance with the Enhanced 911 Act and shall not revert to
3 the general fund.

4 D. Payments shall be made from the fund to, or on
5 behalf of, participating local governing bodies or their fiscal
6 agents upon vouchers signed by the director of the division
7 solely for the purpose of reimbursing local governing bodies or
8 their fiscal agents and communications service providers for
9 their costs of providing enhanced 911 service. A person ~~[who]~~
10 that purchases communication services from a communications
11 service provider for the purpose of reselling that service is
12 not eligible for reimbursement from the fund. Money in the
13 fund may be used for the payment of bonds issued pursuant to
14 the Enhanced 911 Bond Act.

15 E. Annually, the division ~~[may]~~ shall expend no
16 more than five percent of all money deposited annually in the
17 fund for administering and coordinating activities associated
18 with implementation of the Enhanced 911 Act.

19 F. Money in the fund may be awarded as grant
20 assistance to provide enhanced 911 service and equipment upon
21 application of local governing bodies or their fiscal agents to
22 the division and upon approval by the state board of finance.
23 If it is anticipated that the funds available to pay all
24 requests for grants will be insufficient, the state board of
25 finance may reduce the percentage of assistance to be awarded.

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1 In the event of such reduction, the state board of finance may
2 award supplemental grants to local governing bodies that
3 demonstrate financial hardship.

4 G. After requesting enhanced 911 service from a
5 communications service provider, a local governing body may, by
6 ordinance or resolution, recover from the fund an amount
7 necessary to recover the costs of providing the enhanced 911
8 system in its designated 911 service area. The division, on
9 behalf of local governing bodies, shall directly pay or
10 reimburse communications service providers for their costs of
11 providing enhanced 911 service. If a communications service
12 provider does not receive payment or reimbursement for the
13 costs of providing enhanced 911 service, the provider is not
14 obligated to provide that service.

15 H. The division and the advisory board shall report
16 to the legislature each session the status of the fund and
17 whether the current level of the 911 emergency surcharge is
18 sufficient, excessive or insufficient to fund the anticipated
19 needs for the next year."

20 SECTION 3. Section 63-9D-8.1 NMSA 1978 (being Laws 1990,
21 Chapter 87, Section 3, as amended) is amended to read:

22 "63-9D-8.1. DIVISION POWERS.--

23 A. In consultation with the advisory board, the
24 division may adopt reasonable rules necessary to carry out the
25 provisions of the Enhanced 911 Act.

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1 B. In consultation with the advisory board, the
2 division may fund enhanced 911 systems pursuant to the
3 provisions of the Enhanced 911 Act.

4 C. Division powers are limited and do not include
5 power to intervene between two vendors or restrict marketing
6 efforts of vendors.

7 D. In consultation with the advisory board, the
8 division and the local governing body may establish 911 service
9 areas.

10 E. Unless otherwise provided by law, no rule
11 affecting any person, agency, local governing body or
12 communications service provider shall be adopted, amended or
13 repealed without a public hearing on the proposed action before
14 the director of the division or a hearing officer designated by
15 the director. The public hearing shall be held in Santa Fe
16 unless otherwise permitted by statute. Notice of the subject
17 matter of the rule, the action proposed to be taken, the time
18 and place of the hearing, the manner in which interested
19 persons may present their views and the method by which copies
20 of the proposed rule or proposed amendment or repeal of an
21 existing rule may be obtained shall be published once at least
22 thirty days prior to the hearing in a newspaper of general
23 circulation and mailed at least thirty days prior to the
24 hearing date to all persons or agencies who have made a written
25 request for advance notice of the hearing and to all local

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1 governing bodies and communications service providers.

2 F. All rules shall be filed in accordance with the
3 State Rules Act."

4 SECTION 4. A new section of the Enhanced 911 Act is
5 enacted to read:

6 "[NEW MATERIAL] ENHANCED 911 ADVISORY BOARD--CREATION--
7 MEMBERSHIP--APPOINTMENTS--TERMS.--

8 A. The "enhanced 911 advisory board" is created as
9 an advisory body to the division. The advisory board shall be
10 composed of nine voting members as follows, provided that no
11 more than one member shall be from the same county and all
12 members of the board shall be local government representatives:

13 (1) ex officio, the chair of an emergency
14 services affiliate of an entity that represents counties in the
15 state;

16 (2) ex officio, the president of an emergency
17 services affiliate of an entity that represents municipalities
18 in the state;

19 (3) one member, ex officio, who:
20 (a) shall be appointed by the governor;
21 (b) is a geospatial information systems
22 manager; and

23 (c) is a member of a geospatial
24 information systems entity affiliated with an entity that
25 represents counties in the state;

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1 (4) two members, appointed by the governor
2 from a list of names provided by the president pro tempore of
3 the senate, as follows:

4 (a) one representative of a county or
5 municipal fire department; and

6 (b) ex officio, a director or manager of
7 a public safety answering point;

8 (5) two members, ex officio, appointed by the
9 governor, each of whom shall either be a current director or
10 manager of a public safety answering point; and

11 (6) one member, ex officio, who is a director
12 or manager of a public safety answering point, appointed by the
13 governor from a list of names provided by the speaker of the
14 house of representatives.

15 B. Recommendations for advisory board appointments
16 shall be made to the governor by the association of public-
17 safety communications officials international, New Mexico
18 chapter; the national emergency number association; an entity
19 that represents counties in the state; and an entity that
20 represents municipalities in the state.

21 C. Appointing authorities shall strive to ensure
22 that the composition of the advisory board represents urban and
23 rural areas of the state.

24 D. Advisory board members shall serve for a term of
25 four years; provided that at the first meeting of the advisory

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1 board, the initial members shall draw lots to determine the
2 length of their terms as follows:

3 (1) two members shall serve an initial term of
4 two years;

5 (2) three members shall serve an initial term
6 of three years; and

7 (3) four members shall serve an initial term
8 of four years.

9 E. Advisory board members shall serve until a
10 successor is duly appointed and confirmed.

11 F. An advisory board member shall not serve more
12 than two successive terms.

13 G. The secretary of finance and administration
14 shall call the initial meeting of the advisory board, at which
15 time the advisory board shall elect a chair, vice chair and any
16 other officers it deems necessary and appropriate to serve one-
17 year terms in those offices. After the initial meeting of the
18 advisory board, the chair shall call and preside over advisory
19 board meetings. The vice chair shall preside over advisory
20 board meetings and take necessary actions of the chair when the
21 chair is absent.

22 H. After the initial meeting of the advisory board,
23 the advisory board shall elect a chair and vice chair yearly.
24 After the expiration of the terms of the initial advisory board
25 chair and vice chair, nominees for chair and vice chair shall

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1 have a minimum of one year of experience serving on the
2 advisory board.

3 I. The advisory board shall meet at least once per
4 calendar quarter.

5 J. For voting purposes, a quorum shall consist of
6 at least five advisory board members. Any official action of
7 the advisory board shall require a vote of a quorum of advisory
8 board members.

9 K. A member of the advisory board who fails to
10 attend at least one-half of the regularly scheduled meetings of
11 the advisory board within a twelve-month period shall
12 automatically be removed and the successor member shall be
13 appointed by the appointing authority to serve out the
14 remaining term of the member being replaced.

15 L. The advisory board shall devise bylaws for
16 operation of the advisory board.

17 M. Public members of the advisory board may receive
18 per diem and mileage in accordance with the provisions of the
19 Per Diem and Mileage Act and shall receive no other
20 compensation, perquisite or allowance for their service on the
21 advisory board."

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SANTA FE COUNTY
RESOLUTION NO. 2018 - 72

**A RESOLUTION ADOPTING PROJECTS FOR INCLUSION IN
SANTA FE COUNTY'S INFRASTRUCTURE CAPITAL
IMPROVEMENT PLAN FOR FISCAL YEARS 2020-2024;
AUTHORIZING SUBMITTAL OF PLAN TO THE NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION AND
REPLACING RESOLUTION 2017-86**

WHEREAS, the Board of County Commissioners (the "Board") of Santa Fe County recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

WHEREAS, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

WHEREAS, systematic capital improvements planning is an effective tool for communities to determine which projects should be developed, establish priorities, and identify and pursue concrete actions and strategies to achieve necessary project development; and

WHEREAS, short and long range capital planning contributes to local and regional efforts to identify and select projects; and

WHEREAS, a list of projects for inclusion in the County's Infrastructure and Capital Improvement Plan (ICIP) for Fiscal Years (FY) 2020-2024 was developed in a series of community meetings among citizens, staff, and elected officials from various levels of government; and

WHEREAS, the Board reviewed the list of potential projects at public meetings on July 10th, 2018 and July 31st, 2018.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Board hereby adopts the list of projects that staff presented to the Board at its July 31st, 2018 meeting as the County's FY 2020-2024 ICIP, and that list shall be attached hereto as Exhibit A.
2. Staff shall submit the ICIP to the New Mexico Department of Finance and Administration, prioritizing such projects in accordance with the Board's comments.
3. This Resolution replaces Resolution No. 2017-86.

PASSED, APPROVED, AND ADOPTED THIS 31st DAY OF JULY, 2018.

BOARD OF COUNTY COMMISSIONERS

Anna Hansen
Anna Hansen, Chair

ATTEST:

Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk

by Victor Trujillo
APPROVED AS TO FORM:

R. Bruce Frederick
R. Bruce Frederick, Santa Fe County Attorney

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
I Hereby Certify That This Instrument Was Filed for
Record On The 2ND Day Of August, 2018 at 02:37:38 PM
And Was Duly Recorded as Instrument # 1864205
Of The Records Of Santa Fe County

BCC RESOLUTIONS
PAGES: 7

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



SFC CLERK RECORDED 08/02/2018

EXHIBIT A								
Proj. No.	Project Title	Category	2020	2021	2022	2023	2024	Estimated Total Cost
1	Install photovoltaic units for public safety and community facilities	Public Safety and Community Facilities	\$500,000	\$500,000	\$500,000	\$500,000	\$500,000	\$2,500,000
2	Pojoaque Station 2 Jacona/El Rancho - New	Fire	\$1,200,000	\$0	\$0	\$0	\$0	\$1,200,000
3	(Titled to Lopez Lane Improvements, proj. no. 3) AG w/c Acquisition of water rights	Wastewater	\$1,300,000	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$9,300,000
4		Water	\$1,500,000	\$0	\$0	\$0	\$0	\$1,500,000
5	Plan, design, equip and construct Phase 3A Improvements to the Greater Glorieta Mutual Domestic Water Authority's drinking water project located in Glorieta in Santa Fe County	Water	\$1,200,000	\$0	\$0	\$0	\$0	\$1,200,000
7	Arroyo Hondo Trail Construction Phase 1,	Public Parks (local)	\$1,000,000	\$0	\$0	\$4,412,000	\$0	\$5,412,000
8	Santa Fe County Public Housing Sites Upgrades	Public Housing	\$2,135,000	\$1,910,000	\$1,910,000	\$1,910,000	\$1,910,000	\$9,775,000
9	Acquire, design, construct and equip Northern Santa Fe County Regional Community Center	Community Facilities	\$500,000	\$1,500,000	\$1,500,000	\$0	\$0	\$3,500,000
10	Stanley Cyclone Center Future Phase Improvements	Community Facilities	\$1,500,000	\$500,000	\$500,000	\$0	\$0	\$2,500,000

SFC CLERK RECORDED 08/02/2018

SFC CLERK RECORDED 01/10/2019

11	Plan, design, and construct all weather crossing on CR 106	Highways/Roads/ Streets/Bridges	\$20,000	\$130,000	\$0	\$0	\$0	\$150,000
12	Calle Debra Bridge	Highways/Roads/ Streets/Bridges	\$1,000,000	\$0	\$0	\$0	\$0	\$1,000,000
13	Conduct a road alignment study for Intersection Improvements Goldmine Road (CR55) and New Mexico State Highway 14 in Santa Fe County	Highways/Roads/ Streets/Bridges	\$75,000	\$0	\$0	\$0	\$0	\$75,000
14	Road and Trail Improvements in Eldorado	Highways/Roads/ Streets/Bridges	\$250,000	\$250,000	\$250,000	\$250,000	\$250,000	\$1,250,000
15	Building improvements to youth mentoring centers located in County public housing sites (3)	Public Housing	\$225,000	\$0	\$0	\$0	\$0	\$225,000
16	SF River Greenway, Siler to San Isidro Crossing	Public Parks (local)	\$1,000,000	\$0	\$0	\$5,580,000	\$0	\$6,580,000
17	Santa Fe Soccer Complex Renovations at MRC - Soccer Valley	Public Parks (local)	\$1,225,000	\$5,270,000	\$7,250,000	\$250,000	\$0	\$13,995,000
18	Acquire ROW, construction and equip Polaque regional water system	Water Supply	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	\$24,000,000
19	Eldorado connection to TL65 Waterline	Water Supply	\$1,000,000	\$0	\$0	\$0	\$0	\$1,000,000
20	Vista Del Monte road improvements	Highways/Roads/ Streets/Bridges	\$50,000	\$350,000	\$0	\$0	\$0	\$400,000
21	Bishop's Lodge Rd. improvements	Highways/Roads/ Streets/Bridges	\$50,000	\$400,000	\$0	\$0	\$0	\$450,000
22	Plan, design and construct San Pedro Park	Public Parks (local)	\$65,000	\$220,000	\$50,000	\$50,000	\$0	\$385,000
23	Galisteo Watts Park Improvements	Public Parks (local)	\$50,000	\$0	\$50,000	\$0	\$0	\$100,000
24	Estancia area bike lanes	Highways/Roads/ Streets/Bridges	\$345,000	\$0	\$0	\$0	\$0	\$345,000
25	La Bajada Community Center	Community facilities	\$500,000	\$0	\$0	\$0	\$0	\$500,000
26	Agriculture Resource Center and	Community	\$1,000,000	\$500,000	\$500,000	\$500,000	\$0	\$2,500,000

SFC CLERK RECORDED 01/10/2019

27	San Marcos area multimodal transportation study	Highways/Roads/ Streets/Bridges	\$100,000	\$0	\$0	\$0	\$0	\$0	\$100,000
28	CR 84B Preliminary Engineering Report	Highways/Roads/ Streets/Bridges	\$50,000	\$0	\$0	\$0	\$0	\$0	\$50,000
29	La Bajada right of way survey	Highways/Roads/ Streets/Bridges	\$18,000	\$0	\$0	\$0	\$0	\$0	\$18,000
30	La cienega water line extension study, design and construction	Water	\$50,000	\$0	\$0	\$2,000,000	\$0	\$0	\$2,050,000
31	Camino Del Monte Paving	Highways/Roads/ Streets/Bridges	\$20,000	\$175,000	\$0	\$0	\$0	\$0	\$195,000
32	Paseo Vista Paving	Highways/Roads/ Streets/Bridges	\$65,000	\$650	\$0	\$0	\$0	\$0	\$715,000
33	Sunlit Drive West paving and all weather crossing	Highways/Roads/ Streets/Bridges	\$120,000	\$1,200,000	\$0	\$0	\$0	\$0	\$1,320,000
34	Camino Cielo Azul Paving and all-weather crossing	Highways/Roads/ Streets/Bridges	\$90,000	\$850,000	\$0	\$0	\$0	\$0	\$940,000
35	Los Pinos all weather crossing at Arroyo Hondo	Highways/Roads/ Streets/Bridges	\$1,900,000	\$0	\$0	\$0	\$0	\$0	\$1,900,000
36	Plan, design, equip and construct Phase 3B Improvements to the Greater Glorieta Mutual Domestic Water Authority's drinking water project located in Glorieta in Santa Fe County	Water	\$0	\$800,000	\$0	\$0	\$0	\$0	\$800,000
37	Avenida Vista Grande bridge rehabilitation	Highways/Roads/ Streets/Bridges	\$0	\$350,000	\$0	\$0	\$0	\$0	\$350,000
38	Affordable Housing Development	Public Housing	\$0	\$8,250,000	\$8,250,000	\$0	\$0	\$0	\$16,500,000
39	Valle Vista Park	Public Housing	\$0	\$500,000	\$0	\$0	\$0	\$0	\$500,000
40	Santa Fe Rail Trail Segment 6	Public Parks (local)	\$0	\$760,000	\$0	\$0	\$0	\$0	\$760,000
41	La Cienega and La Cieneguilla Park and Trail Master Plan	Public Parks (local)	\$0	\$150,000	\$0	\$0	\$0	\$0	\$150,000
42	La Cienega Community Center Land Acquisitions	Community Facilities	\$0	\$0	\$0	\$500,000	\$0	\$0	\$500,000

SFC CLERK RECORDED 08/02/2018

43	Plan, design and construct pedestrian bridge from Agua Fria to north side of Santa Fe River	Public Parks (local)	\$0	\$0	\$300,000	\$0	\$0	\$300,000
44	Madrid Ballpark Improvements - entrance ramp and stairs, install lighting, shade structure	Public Parks (local)	\$0	\$0	\$200,000	\$0	\$0	\$200,000
45	Pojoaque Basin septic/sewer study	Wastewater	\$0	\$0	\$1,000,000	\$0	\$0	\$1,000,000
46	La Cienega and La Cieneguilla Wastewater Feasibility Study	Wastewater	\$0	\$0	\$150,000	\$0	\$0	\$150,000
47	Zafarano Rd. extention to Agua Fria	Highways/Roads/ Streets/Bridges	\$0	\$0	\$350,000	\$350,000	\$300,000	\$1,000,000
48	Turquoise Trail Separated Bikeway and nonmotorized transportation trail	Highways/Roads/ Streets/Bridges	\$0	\$0	\$2,000,000	\$0	\$0	\$2,000,000
49	La Cienega Community Center Land Acquisitions	Community Facilities	\$0	\$0	\$500,000	\$0	\$0	\$500,000
50	Acquire, Design and Construct a Public Parking Lot and a Community Center in the Town of Madrid	Community Facilities	\$0	\$0	\$0	\$175,000	\$2,500,000	\$2,675,000
51	Improve Richards Avenue Bike Lanes	Highways/Roads/ Streets/Bridges	\$0	\$0	\$0	\$500,000	\$0	\$500,000
52	All-Weather Crossing at San Isidro for bicyclists and pedestrians	Highways/Roads/ Streets/Bridges	\$0	\$0	\$0	\$1,000,000	\$0	\$1,000,000
53	Lopez Lane Upgrades road and sidewalk upgrades (tied to Agua Fria Sewer Expansion, proj. no. 3)	Highways/Roads/ Streets/Bridges	\$0	\$0	\$0	\$550,000	\$1,050,000	\$1,600,000
54	CR51 Galisteo River All Weather Crossing	Highways/Roads/ Streets/Bridges	\$0	\$0	\$0	\$700,000	\$0	\$700,000
55	Plan, design and construct multi-generational (Youth and Senior) facility in Edgewood area	Senior Facilities	\$0	\$0	\$0	\$100,000	\$1,500,000	\$1,600,000
56	Bulk Water Facility at OLWH and US285	Water Supply	\$0	\$0	\$0	\$300,000	\$0	\$300,000
57	Multi-use fields near Turquoise Trail Elementary	Public Parks (local)	\$0	\$0	\$0	\$200,000	\$0	\$200,000

SANTA FE COUNTY
RESOLUTION NO. 2018 - 96

**A RESOLUTION ADOPTING PROJECTS FOR INCLUSION IN SANTA
FE COUNTY SENIOR SERVICES INFRASTRUCTURE CAPITAL
IMPROVEMENT PLAN FOR FISCAL YEARS 2020-2024; AND
AUTHORIZING SUBMITTAL OF PLAN TO THE NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION**

WHEREAS, the Board of County Commissioners (the "Board") of Santa Fe County recognizes that the financing of public capital projects specific to senior facilities has become a major concern in New Mexico and nationally; and

WHEREAS, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

WHEREAS, systematic capital improvements planning is an effective tool for communities to determine which projects should be developed, establish priorities, and identify and pursue concrete actions and strategies to achieve necessary project development; and

WHEREAS, short and long range capital planning contributes to local and regional efforts to identify and select projects; and

WHEREAS, a list of projects for inclusion in the County's Senior Services' Infrastructure and Capital Improvement Plan (ICIP) for Fiscal Years (FY) 2020-2024 was developed in a series of meetings among seniors, staff, and officials from various levels of government.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Board hereby adopts as the County Senior Services' FY 2020-2024 ICIP the list of projects that staff presented to the Board at its September 11th, 2018 meeting, and that list shall be attached hereto as Exhibit A.

2. Staff shall submit the ICIP to the New Mexico Department of Finance and Administration, prioritizing such projects in accordance with the Board's comments.

PASSED, APPROVED, AND ADOPTED THIS 11th DAY OF SEPTEMBER, 2018.

BOARD OF COUNTY COMMISSIONERS


Anna Hansen, Chair

SFC CLERK RECORDED 09/12/2018

SFC CLERK RECORDED 01/10/2019

ATTEST

Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk



APPROVED AS TO FORM:

R. Bruce Frederick
R. Bruce Frederick, Santa Fe County Attorney

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 3

I Hereby Certify That This Instrument Was Filed for
Record On The 12TH Day Of September, 2018 at 01:49:47 PM
And Was Duly Recorded as Instrument # 1867312
Of The Records Of Santa Fe County



Deputy E. Stulla Witness My Hand And Seal Of Office
County Clerk, Santa Fe, NM
Martinez

SFC CLERK RECORDED 09/12/2018

Senior Services Infrastructure Capital Improvement Plan FY 2020-2024
Santa Fe County Senior Services
Project Summary

ID	Year	Rank	Project Title	Category	Funded to Date	2023 Total Project Cost					Amount Not Yet		Phases?
						2019	2020	2021	2022	2023	Total	Not Yet	
	2020		1 ADA Compliance - County Senior Centers	Senior Services	0		910,000				910,000	910,000	Yes
	2020		2 Edgewood Senior Center Water System	Senior Services	0		50,000				50,000	50,000	No
	2021		3 Vehicle Replacement - Countywide	Senior Services	0			250,000			250,000	250,000	Yes
	2021		4 Abadon Lopez Senior Center Renovation	Senior Services	1,300,000		700,000				2,000,000	700,000	Yes
	2022		5 Benny J Chavez Center Renovation	Senior Services	0				500,000		500,000	500,000	Yes
Number of Projects:				5									
Funded to Date:				0		Year 1	Year 2	Year 3	Year 4	Year 5	Total Cost	Total Not Yet Funded:	2,410,000
							960,000	950,000	500,000	0	0	3,710,000	

EXHIBIT A

SFC CLERK RECORDED 09/12/2018

SFC CLERK RECORDED 01/10/2019

New Mexico Counties

HB 2 Appropriations /\$5M

- **Detention Reimbursement Fund**
- **Prisoner Transport and Extradition**
- **EMS Funding**

Behavioral Health

- **NMHSD ensure the provision of comprehensive services to nonviolent adult and juvenile offenders housed with the NMDOC or in a county detention center.**

Tax Reform

- **Support of tax reform efforts that improve economic efficiency, economic development, ease of administration, and overall fairness of the state and local tax system.**
- **Opposes legislation that has a significant negative impact on county revenue.**

Fire Protection Fund

- **Remove the state Fire Marshal's Office and Fire Protection Fund from the NMPRC with the goal of improving public safety services.**

Forfeiture Act Reform

- **Address unintended consequences of the 2015 amendments to the NM Act by fixing the confusion around abandoned property, providing for reimbursement to local law enforcement agencies for the costs of storage and disposal of seized property and extending due process protection to local DWI vehicle seizures.**
- **Legislation does not include the limited equitable sharing provisions contained in the 2017 and 2018 bills.**

SFC CLERK RECORDED 01/10/2019



2019 Legislative Priorities

FOR THE 54th LEGISLATIVE SESSION

On August 2, 2018, the New Mexico Counties (NMC) Board of Directors approved five legislative priorities for consideration by the New Mexico Legislature at its 2019 legislative session. NMC requests that each Board of County Commission support the following five NMC 2019 legislative priorities as a demonstration of a strong united front in the state legislature.

HB 2 Appropriations

Detention Reimbursement Fund

Restore funding for the County Detention Facilities Reimbursement Act to the original appropriation level of \$5 million.

Prisoner Transport and Extradition

Create a line item in the DFA budget for \$750,000 to reimburse sheriff's offices that provide transportation of state prisoners. Statute 4-44-18C NMSA authorizes the state to make such payment. Counties should not be responsible to pay for state prisoner extradition.

EMS Funding

Appropriate \$5 million dollars annually to the Emergency Medical Services Fund in the Department of Health budget and identify a designated revenue mechanism to provide continuous fund growth and stability.

Behavioral Health

Require the New Mexico Human Services Department to ensure the provision of comprehensive services to nonviolent adult and juvenile offenders, housed with the department of corrections or in a county detention center, who have a serious mental illness including co-occurring substance use disorders. Services shall include targeted, individualized interventions that address those persons' behavioral health needs while they are incarcerated and connect them to resources and services immediately upon release that reduce the likelihood of recidivism, detention, and incarceration, such as supportive housing, public assistance, medical assistance, behavioral health treatment, and employment training.

Tax Reform

NMC supports tax reform efforts that improve economic efficiency, economic development, ease of administration, and overall fairness of the state and local tax system. NMC strongly believes that counties must participate in all efforts to restructure and reform the state and local tax system. NMC also opposes legislation that has a significant negative impact on county revenue.

Fire Protection Fund

Remove the State Fire Marshal's Office and Fire Protection Fund from the New Mexico Public Regulation Commission with the goal of improving public safety services through increased advocacy and communication with fire services statewide.

Forfeiture Act Reform

Address unintended consequences of the 2015 amendments to the New Mexico Forfeiture Act by fixing the confusion around abandoned property, providing for reimbursement to local law enforcement agencies for the costs of storage and disposal of seized property, and extending due process protections to local DWI vehicle seizures. This legislation will not include the limited equitable sharing provisions contained in the 2017 and 2018 bills.

County

County Commission Chair

Date

SFC CLERK RECORDED 01/10/2019

Please send a signed copy of the NMC 2019 legislative priorities to Aelysea Webb, awebb@nmccounties.org

7,700 square feet in the moderate WUI area, shall be 1,000 gallons per minute for a minimum duration of 30 minutes. The required water supply for one- and two-family dwellings having a fire-flow calculation area in excess of 4,800 square feet in the extreme WUI area, 6,200 square feet in the high WUI area, and 7,700 square feet in the moderate WUI area, shall be a minimum of 1,500 gallons per minute for a minimum duration of 30 minutes. A reduction in the required flow rate of 50 percent, as approved by the Fire Marshal, is allowed where the building is provided with an approved automatic sprinkler system.

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Must meet the following requirements:

Fire department access including road dimensions, road grade, turnarounds, and turnouts shall comply, at a minimum, with the Santa Fe County Sustainable Land Development Code and Fire Code.

2. Buildings other than one- and two-family dwellings. The water supply required for buildings other than one and two-family dwellings shall be as approved by the Fire Marshal but shall not be less than 1,500 gallons per minute (95 L/s) for a duration of 2 hours. A reduction in required flow rate of up to 75 percent, as approved by the Fire Marshal, is allowed where the building is provided with an approved automatic sprinkler system. The resulting water supply shall not be less than 1,500 gallons per minute (94.6 L/s)."

W. Chapter 4, Section 404.6 is deleted.

X. Chapter 5 shall not go into effect until such time as the Board of County Commissioners amends this ordinance to specify the position within the Santa Fe County Fire Department responsible for enforcement of the requirements of Chapter 5.

Y. Chapter 6, Section 602 is amended to read:

"602.1 General. An approved automatic sprinkler system or alternative fire protection water supply may be required based on fire department access to the building and building site fire hazard severity. The Fire Marshal is authorized to utilize NFPA 1142 or the International Fire Code regarding fire protection requirements. The installation of the automatic sprinkler and/or alternative fire protection water supply systems shall be in accordance with nationally recognized standards."

Z. Chapter 6, Section 606.1 is amended to read:

"606.1 General. The storage of liquefied petroleum gas (LP-gas) and the installation and maintenance of pertinent equipment shall be in accordance with the Fire Code."

AA. Appendix C is amended to replace the word "subdivision" with the word "development".

BB. Appendix C is further amended to replace Section A, Subsection 3, with the following text:

"3. Accessibility

Road grade 12% or less 1

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SFC CLERK RECORDED 01/10/2019

Road grade more than 12% 3 "

BBCC. Appendix C is further amended to replace Section B(2) with the following text and accompanying exhibit:

~~"B. Vegetation~~

~~"2. Defensible Space~~

~~Defensible Space~~

- | | |
|--|-----|
| a. Fully compliant with Santa Fe County Vegetation Management Plan attached hereto as Exhibit B. | 1 |
| b. Compliant with Zone 1 but not Zone 2 of Vegetation Management Plan | 10 |
| c. Non-compliant with Zone 1 and 2 of the Vegetation Management Plan | 20" |

Section 9. Definitions.

This ordinance adopts the definitions contained in those portions of the IFC adopted by this ordinance and the definitions contained in those portions of the IWUIC adopted by this ordinance. This ordinance also adopts the definitions contained in NMSA 1978, Section 60-2C-2.

Section 10. Fireworks

A. For purposes of this Section of the Fire Code, in those instances where the terms are defined in the Fire Code and in both locations, the definitions found at NMSA 1978, Section 60-2C-2 and 7 shall apply rather than the definitions set forth in the Fire Code.

B. Permissible Fireworks

1. Only the holder of a permit for a fireworks display issued by the Fire Marshal may ignite or discharge any fireworks in Santa Fe County. It shall be unlawful for any person to possess for sale, sell or offer for sale at retail, or use, within the County of Santa Fe, New Mexico, any fireworks other than the permissible fireworks set forth in NMSA 1978, § 60-2C-7, except pursuant to Paragraph C below.

2. No fireworks shall be discharged within one hundred (100) feet of any fireworks retail sales location.

3. No person shall ignite or discharge any fireworks within or throw the same from a motor vehicle while within a motor vehicle, nor shall any person place or throw any ignited article of fireworks into or at a motor vehicle, or at or near any person or group of people.

C. ~~Display~~ Fireworks ~~Public Displays~~

1. Only the holder of a permit for a fireworks display issued by the Fire Marshal may ignite or discharge display fireworks in a public display in Santa Fe County. The Fire Marshal may grant permits for supervised and controlled public displays of ignition of display fireworks. Once applied for, such permits may be granted by the Fire

Marshal subject to such restrictions and conditions as the Fire Marshal imposes to protect the public's interest in a safe fireworks display. Every such display shall be handled by a competent operator duly approved by the Fire Marshal and shall be of such composition, character and so located, discharged or fired, to not be hazardous to property or endanger life.

2. An application for a fireworks permit shall be made in writing at least thirty (30) days in advance of the date of the display. If the permit is granted, the use of fireworks for such display shall be lawful for that purpose only.

3. Before any permit for display fireworks ~~display~~ is issued, the applicant shall furnish proof of financial responsibility by either providing a bond or letter of credit in the amount of not less than \$2,000,000 (two million dollars) per claim, \$5,000,000 (five million dollars) aggregate, to satisfy any claims for damages to property or personal injuries arising out of any act or omission on the part of the applicant or any agent or employee of the applicant.

Section 11. Excessive Fire Alarms

A. In the event of a failure of a fire protection system, or three or more unintended activations of the same fire protection system within 30 (thirty) calendar days, the Fire Marshal is authorized to require the building owner to provide a fire watch until the fire protection system is repaired.

B. It shall be a violation of the Fire Code for a property owner to have three unintended activations of the same fire protection system within 30 (thirty) calendar days.

C. When a fourth and succeeding unintended activation of the same fire protection system occurs within 30 (thirty) calendar days, the fourth and subsequent activations shall each constitute a separate violation of the fire code.

Section 12. Permits

A. A property owner or owner's authorized agent who intends to conduct an operation or business, or install or modify systems and equipment that are regulated by the Fire Code, or to cause any such work to be performed, shall first make application to the Fire Marshal and obtain the required permit.

B. Required permits in Santa Fe County are as set forth in Section 105 of the IFC.

C. Conditions of a permit. A permit shall constitute permission to maintain, store or handle materials; or to conduct processes which produce conditions hazardous to life or property; or to install equipment utilized in connection with such activities; or to install or modify any fire protection system or equipment or any other construction, equipment installation or modification in accordance with the provisions of this code where a permit is required by the IFC Section 105.6 or 105.7. Such permission shall not be construed as authority to violate, cancel or set aside any of the provisions of this code or other applicable regulations or laws of the jurisdiction.

Section 13. Annual Fire Inspections

A. The owner of a property which houses one or more of the following types of occupancies, as defined by the IFC, shall obtain an annual fire inspection, both prior

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