

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
MEETING

February 12, 2019

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

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SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

February 12, 2019

I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:05 p.m. by Chair Anna Hamilton in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

Roll was called by Estrella Martinez from the County Clerk's Office which indicated the presence of a quorum as follows:

Members Present:

Commissioner Anna Hamilton, Chair
Commissioner Henry Roybal, Vice Chair
Commissioner Rudy Garcia
Commissioner Anna Hansen
Commissioner Ed Moreno

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Mathew Martinez, the State Pledge by Kimberly Silva and the Moment of Reflection by Lorina Sanchez of the Public Works Department.

Commissioner Garcia asked for a moment of silence for Marianne Martinez who worked for the Treasurer's Office for many years.

I. F. Celebrating Santa Fe County' People, Talents and Initiatives

CHAIR HAMILTON: The next order of business is a new little item celebrating Santa Fe County's people, talents and initiatives. So in a moment we're going to start looping through a little power point presentation. We often do something at the beginning of the first meeting of every month, to do something in recognition of things

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that are outside of the scope of our immediate business here at the BCC but reflect something about who we are as a community, and the arts and the actions of people, and in community involvement. That's what I'm seeking to do with this new segment, celebrating Santa Fe County. It reflects the great deal of amazement I've had at the diversity of our community, not just in the types of people and our backgrounds but also in the diverse interests and talents of people I meet that work at the County and live in the county.

And so this is a way to share these discoveries with you. So we can go ahead and start the presentation. We're starting with some of the amazing things our firefighters do. I guess everybody here should feel incredibly safe because just look at the audience, right? And that includes both our paid and volunteer firefighters. And what I'm looking at this time is things we do completely outside of regular duties. I'm showing three examples that exemplify just the remarkable commitment our firefighters make to our community and to each other.

The first one is sort of realistically an ongoing effort that started with Station 70 firefighters seeing an individual's need for a ramp to help them access their home. They went out, bought the material themselves and built the ramp on their own time. That group and many others in the Fire Department do this over and over again.

Another example is when a firefighter, who's now the chief at Glorieta and happens to be my husband took a bad fall off the roof while he was doing some repairs. The Station 80 crew that came to take him to the hospital on their own initiative contact career firefighters and volunteers and arranged to come out on their own time to finish some of the work he was in the middle of so it wouldn't get ruined over the winter.

So we're still seeing slides of the ramp building. There's such an incredible amount that the firefighters do. I think you'll recognize when we switch over to the second example.

The third example that I wanted to bring forward was the Station 50 crew who saw need in their community and at their own expense purchased, cooked and delivered Christmas dinners over the last couple of years to people in the community, not only those who were in need of help but some who just needed that kind of personal gesture. These are the kinds of activities that have nothing to do directly with job responsibilities but really tell you something about another side of the people we work with. It's what makes Santa Fe County so special.

I found out about a couple of these, obviously one of them directly, but a couple of these by chance and that's really what motivated me to start bring this kind of thing forward so that we get to know each other and understand what it is that makes our community so special. We have lots of firefighters in the audience. We're not going to introduce, at least in this segment, each individual, but we have certificates of recognition for everybody who participated in all of these activities and my constituent liaison, Tina Salazar, is in the back and she's standing up now with all the certificates. So if you guys can work with her to get them all distributed that would be fabulous. But what I would like to do is ask for all of the volunteers and paid staff who were involved in all of these activities to please stand up for recognition. And while this is still rolling, can we do a photograph?

[Photographs were taken.]

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Yes.

COMMISSIONER GARCIA: Just really quick, before we go through Manager Miller's amendment, I would just like to give a little bit of history. When I started working at the County back in 1991 the County did not have a paid fire staff. So we had had volunteers throughout Santa Fe County, anywhere from the northern part of the county, eastern part of the county, La Cienega area, Madrid area, Stanley area, Galisteo – basically, the entire county. Edgewood. Back in 1997 – 95 97, an administration came in here and actually we hired a gentleman by the name of Chief Stan Holden. I don't know if you all know who Chief Stan Holden.

Chief Stan Holden had this vision in as let's create paid fire staff and EMT staff. And so we actually brought forward a resolution to the County Commission at that time and a certain amount of tax that is paid goes to the paid staff of the Fire Department, which are you all out there. So that's kind of a little bit of history of how Santa Fe County has gotten to where we are with our great staff and the great men and women that actually serve those fire stations' 24/7 operations. So thank you for what you all do because back in those days – I-25 is a great example. There's so many calls out there on that, Glorieta area as well, and you guys are actually the first responders to go out there. So once again, thank you for everything that you all do. Appreciate the work that you do. Thank you.

- I. G. Approval of Agenda**
 - 1. Amendments**
 - 2. Tabled or Withdrawn Items**

KATHERINE MILLER (County Manager): Yes, Madam Chair, the agenda was posted on February 8th at 10:25 am and then the amended agenda was posted at that time. The amendments that we have on the agenda are on page 2. Under Consent, item II. B. 2 was added. This is just a ratification of a budget adjustment that you approved at the Housing Authority Board meeting two weeks ago.

Then on page 3 under Matters from the County Commissioners, under Recognitions and Acknowledgements, item VI. B 1 and 2 were combined into one item to recognize and acknowledge Santa Fe County staff for all their dedicated service and outstanding contributions to the County and the constituents of the county. So any of the individuals here currently, if they could stay. We hope to have everybody here by 3:00 to move to this item at 3:00 and recognize all those individuals in the Public Works and the Fire Department or Emergency Management and those individuals outside of the County who also assisted us with helping residents during the snowstorms we had early this year.

Then on page 4, under Matters from the County Attorney, item VIII. A. 2 was added, and actually I don't think it was added, I think the caption was just slightly corrected. And then under Public Hearings, item IX. B, I just want to note when we get to

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that item if the Commission would please refer to the separate CDBG agenda on the dais for the CDBG block grant public hearing that is done as a separate public hearing. And those are all the items I have as amendments to the agenda.

CHAIR HAMILTON: Great. Thanks so much. What is the pleasure of the Board?

COMMISSIONER HANSEN: I move to approve.

COMMISSIONER ROYBAL: I'll second.

COMMISSIONER HANSEN: With amendments.

COMMISSIONER ROYBAL: Same with the second.

CHAIR HAMILTON: Thank you.

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

I. H. Approval of Minutes

1. Request Approval of the January 8, 2019, Board of County Commission Meeting Minutes

CHAIR HAMILTON: Were there changes that were submitted or can be submitted?

COMMISSIONER HANSEN: I move to approve the minutes with the changes that I have submitted to Karen.

COMMISSIONER ROYBAL: I'll second.

CHAIR HAMILTON: Excellent. Thank you.

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

II. CONSENT AGENDA

A. Resolutions

- 1. Resolution No. 2019-19, a Resolution Requesting an Increase to the Law Enforcement Operations Fund (246) to Budget NMDOT DWI Grant Funding for DWI Operations in the Amount of \$27,388 (Finance Division/Erika Thomas)**
- 2. Resolution No. 2019-20, a Resolution Requesting an Increase to the Law Enforcement Operations Fund (246) to Budget Capital Funding for a Vehicle in the Amount of \$47,684 (Finance Division/Erika Thomas)**
- 3. Resolution No. 2019-21, a Resolution Requesting an Increase to the Road Fund (204) to Budget FEMA Grant Funding in the Amount of \$249,017 (Finance Division/Erika Thomas)**
- 4. Resolution No. 2019-22, a Resolution Authorizing the Disposition Of Fixed Assets in Accordance with State Statute (Finance Division/Yvonne S. Herrera)**
- 5. Resolution No. 2019-23, a Resolution To Authorize Certain Growth Management Department Staff and the Enforcement Officer for the Solid Waste Division To Issue Citations For**

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**Violations Of County Ordinances; Repealing And Replacing
Resolution No. 2018-10 and 2018-37 (Growth Management
Department/Vicki Lucero)**

B. Miscellaneous

1. **Request Approval of a Partial Vacation of a Lot Line Adjustment Plat Related to the Construction of the Vista Aurora Sewer System in the Village of Agua Fria (Public Works Department/Terry Lease)**
2. **Request Ratification of Santa Fe County's Housing Authority Boards Approval of Budget Adjustment Resolution No. 2019 - 4HB. (Fund 227) (Finance Division/Erika Thomas) [Exhibit 1: Staff Report]**

CHAIR HAMILTON: Does anybody have anything on the Consent Agenda taken off for discussion?

COMMISSIONER GARCIA: Madam Chair, I'd like to make a motion for approval.

COMMISSIONER ROYBAL: I'll second.

COMMISSIONER HANSEN: Any further discussion? So I have a motion and a second.

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

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

III. ACTION ITEMS

A. Items from the Consent Agenda Requiring Extended Discussion/ Consideration

There were no items isolated for discussion.

B. Appointments/Reappointments

1. Reappointment of DWI Planning Council Member

LUPE SANCHEZ (DWI Coordinator): Good afternoon, members of the Commission, Madam Chair. Today we come before you seeking the reappointment of Tamara Zawistowski to the Planning Council. Tamara has been a Planning Council member for the past two years and she's interested in being reappointed. Tamara is a former client of ours, of our DWI program so she brings a very unique perspective to the program, provides a lot of insight to the program, especially our compliance program and with that, I'll stand for questions.

CHAIR HAMILTON: Thank you so much. Commissioner Hansen.

COMMISSIONER HANSEN: I would like to move to reappoint Tamara to the DWI Planning Council.

COMMISSIONER GARCIA: I'll second for discussion.

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CHAIR HAMILTON: Thank you. So I have a motion and a second. Do I have discussion?

COMMISSIONER GARCIA: Madam Chair, Lupe, how long did Tamara serve before?

MR. SANCHEZ: Prior to being appointed to the Council? Do you mean on probation?

COMMISSIONER GARCIA: On the Council.

MR. SANCHEZ: She served the previous two years.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Any other discussion? So I have a motion and a second.

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

III. B. 2. Resolution No. 2019-24, a Resolution Appointing Three Members and Two Alternates to the Board of Registration

STEVE FRESQUEZ (Bureau of Elections): Good afternoon. Chair Hamilton, members of the Board, before you is a resolution appointing the Board of Registration, three members and two alternates. Pursuant to state statute we are asking you to pass this resolution appointing the three members and two alternates. The National Voter Registration Act of 1993 establishes the requirement of how states maintain their voter registration list.

The primary purpose of the NVRA is to ensure that accurate and current voter registrations are maintained. The Board of Registration is responsible for the purge of inactive voters. This is done every two years in accordance with state statutes. I'm open to any questions you might have at this time.

CHAIR HAMILTON: Thank you. Are there any questions from Commissioners? Commissioner Hansen.

COMMISSIONER HANSEN: I looked over the list and I think it looks good and I would like to move to approve.

COMMISSIONER GARCIA: Second.

CHAIR HAMILTON: So actually there are four listed from each party. There are only three members and two alternates. So we have to appoint three members first and there can't be more than two from any one party. So you need to pick three members from at least two different parties. And they're listed in the order of priority that was given by the party chairs which we're supposed to honor with whatever exceptions you want to bring forward for cause.

COMMISSIONER HANSEN: You want me to nominate the two members from each party?

CHAIR HAMILTON: No.

COMMISSIONER HANSEN: Three members from each party?

CHAIR HAMILTON: No. We need to nominate three people: two from one party and one from another, or one from each of the three parties. Whatever the pleasure of the Board is. So there has to be three members. And then after that we'll pick

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two alternates. Or you can do it at the same time.

COMMISSIONER HANSEN: I withdraw my motion and I restate my motion that I would like to nominate Clifford Rees and Anne Albrink and Paul Morrison to the Board of Registration.

CHAIR HAMILTON: Shall we do the alternates in a separate motion?

MR. FRESQUEZ: If it is the choice of the Commissioners to appoint the people from Exhibit A you wish to appoint, it would be in agreement –

CHAIR HAMILTON: So you can add to your motion or we can do it separately.

COMMISSIONER HANSEN: I can add Dan Cron and Ed Brown as the alternates.

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

COMMISSIONER GARCIA: I'll second it for discussion.

CHAIR HAMILTON: We have a motion and a second. Discussion?
Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, I'm just interested to see if Commissioner Moreno has somebody else other than the four that are on the motion.

COMMISSIONER MORENO: No but I was going to make the motion. Two of those guys are in my district.

COMMISSIONER GARCIA: Madam Chair, quick question for Mr. Fresquez. Steven Gonzales. Who is Steven Gonzales? Is he the gentleman that his family owns –

MR. FRESQUEZ: I don't recognize the name. He's just a member of the Libertarian Party that they chose. He wasn't a party chair during the last election, so he might be on the board of directors but I'm not really sure.

COMMISSIONER GARCIA: Madam Chair, Mr. Fresquez, is there not anybody from the Green Party?

MR. FRESQUEZ: They're not a major party, Madam Chair,
Commissioner Garcia.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Is there further discussion?

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. Mr. Fresquez, are these names in order of staff recommendation? Or are they just in any order? They are in order of staff recommendation?

MR. FRESQUEZ: Chair Hamilton, Commissioner Roybal, these are in the order of preference that were submitted by these major parties. The law directs them to give them in order of preference that they would like.

COMMISSIONER ROYBAL: Okay. Thank you.

CHAIR HAMILTON: Further discussion? So there is a motion on the floor and a second.

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

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GERALDINE SALAZAR (County Clerk): Chair Hamilton, did you select alternates?

CHAIR HAMILTON: Yes. There was a motion for three and two alternates. Do I need to repeat the motion?

CLERK SALAZAR: For the record, the selection for the three to be on the Voter Registration Board would be Clifford Rees, Anne Albrink and Paul Morrison. Is that correct?

COMMISSIONER HANSEN: That's correct.

CLERK SALAZAR: And then your alternates were?

COMMISSIONER HANSEN: Dan Cron and Ed Brown.

CLERK SALAZAR: Thank you for the clarification.

III. C. Resolutions

1. Resolution No. 2019-25, a Resolution Amending the Santa Fe County Road Map and Certifying a Report of the Public Roads in Santa Fe County

ROBERT MARTINEZ (Deputy Public Works Director): Madam Chair, Commissioners, the purpose of the resolution that's in front of you fulfills the County's requirement to receive its share of gas tax and motor vehicle tax from the New Mexico State Treasurer's Office that is generated by those two sources. Annually, the County is required to update the County road map and submit a certification to the NMDOT by April 1st of each year. The adjustments to the County road map are listed below with the revised list of the roads attached.

The Public Works Department requests approval of the attached resolution with the adjustments and certifying the 2019 Santa Fe County road map with the above amendments. The County currently will maintain 561.29 miles. I stand for questions.

CHAIR HAMILTON: Thank you very much. So Commissioners, are there questions? Commissioner Hansen.

COMMISSIONER HANSEN: I would like to move to approve a resolution amending the Santa Fe County road map and certifying a report of the public roads in Santa Fe County.

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

COMMISSIONER GARCIA: Second for discussion.

CHAIR HAMILTON: So I have a motion and second. Do I actually have discussion? Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, Mr. Martinez, when did the County adopt that portion of Henry Lynch Road that has never ever been maintained by the County? When did we adopt that?

MR. MARTINEZ: Madam Chair, Commissioner Garcia, that was several months ago. The County Commission accepted that portion of Henry Lynch Road that's not maintained by the City of Santa Fe.

COMMISSIONER GARCIA: And I guess my other question also is Calle Manuel R, when did we adopt that road? Are those roads up to County standard?

MR. MARTINEZ: Madam Chair, Commissioner Garcia, Calle Manuel R

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was a portion of a road there by the Vista Aurora Subdivision that the property owner had deeded the County the property and it just so happened that the road was on that piece of property that was deeded to the County. So the County accepted that property for road maintenance purposes. Just that portion. And no, it doesn't meet County standards.

COMMISSIONER GARCIA: Thank you, Madam Chair.

CHAIR HAMILTON: Commissioner Moreno.

COMMISSIONER MORENO: Thank you, Madam Chair. Robert, how many miles were added since the previous number?

MR. MARTINEZ: Madam Chair, Commissioner Moreno, actually, there's a typo on the second page that gives the total difference. That should be a positive 1.02 miles that's added to our list. It's shown as a negative 1.02, but the difference in the mileage is from Henry Lynch Road, Calle Manuel R, Dinosaur Trail. Those were the three roads that add mileage, but then there were some corrections in our road list that deleted about 1.05 miles for a net difference of 1.02 miles.

COMMISSIONER MORENO: And do you anticipate a flat? Increasing? Decreasing? Based on what you're seeing in the development community?

MR. MARTINEZ: Madam Chair, Commissioner Moreno, the only decrease that I see would be based on future annexations, whether it be by the Town of Edgewood, the City of Española, or the City of Santa Fe. As far as additions, it just depends on what applicants come in. There's currently an application that we're reviewing that has been in our office for about a year for Las Campanas Drive. Staff has compiled a report and provided it to the HOA and they are currently reviewing the punchlist items and kind of working those things out. But at some point in time they will probably come to the Board for acceptance.

COMMISSIONER MORENO: Thank you. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: I want to thank Santa Fe County for adopting Henry Lynch Road and Calle Manuel R. Both of those are in my district and they have both been in need of care and I am grateful that Santa Fe County is willing to step up and recognize that these are within our boundaries and that we can take care of them. So thank you for bringing this forward.

CHAIR HAMILTON: Further discussion?

COMMISSIONER GARCIA: Just want to say I appreciate you all bringing this forward as adoption of the road and I would just like the County Commission to work with all the other Commissioners in the near future to the adoption of more roads in the county. Thank you.

CHAIR HAMILTON: Thank you.

MS. MILLER: Madam Chair, I want to clarify something on that. This was not a case of – I just want to make sure for the record it's clear that these were not roads that were private roads that constituents came forward and asked the County to adopt outside of the County's road adoption policy. These were two roads – well, one of them, as you can see, at .03 miles, it's like the corner of a road that happened to be on a piece of property where the Vista Aurora wastewater system was and had been years ago thought by the property owner and the developer deeded to the County, but the County had never accepted it, and so it had sat in this bizarre limbo for 20-some years. And at

some point the County, maybe five or six years ago then, accepted that deed of property because the sewer system is on it, but didn't recognize that the road, that little corner of the road was on it, so in order to fix the corner of the road the County Commission adopted that since it actually was on a piece of property the County owned.

And then Henry Lynch, that one was beyond difficult to even determine whose road that was. The City had maintained it for 20+ years but somewhere during annexation – so they had essentially established a prescriptive right-of-way on it but somewhere over the course of annexation it became very clear where the city boundaries were. They put up a sign saying this is the end of the city limits and just stopped maintaining that rest of the road. And we couldn't actually locate who would have owned it otherwise than the City. And the City had essentially made it a public easement and right-of-way that had been maintained by the public. And since they were no longer maintaining it we made an agreement to adopt it.

So these two roads are not actual road adoptions based upon the public bringing forward the desire to have a private road taken into the County's inventory. And I bring that up because we have a lot of individuals wanting that to happen and we need to be mindful of how we would approach that in light of the policy we have in place.

CHAIR HAMILTON: So part of the take-away message is these are cases that had to do with – in another context and don't set a precedent one way or the other for the procedure for adopting roads.

MS. MILLER: Yes, Madam Chair. That's what I was trying to say in a lot more words.

CHAIR HAMILTON: Excellent. Thank you so much.

MR. MARTINEZ: Madam Chair, to add to what Manager Miller was saying, that portion of Henry Lynch Road the City would have probably maintained the entire portion of it but that little section is within the traditional community of Agua Fria, so that's why the City chose not to maintain that little section.

CHAIR HAMILTON: Got it. Thank you.

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Yes.

COMMISSIONER GARCIA: Manager Miller, thank you for explaining that. I think this is actually a great adoption, as we know, and so for everybody who understands, this is Henry Lynch Road behind Home Depot where the storage units are. In front of the storage units there, nobody was maintaining that road. So now that the County maintains this road if there's a pothole, who goes and fixes the pothole, the County or the City?

MR. MARTINEZ: Madam Chair, Commissioner Garcia, the County will maintain – fix the pothole on the County portion. The City will maintain their portion which is at the end of our maintenance all the way to Rufina.

COMMISSIONER GARCIA: So, Madam Chair, if there's any way we could possibly maybe has some sort of agreement with the City. Because what happens if we take the snowplow out there? Our snowplow is going to maintain this portion of the road and the rest of the road the City? Just so we could maybe talk to the City and see how we can –

MR. MARTINEZ: Madam Chair, Commissioner Garcia, typically, in a

situation like that we have, with the Town of Edgewood as well. If we're doing snow removal we're not going to pick up the plow and put it back down when our section resumes. Typically we will leave the plow down and plow the snow.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Thank you. Just for clarity, we have a motion and a second that have to do with adopting this modification to the maps.

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

III. D. Miscellaneous

1. Request Approval of Construction Contract No. 2019-0140-PW/CW Between Santa Fe County and GandyDancer, LLC in the Amount of \$394,628, Exclusive of NM GRT for the Vista Aurora Subdivision Sanitary Sewer Line Construction Project and Authorizing the County Manager to Sign the Purchase Order

TONY FLORES (Deputy County Manager): Thank you, Madam Chair, Commissioners. I'm filling in for Mr. Taylor. I'll be taking the next four items that will hopefully get us to 3:00. The first item up is the request for approval of a construction contract with GandyDancer, LLC, in the amount of \$394,628 exclusive of GRT, for the Vista Aurora sanitary sewer line project.

The Vista Aurora Subdivision, as many of you know, has approximately 80 homes in there. A third of them are serviced by a gravity sewer line. This is what I consider one of the legacy projects that we've been trying to correct now for I think six, maybe seven years. We are finally at the point to actually request approval of the award of a construction agreement based upon an invitation for bid to GandyDancer and I'll stand for any questions.

CHAIR HAMILTON: Commissioners, are there any questions?

COMMISSIONER GARCIA: I have some questions.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, Tony, thank you for bringing this project forward. It's been a while since we started this project. I have a question for you. In regards to the bids ranging from \$381,000, roughly, to \$484,000. Yet the lowest bidder was actually \$394,628?

MR. FLORES: So Madam Chair, Commissioner Garcia, I looked at the bid tabulation sheet. You forget – I forgot at the time when I looked at it that we have to apply a preference to the bid and that would mean that one bidder that had a preference was applied that preference, probably the five percent. They actually lower in evaluation although their bid may be slightly higher than the lowest bid. The lowest bidder did not have the in-state preference for that five percent. So based upon the procurement code we're required to have preferences. If you have a preference you get that five percent deduction even though we may be paying a little bit more in the construction value. That's state law.

COMMISSIONER GARCIA: Thank you.

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CHAIR HAMILTON: Other questions? Yes, Commissioner Hansen.

COMMISSIONER HANSEN: I'd like to move to approve the Construction Contract No. 2019-0140-PW/CW Between Santa Fe County and GandyDancer, LLC.

CHAIR HAMILTON: Thank you. Do I have a second?

COMMISSIONER GARCIA: I'll second it. One last question, Madam Chair. Tony, what's the timeframe for this to be completed. Mr. Flores.

MICHAEL KELLEY (Public Works Director): Madam Chair, Commissioner Garcia, this project should be completed in approximately about six months.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Excellent. Other discussion?

COMMISSIONER HANSEN: I just want to say thank you. I was last night at the Antonio sewer line project and we just were talking about this also. This has been a long time coming so I'm grateful to get this done.

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

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

III. D. 2. Request Approval of Construction Contract No. 2019-0100-PW/MAM Between Santa Fe County and Cornerstone Contractors, LLC in the Amount of \$336,056.01, Exclusive of NM GRT, for the Bridge Replacement on County Road 72A and Granting Signature Authority to the County Manager to Sign the Purchase Order

MR. FLORES: Thank you, Madam Chair. The next item on the agenda is requesting approval of a construction contract between Santa Fe County and Cornerstone Contractors, LLC for the bridge replacement on County Road 72A which I refer to it as Big Tesuque Canyon Road. The project will include the replacement of the dilapidated bridge with a prefab bridge in accordance with DOT standards.

We received two responsive bids. Both bids in this case did receive the preference and it didn't change the outcome of the lower bid. So we are requesting approval of the contract in the amount of \$336,056.01, exclusive of GRT for this project. And I stand for questions.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HAMILTON: Yes.

COMMISSIONER ROYBAL: I'd like to move for approval. This is of contract 2019-0100-PW/MAM.

CHAIR HAMILTON: Excellent. Thank you, Commissioner Roybal. Do I have a second.

COMMISSIONER GARCIA: Second.

CHAIR HAMILTON: So I have a motion and a second. Is there any further discussion?

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

III. D. 3. Request Approval of Contract 2019-0108 PW/KE for Construction Services for the Property Control Facility at the Public Works Campus Located at 424 NM599 Between Santa Fe County and Mick Rich Contractors, Inc. in the Amount of \$1,435,700, Exclusive of GRT and Authorizing the County Manager to Sign the Purchase Order

MR. FLORES: Thank you, Madam Chair. The next item up is request approval of a construction contract with Mick Rich Contractors, Incorporated in the amount of \$1,435,700, exclusive of GRT, for the construction of the new free-standing building out at the Public Works site out at New Mexico 599, which will accommodate property control staff, a plan room, break, meeting rooms, restrooms, etc. The total square footage of the addition or the new building is 5,467 square feet.

We did receive four responsive bids and we are requesting approval of this contract with Mick Rich. And I stand for questions.

CHAIR HAMILTON: Fabulous. So questions? Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, Mr. Flores, can you explain to me, us, who's going to be in this building?

MR. FLORES: So Madam Chair, Commissioner Garcia, as you know, when you and I planned the new Public Works building out at 599 we anticipated then that the property control staff, which included property control – so building services, open space and trails, which weren't part of it at the time. They'd be located from the Galisteo property, because we're trying to develop that site to the new Public Works site as part of their main campus.

COMMISSIONER GARCIA: Thank you. And the timeframe on this?

MR. FLORES: I'll get clarification but, ten months.

COMMISSIONER GARCIA: Ten months. So that means by the end of the year the property control individuals will be in that building, with a Christmas tree. Okay.

CHAIR HAMILTON: Are there further questions?

COMMISSIONER GARCIA: Motion for approval.

COMMISSIONER ROYBAL: Second.

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

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

III. D. 4. Request Approval of Contract No. 2019-0086-PW/CW Between Santa Fe County and Bohannon Huston Inc., in the Amount of \$294,568.80 Excluding NMGRT for the Historic Village of Agua Fria Engineering Design Services for Wastewater Improvements and Authorizing the County Manager to Sign the Purchase Order

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MR. FLORES: Thank you, Madam Chair. The next item is approval of a design service agreement, professional design service agreement between Bohannon Huston, Inc., commonly referred to as BHI, in the amount of \$294,568.80, excluding New Mexico gross receipts tax. This is the beginning of the implementation of the County's project – because as you recall, Agua Fria sewer line has two other appropriations for the corridor and the County voters approved a million dollar bond for the replacement or installation of new sewer lines in the Village of Agua Fria.

The contract today is to actually start the design work for that project for Del Ross Lane, Rudolfo Road, and Terrazas Lane, Calle Hernandez, Ramon Lane, Camino Maria Feliz and Pam y Eutilia Lane or Paseo Mel Senaida. This project, just for clarification, does not include Antonio Lane, which is handled through a different professional service and different construction contract. So this sets the foundation for the large Agua Fria Traditional Historic Village sewer line project which basically will have the County design and install sewer lines which then would be accepted by the City of Santa Fe. So these would be eventually City of Santa Fe sewer lines that will tie into their system. The County acts as the fiscal and project manager for that.

We received through a request for proposals much different than an IFB two proposals. Based upon the requirements of the procurement code those proposals were evaluated with Bohannon Huston, Inc. being the top rated firm. And with that I'll stand for questions.

CHAIR HAMILTON: Thank you very much. So are there questions?
Commissioner Hansen

COMMISSIONER HANSEN: I don't have a question but I want to move to approve. I want to joyfully and happily move to approve this resolution or this contract between the Santa Fe County and Bohannon Huston in the amount of \$294,568.80 for the historic village of Agua Fria and for engineering service for wastewater improvement and groundwater protection. Thank you.

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

COMMISSIONER MORENO: Second.

CHAIR HAMILTON: Okay, so I have a motion and a second. I believe we have some discussion. Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, Mr. Flores, what is the timeframe to get these seven, ten roads designed?

MR. FLORES: Madam Chair, Commissioner Garcia, in consultation with the Public Works Department we're looking at six to eight months to get the design completed for seven roads.

COMMISSIONER GARCIA: Madam Chair, Mr. Flores, this is actually for design – basically construction drawings, CDs for these roads to get sewer lines. Correct?

MR. FLORES: Madam Chair, Commissioner Garcia, yes. This will set the foundation with the CDs and construction documents that then we would turn around and actually bid out the construction.

COMMISSIONER GARCIA: Madam Chair, is the engineering firm going to work on acquiring the easements for this? Or staff?

MR. KELLEY: Madam Chair, Commissioner Garcia, the engineering firm

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is going to do the descriptions and exhibits and Public Works staff, Mr. Terry Lease, the real property specialist will be working on easement acquisitions for these properties.

COMMISSIONER GARCIA: Madam Chair, Mr. Kelley, so is County staff going to go out and meet with these individuals off of these property roads to say we need copies of your survey, your deeds, and so on and so forth, and then put that agreement together?

MR. KELLEY: Madam Chair, Commissioner Garcia, that's my understanding, yes. We will be meeting with the individuals on these alignments.

COMMISSIONER GARCIA: I think this is a really good project. Since we have a lot of people here in the audience, what this is actually if you go down Agua Fria, the Agua Fria Village, we have a major city trunk line, sewer line in the middle of the roadway there. And all of these roads come off of Agua Fria Road. So what the County, through the efforts of Commissioner Hansen here and obviously the voters that voted in the bonds several years ago, this is actually to start getting a lot of those people in the Agua Fria Village off of their septic tanks. So I think this is a really great project. I was just wondering about the timeframe because I know Commissioner Hansen is getting a lot of calls, so this way we can let the people know. Thank you.

CHAIR HAMILTON: Thank you. So is there other discussion?

COMMISSIONER HANSEN: Madam Chair.

CHAIR HAMILTON: Yes, Commissioner Hansen.

COMMISSIONER HANSEN: Commissioner Garcia, thank you for those comments and I'm just happy to see this moving forward.

CHAIR HAMILTON: Excellent. Seeing no further discussion, we have a motion and a second.

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

IV. MATTERS OF PUBLIC CONCERN

CHAIR HAMILTON: Is there anybody here, a member of the public who wants to say something to the Commission? Yes. If you would like to come forward and if you would state your name and tell us what you would like to.

COMMISSIONER GARCIA: And also, Madam Chair, since we have a few people in here, just keep in mind that anybody from the general public, this is your office. You guys are all – anybody is welcome to come here, family, friends. Just come talk to us.

CHAIR HAMILTON: Can you state your name and address for the record?

MONICA VIGIL: It's Monica Vigil, and it's 4 Rancho sin Vacas Road in Santa Fe. The reason I'm here is because we had some bridge work done on Paseo de Angel North, and that was installed. I know we had all signed a petition to pave the whole roads in the back, and what happened is they only paved up to half of the hill, and then they come and grade the rest of the loop. But my street, because we're right off of it, and it's like a huge swimming pool. Muddy and ugly. It's hurting our vehicles and other elder people that live along the way.

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I don't know what steps I need to do or as a group of all of us that live there or what is the – what do I do?

COMMISSIONER GARCIA: Madam Chair, actually, that is my district, and so what I could do is I can get Ambra Baca – we'll actually get your name and your number and I will give you a call and we can sit down and see how or what's happening and what's going on with that.

MS. VIGIL: Great. Thank you.

COMMISSIONER GARCIA: You okay with that? Okay. Thank you.

CHAIR HAMILTON: Excellent.

MS. VIGIL: Do I turn it in to somebody here.

COMMISSIONER GARCIA: I will get Ambra to get your number. So Robert Martinez is Deputy Public Works Director. Thank you, Robert.

MS. VIGIL: Thank you

CHAIR HAMILTON: Thank you for coming. Is there anybody else with a matter of public concern. Seeing none, I will close matters of public concern.

V. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

2. Presentation on the Santa Fe County Lodgers' Tax Advertising and Marketing Program [*Exhibit 2: Power Point Presentation*]

MS. MILLER: Madam Chair, I'd like to go to item V. A. 2, the presentation on the advertising and marketing program, and that I'd like us to go back to then Matters from the Commission, the recognitions and acknowledgements.

CHAIR HAMILTON: That sounds great. Thank you, Madam Chair.

MR. FLORES: Thank you, Madam Chair. For the sake of brevity I'm going to kick off what we're going to be doing. Ms. Katonak, who is our marketing coordinator with the Manager's Office is passing out some of the publications. We are not going to go through the power point presentation that's on the dais; you have that for informational purposes. What we will be doing is showing the new video that has been launched or will be launched soon by our marketing and advertising program as it relates to lodgers tax.

Over my left shoulder I have Dave and Vera Hayduk from HK Advertising. They have been our marketing partner entering our fourth year for the lodgers tax activities. A little bit of history: the County Manager's Office four years ago basically assumed the management, if you will, of the lodgers tax program. Lodgers tax is derived from people staying in our lodging facilities. The use of those funds is very specific for marketing and advertising of events, attractions and facilities.

What we've done is taken from a very archaic print method to what you're going to see today. So I don't want to minimize the importance of this annual report, but I do want, because of other items on the agenda to go right to the video that HK has been working diligently on with Ms. Katonak, if that's okay with the Commission.

CHAIR HAMILTON: That sounds great. Thank you very much and we do really appreciate the importance of this sort of thing.

[A video was shown.]

MR. FLORES: So Madam Chair, I'll let Lisa come up and say a few words and then we can turn it over to Dave and Vera. The power point that was provided to you that's on the dais provides you the statistics of what this program has done. We look at lodging numbers, the old adage was we get lodgers tax from heads in beds. That's what pays for this. And I think Santa Fe County over the last four years under the County Manager and Ms. Katonak's direction has taken the idea or the ideology, if you will, we put people in beds and then we pay for stuff.

Santa Fe County has much more to offer than our neighbor up the street. The city resides in the county. And although we have differing marketing ideas and ideology, they unfortunately are the bigger gorilla in the room because compared to our \$400,000 that we collect a year, they collect \$3 million. So what we've done in four years is taken our occupancy rate in the county facilities, which we get our benefit from, and expanded that market and we're able to now visually, through social media, through digital, through print campaigns actually start advertising if you will – I hate that term but that's what we're doing – all those great amenities Santa Fe County has to offer. Diablo Canyon – Mr. Garcia and I used to go out there a lot when we were in our younger days, but people forget that that's actually one of the best hiking and mountain climbing opportunities that the county has. You don't think of Santa Fe County as having that. In Lamy, or the Galisteo Basin where we have both mountain biking and horseback riding. Or the ski basin which resides in the county.

So the video is how we sell ourselves. What's in the power point really kind of gives you a sense of what we do with our marketing dollars. We've been in Dallas/Fort Worth. We've been in *Sunset* magazine. There's a whole cadre of marketing efforts that we've done as part of this four-year culmination of marketing winding down, because we're getting ready to go in the next phase, including getting our social media presence out there. So I just wanted to point that out before I get Ms. Katonak up here just to say a few words and answer any questions that the Board may have. So thank you.

CHAIR HAMILTON: Excellent.

LISA KATONAK (County Manager's Office): Good afternoon, Commissioners. I just want to take this short moment in time to discuss a couple of points. Our lodgers tax collection for the last fiscal year was over 23 percent increased from the prior year, so we're trending very well at this point in time. As of the past couple of months, we're trending over 25 percent.

What we showed you this afternoon is a collection of video and photographs from our last photo-shoot that was done. This is basically to highlight some of our outdoor adventure, as you can tell – the rock climbing, the hiking, the equestrian elements, as well as featuring some of the key assets in our region and in our area. The Pecos National Historical Park, the Lamy area, Diablo Canyon, and with a great amount of gratitude to HK Advertising for assisting us.

CHAIR HAMILTON: That's great.

MS. KATONAK: To Dave and Vera.

CHAIR HAMILTON: So I want to take the opportunity – first of all, that was wonderful and it was especially good because four of the six places were in District

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4, my district, and are place you might not otherwise – that people know about but aren't traditionally advertised. And that's true for the other places that you showed, all of them. I think it's of tremendous benefit to get the word out to what the unincorporated part of the county has to offer and I really appreciate the way you all did that. So is there other discussion? Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, great presentation. Just a couple of things. Do we know why the 23 percent increase? How that came about or why?

MS. KATONAK: So there's been a couple of different aspects. Most of what we've noticed is our media strategy is working very well for us. The markets that we're working in are working very well. We're looking at drive markets, so that's Texas, that's Colorado, Arizona, California. So our neighboring states are the states that really love to come to Santa Fe and to Santa Fe County. So we're taking advantage of that.

Another reason is that we are attracting a younger demographic through our marketing and advertising and as you can tell, we're targeting people who are outdoor enthusiasts and a younger demographic. So through our marketing efforts with outdoor adventure we're noticing that our trends are peaking with people who want more than an art scene. They might want to do art and galleries one day and then they want to go hiking or biking the next day. So the more that we have to offer the visitor the better.

COMMISSIONER GARCIA: Madam Chair, thank you. So this video will actually be shown where or to who? And one of the other questions, just to add to that is how does one know where in Lamy that's at?

MS. KATONAK: Okay, so right now this is an internal video strictly for the County Commission that we wanted to present. We will have a more revised version of the video which will be produced and will be placed on our website, utilized on our website as well as on YouTube and our social media, as well as some of our advertising for digital advertising.

As far as how do people get in touch with where these places are, we're currently working on our 2019 visitors guide for Santa Fe County. It's going to the printer, I believe next week and so that will be distributed statewide. We've also looked at working with Certified Folder, which is a company that distributed rack cards and brochures all over the country. And so we're looking at certain target markets within those key states so that we can distribute those as well.

COMMISSIONER GARCIA: Madam Chair, Ms. Katonak, I think that as Mr. Flores mentioned, and Manager Miller, in regards to the social media of getting Santa Fe County out there and all the important, great things that we're doing, anywhere from the River Trail and so on and so forth. I'm glad to see that Mr. Fresquez is actually now with the County Manager's Office. Welcome.

Also, in regards to – I would like to see how your department could actually work on also attracting seniors in the area as well and the younger little kids generation, as to how do you get those younger kids that go to Capitol High School and other schools that will never have a chance to ride a trail. So that's something I would like to see how we can actually work with those younger kids. Like I said they probably don't even have a bike. Possibly some of them don't. So if you could just kind of keep that in the back of your head that would be great.

MS. KATONAK: Commissioner Garcia, I think with some of the efforts that the governor is looking at for a department of outdoor recreation there will be opportunities for grants for communities to apply for funding for trails, for open space and trails. Also possibilities for grant funding for those that may be low income so that they have opportunities such as acquiring equipment and going on field trips and things of that nature to these types of locations.

COMMISSIONER GARCIA: Madam Chair, in regards to the Diablo Canyon area, I won't tell you what Tony and I used to do out there back in the days.

CHAIR HAMILTON: Excuse me, but I think we might want to move on.

COMMISSIONER GARCIA: And also, Madam Chair, since this is a preliminary video, the guy that fell off the rock, is he okay?

MS. KATONAK: I think he's fine. Thank you.

CHAIR HAMILTON: Thank you. Is there other discussion?
Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, I think you might cut that out. Just referencing Commissioner Garcia, but yes, it's great to see all the places that we are and today I had a chance to visit with our Attorney General and I brought him our brochure that he had not seen, so I was happy to have something to hand him, which was great. So thank you and thank you for your hard work.

MS. KATONAK: One last item is we are working on another storyboard for a photo-shoot that we will be shooting in late spring. So as we continue to add assets to the toolbox, continuing to go through the county, one of the areas we're looking at is up north in District 1 in Nambe at Nambe Falls. That is one of our assets in the county. It's a great place for people to do outdoor adventure, hiking, fishing, camping and so there's many opportunities there. Just need to make sure that the falls are running, as they say.

COMMISSIONER HANSEN: Madam Chair.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: One other thing I would just like to possibly suggest is ecotourism is also a big thing and in my district we have the community farm, which has just recently been taken over by Reunity Resource and they are a complete circle of composting, farming, the whole gamut and they are one of our stars in the Agri-Gate community and down in Planning. So I think it might be a great idea for you to look at them also. Farming in northern New Mexico is a great thing for people to visit and there's many wonderful farms in District 1, District 2, District 3, District 4, District 5 and I think that is an important part of our culture here.

MS. KATONAK: Thank you so much, Commissioner.

CHAIR HAMILTON: I would just take from that, that might be an opportunity to talk to each Commissioners about things in the district. Frankly, you've picked out many nice things here and they were great ideas. No complaints whatsoever, but perhaps each Commissioner would want to come to you separately, offline, as they say. Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, really one quick thing. In regards to the Pizza Subway Beer Creek, not in my district. Beer Creek Brewing down

there off of State Road 14, the views out there in the evening – pfhew, wow. Amazing.

CHAIR HAMILTON: Thank you very much for doing such a great job at this.

MS. KATONAK: Thank you so much, Commissioners.

CHAIR HAMILTON: So Manager Miller, I think is this a point we want to go on to the one Matter from Commissioners?

VI. MATTERS FROM COUNTY COMMISSIONERS

B. Recognitions and Acknowledgements

1. Recognition and Acknowledgment of Santa Fe County Staff for Dedicated Services and Outstanding Contribution to Santa Fe County, and the Collaborative Relationships Established Within Santa Fe County and with Our Residents During the Flood of July 2018 and the Snowstorms of December 2018 and January 2019, and Recognition and Acknowledgement of Santa Fe County Public Works Department's Road Maintenance Division Staff for the Continued Commitment to Santa Fe County Residents

MS. MILLER: Yes, Madam Chair. I think it would be a good time to go to those recognitions and acknowledgements under Matters from the County Commissioners, and that is recognition and acknowledgment of Santa Fe County staff for dedicated services and outstanding contribution to Santa Fe County, and the collaborative relationships established within Santa Fe County and with our residents during the flood of July 2018 and the snowstorms of December 2018 and January 2019, and that would include recognition and acknowledgement of Santa Fe County Public Works Department's Road Maintenance Division staff for the continued commitment to Santa Fe County residents.

And that came from having to go out at 4:00 am it seemed like day after day after day because we just kept having one snowstorm after another after the major one that we had right around Christmas.

CHAIR HAMILTON: That's' sounds great. We are going there. These guys do that all the time, right? Do we need – are there people outside who are on the way in? So we'll give that a minute. And then am I going to you guys for this? So are we going to Commissioner Garcia and Commissioner Roybal for this? If you would just wait one more minute and let everybody file in and then you can take it.

COMMISSIONER ROYBAL: Madam Chair, thank you.

CHAIR HAMILTON: Come right in. We're waiting until you guys all file in. It's not actually like physics class or something. You can sit in the front row, like nobody's going to call on you. We'll only ask a couple of math questions or something. It's so great to see the chamber filled. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. It's an honor to be here today to recognize all the individuals that really are the heartbeat of Santa Fe County. We don't have the opportunity to bring you guys here and thank you for all your work. We had a pretty rough winter and we've had some flooding. The road maintenance

crews and Fire Department have responded to and really helped in taking care of our constituents. And it's something that I felt strongly that we had to bring the staff forward that really represents us out in the field and you guys are where the rubber meets the road, as we always say, and you're the best reflection of Santa Fe County that we can have out there.

So I work in Los Alamos National Laboratory for Utilities and Institutional Facilities and we work closely with roads and ground up in Los Alamos as well, so I know the time that it takes in and out every single day and the work that you guys put forward. It's definitely – I know that during the snowstorms and flood events you guys worked extra hours and put in extra time. We had emergency responders that were constantly going out to work with the people in their situations. So it was really heartwarming. It's really great to have you all here today to recognize you.

I know that Commissioner Garcia also had a lot of flooding issues in his district and I think probably most of the Commissioners here did have some issues in their districts. But we wanted to bring you here today to thank you personally because I think that a lot of times a pat on the back means quite a bit more and I just want to personally say thank you for everything that you guys have done. So I really appreciate it and I'm going to defer to comments from Commissioner Garcia and any other Commissioners. Thank you guys.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, this is actually great to see the chambers filled with the line staff that actually works for Santa Fe County from just these three departments. With all due respect to the brass – the captains, the chiefs, the directors – you guys and women are actually the individuals that go out there and take care of the basic necessities that every taxpayer in this county actually needs and wants to see. Anywhere from safety to our road department, Richard Chang and his crew. When regular employees are going home at 4:00 or 3:30 when Manager Miller lets them out early, everybody's going home. They're going to go home and get warm, and you see these trucks with the lights on, right? They're either white or orange and that's the snow removal for example, and/or graders. Those are actually the individuals that say, you know what? We're going to have to work late tonight because when everybody wakes up in the morning, those roads need to be plowed, graded. So that way everybody goes to work. Nobody realizes somebody actually graded these roads tonight and actually graded this and had us safe.

The Fire Department, whenever there's flooding or freezing, you employees are actually a very important function to Santa Fe County. And I hope you all know that and I hope you all believe that because, like I said, anywhere from Les out there, making sure everybody's garbage is picked up. The graders out there, the salt trucks. Anybody who loads them. The Sheriff's Department, making sure that everybody's safe out there. The roads. Making communication with the road department. What roads need salting. I know you guys have a great salting program.

The Fire Department, obviously making sure everybody's safe out there. So thank you all for what you do because, like I said, when the regular person is going home to work to be with their family to have a good dinner, all of you out there are preparing to say, we've got to still work. We've got to get this done. Thank you.

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A good example is when it comes to the flooding stuff that happened in the La Cienega area and people don't realize all the three or four major arroyos in the city of Santa Fe land up in La Cienega. It's getting calls at night, probably about 9:30, 10:00, saying, Rudy – I wasn't elected yet. Rudy, we're getting flooded out. We're getting flooded out. Really? So the next morning I woke up like at 6:00 in the morning before the sun came up and I drove down there and that was just a maze. It looked like a war zone down in there, from all those individuals that were on Fire or the sheriffs or the Public Works Department who actually walked through those arroyos, and I walked through those arroyos.

You saw those refrigerators in there. There was cars in there. There was animals. There was stuff in there. This gentleman is shaking his head. There was stuff in there and when you walked in there, down there, everybody that drives that County road doesn't go down the arroyo and see what's in there. And it was amazing. And the cleanup that you all did collaboratively, working together – thank you for that.

Let's see. I touched base on the snow removal. The snow removal in the Cerrillos/Madrid area. That's probably a lot of the snow that we actually – the most snow we've gotten in three or four years. Talked to Manager Miller, so you guys that are actually out there on the crew, Richard Chang's crew that actually went out there and made the new and showed a grader pushing – a week and a half later – pushing four to eight feet of snow. That's pretty amazing to see how you guys work together.

What you all don't realize what happens up here, back here, back in that office there is anywhere from the governor's office, Speaker Egolf's office, the pro tem Senator Wirth's office, a couple other Senators, Stefanics out there. Everybody's here talking: How do we get these guys out of there? Everybody's here talking, getting those men and women out there to work and go clean the roads.

And so from that height level of governance, from the governor's office and everybody else down, they all thank you all for going out there and helping out the residents in Madrid. The people that – actually myself, Mike Kelley and Deputy Manager Flores, we drove out there the day or two before you guys went out there. You guys know, it was pretty rough out there. There was a lot of snow out there. And you guys did whatever you needed to do with the cat. Obviously working. PNM, definitely. The Fire Department was getting out there to see what was needed out there, if anybody needed medication out there, because those people don't realize when you go down those back roads back there in Madrid, you couldn't get back there.

And so if there was an emergency situation or emergency crews out there or emergency, Martin and his company, they had to go out there almost door to door and talk to people and say, Hey, are you okay? What's happening? What's going on?

So once again, thank you all for what you do for Santa Fe County.

CHAIR HAMILTON: Thank you. Commissioner Moreno.

COMMISSIONER MORENO: Thank you, Madam Chair. I'm always impressed when my district was – I call them the southern suburbs. Eldorado, Rancho Viejo, and I'm really impressed every time when I drive around, how many activities are going on when these significant weather events happen. And I just commend your dedication and your good work and I'm really happy that we have good people that are willing to do it and I can tell you, my constituents are really appreciative of your efforts.

Thank you very much.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, I want to just give a shout out to each and every single one of you for your hard work and dedication to Santa Fe County. I know that it's a job, but it also means a tremendous amount to all of us up here, your commitment to Santa Fe County and the hard work that you did during the flood on July 23rd. My phone was busy. The Village of Agua Fria and west of there was really impacted by the amount of water that was running down that river. I was honored to be able to host a townhall in La Cienega for the constituents out there. It was serious and you all stood up and were there for those constituents and that is really important, and so I wish to thank you from the bottom of my heart for all of your hard work. So thank you very, very much.

CHAIR HAMILTON: Thank you. I just want to add my voice to this. It's interesting that one of the things that motivated getting all of you here from the Roads Department and the Fire Department to thank you and do this recognition was an emergency situation. But I'm really gratified to hear all of the Commissioners mention the day in and day out work as well. And both those things together, both the Roads Department – it's amazing. Every time I have a community meeting that has to do with roads and some representative of the Roads Department is out there, and they know everything. We have so many roads. It is such a big county and they know everything about the roads and the concerns that people just randomly bring up.

The Fire Department, I know very well how they're responding to all kinds of road hazards, life safety, fires, day in and day out. And then, when an emergency comes, there's the capacity to respond to that extra situation. So it's just very true. You guys are amazing and appreciated day in and day out, but also for the extra effort that you put out. It's truly, truly amazing. Commissioner Garcia has something else.

COMMISSIONER GARCIA: Sorry, Madam Chair. One last – I just had so many things on my mind. Some of the individuals that we also – I had it written down here – is regarding the people that put all of us together out there, and that's the dispatchers out of the RECC, the Regional Emergency Communication Center, which throughout this entire county are very, very important countywide. Right? If we ever have an emergency – snow, medication, ambulance needed, sheriff needed, they're actually part of Santa Fe County as well that I had it written down. The dispatch out there, thank you for what you do because that is a hard job as well. Thank you.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. Again, I just want to reiterate. I want to thank Commissioner Garcia for mentioning the dispatchers. We do sometimes take that for granted but it's definitely a job that gets the ball rolling when we get these emergencies. The other thing I want to say is we know what needs to get done out there but you guys are the ones that get it done. So bottom line is you guys make the County shine. So I really appreciate that and I want to say thank you to all the managers and directors as well. We have Mike Kelley and Robert Martinez, Richard Chang. I'm just glad that even with caller ID you still answer my calls. I appreciate it. Thank you.

CHAIR HAMILTON: So thank you so much. I believe that Assistant

Chief Vigil wants to say something. Please come up.

MARTIN VIGIL (Emergency Management): Thank you, Madam Chair, Commissioners. I hope my voice will hold out. We do have a few other of our partners that have played a very important role in our disaster response here in the community of Santa Fe. Some of these partnerships go way back. If I could have Sherry Hooper with the Food Depot. They were the ones that actually assembled the food boxes that we pushed out in Madrid. Evelyn Ward happens to be a living treasure here in Santa Fe and she is my go-to person for any kind of animal care, and in her spare time she's also part of our amateur radio emergency services group, which Don and all them – if you could stand up – also played a part in our storm-watcher program.

I believe you mentioned PNM and I think they're here. Also, one of our partners here in Santa Fe. So we have about 120 agencies that we partner with that go horizontal and vertical and I just thank the Commission for acknowledging also their role in all of this. Thank you.

CHAIR HAMILTON: Thank you so much. I think it's amazing the depth of capacity that just at the county level we have to not only do our day in and day out work but then to join together and respond to emergency situations. And I think the kinds of partnerships that Chief Vigil just mentioned really exemplifies that. Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, just really quick. Thank you, Chief, for actually bringing them forward. We are going to recognize you as well, with everybody here. So we hadn't forgotten about you guys. So with that I think can we have Mr. Flores come up?

MS. MILLER: Madam Chair, we have several certificates and we wanted to go through them and read. Tony and I will read off all the names. I did want to say, even if we don't have a certificate here, because of course we got names from everybody that was involved in the different departments but there were a lot of people who might not even have their name here in the County that also participated from just the front desk and in the Manager's Office or in any of the departments, whoever their main answering person is. We had a tremendous number of phone calls of people asking for help and what could be done. And there wasn't – I don't think that there was a department or elected office or department or division that wasn't touched by either the flood last year and the rainstorms and the snow earlier this year and at the end of 2018. So many of the County staff that come in and just do their regular job still had to deal with this additional burden of weather conditions creating difficulty for the constituents.

And I just want to acknowledge how many people stepped up to help and every day, I'm out there advocating for the County staff and how good they are. They really care. I think Santa Fe County is really unique in that we have staff that love what they do and they really care about the residents and about the services that they provide to those residents and they take it seriously that their salaries are paid by the tax dollars and that they're there to serve the public, and they choose to do that by taking a job at the County, and they really live it, day in and day out. And I just can't thank them enough and this process of giving them certificates and recognizing them here today is just one way to show the appreciation. I think that every day we appreciate the County employees and how much they do for the residents of the county and also, to add to that, the State

Emergency Operations Center staff, the New Mexico Baptist Disaster Relief group that came out and helped in La Cienega, PNM and the Food Depot, and all those other non-profits that really help us, day in and day out, take care of the residents of this county. So I'd just like to acknowledge all of them as well.

So with that, I'm going to start, and Tony and I are just going to back and forth. There's a lot of names to read. That gives us a chance to get through them all.

MR. FLORES: So, thank you, Madam Chair. A little logistics. We're going to recognize you. Ms. Baca – please stand and wave – she actually has the individual certificates. What we want to do is make sure that we get a picture. So instead of having everybody come up to the front, the Commission is actually going to go down and they'll be taking the picture from behind. So please do not leave the chambers. And this – there's some certificates in here. I don't know how Lucas Herrera from Utilities is in here, or Chris Narvaiz from Fleet. I think those are mistakes but we'll get there when we get there. So the first batch of certificates are for the Santa Fe County Fire Department. If you're here in the room please stand up. Please, if you can, Commission, hold your applause so we can get through these. Thank you.

[The following names were read:]

Angel Amaya, Walter Dasheno, Jordan Quintana, Dana Feulner, David Thomas, Gabe Sedillo, Charles Harrison, Maria Carbajal, Federico Velasquez, Steven Taylor, Alan Gonzales, Irvin Saldivar, Shannon Salazar, Dandre Williams. Eric Louive, Manuel Sandoval, Mark Herrera, Miguel Romero, Andrew Ulibarri, Julio Marquez, Isaac Roybal, John Malinowski, Dante Quintana, Jamie Esquibel, Jonathan Hood, Helen Emanuele, Matthew Herrera, Kevin Barrows, John Wickersham, Joseph Trujillo, Joseph Schwagel, Renee Montoya, Mario Santistevan, John Mayer, Oscar Payen, Kern Hicks, Andres Martinez, Jimmy Dean Damron, GTS Khalsa, Omar Colon, Ignacio Dominguez, Redhorse Black Elk Jim, Alicia Storer, Rodger Beaty, Chief Martin Vigil, Garret Phillips-Grantham, Joseph V. Sandoval, John Alley, Darrel Vigil. Stephen Vogel, Kade Young, Matthew Lovato, Remington Gillum, Gregory Sower, Kyle Gregory, Patrick Romero, Jeff Carrol, Maria-Elena Cordova, Carl Hansen, Justin Bobb, Caleb Johnson, Efren Galindo, Ryan Krout, KC Trujillo and Jerome Tafoya.

MR. FLORES: So unfortunately, people, you will stay standing for the whole time.

MS. MILLER: So those are all the individuals from our Fire Department, and we're just kidding. You don't have to stay standing the whole time. Thank you very much. And then from our Regional Emergency Communications Center or dispatch we have Ryan Monroe, Isidoro Vigil and Julie Campos.

MR. FLORES: From our Sheriff's Office: Jeremy Lewis, by brother from another mother, Major Gabriel Gonzales, Jose Talache, Blain Latin, Timoteo Benavidez, Gabe Nieto, and Jonathan Jaramillo. Thank you.

MS. MILLER: Now from our Public Works Department, many of you are already standing, so if you're already standing if you'd just raise your hand when we call your name and remain standing until we get through everybody from Public Works.

[The following names were read:]

Sammy Abeyta, Joseph Black, Julian Lopez, Lloyd Martinez, Kenny Rodriguez, Jordan

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Vialpando, Rick Varela, Edward Ortiz, Larry Gonzalez, Nathan Ortiz, Axel Hernandez, Antonio Gomez, Darren Martinez, John Chaves, Max Suazo III, Jason Larrañaga, Toby Gallegos, Marcus Barela, David Baros, Rick Francisco, Justin Martinez, Douglas Burrion, Andres Vargas, Fred Archuleta, Lawrence Imprescia, Rudy Carrillo, Anthony Tijerina, Mike Lovato, Melvin Perez-Martinez, Robert Hollingsworth, Tony Quintana, Richard Lopez, Lucas Herrera, Danny Zamora, Justine Francisco, John Paul Trujillo, Shane Padilla, Jeff Spiller, Leroy Alvarado, Dominic Martinez, Andrew Vargas, Les Francisco, Chris Narvaiz, Mark Rodriguez, Cisco Garcia, Alan Vigil, Philip Sanchez, Marcial Rodriguez, Gene Brommer, Jered Rivera, Clyde Hill, Stacy Garcia, Dennis Patty, James Salazar, Ryan Erickson, Chris Sena, Jason Jaramillo, Donald Pound, Robert Gallegos, Seferino Houston and Richard Chang.

COMMISSIONER GARCIA: One other thing, Madam Chair. Just really quick. Thank you all once again, and for those of you that have your families here, thank you for your families and your daughters and your kids being here and for those families, wives, spouses, cousins, what not, thank them for also allowing all of you.

CHAIR HAMILTON: Thank you, but I think we have more.

MS. MILLER: We have a couple more. These are individuals from the other entities, and that is Jose Villegas from New Mexico Baptist Disaster Relief. From PNM, Wayne Kolster, Pat Patton, Rufino Rico, and Bennie Lovato. Thank you.

From the Food Depot, as Martin mentioned earlier, we have a certificate for Evelyn Ward and Sherry Hooper.

And then from the State Emergency Operations Center, Jeff Phillips and also Jackie White, who I believe is Secretary-designate White from Homeland Security. Thank you. And those are all the names that we have certificates for, Madam Chair.

CHAIR HAMILTON: Thank you very much. We have I think gone through all the comments from our Commissioners, but we have the challenge of doing the photo-op, if I'm not mistaken. So I guess we come down to you this time.

[Photographs were taken.]

V. A. 3. Update on the Santa Fe County Strategic Plan / FY2019 2nd Quarter Performance Report [*Exhibit 3: Strategic Plan Update; Exhibit 4: Table of Contents*]

ERIKA THOMAS (Budget Administrator): Good afternoon, Madam Chair, Commissioners. Today I'm presenting the second quarter of the strategic plan. I know it's a lengthy document so I was just going to give some highlights. I also, afterwards I can pass out – I made you guys a cheat sheet for the whole 40 pages, unless you want it now.

On June 26, 2018 the Board of County Commissioners adopted the Santa Fe County strategic plan after conducting three strategic planning sessions in April of 2018. The conclusion of the strategic planning sessions is the document you have before you presented as the second quarter. These strategies are in line with our four County goals and mission statement which is to provide a safe, sustainable, healthy community through proficient, transparent, and accessible government.

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Just real generally I'll go over the table of contents that I just handed out. Under number one, which is our goal number one, population goal is to provide a safe community. We have enhanced fire protection programs, provide high quality first responder services, operate adult and youth detention centers to ensure safety of detainees, employees and the public, provide public safety prevention, education and intervention services, improve adult detention facility re-entry program.

Under promotes a sustainable community: provide affordable housing, address threats associated with climate change, ensure the County's long-term financial stability, incentivize sustainable economic development.

Under support a healthy community, we have connect residents with services needed for health and well being, reduce drug and alcohol abuse, provide services for an aging population, provide behavioral health services, increase consumption of healthy food, provide recreational activities, provide a comprehensive wellness program benefiting County employees and their families.

Our fourth population goal is to be a proficient, transparent and accessible government. Under that: recruit and retain highly qualified employees, use technology and business processes wisely, and prioritize work to focus on essential functions.

I just want to give you a quick review of what's in the 41 pages. And if you don't mind, I was just going to give you some highlight and if you have any questions I'll be here for questions. Under the first population goal, which is provide a safe community, I wanted to highlight two projects that are going on. The CAD or computer-aided dispatch system is currently underway. This is being configured to meet the needs of Santa Fe County and its user agencies along with the GIS Department.

Also, concurrently, the County is utilizing a joint procurement for the P-25 phase 1 radio and prime site project with the City of Santa Fe.

CHAIR HAMILTON: What page is that on in our bigger packet?

MS. THOMAS: Yes, these are all on the 41 pages.

CHAIR HAMILTON: I just thought for the ones you're highlighting – you're just moving through several pages.

MS. THOMAS: Yes, that one's on page 3, the CAD and the County joint procurement is on page 5.

CHAIR HAMILTON: Thank you.

MS. THOMAS: Under objective 2, sustainability, under affordable housing. As you know, you previously approved the purchase of land at Camino Jacobo. That's set to close this week. Under collective receivables owed to the County, the procurement of merchant services is in process. Presentations were made by eligible vendors and is in the process of finalizing the procurement process. This will allow the County to receive credit card and e-check services to constituents across the county for ease of payment and possibly higher collections across multiple departments and locations. So we're trying to make it easier for our constituents to pay utilities, permits, those types of issues.

And this one I'm really excited about. Maintain County bond rating. Last week S&P upgraded our County gross receipts bond tax rating from a AA to AA+, and our sub lien rate from an A+ to a AA- for the current bond sale occurring.

Under objective three, a healthy community, 360 people or constituents were

navigated to resources needed for health and well being through Santa Fe County Health Services. 9,330 congregant meals were provided through our senior services, and Youth Services provided nutritional education to 674 individuals in the second quarter.

Under objective 4, be a proficient, transparent and accessible government, Procurement met the number of business days from advertisement to contract award using the RFP process. That has averaged 65 days and our target is 72 days. Under Growth Management, they have updated their website to include checklists for residential permitting to assist in the objective to help streamline the development review process for customers.

Those were just a few highlights. I was trying to highlight some kudos to the departments that are really working to meet our goals and I stand for any questions.

CHAIR HAMILTON: Thank you. So are there questions from the Commissioners. Well, let me just say a couple of things. One, I hold this to be incredibly important and I'm so gratified to see how well we're using this. One of the things that I thought was a very telling and key item in terms of how important – the importance the County places on this was that the County Manager assigned one of her best managers to follow this through, and when that person left she continued that high level of importance by putting you in charge of this. I think just little things like the fact that you thought to give us what you called a cheat sheet is incredibly useful. I don't want to make too big a deal about it on the one hand but on the other hand, that makes this is a living document that we're really using and the things you chose to highlight, all of them were really important and I am really pleased to see the County using this.

It's not that it makes us less mobile in terms of being able to respond to emerging needs but it really gives us a focus and a direction. Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, Erika, very good work as said by the Chair. Actually thank you for keeping this rolling and like she said, coming up with this. Excellent. Very good job. Thank you. Once again, is this kind of like a moving document? If we need to add something to it we can still add stuff to it?

MS. THOMAS: Madam Chair, Commissioner Garcia, yes it is. As we've gone through, this is the third quarter that we've presented. The last quarter of 2018 with our 2019 budget and the first two quarters, we have made some adjustments. Sometimes departments move through and say, well maybe this isn't going to work. I really want to represent this is what we're trying to represent. And so we've worked with the departments to fine-tune or maybe add or subtract if it's something that's not quantifiable at that moment but maybe we keep in it in the notes for next fiscal year, that type of thing. But it is a living document, so it's ever evolving.

CHAIR HAMILTON: to that point, I've certainly been talking with the County Manager about the idea of us having annually a slightly more comprehensive review. This is a fabulous update for us and that means all of us can look at these progressively every quarter and understand what's going on and continue to use that. But I agree, I think at some point – and the kinds of corrections or updates that you dynamically is an essential part of making this a living document. And then to have a slightly more comprehensive review – it might only take like a morning or an afternoon, not three days. But on an annual basis with all of us might be a really good thing to do.

Now, I know we're also emphasizing capital planning and we have a study date

for that so I don't know exactly what the plan is to fit that in but I think it is on the table as a possibility. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. I first and foremost, I want to say thank you for the report. It was a great report and I really appreciate it. And I know that this is the second quarter performance report and I was glad to hear Commissioner Garcia mention about it being a living document and how we can possibly place emphasis on different areas as we see where the need is. So I'm glad to hear that and the comments that Commissioner Hamilton made as well. So again, I just want to say thank you for the presentation.

CHAIR HAMILTON: Other discussion? Commissioner Moreno.

COMMISSIONER MORENO: I think this is a very useful tool for us to keep on track and I would also want to endorse the notion that we have a full-blown annual thing because that's where we bring more of the worker bees, not just us here. And I would – that's my input. Thank you. Very good report.

CHAIR HAMILTON: Thank you. Yes, go ahead.

MS. THOMAS: This is posted on our external website. Mr. Fresquez posted it yesterday, so if any of your constituents want to see it, every quarter is on there. I do want to say something that I didn't get to say when everybody was in here, if you don't mind.

CHAIR HAMILTON: Not at all.

MS. THOMAS: During the flooding and all the snow, I saw Ms. Miller, Mr. Flores, work as a team and really care about the county when those things happen. They were there hustling, making phone calls, answering phone calls, making sure everybody – and nobody gave them kudos when everybody was in here but I wanted to do that. And I'll make them a certificate. No, but I did want to say that because they were giving kudos to everybody else but I personally saw the leadership and it was really amazing to watch, just the camaraderie and everyone working together was really amazing.

CHAIR HAMILTON: Thank you so much for doing that. That's so important. We are so lucky to have that high caliber of leadership here. It's what starts and finishes everything.

MS. THOMAS: Thank you very much. And I did want to thank all the departments for all their input. They're the ones that do all the work every day and create the document. So I wanted to say thank you for that also.

CHAIR HAMILTON: Thank you. Thank you so much. Is that it for this?

MS. THOMAS: It is unless you have any more questions.

CHAIR HAMILTON: Thank you. Apparently not.

- V. A. 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 7: Legislative Session Report*]

MR. FLORES: Thank you for allowing us a little bit of flexibility there, Madam Chair.

CHAIR HAMILTON: Absolutely.

MR. FLORES: We left on the dais a rather large – since it is our third report that tell you where we are in the session – on the dais that kind of gives you a sense of where we are in the session. Capital outlay was due by close of business yesterday. We actually submitted all the capital outlay forms that either this Commission has directed us to do or legislators have asked for support on by close of business yesterday based upon our ICIP.

We had anticipated between 4,000 and 6,000 bills being introduced this session. Unless they pick up speed they're not going to make that mark because through today they only had 1,208 actually introduced. I am dreading the next couple of weeks since capital outlay was submitted. We still don't have indication in the final plan for capital outlay on the House side. There was early discussion by the Speaker that we would go to a subcommittee process that Commissioner Garcia and I lived on and were gutted many, many times because Santa Fe County's deep pockets. That is still on the table.

Even on the Larry Barker report last Tuesday or Wednesday he indicated he was trying to do something different on capital outlay. Don't be alarmed, and for those of us who have been doing this a while, capital outlay has been on the books since before Governor Richardson. I think he really pushed the blue ribbon task force for capital outlay reform, so that has been 16+ years at least that capital outlay in some fashion has been trying to go through reform, transparency, publishing of who gives what where. I'm just putting that on notice because I do anticipate, as Commissioner Garcia can attest, once capital outlay closes, in other words they don't accept any more forms, the discussions ensue in rather heated fashion to make sure they get a capital outlay bill completed prior to the regular House Bill 2 or 1 which is the funding for the legislature.

In the packet, on page 5 we will always put in those resolutions that this Board of County Commission or the previous Board of County Commission has adopted for position statements at the session. This allows us to stand on some issues the Board has given us that authority to either stand up or against a particular piece of legislation that may fall in one of those categories.

I can tell you Mr. Miller and myself, Commissioner Garcia, Commissioner Hansen, Commissioner Hamilton, they've been going along and providing testimony either for or against certain pieces of legislation either than the Board has approved collectively or as individual Commissioners in their own capacity.

We have ton of Senate bills that are tracked, a ton of House bills. I really want to refer you to the back attachment that starts at the top. It's after page 30. That's the actual bill analysis that has gone through all the pieces of legislation that are on a tracking sheet for Santa Fe County. Everything does funnel through the County Manager's Office. However, we rely heavily on departments and offices for their initiatives so that we don't miss something.

I just want to go through a few things. The top of page 31, House Bill 6, that's Representative Trujillo's tax package and major tax program changes. So that's a 139-page bill that is this year's House version of the Rev. and Stabilization Committee's substantial changes to the tax package. However, included in that is capital outlay. Some

of the capital outlay requests that are – I don't want to use the word larger but they're not, based up Santa Fe County's capital outlay requests, you will get capital outlay appropriations embedded in these types of bills. And within that bill the North Central Regional Transit District has indicated that they have some capital outlay requests in there that they are looking for the County's support on for new facilities throughout the district. And I bring that up because we've been approached by the executive director of NCRTD and letting us know through Commissioner Moreno's office that hey, Santa Fe County, you're a major player in this. We do have some capital outlay requests sitting in there that would go directly to NCRTD that doesn't affect Santa Fe County's capital outlay request. Please be aware of that and if possible lend your support.

That is something that we've done on an annual basis. It's not our request but we do speak on behalf of other entities, like the Town of Edgewood, for instance on their request. So I would be looking to see if the Board is okay with us, at that point in time, making sure that we understand that we can support NCRTD's request for their capital outlay, or any other entity's request like the Town of Edgewood.

CHAIR HAMILTON: And just for clarity, in this presentation, so in this format, in this bill, it does not compete with ours.

MR. FLORES: Madam Chair, everything competes with ours.

CHAIR HAMILTON: Okay.

MR. FLORES: Everything in any bill in the entire state competes with ours. City of Santa Fe competes with ours. This, however, is specifically to NCRTD as part of their capital outlay package. This Board has historically allowed staff to support pieces of legislation of our sister governmental entities, except the state.

CHAIR HAMILTON: So are there comments from the Commissioners on this? Because they're looking for direction.

COMMISSIONER GARCIA: I have a quick comment.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Mr. Flores, in regards to this bill, is it something similar to a statewide project?

MR. FLORES: Madam Chair, Commissioner Garcia, yes. So as part of this larger package, on the House side, as you know, they'll start putting in those larger capital outlay statewide initiatives or regional initiatives. This would qualify as a regional one.

COMMISSIONER GARCIA: Madam Chair, Mr. Flores, what is the Town of Edgewood – what's in there for the Town of Edgewood? Do you know?

MR. FLORES: Madam Chair, Commissioner Garcia, it wouldn't be in House Bill 6. They've submitted separate capital outlay forms for their sewer line improvement projects and I believe two road projects within the Town of Edgewood that are not part of our road network.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, Tony, so I missed the report of the RTD. Isn't that what you were asking?

MR. FLORES: Yes, Madam Chair, Commissioner Hansen, that's correct. So I think that we have a long-standing working relationship with them and I would like

to support Commissioner Moreno and since I'm the alternate on the RTD I also support it.

CHAIR HAMILTON: Thank you. Commissioner Moreno, do you –
COMMISSIONER MORENO: Yes.

CHAIR HAMILTON: Thank you. Are there any objections or further comments on that? So, yes. That's sounds supported.

MR. FLORES: Thank you, Madam Chair. Just to let you know, that House bill has got a long road ahead. No pun intended. A long road ahead of it because of the complexities of the changes.

If you can flip to the next page, there's a couple of bills that the New Mexico Counties and their priorities have brought forward to us for consideration of support. House Bill 43 is behavioral health interventions for incarcerated persons. This appropriates \$1.5 million to HSD to fund awards to counties that apply for BHS service funding. This is one of the bills that the New Mexico Counties has asked that we support. I can get you the FIR but this does provide money, basically, that can be awarded to the counties. I don't know if it's a competitive process for that award, to be able to provide behavioral health services for interventions for non-violent adult and juvenile offenders with BH diagnoses.

CHAIR HAMILTON: Question. So there were in issues that the Association of Counties – we did a resolution to support their initiatives. Was this part of that?

MR. FLORES: Actually, Madam Chair, we didn't do an actual resolution this year. We just brought their five priorities up –

CHAIR HAMILTON: And got direction to support them.

MR. FLORES: And got direction to support them. That's correct.

CHAIR HAMILTON: If that was not part of this. This is was additional, perhaps?

MR. FLORES: The behavioral health initiative under the legislative priorities by NMAC was part of it. It was just a broader definition if you will of their priorities. This actually now is drilling it down to specifics.

MR. FLORES: Great. Thank you. So are there comments from the Commissioners? Commissioner Hansen.

COMMISSIONER HANSEN: I support this behavioral health intervention for incarcerated persons. I think it's really important that we have ways to work with the Association of Counties or New Mexico Counties. Is that what they're called now?

MR. FLORES: New Mexico Counties, yes.

COMMISSIONER HANSEN: So since behavioral health is an important issue that we use and work within the Community Services Department I think that being able to find money for them is always an important issue.

MR. FLORES: Thank you, Madam Chair, Commissioner Hansen.

CHAIR HAMILTON: Thank you. Other? I just actually wanted to add my voice to that. It seems to me that mental health support in general and in particular for incarcerated individuals as a County we've thought about a lot and focused on, so I would add my support to that. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. I also want to add my support to this as well. I think that it's something that's needed, not only in our county but in our state as a whole. So I would wholeheartedly support this. Thank you.

CHAIR HAMILTON: Other comments?

COMMISSIONER GARCIA: Madam Chair, Mr. Flores, these are bills that the NMC support, right?

MR. FLORES: Yes. These first ones I'll go through, Madam Chair, Commissioner Garcia, are NMC priorities, and then I'll talk about ours after that.

COMMISSIONER GARCIA: Are we going to go down every single one of these?

CHAIR HAMILTON: No, I don't think so. There's just a few that Mr. Flores is going to highlight.

MR. FLORES: Madam Chair, real quickly, House Bill 124, which allows fire protection funds, as you're aware of, we get fire protection funds from the State. This expands the definition of the allowability that we can use fire protection money for purchase of land for stations. That's an excellent bill. So we get state funds; they're expanding the definition to allow us to use it to acquire land for new stations. So it's a good bill.

House Bill 154 is the law enforcement protection fund and distribution. That was one of the five priorities for New Mexico Counties that they have asked us to support. So it's House Bill 154, which discontinues the annual transfer of money from the law enforcement protection fund to the general fund, and increases the distribution levels from the fund to municipal police departments and county sheriffs' offices. In a nutshell, it doesn't let the money go to the state's general fund; it increases our distribution to locals. So it's a good bill.

CHAIR HAMILTON: That's great.

MR. FLORES: I'll be brief. House Bill 204 – that's the Healthy Soil Act. This was not a New Mexico Counties priority. However, this is a bill that Representative Small has introduced and it appropriates \$5.15 million of non-recurring general fund to the Department of Agriculture to administer the Healthy Soil program and to award grants to eligible entities. This is one of those bills that I'm asking for direction to support this initiative and House Bill 204.

CHAIR HAMILTON: Comments? Yes, Commissioner Hansen.

COMMISSIONER HANSEN: So this is also sponsored by Senator Stefanics and I am working on a Healthy Soils bill, although it does not have an appropriation of \$5 million. I'm working on a resolution for the County on healthy soils. But I think this is an important bill to support. I certainly support it. Whether or not they will get the \$5 million to do this project or not is unknown, but I did mention it to Senator Stefanics and she asked if I would support it and I told her that I would because I feel it is also something that the governor has also talked about and is very concerned with healthy soils. So it might – some of the governor's money in capital outlay – doesn't she have her own pot, Madam Chair, Mr. Flores?

MR. FLORES: Madam Chair, that's what I'm told but I have yet to see it.

COMMISSIONER HANSEN: Okay. That's what I'm told also but I haven't seen it either. So this might be something that she supports. I know she supports

healthy soils. She gave a five or seven-minute talk about it at an event that I was at.

CHAIR HAMILTON: Interesting.

COMMISSIONER HANSEN: So I'm asking for us to support that.

COMMISSIONER GARCIA: That's fine with me.

CHAIR HAMILTON: And I would like to add first of all, I commend you for working on a resolution for the County on this. It's not something people would look at and go, oh, that's an important issue, but in fact it's a little bit of a sleeper issue but the intersection between healthy soils and resiliency to climate change and the impacts of climate change are actually really substantial. So I support this as well. I just wanted to commend Commissioner Hansen for her foresight in that.

COMMISSIONER HANSEN: I'm working with the Planning Department, with Erin Ortigoza and Robert Griego. They're working on the resolution now and we hope to have it brought forward end of the month or beginning of March.

CHAIR HAMILTON: Excellent.

MR. FLORES: So Madam Chair, the next bill right below it is House Bill 206 and this is an interesting bill. I'm going to tell you from my personal perspective I like what it's trying to do. Now, from my bureaucratic perspective I'm not sure we can do it. What this actually does, and just so you know, the New Mexico Counties oppose this piece of legislation. What it does is it expands the Environmental Review Act and in my own nutshell it will impose all the federal requirements for NEPA and EPA required reviews automatically on local governments.

So if we're getting a federal grant to build a new building or put in a new road, we have to go through the NEPA process at an absolute minimum to make sure that we haven't done anything that violates the FONSI's, etc. That's typically what would happen if we get federal funding.

CHAIR HAMILTON: Yes.

MR. FLORES: This will actually change the law and require is to do that same type of reviews for any project at any time. So what it does is it places an unfunded mandate on local governments requiring us to provide the finances and the personnel to engage in the required environmental process, the larger, bigger process. So the New Mexico Counties opposes it. We're still doing the analysis on what we would propose to you at the next meeting. But there is – I'm talking as a bureaucrat – an over-burdensome requirement for every project that we have, and as you know, Madam Chair, that process opens it up that we would potentially not be able to do many projects if we're required to have that same level of review.

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Okay. Go ahead.

COMMISSIONER GARCIA: I think Mr. Flores has said enough to convince me to be against the bill.

CHAIR HAMILTON: Other comments? Commissioner Moreno.

COMMISSIONER MORENO: I concur.

CHAIR HAMILTON: With being against it? You know, it's very interesting because being in this profession, I mean the level of NEPA is a critical thing and it's being tied to federal action has limited – there's often more money to do that at the federal level. And so the idea of conceptually evaluating environmental impacts of

actions seems good but having unfunded mandates – I don't know whether the bill talks about any limits on the kinds of actions it's referring to but NEPA can be a substantial requirement.

MR. FLORES: So Madam Chair, the bill does define some limits. It also defines some applicability standards and proximity requirements. What I can do, if I get direction as the New Mexico Counties has indicated, based upon the analysis I'm reading, we would stand in opposition to this, subject to bringing this back at the end of the month to see if we've gotten any more information that the Board could change direction.

CHAIR HAMILTON: And for myself, I would ask if people at the County who are evaluating this, I'd be interested in seeing some of the information that's generated from that.

MR. FLORES: Okay.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, I would also concur with you on that, that I would like to see the analysis and what would happen. Since so much is happening at the federal level that is unknown, how this is going to affect us here. So I would be interested in the analysis.

CHAIR HAMILTON: Thank you. Are there other comments? Thank you, Mr. Flores.

MR. FLORES: Real quickly, Madam Chair, House Bill 479, which consolidates certain local option taxes by demarking revenues. This is an 80-page bill that the County Manager has gone through and she and I are still confused but it looks like it's actually good for us. So we'd be supporting that one because it is part of the New Mexico Counties' tax reform initiatives.

The House Bill 154 and House Bill 312 are all dealing with law enforcement protection fund distribution and the forfeiture act, which of course, that's one of the things that we've stood in support of. House Bill 269, which was one of the New Mexico Counties' priorities is to reorganize state government by moving the Fire Marshal Division out from PRC and transferring it to another entity. We've stood in support on this one. The only concern that I have is what other entity it's being transferred to which is still kind of up for discussion.

There are many other bills that we've gone through that fall within one of the resolutions that the Board has adopted. There are a couple of bills that have recently come up for consideration that we'd be interested in getting some idea of direction on the possibility of either support or non-support.

Senate Bill 192 is introduced by Senator Daniel Ivey-Soto and Senator Georgine Lewis and that relates to incarceration and providing for judicial – important word there – judicial discretion to release inmates who are pregnant or lactating. The crux of the bill is that the judiciary has the ability, if this passes, to release females out of a correctional facility, for lactation purposes. Now, I've conferred with the Public Safety Director and I think there's some organizational issues that would go along with that if the person is actually ordered to leave our facility to be able to go and have this opportunity with their child and then the accountability of that person coming back into the facility. So the Director is here if there's any questions on that bill specifically and I'm not sure what

direction we would be going.

COMMISSIONER GARCIA: So, Madam Chair, Mr. Flores, obviously, this is something that the counties need to deal with and so we've got to start figuring out statewide how the county jails need to start being creative with situations that our jails have never dealt with, like mental health, a lady pregnant in jail. Somebody that's going in there that's on drugs. Somebody that's going in that's an alcoholic. So these are just one of the things that our leader – we just need to start figuring out on a statewide level how we start thinking outside the box. So are we for this or against this? What would be your recommendation, Director Sedillo?

PABLO SEDILLO (Public Safety Director): Madam Chair, Commissioner and members of the Commission, Commissioner Garcia. This bill is very interesting because it is incumbent by the judiciary to release an individual. So it would actually be a court order mandate to release an individual out of our custody for the purpose of lactating.

MR. FLORES: Madam Chair, Commissioner Garcia, to clarify, up to 18 months out of the facility or prison for these purposes.

MR. SEDILLO: Right.

COMMISSIONER GARCIA: So Madam Chair, Director, Mr. Flores, so if we're mandated to do it we have to do it, right?

MR. SEDILLO: Madam Chair, Commissioner Garcia, if this bill passes and it's court ordered by a judge then we would have to comply with that.

CHAIR HAMILTON: Okay. Thank you. Are there –

COMMISSIONER GARCIA: Madam Chair, I'd like to hear what direction would you like us to take? Or recommendation. Because you're the expert, right?

MR. SEDILLO: Madam Chair, Commissioner Garcia, I'm really not an expert on lactating, but I would say if it is court ordered, there's certain – it really is out of our hands at that point, and it's probably – I want to put this politically correct as I can. It's important for both the mother and the child to number one, to be bonded, and if the mother is lactating then to have that access to do so. There are some issues with that as well. Being out on the streets and the environment which they came from could be detrimental to both the baby and the mother as well.

CHAIR HAMILTON: Mr. Director, have you had, or is there a process that you can be involved with to discuss and maybe give inputs on some of the logistical issues that Mr. Flores alluded to? Or the process that we might have? We as a County, not the Commission per se.

MR. SEDILLO: Madam Chair, my take on this is that it is similar to conditions of release and if they violate those conditions of release they'd have to come back into the incarceration. We have in the past dealt with this through an agency with mothers that have given birth to have them pump the milk and then brought back into the facility. But then again we run into issues like that as well.

CHAIR HAMILTON: I personally feel like the concept of thinking out of the box and extending them an expanding level of compassion past what we did hundreds of years ago where incarceration – it sounds good. I understand that new thinking presents potential process problems but I would certainly like to give some consideration

to some new things.

MR. SEDILLO: And Madam Chair, let me just add one other thing, is that I think it's an important component of the judge's decision to have a mother have conditions of release for the purpose of lactating, and that would be incumbent upon our facility to give them a little bit of historical background of criminal charges as well as behavior while incarcerated and any type of drug use.

CHAIR HAMILTON: That's really good, but the concept of this is looking forward to preserving future conditions to the extent possible, minimizing unintended consequences of broken families and that sort of thing. That's the way I view it.

COMMISSIONER GARCIA: Madam Chair, I think it's good to think outside the box. Maybe Manager Miller could actually have Mr. Sedillo go get some certification or something so he could maybe become the expert in this field. But at this time I would actually like to say possibly maybe we should just not take a position on it and just let it go through the process and see where it's at at the next Commission meeting. Unless everybody wants to take a position on that, certainly.

COMMISSIONER HANSEN: I'm good with not taking a position and just seeing where the bill goes, one way or the other. I think that it's a complicated issue of how to deal with this situation. On the one hand, Madam Chair, I feel very compassionate for these women who have children, but on the other hand, what if it's somebody who has actually murdered somebody.

CHAIR HAMILTON: Good question.

COMMISSIONER HANSEN: There's unknown consequences.

CHAIR HAMILTON: Understood. Yes. Thank you. So Mr. Flores.

MR. FLORES: Thank you, Madam Chair. So the two other bills that have kind of presented themselves this week are unfortunately the experts' area of expertise. House Bill 364 introduced by Representative Maestas, Representative Thompson, Representative Romero and Senator Papen is an act relating to the Corrections Department and it's enacting the Restricted Housing Act. And what that does is in the piece of legislation, an individual that is either in a county or state facility that's in a restricted housing unit, based upon some parameters, the adult facility that's under the County Commission they have to be provided a report on a quarterly basis of all those individuals that are in a restricted housing unit. If they're in a state facility, a prison, then the Corrections Secretary has to provide a report to the entire legislative bodies on those individuals that are in restricted housing units.

The position that I think the Director and I have spoken about is the information dissemination is important but I'm not sure if it's practical that the state cabinet Secretary for Corrections would be able to provide a listing to the legislature of all the people in restricted housing.

Secondary to this is I believe that this information, if it's required, could actually be given up to the County Manager or to the Board at a certain time. So I think this bill – let me back up. I'm not real sure what this bill gets us other than enhanced reporting to either the legislature or County Commissions of all those people that reside in a restricted housing unit on a quarterly basis. Did I summarize that pretty well?

CHAIR HAMILTON: Are there questions in this regard?

MR. FLORES: So it could be one of those conditions as Commissioner Garcia just brought up. Let us go through the next couple of weeks and see where this bill goes and bring back more information.

CHAIR HAMILTON: That sounds good.

COMMISSIONER HANSEN: Madam Chair, I agree with that.

CHAIR HAMILTON: Thank you.

MR. FLORES: So the last one that has some traction at the legislation is House Bill 290, which again it's related to the Corrections Department. It's requiring that Methadone dependent inmates be provided with Methadone therapy, either in adult or juvenile facility that's at the state or local level. This has some work to be done. It was rolled over yesterday. There's still some work to be done on it. I'm not sure today if I have a position recommendation for support or non-support. I know the Director and I have had some discussions, some policy makers and I have had discussions. I would recommend that this one also be rolled over until the next meeting so that we can analyze a little bit better what this bill does, the ramifications, and there is a fiscal impact on this one as well.

So I think this is one of those bills that needs a little bit further vetting to see what the changes would be coming out of the House.

CHAIR HAMILTON: So one thing I would ask about this is if I'm not mistaken and some previous discussions of these kinds of pharmacological treatment of addictions was objections to the naming or restriction to a single compound. Sometimes it's been promoted like Suboxone's been promoted by its manufacturer and Methadone's promoted by its manufacturer. And so is this explicitly – that might be one concern that when you're looking at how this proceeds you might garner some information on.

MR. FLORES: Yes. And this is specific to Methadone, and part of the analysis came out of it that we are already required as a county facility or a state facility to provide some type of services to our clientele, if you will. There's an assumption out there that we would use our own funding to provide this.

CHAIR HAMILTON: Are there assumption inherent in this bill?

MR. FLORES: Yes. And the County Commission actually went through utilizing the Matrix program, community therapeutic Matrix program a year-plus ago. So I think the further analysis that we'd be looking at is to compare what we're doing to see if we should be doing something outside the box, and to see if this bill actually helps the County facilities, our programs, or not. And that I'd bring back at the end of the month.

CHAIR HAMILTON: Thank you. Other comments? Commissioner Garcia.

COMMISSIONER GARCIA: Just really quick on this. This is just something where all the county as a whole needs to think out of the box. I'm not for it or against it. Like we talked about, we need to see how it affects our facility and how it affects the larger picture of the community, and more and more and more police [inaudible]. I'm not for this bill or against this bill. Just – all of these bills – how do all of these bills affect the larger community, right? The county. I certainly understand.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: One thing that concerns me about this bill is that the cost to the County, the cost to all the counties. What is that going to do to –

how is it going to impact us? Part of what we have been talking about, we've been working with this Matrix program to help people who are dependent on drugs get better and I see this as a negative impact for the County, for the counties, and I think at the moment a bill like this needs a lot more work. I think people are not taking into account what actually happens in a jail and what effect it has on the jail and on the counties that are funding them. Because this is a medical staff, you have to have a whole additional medical staff. You have to have additional monies. You have to have the Methadone at the site. So there's many more impacts than just, oh, it sounds really nice. But what's the real cost and impact?

MR. FLORES: So Madam Chair, Commissioner Hansen, what we can do is I can take a look at this bill in a little bit of detail once it's changes in the House side through that committee. It didn't get tabled; it just got rolled over. I can take a look at the Matrix program that the Corrections Department has instituted since May of 2018. We had 26 individuals start the Matrix program. We've only had two reoffend out of that program. But what I'm not giving you is what that program is in detail and how those numbers have. So let me go back and work with the Director, bring this back up on the 26th with those questions answered.

CHAIR HAMILTON: Thank you. Manager Miller.

MS. MILLER: Madam Chair, Tony's correct. It was rolled over, but some of the discussion with the legislators and the Association of Counties was that with this particular legislator was to do a pilot program. They even tossed our name into that mix. My thing about these bills in particular, not this and what it says but just in general, is there are a lot of unfunded mandates and these bills fly through the legislature without any thought or consideration to the local entity that they're mandating these requirements on as to what that will cost us and how we would actually do it.

I think we have consistently taken a position that when where there is pre-emption by the state legislature, where they're trying to pre-empt our authority over something, or where they are trying to create a mandate that either it has a significant amount of reporting or some kind of program change or something like that that we've had to do. We've consistently said we're not in support of an unfunded mandate or a pre-emption of our own authority.

I agree in the sense of who knows if this is the best practice, but this bill doesn't give us any money to even go find that out. And I would also suggest that if over the next two weeks they look at coming up with this idea of some kind of pilot, that we only support that for Santa Fe County being a pilot is if they fund it. So if it actually comes with an appropriation that funds us being that pilot program. Because it comes with a whole lot of implications of just our own ability – we have difficulties getting doctors and psychiatrists and psychologists. Psychiatrists in particular. This is a type of medication that's going to have to be prescribed and we're going to have to manage that and manage any individuals who are on any specialized medications.

So I just want to point that out, the issue of many of these bills that keep coming up for consideration as to how they affect the county, one of the biggest things is they don't fund what they require us to do.

CHAIR HAMILTON: In that regard, I wondered, do you guys know – some of these bills that clearly – the concept can be good but just in general, having

better programs for treating addiction would be wonderful and you can certainly see the need. The concept is there but the fiscal impacts on the County and other entities, the generation of unfunded mandates haven't been considered. Do these bills, if they're opposed initially, cycle over the years? Get improved and eventually become more mature, do-able bills? Is that a process that is instigated by initial objection for specific reasons?

MS. MILLER: Madam Chair, that's common that a bill will be introduced year after year with changes based upon the feedback given during the hearings, based upon a governor's veto, veto message – it could be a variety of things. Also, they change throughout the course of the actual legislative session, so from my understanding on this particular bill, individuals went and spoke to the sponsor of the bill and said, would you consider a variation, and that variation being perhaps a pilot. And so I think they're having that conversation but I understand that Santa Fe County was thrown in as one of the potential pilot counties and my only thing would be on that is how would you feel about that? Because if that does – if that is the case, that might be an iteration that happens before we have another BCC meeting.

CHAIR HAMILTON: Well, yes. Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, I'm not in support of anything like that at Santa Fe County unless they're going to pay a fair amount of money and guarantee us medical help. I want a guarantee of a medical doctor and staff to implement this program, because I know how difficult it is to find nurses and doctors to work in the jail. For the last 2 ½ years it's been incredibly difficult to find people who will stay there. And so I would be opposed to this, at least unless there was a large amount of money to pay for it from the legislature, as it is not coming out of our coffers and it's not an unfunded mandate.

CHAIR HAMILTON: Thank you. Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, so here's what happens. This bill was kind of near and dear to my heart somewhat. As I said, I'm not for it; I'm not against. I've been in jail. So those of you that have not been in jail we can sit and talk about everything. If you haven't been in there you don't really know what it's like unless you're locked up there for a little while. And maybe we could – a couple of family friends, little kids, little girls that were addicted to – so one of them is doing very well now and the other one's not doing too well. So I just got a little bit – this kind of bill went near and dear to my heart. So I don't know if it works. I don't know if it doesn't work, and I certainly understand what Manager Miller says about the implications.

These bills that are on here are going to go through that Roundhouse and they're going to do what they need to do, what they think is right or wrong. They're going to implement everything that's going to affect us, as we all know. It's going to affect local government like they usually do. And so I see Commissioner Hansen here doing some homework and so I'm okay if we don't support this bill. I'm totally fine with it. But as you know, we can support a bill, and that bill can go through this committee, this committee, and they can do alterations or additions to a certain bill, and then we'd be against it, just because of something they put in there.

So these are moving targets as Manager Miller definitely knows. So if we don't support this I'm okay with that.

CHAIR HAMILTON: Any other comments.

COMMISSIONER GARCIA: Or even telling the sponsor of the bill that we don't want to be the pilot program. Maybe we can actually send the pilot program to Bernalillo County because Bernalillo County is currently doing this at their facility. So maybe we can tell the sponsor that we don't want to be part of this pilot program. I'm okay with whatever the majority wants to do.

CHAIR HAMILTON: Commissioner Moreno.

COMMISSIONER MORENO: Thank you, Madam Chair. I'm in concert with my colleagues here on the bench. The unfunded mandate just grates on my brain. But if they're willing to pony up a pilot, that might be a good way to go, or my preference would be that they give it to an interim committee to flesh out either one of these two bills that have similar elements. So I'm down on this one.

MR. FLORES: Madam Chair, real quickly, that's an excellent point on the interim committees. That's also the way that some bills that don't get through the entire process that are in a priority for certain legislators get worked out through could be through an interim process. So I think I have enough on this and I'll be reading through the last few.

So just to give you a sense, this is near and dear to all of the Board's hearts as we've passed various resolutions and parts of many grants. Senate Memorial 18 was introduced by Senator Campos for the Amtrak Southwest Chief Train. That was a memorial that requested Amtrak continue to provide service to Santa Fe County. It's on the last page of that packet. They recognized, Commissioner Saublel – I don't know if he's still a Commissioner, I think he is, from Colfax County, but he's one of the spearheads of that.

They've also looked at Senate Joint Resolution Number 8. The Clerk stepped out, but this basically is a constitutional amendment that they're proposing to amend the constitution which gives the County Commission, that'd be all of you, the option to close a county probate court and transfer the probate jurisdiction to a state court upon approval of the state supreme court. That is a Senate Joint Resolution for a constitutional amendment. So it has been introduced and it was introduced by Senator Ivey-Soto who you know is the person that leads the Clerks Affiliate and their discussions. That's an interesting piece of legislation that would basically transfer us having a probate court to the state, if the state supreme court approves it.

So I'm putting that out there because we do have an elected office for Santa Fe County that deals specifically with this matter.

CHAIR HAMILTON: Question. It says to give the option, and you said to give the option and then you made it sound like it would mandate that closure. Is it an option that we could –

MR. FLORES: It's an option to the County Commission of each of the 33 counties.

CHAIR HAMILTON: So even if this joint resolution passes –

MR. FLORES: Well, it would still be up to the voters, Madam Chair, because it's a constitutional amendment. So it would have to go on a ballot at some point in time.

CHAIR HAMILTON: And even if it passed in ballot, it would still – it

wouldn't force us to do it? We would still have the option of making that transfer?

MR. FLORES: As it's written today. Again, to Commissioner Garcia's point, it could go one way today and then some other way tomorrow. So yes. Right now, it's written as an option to the County Commission of the county to transfer the probate judge to the state court.

CHAIR HAMILTON: Is this a flag for us? We only had a brief discussion about this earlier. Manager Miller.

MS. MILLER: Madam Chair, this is one of these things that came up in the interim and it's a local option, and it's if the district court itself wants to take on the probate duties. So it doesn't – I think what they're trying to do is in these counties where there's not a whole lot of probate activity and also maybe not a lot for a probate judge to do, and somebody who's qualified to do that, that it's possible that the district court could take on those duties of probate.

They sent out a list of all the counties and how many cases they hear. Clearly, we're one of the counties – we're one of the top five or ten relative to the amount of cases that our probate judge hears. So I think that what they were really trying to do is look at places where there's hardly any probate cases and a district court could take those on, that this would be an option for those counties to fold that into their district court. But it's optional.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, we dealt with this in the past in regard to our county surveyor. So when they actually took the County surveyor as an elected position away from counties who had a county surveyor. I know it's a little different, so I don't know what to do.

MS. MILLER: Madam Chair, Rudy is remembering something that happened here. It was interesting. Santa Fe County, of the 33 counties there were no longer any surveyors except Santa Fe County. And Santa Fe County had put a bill through three or four times to actually just remove the position of surveyor. And we even had a stretch where we didn't have a surveyor. That was an elected position. So ultimately, at the end of that county surveyor's term, the one that was in office at that time, the position of county surveyor as an elected office went away, and that was back in 2011, the bill passed and I think by 2013 or 2014 there weren't any. But Santa Fe County was the last one with an elected position.

So it's a little different in that the other counties just didn't even have surveyors anymore. I think – I don't know how many counties – I think they all have probate judges. I think it's just a matter of – it was to provide an option where if there isn't much probate activity the county and the district court could choose to have an election, I think, to do away with their elected probate judge and have the district court take it over.

CHAIR HAMILTON: Thank you. I mean it sounds like no problem the way it's currently written.

MR. FLORES: So, Madam Chair, that concludes – just to give you a sense of what we're doing, we're tracking approximately today, because the session's not over – about 20 percent of the active bills that affect Santa Fe County. That does not include the capital outlay as indicated we'd be going through. We've provided everything that we felt had some importance to this Board of County Commission and to the residents of

Santa Fe County.

Just on a personal note, I do want to thank Commissioner Garcia. As I have indicated many, many times, he actually showed me the ropes over there. He showed me every back door, every front door and every side door. Not every back door. And I just want to thank him on the record that he taught me the importance of putting the residents of Santa Fe County first, and he has reiterated that in my ears, both of them, over the past 15, 20 days now that Santa Fe County and its initiatives for Santa Fe County have to be at the forefront ahead of any personal priorities. So I still take my lead from my little brother that's now a Commissioner on how to process things through that interesting round building. So a lot of work left to do. Capital outlay is only partly in the hopper and we'll continue to provide the Board updates as we go. And with that, I'll close. Thank you.

CHAIR HAMILTON: Excellent. Thank you very much. Manager Miller, I think that's all that's on the agenda for Manager's Update, but are there other things that you have to bring forward?

MS. MILLER: Actually, no, other than I did want to introduce you, but you ended up meeting Daniel Fresquez, since he took a bunch of pictures earlier. But Daniel Fresquez is now – he was in the Assessor's Office. He came to the County several years ago in the Clerk's Office, did a great job there, moved to the Assessor's Office and we are now fortunate to have him in the County Manager's Office as our social media coordinator. So you will see him doing a lot of – doing the photos, but also some videos, interviewing you for items that we have on our agenda, doing some little podcast type things and really getting our word out of what we're doing, what we're working on, what you as a Board are moving the County forward with in different media. So if Daniel contacts you, wants to do a little interview or video or some questions, he's looking for ways to put that on different social media – Twitter, our Facebook account, our website, that type of thing. So I just want to welcome Daniel to the Manager's Office.

CHAIR HAMILTON: Absolutely. Thank you very much for that.

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

CHAIR HAMILTON: We did a good part of Matters from the Commissioners in terms of recognitions, but for C. any issues or comments from any of the Commissioners? Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, Madam Chair, Commissioners. I want to let everyone know, we had a nice turnout at Love Your River Day on February 9th. It was cleanup with the Santa Fe Watershed Association, and I want to give a shout-out to Rick Martinez for actually coming with a bucket and his main job was to clean up doggie doo. And I really want – I know that is not the most pleasant thing to have to listen to but my concern is the cleanliness of the river and the fecal matter in the river is really serious and I would just like everyone to remember to clean up after your dog. I think it's really important and I really appreciated him being willing to do that. He collected at least three or four buckets of doggie doo. So I just think it was really

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admirable. And everybody came and a lot of people came and cleaned up the river and I'm grateful.

I also wanted just to give a shout-out to everybody at the County who worked on Santa Fe County Day at the Roundhouse. I think it was a real success. It was a lot of fun and it was really nice to be in the House and Senate chambers so thank you, everybody for working on that. Thank you. That's all I really have to say.

CHAIR HAMILTON: Other Commissioners? Commissioner Garcia.

COMMISSIONER GARCIA: Once again, that Santa Fe County Day at the state legislature was actually a great day, good day. It went very well. There's a gentleman actually that I would like to thank for his services that he actually did for many, many, many years in this county. He actually just walked in the door and that's Mr. Phil Trujillo, who was the long-time County Treasurer for Santa Fe County. Welcome, Mr. Trujillo. Thank you.

CHAIR HAMILTON: Other Commissioners? So I just also wanted to mention that unfortunately, the same day as the Love Your River, in District 4 we had a community meeting with the Sunlit Hills community about road issues and it was very, very worthwhile. Made some real progress, and that was largely due to two things. My constituent liaison, Tina Salazar, did an incredible job organizing information and reaching out to everybody, and our Roads Department, headed by Robert Martinez, but Diego and Derek also showed up and made presentations and provided a huge amount of information and I really want to give them, as Commissioner Hansen would say, a shout-out and a sincere thanks for that participation because it's never easy.

VII. MATTERS FROM OTHER ELECTED OFFICIALS

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

CHAIR HAMILTON: Madam Clerk, did you have anything?

GERALDINE SALAZAR (County Clerk): Yes, Chair Hamilton and Commissioners. I'd like to announce to the public, to everyone present that we are in an active election cycle. The Santa Fe School Board has a bond question, a question on the ballot that was all mailed out February 5th. So the same day that the ballots were mailed out to the voting public and the district of Santa Fe Public Schools was February 5, 2019. In addition to that, that was the last day for voter registration. So the Santa Fe County Clerk's Office are the ones that sent out the ballots and coordinate all of that portion of the election.

We sent out 85,285 ballots and today we sent out 140 ballots and the reason for that is that since the registration closed on the same day the ballots were being sent out we will have a few ballots that need to go out in addition after the main mail out. So as we have this current cycle of the election I want to remind voters and all those who received their ballots that you have an opportunity to vote in this election. You must return your ballot by March 5th. So you have a month from when we sent it out and then to return it to the Clerk's Office or mail it as soon as possible. Thank you very much.

COMMISSIONER GARCIA: Madam Chair, on that note. Madam Clerk, can you tell me the numbers of ballots you mailed out so far?

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CLERK SALAZAR: Ballots that were mailed out, 85,285.

COMMISSIONER GARCIA: And then you mentioned another -

CLERK SALAZAR: Today, another 140.

COMMISSIONER GARCIA: So will today be the last time you mail out ballots or are you still going to continue to mail out ballots?

CLERK SALAZAR: If we receive – my staff is looking at how many registered after we sent out the first ballots, first round, because ballots are sent out February 5th and also closing of voter registration was February 5th. So you can't get everyone on that first mail-out because they could still register per the deadline.

COMMISSIONER GARCIA: And once again, as the Clerk indicated, we are in the middle of an election for technology for the Santa Fe Public School District. Please inform yourself and go out and vote, mail in your ballot. Thank you.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: I just wanted to share some phone calls that I had. I had a couple of phone calls last week, actually, appreciating the mail-out ballots. They said how much easier can it get to vote? I think there was a positive impact and I asked them to send you emails and let you know that they really liked that method.

CLERK SALAZAR: Chair Hamilton, Commissioner Roybal, Commissioners, thank you for that feedback. I want you to know that I sent in my ballot on Saturday. I voted and cast my ballot so it was pretty easy. I was pretty amazed. I've never done absentee ballot before. Thank you.

COMMISSIONER GARCIA: One last thing, Madam Chair, just the recognition of our current County Treasurer, Mr. Patrick Varela. Welcome.

CHAIR HAMILTON: Thank you. Since there is another elected official here, are there any other issues to bring forward? Okay. Thank you. So I'll close Matters from Elected Officials.

So at this point it's after 5:00 and we have two public hearings and then we also have executive session. So I think we would like to proceed with the public hearings first since there are a lot of people.

COMMISSIONER GARCIA: So, Madam Chair, maybe we could do an amendment to the agenda so we can switch around public hearings and then executive. Does it need to be done through an amendment?

CHAIR HAMILTON: Unless there's an objection I don't need to do that. I can just switch it. Thank you though. So the first is the land use case. If you guys are ready, if you would like to present that. Do you have everybody here you need?

VICKI LUCERO (Land Use): Madam Chair, I don't believe that the applicant is here yet, the agent.

CHAIR HAMILTON: Okay. So would you like for us to do the CDBG hearing first?

MS. LUCERO: Sure. That would be great.

COMMISSIONER HANSEN: I don't know if they're all here yet either, Madam Chair.

CHAIR HAMILTON: I believe – Paul, can you come up and – do you believe everybody you need to do the CDBG? Can I call a five-minute recess?

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COMMISSIONER HANSEN: Or should we go just into executive session.

CHAIR HAMILTON: Executive session is going to take a half hour to an hour. So let's hold for a minute.

MR. FLORES: Madam Chair, I think we could go ahead and introduce the CDBG process. We have one of the potential project applicants here, behind me in force and then the second one is actually on its way over. She's on her way over. So why don't we just go ahead and tee up the information. Just as a reminder, we'll be using this agenda that was on the dais that the County Manager referred to at the beginning.

IX. PUBLIC HEARINGS

B. Miscellaneous

1. 2019 Community Development Block Grant (CDBG) Project Proposals Presentation and Discussion (First Public Hearing)

[Exhibit 8: Agenda and Packet]

A. Purpose and History of CDBG

- 1. Program Objectives**
- 2. Eligible Applicants**
- 3. Eligible and Ineligible Activities**
- 4. Program Requirements**
- 5. Application Requirements**

B. Current and Past CDBG Projects

C. Questions

CHAIR HAMILTON: So this is a special meeting of the Community Development Block Grant program. Mr. Olafson.

PAUL OLAFSON (Planner): Madam Chair, Commissioners, thank you. I'm going to give a presentation tonight and it's going to be a bit lengthy describing the Community Development Block Grant process and some of the goals and requirements of the process. But as this is a public hearing for the block grant it's important to outline these issues. And then after my presentation I anticipate there'll be at least two groups presenting requests for support for Community Development Block Grant applications in this year's 2019 funding cycle.

CHAIR HAMILTON: Excellent. Thanks.

MR. OLAFSON: Okay, with that, I'll start. So as you know from the last meeting, HUD or the DFA, New Mexico Department of Finance and Administration through the Local Government Division, has opened the 2019 Community Development Block Grant application process. I'm going to start calling the Community Development Block Grant the CDBG. The program objectives for the CDBG is to benefit principally low and moderate income families, aid in prevention of slum or blight, and meet urgent community development needs where they exist.

Eligible applicants include all counties and incorporated municipalities except Albuquerque, Las Cruces, Santa Fe, Farmington and Rio Rancho, because they have their own CDBG pot that they can dip into. Water and mutual domestic associations may also apply for planning grants, and pueblos and tribes receive funding directly through HUD.

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Additionally, eligible activities include community infrastructure, housing, public service, capital outlay, economic development, planning and colonias. And colonias does apply to us either.

Ineligible activities include city halls, county courthouses, general operation and maintenance expenses of public facilities, housing allowance payments or mortgage subsidies, expenditures for political purposes or costs involved in preparing applications and securing funding.

Some of the major program requirements include applicants must conduct at least one public hearing, and this will be one of three that we anticipate for the CDBG process. There must be citizen participation encouraged, and we have advertised these meetings in newspapers. There's also recommendations from the public shall be considered or should be considered, and that's also part of the public hearing process, and each CDBG application must address at least one of the three national objectives, which are benefit low to moderate income, prevent slum or blight, or meet and urgent or life-threatening community development need.

That was program requirements. Next is application requirements. Application requests are limited to \$750,000 for infrastructure projects if there is a certified cost estimate. If there is no certified cost estimate then the project is limited to \$500,000. Planning application is limited to \$50,000 and economic development application is funded through a special set-aside so tonight I believe we'll be hearing a proposal for an economic development project, as well as an infrastructure project. So the economic development project will be limited to half a million, \$500,000 because that's what the set-aside currently has.

So applications are scored by rating certain criteria such as description and need, benefit to low or moderate income persons, leveraging, citizen participation, planning, feasibility, readiness, user fees, revenues and cost benefit. And all of these criteria are evaluated by Community Development Council who reviews all applications that are initially vetted through staff at DFA. If they are deemed eligible then the Council reviews them and makes selections of projects. There's approximately \$10 million in infrastructure project money for this year and again, I said there is half a million in the economic development set-aside.

So at this meeting I've presented an overview of the 2019 CDBG application process. Some of the major dates are there will be an application workshop in March. The low to moderate income survey methodology must be approved by April 5th. Applications for infrastructure are due on June 21st. Notice of eligibility will be July 19th and selection of projects will be September of 2019. That's for the infrastructure projects.

The economic development projects, once a project is selected by the Board there is no time constraints or limits as to when an application may be submitted. It can be submitted at any time so long as it's complete.

CHAIR HAMILTON: Can I ask a question at this point?

MR. OLAFSON: Yes, ma'am.

CHAIR HAMILTON: So the County's process is it will have three – and I know you're going to get to this, but it's a question about this other timeline. So in juxtaposition we'll have three meetings, and they're scheduled for this one and then the subsequent two BCC meeting dates.

MR. OLAFSON: Correct.

CHAIR HAMILTON: So presumably, like right now, on tonight's agenda there are two projects. One in the infrastructure group and one in the economic development group. But presumably, in the subsequent two meetings, other projects could come forward. So from a formal point of view, this body would make a decision, a selection, if there's anything to select from, right? After the March 12th meeting.

MR. OLAFSON: That's almost correct. What we're doing today – so we have three meetings, and the way the statute requires one hearing to select and improve a project and then a second hearing to confirm that selection. So that's a second opportunity for members of the public to come forward and say we agree with that or we disagree with that, after the selection is made. This hearing – we're adding an extra hearing in this for more transparency and to allow more access for people. So this is to present proposed project ideas. The next meeting, February 26th, we will come to you and ask you to select one project for economic development and one project for infrastructure. Then the March meeting, the first meeting in March, we'll come to you and ask you to confirm those selections.

CHAIR HAMILTON: Okay. So that answers my question. It's not three meetings to keep submitting additional projects.

MR. OLAFSON: Correct.

CHAIR HAMILTON: Because the question was then there are these other deadlines, like the low income housing surveys would be due so quickly, but this is the selection of projects will happen at the next meeting.

MR. OLAFSON: That's correct.

CHAIR HAMILTON: Great. Thank you very much. Sorry.

MR. OLAFSON: No, that's great. That was coming up so you helped elucidate that early. So again, I just mentioned the New Mexico Administrative Code also outlines the process and the hearings and also rules and regulations. You also have on your dais there's a copy of that section of the code that outlines this process. It's important to note the highest rated evaluation criteria are benefits to low and moderate income beneficiaries and appropriateness and feasibility readiness. So those are kind of the three top tiers of how they evaluate projects.

I just mentioned the public hearing requirements before. We have noticed this in the newspaper on January 30th and February 3rd, in both English and Spanish that these hearings would be held and the purpose of the hearings, as well as contact information at the County.

Lastly tonight, I have before you that we are not requesting action at this meeting. This is the first of the three hearings I just outlined. At the next meeting, on February 26th we anticipate having another special meeting with its own agenda before you to review project proposals that have been submitted and any others that we may receive between now and then, and ask you to make a decision on one economic development project or not, and then one infrastructure project, or not, for this year's round of applications. And that's to your point, Madam Chair, to get the ball rolling so that people can start the process moving forward.

CHAIR HAMILTON: Great.

MR. OLAFSON: So no action requested tonight. With that, I would like to

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request – I believe there's two groups and in your packet you will see there's two packets we put together for the two proposals. The first one, I believe, is Glorieta Estates drinking water project, and it's a water improvement project, phase 3. The second application is New Mexico Fresh Foods, and maybe we can have them come up in that order and I believe they each have a spokesperson to make a brief presentation. Again, the information I sin your packets.

CHAIR HAMILTON: And just for the record, it's Greater Glorieta. Yes.
Right.

MR. OLAFSON: I should remember that. Thank you.

COMMISSIONER GARCIA: Madam Chair, I have questions of staff.

CHAIR HAMILTON: Before the project presentations?

COMMISSIONER GARCIA: Yes.

CHAIR HAMILTON: Okay. Commissioner Garcia.

COMMISSIONER GARCIA: So Mr. Olafson, so once again, the CDBG is up to \$500,000 still. Sorry, I was out.

MR. OLAFSON: The infrastructure is up to \$750,000 with a certified cost estimate, or \$500,000 without a certified cost estimate.

COMMISSIONER GARCIA: Okay, and then once again, economic development projects have no timeframe to apply? Correct?

MR. OLAFSON: Correct. There is no time limit. There is a threshold of \$500,000, because it's a special set-aside and that's the balance remaining in that fund. They're limited to \$500,000 for a request.

COMMISSIONER GARCIA: So up to \$500,000.

MR. OLAFSON: Yes.

COMMISSIONER GARCIA: And how are the other announcements of the counties other than newspaper articles?

MR. OLAFSON: We also sent it out to all of our list serves and put it on the County website as well. I failed to mention that.

COMMISSIONER GARCIA: And then can you define what an economic development project is?

MR. OLAFSON: Commissioner, I can't off the top of my head. Generally, the requirements are that the project generates at least one job per every \$35,000 that's put into the project through the CDBG funds and that 51 percent of the jobs created are aimed towards – all of them are aimed towards low to moderate income people but 51 percent are filled by low to moderate income people.

COMMISSIONER GARCIA: And Mr. Olafson, do you know what the income levels are? \$30,000 to \$15,000?

MR. OLAFSON: I can't tell you off the top of my head.

COMMISSIONER GARCIA: Thank you. If you could just find out for next time.

MR. OLAFSON: Certainly.

CHAIR HAMILTON: Thank you. So we can proceed? Come on up. Trent, if you could give your name and your address for the record. And before you actually start, this is for Greater Glorieta and there are a whole bunch of people here in support. Could the Greater Glorieta people just stand up so people know the support?

Thank you so much for coming out.

D. Citizen Input

TRENT BOTKIN: Thank you, Madam Chair and Commissioners. My name is Trent Bodkin. I am the president of the Greater Glorieta MDWCA, and I'll be presenting on a CDBG infrastructure project. The project is to plan, design, equip and construct Phase 3A construction improvements in the Greater Glorieta Mutual Domestic Water Authority's drinking water project located in Glorieta in Santa Fe County.

The total project amount is \$1,200,000 and that includes CDBG funds of \$750,000, with additional state capital outlay and Water Trust Board funding for an estimated project total of \$1,200,000. I am a resident of Glorieta Estates and this project will serve Glorieta Estates and also the Village of Glorieta, which are currently linked by one system which is supported by one well.

Our secondary well which previously supported the estates had to be taken off line and retired due to water quality issues that involved radium above state standards. Currently the Glorieta Village, which serves both the Village and the Estate is centered in a shallow aquifer, the Sangre de Cristo Formation, with well at approximately 400 to 500 feet deep. Other wells in the area, in addition to the Glorieta Estates well have been contaminated with radium and other radionuclides. This project will involve siting and drilling a water supply system into the Madero Formation and other appurtenances including a wellhead, a pump, pipe and fittings to connect to the existing distribution system.

So as I mentioned, this is phase 3A of our final system to upgrade and modernize the entire Greater Glorieta water system. This installation of a deep well and the associated infrastructure will complete phase 3A and the final phase 3B will be upgrading the Glorieta East distribution system. We recently updated their tank and storage system, and also pumping system, and so the distribution which would be a future project would complete that. A preliminary engineering report as completed by HDR engineering as part of phase 2 that identified water alternatives addressing the needs of public health and safety concerns related to the elevated radium concentrations.

Engineering of this deeper regional water design in the vicinity of Glorieta Estates was completed as part of the phase 2, funded by a Water Trust Board grant-loan #248. As a result, this project is ready for construction and can be completed within one year of receiving funding.

CHAIR HAMILTON: Are there any questions from the Commissioners?

COMMISSIONER GARCIA: Yes.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: So this well, have you guys already done the preliminary engineering report on this well?

MR. BOTKIN: We have.

COMMISSIONER GARCIA: You have.

MR. BOTKIN: And it's from several years ago but because this involves final design, that would take the place of it. So we do have a preliminary engineering design.

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COMMISSIONER GARCIA: And Madam Chair, the preliminary – the PER actually goes into the depth of the different aquifers? Is that –

MR. BOTKIN: There's known wells in the Pecos area that are entering this aquifer and attaining a higher quality of water for their communities, so we would be aiming to get that – to enter that same formation. And the location of it, or the projected location of it is close to the current retired wells so it would really minimize costs as far as distribution line improvements. It's at basically the exact right spot to be able to serve both communities.

COMMISSIONER GARCIA: And Madam Chair, so whenever you drill a new well like this, do the water rights actually transfer from the existing well to this new well location? Do we know?

MR. BOTKIN: Yes. We have the two wells that are within that system and one is – the one that's retired is basically sitting right on top of where the new location would be. So I don't believe we'd have a problem with that.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Other Commission questions? I just want to emphasize for the record and Mr. Botkin said this, but the reason the application here is for \$750,000 is because there's not only a PER but in the previous phase, the engineering design was done on this well so it would – this is a rounded figure but there is an engineering certified estimate for the cost for doing this. Other questions? Thank you so much.

MR. OLAFSON: Madam Chair, Commissioners, the next project we have to present is for economic development, CDBG economic development and I have Jennifer Jenkins. No? Kelly Egolf will be presenting.

CHAIR HAMILTON: Thank you.

KELLY EGOLF: Madam Chairwoman, Commissioners, my name is Kelly Egolf. I founded an organic food company about five years ago. People call me the Juice Lady. I'm best known for our line of cold-pressed juice but this project is not about juice. I propose bringing a new food processing technology to New Mexico which will allow small and big companies alike to lengthen their shelf life for their food products without the addition of preservatives or conventional pasteurization.

The result is this new treatment will allow other companies to begin distributing their food products outside of New Mexico, so shelf life is the key to being able to distribute and grow your food product. If you get a ten- or a twelve-day shelf life for your salsa fresca you can only sell it in the grocery stores in the immediate area. If you want to move your product on to the shelf the next state over you need a longer shelf life to be able to achieve that.

So we would like – I have a few slides in front of you. *[Exhibit 7]* So I wanted to give you a sense of what this machine looks like. It's on page 2 of your slides there. It's about the size of an RV. We use it by taking food that is already packaged, completely packaged in some sort of plastic package. It goes through the machine for 90 seconds, where pressure is exerted outside of the packaging, and it comes out on the other side. It looks the same, tastes the same. It has the same nutritional value. You didn't add any chemicals to it. It's kind of crazy. You cannot tell the difference between the two products. But the result is the shelf life, after it comes out of this process, is at least twice,

sometimes three times, sometimes ten times as long as it was before it went into the machine. That is the new technology that's being used to preserve food in all of our grocery stores today.

You eat lots of products that are already treated with this processing technique that you might not already be familiar with, essentially if you ever buy lunchmeat at the grocery store and it comes in a vacuum sealed bag, that's been treated with this process. Holy Guacamole was the first company that started doing this 14 years ago. You can use it for fresh salsa and baby food and potato salad and juice and soft cheese and dairy. So lots and lots of products already are using this technology. You can see over here on the map on that's on the floor, this one here of the United States, that big old circle that's down there in the Southwest is a big empty area where there isn't a single one of these machines.

So there are 30 of these facilities across the country that are doing the service that we propose providing and we'd like to be the first to bring that to New Mexico and make that technology available to lots of other small and big businesses that are producing food in New Mexico and it will increase our local food economy and grow jobs.

So we propose building a new food processing facility called New Mexico Fresh Foods. It will be in the La Entrada Business Park, right across from the Santa Fe Community College in the business district, the employment center zone and we are partnering very closely with the Santa Fe Community College. You have as well at the end of that packet a letter of support from Dean Camilla Bustamante. *[Exhibit 8]* We've had a number of conversations already about workforce development. If we want to grow the local food economy we really do need to have a workforce that is trained in food production and we need to have STEM education at the Community College for food sciences. And so the college is very excited and prepared to extend their current programming. They're very well positioned to offer additional workforce development programming right there at the college to support what we hope will become a burgeoning food center around the Community College.

We will be creating 50 new jobs right there in our facility over five years. It's a great way for us to create jobs for middle and low income workers. Food production, food manufacturing is not a highly skilled area. The vast majority of our jobs actually do target LMI, which would be what the CDBG grant is all about is creating those low to medium income jobs. And we also will be paying, just to give you a good sense, very much so a living wage. Our lowest pay hourly is \$16 an hour. So the average for these low skilled jobs is \$16 to \$18 an hour, including things like driving forklifts and loading and unloading machines.

In addition to that we offer a 75 percent healthcare match, paid time off. We're already talking with the Community College about the early childhood education center across the street. Low to middle income workers oftentimes are young, which means they have children. Access to childcare is very important. Early childhood education, access to healthcare with a facility right across the street from us, and also public transportation all contributed to our decision to want to locate there.

It is already an existing building. What we are proposing is interior remodel for the building. And you should also know that we are working with the Santa Fe Community Foundation very closely on this project. They're very tied into the

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development of local food economy, and in fact they are actually the organization that pulled us aside and said, hey, you really ought to apply for the CDBG grant. This is right up your alley.

So that last slide that you have I think in my presentation kind of walks you thought what the CDBG grant is looking for and matches that up to what it is that our project does that really does meet the eligibility for this particular grant. So we're renovating a 15,000 square foot facility, which will be entirely refrigerated as a warehouse. Absolutely permanent jobs. We're not going to move that once we've built it. We will be exceeding the DFA requirement, which is one job for every \$35,000 of funding. It's a half a million dollars that we're asking for, so that would require us to create 14 new jobs for the LMI audience. We will be creating 50 new jobs and 74 percent of those jobs actually fall into that category of eligibility for the LMI, which exceeds the 51 percent.

We also will be contributing significantly to the cost of the project. It is a sizable project so the DFA requires that for every one dollar of grant be matched with at least one dollar of private investment. We obviously meet that threshold. And lastly, that the project be feasible and well documented, so we have had some meetings with DFA already. They've considered this project, determined that this is eligible. We are shovel-ready. Like I said, it is already an existing facility. We hope to begin our renovations in July to be operational by the end of 2019. So we will put this grant money to immediate use.

It will go straight to the purchase of the machine that we need to buy, that RV-sized unit that you have a photo of right there. The grant only covers 25 percent of the cost of the machine, just to give you a sense. It is a sizable investment, and with that, I just want to say I appreciate your attention to the request and I'm happy to answer any of your questions.

CHAIR HAMILTON: Thank you so much. So any questions from Commissioners? Commissioner Hansen.

COMMISSIONER HANSEN: Thank you. This is an exciting project. The Community College District is designed for this kind of project. It seems to me that other businesses could possibly develop from this. Is that a possibility?

MS. EGOLF: So it is our hope that over the long term that other food businesses will begin to relocate to be closer to our facility. So there is of course the entire La Entrada Business Park, plenty of acreage there for future businesses to come and locate and benefit from the Community College, from their resources as well.

COMMISSIONER HANSEN: And I just also mention that Oshara Village has a huge amount of – close to three million square feet of commercial. It's a little far – not far away but next door. There's also commercial here for other things to develop, which you would be a hub.

MS. EGOLF: That's what we hope for.

COMMISSIONER HANSEN: That's the idea that I'm hearing is that you're going to be a hub. So I think this is great. I'm completely in support of economic development, especially local economic development and food production is something – you might not have been here earlier but I'm bringing forward a resolution on healthy soils and I think this falls in line with that. It's something that people who are wanting to

develop a food-based business want to have health soils. I see this as a great opportunity for Santa Fe County. So thank you for bringing this forward.

MS. EGOLF: Thank you, Commissioner.

CHAIR HAMILTON: Thank you. Commissioner Moreno.

COMMISSIONER MORENO: Thank you. This is a pretty exciting thing.

MS. EGOLF: I think so. Thank you.

COMMISSIONER MORENO: And very, very forward looking and with the whole system is encapsulated in that building. Is the other – there was a firm in that building also.

MS. EGOLF: So we will be purchasing not quite half of that building. It will be a condo and we will share the building.

COMMISSIONER MORENO: Okay. Thanks.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Ms. Egolf, thank you. Give my best regards to the Speaker. Thank you for lending him to the State of New Mexico because you will probably not see him for the next 30 days. This is a great project. I just have some questions because this is our first economic development that we actually – Santa Fe County moves forward on with CDBG funding. I don't know if we need to sit down staff, like ownership of the building. Do the funds cover that or is this just for programming? Administration? How long does the CDBG grant last? Other things more or less, is it kind of like a community kitchen where if the rancher in La Cienega or the rancher up north can actually go in, place his vegetables, his carrots –

MS. EGOLF: You're thinking of a kitchen incubator.

COMMISSIONER GARCIA: Is it just for one or two operators or, like I said, can anybody from the farmers market go there and utilize the facility?

MS. EGOLF: So it's a business to business model. So other food producers would make their food offsite. It would be fully packaged and then it would be brought to our facility by refrigerated truck, which, by the way we own a refrigerated truck so we're happy to drive up to, say, the Taos food incubator to pick up products for a client. So it comes to our facility. We run it through the machine and then ideally, we would hand it back to the producer so that they could distribute it and sell it. But the idea is there is also an element to becoming a distribution hub for those companies. Because once you have a few different clients, all bringing their products to the same spot, instead of having a few different clients all distributing separately some of the distributors can come and pick up those products on behalf of those clients.

It is not a kitchen incubator as I think I understand you're asking about. We are having conversations with the City of Santa Fe which has a long-term goal of creating a kitchen incubator in Santa Fe. However, there are 13 kitchen incubators across the state of New Mexico already, so companies like Antonio's Salsa, if you've ever bought Antonio's Salsa at the co-op, for example, it's a lovely salsa fresca. I think he's getting 12 of 14 days of shelf life so he's able to distribute through the co-op system and into the immediate area Albertson's and Smith's and some very local grocery stores. But he can't actually ship his salsa up to Denver because he doesn't have a long enough shelf life to be able to do that. So Antonio's Salsa could be made at the Taos food incubator where it's currently made, and then that product, once it's already packaged comes to our

facility, we lengthen its shelf life, and then we can either help that company distribute it or we can hand it right back to the Taos incubator, which is already doing the distribution for those clients.

COMMISSIONER GARCIA: So whenever the gentleman from Taos has a 12-day shelf life for his salsa, how are you doing it differently to have a two- or three month shelf life.

MS. EGOLF: I'm sorry. I didn't understand the question.

COMMISSIONER GARCIA: So if the gentleman from Taos has a 12-day shelf life, and so your product actually is jarring it, right?

MS. EGOLF: No, no. I'm so sorry. So his product is already in sort of a plastic deli cup, if you will. Okay? So it's a fresh salsa. Like a pico de gallo, right? So it's not pasteurized. Americans want fresh food these days. We're tending towards things that are in refrigerators as opposed to things that are in grocery stores that are in the middle of the store that are pasteurized or frozen. And so Antonio's Salsa is a fresh salsa, which is what makes it so amazing. So his product would be packaged in its deli cup already. The only addition that he would need would be a heat seal, which is something that the Taos incubator I'm sure would probably want to be able to provide to its clients. So he could continue to make a salsa. He would just heat seal a film on the top of that deli cup, and then that deli cup full of salsa comes to me. I run it through my machine and when I hand it back to him he has 45, maybe 60 days of shelf life.

COMMISSIONER GARCIA: And Madam Chair, would you charge Mr. Antonio? I'm sure there'd be some sort of charge to him, right?

MS. EGOLF: Yes. There's a fee for that.

COMMISSIONER GARCIA: Okay. I think that's it for now. But I would like to know a little bit more about how it works or the greatness of your RV machine.

MS. EGOLF: My RV machine. I'd be happy to tell you any time. Thank you, Commissioner.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. Thank you, Ms. Egolf for the presentation. I also would like to learn a little bit more about how the HPP process works. It seems like it would be a great technology and I think that it would mean a lot to the state and it actually would be a great addition to our economic development and the jobs it would create. So I really just want to say thank you for that presentation. And if there is any way we could get additional information on how the process actually works I'd appreciate. Thank you.

MS. EGOLF: I'd be happy to do that.

CHAIR HAMILTON: I hesitate to go back to Commissioner Garcia.

COMMISSIONER GARCIA: They're all great questions. So Madam Chair, Ms. Egolf, so would there be a possibility where we – I don't know if you're familiar with Pam Roy. That's Fresh Food to Table [Farm to Table] which basically actually you are. We actually give actually has done a lot of hard work at the state legislature to actually get an appropriation bill to schools in New Mexico to actually get fruit within the school districts. And so therefore you could be an ability where they could jar carrots. That way there could be a shelf life longer than the actual fresh carrot itself. Correct:

MS. EGOLF: So, yes and no. There's certain parameters for different types of food. Carrots as whole carrots already have a shelf life and putting them through the HPP machine would be packaging them in plastic to lengthen the shelf life which seems – fresh food, in the case of a whole fruit or a vegetable seems like an unlikely candidate. However, let's say you wanted to have apples that were sliced and in some sort of – that could be done, right? So sliced fruits and vegetables, for example, in that case, yes. And lots of snack foods already in the grocery store are already being preserved the same way.

COMMISSIONER GARCIA: Thank you.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: So considering that we're in this era of recognizing that we're living in a plastic plague, how is the plastic going to be recycled? What level of plastic is going to be needed to be used to go through this machine and what will be the result? How will the plastic get recycled?

MS. EGOLF: The vast majority of the plastic that's used with this particular process is PET plastic and it is fully recyclable. The other plastic that is most commonly used would be something like – you've bought bacon commercially at the grocery store, I assume, and it comes in a vacuum sealed package. That film, that is the other type of plastic that's most commonly used with this technology.

COMMISSIONER HANSEN: And is that recyclable?

MS. EGOLF: I believe it is recyclable. At a minimum it's the type of plastic that doesn't actually take up a lot of space in the landfill versus the plastic bottles. It's a different type of plastic. But I'd have to check to see the recycling on it in particular.

COMMISSIONER HANSEN: Thank you. I appreciate that.

CHAIR HAMILTON: So is there other discussion? I just want to take the opportunity to also thank you for doing this. Nobody seems to have mentioned the value of lack of preservatives and chemicals in food but I think that is another point that's really important for and of interest to people in New Mexico. So thank you for bringing this forward.

MS. EGOLF: Thank you. I appreciate your consideration.

CHAIR HAMILTON: Mr. Olafson.

MR. OLAFSON: Madam Chair, Commissioners, that's the end of the presentations. Again, just to reiterate, we will bring this back to you February 26th and at that time we anticipate asking the Board to select or not one economic development project and one infrastructure project. And if there's not any more questions that's all for this special public hearing tonight.

CHAIR HAMILTON: Thank you so much. So do we have to formally close this public hearing and move on?

BRUCE FREDERICK (County Attorney): I'm not sure you actually formally opened it, but this is the first of – this one actually isn't statutorily required, so I think we're okay.

CHAIR HAMILTON: Okay. Great. Thank you very much.

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IX. A. **Land Use Cases**

1. **BCC Case #SLTE 16-5091 Turquoise Trail North Subdivision – North Phase Plat Extension.** RCS-Turquoise Trail South I, LLC, Applicant, Jenkins Gavin, Agent, Request a Plat Extension of the Previously Approved Turquoise Trail North Residential Subdivision (290 Dwelling Units on 101.49 Acres) in Eight Phases. The property is Located in the Community College District, which is a Planned Development District, East of State Road 14 and North of Vista del Monte, within Sections 24 and 25, Township 16 North, Range 8 East SDA-1 (Commission District 5)

NATHAN MANZANARES (Case Manager): Good evening Madam Chair. On December 13, 2016, the BCC approved the Conceptual Plan for the Turquoise Trail Subdivision North Phase, which called for development in eight phases. The approved conceptual plan also called for the following three modifications: Modification number one modified the unit mix to increase unit marketability to 267 single-family residential lots and one multi-family tract composed of 23 multi-family apartment units in lieu of the original application proposing 178 single-family lots, 100 multi-family units, and 12 live/work units. The second modification was expanding the width of the streets. Third modification was replacing the 1.39-acre commercial tract with a 23-unit apartment complex.

The BCC issued a final order approving the preliminary plat for the eight (8) phases and the final plat for Phase 1 as shown in Exhibit 3 of your packet. When the BCC approved the Conceptual Plan in 2016, applicant was obligated to obtain wastewater services from the City of Santa Fe. The County Utilities now provides that service to that project area. Therefore the applicant must enter into a wastewater collection agreement with the Santa Fe County Utilities prior to recording the final plat.

The applicant now requests a three-year extension of the preliminary plat for the eight phases and the final plat for Phase 1. In support of the request, the applicant states that Price Development Group is currently in the process of purchasing the property and is preparing to submit an amendment to the previously approved plan from 2016. The requested time extension will allow an extra 36-month for the new ownership to obtain the necessary approvals and begin construction of the project.

Staff recommends approval of applicant's request for a three-year extension of the preliminary plat for the eight phases and final plat for phase one subject to the conditions as stated in the report, with the exception to amend condition 7 to replace the word "bridge" with the word "crossing." Madam Chair, may I enter the conditions into the record as stated in the report with the proposed amendment to condition 7 to read "Applicant shall design, bond, and construct the pedestrian crossing during Phase 1.

[The conditions are as follows:]

1. Applicant shall comply with all previously imposed conditions of the Thornburg Master Plan, Conceptual Plan, and Preliminary and Final Plats.

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2. Applicant shall comply with all review agency conditions, which shall be noted on the recorded Preliminary and Final Plats and Development Plan.
3. Applicant shall record the Preliminary and Final Plats and Development Plan with the County Clerk.
4. Applicant shall submit a financial guarantee in an amount sufficient to ensure completion of all required improvements prior to recording the Final Plat.
5. Applicant shall connect all units to County Utilities at its own expense.
6. Applicant shall enter into a wastewater service agreement with County Utilities prior to recording the Final Plat.
7. Applicant shall design, bond, and construct the pedestrian ~~bridge~~ crossing during Phase 1.

CHAIR HAMILTON: Thank you.

MR. MANZANARES: And Madam Chair, I now stand for any questions at this time.

CHAIR HAMILTON: Thank you so much, Nathan. Are there questions on this from Commissioners? Commissioner Moreno.

COMMISSIONER MORENO: Thank you, Madam Chair. The history is interesting. The entry starts at 2002 and then time passed. Can you explain what happened in the meantime?

MR. MANZANARES: Yes, sir. Madam Chair, Commissioner Moreno, initially this did come in as a master plan for the Thornburg development. That was a fairly big master plan. It was also done way before my time. I might have to direct that question over to my manager, Vicki.

VICKI LUCERO (Building & Development Services): Madam Chair, Commissioner Moreno, so the project started back in 2002 as mentioned in the staff report and initially the applicants came in with a proposal for a master plan which included 294 residential units, and almost a million and half square feet of commercial space on 224 acres. And then in 2004 the BCC approved an amendment to increase the number of residential units to 512 and decrease the commercial space to 711,150 square feet.

The residential components of the subdivision were the Turquoise Trail North phase and the Turquoise Trails South phase. The Turquoise Trail South phase came in for platting approval in 2005 and the plat was recorded. It consisted of 222 single-family units and I believe the majority of that phase is just about built out. In 2006 the BCC approved the preliminary plat and final plat for the Turquoise Trail North phase which consists of 290 residential units and 1.39 acres of the commercial tract.

So in December of 2016 they came in and amended that approval basically to phase the development. It was a single phase when it was approved in 2006. In 2016 they requested to phase the development into eight phases and basically what they're requesting tonight is to just grant an extension of that prior approval.

CHAIR HAMILTON: Other questions?

COMMISSIONER MORENO: I like the idea of more affordable homes in that area. Is that still the priority of the developers?

MS. LUCERO: Madam Chair, Commissioner Moreno, the initial approval in 2016, they were proposing 40 affordable units and that is still the proposal today. So

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there will be 40 affordable housing units out there.

COMMISSIONER MORENO: The map that you provided, it took me a while to figure out where it was. The north arrow was backwards in my view. Is it that the development is going to be just south of the interstate?

MS. LUCERO: Madam Chair, Commissioner Moreno, the proposed development, the north phase is actually adjacent to Highway 14 and we have a copy of the initial master plan that might give you a better idea of where that is located and we can show this to you. We can pass it around to the Commission. Initially, so this is State Road 14 that comes along here; this is I-25, and this would be the north phase of the development. The existing Federal Forestry Building is on this side and here's 599. So we're looking north of the arroyo is where these north phases will be located.

COMMISSIONER MORENO: Oh, okay. That's what I thought. Okay. Thank you. I think that's all.

COMMISSIONER GARCIA: Thank you, Madam Chair. So explain to me again, Vicki. This got master planned under the old code. I'm sorry. I wasn't paying attention.

MS. LUCERO: Madam Chair, Commissioner Garcia, that is correct. It did get master plan in 2002, under –

COMMISSIONER GARCIA: For how many lots?

MS. LUCERO: Initially it was 294 residential units.

COMMISSIONER GARCIA: Madam Chair, and then it came back to the County Commission under the current code and increased that?

MS. LUCERO: Actually, it was still under the old code when they came in to request a master plan amendment to increase that to 512 residential units.

COMMISSIONER GARCIA: And now, at the stage tonight we're doing what? Creating a final plat?

MS. LUCERO: So the 112 units was divided into the north and south phase of Turquoise Trail. The south phase was recorded, in I believe sometime around 2005 and that was for 222 single-family units. Now they're coming in for the remainder of the 512, which is 290 units on this north phase.

COMMISSIONER GARCIA: And is it for final plat approval for all eight phases or just one phase?

MS. LUCERO: It's preliminary plat approval for the entire eight phases and final plat for phase 1.

COMMISSIONER GARCIA: And does phase 2 through 8, does final plat approval come before the County Commission?

MS. LUCERO: Yes.

COMMISSIONER GARCIA: Okay. And then what's the question in regard to the roads? I heard Nathan mention something about the road width. So do the remaining 222 units, does that include the apartments as well?

MR. MANZANARES: Commissioner Garcia and Madam Chair, so under this proposal, the 2016 proposal, they asked for 267 single-family lots, one multi-family tract, composed of a 23-unit multi-family apartment unit.

COMMISSIONER GARCIA: Twenty-three apartment complex.

MR. MANZANARES: The original proposal consisted of the 178 single-

family lots, the 100 multi-family units, and the 12 live/work units.

COMMISSIONER GARCIA: So once again, the 222 units are stick owned, built together units. The 22 apartment complexes is not included in those 22 numbers?

MR. MANZANARES: I believe it is, Commissioner Garcia.

COMMISSIONER GARCIA: Maybe we can ask Ms. Jenkins when she comes up. Also in regards to the area, what about the roads, Madam Chair. The width of the roads. The width of the roads is getting narrower, based on the previous approval? I'll just tell you my concerns. I drive that road out there. There's already tons of traffic in the area, and the roads on the southern part of the Thornburg development, which is right near the Allsup's area. You can't even drive down those roads because cars park on the side. They can't park in the driveway and you can't drive down those roads. So that's just the concern that I'm trying to figure out where we're at because I would hope that the new phase doesn't look like –

MR. MANZANARES: So Madam Chair, Commissioner Garcia, in 2016 they did do a traffic impact analysis to verify ingress, egress in and out of the subdivision. Tonight they're just asking for the extension of the previously approved approvals from 2016. When they come in for the amendment they'll be required to do a new TIA to address those concerns.

COMMISSIONER GARCIA: So, Madam Chair, every time they come in for a phase a new traffic impact analysis will be submitted?

MR. MANZANARES: Madam Chair, Commissioner Garcia, it will be updated.

COMMISSIONER GARCIA: Okay. So once again, they're actually coming in tonight – well, maybe Ms. Jenkins can help out. And one of the other things I have, in regards to this second – I see the main access coming in here. The access that's at the curve of State Road 14 there across the southern-most boundary of the Santa Fe Brewing Company. Where it looks like where you have it connected it actually, obviously the old State Road 14. That old State Road 14 went straight into I-25 many, many years ago. But that actually has been abandoned. Sorry to get into details. But it doesn't look like – it should match up maybe with the existing driveway. Because it looks where it's matched up, it's on a curve. I'm not a traffic engineer, however, is that the best place for it?

MR. MANZANARES: Madam Chair, Commissioner Garcia, I believe that access was approved by DOT back in 2016.

COMMISSIONER GARCIA: And so, now DOT approved it in 2016, do they need to get it updated? Because there's been a lot more developments.

MR. MANZANARES: Madam Chair, Commissioner Garcia, those approvals last for one year, so a new application would be required from DOT and a new approval.

COMMISSIONER GARCIA: And what about the infrastructure? Is the developer required to help out the County's Quill plant with infrastructure? Or is the developer just required to actually build a subdivision infrastructure out and then the County has to deal with the Quill plant. Are there developer impact fees? Do we know?

MS. LUCERO: Madam Chair, Commissioner Garcia, so the applicant

right now, as Nathan stated in the staff report, they're working with the County Utilities to work out the issues as far as utility fees, design, and what not. So that's something that the applicants are working on with Utilities or will be working on prior to recording any of the phases.

CHAIR HAMILTON: So can I add some clarification? What we're considering tonight is a time extension on this, not approval or disapproval of the plan. And so I just wanted to keep the questions on point.

COMMISSIONER GARCIA: I heard Nathan here talking about something regarding the road width.

MS. LUCERO: Madam Chair, Commissioner Garcia, he was just giving the history of the 2016 approval, and at that time, the conceptual plan, one of the modifications was to expand the width of the streets. That was approved in 2016.

COMMISSIONER GARCIA: Thank you, Madam Chair, and I certainly understand what the caption says and I know what we're here for. Thank you.

CHAIR HAMILTON: Thank you. Are there other questions from other Commissioners? So for my own clarification, this is for an extension of the preliminary for phase 2 and the final for phase 1? Is that close to –

MS. LUCERO: Madam Chair, it's actually a request for preliminary plat approval for the eight phases, and final plat approval for phase 1.

CHAIR HAMILTON: Great. Thank you. That's what I had in mind. I understand. I said that wrong. So do we have a presentation before we go to the public hearing part?

[Duly sworn, Jennifer Jenkins testified as follows:]

JENNIFER JENKINS: Good evening, Madam Chair, Commissioners. I'm Jennifer Jenkins with JenkinsGavin here this evening on behalf of the applicant in request for a time extension for the Turquoise Trail North Subdivision. As you aptly pointed out, this has been dragging on for a while. So the good news is we're going to start construction of this project this year and so I'd be happy to stand for any questions, but I think it's something with respect to housing and affordable housing, it's something that's greatly needed and is always the intent for not only the Thornburg master plan but the Community College District. So we're really excited to finally bring this portion of the project to fruition. And I'd be happy to stand for any questions.

CHAIR HAMILTON: Thank you. So are there questions specifically for Ms. Jenkins.

COMMISSIONER GARCIA: Madam Chair, Ms. Jenkins or staff, so what does the current existing County code allow for? Two years? Three years? Four years?

MS. LUCERO: Two years.

COMMISSIONER GARCIA: It's two years. Thank you.

MS. JENKINS: We won't need it, but that's what the – that's how the code sets it up. Yes.

CHAIR HAMILTON: Yes, that is the standard. Thank you. So at this point, if there are no other questions, we come to the public hearing part. So I'm going to open the public hearing. Mr. Frederick, do you have some – No. I'll open public hearing. Is there anybody here from the public who'd like to speak to this? Seeing none by visual inspection, I'll go ahead and close the public hearing. If there's no further discussion,

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what's the pleasure of the Board?

COMMISSIONER HANSEN: I move to approve the extension.

COMMISSIONER ROYBAL: I'll second.

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

COMMISSIONER HANSEN: Wait a second. With all of staff's recommendations. I make a motion to approve with all of staff's recommendation, including the connection to the wastewater plant. But I think that's part of the staff recommendation, correct?

MS. LUCERO: Madam Chair, Commissioner Hansen, there is a condition that the applicant enter into a wastewater service agreement with the County prior to recording the final plat.

CHAIR HAMILTON: Yes. Excellent. So it's an amended motion to include staff recommendations. Does your second include that?

COMMISSIONER ROYBAL: Yes.

MS. LUCERO: Madam Chair, if I could get clarification. That's with the amendment to condition number 7 to change the word "bridge" to "crossing"?

COMMISSIONER GARCIA: What is the difference between a bridge and a crossing?

CHAIR HAMILTON: Thank you. So we have clarification on the amended motion and the second accepted that.

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

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, including:

- 1. Regional Water System related to the Aamodt Settlement**
- 2. Evaluation of County Manager/Amendment to Employment Agreement with County Manager**

MR. FREDERICK: Madam Chair, we propose to go into executive session to discuss the matters listed on agenda item VIII. pursuant to the authority listed in the same agenda item.

COMMISSIONER ROYBAL: Madam Chair, I'd like to move that we go into executive session for items that were summarized by Attorney Frederick.

COMMISSIONER GARCIA: Second.

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CHAIR HAMILTON: So I have a motion and a second. Roll call, please.

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

[The Commission met in closed session from 6:03 to 7:07.]

Commissioner Hansen made a motion to come out of executive session where the only things discussed were those identified on the agenda as matters for executive session. The motion was seconded by Commissioner Moreno and approved unanimously.

IX. CONCLUDING BUSINESS

- A. Announcements
- B. Adjournment

Upon motion by Commissioner Hansen and second by Commissioner Roybal, and with no further business to come before this body, Chair Hamilton declared this meeting adjourned at 7:08 p.m.

Approved by:

Anna T. Hamilton
Board of County Commissioners
Anna T. Hamilton, Chair

SFC CLERK RECORDED 03/13/2019

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Geraldine Salazar

GERALDINE SALAZAR
SANTA FE COUNTY CLERK

Respectfully submitted:

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



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
PAGES: 255

I Hereby Certify That This Instrument Was Filed for
Record On The 13TH Day Of March, 2019 at 03:27:11 PM
And Was Duly Recorded as Instrument # 1881015
Of The Records Of Santa Fe County

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

* -A-



NDA: 2.B.2

Henry P. Roybal
Commissioner, District 1

Anna Hansen
Commissioner, District 2

Rudy N. Garcia
Commissioner, District 3



Anna T. Hamilton
Commissioner, District 4


Ed Moreno
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

Date: *February 12, 2019*

To: *Santa Fe County Board of County Commissioners*

From: *Erika D. Thomas, Budget Administrator* 

Via: *Katherine Miller, County Manager, Santa Fe County*

Re: **Request Ratification of Santa Fe County's Housing Authority Boards Approval of Budget Adjustment Resolution No. 2019-4HB (Fund 227).**

ISSUE

A budget adjustment request (BAR) was presented at the January 29, 2019, housing board meeting in the amount of \$150,393 for the Mainstream housing choice voucher program and approved as Resolution 2019-4HB.

BACKGROUND

Traditionally BARs for the Santa Fe County Housing Authority have been submitted to the Housing Board for approval and forwarded to the Finance and Administrative Department with the State of New Mexico. It has since been determined that the BARs should be requested through the Board of County Commissioners for approval as they approve the budget in its entirety as the governing body.

ACTION REQUESTED

The Finance Division requests the ratification of approval of the BAR (Resolution 2019-4HB), previously approved by the Santa Fe County Housing Board on January 29, 2019 in the amount of \$150,393.

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SANTA FE COUNTY

RESOLUTION 2019 - 4HB

Page 1 of 4

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on _____, did request the following budget adjustment:

Department / Division: Housing/ Growth Management Division Fund Name: Mainstream Voucher Program (Fund 227)

Budget Adjustment Type: Budget Increase/Initial Fiscal Year: 2019 (July 1, 2018 - June 30, 2019)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
227	1953	381	01-01	Mainstream Vouchers	\$150,393	
TOTAL (if SUBTOTAL, check here)					\$150,393	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
227	1953	471	10-26	Salary & Wages/Term Employees	\$15,039	
227	1953	471	20-01	Employee Benefits/ FICA-Regular	\$932	
227	1953	471	20-02	Employee Benefits/FICA-Medicare	\$218	
227	1953	471	20-03	Employee Benefits/ Retirement Contribution	\$3,008	
227	1953	471	20-05	Employee Benefits/Health Care	\$3,158	
227	1953	471	20-06	Employee Benefits/Retirement Health Care	\$301	
227	1953	471	20-08	Employee Benefits/Workers Comp	\$5.00	
227	1953	471	50-90	Services/Other Services(Mainstream Vouchers)	\$127,732	
TOTAL (if SUBTOTAL, check here)					\$150,393	

Requesting Department Approval: Joseph R. Montoya Title: Executive Director Date: 01/14/2019

Finance Department Approval: [Signature] Date: 1/25/19 Entered by: _____ Date: _____

County Manager Approval: [Signature] Date: 01/25/19 SFC CLERK RECORDED 03/13/2019 Date: _____

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SANTA FE COUNTY
RESOLUTION 2019 - ~~4413~~ 4413

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Adrianna Velasquez Dept/Div: Housing/Growth Management Division Phone No.: 505-992-3066

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.

Santa Fe County Housing Authority was awarded the Mainstream Housing Choice Vouchers November 1, 2018. The Mainstream Housing Choice Vouchers are for individuals 62 and under who are disabled. Ten Percent (10%) of the Mainstream Voucher Award will go to salary & wages/term employees for the Housing Program Specialists. The Mainstream Vouchers will be administered following the Housing Choice Voucher regulations in 24 CFR part 982.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclass, Overtime)	Position Type (permanent, term)	Position Title

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount

- 2) Is the budget action for RECURRING expense _____ or for NON-RECURRING (one-time only) expense ☒

SANTA FE COUNTY

RESOLUTION 2019 - 44B

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ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Adrianna Velasquez Dept/Div: Housing/Growth Management Division Phone No.: 505-992-3066

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES NO NO X
If YES, cite statute and attach a copy.
 - b) Does this include state or federal funds? YES X NO NO
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget. Mainstream housing choice voucher, FR-6100-N-43. Effective date of award is November 1, 2018, \$150,393 for a 12 month term.
 - c) Is this request is a result of Commission action? YES NO NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).
 - d) Please identify other funding sources used to match this request.

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SANTA FE COUNTY
RESOLUTION 2019 - HHB

Page 4 of 4

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 29 Day of January, 2019.

Santa Fe Board of County Commissioners



Anna Hamilton
Anna Hamilton, Chairperson

Geraldine Salazar
Geraldine Salazar, County Clerk



SANTA FE COUNTY
STATE OF NEW MEXICO
HOUSING RESOLUTION
PAGES: 6

Hereby Certify That This Instrument Was Filed for
Record On The 30TH Day Of January, 2019 at 10:22:04 AM
and Was Duly Recorded as Instrument # 1877878
of The Records Of Santa Fe County

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

SFC CLERK RECORDED 01/30/2019



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-5000

OFFICE OF PUBLIC AND INDIAN HOUSING

September 5, 2018

NM050
SANTA FE COUNTY HSG AUTHORITY
52 CAMINO DE JACOBO
SANTA FE, NM 87507-7507

Dear Executive Director:

I am pleased to notify you that your public housing agency (PHA) has been awarded \$150,393 in budget authority for a 12-month term to support 22 Mainstream housing choice vouchers from the 2017 Mainstream Voucher Program, Notice of Funding Availability (NOFA), FR-6100-N-43. The proposed effective date of the award is November 1, 2018.

The proposed effective date is the projected date that your PHA will begin leasing the Mainstream housing choice voucher award. This proposed effective date is only a projection and can be modified. To change the effective date, you must contact your Financial Analyst, at the Financial Management Center (FMC), within 10 business days from the date of this letter. If you do not contact your Financial Analyst to request a change to the proposed effective date, funding under this award will be distributed to your agency in 1/12 distributions starting on November 1, 2018. Please note effective dates prior to September 1, 2018 are not permitted. Once funding for the award has been fully processed, the FMC will provide your agency with a revised Annual Contributions Contract that reflects the obligation of funds and monthly disbursements will be scheduled.

In administering the Mainstream Voucher Program, your agency must follow the Housing Choice Voucher regulations in 24 CFR part 982. To ensure that the occupying families are recorded properly in the Information Management System/Public and Indian Housing Information Center (IMS/PIC), you must record Mainstream vouchers on line 2n of the form HUD-50058 (Family Report) and complete rent calculations on lines 12a through 12aj, as applicable. Additional information regarding the Mainstream Voucher Program can be found at http://www.hud.gov/program_offices/spm/gmomegmt/grantsinfo/fundingopps/fv17mainstreamvouchers

With your direct effort, these vouchers will help provide non-elderly persons with disabilities immediate access to permanent housing.

Please contact your local HUD field office or contact HUD by email at mainstreamvouchers@hud.gov if you have any questions or need any other information.

Sincerely

Danielle L Bastarache

Digital signed by Danielle L Bastarache
DN: CN = Danielle L Bastarache, C = US
Reason: I am approving this document

Danielle Bastarache
Deputy Assistant Secretary for
Public Housing and Voucher Programs

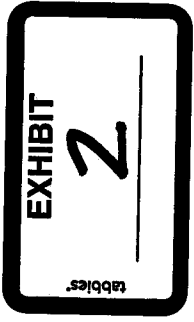
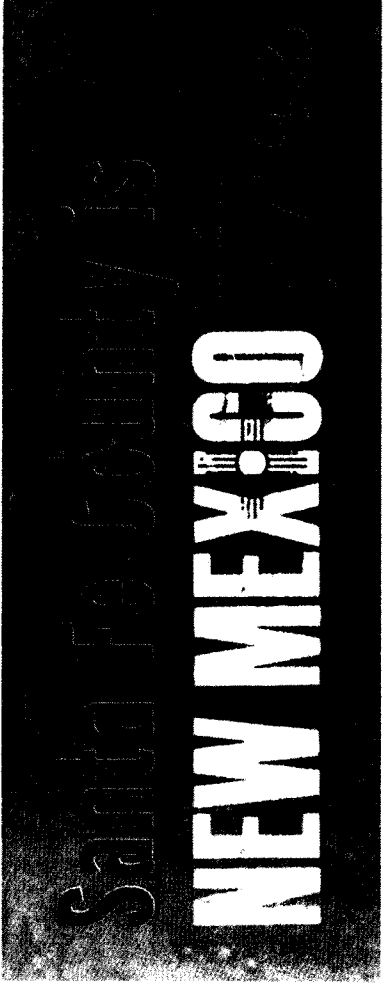
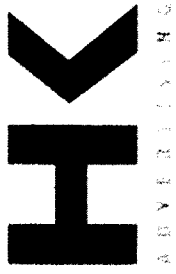
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SFC CLERK RECORDED 03/13/2019

SFC CLERK RECORDED 03/13/2019



Santa Fe County Commission Meeting

February 12, 2019

- Rocky Mountain Lodging Report
- Recent Print Publications
- Scheduled Print Publications
- Albuquerque Sunport Airport Displays
- Digital Advertising Display
- Public Relations (Earned Media)
- GO New Mexico
- Newsletter / Blog Updates
- NMHA Top Hat Awards
- Legislative Update
- Social Media Update
- Update on Coop Advertising
- Future Projects



Tsankawi Prehistoric Site-

Bandelier National Monument

**Beautiful
adventures
begin here.
[TRUE]**

NEW MEX:GO

SantaFeNMTrue.com

New Mexico True

- Brand is built on research
- Why people come to New Mexico
- Speaks to the Authentic Experience
- Site Doing
- Rich Culture, Activities and Outdoor Adventures
- Aligning with the "True"
- \$9.8 million spend toward advertising
- "True" delivers 7:1 ROI



NEW MEXICO *Travel is working!*

Tourism Continues to Increase!

- Record breaking 35.4 million trips were taken in NM in 2017
- 19% increase since 2011
- 65% of all trips were from out of state
- New Mexicans traveled more within the state in 2017

New Mexico True Continues



Gov.-elect Michelle Lujan Grisham, center, announces appointees to her incoming administration — from left, Jen Schroer for tourism secretary, William Scott Carreathers for executive director of the Office of African American Affairs, and Judy Griego for secretary of veterans services. (Greg Sorber/Journal)

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Jen Schroer - Tourism Cabinet Secretary



ROCKY MOUNTAIN LODGING REPORT

New Mexico Edition December 2018

LOCATION	ROOM NIGHTS		OCC %	2018 YEAR-TO-DATE			2017 YEAR-TO-DATE		
	AVAILABLE	OCCUPIED		ADR	REVPAR	OCC %	ADR	REVPAR	OCC %
ALBUQUERQUE									
AIRPORT	41,599	26,198	63.0%	\$84.69	\$53.34	75.8%	\$91.55	\$69.41	75.0%
DOWNTOWN & MIDTOWN	84,896	39,712	46.8%	\$84.21	\$39.39	63.9%	\$92.44	\$59.05	56.4%
EAST	34,943	20,894	59.8%	\$106.65	\$63.77	74.7%	\$110.47	\$82.57	73.4%
WEST	25,280	12,284	48.6%	\$118.09	\$57.38	71.1%	\$117.31	\$83.45	65.4%
NORTH	50,438	26,957	53.4%	\$92.90	\$49.65	67.2%	\$98.26	\$66.02	67.2%
TOTAL	237,156	126,045	53.1%	\$93.19	\$49.53	69.0%	\$99.04	\$68.34	65.1%
SANTA FE									
DOWNTOWN	50,902	31,645	62.2%	\$194.48	\$120.91	74.8%	\$186.63	\$139.58	71.3%
CERRILLOS ROAD	40,787	21,638	53.1%	\$86.40	\$45.83	63.2%	\$86.82	\$54.91	62.9%
SANTA FE PERIPHERY	22,847	13,576	59.4%	\$128.85	\$76.56	72.3%	\$128.04	\$92.52	70.1%
TOTAL	114,536	66,859	58.4%	\$146.17	\$85.33	70.3%	\$143.25	\$100.67	68.1%
FARMINGTON	26,039	12,018	46.2%	\$82.34	\$38.01	62.7%	\$86.58	\$54.27	62.9%
LAS CRUCES	28,378	16,937	59.7%	\$83.72	\$49.97	64.4%	\$90.31	\$58.18	62.5%
SOUTHEAST NEW MEXICO (Artesia, Carlsbad, Clovis & Hobbs)	37,076	24,454	66.0%	\$137.22	\$90.50	79.7%	\$135.07	\$107.62	74.3%
TAOS	16,532	7,801	47.2%	\$146.12	\$68.95	56.2%	\$121.56	\$68.29	56.4%
OTHER NEW MEXICO	36,067	20,254	56.2%	\$83.26	\$46.76	61.7%	\$81.48	\$50.30	58.5%
TOTALS	495,784	274,368	55.3%	\$109.74	\$60.73	68.5%	\$110.78	\$73.89	65.3%

Recent Print Publications

Albuquerque Journal Balloon Fiesta Special





Chung

Beautiful adventures begin here. **[TRUE]**



@SantaFeCounty



SantaFeNewMexicoTrue

NEW MEXICO

SantaFeNMTrue.com

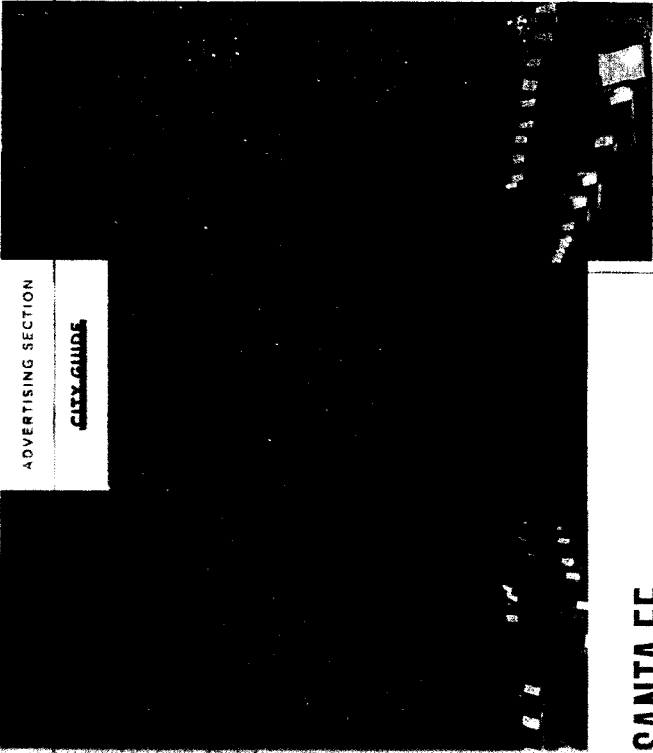
Recent Print Publications

Texas Monthly October

Advertorial

ADVERTISING SECTION

CITY GUIDE



SANTA FE Distinctive Holidays

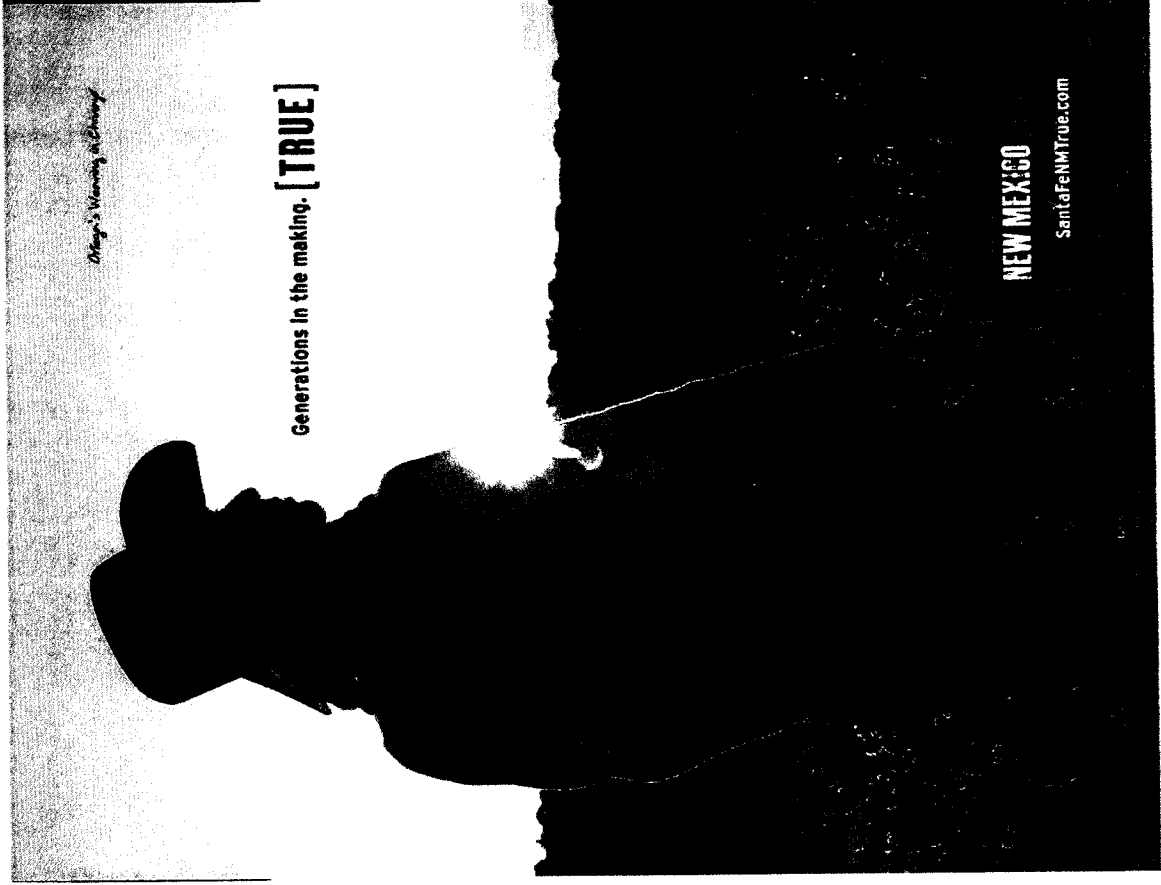
Since its founding in 1610, Santa Fe has been a vibrant cultural destination that glows with holiday cheer during the holiday season. Many of the city's seasonal festivities are steeped in history. At Pecos National Historical Park, visitors explore the ruins of a 14th-century Ancestral Puebloan and an eighteenth-century Spanish mission. On December 17, Pecos National Historical Park, the Friends of Pecos National Historical Park, and Western National Parks Association will host Las Posadas, a traditional Christmas pageant that tells the story of Joseph and Mary's search for shelter. At another historically important church, El Santuario de Chimayo, devotions (poor bags filled with sand and incense) and candlelight processions light the edges of the adobe walls. Parolitos also glow along Canyon Road on Christmas Eve—a favorite holiday tradition for locals and visitors alike. The Santa Fe Botanical Garden glitters with more traditional holiday lights and large-scale light installations—during Glow-Cosmic Night, held December 14-15. Santa Fe is known for its art, and December is no exception to the city's packed calendar. Native American artists sell their traditional jewelry, pottery, and other crafts during Santa Fe Winter Indian Market, held December 14-16.



A large, ornate, illuminated Christmas tree or light display, likely the one mentioned in the text as being in the city center.

Recent Print Publications

Texas Monthly December
Free Advertorial!



May's Memory of Beauty

Generations in the making. **[TRUE]**

NEW MEXICO
SantaFeNMTrue.com

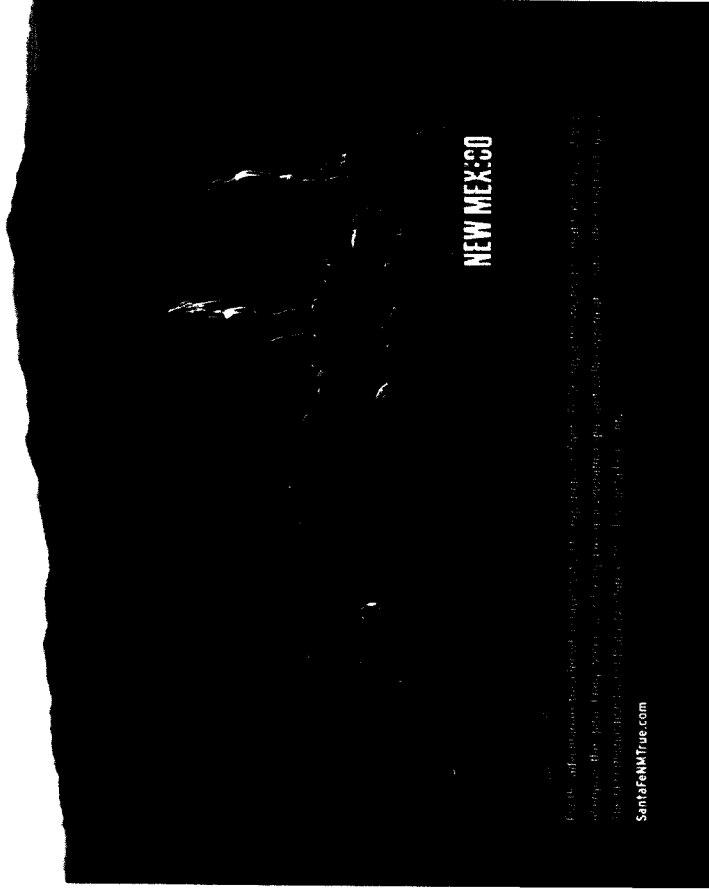
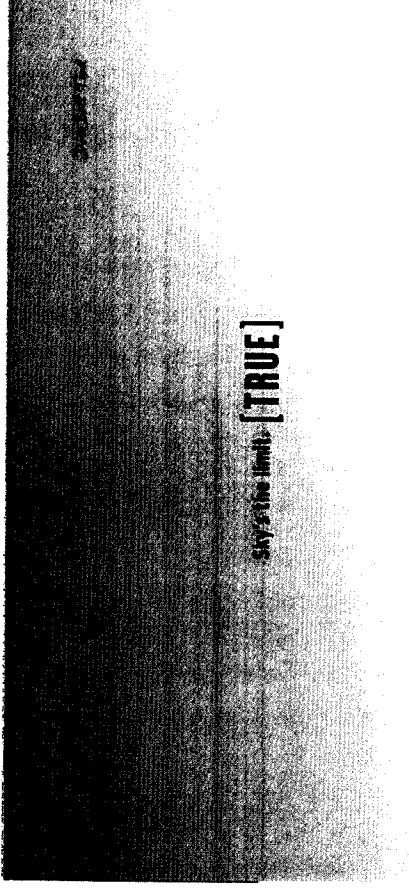
Recent Print Publications

Discover Taos Guide

Winter

Scheduled Print Publications

New Mexico True
Adventure Guide



SFC CLERK RECORDED 03/13/2019

Scheduled Print Publications

Albuquerque
Visitors Guide



Scheduled Print Publications


New Mexico Top Destinations Guide

Stories told here. **[TRUE]**

NEW MEX:GO

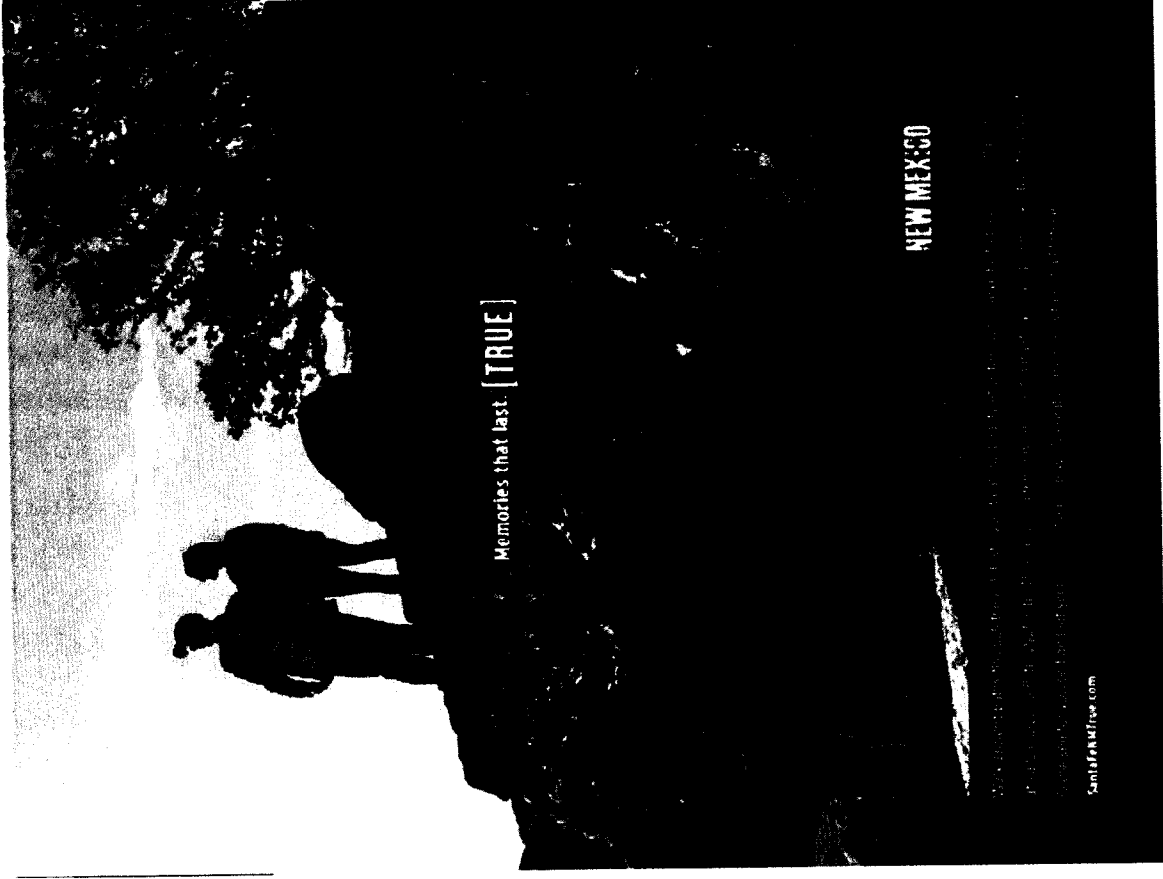
During your stay in Santa Fe County, embrace on a day trip, events on a weekend, or the grand landscape of history and nature at Pecos National Historical Park. Explore the culture, the people, and geographic features that played such a central role in the rich history of the Pecos Valley while enjoying the peace and tranquility of the region.

SantaFeNMTrue.com

 Santa Fe County  Santa Fe New Mexico True

Scheduled Print Publications

Colorado Parks Journal
Top Things To Do
Includes Website and Social Media



Albuquerque Sunport Airport Displays

Tension Fabric Display



Stories worth passing down. [TRUE]



NEW MEX:GO

SantaFeNMTrue.com

Albuquerque Sunport Airport Displays

Diablo Canyon Recreation Area

Climb above all. **[TRUE]**

Tension Fabric
Display
Baggage Claim

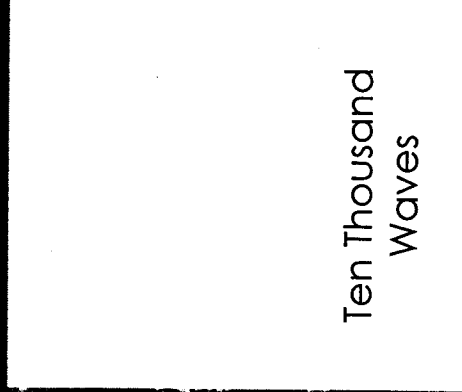


Albuquerque Sunport Baggage Claim Displays

LCD Screens



Hills of Good Fortune



Aspen Vista Warm Your Soul



Digital Advertising Display



Markets

Dallas

Houston

Austin

Los Angeles

Chicago

Phoenix

Colorado Springs

Denver

88% New Visitors

12% Returning

Public Relations – January Earned Media

Impressions: 25,464,694 Purchase Value: \$236,185.04 PR Value: \$2,361,850.37

*News Circulation Audience and News Ad Value is generated through Meltwater and Compete

*PR Value is determined by multiplying the News Ad Value by 10, this a public relations industry standard (which takes into account third party opinion values and strategic messaging).

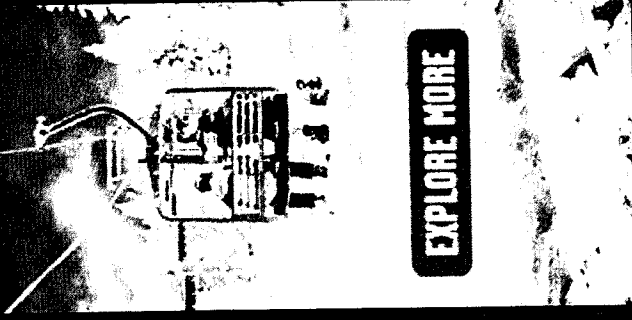
GO New Mexico

Digital
and
Lead Lists

EXPLORE MORE



EXPLORE MORE



EXPLORE MORE



EXPLORE MORE

NEW MEXICO

NEW MEXICO

NEW MEXICO

NEW MEXICO

Newsletter / Blog Updates

NEW BLOG POST

Insider Blog

HOLIDAY TASTES & TRADITIONS



There's no place like Santa Fe for the holidays. This magical, merry season brings wonder and joy with the warm glow of farolitos, the fragrant scent of burning pinon trees, and the spellbinding beauty of softly falling snow. Take on a rollicking Christmas parade and a hallowed candlelit walk on Christmas Eve. Get outdoors and ski the Rockies then relax in a high mountain hot tub. Toast the season with artisanal sake and sublime small plates or margaritas and New Mexican cuisine. However you celebrate the holidays in this winter wonderland, you will be utterly enchanted.

Newsletter / Blog Emails

Our open and click rate for the last newsletter –

24.58% of all recipients [opened](#) so far
12.55% [clicked a link](#)

Fall Colors

IN SOUTHERN CALIFORNIA



There's nothing more beautiful than the vibrant colors of fall in Southern California. The warm sun, the crisp air, and the colorful foliage create a perfect backdrop for your fall photos. Whether you're a nature lover or just looking for a new way to spend your time, there's something for everyone in the heart of the state. So grab your camera and head out to enjoy the beauty of the season.



NMHA and Legislative Update

- New Mexico Hospitality Top Hat Awards
- NM True Campaign – 2019 and beyond
- Department of Tourism – Budget
- Department of Tourism – New Markets

Social Media Updates

Facebook – 5,198 Fans - 27% increase in fans - 194% increase in engagement

- We have had 4,800 people engage with the page in the last month. That's up by about 800 people over October's numbers. Snow excitement is driving the engagement.
- We had all positive or neutral sentiment expressed on the page (this is a new measurement but it's great we didn't have any negative comments!)
- Our most popular post in the last month was a shared post we did from Ski Santa Fe on October 31st "10 inches and counting"

Most Popular Posts



Ski Santa Fe
@skisantafe

40 photos of skisantafe

Sign up for our snow report at skisantafe.com and be the first to know when we get snow!

#skibueno #skisantafe

287

People Reached

399

Engagements



Santa Fe County - Tourism

...

Explore and take in all there is to do in Santa Fe County this Winter! [skisantafe.com](https://www.skisantafe.com)



Experience the Authentic.
For the adventurous traveler wh...

LEARN MORE

Social Media Updates

Instagram – 2,716 Fans - 14% increase in followers

- 634 people engaged with our posts in the last month (liked or commented)
- Inbound sentiments were all positive or neutral. No negative comments.
- Most popular post was a drone view of the Santa Fe plaza tree lighting. We received permission to feature a photo from the drone photographer and there were 128 likes on it.

Twitter – 3,100 Followers - 57% growth in followers over 2017 - 36% growth in engagement over 2017

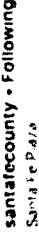
- 772 people engaged with our tweets (commented, retweeted or liked)
- 109 people clicked on links we shared
- Inbound sentiments all positive or neutral (no negativity)
- Most popular Tweet was same as our Instagram post.

Social Media Updates



Following

12 29



128 likes

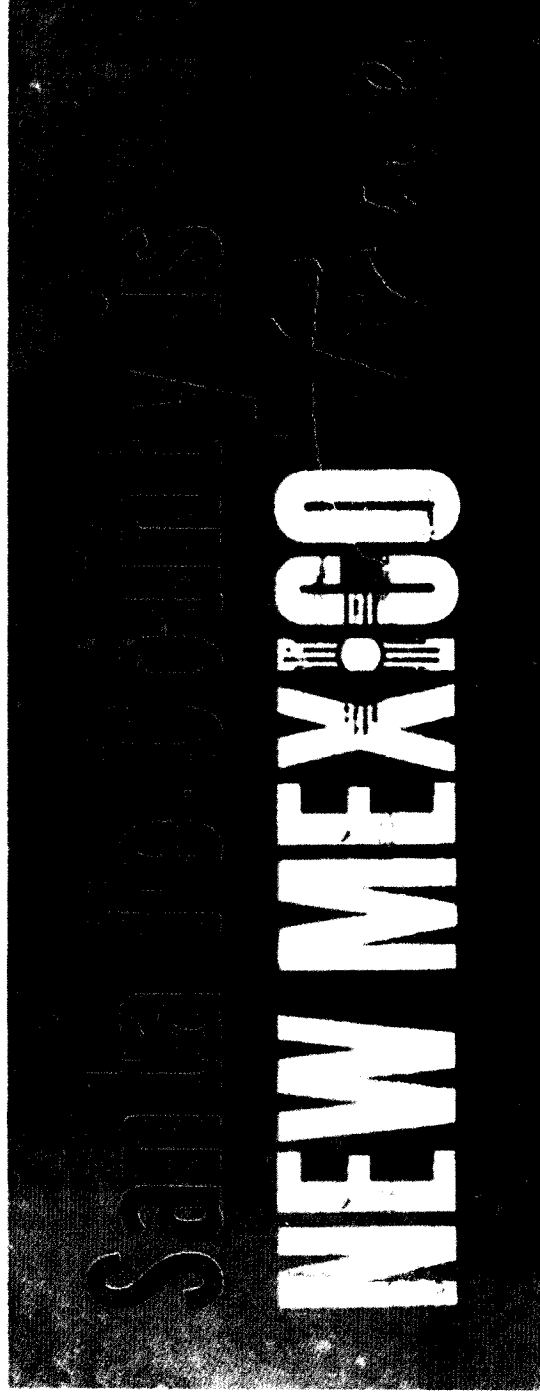
Coop Advertising Updates

- DFW / Dallas – 5 weeks - June
- Southwest Airlines – New Mexico Special Section – May
- Digital Advertising – State Coop Partners – March to May

Future Projects

- 2019 Visitors Guide
- Expanding the Quantity and Distribution of Guide (Certified Folder)
- Additional Photo Shoot / Video Shoot Planned for Spring
- Expansion of Phoenix Market (via Digital Advertising)
- Public Relations – Santa Fe County story creation and follow up
- Content Marketing Campaign (In Development for Spring)
- Social Media Initiative – Working on Interactive Campaign

Thank You!





Highlighting More
Santa Fe County Assets



Fall 2018 Video /
Photo Shoot



Santa Fe County Strategic Plan

Responsible Parties	FY2018				FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4

POPULATION GOAL 1: PROVIDE A SAFE COMMUNITY

Objective 1.1: Enhance Fire Protection Programs																									
Strategy 1.1.1: Create year-round sustained wildland program																									
Action: Obtain FY2019 funding for six person year round team	Fire Chief/ Budget Administrator																								Included in FY2019 final budget
Action: Reclassify temporary positions to permanent for six person team and fill	Fire Chief/ HR Director		X	X																					6 grant funded YCC positions. Unfilled currently advertised for hire
Action: Identify and request FY2020 funding to support second year round wildland team	Fire Chief/ Budget Administrator																								
Action: Implement the second wildland team	Fire Chief/ HR Director																								All positions created in HR
1.1.1.1 Performance Measure: Hazardous fuel acreage mitigated by hand or mechanized means. Target: 10 acres per quarter	Fire Chief			24 acres																					
1.1.1.2 Performance Measure: Hazardous fuel acreage mitigated through the managed use of prescription (Rx) fire Target: 150 acres	Fire Chief	NA	2,075 acres	305 acres																					Conducted burns at Little Tesuque Creek, Madrid, and Borrego Mesa
1.1.1.3 Performance Measure: Number of private properties assessed. Target: 50 properties per quarter	Fire Chief	27																							
1.1.1.4 Performance Measure: Number of local, regional, and national fire suppression deployments. Target NA	Fire Chief	6	9	0																					

Santa Fe County Strategic Plan

Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 1.2.2: Transition to Next Generation 911 (NG911) compliant system																						
Action: Propose and support NMAC 2019 legislative efforts to preserve/ increase/ recover E911 Funding	RECC Director/GIS Manager			X																Monitoring two bills for 2019 legislative session		
Action: Use CAD workgroup to plan NG911 transition (public safety, IT, GIS)	RECC Director/ IT Director/GIS Manager			X																CAD working group meets regularly, assists with ongoing projects. This will continue through NG911 transition in our center and statewide. IT not formally engaged		
Action: Conduct public awareness education campaign, including press releases, media day, text message alert system pamphlets with utility bills, and radio print and television advertisements	RECC Director			X																Includes public outreach at job fairs and other events. Currently lack a training coordinator, but continuing public outreach, want to expand recruitment to radio and TV. Will request funding and change of practice.		
Action: Engage stakeholders through attendance of RECC Board, City Public Safety Committee, County Public Safety standing meetings, NMAC affiliate, and legislative committee meetings	RECC Director			X																Active participation occurring in all forums.		
Action: Identify and obtain funding sources for software, hardware, and equipment	RECC Director																					
Action: Install and configure NG911 hardware and software	RECC Director/ IT Director/GIS Manager													X								
Action: Extract, transform and load GIS data into NG911 CAD	GIS Manager																					

Santa Fe County Strategic Plan

	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 1.2.3: Sustain emergency management plans																							
Action: Collaborate with governmental and private partners to identify opportunities and threats	Fire Chief/ Emergency Mgmt Assistant Chief	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Meetings and trainings attended and scheduled throughout year			
Action: Amend emergency management plans to align with best practices	Fire Chief/ Emergency Mgmt Assistant Chief																			Revisions underway			
Action: Provide GIS data to support emergency management plans	GIS Manager		X	X																No data requests during FY19Q2			
Strategy 1.2.4: Conduct regular DWI saturation patrols																							
Action: Provide quarterly DWI heat maps from CAD to Sheriff's office	County Sheriff																						
	GIS Manager																						
1.2.4.1 Performance Measure: Number of alcohol-related traffic fatalities. Target: 9 or less per year.	County Sheriff		NA																	9 in calendar year 2016			
Strategy 1.2.5: Update countywide interoperable public safety land mobile radio system																							
Action: Identify possible funding sources for hardware, software, infrastructure and equipment	RECC Director/ Finance Director		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Working on MOU with City for project first phase. Funding has been budgeted.			
Action: Obtain funding for hardware, software, infrastructure and equipment	RECC Director/ Finance Director				X															City FY19 budget includes \$2.2 million. City has identified funds.			
Action: Establish City/County joint working group with elected official and management	RECC Director																			Not started			
Action: Discuss renegotiation of RECC JPA with City officials	RECC Director																			Not started			
See also Strategy 1.2.2: Transition to NG911 system																							

Santa Fe County Strategic Plan

Strategy 1.2.6: Respond promptly to service calls	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Action: Revise RECC operating procedures to improve dispatch time, including consideration of dispatching units prior to ascertaining the Clawson Code	RECC Director																			Procedures updated to reduce dispatch time. Still working on further revisions for NIMC and NIMML accreditation			
Action: Train RECC staff on revised operating procedures	RECC Director																			Currently using existing SOP/SOG and forming update committee			
Action: Revise and enforce Fire Department procedures with Fire Service Standards	Fire Chief																						
Action: Train fire staff on revised operational procedures	Fire Chief																						
1.2.6.1 Performance Measure: Average Fire Department response times measured in accordance with industry standards from dispatch to arrival. Target: 10 minutes or less	Fire Chief	11:20 minutes	10:15 minutes	10:54 minutes																			
1.2.6.2 Performance Measure: Average County Sheriff's response time for medical priority 1 from dispatch to arrival. Target: 10 minutes or less	County Sheriff	11:40 minutes	12:16 minutes	7:40 minutes															Reported by RECC				
1.2.6.3 Performance Measure: Average County Sheriff's response time for medical priority 2 from dispatch to arrival. Target: 15 minutes or less	County Sheriff	18:20 minutes	14:11 minutes	14:21 minutes															Reported by RECC				
1.2.6.4 Performance Measure: Percent 911 calls answered in 10 seconds. Target: 90% or more	RECC Director																						
1.2.6.5 Performance Measure: Average 911 medical priority 1 call start to dispatch time. Target: 45 seconds or less	RECC Director	54 sec.		47 sec.																			
1.2.6.6 Performance Measure: Average 911 medical priority 2 call start to dispatch time. Target: 60 seconds or less	RECC Director	65 sec.		61 sec.																			

Santa Fe County Strategic Plan

Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 1.2.7: Study Fire Department organizational structure																						
Action: Complete Fire Department Five-Year Plan for FY2019-2023	Fire Chief/ HR Director	X	X	X	X															Evaluation underway in five-year plan update		
Action: Evaluate structure and number of fire districts	Fire Chief		X	X	X															Evaluation underway in five-year plan update		
Action: Evaluate organization of career fire staff and management	Fire Chief/ HR Director		X	X	X																	
Objective 1.3: Operate Adult and Youth Detention Centers to Ensure Safety of Detainees, Employees, and the Public																						
Strategy 1.3.1: Enhance Adult and Youth Detention Center internal safety																						
Action: Develop process to individually assess incidents of assault in ADF and YDC for corrective action	Warden	X	X	X	X															Enhanced training on investigating incidents, identifying assaulters, and removing predator-based inmates		
Action: Train staff on process to individually assess incidents of assault for corrective action	Warden	X	X	X	X															Training and drills with staff ongoing		
Action: Implement assault corrective action process	Warden	X	X	X	X															Assault tracking log created to help staff review incidents case by case and identify common denominators		
Action: Train staff on inmate mood assessments and de-escalation techniques	Warden	X	X	X	X															Ongoing. Training conducted during academy and 40 in-service training. Reviewing curriculum update		
Action: Enhance inmate programming associated with crimes and additions related to their incarceration	Warden	X																		Adding programming associated with inmate crimes. Vacant volunteer services coordinator and programs manager positions affecting progress		
Action: Improve recidivism tracking to target re-entry programming	Warden		X	X	X															Ongoing		
Action: Continually monitor vacancies to fill positions	Warden		X	X	X															Working with HR on reorganization, will advertise positions		
Action: Schedule regular communication between senior management and new hires to provide mentorship and assessments	Warden	X	X	X	X															Warden meets with new employees 7 days after employment and again after 30 days. Regular meetings with Sergeants/Lieutenants		

Santa Fe County Strategic Plan																										
	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes			
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4								
1.3.1.1 Performance Measure: Year-over-year change in the number of serious inmate on inmate assaults. Target: no increase year-over-year	Warden	1	2	1																						
number of inmate on staff assaults. Target: no increase year-over-year	Warden	0	0	0																						
1.3.1.3 Performance Measure: Vacancy rate of detention officers. Target 10%	Warden		14%																							
Strategy 1.3.2: Maintain accreditation/certification for detention facilities																										
Action: Seek NM/AC reaccreditation of adult detention facility biannually	Warden																								Reaccreditation occurs every 3 years	
Action: Participate in CYFD annual inspection/certification of youth detention program	Warden																								Next audit will be January 2019	
Action: Plan for and obtain adult detention facility accreditation through American Correctional Association	Warden																									
1.3.2.1 Performance Measure: Continued NM/AC accreditation of adult detention facility. Target: Yes	Warden																									
1.3.2.2 Performance Measure: Continued CYFD certification of youth detention program. Target: Yes	Warden																								Next audit will be January 2019	
Strategy 1.3.3: Ensure Medicaid enrollment and coordination with private insurers to provide inmate health care																										
Action: Continue Medicaid enrollment efforts through booking process and weekly verification	Warden																									
Action: Navigate inmates with private insurance to providers	Warden																									
1.3.2.21 Performance Measure: Number of inmates enrolled in Medicaid. Target: 20 or more	Public Safety Director		17																							

Santa Fe County Strategic Plan

Responsible Parties	FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Objective 1.4: Provide Public Safety Prevention, Education and Intervention Services																					
Strategy 1.4.1: Create a Youth Services Division within Community Services Department																					
Action: Establish working group to evaluate current youth programs and recommend FY2020 restructuring					Teen Court Manager				X										LOI for Youth Services Division released 1/11/19		
Action: Identify and request funding for enhancement of youth program					Teen Court Manager														Included in FY2019 budget		
1.4.1.1 Performance Measure: Number of youth served by Teen Court program. Target: 125 or more per quarter					Teen Court Manager	131	84												Quarterly fluctuations related to school calendar year		
1.4.1.2 Performance Measure: Number of youth served by Santa Fe County youth programs. Target: 2,400 or more per quarter					Teen Court Manager	2,803	6,216	6,196													
Strategy 1.4.2: Conduct neighborhood watch meetings					County Sheriff	X															
Action: Provide quarterly maps of neighborhood watch group activity to Sheriff's Office					GIS Manager														Task not yet scheduled		
Strategy 1.4.3: Conduct Safety Training Enforcement Program (STEP)																					
Action: Provide quarterly traffic fatality and pedestrian heat maps to Sheriff's Office from CAD					GIS Manager																
1.4.3.1 Performance Measure: Number of traffic fatalities. Target 16 or less per year					County Sheriff		NA												23 in calendar year 2016, the most recent data available. New CAD system may improve data collection		
1.4.3.2 Performance Measure: Number of pedestrian fatalities. Target 3 or less per year					County Sheriff	0	0	NA													

Santa Fe County Strategic Plan

Responsible Parties		FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Objective 1.5: Improve Adult Detention Facility Re-Entry Program																							
Strategy 1.5.1: Assess re-entry program and wrap around service needs and gaps																							
Action: Meet with all re-entry staff to identify concerns, issues, gaps in service upon release, possible expansion areas, and tracking methods	Warden	X	X	X	X	X														Awaiting doctor request on number of units of Vivitrol to order			
Action: Develop tracking of individuals receiving substance abuse services/Medicaid assistance treatment program (MAT), naltrexone, vivitrol while incarcerated	Warden	X	X	X	X	X																	
Action: Identify and request additional funding sources	Warden																						
Action: Consider requesting additional re-entry positions as efforts prove success	Warden																			Currently have three re-entry positions with one vacancy			
Action: Educate community providers/public on measures ADF is taking to combat opioid use dependency in inmates	Warden	X	X	X	X	X														Re-entry staff meets regularly with community providers			
Action: Develop program for former inmates who have been successful in recovery for a certain length of time to tell their stories through public schools	Warden																			Attempting to track inmates			
1.5.1.1 Performance Measure: Percent of eligible incarcerated adults participating in Medicaid Assistance Treatment Program (MAT). Target: 100%	Warden	NA	NA	NA																Medicated Assisted Treatment was offered to the first class of the Matrix in May 2018. 6 out of 10 inmates participated. Since this class none of the inmates have participated in the medication assisted portion of treatment program. It was not offered in the absence of a County Psychiatrist.			
1.5.1.2 Performance Measure: Percent success rate for eligible incarcerated adults participating in MAT. Target: 50% or more	Warden	NA	NA	NA																Medicated Assisted Treatment was offered to the first class of the Matrix in May 2018. 6 out of 10 inmates participated. Since this class none of the inmates have participated in the medication assisted portion of treatment program. It was not offered in the absence of a County Psychiatrist.			

Santa Fe County Strategic Plan

Responsible Parties	FY18				FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4

POPULATION GOAL 2: PROMOTE A SUSTAINABLE COMMUNITY

Objective 2.1: Provide Affordable Housing

Strategy 2.1.1: Bolster Housing Fund																										
Action: Identify revenue sources and annual amount targeted		Housing Director																								\$250,000 PILT in FY2019 budget
Action: Expand and clarify the scope of fund eligible activities: rental and ownership		Housing Director																								Reviewing first draft of rental policies
Strategy 2.1.2: Provide additional County affordable housing units																										
Action: Develop land opportunity matrix with pros and cons of sites to assist in identifying land for development		Housing Director																								Reviewed 6 parcels and analyzed two
Action: Provide mapping analysis based on parameters specified		GIS Manager																								Task not yet scheduled
Action: Identify land for development		Housing Director																								Purchase agreement in place for one parcel, set to close in February 2019
Action: Apply for tax credits and all other financial resources for new projects		Housing Director																								Proposed partnership with Santa Fe Civic Housing, reviewing application
Action: Create financial packages		Housing Director																								
Action: Enter partnership agreements for each new housing development		Housing Director																								One agreement under review
2.1.2.1 Performance Measure: Number of affordable housing units owned by the County. Target: 250 units or more		Housing Director																								Target 50 new units per year
2.1.2.2 Performance Measure: Average percent occupancy of affordable housing units owned by the County. Target: 98% or greater		Housing Director																								
2.1.2.3 Performance Measure: Average percent of available vouchers used by County residents. Target: 98% or greater		Housing Director																								
2.1.2.4 Performance Measure: Average number of privately-owned affordable housing units assisted by the County. Target: 50 per quarter		Housing Director																								
2.1.2.5 Performance Measure: Dollars leveraged for every \$1 expended by the County on Affordable Housing. Target: \$5 or more		Housing Director																								Leveraging currently over target, will come towards target as County funding is added

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
		Strategy 2.1.3: Increase awareness and flexibility of Happy Roofs and down payment assistance programs																					
Action: Review and update policies and procedures		Housing Director																					
Action: Expand program parameters, leverage funding, and consider contracts to assist program implementation		Housing Director																			Creating work plan to revise all current housing regulations		
Strategy 2.1.4: Maintain and enhance existing affordable housing stock																							
Action: Apply for external funding for rehabilitation of existing units from CDBG, energy efficiency funds, etc.		Housing Director																			Applied for and received four sources: CDBG, ROSS FSS, Energy, Mainstream		
Action: Request County funds for street, curb, gutter, sidewalk, and ADA requirements		Housing Director																					
Action: Develop and maintain five-year housing capital and maintenance plans for current assets		Housing Director																			Plan to apply for additional CDBG funds, may access County ADA funds		
Action: Seek State capital grants for County housing improvements		Housing Director																			Coordinating capital outlay request with Boys and Girls Club		
Action: Apply for HUD Rental Housing Demonstration (RAD) funding for all County-owned housing sites		Housing Director																					
2.1.4.1 Performance Measure: Minimum HERs rating or energy star rating and score on all County-owned housing units. Target: 75 or higher		Housing Director	NA	NA	NA	NA															Submitted energy assessment to US Department of Housing and Urban Development for review		
2.1.4.2 Performance Measure: Obtain passing REAC scores for all public housing units owned. Target: Yes		Housing Director	NA	NA	NA	NA															Last measure is dated. Expect a measurement during FY2019		

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Objective 2.2: Address Threats Associated with Climate Change																							
Strategy 2.2.1: Develop additional backup water supply																							
Action: Compile official documents addressing backup water supply (current plans, previous studies, ordinances, contracts, etc.)	Utilities Director/ GIS Manager		X	X																List of documents addressing back-up supply is under review			
Action: County Manager and BCC meet with City Officials to review current state of backup water supply to collective utilities and options to expand	Utilities Director				X															City and County water communities are continuing joint meetings to review options			
Action: Build internal team of SFC experts to create and analyze list of options for additional backup water supply (utilities, GIS, sustainability, finance, planning, legal, etc.)	Utilities Director																						
Action: Meet with regional partners to discuss options for additional backup water supply (City, mutual domestics, BDD, PBRWS, EAWSD, large well water users)	Utilities Director																						
Action: Determine and locate resources needed	Utilities Director																						
Action: Create plan	Utilities Director																						
Action: Secure water supply with water rights, infrastructure and wet water with regional partners	Utilities Director																						
Action: Implement domestic well metering use program including pilot program, allocation verification for utility customers, and updated meter installation requirement	Sustainability Manager	X	X	X																Draft online reporting portal developed. Reviewing material and approach with Growth Management			
See also Objective 1.1, Enhance Fire Protection Programs																							
2.2.1.1 Performance Measure: Backup water supply available as a percentage of Buckman Diversion deliveries. Target: 100% of annual deliveries from BDD	Utilities Director	87%	NA																	FY2018 result based on CY2017 deliveries. FY2019 results pending CY2018 deliveries			

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Strategy 2.2.2: Reduce greenhouse gas emissions from county operations	Responsible Parties	FY18	FY2019		FY2020				FY2021				FY2022				FY2023				Notes
				Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4		
Action: Adopt fleet management policy determining countywide fuel efficiency standard and policy for use of alternative fuels	Public Works Director/Sustainability Manager			X																In progress. Met with fleet and County Manager	
Action: Improve facilities and fixed asset database catalog and mapping	IT Director/ GIS Manager	X																		IT and GIS have begun to discuss fixed asset database, best practices, and next steps	
Action: Contract for investment grade audit of major County facilities	Sustainability Manager		X																	Vendor selection underway	
Action: Work with energy service companies to implement improvements recommended in investment grade audit	Sustainability Manager																				
Action: Install solar generation on County facilities, including using statewide price agreement	Sustainability Manager	X		X																Nancy Rodriguez interconnection agreement submitted to PNM. Eldorado 72kw system contract completed	
Action: Conduct analysis of solarizing County facilities to prioritize and determine size of funding requests	Sustainability Manager		X																	Completed analysis of 6 facilities, completed plan to support ICIP request of \$0.5m	
Action: Develop County employee ride-sharing and alternative transportation program	Sustainability Manager																			Sustainability challenge to be launched in January 2019 to educate employees on transportation options	
Action: Establish healthy building and energy efficiency guidelines for all new county buildings	Sustainability Manager		X																	Met to review new building checklist	
Action: Calculate triple-bottom-line cost benefit analysis in County buildings and facilities	Sustainability Manager																			Discussing AutoCase software with management and project managers	
Action: Support legislation to increase New Mexico renewable energy portfolio standards through NMAC and other stakeholders	Sustainability Manager																			Reviewed SB136 introduced in 2019 regular session	
2.2.2.1 Performance Measure: Year-over-year change in average County passenger and light-duty truck miles per gallon. Target: Reduce by 2 or more miles/gallon per year	Sustainability Manager	NA		NA																Establishing baseline from FY2018 fleet. Applied for VW Mitigation grant for 4 heavy trucks	
2.2.2.2 Performance Measure: Change in number of County vehicles that are electric. Target: Increase by 2 vehicle per year	Sustainability Manager																			First electric vehicle being procured. Expect to meet target in FY2019	
2.2.2.3 Performance Measure: Number of electric vehicle charging stations at County buildings. Target: 5 or more	Sustainability Manager																			VW Mitigation grant not approved. Will seek capital funding in FY20	

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023	Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4		
2.2.2.4 Performance Measure: Number of County buildings or facilities solarized per year. Target: 2 buildings or facilities per year	Sustainability Manager	1	in progress																11 are solar as of 12/31/2018. Expect 2 in FY2019	

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		Responsible Parties	FY18 Q4	FY2019 Q1	FY2019 Q2	FY2020 Q3	FY2020 Q4	FY2021 Q1	FY2021 Q2	FY2021 Q3	FY2021 Q4	FY2022 Q1	FY2022 Q2	FY2022 Q3	FY2022 Q4	FY2023 Q1	FY2023 Q2	FY2023 Q3	FY2023 Q4	Notes
Objective 2.3: Ensure County's Long-Term Financial Stability																				
Strategy 2.3.1: Amend Sustainable Land Development Code/lodger's tax ordinance to regulate short-term rentals																				
Action: Consider commercial valuation of short-term rental properties to increase revenue collections and flexibility of funds	County Assessor																			
Action: Form working Group of Lodger's Tax Advisory Board, Fire, Legal, Sustainability, Finance and Assessor	County Manager																			
Action: Collect rules from other jurisdictions	Growth Management Director																			
Action: Develop SLDC regulations for short-term rentals for public review and adoption	Growth Management Director/County Attorney																			
Action: Outreach and inform public of importance	Growth Management Director/County Manager																			
Action: Identify location and number of short-term rentals in unincorporated area	Growth Management Director																			
Action: Create and adopt appropriately-targeted changes for lodger's tax	County Manager																			
See also Strategy 2.1.4: Maintain and enhance existing affordable housing stock																				
Strategy 2.3.2: Consider changes to solid waste fee structure																				
Action: Hold workshops with partners to review 2014 Solid Waste Assessment and Management Study (SWMMA, City, County)	Public Works Director																			Received direction from BCC on 8/14/18, brought ordinance amendment to BCC on 10/30/18
Action: Consider fee structure options	Public Works Director																			
Action: Cost-benefit analysis of options	Public Works Director																			
Action: Propose revised fee structure and/or franchise fee	Public Works Director																			Ordinance amended by BCC on 10/30/18 to revise fee structure

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	
Action: Adopt any necessary ordinances	Public Works Director		X	X															Ordinance amended by BCC on 10/30/18. About \$200,000 annual reduction in solid waste fees

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 2.3.3: Consider additional gross receipts tax increments																							
Action: Analyze increments available, revenue generation, allowable uses, boundaries, approval process	Finance Director																				Monitoring statewide tax reform efforts. BCC may take position on legislation		
Action: Compare County rate to statewide rates	Finance Director																						
Action: Obtain feedback from the public on any proposed increments/uses as necessary	County Manager/ Finance Director					NA																	
Action: Adopt necessary resolutions	County Manager/ Finance Director					NA																	
Strategy 2.3.4: Implement County's reserve policy																							
Action: Monitor reserve levels on a quarterly basis against reserve policy requirements	Budget Administrator																						
2.3.4.1 Performance Measure: General Fund Contingency Reserve as a percentage of General Fund operating budget, including transfers. Target: 10% or more	Budget Administrator																				In addition to State reserve requirements		
2.3.4.2 Performance Measure: General Fund Disaster, Uninsured Loss, and Major Infrastructure Repair reserves as a percentage of General Fund unrestricted fund balance. Target: 25% or more	Budget Administrator																				In addition to State reserve requirements		
Strategy 2.3.5: Revise water and sewer rate structure																							
Action: Seek approval of updated water and sewer rate ordinances	Utilities Director																				Approved at 6/12/18 BCC meeting		
2.3.5.1 Performance Measure: Percentage of recurring utility operating expenses covered by recurring utility revenues. Target: 100% or more	Utilities Director																				Recurring revenues of \$4.9mm versus recurring expenses of \$4.0mm		

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Strategy 2.3.6: Collect receivables owed to the County	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes		
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4							
Action: Collect delinquent property taxes	County Treasurer	X	X	X																					County collection rate slightly above national average of 45-50%
Action: Analyze collection rate for ambulance compared to similar jurisdictions	Fire Chief/ Finance Director	X	X																						Merchant services RFP nearing finalization. Final award expected during January 2019
Action: Based on analysis of collection rate for ambulance, develop action plan to improve collections	Fire Chief/ Finance Director			X	X	X																			95.9% collected in July-Nov 2018. Requested collection rates from CJSF, Espanola, and EAWSD
Action: Analyze collection rate for utilities compared to similar jurisdictions	Utilities Director				X																				Merchant services RFP nearing finalization. Final award expected during January 2019
Action: Based on analysis of collection rate for utilities, develop action plan to improve collections	Utilities Director/ Finance Director	X	X	X																					
See also Strategy 4.2.2: Increase County Acceptance of Payment Cards																									
2.3.6.1 Performance Measure: Percent of billed property taxes collected as of each fiscal year end. Target: 95% or more	County Treasurer	96.7%			NA																				
2.3.6.2 Performance Measure: Percent of ambulance billings collected as of each fiscal year end. Target: 56% or more	Fire Chief	52%			NA																				
2.3.6.3 Performance Measure: Percent of utility fees billed collected as of each fiscal year end. Target: 95% or more	Utilities Director	99.7%			NA																				95.9% collected July - Nov 2018

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Responsible Parties	FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Strategy 2.3.7: Maintain County roads, facilities, vehicles and equipment to maximize service life																					
Action: Develop annually updated maintenance plan for all road districts	Road Maintenance Manager																		Updates occur in January - February annually. Expected on 2/26/19 BCC agenda, currently in legal for review		
Action: Develop weekly pre-trip vehicle inspection form	Fleet Manager		X																50% developed		
Action: Implement and train Public Works staff on the new work order system for road maintenance issues.	Road Maintenance Manager / Traffic Manager																				
Action: Update facility assessment every five years using contractor, including incorporation of ADA transition plan	Property and Facilities Manager	X	X																ADA deficiencies identified through Title VI plan. Would like to contract to reassess facilities every 5 years		
2.3.7.1 Performance Measure: Average Pavement Surface Evaluation Rating (PASER) for all paved County road facilities. Target: 6 or higher	Road Maintenance Manager	NA	NA	NA															Roughly half are currently measured. Will report rating when complete. Rating scale is 1-10		
2.3.7.2 Performance Measure: Countywide pavement miles repaired, resurfaced, chip sealed, and fog sealed. Target: 24 or more miles per year	Road Maintenance Manager	NA	FYTD 8.64 miles																33.2 miles of pavement preservation treatments planned May - September 2019		
Strategy 2.3.8: Maintain or improve County bond rating to ensure affordable access to credit markets																					
Action: Communicate with rating agencies and ensure adequate disclosure	Finance Director																		Disclosure requirements met for 12/31/18		
Action: Draft debt management policy for BCC consideration	Finance Director																		Approved by BCC on 1/9/19		
See also Strategy 2.3.4: Implement County's reserve policy																					
2.3.8.1 Performance Measure: Rating on County general obligation bonds. Target: AA+ or higher rating	Finance Director																		GOB rating upgraded by S&P to AAA in October 2018		
2.3.8.2 Performance Measure: Rating on County gross receipts tax bonds. Target: AA or higher rating	Finance Director																		Next rating expected February 2019		
Strategy 2.3.9: Improve County risk management efforts																					
Action: Train employees on slips, trips, falls and other workplace hazards	Risk Management Director																		Training schedules on sharepoint for department employees		
Action: Create process to ensure timely follow up on workers' compensation claims	Risk Management Director/ HR Director			X															Light duty and other processes under review by new Director. Estimate completion FY19Q3		
Action: Review claim data quarterly with County Manager and County Attorney	Risk Management Director																		RMIS software not yet set up, expected in January 2019		
Action: Appoint staff safety monitors in each County building	Risk Management Director																		Safety committee liaisons in place		
Action: Conduct bi-annual safety inspections through safety monitors in each County building	Risk Management Director																				

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Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
2.3.9.1 Performance Measure: Average workers' compensation costs per employee per fiscal year. Target: \$1,200 or less	Risk Management Director	\$1,200 or less	NA																			

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes				
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4									
Objective 2.4: Incentivize Sustainable Economic Development																											
Strategy 2.4.1: Utilize special districts when appropriate																											
Action: Create checklist and implementation workflow materials for public improvement districts, tax increment development districts, local economic development act projects, and county improvement districts	Economic Development Manager																										
Action: Create developer toolkit to guide through approvals and buildout	Economic Development Manager/ Planning Manager																										
Strategy 2.4.2: Improve county-targeted economic development clusters																											
Action: Update economic development plan to prioritize economic development strategies	Economic Development Manager																										
Action: Create joint affordable housing and economic development constructs to leverage LEIDA for live/work projects	Economic Development Manager/ Housing Director/ Planning Manager																										
Action: Leverage existing county economic development projects including broadband, ecotourism, film, recreation, agriculture, open space and trails by combining with other projects	Economic Development Manager/ Film Director																										Working on broadband expansion through REDI Net, concept plan for agricultural uses at La Bajada Ranch
Action: Review funding availability to support appropriate public/private partnerships through county policies and regulations	Economic Development Manager																										Will begin after updating Economic Development Plan
2.4.2.1 Performance Measure: Dollars expended by film industry in the County. Target: \$25 million per quarter	Film Office Director	\$27.5 million	\$24.4 million	\$21.0 million																							
Strategy 2.4.3: Maintain or expand nonresidential, mixed use and institutional zones																											
Action: Facilitate implementation of community plans through SLDC and zoning map and identify nonresidential areas through community, area, and district planning	Growth Management Director																										Two community plans underway, review of uses allowed in zoning districts
Action: Facilitate commercial development in appropriate areas	Growth Management Director																										Review of non-residential permits ongoing
Action: Identify other potential locations for nonresidential development as community plans are completed	Growth Management Director																										

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	Responsible Parties	FY2018				FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Action: Revise SLDC Use Matrixes for appropriate scale nonresidential uses in all zoning districts	Growth Management Director																									
2.4.3.1 Performance Measure: Change in acreage within County nonresidential, mixed use and institutional areas. Target: 0 or less reduction	Growth Management Director																									

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	Responsible Parties	FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Strategy 2.4.4: Implement AgriGate web-based tool highlighting food producers, buyers, resources																						
Action: Launch AgriGate tool	Planning Manager	X	X	X	X															Launched in October 2018		
Action: Increase user participation of AgriGate through outreach to local food producers, buyers, and agricultural resource providers	Planning Manager	X	X	X	X															Ongoing outreach		
Strategy 2.4.5: Improve workforce training and education programs																						
Action: Identify needs of local employers through survey	Economic Development Manager	X	X																	125 responses received to survey of local businesses on their needs		
Action: Encourage internship programs that bridge local certificate and associate programs to local small business needs	Economic Development Manager																			Looking into future SFCC agricultural partnership at La Bajada Ranch		
Action: Continue to fund Protec job preparatory program at Santa Fe Community College	Economic Development Manager	X			X															Four years completed, fifth year designing program around local business needs. \$50,000 for Protec Program included in FY2019 budget		
2.4.5.1 Performance Measure: Percentage of individuals trained through Protec program that retain jobs. Target: 80% or more	Economic Development Manager	NA	NA																			
Strategy 2.4.6: Meet adequate public facilities requirements of SLDC																						
Action: Complete 20-year Capital Improvement Plan (CIP)	Planning Manager		X	X	X															20-year CIP plan in final draft stage		
Action: Identify capital improvements and associated costs needed for new development	Planning Manager			X	X															20-year CIP plan in final draft stage		
Action: Develop phased schedule to complete CIP	Planning Manager			X	X																	
Action: Complete Impact Fee study	County Manager																					
Action: Consider County Impact Fees	County Manager																					
Action: Consider all funding sources	Growth Management Director																					
Action: Adopt necessary resolutions/ordinances																						

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Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	

POPULATION GOAL 3: SUPPORT A HEALTHY COMMUNITY

Objective 3.1: Connect Residents With Services Needed for Health and Well Being

Strategy 3.1.1: Implement Accountable Health Community

Action: Procure 3rd party IT system for Accountable Health Community	Health Services Director																				Entered contract with Unite Us. Beginning implementation
Action: Install and configure 3rd party IT system for Accountable Health Community	Health Services Director					X															Beginning implementation with Unite Us
Action: Contract with FQHC's for navigation services	Health Services Director	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Three under contract: La Familia, First Choice, and Pecos Valley
Action: Complete storyteller project	Health Services Director		X	X	X																Work underway
Action: Contract to develop evaluation plan for the Accountable Health Community	Health Services Director	X																			
Action: Implement evaluation plan	Health Services Director																				
Action: Implement six priorities identified in the County Health Action Plan	Health Services Director	X	X	X	X	X															
3.1.1.1 Performance Measure: Number of people navigated to resources needed for health and well-being. Target: 200 or more per quarter	Health Services Director	570	650	641																	

Strategy 3.1.2: Increase babies born healthy in the County

Action: Provide programs targeted to at-risk women including Medication Assisted Treatment	Health Services Director	X	X	X																	La Familia and Las Cumbres contracts
Action: Contract with clinics to provide pre-natal care for high risk women	Health Services Director	X	X	X																	La Familia and Las Cumbres contracts

See also Strategy 3.1.1: Implement Accountable Health Community

See also Objective 3.2: Reduce Drug and Alcohol Abuse

See also Objective 3.5: Increase Consumption of Healthy Food

3.1.2.1 Performance Measure: Percentage of babies born in Santa Fe County weighing less than 2,500 grams (~5.5 pounds). Target: 8.7% or less	Health Services Director	10.8%	NA																		Most recent data is from 2016
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Responsible Parties		FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes			
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4							
Objective 3.2: Reduce Drug and Alcohol Abuse																									
Strategy 3.2.1: Train Public Safety Department staff on crisis intervention techniques and mental health related issues																									
Action: Procure contracts for training services		Health Services Director/ Public Safety Director																							
Action: Consider increased funding for drug and alcohol abuse treatment services, including detoxification, residential, outpatient, and Medication Assisted Treatment		Health Services Director																							Proposals evaluated for residential and out patient treatment. PPR submitted for \$150,000 enhanced social detox with SF Recovery Center
3.2.1.1 Performance Measure: Percent of adults who engaged in binge drinking during the last 30 days. Target: 14.2% or less		Health Services Director		14.7%						NA															Most recent data is from 2017. Consider supplementing with additional current performance measure
3.2.1.2 Performance Measure: Rate of overdose deaths per 100,000 population. Target: 35 or less per year		Health Services Director								NA															Most recent data is from 2017. Consider supplementing with additional current performance measure
Strategy 3.2.2: Combat DWI through public awareness and enforcement																									
Action: Issue RFP for public awareness activities		Community Safety Program Manager																							RFP underway. Awaiting proposals
Action: Provide quarterly DWI arrest heat maps from CAD		GIS Manager																							
See also Strategy 1.2.4: Conduct regular DWI saturation patrols																									
3.2.2.1 Performance Measure: Number of DWI checkpoints conducted. Target: 5 or more per quarter		County Sheriff		1		2		0																	
3.2.2.2 Performance Measure: Number of DWI saturation patrols conducted. Target: 10 or more per quarter		County Sheriff			5	6																			
Strategy 3.2.3: Participate in drug take back events with Drug Enforcement Agency																									One held in October 2018, another scheduled in April 2019
See also Strategy 1.4.1: Create a Youth Services Division within Community Services Division																									
See also Strategy 1.2.4: Conduct regular DWI saturation patrols																									
3.2.3.1 Performance Measure: Alcohol-related death rate per 100,000 population. Target: 52.9 or less per year		County Sheriff		NA		NA																			There were 55.9 deaths per 100,000 from 2012 through 2016

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Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Objective 3.3: Provide Services for Aging Population																						
Strategy 3.3.1: Identify geographical areas with service need gaps and current facility utilization																						
Action: Provide mapping and demographic analysis	GIS Manager			X																GIS provided population analyses (over 50 years of age) for communities throughout County		
Action: Implement mechanism to track senior services provided by location	Senior Services Program Manager	X	X	X																Ongoing through SAMIS database. Navigator tracking individuals served by zip code		
Action: Train County staff on full array of senior services available to make effective referrals to partners and non-profit providers	Senior Services Program Manager	X		X																Navigator attending Health Tracks Navigator meetings to gain information. Met with hospital navigators, working with NMAL.TSD on program		
Action: Collaborate with partners and nonprofits to provide services identified in gap analysis	Senior Services Program Manager																					
3.3.1.1 Performance Measure: Number of individuals receiving congregate meal, home delivered meals, or transportation services. Target: 750 or more per quarter	Senior Services Program Manager	797	633	1715																		
Strategy 3.3.2: Construct and operate Cerrillos Senior Center																						
Action: Issue RFP for construction services	Public Works Director/ Senior Service Manager																			First solicitation cancelled due to bids exceeding budget. Working with Purchasing on alternate solicitation		
Action: Construct Cerrillos Senior Center	Public Works Director/ Senior Service Manager																					
Action: Secure FY2020 operational funding	Senior Services Manager/ Budget Administrator																					
Open Cerrillos Senior Center	Public Works Director/ Senior Service Manager																			Opening is behind schedule, estimated to open FY2020Q3		

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes			
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4								
Strategy 3.3.3: Serve healthy delivered and congregate meals through senior centers																										
Action: Procure and enter contracts with local produce for senior services	Senior Services Program Manager		X	X																					Used school district contract to obtain fresh produce, starting in July 2018. Depleted \$5,000 encumbrance	
	3.3.3.1 Performance Measure: Percent of senior satisfied with delivered and congregate meals pursuant to annual survey. Target: 80% or more	85%																							85% "very satisfied" in Feb. 2018 survey. Next survey will be Spring 2019	
	3.3.3.2 Performance Measure: Number of congregate meals provided. Target: 10,000 or more per quarter	9,300	9,644	9,330																						
	3.3.3.3 Performance Measure: Number of home delivered meals provided. Target: 16,800 or more per quarter	16,182	16,944	16,300																						
Strategy 3.3.4: Analyze costs and benefits of new senior center in Santa Cruz																										
Action: Establish work group to identify any unmet service needs and priorities	Senior Services Program Manager																								Surveys provided to participants ahead of forming work group. A group of seniors was identified to discuss unmet needs. No feedback was received. Recommendation will be provided during FY2019Q2	
	Senior Services Manager/ Budget Administrator																									
	Senior Services Manager/ Budget Administrator																									
	Action: Request and obtain FY2020 funding if appropriate	Public Works Director																								
See also Strategy 4.3.1: Create staff steering committee to monitor and prioritize staff work																										
Strategy 3.3.5: Develop standard staffing level for senior centers																										
Action: Review existing staff levels at senior centers and propose revisions if appropriate	Senior Services Manager/ HR Director																								Restructure of Community Services Department approved by HR in November 2018	
	Senior Services Manager																									
	Action: Request an obtain additional FY2021 funding if appropriate																									

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Objective 3.4: Provide Behavioral Health Services																							
Strategy 3.4.1: Complete Behavioral Health Crisis Center																							
Action: Form Design-Build workgroup to define building parameters and establish bridging documents	Community Services Director		X																	NMDOH regulations were released, workgroup will reconvene FY19Q4. Preliminary floor plans drafted with modifications being added.			
Action: Issue Design-Build RFP to Remodel 2052 Galisteo	Community Services Director																			RFP to be delayed until CSD moves into County Administrative Complex (August 2019). RFP tentatively to be released June 2019			
Action: Remodel 2052 Galisteo	Public Works Director																			Delayed waiting for NMDOH regulations			
Action: Negotiate contract for Crisis Center operations	Community Services Director																						
Action: Open Crisis Center	Community Services Director																						
Action: Operate mobile crisis response team	Community Services Director																			Contract in place with Presbyterian Medical Services. CSD has requested healthcare exemption to contract for more than one year with PMS to operate mobile crisis response team. Pending procurement approval			

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Strategy 3.4.2: Reduce suicides in County	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Action: Enhance partnerships with schools, state, and other programs	Behavioral Health Program Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Contracts with Santa Fe Prevention Alliance and SOS. Proposed partnership with NMDOH for youth and opiate use/suicide. Will recommend agencies to NMHSD specific to youth opiate services.				
	Behavioral Health Program Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X					
	Action: Participate in prevention alliance activities																						
	Action: Coordinate youth program funds with Santa Fe Public Schools and other stakeholders	Teen Court Manager																					
Action: Contract for mobile crisis services	Community Services Director	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Contract in place with Presbyterian Medical Services through FY2019Q3				
Action: Obtain funding for Zero Suicide program	Behavioral Health Program Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Funding approved for FY2019.				
Action: Provide annual suicide heat maps from CAD	GIS Manager																						
See also Strategy 1.4.1, Create a Youth Services Division within Community Services Division																							
3.4.2.1 Performance Measure: Suicide rate per 100,000 population. Target: 19.2 or less	Behavioral Health Program Manager		NA																Most recent data is from 2016				

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Objective 3.5: Increase Consumption of Healthy Food	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
See Also Strategy 3.3.3: Serve healthy delivered and congregate meals through senior centers																							
Strategy 3.5.1: Coordinate County food and agricultural priorities with City/County Food Policy Council																							
Action: Serve on Food Policy Council	Health Services Director/ Community Planner																						
Action: Contract for coordination of Food Policy Council	Health Services Director	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Contractor selected, in negotiations			
Action: Implement goals identified in Food Policy Council Food Plan	Health Services Director/ Planning Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X				
3.5.1.1 Performance Measure: Percent of adolescents consuming 5 or more servings of fruit and vegetables per day. Target: 27% or more	Health Services Director																			Most recent data is from 2017. Consider supplementing with current performance measure			
3.5.1.2 Performance Measure: Percent of adults consuming 5 or more servings of fruit and vegetables per day. Target: 20% or more	Health Services Director	18.8%					NA													Most recent data is from 2017. Consider supplementing with current performance measure			
Strategy 3.5.2: Provide community nutrition education																							
Action: Provide education at senior centers	Senior Services Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Working with NMSU ICAN program for monthly training at each center			
Action: Coordinate with NMSU to provide quarterly training at County meal sites	Senior Services Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Working with NMSU ICAN program for monthly training at each center			
Strategy 3.5.3: Collaborate with local farmers to provide fresh, locally-grown produce			X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	First order of fruit received July 2018. \$5,000 encumbrance depleted			
See also Strategy 2.4.4: Implement AgriGate web-based tool																							
Strategy 3.5.4: Promote healthy food for youth, including Lunch Box Express, Farmers Market, and Cooking With Kids programs																							
Action: Prioritize youth funding to meet Health Action Plan goals, including healthy food	Teen Court Manager Senior Services Manager/ Planning Manager	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Youth program grant has been allocated for FY19. FY20 NOFA released 1/15/19			
Action: Implement Edgewood Senior Center demonstration garden	Senior Services Manager/ Planning Manager		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Fall planting completed FY19Q2			
See also Strategy 1.4.1: Create a Youth Services Division within Community Services Division																							
3.5.4.1 Performance Measure: Number of individuals receiving nutritional education from County. Target: 250 or more per quarter	Senior Services Director	477	648	604																			

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Responsible Parties	FY18		FY2019		FY2020				FY2021		FY2022		FY2023			Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	

Objective 3.6: Provide Recreational Amenities																		
Strategy 3.6.1: Maintain existing open space trails and parks	Planning Manager/ Public Works Director/ Community Services Director																	
Action: Adopt Open Space Trails and Parks (OSTP) strategic plan	Planning Manager																	OSTP strategic plan adopted by BCC 1-8-19
Action: Implement OSTP strategic plan	Planning Manager/ Public Works Director/ Community Services Director																	
Action: Develop and implement OSTP management plans	Planning Manager/ Public Works Director/ Community Services Director																	Implementation in progress
3.6.1.1 Performance Measure: Percent of OSTP strategic plan task list items completed per year. Target: 30%																		
Strategy 3.6.2: Maintain and operate parks and recreational facilities																		
Action: Coordinate rentals of community centers, Stanley Cyclone center, and Pojoaque ball fields	Community Operations Program Manager																	Numerous events occurred at Stanley Center in FY19Q2 including roping, jack pots, riding, harvest festival. Leagues using Pojoaque fields.
Action: Maintain level of service for approximately 6,600 acres of OSTP	Public Works Director																	
3.6.2.1 Performance Measure: Percent year-over-year change in miles of trails maintained by County. Target: 0% or greater	Public Works Director																	Increased from 46.5 to 60.25 miles during FY2018: El Camino Real Trail Head and I-25/NM14 interchange
3.6.2.2 Performance Measure: Percent year-over-year change in acres open space maintained by County. Target: 0% or greater	Public Works Director																	

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Responsible Parties	FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes
	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Strategy 3.6.3: Improve opportunities for recreation with social opportunities																					
Action: Develop and coordinate social opportunities at Stanley Cyclone Center and Pojoaque ball fields	X																		Numerous events occurred at Stanley Center in FY19Q2 including roping, jack pots, riding, harvest festival. Leagues using Pojoaque fields.		
Action: Provide social, educational and recreational activities for seniors	X	X	X																		
See also Strategy 1.4.1, Create a Youth Services Division within Community Services Department																					
Objective 3.7: Provide a Comprehensive Wellness Program Benefiting County Employees and Their Families																					
Strategy 3.7.1: Provide education and training for healthy lifestyles																					
Action: Support Bike-To-Work week via annual Commission resolution	X																				
Action: Offer gym membership in employee health plan	X	X	X																		
Action: Continue annual step tracking activities	X	X																			
Action: Offer financial wellness training and activities	X	X	X																Working with IEAP and local providers to add to 2019 training schedule		
Action: Offer mental health resources to County Employees	X	X	X																EAP now offers video visits		
See also Objective 4.1, Recruit and Retain Highly Qualified Employees																					
3.7.1.1 Performance Measure: Number of County employee gym membership visits through health plan. Target: 5,000 or more	5,106	5,010	4,357																		
3.7.1.2 Performance Measure: Percent of County employees participating in County wellness activities. Target: 10% or more	127%	147%	NA																No challenges in FY19Q2. Sustainability challenge to launch in January 2019		

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Responsible Parties	POPULATION GOAL 4: BE A PROFICIENT, TRANSPARENT, AND ACCESSIBLE GOVERNMENT																		
	FY18	FY2019	FY2020	FY2021	FY2022	FY2023	Notes												
	Q1	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4		

Objective 4.1: Recruit and Retain Highly Qualified Employees																			
Strategy 4.1.1: Provide well-rounded, consistent, market-relevant employee compensation																			
Action: Consider annual COLA, merit pool, benefit changes, and collective bargaining agreement changes	HR Director/ Finance Director																		COLA, insurance tier changes, and earmark for collective bargaining included in FY2019 budget
Action: Obtain employee feedback on insurance benefits	HR Director																		Gathering data from open enrollment in Fall 2018
Action: Analyze positions that are difficult to fill, have high vacancy rates, or high turnover rates	HR Director																		Evaluated and recommended appropriate salary changes
Action: Conduct compensation classification studies	HR Director																		Recently studied classifications at Fire Department and RECC
4.1.1.1 Performance Measure: Percent change in medical insurance premium. Target: 2% or less increase	HR Director																		1% increases effective January of 2018 and 2019
4.1.1.2 Performance Measure: Countywide turnover rate in first year of employment. Target: 10% or less	HR Director																		
4.1.1.3 Performance Measure: Countywide turnover rate. Target: 10% or less	HR Director																		
4.1.1.4 Performance Measure: Countywide vacancy rate. Target: 20% or less	HR Director																		
Strategy 4.1.2: Enhance employee evaluation and performance management process																			
Action: Evaluate employee review process (electronic processing, more frequent feedback, etc.)	HR Director																		Evaluation ongoing. Target completion date of 6/30/19
Action: Implement process improvements	HR Director																		
Strategy 4.1.3: Document and review business processes and procedures																			
Action: Emphasize importance of employee desk manuals to all staff	County Manager																		Discussed in director's meetings. Hired Compliance Coordinator to assist in documenting policies and procedures
Action: Create system to receive and compile documented business processes and procedures	Compliance Coordinator																		Business process template created
Action: Create schedule for employees to document business processes and procedures	Compliance Coordinator																		Leading quarter schedule developed (currently Growth Management, AP, Vendor Registration / ACH, Payroll / Benefits, Fire PPE inventory)
Action: Populate list of business processes and procedures to be documented	Compliance Coordinator																		

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Action: Compile set of business processes and procedures for employee reference	Compliance Coordinator																				Reference library started at SharePoint/Sites/SOP		
Action: Update Accounting Manual	Accounting & Finance Reporting Manager																						

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 4.1.4: Enhance employee morale to increase retention																							
Action: Develop career ladders within compensation classes	HR Director		X				X		X												Working through salary analysis with Payroll, IT and Corrections		
Action: Educate employees on value of retirement benefits	HR Director		X				X		X												PERA classes ongoing		
Action: Conduct regular recruitment initiatives for key positions with high vacancies	HR Director						X		X												Working through salary analysis with Corrections		
See also Objective 3.7, Provide a Comprehensive Employee Wellness Program Benefitting County Employees and their Families																							
4.1.4.1 Performance Measure: Percent of County employees satisfied with County internal services as measured through annual survey. Target: 80% or more	HR Director/ Finance Director	NA	NA	NA																	Survey awaiting input from Finance and IT, will be sent in FY2019Q3		

Objective 4.2: Use Technology and Business Processes Wisely																							
Strategy 4.2.1: Improve internal purchasing processes																							
Action: Schedule monthly procurement meetings with senior management of each department	Procurement Manager								X														
Action: Schedule and complete quarterly trainings of procurement user group	Procurement Manager						X		X														Purchasing trained department administrators, liaisons, etc. in Fall 2018
Action: Initiate implementation of eProcurement after studying costs, security issues, and confidentiality requirements	Procurement Manager/ IT Director								X														Obtained quote for procurement optimization training from Supertion
Action: Research unused capabilities of Supertion procurement module	Procurement Manager/ IT Director								X														Obtained quote for procurement optimization training from Supertion
4.2.1.1 Performance Measure: Number of Countywide emergency procurements. Target: 3 or less	Procurement Manager						X		0														
4.2.1.2 Performance Measure: Average number of business days to create a small purchase Purchase Order from receipt of complete packet. Target 2 business days or less	Procurement Manager	NA																					First quarter of every fiscal year will be highest
4.2.1.3 Performance Measure: Average number of business days from advertisement to contract award using RFP process. Target: 72 business days or less	Procurement Manager	78																					
4.2.1.4 Performance Measure: Average number of business days from advertisement to contract award using IFB process. Target: 43 business days or less	Procurement Manager						47		49														

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Strategy 4.2.2: Modernize County banking processes	Responsible Parties	FY18	FY2019			FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4				
Action: Issue RFP for countywide payment card acceptance services	Treasurer/ IT Director		X	X	X															RFP was evaluated and County is negotiating with most advantageous offeror		
Action: Review County IT infrastructure compliance with Payment Card Industry-Data Security Standards	IT Director		X	X	X															Credit card processing will be handled by third party vendor, so no IT compliance requirement on County		
Action: Develop payment card acceptance policy	Finance Director					X														Merchant Services RFP nearing finalization, policies will be in line with contract terms and conditions		
Action: Begin widespread acceptance of payment cards at County offices	Finance Director						X													Merchant Services RFP nearing finalization		
Action: Conduct vendor ACH pilot project	Finance Director			X																Accounts Payable researching system requirements, planning necessary revisions to vendor registration form		
4.2.2.1 Performance Measure: Percentage of Countywide accounts receivable payments received by payment card. Target: 5% or more	Finance Director	3.2%	3.8%	3.9%																Q2: 2,937 card payments out of 76,284 total payments		
4.2.2.2 Performance Measure: Percentage of County permanent and term employee payroll distributions paid by direct deposit. Target: 90% or more	Finance Director	91.5%	91.7%	92.8%																Excludes volunteer firefighters and temporary employees		
4.2.2.3 Performance Measure: Percentage of County vendor payments paid by ACH or debit card. Target: 5% or more	Finance Director	3.7%	5.4%	5.5%																		

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Strategy 4.2.3: Streamline land development review process for customers	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	
Action: Review business process and customer experience	Growth Management Director		X	X																			Website updated to include new residential permit checklists. Continuous updating as needed
Action: Increase access to information for staff and public	Growth Management Director	X	X	X																			New checklists for residential applications completed. Working on non-residential checklists
Action: Identify permits that can be accepted through on-line applications	Building & Development Services Manager		X	X	X																		Online film permit application pilot launched in August 2018. 100% of applications are coming online.
Action: Analyze success of on-line film permit applications	Building & Development Services Manager			X																			Working on some issues with on-line film permit applications
Action: Develop online application process	Growth Management Director																						
Action: Implement IT/GIS architecture	Growth Management Director/ IT Director		X	X																			Software acquisition in progress. Servers installed and IT configuring them
See also Strategy 4.2.2: Increase County Acceptance of Payment Cards																							
4.2.3.1 Performance Measure: Percent of permits issued within timeframe allowed by SLDC. Target: 90% or more	Growth Management Director																						
4.2.3.2 Performance Measure: Percentage of film permit applications processed online. Target: 100%	Growth Management Director	NA	77%	100%																			

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	Responsible Parties	FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Strategy 4.2.4: Aid constituents in accessing public information																							
Action: Maintain a user-friendly and updated County website	Communications Coordinator	X	X	X																			
Action: Provide interactive mapping tools for ease in identifying zoning, floodplains, terrain, and permit tracking	GIS Manager	X																		County staff map tool developed			
Strategy 4.2.5: Maintain current and correct property values																							
Action: Train employees on best practices and supervisors on leadership development	County Assessor	X																					
Action: Review deeds, affidavits, building permits, and mobile homes	County Assessor	X																					
4.2.5.1 Performance Measure: Number of real property parcels reassessed quarterly. Target: 3,700 or more	County Assessor	3,759																		Reassessments vary greatly by quarter. Expect to reassess 8,500 parcels in FY2019Q1-Q2			
4.2.5.2 Performance Measure: Number of constituent walk-ins to Assessor's Office. Target: ? Or less	County Assessor	NA																					
4.2.5.3 Performance Measure: Percent of constituents satisfied with Assessor's Office customer service measured through annual survey. Target: 100%	County Assessor	94%																		76 out of 81 reviews during FY2018 rated CAO 4 or 5 star.			
Strategy 4.2.6: Maintain public records in a secure and accessible manner																							
Action: Train employees on public records retention and destruction process	County Attorney		X																	Established records retention website October 2018. Antiquated litigation holds released November 2018. Corrections trained November 2018.			
Action: Revise County records retention schedule	County Attorney																						
Action: Seek BCC approval of revised records retention schedule	County Attorney																						
Action: Remind employees to review documents eligible for destruction	County Attorney		X	X																			
4.2.6.1 Performance Measure: Number of records boxes properly destroyed. Target: 15 boxes or more	County Attorney	5	14																	66 boxes destroyed during FY2018. 10 approved for destruction in FY19Q2 but State did not approve during quarter			

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	Responsible Parties	FY18	FY2019		FY2020				FY2021		FY2022		FY2023		Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	
Strategy 4.2.7: Ensure County cash balances and investments are safe, liquid, and generating return															
Action: Procure new Custody Banking Services contract	County Treasurer														Negotiated contract awaiting Treasurer's signature since early December 2018
Action: Implement Investment Policy	County Treasurer														
Action: Enhance reporting to Investment Committee	County Treasurer														
Action: Analyze liquidity needs to increase County core portfolio if appropriate	County Treasurer														
Performance Measure: Portfolio yield exceeding federal fund rates in basis points. Target: 20 bps	County Treasurer	-32 bps	NA	NA											FY2018 average fed funds rate 1.39%, County portfolio yield of 1.07%.
Strategy 4.2.8: Enhance performance-based budgeting															
Action: Develop template for performance measure reporting	Finance Director														
Action: Determine performance measures for programs, divisions, and departments	Finance Director														Strategic plan adopted by BCC 6/26/18
Action: Implement departmental quarterly performance-based budgeting reporting	Finance Director														
Strategy 4.2.9: Provide exceptional Human Resource services															
Action: Streamline Human Resource processes by increasing use of electronic processes	HR Director														Currently working to automate benefits administration by 2/1/19
4.2.9.1 Performance Measure: Average number of business days to fill position from date advertised. Target: 30 business days or less	HR Director														
Strategy 4.2.10: Transition to Electronic Board Meeting Materials															
Action: Procure software and hardware	IT Director														Software vendor selected and PO submitted to BoardDocs. Kickoff meeting 1/17/19. Identifying best tablet solution
Action: Receive demo, receive requirements from County Manager's Office, purchase software and hardware and train users on use of software	IT Director														Delayed one quarter due to need to issue letter of interest procurement. Identifying best tablet solution

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Responsible Parties		FY18	FY2019				FY2020				FY2021				FY2022				FY2023				Notes
		Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4					
Objective 4.3: Prioritize Work to Focus on Essential Functions																							
Strategy 4.3.1: Prioritize staff work and communication related to projects, procurement, and planning																							
Action: Establish project teams for high-level projects		Deputy County Manager	X	X	X															Expanded attendance at project regular staff meetings			
Action: Train project managers on project management skills		Deputy County Manager		X																Training curriculum being developed			
Strategy 4.3.2: Complete capital projects on time and on budget																							
Action: Prioritize capital requests to target health and safety		County Manager	X	X	X															FY2019 capital package prioritized			
Action: Tailor capital planning to meet long-term infrastructure needs in accordance with SLDC, Sustainable Development Areas, and Adequate Public Facilities Assessments		Growth Management Director	X	X	X																		
Action: Consider funding for grant services position in FY2020 budget		Budget Administrator																					
Action: Evaluate utilization of existing facilities for relocation or closure based on geographic, demographic, and other data		Public Works Director	X	X	X															Property control building relocation in progress			
Action: Address accessibility and code compliance issues throughout County facilities		Public Works Director	X	X	X															Projects identified in Title VI plan. Developing schedule and funding			
Action: Procure design-build team for County Administrative Office construction and remodel		Deputy County Manager	X	X																			
Action: Empty Catron Street Courthouse of all stored materials		Deputy County Manager	X	X																			
Action: Demolish Catron Street Courthouse		Deputy County Manager																					
Action: Construct County Administrative Office		Deputy County Manager				X																	
Action: Remodel Grant Street Complex		Deputy County Manager																					
See also Strategy 4.3.1: Create staff steering committee																							
4.3.2.1 Performance Measure: Percent of capital projects on schedule. Target: 80% or more		Public Works Director	NA	NA	NA															Coordinating to develop project tracking database.			
4.3.2.2 Performance Measure: Percent of capital projects on budget. Target: 80% or more		Public Works Director	NA	NA	NA															Coordinating to develop project tracking database.			
4.3.2.3 Performance Measure: Square footage leased office space for County operations. Target: 20,000 square feet or less		Public Works Director	FY2016	FY2016	FY2016																		

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2. PROMOTE A SUSTAINABLE COMMUNITY

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3. SUPPORT A HEALTHY COMMUNITY

- 3.1 Connect Residents with Services Needed for Health and Well Being – **page 25**
- 3.2 Reduce Drug and Alcohol Abuse – **page 26**
- 3.3 Provide Services for Aging Population – **pages 27-28**
- 3.4 Provide Behavioral Health Services – **pages 29-30**
- 3.5 Increase Consumption of Healthy Food – **page 31**
- 3.6 Provide Recreational Activities – **pages 32- 33**
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4. BE A PROFICIENT, TRANSPARENT,AND ACCESSIBLE GOVERNMENT

- 4.1 Recruit and Retain Highly Qualified Employees – **page 34-36**
- 4.2 Use Technology and Business Processes wisely- **pages 36-40**
- 4.3 Prioritize Work to Focus on Essential Functions – **page 41**

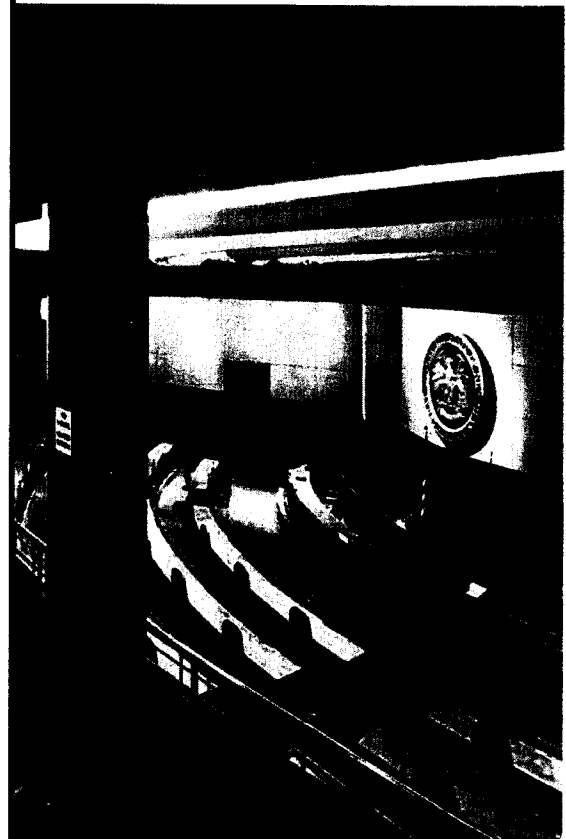
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2019

LEGISLATIVE SESSION REPORT

FEBRUARY 12, 2019

Santa Fe County
102 Grant Avenue, Santa Fe NM
www.santafecountynm.gov



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2019 REGULAR SESSION SCHEDULE (60-Day Session)

February 14

Deadline for introduction

March 16

Session ends (noon)

April 5

Legislation not acted upon by governor is pocket vetoed

June 14

effective date of legislation not a general appropriation bill or a bill carrying an emergency clause or other specified date

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Bill Statistics

Current Statistics for All Bills (2019 Reg)	Total	Ratio
Bills Introduced	1208	100.00%
Bills Passed in 1st House	120	9.93%
Bills Passed in 2nd House	44	3.64%
Bills Sent to Governor	43	3.56%
Bills Signed into Law	43	3.56%

Current Statistics for House Bills only (2019 Reg)	Total	Ratio
Bills Introduced	593	100.00%
Bills Passed in 1st House	54	9.11%
Bills Passed in 2nd House	19	3.20%
Bills Sent to Governor	18	3.04%
Bills Signed into Law	18	3.04%

Current Statistics for Senate Bills only (2019 Reg)	Total	Ratio
Bills Introduced	615	100.00%
Bills Passed in 1st House	66	10.73%
Bills Passed in 2nd House	25	4.07%
Bills Sent to Governor	25	4.07%
Bills Signed into Law	25	4.07%

SFC Legislative Related Resolutions

Resolution 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.

Resolution 2018-96

A Resolution Adopting Projects for Inclusion in Santa Fe County's 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.

Resolution 2018-110

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.

Resolution 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.

Resolution 2018-123

A Resolution in Support of Items on the New Mexico Mortgage Finance Authority's (MFA) Legislative Agenda for 2019 That May Directly Benefit Santa Fe County Residents.

Resolution 2018-124

A Resolution in Support of State of New Mexico Legislature Initiatives and Administrative Actions that Reduce Greenhouse Gas Emissions Through Energy Efficiency, Renewable Energy Production, Water Conservation and Watershed Management.

Resolution 2018-125

A Resolution Opposing any Legislation that Affects Santa Fe County Revenues, Programs or Services.

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Senate Bills Tracked

Bill: **SB2**
Sponsors: Rodriguez (D24)
Title: **FILM PRODUCTION TAX CREDIT: REMOVES CAP, SLIMS REQUIREMENTS**
Summary: (Related to SB451) Opens the film production tax credit in several ways. Eliminates the annual aggregate film production tax credit cap of \$50 million. Removes eligibility specifications, leaving it to the New Mexico Film Division, in consultation with TRD, to work out from the statute’s more general guidelines.
Subjects: Labor; Business, Manufacturing and Economic Development; Taxation, Fees and Audits
Related: 2019:SB451
Progress: Introduced
Status: 02/01/2019 – Senate Corporations and Transportation Committee
History: 02/01/2019 – S Introduced and referred to Senate Corporations & Transportation.
02/01/2019 – S Also referred to Senate Finance.

Bill: **SB6**
Sponsors: Wirth (D25)
Title: **CIT: APPORTIONMENT OF IN-STATE SALES OF INTANGIBLE PROPERTY AND SERVICES**
Summary: (2018 HB198, 2017 SB274, 2016 SB22, 2015 SB281) Amends the Uniform Division of Income for Tax Purposes Act to determine in-state sales of intangibles and services based on market sourcing rather than cost of performance. Applicable to 2019 and subsequent taxable years.
Subjects: Business, Manufacturing and Economic Development; State Affairs and State Agencies; Taxation, Fees and Audits
Related: 2018:HB198; 2017:SB274; 2016:SB22; 2015:SB281
Progress: Introduced
Status: 01/16/2019 – Senate Corporations and Transportation Committee
History: 01/16/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/16/2019 – S Also referred to Senate Finance.

Bill: **SB7**
Sponsors: Wirth (D25)
Title: **OCCUPANCY TAX REVENUES MAY BE USED FOR AFFORDABLE HOUSING**
Summary: Allows a municipality or county imposing an occupancy tax to use up to 50 percent of the tax revenues from short-term occupancy rentals to defray the costs of affordable housing.
Subjects: County Affairs; Municipalities/City Government; Land, Housing and Real Estate; Family and Juveniles; Taxation, Fees and Audits
Progress: 1st House: Reported from Committees
Status: 02/08/2019 – Senate Corporations and Transportation Committee
History: 02/08/2019 – S Reported Do Not Pass but Do Pass as substituted by Senate Public Affairs.

Bill: **SB11**
Sponsors: Cisneros (D6); Romero, A. (D46)

Title: **GROSS RECEIPTS TAX APPLICATION: LANL**
Summary: (Identical to 2018, SB 17 – vetoed by governor as tax increase, singling out of one nonprofit – LANL operator – and potential hardship to New Mexicans) Amends the Gross Receipts Tax Act to apply the tax to a prime contractor who operates a national laboratory in New Mexico, whether or not the prime contractor qualifies as a Section 501(c)(3) nonprofit organization. The bill does so by amending Sec. 7-9-29 relating to I.C. exemptions to specifically exclude a nonprofit prime contractor of a national lab from the exemption.
Subjects: Business, Manufacturing and Economic Development; Taxation, Fees and Audits; County Affairs; Municipalities/City Government
Related: 2018:SB17
Progress: 2nd House: Referred to Committee
Status: 02/06/2019 – House Taxation and Revenue Committee
History: 02/06/2019 – H Received in the House and referred to House Taxation & Revenue.

Bill: **SB12**
Sponsors: Cisneros (D6)
Title: **POST WATER RIGHTS NOTIFICATIONS ONLINE**
Summary: (For the Land Grant Committee) (Identical to 2017 SB86 as originally introduced; SJC substitute for SB86 passed both chambers unanimously but was vetoed by the Governor on the grounds the bill was unnecessary) Requires online posting by the State Engineer on the website of that office, concurrently with newspaper publication by an applicant, of notice of an application for a permit to appropriate water rights; for ground-water storage and recovery; to lease the use of water; to use underground water; or to withdraw water from any surface or underground source and transport it outside the state.
Subjects: Water; State Affairs and State Agencies
Related: 2017:SB86
Progress: Introduced
Status: 01/16/2019 – Senate Conservation Committee
History: 01/16/2019 – S Introduced and referred to Senate Conservation.
01/16/2019 – S Also referred to Senate Judiciary.
Scheduled: 02/12/2019 – Senate Conservation Committee, 9:00 a.m., Room 311

Bill: **SB19**
Sponsors: Griggs (R34)
Title: **RESTRICTION ON TRANSFER OF DISPENSER'S LICENSE**
Summary: Requires a licensee desiring to transfer a dispenser's license outside its local option district to choose, at the time of application for the transfer, whether the transferred license shall permit (1) the sale, serving or consumption of alcoholic beverages by the drink or (2) sale of alcoholic beverages in unbroken packages. Once made, the selection is permanent.
Subjects: Alcohol, Firearms and Tobacco Products; County Affairs; Municipalities/City Government; Business, Manufacturing and Economic Development
Progress: 1st House: Reported from Committees
Status: 02/07/2019 – Senate Judiciary Committee
History: 02/07/2019 – S Reported Do Pass by Senate Corporations & Transportation.

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Bill: **SB29**
Sponsors: Padilla (D14); Gallegos, Doreen (D52)
Title: **RESIDENT BUSINESS SET-ASIDE ACT**
Summary: Proposes the “Resident Business Set-aside Act”, which applies to contracts of the state government. Requires that 33 percent of the total number of an agency’s contracts be awarded to resident businesses. Effective July 1, 2019.
Subjects: Courts and Civil Matters; Business, Manufacturing and Economic Development; State Affairs and State Agencies; Indians; Legislature
Progress: 1st House: Reported from Committees
Status: 01/28/2019 – Senate Judiciary Committee
History: 01/28/2019 – S Reported Do Pass by Senate Corporations & Transportation.

Bill: **SB41**
Sponsors: Papen (D38)
Title: **MEDICAID PROVIDER AND MANAGED CARE ACT**
Summary: (Identical to final version of 2018 SB2, passed unanimously by both chambers but pocket vetoed by the Governor) (For the Legislative Health and Human Services Committee) Provides for maintenance of Medicaid services pending determination of disputes regarding overpayments and allegations of fraud. Establishes due process for providers and subcontractors in such disputes. Provides for audits and prohibition of extrapolation of audit findings. Establishes provider rights to request an informal conference and expedited adjudicatory proceedings from an administrative law judge in the Department of Finance and Administration, pursuant to the Administrative Procedures Act. Provides for release of suspended payment on posting of a surety bond; judicial review of final determinations; and award of costs.
Subjects: Insurance; Health and Medical Practice; Courts and Civil Matters; Criminal Code; State Affairs and State Agencies; Taxation, Fees and Audits
Related: 2018:SB2
Progress: 1st House: Reported from Committees
Status: 01/22/2019 – Senate Finance Committee
History: 01/22/2019 – S Reported Do Pass by Senate Judiciary.

Bill: **SB50**
Sponsors: Steinborn (D36)
Title: **AUTOMATIC VOTER REGISTRATION**
Summary: (Duplicate of 2019, HB84) (Related to 2017, HB28) Provides for the simultaneous automatic registration of qualified electors who have a driver’s license or identification card issued or renewed by the state. Designates TRD, HSD and the Secretary of State as voter registration agencies.
Subjects: Civil Rights; County Affairs; Elections; State Affairs and State Agencies
Related: 2019:HB84; 2017:HB28
Progress: Introduced
Status: 01/16/2019 – Senate Rules Committee
History: 01/16/2019 – S Introduced and referred to Senate Rules.
01/16/2019 – S Also referred to Senate Judiciary.

Bill: **SB52**
Sponsors: Steinborn (D36); Roybal Caballero (D13)
Title: **VOTER REGISTRATION AT EARLY VOTING SITES**
Summary: (Related to 2019, HB 86 and 2017, SB 224) Permits qualified electors to register to vote in primary or general elections up to three days before an election at early voting sites.
Subjects: Civil Rights; County Affairs; Elections; Municipalities/City Government; State Affairs and State Agencies
Related: 2019:HB86; 2017:SB224
Progress: Introduced
Status: 01/16/2019 – Senate Rules Committee
History: 01/16/2019 – S Introduced and referred to Senate Rules.
01/16/2019 – S Also referred to Senate Public Affairs.

Bill: **SB79**
Sponsors: Soules (D37)
Title: **MUNICIPAL DISPENSER'S LICENSE**
Summary: Permits the governing body of a municipality that is located in a local option district to request and the director, Alcohol and Gaming Division, to issue one municipal dispenser's license for each 20,000 residents of the municipality. The license may be used only to lease to a qualified lessee, may not be transferred and does not expire. Municipal dispenser licenses do not count for purposes of establishing the maximum number of licenses permitted in the municipality.
Subjects: Alcohol, Firearms and Tobacco Products; County Affairs
Progress: Introduced
Status: 01/16/2019 – Senate Corporations and Transportation Committee
History: 01/16/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/16/2019 – S Also referred to Senate Judiciary.

Bill: **SB83**
Sponsors: Stefanics (D39); Armstrong, G. (R49)
Title: **SENIOR CENTER MEALS**
Summary: (For the Economic and Rural Development Committee, the Legislative Health and Human Services Committee and the Water and Natural Resources Committee) Directs the Department of Health to establish the Fresh Fruits and Vegetables for Senior Center Meals Pilot Program. Appropriates \$500,000 (GF) to the DOH for use in FY 2020 to purchase fresh produce and provide financial assistance to qualified seniors.
Subjects: Aging; Agriculture and Ranching; Appropriations; Business, Manufacturing and Economic Development; Health and Medical Practice; Human Services; Interim Studies and Interim Committees; Water; Natural Resources (Parks and Wildlife)
Progress: 1st House: Reported from Committees
Status: 01/28/2019 – Senate Finance Committee
History: 01/28/2019 – S Reported Do Pass by Senate Public Affairs.

Bill: **SB84**
Sponsors: Stefanics (D39); Armstrong, G. (R49)
Title: **SENIOR CENTER FOOD GARDENS**

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Summary: (For the Legislative Health and Human Services Committee) Permits food gardens at senior centers and directs the Aging and Long-Term Services Department to adopt rules addressing food safety and good agricultural practices for the gardens.

Subjects: Aging; Agriculture and Ranching; Environment and Pollution; Health and Medical Practice; Human Services; Water

Progress: 2nd House: Referred to Committee

Status: 02/11/2019 – House Health and Human Services Committee

History: 02/11/2019 – H Received in the House and referred to House Health & Human Services.
02/11/2019 – H Also referred to House State Government, Elections & Indian Affairs.

Bill: **SB88**

Sponsors: Tallman (D18)

Title: **REORGANIZATION PROCUREMENT CONTRACTS: AUTHORITY TRANSFER FROM DFA TO GSD**

Summary: A structural and functional government reorganization bill that transfers authority over certain procurement functions from the Department of Finance and Administration to the General Services Department related to professional services contracts, small purchases under \$60,000, sole-source contracts, and emergency procurements. DFA's Financial Control Division is assigned the duty to collect and maintain contract information regarding in-state and out-of-state contract awards. Where protests are made to sole-source contract, the award shall be reconsidered.

Subjects: Business, Manufacturing and Economic Development; State Affairs and State Agencies; Construction and Materials; Labor

Progress: 2nd House: Referred to Committee

Status: 02/11/2019 – House State Government, Elections and Indian Affairs Committee

History: 02/11/2019 – H Received in the House and referred to House State Government, Elections & Indian Affairs.
02/11/2019 – H Also referred to House Judiciary.

Bill: **SB90**

Sponsors: Tallman (D18)

Title: **PERSONAL LOAN BENEFIT FOR STATE EMPLOYEES**

Summary: (Identical to 2018 SB48). Provides for an Employee Loan Program through which state employees may have portions of their salaries or wages deducted and disbursed to repay personal loans to a loan company or other entity licensed in accordance with, or exempt from, the New Mexico Small Loan Act of 1955. (NMLR note: Although not detailed in the bill, "other type of entity" appears to mean a government-related unit that would lend money to a salaried employee similar to an existing program at the local-government level called TrueConnect that provides employees with short-term loans that are repaid from a portion of salary. The measure is designed to ensure state employees can borrow modest amounts of money without paying high-interest rates.)

Subjects: Public Employees/Retirement; State Affairs and State Agencies; Banks, Securities and Loans

Related: 2018:SB48

Progress: 1st House: Reported from Committees

Status: 01/25/2019 – Senate Finance Committee

History: 01/25/2019 – S Reported Do Pass by Senate Public Affairs.

Bill: **SB93**
Sponsors: Tallman (D18)
Title: **STATUTE OF LIMITATIONS ON MUNICIPAL LIENS**
Summary: Removes the statute of limitations for a cause of action regarding a municipal lien.
Subjects: County Affairs; Courts and Civil Matters; Municipalities/City Government; Utilities
Progress: Introduced
Status: 01/16/2019 – Senate Public Affairs Committee
History: 01/16/2019 – S Introduced and referred to Senate Public Affairs.
01/16/2019 – S Also referred to Senate Judiciary.

Bill: **SB106**
Sponsors: Sapien (D9)
Title: **SHORT-TERM OCCUPANCY TAX EXEMPTION**
Summary: (Identical to 2015 SB402; 2017 HB266 and SB254) Removes the occupancy tax exemption for vendors offering fewer than three rooms attached to a taxable premises or three other taxable premises for lodging. Effective July 1, 2019.
Subjects: County Affairs; Municipalities/City Government; Land, Housing and Real Estate; Family and Juveniles; Taxation, Fees and Audits
Related: 2017:HB266; 2017:SB254; 2015:SB402
Progress: Pamphlet Law
Status: 02/04/2019 – Signed by the Governor
History: 02/04/2019 – G Signed by the Governor Laws 2019, Ch. 25.

Bill: **SB113**
Sponsors: Stefanics (D39)
Title: **LOCAL INFRASTRUCTURE GRT RATE INCREASE**
Summary: Increases the maximum rate of the municipal infrastructure gross receipts tax and the county infrastructure gross receipts tax from 0.25 to 0.625 percent. Allows county commissions to impose the first one-eighth percent increment and any increment dedicated to economic development purposes without referendum, to mirror similar provisions of the municipal tax. Also raises the existing limit on the amount of tax money that may be spent on promotion and administration from the greater of \$50,000 or ten percent of the revenue collected to \$250,000 or 20 percent. Effective July 1, 2019.
Subjects: County Affairs; Municipalities/City Government; Business, Manufacturing and Economic Development; Land, Housing and Real Estate
Progress: Introduced
Status: 01/16/2019 – Senate Corporations and Transportation Committee
History: 01/16/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/16/2019 – S Also referred to Senate Finance.

Bill: **SB115**
Sponsors: Woods (R7)
Title: **NEW MEXICO-GROWN PRODUCE FOR SCHOOL MEALS**
Summary: (2016, HB189, SB82; 2017, HB208, SB379; 2018, HB62, SB106) (For the Economic and Rural Development Committee and Water and Natural Resources Committee) Appropriates \$350,000 from the General Fund

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to Public Education Department for expenditure in the 2019 and subsequent fiscal years to purchase and distribute New Mexico-grown fresh fruits and vegetables to school districts, charter schools and juvenile detention centers through the school lunch program.

Subjects: Schools and Teachers; State Affairs and State Agencies; Family and Juveniles; Agriculture and Ranching; Appropriations

Related: 2018:HB62; 2018:SB106; 2017:HB208; 2017:SB379; 2016:HB189

Progress: 1st House: Reported from Committees

Status: 01/29/2019 – Senate Finance Committee

History: 01/29/2019 – S Reported Do Pass by Senate Conservation.

Bill: **SB116**

Sponsors: Woods (R7)

Title: **OPTIONAL PUBLIC HEARING FOR CERTAIN PROPERTY TAX REBATE**

Summary: Existing law permits counties to rebate part of the property tax due on residences of low income taxpayers (those with modified gross incomes of \$24,000 or less). Since 1994, only two counties have ever adopted this rebate. If a county has not adopted an ordinance to provide the rebate, the county must hold a public hearing in January of every odd-numbered year on whether or not it should. This bill allows the county to make the hearing optional.

Subjects: County Affairs; Human Services; Family and Juveniles; Taxation, Fees and Audits

Progress: 1st House: Reported from Committees

Status: 01/29/2019 – Senate Judiciary Committee

History: 01/29/2019 – S Reported Do Pass by Senate Corporations & Transportation.

Bill: **SB126**

Sponsors: Papen (D38)

Title: **PRIMARY CARE CLINICS CAPITAL FUNDING**

Summary: (Related to 2019, SB0128) (Endorsed by the New Mexico Finance Authority Oversight Committee) Amends the Primary Care Capital Funding Act to make county- or municipality-owned primary care clinics in rural or underserved areas eligible for primary care capital funding; permits the New Mexico Finance Authority to recover from the Primary Care Capital Fund the costs of administering the fund and originating loans up to an amount equal to ten percent of original loan amounts.

Subjects: Appropriations; County Affairs; Health and Medical Practice; Municipalities/City Government; Public Finance and Budgets; State Affairs and State Agencies

Related: 2019:SB128

Progress: 1st House: Reported from Committees

Status: 02/01/2019 – Senate Finance Committee

History: 02/01/2019 – S Reported Do Pass by Senate Public Affairs.

Bill: **SB165**

Sponsors: Sanchez, C. (D30); Powdrell-Culbert (R44)

Title: **MUNICIPALITY AUTHORITY: PLEDGE ANY REVENUE TO REPAY REFUNDING BONDS**

Summary: (For the New Mexico Finance Authority Oversight Committee) Removes restrictions on the pledging of gross receipts tax revenue to refund various types of municipal bonds and explicitly provides that a

municipality may pledge revenues from one source to the payment of bonds that refund bonds payable from a different source of revenue. Effective July 1, 2019.

Subjects: Municipalities/City Government; Banks, Securities and Loans; Public Finance and Budgets
Progress: 2nd House: Referred to Committee
Status: 02/11/2019 – Senate Calendar
History: 02/11/2019 – S Reported Do Pass by Senate Corporations & Transportation.
Scheduled: 02/12/2019 – Senate Calendar, 11:00 a.m., Senate Chambers

Bill: **SB210**
Sponsors: Griggs (R34)
Title: **TYPE B RESTAURANT LIQUOR LICENSE**
Summary: Allows local option districts to adopt ordinances approving the issuance of restaurant licenses, designated type B restaurant licenses, for the sale and service of beer, wine and alcoholic beverages. Sets the fee for issuance at \$20,000 and for renewal at \$1,300 per annum. Effective July 1, 2019.
Subjects: Alcohol, Firearms and Tobacco Products; County Affairs; Municipalities/City Government; Business, Manufacturing and Economic Development; State Affairs and State Agencies
Progress: 1st House: Reported from Committees
Status: 02/07/2019 – Senate Judiciary Committee
History: 02/07/2019 – S Reported Do Pass by Senate Corporations & Transportation.

Bill: **SB216**
Sponsors: Rodriguez (D24)
Title: **FUNDS FOR LAW ENFORCEMENT ASSISTED DIVERSION**
Summary: Appropriates \$700,000 (GF) for use in FY 2020 to the Local Government Division of the Department of Finance and Administration for operational support for law enforcement assisted diversion in the City of Santa Fe and establishment and operation of law enforcement assisted diversion in the counties of Santa Fe, Rio Arriba, Bernalillo and Dona Ana.
Subjects: Public Safety and Corrections; Appropriations; State Affairs and State Agencies
Progress: 1st House: Reported from Committees
Status: 01/29/2019 – Senate Finance Committee
History: 01/29/2019 – S Reported Do Pass by Senate Judiciary.

Bill: **SB217**
Sponsors: Stefanics (D39)
Title: **APPRAISALS FOR EMINENT DOMAIN**
Summary: Amends the Eminent Domain Code to require both parties to a condemnation to obtain property appraisals prior to the filing of an action if settlement negotiations fail.
Subjects: County Affairs; Courts and Civil Matters; Land, Housing and Real Estate
Progress: Introduced
Status: 01/17/2019 – Senate Conservation Committee
History: 01/17/2019 – S Introduced and referred to Senate Conservation.
01/17/2019 – S Also referred to Senate Judiciary.

Bill: **SB219**
Sponsors: Wirth (D25); Egolf (D47)
Title: **STATE PROJECTS SUBJECT TO HISTORIC DISTRICT OVERSIGHT**
Summary: (Virtually identical to 2017 SB409, passed unanimously by both chambers but vetoed by the Governor.)
Makes all new construction or renovation projects on state-owned land or land held in trust by the state, regardless of funding source, subject to municipal and local government oversight pursuant to the Historic District and Landmark Act.
Subjects: County Affairs; Municipalities/City Government; State Affairs and State Agencies; Land, Housing and Real Estate
Related: 2017:SB409
Progress: 1st House: Reported from Committees
Status: 02/08/2019 – Senate Judiciary Committee
History: 02/08/2019 – S Reported Do Not Pass but Do Pass as substituted by Senate Public Affairs.

Bill: **SB232**
Sponsors: Woods (R7)
Title: **COSTS AND CONDITIONS FOR PUBLIC RECORDS REQUESTS**
Summary: Amends the Inspection of Public Records Act to allow public bodies to impose an additional fee for public records requests that require extensive use of resources; to allow for recovery of costs for frivolous court actions to compel production of public records; to prohibit misuse of public records inspections, including for certain commercial purposes; and to authorize injunctions against public records requests made to harass or intimidate a public body.
Subjects: Courts and Civil Matters; Business, Manufacturing and Economic Development; State Affairs and State Agencies; Information Technology; Taxation, Fees and Audits
Progress: Introduced
Status: 01/17/2019 – Senate Public Affairs Committee
History: 01/17/2019 – S Introduced and referred to Senate Public Affairs.
01/17/2019 – S Also referred to Senate Judiciary.
Scheduled: 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)

Bill: **SB348**
Sponsors: Tallman (D18)
Title: **EXPANSION OF TAX REVENUE DISTRIBUTION TO MUNICIPALITIES**
Summary: Changes the distribution to municipalities of a portion of the state's revenue from gross receipts reported to that municipality. Currently the state distributes 1.225 percent of the state's 5.125 percent to municipalities. Bill proposes lowering that rate to 1 percent and then distributing the greater of the amount represented by a gross receipts distribution of 0.225 percent or a portion of income tax revenues derived from taxpayers in the municipality.
Subjects: Municipalities/City Government; State Affairs and State Agencies; Taxation, Fees and Audits; Public Finance and Budgets
Progress: Introduced
Status: 01/25/2019 – Senate Corporations and Transportation Committee
History: 01/25/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/25/2019 – S Also referred to Senate Finance.

Bill: **SB358**
Sponsors: Sharer (R1)
Title: **TAX REFORM PACKAGE**
Summary: (Related to HB6; similar to 2018 SB49, 2017 SB123, 2016 SB145, 2015 SB346 and 2013 SB365) 246-page bill continues the sponsor's effort to reform the state tax system by greatly expanding the gross receipts base to replace the personal and corporate income taxes, motor vehicle excise, leased vehicle gross receipts and boat excise taxes (which are repealed); lower the rate of state gross receipts and compensating taxes tax rate from 5.125% to one percent and the governmental gross receipts from five to one percent; repeal several tax credits; consolidate local option taxes, reducing their maximum permissible rates to 0.5% for municipalities and 0.5% for counties; revise statutes dealing with revenues local governments may pledge to repay indebtedness. All this is effective January 1, 2020.
Subjects: Insurance; Labor; Health and Medical Practice; County Affairs; Municipalities/City Government; Transportation; Business, Manufacturing and Economic Development; Utilities; Energy Resources and Chemicals; State Affairs and State Agencies; Land, Housing and Real Estate; Family and Juveniles; Construction and Materials; Banks, Securities and Loans; Agriculture and Ranching
Progress: Introduced
Status: 01/25/2019 – Senate Corporations and Transportation Committee
History: 01/25/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/25/2019 – S Also referred to Senate Finance.

Bill: **SB369**
Sponsors: Cervantes (D31)
Title: **WATER TRUST BOARD**
Summary: Amends the membership and appointing authority of the Water Trust Board. Shifts appointing authority for the six public members from the Governor, as confirmed by the Senate, to the Legislative Council. Reduces number of members from 16 to 15; removes the executive director of the N.M. Finance Authority and the director of the Department of Game and Fish; adds a member from water associations organized under the Sanitary Projects Act; replaces first member from an irrigation or conservancy district that uses ground water with a member of the agricultural community, but leaves second irrigation or conservancy district member in place; adds requirement that member appointed by president of the Navajo Nation be a Navajo who lives in New Mexico.
Subjects: Public Finance and Budgets; Water; Indians; Municipalities/City Government; County Affairs; State Affairs and State Agencies
Progress: Introduced
Status: 01/25/2019 – Senate Rules Committee
History: 01/25/2019 – S Introduced and referred to Senate Rules.
01/25/2019 – S Also referred to Senate Conservation.

Bill: **SB374**
Sponsors: Steinborn (D36)
Title: **LOCAL CHOICE ENERGY ACT**
Summary: Enacts the Local Choice Energy Act. Provides definitions including "local choice energy program," which means a program enacted pursuant to the act by a municipality, county or Indian nation, tribe or pueblo

to combine the loads of multiple end-use customers for the sale or purchase of electric energy or the provision of other electric energy related services.

Subjects: County Affairs; Municipalities/City Government; Business, Manufacturing and Economic Development; Utilities; Indians

Progress: Introduced

Status: 01/28/2019 – Senate Conservation Committee

History: 01/28/2019 – S Introduced and referred to Senate Conservation.
01/28/2019 – S Also referred to Senate Corporations & Transportation.

Bill: **SB421**

Sponsors: Cisneros (D6)

Title: **TAX PACKAGE**

Summary: (HB6, SB358) 140-page proposal amends personal and corporate income taxes, gross receipts and compensating taxes, motor vehicle excise tax, fuels taxes and motor vehicle registration fees and imposes municipal and county compensating taxes.

Subjects: Alcohol, Firearms and Tobacco Products; County Affairs; Municipalities/City Government; Transportation; Business, Manufacturing and Economic Development; Energy Resources and Chemicals; Banks, Securities and Loans; Agriculture and Ranching; Taxation, Fees and Audits

Related: 2019:HB6; 2019:SB358

Progress: Introduced

Status: 01/30/2019 – Senate Corporations and Transportation Committee

History: 01/30/2019 – S Introduced and referred to Senate Corporations & Transportation.
01/30/2019 – S Also referred to Senate Finance.

Bill: **SB442**

Sponsors: Sapien (D9)

Title: **ELECTRONIC PUBLIC DOCUMENT FEES**

Summary: (Similar in part to 2019, SB232) Amends the Inspection of Public Records Act to authorize a custodian of public records to charge reasonable fees, as opposed to actual costs, for downloading copies of public records to a computer disk or storage device, including the actual cost of the computer disk or storage device. Prohibits a custodian of public records from charging fees in excess of \$1 per page for electronic documents.

Subjects: Business, Manufacturing and Economic Development; State Affairs and State Agencies; Information Technology; Taxation, Fees and Audits

Related: 2019:SB232

Progress: Introduced

Status: 02/01/2019 – Senate Public Affairs Committee

History: 02/01/2019 – S Introduced and referred to Senate Public Affairs.
02/01/2019 – S Also referred to Senate Judiciary.

Scheduled: 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)

Bill: **SB446**

Sponsors: Griggs (R34)

Title: **RETURN TO WORK RULES FOR PUBLIC EMPLOYEES**
Summary: Replaces the existing rules on returning to work on or after July 1, 2019 for PERA, ERA and magistrate and judicial retirees with a simpler set.
Subjects: Labor; Public Employees/Retirement; Energy Resources and Chemicals; Public Finance and Budgets
Progress: Introduced
Status: 02/01/2019 – Senate Public Affairs Committee
History: 02/01/2019 – S Introduced and referred to Senate Public Affairs.
02/01/2019 – S Also referred to Senate Finance.

Bill: **SB451**
Sponsors: Sanchez, C. (D30)
Title: **FILM PRODUCTION TAX CREDIT CAP TIGHTENED**
Summary: For film production companies that begin principal photography on or after January 1, 2020, tax credit claims filed after the aggregate amount claimed in a fiscal year reaches \$50 million shall not be eligible for payment.
Subjects: Labor; Business, Manufacturing and Economic Development; Taxation, Fees and Audits
Progress: Introduced
Status: 02/01/2019 – Senate Corporations and Transportation Committee
History: 02/01/2019 – S Introduced and referred to Senate Corporations & Transportation.
02/01/2019 – S Also referred to Senate Finance.

Bill: **SB452**
Sponsors: Munoz (D4)
Title: **PERA SOLVENCY MEASURES**
Summary: (Related to 2019 SB400) Requires the PERA Board annually by May 1 to certify the funded ratio and amortization periods of both the Public Employees Retirement Plan and each of its coverage plans. If amortization rates exceed 25 years, the Board is authorized to reduce benefits, change retirement eligibility requirements, or increase contribution rates. If the funded plan ratio for a coverage plan exceeds 100 percent, the Board may decrease contribution rates under certain circumstances.
Subjects: Public Employees/Retirement; State Affairs and State Agencies; Public Finance and Budgets
Related: 2019:SB400
Progress: Introduced
Status: 02/01/2019 – Senate Public Affairs Committee
History: 02/01/2019 – S Introduced and referred to Senate Public Affairs.
02/01/2019 – S Also referred to Senate Finance.

Bill: **SB472**
Sponsors: Stefanics (D39)
Title: **ENHANCED 911 ADVISORY BOARD**
Summary: (Duplicate of 2019, HB439) Creates a nine voting-member Enhanced 911 Advisory Board to consult with DFA's Local Government Division on administering the Enhanced 911 Fund, report to the Legislature, adopt rules, fund enhanced 911 systems and establish service areas.
Subjects: Public Safety and Corrections; Telecommunications
Related: 2019:HB439

SFC CLERK RECORDED 03/13/2019

Progress: Introduced
Status: 02/05/2019 – Senate Rules Committee
History: 02/05/2019 – S Introduced and referred to Senate Rules.
02/05/2019 – S Also referred to Senate Public Affairs.

Bill: **SB473**
Sponsors: Rodriguez (D24)
Title: **ADDITIONAL INVESTMENT VEHICLES FOR STATE AND LOCAL TREASURERS**
Summary: Allows the State Treasurer and county and municipal treasurers more options for investing funds under their control.
Subjects: County Affairs; Municipalities/City Government; Business, Manufacturing and Economic Development; State Affairs and State Agencies; Banks, Securities and Loans
Progress: Introduced
Status: 02/05/2019 – Senate Public Affairs Committee
History: 02/05/2019 – S Introduced and referred to Senate Public Affairs.
02/05/2019 – S Also referred to Senate Corporations & Transportation.

Bill: **SB504**
Sponsors: Smith (D35)
Title: **GASOLINE AND SPECIAL FUEL TAX INCREASES**
Summary: (Related to 2019 HB6, SB421, SB505 and SB506; 2018, SB177; 2017: HB63, SB131, SB132; 2016: SB251, SB 284, SJR22) Effective 7/1/19, raises the gasoline tax ten cents to 27 cents/gallon and the special fuel excise tax five cents to 26 cents/gallon. Additional revenue is split among the State Road Fund, municipalities and counties and the newly created State Road Maintenance Fund.
Subjects: County Affairs; Municipalities/City Government; Transportation; Business, Manufacturing and Economic Development; Taxation, Fees and Audits
Related: 2019:HB6; 2019:SB421; 2019:SB506; 2018:SB177; 2017:HB63
Progress: Introduced
Status: 02/08/2019 – Senate Corporations and Transportation Committee
History: 02/08/2019 – S Introduced and referred to Senate Corporations & Transportation.
02/08/2019 – S Also referred to Senate Finance.

Bill: **SB506**
Sponsors: Smith (D35)
Title: **GASOLINE AND SPECIAL FUEL TAX INCREASE**
Summary: (Relates to 2019 HB6, SB393, SB421 and SB504) Increases the rate of the gasoline tax by five cents, from 17 to 22 cents per gallon, and the special fuel (diesel) tax also by five cents per gallon, from 21 to 26 cents per gallon.
Subjects: County Affairs; Municipalities/City Government; Transportation; Business, Manufacturing and Economic Development; Taxation, Fees and Audits
Progress: Introduced
Status: 02/08/2019 – Senate Corporations and Transportation Committee
History: 02/08/2019 – S Introduced and referred to Senate Corporations & Transportation.
02/08/2019 – S Also referred to Senate Finance.

Bill: **SB509**
Sponsors: Wirth (D25); Salazar, T. (D70)
Title: **REGIONAL WATER UTILITY AUTHORITY ACT**
Summary: (Similar to 2019 HB175 in many respects.) Allows the creation of a new statutory entity—a Regional Water Utility Authority—that may be incorporated through the cooperation of one or more entities to provide water or wastewater treatment services and renewable energy infrastructure for those services within a designated service area to be determined by the parties. Applies to a political subdivision, mutual domestic water consumers association, a sanitation district, a water and sanitation district, or any similar district, a recognized Indian tribe, nation or pueblo, or other agency created pursuant to a joint powers agreement on their behalf.
Subjects: Water; Utilities; State Affairs and State Agencies; Environment and Pollution
Related: 2019:HB175
Progress: Introduced
Status: 02/08/2019 – Senate Conservation Committee
History: 02/08/2019 – S Introduced and referred to Senate Conservation.
02/08/2019 – S Also referred to Senate Judiciary.

SFC CLERK RECORDED 03/13/2019

House Bills Tracked

Bill: **HB6**
Sponsors: Trujillo, J. (D45)
Title: **TAX PACKAGE: MAJOR TAX PROGRAM CHANGES**
Summary: A 139 page House version of the tax package assembled by the Revenue Stabilization and Tax Policy Committee. Substantial changes to most major tax programs. It is a blend of new ideas with proposals advanced in prior sessions.
Progress: Introduced
Status: 01/17/2019 – House Taxation and Revenue Committee
History: 01/17/2019 – H Introduced and referred to House Taxation & Revenue.

Bill: **HB43**
Sponsors: Stapleton (D19)
Title: **HSD: BEHAVIORAL HEALTH INTERVENTIONS FOR INCARCERATED PERSONS**
Summary: (Related to 2018 HB160) Appropriates \$1.5 million (GF) to Human Services Department for use in FY 2020 to fund awards to counties that apply for behavioral health services funding. Adds a duty to the Behavioral Health Services Division of HSD to provide for interventions for nonviolent adult and juvenile offenders with behavioral health diagnoses
Related: 2018:HB160
Progress: 1st House: Reported from Committees
Status: 01/24/2019 – House Appropriations and Finance Committee
History: 01/24/2019 – H Reported Do Pass as amended by House Health & Human Services.

Bill: **HB65**
Sponsors: Trujillo, Christine (D25)
Title: **PATIENT SAFE STAFFING ACT**
Summary: (Updated: 01/05/2019, minor revisions) (Duplicate of 2019 HB 178) (Very similar to 2017 HB178, 2016 HB179, 2015 HB81, SB284, 2014 HB83, SB151) Proposes the Patient Safe Staffing Act to ensure that hospitals maintain a safe number of nurses on duty at all times. Vests the Department of Health with authority to administer the act, require reports from hospitals for purposes of publication and audit and adopt rules. Provides whistleblower protection and enforcement by the Attorney General or aggrieved parties.
Related: 2017:HB288; 2016:HB179; 2015:HB81; 2015:SB284; 2014:HB83
Progress: 1st House: Reported from Committees
Status: 01/16/2019 – Tabled indefinitely in the House
History: 01/16/2019 – H Introduced and referred to House Health & Human Services.
01/16/2019 – H Also referred to House Labor, Veterans' & Military Affairs.
01/17/2019 – H Tabled Indefinitely.

Bill: **HB97**
Sponsors: Salazar, T. (D70)
Title: **ERB, PERA, SIC IN LOCAL GOVERNMENT INVESTMENT POOL**

Summary: (Identical to 2017 HB215, passed by both chambers but vetoed by the Governor on the grounds that it is unnecessary) Clarifies that the Educational Retirement Board, the Public Employees Retirement Association, and the State Investment Council may participate in the Local Government Investment Pool.

Related: 2017:HB215

Progress: Pamphlet Law

Status: 02/05/2019 – Signed by the Governor

History: 02/05/2019 – H Note: Governor's HEM read today..

Bill: **HB100**

Sponsors: Lente (D65)

Title: **REPLACE COLUMBUS DAY WITH INDIGENOUS PEOPLE'S DAY**

Summary: Renames the public holiday on the second Monday in October as Indigenous People's Day.

Progress: 2nd House: Referred to Committee

Status: 02/08/2019 – Senate Indian and Cultural Affairs Committee

History: 02/08/2019 – S Received in the Senate and referred to Senate Indian & Cultural Affairs.
02/08/2019 – S Also referred to Senate Public Affairs.

Bill: **HB139**

Sponsors: Thomson (D24)

Title: **PANIC BUTTONS FOR HOTEL EMPLOYEES**

Summary: (Essentially identical to 2018, HB 305) Requires hotel employers to provide employees who work alone in guest rooms with panic buttons to protect against violence or sexual harassment. Requires recordkeeping; establishes rights and responsibilities; provides a civil penalty.

Related: 2018:HB305

Progress: 1st House: Reported from Committees

Status: 02/08/2019 – House Commerce and Economic Development Committee

History: 02/08/2019 – H Reported Do Pass as amended by House Consumer & Public Affairs.

Bill: **HB155**

Sponsors: Dow (R38)

Title: **LOCAL INFRASTRUCTURE GRT RATE INCREASE**

Summary: (Duplicate of 2019 SB113) Increases the maximum rate of the municipal infrastructure gross receipts tax and the county infrastructure gross receipts tax from 0.25 to 0.625 percent.

Related: 2019:SB113

Progress: 1st House: Reported from Committees

Status: 01/29/2019 – House Taxation and Revenue Committee

History: 01/29/2019 – H Reported Do Pass by House Commerce & Economic Development.

Bill: **HB156**

Sponsors: Dow (R38)

Title: **PERMITS USE OF EXCESS COUNTY CORRECTIONAL FACILITY TAX REVENUES**

Summary: (Endorsed by the New Mexico Finance Oversight Committee) (Similar to 2018 HB225) Relates to the authorized use of excess tax revenue derived from the County Correctional Facility Gross Receipts Tax.

Related: 2018:HB225
Progress: 2nd House: Referred to Committee
Status: 02/08/2019 – Senate Corporations and Transportation Committee
History: 02/08/2019 – S Received in the Senate and referred to Senate Corporations & Transportation.
02/08/2019 – S Also referred to Senate Finance.

Bill: **HB157**
Sponsors: Dow (R38)
Title: **RENAMES COUNTY TAX, ALLOWS USE FOR PUBLIC SAFETY ANSWERING SERVICE**
Summary: (Related to 2018 SB205) Expands the authorized uses of revenue derived from the County Emergency Communications and Emergency Medical and Behavioral Health Services Tax and changes the name of the tax.
Related: 2018:SB205
Progress: 2nd House: Passed
Status: 02/11/2019 – Senate Public Affairs Committee
History: 02/11/2019 – S Received in the Senate and referred to Senate Public Affairs.
02/11/2019 – S Also referred to Senate Corporations & Transportation.

Bill: **HB175**
Sponsors: Salazar, T. (D70)
Title: **REGIONAL WATER UTILITY AUTHORITY ACT**
Summary: (Related to 2015 SB550) Allows the creation of a new statutory entity—a Regional Water Utility Authority—that may be incorporated through the cooperation of two or more entities to provide water or wastewater treatment services and renewable energy infrastructure for those services within a designated service area to be determined by the parties. Applies to a political subdivision, mutual domestic water consumers association, a sanitation district, a water and sanitation district, or any similar district, a recognized Indian tribe, nation or pueblo, or other agency created pursuant to a joint powers agreement on their behalf.
Progress: Introduced
Status: 01/17/2019 – House Agriculture and Water Resources Committee
History: 01/17/2019 – H Introduced and referred to House Agriculture and Water Resources.
01/17/2019 – H Also referred to House Judiciary.
Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315 (Revised 02/11/2019)

Bill: **HB178**
Sponsors: Trujillo, Christine (D25)
Title: **PATIENT SAFE STAFFING ACT**
Summary: (Duplicate of 2019 HB 65) (Very similar to 2017 HB178, 2016 HB179, 2015 HB81, SB284, 2014 HB83, SB151) Proposes the Patient Safe Staffing Act to ensure that hospitals maintain a safe number of nurses on duty at all times. Vests the Department of Health with authority to administer the act, require reports from hospitals for purposes of publication and audit and adopt rules. Provides whistleblower protection and enforcement by the Attorney General or aggrieved parties.
Related: 2019:HB65; 2017:HB178; 2016:HB179; 2015:HB81; 2015:SB284

Progress:	Introduced
Status:	01/17/2019 – House Health and Human Services Committee
History:	01/17/2019 – H Introduced and referred to House Health & Human Services. 01/17/2019 – H Also referred to House Labor, Veterans' & Military Affairs.
Bill:	HB201
Sponsors:	Brown (R55)
Title:	TAX INCENTIVES FOR DONATING TO COUNTY ROAD FUNDS
Summary:	Allows both personal and corporate income taxpayers to claim a nonrefundable credit for donations to a county road fund up to \$1 million. Also permits personal income taxpayers to donate any part of a tax refund to the county road fund of a specific county.
Progress:	1st House: Reported from Committees
Status:	02/08/2019 – House Taxation and Revenue Committee
History:	02/08/2019 – H Reported Do Pass by House Transportation, Public Works & Capital Improvements.
Bill:	HB210
Sponsors:	Roybal Caballero (D13)
Title:	COMMUNITY SOLAR ACT
Summary:	(Related to 2017 HB 338 and SB 342) Creates the Community Solar Act; establishes technical and subscriber requirements for community solar facilities and options for ownership and operations, establishes principles for purchases and sales of power; ensures participation by low-income residential customers or agencies; provides for Public Regulation Commission rule-making.
Related:	2017:HB338; 2017:SB342
Progress:	1st House: Reported from Committees
Status:	02/11/2019 – House Calendar
History:	02/11/2019 – H Reported Do Pass as amended by House Judiciary.
Scheduled:	02/12/2019 – House Calendar, 11:00 a.m., House Chambers
Bill:	HB211
Sponsors:	Gonzales (D42)
Title:	COUNTY AND MUNICIPAL FUELS TAX ACT
Summary:	(Similar to 2016 HB328; 2017 HB63, as amended) Current law allows Class A and H counties and their municipalities to impose a local gasoline tax of one or two cents on retail sales within the jurisdiction. This bill modifies that authority in several ways. It allows all municipalities and counties authority to impose a tax up to ten cents (in one cent increments) on both gasoline and special fuels. Municipalities may impose tax on retail sales within their boundaries and counties on retail sales in that part of the county outside municipalities. Substantially re-writes the administrative provisions so that the local government can collect and administer the tax with no state involvement.
Progress:	1st House: Reported from Committees
Status:	02/01/2019 – House Taxation and Revenue Committee
History:	02/01/2019 – H Reported Do Pass by House Local Government, Land Grants & Cultural Affairs.
Bill:	HB216

Sponsors: Trujillo, L. (D48)
Title: **COUNTY SUBDIVISION REGULATION RECORDATION REQUIREMENTS**
Summary: Relates to county government; removes requirement that county subdivision ordinances be filed with the State Records Administrator.
Progress: Pamphlet Law
Status: 02/05/2019 – Signed by the Governor
History: 02/05/2019 – H Note: Governor's HEM read today..

Bill: **HB217**
Sponsors: Trujillo, L. (D48)
Title: **INFRASTRUCTURE DEVELOPMENT ZONE ACT NOTICES**
Summary: Relates to the special districts called Infrastructure Development Zones and the method of notice required for public hearings and the inclusion of territory within the zone.
Progress: Pamphlet Law
Status: 02/05/2019 – Signed by the Governor
History: 02/05/2019 – H Note: Governor's HEM read today..

Bill: **HB219**
Sponsors: Small (D36)
Title: **MAKES ANGEL INVESTMENT CREDIT REFUNDABLE**
Summary: Makes the Angel Investment Income Tax Credit refundable for taxable years beginning on or after January 1, 2019.
Progress: 1st House: Reported from Committees
Status: 01/31/2019 – House Taxation and Revenue Committee
History: 01/31/2019 – H Reported Do Pass by House Commerce & Economic Development.

Bill: **HB221**
Sponsors: McQueen (D50)
Title: **HOME ENERGY EFFICIENCY INCOME TAX CREDIT**
Summary: For tax years 2019 through 2024, taxpayers may claim a refundable one-time home energy efficiency income tax credit provided the taxpayer does not claim a solar market development tax credit in the same year. Amount of tax credit ranges from \$2,000 to \$4,000 depending on the percentage of energy efficiency increase.
Progress: 1st House: Reported from Committees
Status: 01/31/2019 – House Taxation and Revenue Committee
History: 01/31/2019 – H Reported Do Pass as amended by House Energy, Environment & Natural Resources.

Bill: **HB283**
Sponsors: Small (D36); Stewart (D17)
Title: **INCREASED RENEWABLE ENERGY REQUIREMENTS**
Summary: (Duplicate of SB275; related to 2017 SB312) For rural electric cooperatives and public utilities not municipalities or public colleges, increases the renewable energy standard in five-year stages to 80% by 2045 for cooperatives and to 2040 for other utilities.

Progress: Introduced
Status: 01/21/2019 – House Energy, Environment and Natural Resources Committee
History: 01/21/2019 – H Introduced and referred to House Energy, Environment & Natural Resources.
01/21/2019 – H Also referred to House State Government, Elections & Indian Affairs.
01/21/2019 – H Also referred to House Judiciary.

Bill: **HB328**
Sponsors: Bandy (R3)
Title: **FUNDS FOR NEW MEXICO PRODUCE FOR SCHOOL MEALS**
Summary: Appropriates \$350,000 (GF, nonreverting) to the Public Education Department for use in FY 2020 and subsequent years for the purchase and distribution of New Mexico-grown fresh fruits and vegetables to school districts, charter schools and juvenile detention centers through PED’s school meal programs.
Progress: 1st House: Reported from Committees
Status: 02/07/2019 – House Appropriations and Finance Committee
History: 02/07/2019 – H Reported Do Pass by House Agriculture and Water Resources.

Bill: **HB332**
Sponsors: Gonzales (D42); Cisneros (D6)
Title: **VALUATION OF AGRICULTURAL PROPERTY AND CONSERVATION OF UNIMPROVED LAND**
Summary: (Related to 2018 HB163) Adds to the definition of “agricultural use” for property tax valuation purposes the use of unimproved land used in compliance with a management plan developed by the landowner and approved by EM&NRD that will achieve agricultural and natural resource management priorities of the department. Creates a new special method of valuation to value such land at 25 percent of its current and correct value. Applies to 2020 and subsequent property tax years.
Related: 2018:HB163
Progress: Introduced
Status: 01/24/2019 – House Agriculture and Water Resources Committee
History: 01/24/2019 – H Introduced and referred to House Agriculture and Water Resources.
01/24/2019 – H Also referred to House Taxation & Revenue.
Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315 (Revised 02/11/2019)

Bill: **HB333**
Sponsors: Gonzales (D42)
Title: **GENERAL APPROPRIATION ACT OF 2019**
Summary: (Duplicate of 2019 SB254; Related to HB2) This represents the Legislative Finance Committee’s version of the state budget for FY2020, for which a comprehensive bill will emerge later in the legislative session, usually as House Bill 2. It contains the LFC’s recommendation for the 2019-2020 year and recommends \$7.0 billion in recurring appropriations from the general fund, up \$673 million, or 10.6 percent, from FY2019. It assumes \$7.43 billion in general fund revenue, including \$1.1 billion in “new money” over planned spending for FY10, a 17 percent increase from FY19.
Related: 2019:SB254; 2019:HB2
Progress: Introduced
Status: 01/24/2019 – House Appropriations and Finance Committee

SFC CLERK RECORDED 03/13/2019

History: 01/24/2019 – H Introduced and referred to House Appropriations & Finance.

Bill: **HB338**
Sponsors: Salazar, T. (D70)
Title: **PUBLIC EMPLOYEES RETIREMENT ASSOCIATION ACT FUND SOLVENCY MEASURES**
Summary: Package of measures to remedy the sizable actuarial solvency problems of the Public Employees Retirement Association (PERA). Raises employee and employer contribution rates by up to 17 percent for the period July 1, 2019 through June 30, 2021 and then allow the rates to decline back to current levels, depending on the value of the coverage plan funded ratio. Bans COLA for next three fiscal years for most retirees.
Progress: Introduced
Status: 01/24/2019 – House State Government, Elections and Indian Affairs Committee
History: 01/24/2019 – H Introduced and referred to House State Government, Elections & Indian Affairs.
01/24/2019 – H Also referred to House Appropriations & Finance.

Bill: **HB369**
Sponsors: Gallegos, David (R61)
Title: **ELIMINATE LOCAL MULTI-SOURCE CONTRACTS**
Summary: (Similar to 2018, SB 181) Amends the Procurement Code to disallow local public bodies from entering into certain multiple source contracts.
Related: 2018:SB181
Progress: Introduced
Status: 01/25/2019 – House Local Government, Land Grants and Cultural Affairs Committee
History: 01/25/2019 – H Introduced and referred to House Local Government, Land Grants & Cultural Affairs.
01/25/2019 – H Also referred to House State Government, Elections & Indian Affairs.

Bill: **HB374**
Sponsors: Armstrong, G. (R49)
Title: **UNDERGROUND WATER APPROPRIATION APPLICATIONS**
Summary: Amends the requirements for applications for use of underground water to require identification of end users; establishes prior decisions as legal precedent; provides grounds for rejecting applications.
Progress: Introduced
Status: 01/25/2019 – House Agriculture and Water Resources Committee
History: 01/25/2019 – H Introduced and referred to House Agriculture and Water Resources.
01/25/2019 – H Also referred to House Judiciary.
Scheduled: 02/12/2019 – *BILL REMOVED* House Agriculture and Water Resources Committee, 8:30 a.m, Room 315 (Revised 02/11/2019)

Bill: **HB407**
Sponsors: Trujillo, L. (D48); Ivey-Soto (D15)
Title: **ELECTION CODE OVERHAUL**
Summary: A 472-page bill that provides substantive and pro forma changes to each of the sections of the Election Code listed below, reading almost like a handbook for county clerks on how to conduct and resolve

issues that arise in the complicated world of running elections in New Mexico. To undertake an analysis of this bill would be an exercise in futility in the short timeframe available to NMLR. The fiscal impact report prepared by Legislative Council Service will be posted on NMLR's website when it is available and related actions and amendments will be reported as they occur. The 44 key subjects addressed by the bill are listed below.

Progress: Introduced
Status: 01/29/2019 – House State Government, Elections and Indian Affairs Committee
History: 01/29/2019 – H Introduced and referred to House State Government, Elections & Indian Affairs.
01/29/2019 – H Also referred to House Judiciary.

Bill: **HB416**
Sponsors: Armstrong, D. (D17)
Title: **MEDICAID BUY-IN ACT**
Summary: (Duplicate of 2019, SB 405) Establishes a state public option through Medicaid to provide residents with a choice of high-quality, low-cost health insurance using a state-administered buy-in plan; creates the Health Care Affordability and Access Improvement Fund; establishes an advisory council; appropriates \$12 million (GF) to HSD for use in FY 2020 for implementation and administration of the plan and to conduct an expansion study, and \$12 million (GF, nonreverting) to the Fund for use in FY 2020 and subsequent years to ensure affordability for enrollees in the plan.
Related: 2019:SB405
Progress: Introduced
Status: 01/31/2019 – House Health and Human Services Committee
History: 01/31/2019 – H Introduced and referred to House Health & Human Services.
01/31/2019 – H Also referred to House Appropriations & Finance.
Scheduled: 02/13/2019 – House Health and Human Services Committee, 8:00 a.m., Room 315

Bill: **HB429**
Sponsors: Rehm (R31)
Title: **PROPERTY TAX VALUATION FREEZE CHANGES**
Summary: For the 2020 and subsequent property tax years, increases the income limit for qualifying persons aged 65 or older or disabled to \$50,000 per year for purposes of freezing property valuation, an amount which is indexed for inflation in following years.
Progress: Introduced
Status: 01/31/2019 – House Local Government, Land Grants and Cultural Affairs Committee
History: 01/31/2019 – H Introduced and referred to House Local Government, Land Grants & Cultural Affairs.
01/31/2019 – H Also referred to House Taxation & Revenue.
Scheduled: 02/12/2019 – House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309 (Revised 02/11/2019)

Bill: **HB432**
Sponsors: Herrera (D41)
Title: **AFFORDABLE SOLAR ENERGY ACT**
Summary: Permits utilities to enter into a written "on-line financing agreement" with a customer to finance the purchase and installation of a renewable energy system, energy efficiency device, energy storage device

or energy conservation system in an eligible building or residence to be paid by the assessment of a meter conservation charge on the customer's utility bill.

Progress: Introduced

Status: 01/31/2019 – House Energy, Environment and Natural Resources Committee

History: 01/31/2019 – H Introduced and referred to House Energy, Environment & Natural Resources.
01/31/2019 – H Also referred to House Judiciary.

Bill: **HB439**

Sponsors: Trujillo, J. (D45)

Title: **ENHANCED 911 ADVISORY BOARD**

Summary: Creates a nine voting-member Enhanced 911 Advisory Board to consult with DFA's Local Government Division on administering the Enhanced 911 Fund, report to the Legislature, adopt rules, funding enhanced 911 systems and establish service areas.

Progress: Introduced

Status: 01/31/2019 – House Local Government, Land Grants and Cultural Affairs Committee

History: 01/31/2019 – H Introduced and referred to House Local Government, Land Grants & Cultural Affairs.
01/31/2019 – H Also referred to House State Government, Elections & Indian Affairs.

Scheduled: 02/12/2019 – *BILL REMOVED* House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309 (Revised 02/11/2019)

Bill: **HB447**

Sponsors: Trujillo, L. (D48)

Title: **TRACK STUDENTS BETWEEN SCHOOLS AND CYFD**

Summary: (Related to 2019 HB168) Requires the Public Education Department and Children, Youth and Families Department to develop a system, usable by both, to track children moving between schools and CYFD services. Requires expertise of the Department of Information Technology. Clarifies that the Student ID number assigned to each student must be unique.

Related: 2019:HB168

Progress: Introduced

Status: 01/31/2019 – House Education Committee

History: 01/31/2019 – H Introduced and referred to House Education.

Bill: **HB450**

Sponsors: Bandy (R3); Neville (R2)

Title: **STATE ENGINEER DECISIONS AND APPEALS**

Summary: Affirms the right to de novo review of State Engineer decisions; provides for expedited determination of water rights and appeals; provides for venue in the District Court.

Progress: Introduced

Status: 02/01/2019 – House Agriculture and Water Resources Committee

History: 02/01/2019 – H Introduced and referred to House Agriculture and Water Resources.
02/01/2019 – H Also referred to House Judiciary.

Bill: **HB459**

Sponsors: Rubio (D35)
Title: **LOCAL GOVERNMENT DIRECT LOANS TO FOOD RETAILERS**
Summary: Amends the Local Economic Development Act to authorize municipalities and counties to make direct loans to grocery stores or small food retailers.
Progress: Introduced
Status: 02/01/2019 – House Commerce and Economic Development Committee
History: 02/01/2019 – H Introduced and referred to House Commerce & Economic Development.
02/01/2019 – H Also referred to House Local Government, Land Grants & Cultural Affairs.
Scheduled: 02/13/2019 – House Commerce and Economic Development Committee, 1:30 p.m., Room 317

Bill: **HB501**
Sponsors: Trujillo, J. (D45)
Title: **INCREASE PUBLIC EMPLOYER PENSION CONTRIBUTION RATES**
Summary: (Related to 2019 HB338) Increases by 0.50 percent employer contributions to funds under the Public Employees Retirement Act and the Educational Retirement Fund.
Related: 2019:HB338
Progress: Introduced
Status: 02/06/2019 – House State Government, Elections and Indian Affairs Committee
History: 02/06/2019 – H Introduced and referred to House State Government, Elections & Indian Affairs.
02/06/2019 – H Also referred to House Appropriations & Finance.

Bill: **HB520**
Sponsors: McQueen (D50)
Title: **EXEMPTS SOLAR ENERGY SYSTEMS FROM PROPERTY TAXATION**
Summary: Includes residential solar energy systems within the list of exempt tangible personal property for the 2020 and succeeding property tax years.
Progress: Introduced
Status: 02/08/2019 – House Energy, Environment and Natural Resources Committee
History: 02/08/2019 – H Introduced and referred to House Energy, Environment & Natural Resources.
02/08/2019 – H Also referred to House Taxation & Revenue.

Bill: **HB527**
Sponsors: Gonzales (D42)
Title: **PAY FILM PRODUCTION TAX CREDIT BACKLOG**
Summary: Authorizes the Taxation and Revenue Department to pay all outstanding film production tax credits approved before the effective date of this bill (June 14, 2019) by June 30, 2019 and to pay any claims approved between June 14, 2019 and June 30, 2020 in the fiscal year in which the claims are approved.
Progress: Introduced
Status: 02/08/2019 – House Commerce and Economic Development Committee
History: 02/08/2019 – H Introduced and referred to House Commerce & Economic Development.
02/08/2019 – H Also referred to House Appropriations & Finance.

Bill: **HJR2**

SFC CLERK RECORDED 03/13/2019

Sponsors: Garcia, Miguel (D14)
Title: **CA REQUIRING PROPERTY TAX EXEMPTION FOR POOR ELDERLY**
Summary: Proposes a constitutional amendment to require the Legislature to exempt from property taxation the owner-occupied principal residence of a person aged 75 or older whose annual income is no more than \$15,000 as adjusted for inflation annually.
Progress: 1st House: Reported from Committees
Status: 02/05/2019 – House Taxation and Revenue Committee
History: 02/05/2019 – H Reported Do Pass by House Local Government, Land Grants & Cultural Affairs.

Bill: **HJR3**
Sponsors: Garcia, Miguel (D14)
Title: **CA: PROPERTY TAX EXEMPTION FOR POOR DISABLED PERSONS**
Summary: Proposes a constitutional amendment to require the Legislature to exempt from property taxation the owner-occupied principal residence of a 100 percent permanently disabled person whose annual household income is no more than \$15,000, adjusted for inflation annually.
Progress: Introduced
Status: 01/21/2019 – House Local Government, Land Grants and Cultural Affairs Committee
History: 01/21/2019 – H Introduced and referred to House Local Government, Land Grants & Cultural Affairs.
01/21/2019 – H Also referred to House Taxation & Revenue.

2019 NMC Bills (2019 Reg)

Bill: HB6
Sponsors: Trujillo, J. (D45)
Title: TAX PACKAGE: MAJOR TAX PROGRAM CHANGES
Summary: A 139 page House version of the tax package assembled by the Revenue Stabilization and Tax Policy Committee. Substantial changes to most major tax programs. It is a blend of new ideas with proposals advanced in prior sessions.
Category: Tax, Finance & Capital Outlay
Notes: RSTP - Scenario 2

Bill: HB8
Sponsors: Sarinana (D21)
Title: FIREARM SALES BACKGROUND CHECKS
Summary: (Duplicate of 2019 SB8) (Related to 2019 HB40 and SB201. Similar to 2017 HB50) Requires a background check when conducting sale of a firearm; provides for penalties.
Category: Gun Bills
Notes: From Sheriff's Affiliate:
This law would be virtually unenforceable. Without a national firearms registry or a State mandated firearms registration requirement, law enforcement would have to rely on the suspect(s) admission that a sale or transfer was made without a background check (5th Amendment self incrimination safeguards and Miranda would apply). This is a feel-good piece of legislation but provides no means of enforcement nor a mechanism to verify a background check was even conducted.

Criminals rarely obtain firearms in this manner unless they are exchanging them between each other. And like many of the other laws they regularly violate, this one would not impede them in the slightest. This law would however, prevent a law-abiding citizen from engaging in lawful commerce as it pertains to disposing of or transferring ownership of their own personal property. This is akin to requiring that a check for previous "Driving History or DUI's" be conducted on a prospective buyer of a used car when being offered "for sale" by a private citizen. We can all agree that motor vehicles are equally as abundant as firearms and are the result of three times the annual fatalities as gun related deaths but there does not seem to be a rush to keep them out of the hands of irresponsible people.

Bill: HB15
Sponsors: Small (D36); Stewart (D17)
Title: INCREASED RENEWABLE ENERGY REQUIREMENTS
Summary: (Very similar to 2019 HB283; related to 2017 SB312) For rural electric cooperatives, increases the renewable energy standard in stages to 80% by 2045; for public utilities not municipalities or public colleges, increases the renewable energy standard in stages to 80% by 2040; requires hiring of apprentices for construction of electrical facilities.
Category: General Government

Bill: HB35
Sponsors: Garcia, Miguel (D14)
Title: STOLEN FIREARM VERIFICATION REQUIREMENT
Summary: Imposes a \$200 annual fee on federal firearm licensees for the Department of Public Safety to administer a program to determine if a firearm purchased in the licensee's ordinary course of business is stolen.
Category: Gun Bills
Notes: From the Sheriff's Affiliate:
This is something that many agencies already provide as part of their Investigative Unit's "Pawn Detail". This is a program that should be offered on the local level to FFL holders as it would assist local law enforcement in identifying and recovering those firearms reported stolen or lost.

SFC CLERK RECORDED 03/13/2019

Bill: HB40**Sponsors:** Garcia, Miguel (D14)**Title:** GUN SHOW FIREARM TRANSFER ACT**Summary:** Proposes the Gun Show Firearm Act to require the presence of a federal firearms licensee to conduct a background check of a potential buyer before ownership of the firearm is transferred at a gun show.**Category:** Gun Bills**Notes:** From the Sheriff's Affiliate:

This law could potentially create the unintended consequence of eliminating shooting-sport events like Shotgun Clay and Trap Shooting and FFA and 4H Turkey Shoot fund-raisers where Shotguns and Rifles, in excess of 25, are provided by the organizers to participants attending the event. This is due to a broad and non-descriptive definition of the term, "Gun Show". In addition, the term "Vendor" is not defined. Currently, gun show organizers require that all vendors (one who sells or trades firearms at the event after paying a vendor fee), possess an FFL and subsequently conducts background checks as a requirement of their FFL prior to transferring possession.

The so called, "Gun Show Loop-Hole" relates to private citizen sales that take place on the premises during a Gun Show event between non-vendors. It is rare that an individual will engage in such a sale however, they do occur on occasion but there are no attributable numbers that reveal this is a preferred method used to obtain a firearm by one who would otherwise be prohibited. Many of the same arguments apply in this case as they pertain to laws requiring a background check for a private sale or transfer

Bill: HB43**Sponsors:** Stapleton (D19)**Title:** HSD: BEHAVIORAL HEALTH INTERVENTIONS FOR INCARCERATED PERSONS**Summary:** (Related to 2018 HB160) Appropriates \$1.5 million (GF) to Human Services Department for use in FY 2020 to fund awards to counties that apply for behavioral health services funding. Adds a duty to the Behavioral Health Services Division of HSD to provide for interventions for nonviolent adult and juvenile offenders with behavioral health diagnoses**Position:** Support**Priority:** NMAC County Government Priority**Category:** Health

Bill: HB53**Sponsors:** Ferrary (D37)**Title:** PET FOOD FEES: ASSISTANCE FOR DOG & CAT SPAYING & NEUTERING**Summary:** (Similar to 2018 HB64) Imposes fees on pet food distributors which shall be credited to the Statewide Spay and Neuter Subaccount of the Animal Care and Facility Fund to provide financial assistance for dog and cat spaying and neutering for individuals (or groups that provide assistance to individuals) whose household income does not exceed 200 percent of the current federal poverty level. Includes reporting requirements.**Category:** Tax, Finance & Capital Outlay

Bill: HB57**Sponsors:** Chasey (D18)**Title:** FELONIES DON'T AFFECT VOTER REGISTRATION STATUS**Summary:** Amends the Election Code to remove the requirement for a county clerk to cancel certificates of registration when a voter has been convicted of a felony.**Category:** Elections**Notes:** Clerks - Opposed - 1/24/2019

<div> <div>Bill: HB67</div> <div>Sponsors: Allison (D4)</div> <div>Title: FUNDS FOR COUNTY AND TRIBAL HEALTH COUNCILS</div> <div>Summary: (For the Legislative Health and Human Services Committee) (Related to HB137) Appropriates \$1 million to the Department of Health for use in 2020 to fund community health plans and other functions performed by county and tribal health councils.</div> <div>Category: Health</div> </div>	
<div> <div>Bill: HB74</div> <div>Sponsors: Gonzales (D42)</div> <div>Title: TRADITIONAL HISTORIC COMMUNITY QUALIFICATIONS</div> <div>Summary: (Identical to 2018 HB 81, passed by both chambers but pocket vetoed by the governor; related to 1995 HB 1171) Removes condition that Class B counties be considered an urbanized territory. Revises definitions of traditional historic communities and urbanized territories by removing the exception for urbanized territories in unincorporated areas of Santa Fe County (class B counties with populations between 95,000 and 99,500).</div> <div>Category: General Government</div> </div>	
<div> <div>Bill: HB83</div> <div>Sponsors: Ely (D23)</div> <div>Title: EXTREME RISK FIREARM PROTECTION ORDER ACT</div> <div>Summary: Creates the Extreme Risk Protection Order Act to create a procedure to petition for a court order to prevent a dangerous person from possessing or buying a firearm or ammunition.</div> <div>Scheduled: 02/11/2019 – House Calendar, 11:00 a.m., House Chambers</div> <div>Category: Gun Bills</div> <div>Notes: From Sheriff's Affiliate: There are serious concerns with the provisions of this bill and many revolve around the potential of depriving the respondent of the "Due Process" safeguards guaranteed by the 5th Amendment to the United States Constitution. Although this law would not specifically make the allegation a criminal offense, the respondent would not be provided the safeguards guaranteed by the 6th Amendment to the United States Constitution (Jury Trial and the Assistance of Counsel) prior to being deprived of Life, Liberty, or Property. The term "Household Member" is extremely broad and does not even specify as to whether the relationship has to be "on-going" or to what extent the relationship has been terminated and for how long of a period. There are several circumstances where this process could be used by an estranged partner or "Household Member" as a mechanism for leverage in a custody dispute or marriage disillusion negotiation as has been the case with many Domestic Restraining Order cases. This bill has a high probability of creating a strain upon the capabilities of Law Enforcement property or evidence rooms. In a case where the respondent is an FFL holder and operates their own gun sale business, the seizing and storage of such an inventory would likely be burdensome and overwhelming. This bill requires that, "Before issuing a one-year extreme risk protection order, the court shall ensure that a reasonable search has been conducted for criminal history records related to the respondent." This would be an item the petitioner would be responsible for providing in any other type of proceeding and the bill does not specify as to how they would access such information. The bill also appears to allow testimony or evidence to be presented for "any criminal offense" relating to a controlled substance or alcohol even if it does not involve the specific incident the emergency order has been petitioned for. The normal judicial standard to deprive one of Life, Liberty, or Property is, "Beyond a reasonable doubt" however the standard in this bill is, "a preponderance of the evidence". In addition, should a one year order be granted, the respondent is only allowed "one" hearing during that time to prove that it should be terminated. In furtherance, should a motion to terminate be filed, the petitioner will be allowed more time than the respondent was originally given to prepare their arguments</div> </div>	

(page 15 line 14).

The bill references the issuance of a search warrant by the court however under current rules, an arrest warrant must be requested from the court via affidavit from Law Enforcement. It should include a description of the place(s) to be searched and the specific item(s) sought. Who will be providing the affidavit and petition to the Court for the issuance of a warrant? It would seem that the Court would consider issuing an order to seize certain property as apposed to a search warrant.

We believe that law enforcement agencies are un-necessarily being required to become firearms repositories under the provisions of this bill. More importantly, there are no provisions within the bill for law enforcement to be reimbursed for storage, maintenance, and/or disposal (unfunded mandate). Further, there is no "hold harmless" or "immunity clause" for law enforcement should the respondent's firearms sustain damage from natural elements (humidity, dust, or moisture) while being stored within their property/evidence rooms. Many of the law enforcement property/evidence rooms managed within the various agencies are not climate controlled, de-humidified, or dust free. This could become cost-prohibitive and burdensome for many agencies especially when there is a need to store custom or antique firearm collections for extended periods of time.

Bill: HB84

Sponsors: Ely (D23)

Title: AUTOMATIC VOTER REGISTRATION

Summary: (Related to 2017, HB28) Provides for the simultaneous automatic registration of qualified electors who have a driver's license or identification card issued or renewed by the state. Designates TRD, HSD and the Secretary of State as voter registration agencies.

Scheduled: 02/11/2019 – House Judiciary Committee, 1:30 p.m., Room 309

Category: Elections

Bill: HB85

Sponsors: Ely (D23)

Title: LABOR UNION MEMBERSHIP ORGANIZATION AS A CONDITION OF EMPLOYMENT

Summary: Permits employers and labor organizations in New Mexico to require membership in a labor organization as a condition of employment and grants the state exclusive jurisdiction to prohibit requiring such membership.

Category: Labor & Employment

Bill: HB86

Sponsors: Ely (D23)

Title: VOTER REGISTRATION AT POLLING PLACES AND EARLY VOTING SITES

Summary: Permits qualified electors to register to vote on election day at polling places or at early voting sites.

Scheduled: 02/11/2019 – House Judiciary Committee, 1:30 p.m., Room 309

Category: Elections

Notes: Clerks - Opposed - 1/24/2019

From the Clerks -

1) Current SOS Voter Registration System Infrastructure inadequate

Began as IRIS Now SERVIS - began "build out" in 2012 - promised Clerk's greater flexibility and functionality for elections but became a funding issue before go live date. Was supposed to be a cost savings process now has resulted in additional costs.

Still not fully functional particularly for the Local Election Act -and Clerks' concerned about implementing the LEA utilize SERIVS all issues still unknown.

Question? 1) How old are the servers currently housing SERVIS?

2) When do you anticipate SERVIS being fully functional?

3) Can you confirm with 100% certainty registration during voting will not create a slow-down of the system or total failure due to traffic.

4) Again do you currently have the server capacity to deal with this major increase in traffic?

5) Do all polling locations have connectivity (NO) - so you will provide this option for large population areas but disenfranchise those voting in very rural areas (lots of New Mexico)

2) Cybersecurity Issues

1) Isn't cybersecurity a priority for elections at this time?

Do these same day registration bills require "real time" access during voting?

Isn't real time access the best gateway for hackers to bring down a VR system?

Haven't experts cautioned that Vote Registration data bases are the most vulnerable part of the current election process?

Will these registration activities create more opportunity for PPI (personal protected info) to be harvested by non-election individuals (similar to Dona Ana County problem)

3) County level costs

Will real time registration during voting require additional personnel and additional equipment at the county level? (YES laptops and either part time staff or poll workers either way costs)

Who will be responsible for the additional costs? (the County)

How will small, rural counties with little staff coordinate ongoing registration in addition to early voting and election-day activities? (Harding County has two people in the Clerk's office they say they cannot realistically conduct registration during the election cycle - not enough employees)

Bill: HB87

Sponsors: Rubio (D35)

Title: DOMESTIC VIOLENCE AND FIREARM POSSESSION

Summary: (Related to 2019, HB83) Imposes penalties for firearm possession on persons subject to protection orders or convicted of domestic violence and requires relinquishment of firearms by those persons.

Category: Gun Bills

Bill: HB90

Sponsors: Armstrong, D. (D17)

Title: END OF LIFE OPTIONS ACT

Summary: (Related to 2017, HB 171 and SB 252) Cited as the Elizabeth Whitefield End of Life Options Act, establishes rights, procedures and protections related to medical aid in dying. Removes criminal liability for attending health care providers who provide assistance pursuant to the act.

Category: Courts & Public Safety

Bill: HB93

Sponsors: Ely (D23)

Title: UNAFFILIATED VOTERS IN PRIMARY ELECTIONS

Summary: Permits voters who have declined to state a party affiliation or who designated affiliation with an unqualified party to vote in a primary election by requesting the ballot of one of the participating parties in that primary.

Category: Elections

Notes: Clerks - Opposed - 1/24/2019

Bill: HB95

Sponsors: Salazar, T. (D70)

Title: RETIREE HEALTH CARE FUND

Summary: (Endorsed by the Investments and Pensions Oversight Committee) Increases rates of employer and employee contributions to the Retiree Health Care Fund.

Category: Tax, Finance & Capital Outlay

Bill: HB101

Sponsors: Rehm (R31)

Title: NO NEW FINGERPRINTS TO RENEW CONCEALED CARRY

Summary: (Related to 2019 HB98 and HB99) Prohibits Department of Public Safety from requiring resubmission of fingerprints for reissuance of a concealed carry permit if they were submitted for the initial license.

Category: Gun Bills

<p>Bill: HB107</p> <p>Sponsors: Rehm (R31)</p> <p>Title: RESERVE POLICE OFFICER ACT</p> <p>Summary: (For the Courts, Corrections and Justice Committee) Creates the Reserve Police Officer Act to authorize state and local governments to commission reserve police officers to assist police officers. Defines their powers, duties, qualifications, licensure and training. Amends other statutes to conform with the act.</p> <p>Category: Courts & Public Safety</p> <p>Notes: EC Support 1/31/2019</p>
<p>Bill: HB115</p> <p>Sponsors: Crowder (R64)</p> <p>Title: TERRORISTIC THREAT CRIME</p> <p>Summary: Creates the crime of making a terroristic threat, carrying a penalty of a fourth-degree felony.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: HB124</p> <p>Sponsors: Sweetser (D32)</p> <p>Title: FIRE PROTECTION FUND FOR LAND PURCHASE</p> <p>Summary: (Endorsed by the New Mexico Finance Authority Oversight Committee) Clarifies that money from the Fire Protection Fund may be used to purchase land for fire stations and substations; allows fund awards to entities with outstanding obligations associated with prior fund awards.</p> <p>Category: Courts & Public Safety</p> <p>Notes: EC Support - 1/24/2019</p>
<p>Bill: HB129</p> <p>Sponsors: Trujillo, L. (D48)</p> <p>Title: ARMED SCHOOL SECURITY PERSONNEL</p> <p>Summary: (For the Legislative Education Study Committee) Allows retired peace officers and contract security personnel to carry deadly weapons on school premises</p> <p>Category: Gun Bills</p>
<p>Bill: HB130</p> <p>Sponsors: Trujillo, L. (D48)</p> <p>Title: NEGLIGENT STORAGE OF FIREARMS</p> <p>Summary: Creates criminal penalties and civil liability for negligent storage of a firearm in relation to minors.</p> <p>Scheduled: 02/12/2019 – House Consumer and Public Affairs Committee, 1:30 p.m., Room 317 (Revised 02/10/2019)</p> <p>Category: Gun Bills</p>
<p>Bill: HB137</p> <p>Sponsors: Allison (D4)</p> <p>Title: COUNTY AND TRIBAL HEALTH PLAN ACT</p> <p>Summary: Creates the County and Tribal Health Plan Act; repeals the Maternal and Child Health Plan Act.</p> <p>Category: Health</p>
<p>Bill: HB141</p> <p>Sponsors: Garcia, Miguel (D14)</p> <p>Title: PROHIBIT DISCLOSURE OF PERSONAL DATA BY STATE EMPLOYEES</p> <p>Summary: Amends the Governmental Conduct Act to forbid state agency employees from disclosing sensitive personal information acquired in their positions with the agency to anyone outside that agency except when disclosure is needed to carry out an agency function, to comply with a court order, in response to a subpoena, as permitted by specific exceptions to privacy in the Motor Vehicle Code, or as required by federal law.</p> <p>Category: Courts & Public Safety</p> <p>Notes: Sheriffs think this bill might keep NM State Police from co-operating with ICE.</p>

Bill: HB151**Sponsors:** Ruiloba (D12)**Title:** CERTAIN LICENSED MINORS MAY DELIVER ALCOHOLIC BEVERAGES**Summary:** Amends the Liquor Control Act to allow minors who are licensed under the N.M. Commercial Driver's License Act to deliver packaged alcoholic beverages. Requires that the items delivered by the minor be in sealed, unbroken packages, including containers such as bottles, cans and kegs. The person under age 21 is not allowed to sample alcoholic beverages to accounts. Effective July 1, 2019.**Category:** Liquor License Bills

Bill: HB154**Sponsors:** Maestas (D16)**Title:** LAW ENFORCEMENT PROTECTION FUND DISTRIBUTION**Summary:** (For the Courts, Corrections and Justice Committee) Discontinues the annual transfer of money from the Law Enforcement Protection Fund to the General Fund and increases the distribution levels from the fund to municipal police departments, county sheriff offices, university police departments, the Law Enforcement Training Academy and tribal police departments.**Category:** Courts & Public Safety**Notes:** EC Support - 1/24/2019

In many small rural counties, sheriffs' offices are severely challenged to provide essential law enforcement services with limited budgets and personnel. The law enforcement protection fund provides some financial assistance to these offices to maintain and improve their operations and to enhance the efficiency and effectiveness of law enforcement services. In addition, the fund sustains at a reasonable level the payments available to the surviving eligible family members of a deputy killed in the line of duty. Importantly, HB 154 increases the amounts distributed to sheriffs' offices throughout the state, and expressly provides that money in the fund shall not be transferred to the general fund at the end of a fiscal year. This will ensure that the statutory intent of the Law Enforcement Protection Fund Act is fulfilled

Bill: HB155**Sponsors:** Dow (R38)**Title:** LOCAL INFRASTRUCTURE GRT RATE INCREASE**Summary:** (Duplicate of 2019 SB113) Increases the maximum rate of the municipal infrastructure gross receipts tax and the county infrastructure gross receipts tax from 0.25 to 0.625 percent.**Category:** Tax, Finance & Capital Outlay

Bill: HB156**Sponsors:** Dow (R38)**Title:** PERMITS USE OF EXCESS COUNTY CORRECTIONAL FACILITY TAX REVENUES**Summary:** (Endorsed by the New Mexico Finance Oversight Committee) (Similar to 2018 HB225) Relates to the authorized use of excess tax revenue derived from the County Correctional Facility Gross Receipts Tax.**Category:** Tax, Finance & Capital Outlay**Notes:** EC Support 1/24/2019

Bill: HB157**Sponsors:** Dow (R38)**Title:** RENAMES COUNTY TAX, ALLOWS USE FOR PUBLIC SAFETY ANSWERING SERVICE**Summary:** (Related to 2018 SB205) Expands the authorized uses of revenue derived from the County Emergency Communications and Emergency Medical and Behavioral Health Services Tax and changes the name of the tax.**Category:** Tax, Finance & Capital Outlay**Notes:** EC Support 1/24/2019

<p>Bill: HB162</p> <p>Sponsors: Trujillo, J. (D45)</p> <p>Title: INSURANCE PREMIUM TAX ACT</p> <p>Summary: (Related to 2018, HB 223) (For the Revenue Stabilization and Tax Policy Committee) Transfers administration and enforcement of the Insurance Premium Tax Act from the Insurance Superintendent to the Taxation and Revenue Department; amends the distribution of insurance premium tax receipts; and requires the Superintendent of Insurance to provide certain information to TRD.</p> <p>Scheduled: 02/11/2019 – House Calendar, 11:00 a.m., House Chambers</p> <p>Category: Courts & Public Safety</p> <p>Notes: EC Support 1/31/2019</p>
<p>Bill: HB165</p> <p>Sponsors: Sweetser (D32)</p> <p>Title: HIGH-WAGE JOBS TAX CREDIT CHANGES</p> <p>Summary: Alters fundamental parameters of the High-Wage Jobs Tax Credit. Reduces the rate of the tax credit from ten to 8.5 percent of the eligible employee's wages but expands the wage base from \$12,000 to \$12,750 per job per qualifying period. No longer requires eligible jobs to be full-time. Effective for qualifying periods beginning on or after January 1, 2019.</p> <p>Category: Transportation & Roads</p>
<p>Bill: HB169</p> <p>Sponsors: McQueen (D50)</p> <p>Title: PUBLIC OFFICIALS: PUBLIC CORRUPTION ACT</p> <p>Summary: (Almost identical to 2018, HB 109; related to 2018, HB 111 and HB 287) Cited as the Public Corruption act, applies to public corruption offenses committed by public officials while campaigning for or serving a term as a public official on or after July 1, 2019, but does not include judicial, municipal, school board or special district elections. Classifies 14 different types of violations that carry a first-, second- or third-degree felony penalty as a public corruption offense. In addition to the criminal penalties for an underlying offense, a public official shall forfeit service accrued under PERA during all periods of service as a public official (contains some exclusions).</p> <p>Category: General Government</p>
<p>Bill: HB175</p> <p>Sponsors: Salazar, T. (D70)</p> <p>Title: REGIONAL WATER UTILITY AUTHORITY ACT</p> <p>Summary: (Related to 2015 SB550) Allows the creation of a new statutory entity—a Regional Water Utility Authority—that may be incorporated through the cooperation of two or more entities to provide water or wastewater treatment services and renewable energy infrastructure for those services within a designated service area to be determined by the parties. Applies to a political subdivision, mutual domestic water consumers association, a sanitation district, a water and sanitation district, or any similar district, a recognized Indian tribe, nation or pueblo, or other agency created pursuant to a joint powers agreement on their behalf.</p> <p>Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>
<p>Bill: HB177</p> <p>Sponsors: Stewart (D17)</p> <p>Title: PRC RULES FOR SMOKE DAMPERS AND FIRE CONTROL SYSTEMS</p> <p>Summary: (Duplicate of SB143, 2019) Requires the Public Regulation Commission to mandate inspection of fire and smoke dampers and fire control systems.</p> <p>Category: Fire, EMS & E911</p>

Bill: HB186
Sponsors: Salazar, T. (D70)
Title: REGIONAL WATER PLANNING ACT
Summary: Establishes the Regional Water Planning Act to provide criteria and direction for state and regional water planning; reforms the powers and duties of the Interstate Stream Commission; makes an appropriation of \$10 million for water planning.
Category: Public Lands, Natural Resources & Agriculture

Bill: HB188
Sponsors: Brown (R55)
Title: MOTOR VEHICLE EXCISE TAX REVENUE
Summary: (Related to 2018 SB 226 – passed and signed by Governor) Increases the distribution of motor vehicle excise tax revenue to the State Road Fund over multiple years.
Category: Tax, Finance & Capital Outlay

Bill: HB189
Sponsors: Brown (R55)
Title: APPROPRIATION TO STATE ROAD FUND
Summary: Provides \$860 million (GF, nonreverting) for FY 2020 and following years for the State Road Fund. Unspent funds do not revert to the GF at the end of the fiscal year.
Category: Tax, Finance & Capital Outlay

Bill: HB194
Sponsors: Martinez, R. (D39)
Title: FUNDS WORKING GROUP FOR FRONTIER COMMUNITIES
Summary: Appropriates \$50,000 (GF) to the Economic Development Department for use in FY 2020 to convene a working group to identify ways to direct investment and reinvestment of state resources into frontier communities.
Category: Economic Development & IRBs

Bill: HB196
Sponsors: Chasey (D18)
Title: PREGNANT WORKER ACCOMMODATION ACT
Summary: (Similar to 2017 HB179, vetoed on grounds that protection is already afforded by state and federal law and citing lack of clarity of certain language) Establishes the "Pregnant Worker Accommodation Act" to require that employers make reasonable accommodation of an employee's or job applicant's needs arising from pregnancy or childbirth or a related condition and prohibiting discrimination or retaliation in employment; provides for grievance procedures and penalties.
Category: Labor & Employment

Bill: HB201
Sponsors: Brown (R55)
Title: TAX INCENTIVES FOR DONATING TO COUNTY ROAD FUNDS
Summary: Allows both personal and corporate income taxpayers to claim a nonrefundable credit for donations to a county road fund up to \$1 million. Also permits personal income taxpayers to donate any part of a tax refund to the county road fund of a specific county.
Category: Tax, Finance & Capital Outlay
Notes: EC Support 1/31/2019

<p>Bill: HB203</p> <p>Sponsors: Small (D36)</p> <p>Title: AGRICULTURAL ECONOMIC DEVELOPMENT</p> <p>Summary: (Identical to 2017 HB289, passed nearly unanimously in both houses and vetoed by the governor.) Expands the statewide Economic Development Finance Act to include agricultural enterprises in the lists of economic development goals and eligible entities for which revenue bonds may be issued. Agricultural enterprises include new or ongoing agricultural projects and projects that add value to New Mexico agricultural products.</p> <p>Category: Economic Development & IRBs</p>	
<p>Bill: HB204</p> <p>Sponsors: Small (D36)</p> <p>Title: HEALTHY SOIL ACT</p> <p>Summary: (Duplicate of 2019 SB218) Appropriates \$5.15 million (GF nonreverting) for use in FY 2020 and subsequent years for the Department of Agriculture to administer the Healthy Soil Program to (1) award grants to eligible entities for technical assistance to producers and land managers to advance soil health principles and supported methods, and (2) develop a user-friendly grant program and criteria for equitably awarding grants. May give priority to entities serving young producers, veterans, small farms or ranches or projects that benefit economically or socially disadvantaged communities</p> <p>Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>	
<p>Bill: HB206</p> <p>Sponsors: Chasey (D18); Stewart (D17)</p> <p>Title: ENVIRONMENTAL REVIEW ACT</p> <p>Summary: Appropriates \$1 million (GF) to be divided equally to the State Land Office, the Department of Environment, the Energy, Minerals and Natural Resources Department and the Office of the State Engineer for use in FY 2020 for each agency to hire two full-time equivalent positions to carry out the agency's duties pursuant to the Environmental Review Act; establishes the Environmental Review Act and sets forth requirements for environmental assessments and impact statements.</p> <p>Category: General Government</p> <p>Notes: EC Oppose 1/24/2019</p> <p>HB 206 proposes to implement state-level environmental assessments (EA) and more detailed environmental impact statements (EIS) similar to those required by the federal government. Federal environmental policies are extremely complex and cumbersome. It is common for analysis to take years to compile, only to then be litigated. Some of the significant problems in federal processes surround ambiguities in language, inability to prove that all affected stakeholders were actively engaged, and obligations placed on the final decision makers to demonstrate that the analysis was weighed appropriately. Additional complications in environmental analysis arise due to changes in species listings, natural and environmental resources (i.e., fire, flood, drought), and changes in regulations and laws throughout the process period. Because of these moving targets, there is ongoing debate at the federal level as to whether these types of environmental processes really do achieve the objectives that they are designed to address.</p> <p>This bill presents many of the same issues. The federal environmental processes that this legislation is modeled after have many deficits including undefined terms such as "significant," "reasonably foreseeable," "potential," and "appropriate." The use of these undefined terms often leaves analysis open to interpretation and creates an increased risk for potential litigation when compiling quantitative and qualitative data. These assessments often fail to consider the appropriate cost benefits for natural environment versus the human environment and/or economic environment. Other areas that create complications in existing environmental decisions have to do with the term "best available science," as opposed to "peer-reviewed science." Best available can still be left to interpretation and is often measured by volume rather than substance. These processes can also create inequalities with certain special interest groups that have far more financial resources to contract for scientific research and legal representation, than local governments. Costly project delays, due to cumbersome processes, can materially hamper local government ability to complete</p>	

important public projects.

Currently, 16 states have implemented state-level environmental policy legislation. Fourteen of these were put in place during the 1970s in response to the lack of federal environmental protections in place at the time. The last two states to implement policies were New Jersey in 1989 and Georgia in 1991. Five of the states require EIS and EA review on local projects, three require reviews for private projects, and two attempt to address climate change or greenhouse gas emissions. The benefits of these statutes are often depleted by increased litigation, duplicity with federal efforts, expansion of exclusions, and ongoing legislation to remove this state control. https://dukespace.lib.duke.edu/dspace/bitstream/handle/10161/5891/P.%20Marchman%20Little%20NEPAs_Final_w%20endnotes.pdf.

HB 206 places an unfunded mandate on local governments, requiring them to provide financial and personnel resources to engage in the required environmental process (Section 2.B., Section 3.L., Section 4.E., Section 4.F.3). The financial obligation would be difficult to quantify depending upon the counties role in each project, the scope and scale of the project, potential duplication of existing statutory review, and the criteria to be assessed. As a comparison for smaller assessments, the Department of Energy's payments to contractors to produce an EA ranged from \$3,000 to \$1.2 million with a median cost of \$65,000 from calendar year 2003 through calendar year 2012. For context, a 2003 task force report to the federal Council on Environmental Quality —the only available source of government wide cost estimates— determined that a typical federal EIS cost ranges from \$250,000 to \$2 million. <https://www.gao.gov/assets/670/662543.pdf>.

The legislation also does not clearly define whether affected local governments will be identified as the lead agency (Section 3.H.) or if they will be cooperating agencies (Section 3.B.). Too often in federal EA and EIS, local governments are only invited to the dialogue along with the public and can be denied cooperating agency status. This legislation does not address who makes these determinations or provide any guarantee of local government representation by elected commissions and councils, that are statutorily obligated to protect their constituents (Section 4.C.). Only state agencies, Indian nations, tribes, or pueblos have a guarantee to be a cooperating agency (Section 4.D.).

The definition of "proximity" (Section 3.K) is stated as (1) within one-fourth mile of a project property or (2) within two and one-half miles of a project property dependent upon the classification and population of the county.

A one-fourth mile radius for a Class A or H county represents approximately 125.6 acres.

Example: $\frac{1}{4}$ mile = 1320 feet

Area of the Circle in Square Feet = $3.14 \times (1320 \text{ ft.})^2 = (5471136 \text{ ft.})^2$

Convert Square Feet to Acres = $5471136 \text{ ft.}^2 / 43560 \text{ ft.}^2 \text{ per acre} = 125.6 \text{ acres}$

A two and one-half mile radius for other county classifications represents approximately 12,560 acres.

Example: $2 \frac{1}{2}$ mile = 13200 feet

Area of the Circle in Square Feet = $3.14 \times (13200 \text{ ft.})^2 = (547113600 \text{ ft.})^2$

Convert Square Feet to Acres = $547113600 \text{ ft.}^2 / 43560 \text{ ft.}^2 \text{ per acre} = 12,560 \text{ acres}$

These are significant areas and may be particularly burdensome for rural counties that often concentrate entire communities within an area less than 19 square miles. In fact, based on this criterion, the vast majority of projects would require entire municipality engagement regardless of the scale of the project.

The legislation requires that notice be provided when the project is undertaken or has been finalized (Section 10.A). This inconsistency could mean that local governments with a vested interested and statutory obligation to protect the health, safety, and welfare of their constituents may not be notified until after the decision has already been made.

Based upon the reasons cited above, the New Mexico Counties is in opposition to this bill.

Bill: HB208

Sponsors: Small (D36)

Title: HAZARDOUS DUTY OFFICERS' COMPELLED STATEMENTS

Summary: Amends the Hazardous Duty Officers' Employer-Employee Relations Act to clarify that statements by an officer during an investigative interview, compelled under threat of dismissal or other sanction, shall not be released except upon a court order. Requires officers to be advised of their legal rights prior to an investigative interview.

Category: Courts & Public Safety

Bill: HB211

Sponsors: Gonzales (D42)

Title: COUNTY AND MUNICIPAL FUELS TAX ACT

Summary: (Similar to 2016 HB328; 2017 HB63, as amended) Current law allows Class A and H counties and their municipalities to impose a local gasoline tax of one or two cents on retail sales within the jurisdiction. This bill modifies that authority in several ways. It allows all municipalities and counties authority to impose a tax up to ten cents (in one cent increments) on both gasoline and special fuels. Municipalities may impose tax on retail sales within their boundaries and counties on retail sales in that part of the county outside municipalities. Substantially re-writes the administrative provisions so that the local government can collect and administer the tax with no state involvement.

Scheduled: 02/11/2019 – House Taxation and Revenue Committee, 8:30 a.m., Room 317

Category: Tax, Finance & Capital Outlay

Bill: HB213

Sponsors: Roybal Caballero (D13)

Title: PAID FAMILY AND MEDICAL LEAVE ACT

Summary: Proposes the Paid Family and Medical Leave Act; creates the Paid Leave Division in the Workforce Solutions Department and the Paid Family and Medical Leave Insurance Fund; appropriates nonreverting money from the Fund to the Division to distribute leave compensation and cover administrative costs.

Category: Labor & Employment

Bill: HB216

Sponsors: Trujillo, L. (D48)

Title: COUNTY SUBDIVISION REGULATION RECORDATION REQUIREMENTS

Summary: Relates to county government; removes requirement that county subdivision ordinances be filed with the State Records Administrator.

Category: General Government

Bill: HB224

Sponsors: Bandy (R3)

Title: PRETRIAL DETENTION COURTS OF RECORD

Summary: (Identical to 2018 SB13) Extends the jurisdiction and authority of magistrate and metropolitan courts to act as courts of record in felony cases where denial of bail has been requested by the prosecuting authority.

Category: Courts & Public Safety

Bill: HB228

Sponsors: Garcia, Harry (D69)

Title: SOLO-WORKER PROGRAM FUNDS

Summary: (For the Economic and Rural Development Committee) Provides \$1.3 million (GF) to the Economic Development Department for use in FY 2020 for the Solo-Worker Program created by Sec. 9-15-57.

Category: Economic Development & IRBs

Bill:	HB229
Sponsors:	Ezzell (R58)
Title:	REGIONAL AIR CENTER SPECIAL ECONOMIC DISTRICT ACT
Summary:	Empowers a municipality (Roswell), together with the county (Chaves) in which the municipality is situated, to create an industrial air center special economic district governed by an authority. Main purpose is to construct and maintain airport facilities. Declares authority to be a political subdivision which may issue bonds against its revenues. These bonds are tax-exempt. Authority may impose charges and fees for use of its property and land.
Category:	Economic Development & IRBs
Notes:	EC Support 1/24/2019

Bill:	HB241
Sponsors:	Lundstrom (D9); Candelaria (D26)
Title:	PUBLIC PROJECT REVOLVING FUND LOANS TO 192 RECIPIENTS
Summary:	(Endorsed by the New Mexico Finance Authority Oversight Committee) Authorizes the New Mexico Finance Authority to make the 192 loans listed below, all in excess of \$1 million each, for public projects from the Public Project Revolving Fund.
Category:	Tax, Finance & Capital Outlay

Bill:	HB246
Sponsors:	Chandler (D43)
Title:	PUBLIC WORKS PROJECTS WAGE COMPLAINTS
Summary:	(Substantially identical to 2017 HJC substitute for HB 335) Amends the Public Works Minimum Wage Act to require that a contracting agency provide copies of certified weekly payroll records to a requesting party; provides for a complaint process for failure to pay wages or benefits as required by the act; provides for treble damages.
Category:	Labor & Employment

Bill:	HB262
Sponsors:	McQueen (D50)
Title:	PUBLICATION OF CAPITAL OUTLAY PROJECTS AND ALLOCATIONS
Summary:	(Similar to 2017 HB121, HB141, SB25) Beginning with this session, requires the Legislative Council Service to publish a searchable list on its website of capital projects.
Category:	Tax, Finance & Capital Outlay
Notes:	EC Support - 2/07/2019

Bill:	HB264
Sponsors:	Chandler (D43)
Title:	PAID FAMILY AND MEDICAL LEAVE AND TRUST FUND
Summary:	(Largely identical to 2019 HB213) Proposes the Paid Family and Medical Leave Act; creates the Paid Family and Medical Leave Implementation Advisory Committee in the Workforce Solutions Department and the Paid Family and Medical Leave Trust Fund; appropriates \$1 million (GF nonreverting) to the trust fund for use in FY 2020 and subsequent years to implement the provisions of the act.
Category:	Labor & Employment

Bill:	HB266
Sponsors:	Bandy (R3)
Title:	FOREST AND WATERSHED RESTORATION ACT
Summary:	Establishes the Forest and Watershed Restoration Act and an Advisory Board; appropriates and distributes \$1 million each annually from the Rio Grand Income Fund and the New Mexico Irrigation Works Construction Fund to the Forest Land Protection Revolving Fund to fund approved projects pursuant to the act.
Category:	Public Lands, Natural Resources & Agriculture

Bill:	HB267
Sponsors:	Ely (D23)
Title:	CRIMINAL JUSTICE REFORM: SENTENCING COMMISSION, ARREST RECORDS, DISCLOSURE, CRIME REDUCTION GRANTS
Summary:	(Related to 2017 SM66) Increases the New Mexico Sentencing Commission from 24 to 27 members by adding a representative from the Behavioral Health Services Division of the Human Services Department, a public member appointed by the minority floor leader of the Senate, and a public member appointed by the minority floor leader of the House of Representatives. Provides that the two district court judges shall be appointed by the District and Metropolitan Judges Association. Replaces the member from the Court of Appeals with a magistrate judge appointed by the Chief Justice of the Supreme Court. Carries a \$31,578,550 appropriations.
Category:	Courts & Public Safety
Bill:	HB269
Sponsors:	Martinez, R. (D39); Dow (R38); Gonzales (D42); Sanchez (D40); Lara (D34)
Title:	GOVERNMENT REORGANIZATION: CREATES STATE FIRE MARSHAL'S OFFICE
Summary:	A government reorganization measure that removes the Fire Marshal Division from the Public Regulation Commission and transfers its functions and authority to a separate entity called the Fire Marshal's Office as an autonomous agency that is administratively attached to the Office of Superintendent of Insurance. Creates a quasi-policy and advisory Fire Services Council to oversee the Office and hear appeals taken from State Fire Marshal orders.
Category:	Fire, EMS & E911
Notes:	EC Support 1/24/2019M County Priority - Removes Fire Marshall's office and Fire Fund from the PRC, creates independent agency attached to OIC
Bill:	HB271
Sponsors:	Montoya (R1)
Title:	MUNICIPAL DISPENSER'S LICENSE
Summary:	(Similar to SB79) Permits the governing body of a municipality that is located in a local option district to request and the director, Alcohol and Gaming Division, to issue one municipal dispenser's license for each 10,000 residents of the municipality. The license may be used only to lease to a qualified lessee, may not be transferred and does not expire. Municipal dispenser licenses do not count for purposes of establishing the maximum number of licenses permitted in the municipality.
Category:	Liquor License Bills
Bill:	HB272
Sponsors:	Montoya (R1)
Title:	TYPE B RESTAURANT LIQUOR LICENSE
Summary:	(Duplicate of SB210) Allows local option districts to adopt ordinances approving the issuance of restaurant licenses, designated type B restaurant licenses, for the sale and service of beer, wine and alcoholic beverages. Sets the fee for issuance at \$20,000 and for renewal at \$1,300 per annum. Effective July 1, 2019.
Category:	Liquor License Bills
Bill:	HB273
Sponsors:	Montoya (R1)
Title:	RESTAURANT LICENSES LIMITED TO SELLING NEW MEXICO PRODUCTS
Summary:	(Duplicate of SB78) Allows local option districts to approve restaurant licenses for either (1) for sale of beer or wine only or (2) sale of beer and wine and of spirituous liquors distilled and bottled in New Mexico. The geographic locations for type 2 licenses must be limited. Sets the fee for a type 2 restaurant license at \$2,000 per year. Effective July 1, 2019.
Category:	Liquor License Bills

Bill: HB276**Sponsors:** Sweetser (D32)**Title:** ADVANCED MAPPING FUND FOR STATE ENGINEER**Summary:** Creates a nonreverting Advanced Mapping Fund to be administered by the Office of the State Engineer and funded by appropriations, donations, income from investment and money otherwise accruing. Money in the fund is subject to appropriation by the Legislature.**Category:** Public Lands, Natural Resources & Agriculture**Notes:** EC Support 1/24/2019

Bill: HB283**Sponsors:** Small (D36); Stewart (D17)**Title:** INCREASED RENEWABLE ENERGY REQUIREMENTS**Summary:** (Duplicate of SB275; related to 2017 SB312) For rural electric cooperatives and public utilities not municipalities or public colleges, increases the renewable energy standard in five-year stages to 80% by 2045 for cooperatives and to 2040 for other utilities.**Category:** Public Lands, Natural Resources & Agriculture

Bill: HB286**Sponsors:** Lundstrom (D9)**Title:** PUBLIC-PRIVATE PARTNERSHIPS ACT**Summary:** (Related to 2017 HB275 and SB143) Creates the Public-Private Partnerships Act, the Public-Private Partnerships Board administratively attached to the New Mexico Finance Authority, and the Public-Private Partnership Project Fund within and administered by the Authority, to allow state and local governments to enter into partnerships with private sector entities to facilitate capital projects as an alternative to Procurement Code requirements.**Category:** Economic Development & IRBs**Notes:** EC Support 1/31/2019

Bill: HB288**Sponsors:** Johnson (D5)**Title:** RURAL INFRASTRUCTURE TAX CREDIT**Summary:** (For the Economic and Rural Development Committee) Creates the nonrefundable rural infrastructure tax credit. Allows taxpayers making qualified investments to claim tax credits up to 30 percent of the cost of the qualified investment against the taxpayer's modified combined tax liability or personal or corporate income tax liability. Amount of credit associated with purchase or land or fixed assets may not exceed 50 percent of the cost of construction of one or more buildings.**Category:** Economic Development & IRBs

Bill: HB290**Sponsors:** Romero, A. (D46)**Title:** MANDATED METHADONE THERAPY FOR INMATES**Summary:** Mandates an adult or juvenile correctional facility, detention center or local jail to provide an inmate who is methadone-dependent with methadone therapy in an amount and manner that is consistent with medical best practices for avoiding withdrawal and treating opioid dependence.**Scheduled:** 02/11/2019 – House Health and Human Services Committee, 8:00 a.m., Room 315 (Revised 02/10/2019)**Category:** Courts & Public Safety**Notes:** EC Oppose 1/31/2019 NM Counties oppose HB290, which would require county detention facilities to provide methadone therapy to inmates who are methadone-dependent.

There is no funding specified to support HB290 even though implementation would be costly.

Methadone is not a medication that all healthcare providers can dispense. Special licensure is required and there are a limited number of licensed methadone clinics in the state. There are 27 adult and 8 juvenile county detention facilities in New Mexico. Only nine of the counties that operate detention facilities have methadone clinics. Even if a county has a clinic, existing clinics are not

necessarily convenient—Rio Arriba county, for example, has a methadone clinic but it is 1 ½ hours from the county jail. Other detention facilities are even further from licensed clinics.

Only the Bernalillo County Metropolitan Detention Center (MDC) currently has a contractor with the required licensure and capability to dispense methadone. It was a long and costly process to obtain that licensure. To the extent this bill would require county detention facilities to become licensed methadone clinics the cost would require a substantial appropriation—not just for medicine itself but for additional medical staff, training, equipment, and physical plant improvements. The county would need to acquire licenses and comply with regulations from several agencies including the USDEA, NM Board of Pharmacy, Substance Abuse and Mental Health Services Administration (SAMHSA), Commission on Accreditation for Rehabilitation Facility (CARF), and the New Mexico Human Services Behavioral Health Services Division (BHSD) State Opioid Treatment Authority (SOTA). The county would need a doctor certified to dispense methadone, a secure pharmacy with surveillance, a certified nurse to dispense, medication, and counseling services because counseling is a required component of methadone maintenance. Preliminary estimates indicate that creating and maintaining such a program would cost each county several hundred thousand dollars. Using MDC as a reference, the fixed cost for methadone maintenance for approximately 125 inmates per day is \$19.51 per inmate per day or \$890,150 per year. MDC uses funds awarded by a New Mexico Human Services Behavioral Health Services Division grant to pay for its program and currently doses approximately 250 inmates per day.

Counties are not licensed to dispense methadone and would need to contract with providers that meet the federal and state legal requirements and regulations and such providers are not available in every community. Methadone maintenance requires daily transportation to a licensed Methadone clinic. Transportation is costly and staff intensive particularly when it involves high security violent offenders. It also creates a security risk because detainees and their families would know that the transport would be happening daily and friends, family, or enemies of the detainee would know they could see the detainee at the dosing visits. This would create a substantial safety risk. Many counties operate with fewer than six detention officers on duty at a time. Dedicating two officers for medical transport would significantly compromise the staffing levels required for safe operation of the facility. Counties who could not staff the transportation while maintaining necessary staffing levels for the safe operation of their facilities would be forced to transfer detainees to facilities out of county at additional cost and potential hardship to the detainee's family. Requiring daily transport for dosing would also require transport vehicles.

County detention facilities have detoxification protocols. Many facilities are narcotic free and introduction of opiate replacement into the secure facilities could require those detainees to be segregated from the general population. Some counties have substance treatment programs in their detention facilities that are showing some encouraging progress in reducing recidivism. Some of these programs are drug free. Requiring continuation of methadone would disqualify detainees from participation.

Bill: HB292

Sponsors: Schmedes (R22)

Title: ELECTIONS: VOTER PRIVACY DURING EARLY-VOTING PERIOD

Summary: Relates to the Absentee Ballot Register maintained by county clerks and provides for confidentiality of the register for the 28 days preceding an election.

Scheduled: 02/11/2019 – *BILL REMOVED* House State Government, Elections and Indian Affairs Committee, 8:30 a.m, Room 309 (Revised 02/10/2019)

Category: Elections

Bill: HB293
Sponsors: Nibert (R59)
Title: FILING AND RECORDING OF DUPLICATES
Summary: Substantially identical to 2017 SB212) Where an original instrument of writing is unavailable for filing and recording, a copy of it will be accepted for filing and recording if a valid affidavit is presented with the following information:
Category: Elections
Notes: Clerks - Supported - 1/24/2019

Bill: HB308
Sponsors: Gallegos, Doreen (D52)
Title: DENTAL THERAPIST LICENSURE
Summary: (Similar to 2017 HB264 as amended; 2016 HB191 and SB217). Revises the Dental Health Care Act and related statutes to provide for the licensing, regulation, supervision, scope of practice, and allowable practice environments of dental therapy, a new category of dental health care service. Establishes qualifications for director of the Office of Oral Health in the Department of Health. Requires public school students to obtain or opt out of dental examinations prior to annual school enrollment. Provides for reimbursement of dental therapy under the Public Assistance Act and the Nonprofit Health Care Plan Law. Requires a study and report.
Category: Health

Bill: HB312
Sponsors: Chandler (D43)
Title: FORFEITURE ACT AMENDMENTS
Summary: For forfeitures under local law, requires conviction by a criminal court of a felony offense and clear and convincing evidence that the property is subject to forfeiture. Generally makes explicit that forfeitures under local law must follow the same rules as forfeitures under state law.
Category: Courts & Public Safety
Notes: HB312 is a New Mexico Counties priority. Unintended consequences from the 2015 amendments to the Forfeiture Act have caused hardship to local law enforcement. Use of the term "abandoned property" in the Forfeiture Act (NMSA 1978 §31-27-1 et seq.) created confusion regarding the proper handling and disposal of abandoned and unclaimed property that would otherwise be governed by NMSA 1978 §29-1-14 and required the state treasurer to assume responsibility for processing abandoned property that should be handled at the local level. The 2015 amendments also did not extend the state Forfeiture Act to local forfeiture programs.

HB312 seeks to resolve the abandoned property confusion by using the term "disclaimed property" to describe property subject to forfeiture proceedings because it is often attached to investigations involving suspected ill-gotten gains as opposed to property that is otherwise disposed of outside of forfeiture. It requires conviction prior to forfeiture and extends due process protections to local forfeiture programs. It requires proceeds from forfeiture to go to the general fund. It allows the state treasurer to designate appropriate entities to dispose of forfeited property potentially saving substantial transportation and storage costs. It provides remedies for defendants who would otherwise need the property to pay their attorney fees as well as protections for innocent owners. It also provides for reimbursement for law enforcement for the costs of storage, maintenance, transportation and disposal of properly forfeited property. While modest, these improvements to the Forfeiture Act will provide much needed relief to local law enforcement.

Bill: HB316
Sponsors: Rehm (R31)
Title: FELON IN POSSESSION OF FIREARM OR DESTRUCTIVE DEVICE
Summary: (Identical to 2017 HB17 and HB52; similar to 2018 HB19, final version, section 4 – chapter 74 of 2018; virtually identical to 2018 HB25 and HB118) Increases the penalty for a felon in possession of a firearm or destructive device from a fourth- to a third-degree felony under the Criminal Sentencing Act.
Category: Gun Bills

Bill: HB317
Sponsors: Rehm (R31)
Title: DUI AND IGNITION INTERLOCK FOR CERTAIN DRUGS
Summary: (Identical to 2017 HB22 and 2018 HB39) Sets specific standards in the state's DUI laws regarding drugs. It is unlawful for a person under the influence of any drug to drive a vehicle within the state. Prohibits driving with certain amounts of controlled substances or metabolites in the blood. Clarifies that the ignition interlock requirement only applies to offenders with alcohol concentration in their blood or breath. Increases eighth or subsequent DUI conviction to a second-degree felony. Modifies DUI laws by adopting uniform references to "unlawful alcohol," "controlled substance," and "controlled substance metabolite" concentrations in the driver's blood or breath.
Category: Courts & Public Safety

Bill: HB324
Sponsors: Armstrong, D. (D17)
Title: FIREFIGHTER OCCUPATIONAL CONDITIONS
Summary: (Almost identical to 2017, HB 157 as passed, vetoed on grounds of making unnecessary changes to workers' compensation laws) Amends the Occupational Disease Disablement Law, as it relates to firefighters, to include posttraumatic stress disorder and mental health disorder among the diseases presumed to be proximately caused by employment as a firefighter.
Scheduled: 02/11/2019 – House Health and Human Services Committee, 8:00 a.m., Room 315 (Revised 02/10/2019)
Category: Labor & Employment
Notes: EC Oppose 1/31/2019

Bill: HB332
Sponsors: Gonzales (D42); Cisneros (D6)
Title: VALUATION OF AGRICULTURAL PROPERTY AND CONSERVATION OF UNIMPROVED LAND
Summary: (Related to 2018 HB163) Adds to the definition of "agricultural use" for property tax valuation purposes the use of unimproved land used in compliance with a management plan developed by the landowner and approved by EM&NRD that will achieve agricultural and natural resource management priorities of the department. Creates a new special method of valuation to value such land at 25 percent of its current and correct value. Applies to 2020 and subsequent property tax years.
Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315
Category: Tax, Finance & Capital Outlay
Notes: EC Oppose 1/31/2019 By Nick Ashcroft, Linebery Policy Center

SECTION 1. Section 7-36-20 NMSA 1978 (being Laws 1973, Chapter 258, Section 21, as amended) States that "The value of land ... determined on the basis of the land's capacity to produce agricultural products." Where are the agricultural products that these additions will produce? If land is valued on it's capacity to produce ag products, what is the product that Section 1. J.2.e. produces? These lands have special valuation because they produce a product and contribute to the State GDP.
Moving Section 1.B. to Section 1. J. making it look like it is new text, when it is identical.
Section 1.D. What specific conservation and management practices are appropriate to "preserve and maintain unimproved land"? Is farm land unimproved land, it has likely been leveled and improvement made to allow irrigation?

Section 1.J.2.e. is new and hasn't been part of the discussion with stakeholders. Doesn't qualify under Section 1 A and has the greatest likelihood of impacting counties and agriculture. This paragraph requires a management plan...that will achieve agriculture and natural resource management priorities identified by that department. Using "and" between agriculture and natural resources could be interpreted that the management plan must include agricultural priorities and not just natural resources. It states that the "department" will identify the priorities (assume on and individual by individual basis), but then identifies the priorities to include 5 specific priorities. Once again the use of the term "and" in the 5 priorities could mean that all 5 priorities must be met, not just one of them. Which would mean that this "agricultural use" must include forest management,

soil health, agricultural productivity, water conservation, wildlife habitat, and sensitive lands. Would these uses have to be on the entire geographic area or only represented within the geographic area?

Priority 2 is restoration of agricultural productivity which is the purpose of J.2.b &c. This will allow vacant lands, not previously in agriculture and anywhere in the state, to be taxed at a lower rate (without penalty when developed) than it currently is and therefore will increase other property taxes. This is not a revenue neutral bill.

The purpose of Section 2 is unclear, is this the method of valuation for lands under Section 1.J.2.e? It doesn't appear to be related to Section 1.J.2.e., because it requires the lands meet qualified guidelines and not an approved management plan. However, the guidelines are very similar to the priorities under Section 1.J.2.e., but there is no reference to the previous section that identifies the purpose of Section 2 as the method for valuation Section 1.J.2.e.

Section 2 doesn't require a management plan, only meeting guidelines and also has no penalty for developing the land at any time.

If Section 2 is not related to the additions in the previous sections then it appears to completely be unnecessary because it is more restrictive (5 previous years in agriculture and acreage limitations) and taxes would be higher than under the Agricultural Special Method of Valuation.

It looks like Section 1 changes don't require that the land was in agriculture prior to changing to the agricultural special valuation. This change in definition of agricultural use would allow vacant lands, with no limitation on acreage or prior use, to change to agricultural special valuation. Causing a decrease in the taxes the county would collect. There is no penalty if the lands are developed, which was a purpose of the tax change to protect open spaces. This would be a great benefit to land speculators across the state cheaper taxes, no costs, no production, and no penalties.

Bill: HB338

Sponsors: Salazar, T. (D70)

Title: PUBLIC EMPLOYEES RETIREMENT ASSOCIATION ACT FUND SOLVENCY MEASURES

Summary: Package of measures to remedy the sizable actuarial solvency problems of the Public Employees Retirement Association (PERA). Raises employee and employer contribution rates by up to 17 percent for the period July 1, 2019 through June 30, 2021 and then allow the rates to decline back to current levels, depending on the value of the coverage plan funded ratio. Bans COLA for next three fiscal years for most retirees.

Category: Labor & Employment

Bill: HB342

Sponsors: Maestas (D16); Rue (R23)

Title: CRIMINAL JUSTICE REFORMS

Summary: (Identical in part to 2019 HB43, similar in part to 2018 HB160, vetoed by the governor) A criminal justice reform measure that addresses offenders with behavioral health diagnoses and related jail incarceration procedures; immunity for assisting with overdose cases; procedures for pre-prosecution diversion programs; probation and parole procedures; pre-sentence reports; requirements for crime victims' reparations; accurate eyewitness identification requirements; duties of N.M. Sentencing Commission; eyewitness identification policies and training.

Category: Courts & Public Safety

Notes: EC No Position 1/31/2019

Bill: HB348

Sponsors: Strickler (R2)

Title: DETAINING AND TRANSPORTING FOR EMERGENCY MENTAL HEALTH EVALUATION AND TREATMENT

Summary: (Related to 2018, HB 221) Amends the Mental Health and Developmental Disabilities Code to provide for the detention and transportation of persons for emergency mental health evaluation and treatment; details procedures for entering structures to detain and transport a client; establishes rules for confidentiality; amends definition of "developmental disability."

Scheduled: 02/11/2019 – House Health and Human Services Committee, 8:00 a.m., Room 315 (Revised 02/10/2019)

Category: Courts & Public Safety

<p>Bill: HB356</p> <p>Sponsors: Martinez, J. (D11)</p> <p>Title: CANNABIS REGULATION ACT</p> <p>Summary: (Related to 2018 HB332, 2017 HB89, 2016 HB75, 2015 HB160) Cited as both the Cannabis regulation Act and the Cannabis Tax Act, the 140-page bill sets up a comprehensive scheme to regulate, license and tax activities related to the production, distribution, sale and consumption of cannabis and cannabis products.</p> <p>Category: Health</p>
<p>Bill: HB357</p> <p>Sponsors: Sanchez (D40)</p> <p>Title: METHADONE DISTRIBUTION BY NURSES</p> <p>Summary: Amends the Pharmacy Act to provide that licensed registered nurses and license practical nurses employed at methadone and buprenorphine treatment services may supply those drugs for take-home purposes, and that doing so shall not be considered dispensing.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: HB364</p> <p>Sponsors: Maestas (D16)</p> <p>Title: USE OF RESTRICTED HOUSING IN CORRECTIONAL FACILITIES</p> <p>Summary: (Substantially similar to 2017 HB175, final version as vetoed by the governor) Creates the Restricted Housing Act to regulate the use of restricted housing in correctional facilities, including county jails, prisons or other detention facilities. Applies to public correctional facilities and those operated by a private contractor on behalf of the state or a political subdivision.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: HB369</p> <p>Sponsors: Gallegos, David (R61)</p> <p>Title: ELIMINATE LOCAL MULTI-SOURCE CONTRACTS</p> <p>Summary: (Similar to 2018, SB 181) Amends the Procurement Code to disallow local public bodies from entering into certain multiple source contracts.</p> <p>Category: General Government</p>
<p>Bill: HB373</p> <p>Sponsors: Armstrong, G. (R49)</p> <p>Title: NEW MEXICO CENTRAL ARIZONA PROJECT ENTITY ACT</p> <p>Summary: (Related to 2018, SB 340, SB 72 and HB 127) Creates the New Mexico Central Arizona Project Entity as a political subdivision to consumptively use water from the Gila and San Francisco Rivers pursuant to the Colorado River Basin Project Act and the Arizona Water Settlements Act.</p> <p>Scheduled: 02/14/2019 – House Energy, Environment and Natural Resources Committee, 8:00 a.m., Room 317</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>
<p>Bill: HB374</p> <p>Sponsors: Armstrong, G. (R49)</p> <p>Title: UNDERGROUND WATER APPROPRIATION APPLICATIONS</p> <p>Summary: Amends the requirements for applications for use of underground water to require identification of end users; establishes prior decisions as legal precedent; provides grounds for rejecting applications.</p> <p>Scheduled: 02/12/2019 – House Agriculture and Water Resources Committee, 8:30 a.m, Room 315</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>

Bill: HB384
Sponsors: Maestas (D16)
Title: HISTORICALLY UNDERUTILIZED BUSINESS OPPORTUNITY ACT
Summary: (Similar to 2015 HB517) Proposes the Historically Underutilized Business Opportunity Act, with a stated purpose to promote full and equal business opportunities for all businesses by encouraging and setting goals for the use of historically underutilized business by state agencies in all public purchasing decisions.
Category: Economic Development & IRBs

Bill: HB385
Sponsors: Johnson (D5)
Title: ACCESS TO THE RURAL UNIVERSAL SERVICE FUND
Summary: (Related to 2017 HB53, HB57 and SB308)
Category: Economic Development & IRBs

Bill: HB396
Sponsors: Harper (R57)
Title: CHANGING THE NAME TO "SALES TAXES"
Summary: (Similar in concept to portions of 2017 HB8 and 2017 HB412) Mammoth 695-page bill re-brands all of the state and local gross receipts taxes as state or local sales taxes. For example, all cites to the "leased vehicle gross receipts tax" become "leased vehicle sales tax". Similarly, "compensating" taxes become "use" taxes. Makes the occasional technical correction.
Category: Tax, Finance & Capital Outlay

Bill: HB403
Sponsors: Dow (R38)
Title: MINIMUM WAGE IN PUBLIC CONTRACTS
Summary: Relates to public procurement and requires a state agency or local public body to include in the terms of any contract for services a provision to increase reimbursement to contractors in direct proportion to any increase in the state minimum wage and a requirement that employees under such contracts receive wage increases in accordance with any increase in the state minimum wage.
Scheduled: 02/14/2019 – House Labor, Veterans' and Military Affairs Committee, Immediately Following Floor Session, Room 315
Category: General Government

Bill: HB407
Sponsors: Trujillo, L. (D48); Ivey-Soto (D15)
Title: ELECTION CODE OVERHAUL
Summary: A 472-page bill that provides substantive and pro forma changes to each of the sections of the Election Code listed below, reading almost like a handbook for county clerks on how to conduct and resolve issues that arise in the complicated world of running elections in New Mexico. To undertake an analysis of this bill would be an exercise in futility in the short timeframe available to NMLR. The fiscal impact report prepared by Legislative Council Service will be posted on NMLR's website when it is available and related actions and amendments will be reported as they occur. The 44 key subjects addressed by the bill are listed below.
Category: Elections

Bill: HB408
Sponsors: Rehm (R31)
Title: PRETRIAL DETENTION WITHOUT BOND AND SUBSTANCE ABUSE TREATMENT
Summary: Authorizes a district court to deny bail before conviction to certain defendants and to require participation in one of several substance abuse treatment programs during pendency of the case (before final disposition).
Category: Courts & Public Safety

<p>Bill: HB411</p> <p>Sponsors: Trujillo, J. (D45)</p> <p>Title: AVERAGE DISTRIBUTION OR TRANSFER AMOUNT</p> <p>Summary: (Duplicate of SB396; 2018 SB236) Re-defines "average distribution or transfer amount" in Section 7-1-6.15 of the Tax Administration Act from an average of three annual numbers to an average of 36 monthly amounts. Effective July 1, 2019.</p> <p>Scheduled: 02/11/2019 – House Taxation and Revenue Committee, 8:30 a.m., Room 317</p> <p>Category: Tax, Finance & Capital Outlay</p> <p>Notes: EC Support - 2/07/2019</p>
<p>Bill: HB416</p> <p>Sponsors: Armstrong, D. (D17)</p> <p>Title: MEDICAID BUY-IN ACT</p> <p>Summary: (Duplicate of 2019, SB 405) Establishes a state public option through Medicaid to provide residents with a choice of high-quality, low-cost health insurance using a state-administered buy-in plan; creates the Health Care Affordability and Access Improvement Fund; establishes an advisory council; appropriates \$12 million (GF) to HSD for use in FY 2020 for implementation and administration of the plan and to conduct an expansion study, and \$12 million (GF, nonreverting) to the Fund for use in FY 2020 and subsequent years to ensure affordability for enrollees in the plan.</p> <p>Scheduled: 02/11/2019 – House Health and Human Services Committee, 8:00 a.m., Room 315 (Revised 02/10/2019)</p> <p>Category: Health</p>
<p>Bill: HB429</p> <p>Sponsors: Rehm (R31)</p> <p>Title: PROPERTY TAX VALUATION FREEZE CHANGES</p> <p>Summary: For the 2020 and subsequent property tax years, increases the income limit for qualifying persons aged 65 or older or disabled to \$50,000 per year for purposes of freezing property valuation, an amount which is indexed for inflation in following years.</p> <p>Scheduled: 02/12/2019 – House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: HB439</p> <p>Sponsors: Trujillo, J. (D45)</p> <p>Title: ENHANCED 911 ADVISORY BOARD</p> <p>Summary: Creates a nine voting-member Enhanced 911 Advisory Board to consult with DFA's Local Government Division on administering the Enhanced 911 Fund, report to the Legislature, adopt rules, funding enhanced 911 systems and establish service areas.</p> <p>Scheduled: 02/12/2019 – House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309</p> <p>Category: Fire, EMS & E911</p> <p>Notes: Board supported 8/03/2018 EC Support - 2/07/2019</p>
<p>Bill: HB440</p> <p>Sponsors: Akhil (D20)</p> <p>Title: SOLAR ENERGY IMPROVEMENT ASSESSMENTS</p> <p>Summary: Provides authority for a county to impose a solar energy improvement special assessment that will be effective within an incorporated municipality, provided the municipality adopts a resolution approving the application of the county ordinance.</p> <p>Scheduled: 02/12/2019 – House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309</p> <p>Category: Tax, Finance & Capital Outlay</p>

Bill:	HB444
Sponsors:	Ferrary (D37)
Title:	WILD HORSES SPECIAL LICENSE PLATE
Summary:	Directs the issuance of a license plate by the Motor Vehicle Division with a logo expressing support for wild horses; imposes an additional fee of \$40 annually.
Category:	Public Lands, Natural Resources & Agriculture

Bill:	HB445
Sponsors:	Ferrary (D37)
Title:	WILD HORSE PROTECTION AND HABITAT ACT
Summary:	(Related to 2019, SB158) Creates the Wild Horse Protection and Habitat Act, the New Mexico Equine Board and the Wild Horse Protection and Habitat Fund; includes wild horses in the definition of "animal" under the Animal Cruelty Statute; removes wild horses from the definition of "animals" or "livestock" under the Livestock Code; requires property owners to fence out wild horses; imposes penalties; appropriates \$300,000 (GF) to the New Mexico Equine Board for use in FY 2020 to carry out the act.
Category:	Public Lands, Natural Resources & Agriculture

Bill:	HB459
Sponsors:	Rubio (D35)
Title:	LOCAL GOVERNMENT DIRECT LOANS TO FOOD RETAILERS
Summary:	Amends the Local Economic Development Act to authorize municipalities and counties to make direct loans to grocery stores or small food retailers.
Category:	Economic Development & IRBs

Bill:	HB463
Sponsors:	Cook (R56)
Title:	FOOD FREEDOM ACT
Summary:	Creates the Food Freedom Act to allow for production and sale of certain homemade food or drink products that are exempt from licensure, permitting, inspection, packaging and labeling requirements.
Category:	Economic Development & IRBs

Bill:	HB468
Sponsors:	Pratt (D27)
Title:	ELECTION NOMINATING PETITIONS
Summary:	Amends the Election Code to change the number of signatures required for nominating petitions for minor party, major party and independent candidates for office.
Category:	Elections

Bill:	HB470
Sponsors:	Trujillo, L. (D48)
Title:	ELECTRONIC PRESENTATION FOR NOTARIAL ACTS
Summary:	Requires a personal appearance before a notarial officer for certain documents that are presented electronically; authorizes the Secretary of State to adopt rules and standards for online electronic certified platforms; provides for secure storage of electronically authenticated documents.
Category:	General Government

Bill:	HB478
Sponsors:	Armstrong, G. (R49)
Title:	FUNDS FOR RURAL ECONOMIC DEVELOPMENT
Summary:	Appropriates \$250,000 (GF) to the New Mexico Institute of Mining and Technology for use in FY 2020 to support rural economic development.
Category:	Economic Development & IRBs

Bill: HB479**Sponsors:** Harper (R57); Ivey-Soto (D15)**Title:** CONSOLIDATING CERTAIN LOCAL OPTION TAXES, DE-EARMARKING REVENUES**Summary:** (Relates to HB6, SB358 & SB421) 76-page bill folds several of the municipal local option gross receipts taxes into the municipal gross receipts tax and several county local option gross receipts taxes into the county gross receipts tax.**Scheduled:** 02/14/2019 – House Local Government, Land Grants and Cultural Affairs Committee, 9:00 a.m., Room 309**Category:** Tax, Finance & Capital Outlay**Notes:** NMC's de-earmark bill

EC Support - 2/07/2019

HB 479 is a much needed streamlining of the county gross receipts tax paradigm. Currently, many of the available tax increments are in earmarked funds that limit counties' ability to use their resources wisely. The GRT increments are often so narrowly tailored that they are unused and often unusable.

Legislative appropriators always caution against earmarked funds, because the funds inevitably have too much or too little money, never the right amount.

HB 479 allows counties to allocate the right amount of money to the issue, since they will be able to choose the exact amount needed. County budgets will still have to be approved by DFA, and audits will still be required, so there is no risk or cost to the state with this proposal. Importantly, the same percentage of GRT increments that currently requires going to a voter referendum remains in place in this bill, and the total amount of GRT authority is consolidated and reduced.

Bill: HB482**Sponsors:** Montoya (R1)**Title:** INCREASES DISPENSER'S AND RETAILER'S LICENSES IN COUNTY AREA**Summary:** Amends the Liquor Control Act to allow issuance of dispenser's or retailer's liquor licenses per 1,000 (currently 2,000) inhabitants in the area of a county outside municipalities.**Category:** Liquor License Bills

Bill: HB484**Sponsors:** Sanchez (D40)**Title:** GROUND WATER RESOURCES STUDY**Summary:** (Similar to SB255) Appropriates \$350,000 (GF) to NMSU's Department of Animal and Range Sciences for use in FYs 2020 and 2021 to study the quantity and quality of ground water resources in Colfax, Harding, Mora and Union Counties to determine appropriate land use in rural agricultural areas of those counties. Directs the focus to Colfax and Harding Counties especially.**Category:** Public Lands, Natural Resources & Agriculture**Notes:** HB484 (Duplicate to SB255) provides important funding to analyze water resources for rural communities in the northeastern areas of the state. New Mexico Counties has supported similar legislative attempts to secure research funding for this initiative in 2018 (SB55) and in 2016 (SB64). Groundwater data is particularly important for agricultural resources along the eastern portion of the state and future economic development in communities facing depleted resources from the Ogallala Aquifer. Information from the study would complement ongoing federal investments and other state investments through the Office of the State Engineer and New Mexico Bureau of Geology for proactive groundwater management and conservation.

Bill: HB489**Sponsors:** Martinez, J. (D11)**Title:** INCREASES PRODUCTION LIMITS FOR BEER, WINE, LIQUOR PRODUCERS**Summary:** (Duplicate of SB413) Amends the Liquor Excise Tax Act and the Liquor Control Act to expand in several ways the permitted low-tax production of small brewers, winegrowers and craft distillers. Effective July 1, 2019.**Category:** Liquor License Bills

Bill: HB490
Sponsors: Ruiloba (D12)
Title: LAW ENFORCEMENT SCHOOL-SPECIFIC TRAINING
Summary: Amends the Law Enforcement Training Act to require that initial and in-service training for law enforcement officers include best practices for law enforcement and school interactions, and to require the Law Enforcement Academy Board to establish qualifications for instructors and courses specific to those best practices.
Category: Courts & Public Safety

Bill: HB493
Sponsors: Trujillo, Christine (D25)
Title: USE OF DEADLY FORCE BY LAW ENFORCEMENT OFFICER
Summary: Establishes a notice and hearing procedure following the use of deadly force by a law enforcement officer in the course of the officer's duties that results in a person's death or injury. Directs the sheriff or chief of police of the jurisdiction in which the incident occurred to report the incident to the district attorney of that county within 24 hours. Directs the district attorney to report the incident to the governor within 24 hours of notification. Directs the governor to select an assistant attorney general with experience in criminal prosecution to represent the state as a special prosecutor at a probable cause hearing within three days of notification.
Category: Courts & Public Safety
Notes: EC Oppose - 2/07/2019

Bill: HB499
Sponsors: Dow (R38)
Title: FUNDS FOR 16 STATE PARKS PROJECTS
Summary: Appropriates \$7.4 million (GF) to the State Parks Division of the Energy, Minerals and Natural Resources Department for use in FYs 2019 through 2023 for 16 projects in state parks, as follows:
Category: Public Lands, Natural Resources & Agriculture

Bill: HB501
Sponsors: Trujillo, J. (D45)
Title: INCREASE PUBLIC EMPLOYER PENSION CONTRIBUTION RATES
Summary: (Related to 2019 HB338) Increases by 0.50 percent employer contributions to funds under the Public Employees Retirement Act and the Educational Retirement Fund.
Category: General Government

Bill: HB512
Sponsors: Martinez, R. (D39)
Title: VOLUNTEER FIREFIGHTER SERVICE CREDIT
Summary: Amends the Volunteer Firefighters Retirement Act to allow volunteer firefighters to post or adjust uncredited service credit earned for one or more years beginning January 1, 1984.
Category: Fire, EMS & E911

Bill: HB527
Sponsors: Gonzales (D42)
Title: PAY FILM PRODUCTION TAX CREDIT BACKLOG
Summary: Authorizes the Taxation and Revenue Department to pay all outstanding film production tax credits approved before the effective date of this bill (June 14, 2019) by June 30, 2019 and to pay any claims approved between June 14, 2019 and June 30, 2020 in the fiscal year in which the claims are approved.
Category: Tax, Finance & Capital Outlay

<p>Bill: HB534</p> <p>Sponsors: Lundstrom (D9)</p> <p>Title: PUBLIC-PRIVATE PARTNERSHIP ACT</p> <p>Summary: (Related to 2019 HB 286 and 2017 HB275 and SB143) Creates the Public-Private Partnership Act, the Public-Private Partnership Board and the Public-Private Partnership Project Fund to allow state and local governments to enter into partnerships with private sector entities for infrastructure projects related to transportation or broadband telecommunications network facilities.</p> <p>Category: Economic Development & IRBs</p>
<p>Bill: HB544</p> <p>Sponsors: Rehm (R31)</p> <p>Title: ADDRESSING RETIREMENT FUND SOLVENCY</p> <p>Summary: (Related to HB338 and HB501) Resolves the solvency issues with various state/local retirement plans by permanently modifying, for most plans, the calculation of pension amounts and increasing retirement contribution rates by three percent for employees and employers. Eliminates COLA for the year July 1, 2019 through June 30, 2020 for retirees who worked less than 25 years and are not disabled.</p> <p>Category: General Government</p>
<p>Bill: HJM3</p> <p>Sponsors: Ezzell (R58)</p> <p>Title: RECONSTRUCT U.S ROUTE 380</p> <p>Summary: Citing the age and condition of US Route 380 and the fact that the Department of Transportation has imposed length limitations on trucks using this road to 65 feet, resolves that the Department of Transportation redesign and reconstruct the curves on the route between Hondo and Carrizozo to allow same length shipping trucks as on interstate highways and that the Legislature appropriate sufficient funds for this.</p> <p>Scheduled: 02/11/2019 – House Calendar, 11:00 a.m., House Chambers</p> <p>Category: Transportation & Roads</p>
<p>Bill: HJM12</p> <p>Sponsors: Chandler (D43)</p> <p>Title: STUDY ALL-MAIL ELECTIONS</p> <p>Summary: Requests the Secretary of State to study the feasibility of all-mail elections; make a cost-benefit analysis to consider pros and cons of holding all-mail elections; study states that have successfully implemented all-mail elections as possible models; and address the effects of all-mail elections on New Mexico’s Native American population.</p> <p>Category: Elections</p>
<p>Bill: HJR2</p> <p>Sponsors: Garcia, Miguel (D14)</p> <p>Title: CA REQUIRING PROPERTY TAX EXEMPTION FOR POOR ELDERLY</p> <p>Summary: Proposes a constitutional amendment to require the Legislature to exempt from property taxation the owner-occupied principal residence of a person aged 75 or older whose annual income is no more than \$15,000 as adjusted for inflation annually.</p> <p>Scheduled: 02/11/2019 – House Taxation and Revenue Committee, 8:30 a.m., Room 317</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: HJR3</p> <p>Sponsors: Garcia, Miguel (D14)</p> <p>Title: CA: PROPERTY TAX EXEMPTION FOR POOR DISABLED PERSONS</p> <p>Summary: Proposes a constitutional amendment to require the Legislature to exempt from property taxation the owner-occupied principal residence of a 100 percent permanently disabled person whose annual household income is no more than \$15,000, adjusted for inflation annually.</p> <p>Category: Tax, Finance & Capital Outlay</p>

Bill:	HJR4
Sponsors:	Trujillo, Christine (D25)
Title:	U.S. CONVENTION TO RESTORE FREE, FAIR ELECTIONS
Summary:	(Identical to 2018 HJR11) Resolves that the New Mexico Legislature respectfully petitions the United States Congress to call a convention, pursuant to Article 5 of the US Constitution, for the exclusive purpose of proposing a Constitutional amendment to restore free and fair elections, as soon as two-thirds of the states have applied for a convention for a similar purpose.
Scheduled:	02/12/2019 – House Consumer and Public Affairs Committee, 1:30 p.m., Room 317 (Revised 02/10/2019)
Category:	Elections

Bill:	HJR6
Sponsors:	Pratt (D27)
Title:	CA: PRIMARY AND STATEWIDE RUNOFF ELECTIONS
Summary:	Calls for amending Article 7, Section 5 of the state Constitution to authorize the Legislature to provide by law for runoff elections for primary or statewide elections.
Scheduled:	02/11/2019 – House State Government, Elections and Indian Affairs Committee, 8:30 a.m, Room 309 (Revised 02/10/2019)
Category:	Elections

Bill:	HM36
Sponsors:	Lundstrom (D9)
Title:	STUDY TO AVOID INMATE RECIDIVISM
Summary:	Requests the Corrections Department and Workforce Solutions Department to undertake a feasibility study of steps to assist newly-released inmates with transitional housing and employment and successful reintegration into society.
Category:	Courts & Public Safety

Bill:	SB7
Sponsors:	Wirth (D25)
Title:	OCCUPANCY TAX REVENUES MAY BE USED FOR AFFORDABLE HOUSING
Summary:	Allows a municipality or county imposing an occupancy tax to use up to 50 percent of the tax revenues from short-term occupancy rentals to defray the costs of affordable housing.
Category:	Tax, Finance & Capital Outlay

Bill:	SB8
Sponsors:	Martinez, Richard (D5)
Title:	FIREARM SALE BACKGROUND CHECK
Summary:	(Duplicate of 2019 HB8) (Related to 2019 HB40 and SB201. Similar to 2017 HB50) Requires a background check when conducting sales of a firearm; provides penalties.
Scheduled:	02/12/2019 – Senate Calendar, 11:00 a.m., Senate Chambers 02/11/2019 – Senate Calendar, 11:00 a.m., Senate Chambers
Category:	Gun Bills

Bill:	SB10
Sponsors:	Cisneros (D6)
Title:	SMALL BUSINESS INVESTMENT CORP FUNDS
Summary:	(Related to SB0030) Increases the portion of the Severance Tax Permanent Fund required to be invested in the Small Business Investment Corporation from one to two percent of the Fund's market value.
Category:	Economic Development & IRBs

<p>Bill: SB11</p> <p>Sponsors: Cisneros (D6); Romero, A. (D46)</p> <p>Title: GROSS RECEIPTS TAX APPLICATION: LANL</p> <p>Summary: (Identical to 2018, SB 17 – vetoed by governor as tax increase, singling out of one nonprofit – LANL operator – and potential hardship to New Mexicans) Amends the Gross Receipts Tax Act to apply the tax to a prime contractor who operates a national laboratory in New Mexico, whether or not the prime contractor qualifies as a Section 501(c)(3) nonprofit organization. The bill does so by amending Sec. 7-9-29 relating to I.C. exemptions to specifically exclude a nonprofit prime contractor of a national lab from the exemption.</p> <p>Category: Tax, Finance & Capital Outlay</p> <p>Notes: EC Support 1/24/2019</p>
<p>Bill: SB14</p> <p>Sponsors: Ingle (R27); Salazar, T. (D70)</p> <p>Title: EDUCATIONAL RETIREMENT CHANGES: ELIGIBILITY, BENEFITS, RETURN TO WORK</p> <p>Summary: Bill proposes a number of changes regarding eligibility for and financing of ERA retirement and return to work rules.</p> <p>Category: General Government</p>
<p>Bill: SB19</p> <p>Sponsors: Griggs (R34)</p> <p>Title: RESTRICTION ON TRANSFER OF DISPENSER'S LICENSE</p> <p>Summary: Requires a licensee desiring to transfer a dispenser's license outside its local option district to choose, at the time of application for the transfer, whether the transferred license shall permit (1) the sale, serving or consumption of alcoholic beverages by the drink or (2) sale of alcoholic beverages in unbroken packages. Once made, the selection is permanent.</p> <p>Category: Liquor License Bills</p>
<p>Bill: SB21</p> <p>Sponsors: Kernan (R42)</p> <p>Title: HEALTH PROFESSIONAL LOAN REPAYMENT THROUGH PHYSICIAN FEES</p> <p>Summary: (Essentially identical to 2018 SB10 and 2017 SB152). Establishes a Physician Excellence Fund and authorizes the Higher Education Department to apply appropriated funds for health professional loan repayment to assist licensed allopathic and osteopathic primary care physicians trained in family medicine, general internal medicine, obstetrics, gynecology or general pediatrics, and who practice in designated undeserved areas.</p> <p>Category: Health</p>
<p>Bill: SB29</p> <p>Sponsors: Padilla (D14); Gallegos, Doreen (D52)</p> <p>Title: RESIDENT BUSINESS SET-ASIDE ACT</p> <p>Summary: Proposes the "Resident Business Set-aside Act", which applies to contracts of the state government. Requires that 33 percent of the total number of an agency's contracts be awarded to resident businesses. Effective July 1, 2019.</p> <p>Category: Economic Development & IRBs</p>
<p>Bill: SB41</p> <p>Sponsors: Papen (D38)</p> <p>Title: MEDICAID PROVIDER AND MANAGED CARE ACT</p> <p>Summary: (Identical to final version of 2018 SB2, passed unanimously by both chambers but pocket vetoed by the Governor) (For the Legislative Health and Human Services Committee) Provides for maintenance of Medicaid services pending determination of disputes regarding overpayments and allegations of fraud. Establishes due process for providers and subcontractors in such disputes. Provides for audits and prohibition of extrapolation of audit findings. Establishes provider rights to request an informal conference and expedited adjudicatory proceedings from an administrative law judge in the Department of Finance and Administration, pursuant to the Administrative Procedures</p>

Act. Provides for release of suspended payment on posting of a surety bond; judicial review of final determinations; and award of costs.

Scheduled: 02/11/2019 – Senate Finance Committee, 1:30 p.m. or 1/2 hour after floor session, Room 322
(Revised 02/08/2019)

Category: Health

Bill: SB50

Sponsors: Steinborn (D36)

Title: AUTOMATIC VOTER REGISTRATION

Summary: (Duplicate of 2019, HB84) (Related to 2017, HB28) Provides for the simultaneous automatic registration of qualified electors who have a driver's license or identification card issued or renewed by the state. Designates TRD, HSD and the Secretary of State as voter registration agencies.

Category: Elections

Bill: SB52

Sponsors: Steinborn (D36); Roybal Caballero (D13)

Title: VOTER REGISTRATION AT EARLY VOTING SITES

Summary: (Related to 2019, HB 86 and 2017, SB 224) Permits qualified electors to register to vote in primary or general elections up to three days before an election at early voting sites.

Scheduled: 02/11/2019 – Senate Rules Committee, 8:30 a.m, Room 321

Category: Elections

Notes: Clerks - Opposed - 1/24/2019

Bill: SB64

Sponsors: McSorley (D16)

Title: BEHAVIORAL HEALTH INVESTMENT ZONES

Summary: Adds to the duties of the Interagency Behavioral Health Purchasing Collaborative to create and rank behavioral health investment zones statewide for allocation of non-Medicaid behavioral health service delivery. The collaborative is directed to adopt rules through the Human Services Department to complete this task by July 1, 2020. Requires quarterly reports to the Legislative Finance Committee and annual reports to the Legislative Health and Human Services Committee. Carries no appropriation.

Category: Health

Bill: SB72

Sponsors: McSorley (D16)

Title: HIKE CIGARETTE TAX AND TOBACCO PRODUCTS TAX RATES; TAX E-CIGARETTES

Summary: (For Legislative Health and Human Services Committee and Tobacco Settlement Revenue Oversight Committee) Raises the per-pack (of 20) tax on cigarettes from \$1.66 to \$3.16, or 7.5 cents per cigarette. Boosts the tobacco products tax from 25% to 76% of the product value of the tobacco products. Adjusts the definition of "tobacco product" to include e-cigarettes. Also bumps the tax rate of qualifying tribal cigarette taxes by 7.5 cents per cigarette. Effective July 1, 2019.

Category: Tax, Finance & Capital Outlay

Bill: SB73

Sponsors: McSorley (D16)

Title: REDUCTION OF SUPERVISED PROBATION TIME

Summary: For persons convicted of a crime for which imprisonment is authorized, and after one year spent on supervised probation subsequent to incarceration, 30 days supervised probation time shall be changed to unsupervised probation for every 30 days served without a probation violation.

Category: Courts & Public Safety

Bill: SB78

Sponsors: Soules (D37)

Title: RESTAURANT LICENSES LIMITED TO SELLING NEW MEXICO PRODUCTS

Summary: Allows local option districts to approve restaurant licenses for either (1) for sale of beer or wine only or (2) sale of beer and wine and of spirituous liquors distilled and bottled in New Mexico. The

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geographic locations for type 2 licenses must be limited. Sets the fee for a type 2 restaurant license at \$2,000 per year. Effective July 1, 2019.

Scheduled: 02/11/2019 – Senate Corporations and Transportation Committee, 2:00 p.m., Room 311
Category: Liquor License Bills

Bill: SB79
Sponsors: Soules (D37)
Title: MUNICIPAL DISPENSER’S LICENSE
Summary: Permits the governing body of a municipality that is located in a local option district to request and the director, Alcohol and Gaming Division, to issue one municipal dispenser’s license for each 20,000 residents of the municipality. The license may be used only to lease to a qualified lessee, may not be transferred and does not expire. Municipal dispenser licenses do not count for purposes of establishing the maximum number of licenses permitted in the municipality.
Category: Liquor License Bills

Bill: SB97
Sponsors: O’Neill (D13)
Title: INTERSTATE MEDICAL LICENSURE COMPACT
Summary: (For the Legislative Health and Human Services Committee) Passage of the bill and signature by the Governor would join New Mexico as a member of the Interstate Medical Licensure Compact, an agreement among states to create an expedited process for licensing allopathic and osteopathic physicians in multiple states.
Category: Health

Bill: SB102
Sponsors: Cisneros (D6)
Title: FRONTIER COMMUNITIES WORKING GROUP
Summary: Appropriates \$50,000 (GF) for use in FY 2020 to the Economic Development Department to convene a working group to identify ways to direct state resources into frontier communities to develop infrastructure, community and essential services.
Category: Economic Development & IRBs

Bill: SB105
Sponsors: Munoz (D4)
Title: CONSTRUCTION INDUSTRIES DIVISION: INSPECTIONS, LICENSURE, PENALTIES, RECOVERY FUND
Summary: A 104-page bill that make sweeping changes to the Construction Industries Licensing Act; changes its name to the Construction Inspection and Licensing Act. Creates a Recovery Fund and detailed process that allows up to \$50,000 per claim to be made for code violations up to five years after the construction work is terminated. Increases authority of Trade Bureaus to investigate complaints and inspect construction projects; enhances Division’s authority to issue a Determination(s) of Violation and authorize disbursements to claimants from the Recovery Fund. Declares that building plans submitted to trade bureaus for review are not public record and therefore not subject to disclosure.
Category: Economic Development & IRBs
Notes: From Steve Archuleta:
Basically, they require local county and municipal building departments to become full service departments, having a Chief Building Official and at least one Building Inspector, plus an Electrical Inspector, an HVAC/Plumbing Inspector and potentially adding Fire Inspections and Propane Inspections if the end up at CID under other proposals that are out there for the Fire Marshall’s Office being moved from/to the PRC.

This is not consistent with the State enabling legislation.

No local government could afford to do this.

Where regions like ours and some in the south tried to regionalize to address this, CID has voided the JPA’s and said it’s only permissible where they approve it at their discretion, and to-date they have refused to, including voiding decade old regional or inter-governmental agreements.

The goal was to generate revenue for CID by taking over the permitting and grabbing the fees but they don't have and can't and won't recruit enough inspectors to do the entire state, so inspections are either not getting done, taking too long to get or are being done by unqualified inspectors (like them hiring inspectors we fired).

Once CID grabs the money they refuse to respond to code violations or public complaints about building code issues, people building illegally without permits or inspections, etc., making the local government still have to retain a building department to enforce anything after the initial CO is issued.

In some cases, CID Inspectors issue approvals without checking first or having the builder check with the local government to see if the local zoning, design or energy codes even permit the construction; putting the homeowner, builder or store owner in the middle between CID and the local government.

In some cases CID has signed off on plans without Fire Marshall, public works, NMDOT or utility reviews and in several cases issued permits and never performed any on-site or progress inspections before issuing a CO at the end of the construction.

At least one inspector gave a CO to a multi-story restaurant owned by a family member with no approvals or inspections.

There is no oversight at CID and you can't get any answers on anything.

Right now it's a mess and doesn't solve anything except putting more responsibility on local government in exchange for the state stealing the building permit fees that have traditionally funded the departments at the local level, without relieving them of the legal liability for enforcement.

The state inspectors have said that they have been told by the state not to get involved in anything that would result in a lawsuit by the public or interfere with private businesses, so there is no enforcement and there are an increasing percentage of people that know it and have stopped complying with the law.

Bill: SB106**Sponsors:** Sapien (D9)**Title:** SHORT-TERM OCCUPANCY TAX EXEMPTION**Summary:** (Identical to 2015 SB402; 2017 HB266 and SB254) Removes the occupancy tax exemption for vendors offering fewer than three rooms attached to a taxable premises or three other taxable premises for lodging. Effective July 1, 2019.**Category:** Tax, Finance & Capital Outlay

Bill: SB111**Sponsors:** Sapien (D9)**Title:** RENTAL CAR AND CAR SHARING: CONCESSION FEES AT LOCAL AIRPORTS**Summary:** Amends the Municipal Airport Law to require rental car companies to enter into concession fee agreements to operate at municipal or county airports; amends the Rental Car Insurance Limited Producer License Act to define "car facilitation company" and equate it with a car rental company; establishes financial responsibility of car rental companies while the vehicle is in use by other than its registered owner.**Category:** Tax, Finance & Capital Outlay

Bill: SB113
Sponsors: Stefanics (D39)
Title: LOCAL INFRASTRUCTURE GRT RATE INCREASE
Summary: Increases the maximum rate of the municipal infrastructure gross receipts tax and the county infrastructure gross receipts tax from 0.25 to 0.625 percent. Allows county commissions to impose the first one-eighth percent increment and any increment dedicated to economic development purposes without referendum, to mirror similar provisions of the municipal tax. Also raises the existing limit on the amount of tax money that may be spent on promotion and administration from the greater of \$50,000 or ten percent of the revenue collected to \$250,000 or 20 percent. Effective July 1, 2019.
Category: Economic Development & IRBs

Bill: SB116
Sponsors: Woods (R7)
Title: OPTIONAL PUBLIC HEARING FOR CERTAIN PROPERTY TAX REBATE
Summary: Existing law permits counties to rebate part of the property tax due on residences of low income taxpayers (those with modified gross incomes of \$24,000 or less). Since 1994, only two counties have ever adopted this rebate. If a county has not adopted an ordinance to provide the rebate, the county must hold a public hearing in January of every odd-numbered year on whether or not it should. This bill allows the county to make the hearing optional.
Category: Tax, Finance & Capital Outlay
Notes: EC Support 1/31/2019

Bill: SB121
Sponsors: Woods (R7)
Title: REINSTATE DOT RESPONSIBILITY FOR FENCES AND CATTLE GUARDS
Summary: Amends the Motor Vehicle Code to reinstate the Department of Transportation's and county commissioners' duty to maintain fencing, cattle guards and livestock warning signs on public highways.
Category: General Government
Notes: This bill was amended to take counties responsibility for fencing and signage away. Only NM DOT has responsibility under this bill now.

Bill: SB122
Sponsors: Woods (R7)
Title: CONSTRUCTION INDUSTRIES LICENSING ACT
Summary: (Related to 2019, HB49; essentially identical to 2017, HB 431 and SB 352) Provides for licensing of private inspection companies; allows companies to provide private inspectors for governments and for contractors and homeowners; requires the employment of certified building officials; limits employment of inspectors; clarifies provisions of the Construction Industries Licensing Act; makes technical changes.
Category: Economic Development & IRBs

Bill: SB124
Sponsors: Padilla (D14)
Title: BREASTFEEDING AND LACTATION POLICIES FOR INMATES
Summary: (Similar to 2017, HB 277) Requires correctional facilities to develop and implement policies for lactating inmates.
Category: Courts & Public Safety
Notes: EC No Position 1/24/2019

Bill: SB126
Sponsors: Papen (D38)
Title: PRIMARY CARE CLINICS CAPITAL FUNDING
Summary: (Related to 2019, SB0128) (Endorsed by the New Mexico Finance Authority Oversight Committee) Amends the Primary Care Capital Funding Act to make county- or municipality-owned primary care clinics in rural or underserved areas eligible for primary care capital funding; permits the New Mexico Finance Authority to recover from the Primary Care Capital Fund the costs of administering the fund and originating loans up to an amount equal to ten percent of original loan amounts.
Category: Health
Bill: SB127
Sponsors: Papen (D38)
Title: ALCOHOLIC BEVERAGES IMPORTS AND SHIPMENTS
Summary: Amends the Liquor Control Acts to tighten controls on who may ship alcoholic beverages into New Mexico. Effective July 2019.
Category: Liquor License Bills
Bill: SB128
Sponsors: Papen (D38)
Title: LOCAL GOVERNMENT BEHAVIORAL HEALTH CLINIC FUNDING
Summary: (Related to 2019 SB126) (For New Mexico Finance Authority Oversight Committee) Amends the Behavioral Health Capitol Funding Act by redefining "eligible entity" in two ways.
Category: Health
Bill: SB141
Sponsors: Ortiz y Pino (D12)
Title: PSYCHOLOGY INTERJURISDICTIONAL COMPACT
Summary: (For the Legislative Health and Human Services Committee) Proposes that New Mexico join the Psychology Interjurisdictional Compact (PSYPACT) to facilitate providing psychological services using telecommunication technology across state lines, and permit temporary in-person face-to-face services, by psychologists not licensed in the receiving state.
Category: Health
Bill: SB143
Sponsors: Stewart (D17)
Title: PRC FIRE SAFETY STANDARDS
Summary: Requires the Public Regulation Commission to mandate inspection of fire and smoke dampers and fire control systems.
Scheduled: 02/11/2019 – Senate Corporations and Transportation Committee, 2:00 p.m., Room 311
Category: Fire, EMS & E911
Bill: SB144
Sponsors: Rue (R23)
Title: WEBSITE POSTING: CAPITAL OUTLAY PROJECT FUNDING
Summary: Requires the Legislative Council Service, within thirty days after the adjournment of a legislative session, to publish on the Legislature's website a searchable listing of all the projects in a capital outlay bill passed by the Legislature.
Category: Tax, Finance & Capital Outlay
Notes: EC Support - 2/07/2019

<p>Bill: SB147</p> <p>Sponsors: Brandt (R40)</p> <p>Title: SCHOOL EVACUATION, SHELTER-IN-PLACE AND ACTIVE SHOOTER DRILLS</p> <p>Summary: Amends emergency drill requirements for public and private schools to require four drills each school year, of which two shall be shelter-in-place drills that include preparation to respond to an active shooter and two shall be evacuation drills.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: SB148</p> <p>Sponsors: Brandt (R40)</p> <p>Title: FORMER OFFICERS AS SCHOOL SAFETY PERSONNEL</p> <p>Summary: (For the Legislative Education Study Committee) In the Public Employee's Retirement Act, provides that retired law enforcement officers employed as school security personnel will still receive cost-of-living adjustments on their pensions.</p> <p>Category: Gun Bills</p>
<p>Bill: SB149</p> <p>Sponsors: Griggs (R34)</p> <p>Title: RENAME ALCOHOL AND GAMING DIVISION</p> <p>Summary: Reorganizes the Regulation and Licensing Department by restoring the Alcohol and Gaming Division to its previous name of Alcoholic Beverage Control Division. Makes the appropriate transfer of all assets, contractual obligations and statutory authority from one division to the other.</p> <p>Category: Liquor License Bills</p> <p>Notes: Rocket Docket</p>
<p>Bill: SB151</p> <p>Sponsors: Tallman (D18)</p> <p>Title: DISCLOSE CONFIDENTIAL TAX INFORMATION TO LFC, DFA ECONOMISTS</p> <p>Summary: Seeks to concentrate with the state professional economists information essential to evaluating tax expenditures and economic development incentives. Would provide Taxation and Revenue Department with authority to provide taxpayer tax return information to certain state employees or contractors. Defines "state professional economist" as a professional economist who is an employee or contractor of LFC, DFA or TRD. Effective July 1, 2019. Provides a \$136,000 (GF) appropriation to LFC to evaluate tax incentives and other economic development incentives.</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: SB154</p> <p>Sponsors: Papen (D38)</p> <p>Title: PUBLIC PROPERTY DISPOSITION ACT</p> <p>Summary: (Related to 2017 SB335, passed unanimously but pocket vetoed by the Governor) Governs all forms of disposition of tangible public property and K-9 dogs, and the sale or lease of state real property; exempts certain agencies and provides alternative procedures for them; creates the Surplus Property Bureau in the Transportation Services Division of the General Services Department; and creates the Surplus Property Fund.</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: SB158</p> <p>Sponsors: Woods (R7)</p> <p>Title: WILD HORSES</p> <p>Summary: (Related to 2018, SJM 5) Excludes wild horses and other animals from the definition of "livestock;" adds disposition procedures for wild horses captured on public or private land.</p> <p>Scheduled: 02/12/2019 – Senate Conservation Committee, 9:00 a.m., Room 311</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>

Bill: SB165**Sponsors:** Sanchez, C. (D30); Powdrell-Culbert (R44)**Title:** MUNICIPALITY AUTHORITY: PLEDGE ANY REVENUE TO REPAY REFUNDING BONDS**Summary:** (For the New Mexico Finance Authority Oversight Committee) Removes restrictions on the pledging of gross receipts tax revenue to refund various types of municipal bonds and explicitly provides that a municipality may pledge revenues from one source to the payment of bonds that refund bonds payable from a different source of revenue. Effective July 1, 2019.**Scheduled:** 02/12/2019 – Senate Calendar, 11:00 a.m., Senate Chambers**Category:** Tax, Finance & Capital Outlay

Bill: SB166**Sponsors:** Sanchez, C. (D30)**Title:** INCREASING CIGARETTE TAX AND TAXING E-LIQUID IN E-CIGARETTES**Summary:** (Related to 2018 HB232 and SB25) Hikes cigarette tax to ten cents per cigarette (\$2 per pack). Also subjects the "e-liquid" used in e-cigarettes and little cigars to the tobacco products tax at special, higher rates. Introduces two reduced tax rates for cigarettes and tobacco products for which a modified risk order has been issued by the U.S. Secretary of Health and Human Services. Effective July 1, 2019.**Category:** Tax, Finance & Capital Outlay

Bill: SB167**Sponsors:** Sanchez, C. (D30)**Title:** SECRETARY OF STATE AUTHORITY TO ACCEPT ELECTRONIC SIGNATURES**Summary:** Authorizes the Secretary of State to permit, without adopting a rule, electronic filing of documents, including original documents, and accept for filing a document by electronic filing containing a signature, however made.**Scheduled:** 02/11/2019 – Senate Judiciary Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321**Category:** General Government

Bill: SB190**Sponsors:** Ivey-Soto (D15)**Title:** INTIMATE PARTNER VIOLENCE SURVIVOR SUFFRAGE ACT**Summary:** Amends the Election Code to create the Intimate Partner Violence Survivor Suffrage Act in the Election Code, and requires the Secretary of State to ensure that a participant who is eligible to vote in New Mexico is able to be securely registered to vote and to automatically receive a ballot for each election.**Category:** Elections**Notes:** Clerks - Supported - 1/24/2019

Bill: SB192**Sponsors:** Ivey-Soto (D15)**Title:** OPTION TO RELEASE PREGNANT OR LACTATING INDIVIDUAL FROM JAIL**Summary:** SPAC Substitute for SB192 retains the intent and substance of the original bill with two differences: (a) changes all references to an "inmate" or "incarcerated person" to an "individual" who is pregnant or lactating and limits the scope of the bill to the release of individuals who are in the custody of a jail. The bill no longer applies to the release inmates from prison.**Scheduled:** 02/12/2019 – Senate Calendar, 11:00 a.m., Senate Chambers

02/11/2019 – Senate Calendar, 11:00 a.m., Senate Chambers

Category: Courts & Public Safety**Notes:** EC Support 1/24/2019

<p>Bill: SB196</p> <p>Sponsors: Martinez, Richard (D5); Roybal Caballero (D13); Martinez, J. (D11)</p> <p>Title: PROHIBITION AGAINST ENFORCING FEDERAL IMMIGRATION LAW</p> <p>Summary: (Related to 2017 SB270, HB116; 2015 SB315) Prohibits the state and its political subdivisions from using public resources to take any action against a person for entry or residence in the U.S. in violation of federal immigration law. Repeals statutory authorization for state and local law enforcement to participate in the Federal Law Enforcement Assistance Act.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: SB199</p> <p>Sponsors: Wirth (D25)</p> <p>Title: ELECTRONIC COMMUNICATIONS PRIVACY ACT</p> <p>Summary: (Identical to 2017 SB 61, passed/vetoed by Governor as a burden on law enforcement, harmful to law enforcement's ability to preserve investigative information and unnecessary) Cited as the Electronic Communications Privacy Act, the bill provides protections from government access to electronic communications by specifying the conditions under which a government entity may compel the production of or access to electronic communication information from a service provider. Requires the issuance of a warrant and specifies conditions that must be satisfied before a warrant or wiretap is authorized.</p> <p>Category: Courts & Public Safety</p> <p>Notes: We did review this bill and believe it or not, we kind of like the warrant exception. It appears to follow 4th Amendment safeguards so we are not too overly concerned.</p>
<p>Bill: SB201</p> <p>Sponsors: Padilla (D14)</p> <p>Title: FIREARM TRANSFER ACT</p> <p>Summary: (Related to 2019 HB8, HB40 and SB8, 2017 HB50, HB 548 and SB48) Establishes the Firearm Transfer Act to require a background check before a firearm is transferred; creates a crime and imposes penalties; requires reporting of information; sets procedure and standards for restoration of right to receive or possess firearms; provides for contingent repeal.</p> <p>Category: Gun Bills</p>
<p>Bill: SB207</p> <p>Sponsors: Martinez, Richard (D5)</p> <p>Title: LICENSED SUBSTANCE ABUSE ASSOCIATES REIMBURSEMENTS</p> <p>Summary: (Identical to 2018 SB126, related to 2018 SB212) Requires the Secretary of Human Services to adopt rules to allow licensed substance abuse associates to be reimbursed for services rendered to Medical Assistance recipients within their scope of practice.</p> <p>Category: Health</p>
<p>Bill: SB210</p> <p>Sponsors: Griggs (R34)</p> <p>Title: TYPE B RESTAURANT LIQUOR LICENSE</p> <p>Summary: Allows local option districts to adopt ordinances approving the issuance of restaurant licenses, designated type B restaurant licenses, for the sale and service of beer, wine and alcoholic beverages. Sets the fee for issuance at \$20,000 and for renewal at \$1,300 per annum. Effective July 1, 2019.</p> <p>Category: Liquor License Bills</p>

Bill:	SB216
Sponsors:	Rodriguez (D24)
Title:	FUNDS FOR LAW ENFORCEMENT ASSISTED DIVERSION
Summary:	Appropriates \$700,000 (GF) for use in FY 2020 to the Local Government Division of the Department of Finance and Administration for operational support for law enforcement assisted diversion in the City of Santa Fe and establishment and operation of law enforcement assisted diversion in the counties of Santa Fe, Rio Arriba, Bernalillo and Dona Ana.
Category:	Courts & Public Safety

Bill:	SB217
Sponsors:	Stefanics (D39)
Title:	APPRAISALS FOR EMINENT DOMAIN
Summary:	Amends the Eminent Domain Code to require both parties to a condemnation to obtain property appraisals prior to the filing of an action if settlement negotiations fail.
Category:	General Government

Bill:	SB219
Sponsors:	Wirth (D25); Egolf (D47)
Title:	STATE PROJECTS SUBJECT TO HISTORIC DISTRICT OVERSIGHT
Summary:	(Virtually identical to 2017 SB409, passed unanimously by both chambers but vetoed by the Governor.) Makes all new construction or renovation projects on state-owned land or land held in trust by the state, regardless of funding source, subject to municipal and local government oversight pursuant to the Historic District and Landmark Act.
Category:	General Government

Bill:	SB220
Sponsors:	Wirth (D25)
Title:	ELIGIBILITY FOR RESIDENTIAL VALUATION FREEZE
Summary:	Amends the Property Tax Code to add a fourth category of claimant to the freeze on increases in valuation of single-family homes owned by low income persons aged 65 or older or disabled, beginning with the 2020 property tax year. Modified gross income for this group may not exceed \$32,000, as adjusted for inflation in succeeding years.
Scheduled:	02/11/2019 – Senate Corporations and Transportation Committee, 2:00 p.m., Room 311
Category:	Tax, Finance & Capital Outlay

Bill:	SB224
Sponsors:	Sharer (R1)
Title:	CONCEALED CARRY FOR RESERVE POLICE
Summary:	(Related to 2017 SB283) Amends the Concealed Handgun Carry Act to add reserve police officers to the list of those exempt from fees and training requirements if they are licensed or seeking a license to carry a concealed handgun.
Category:	Gun Bills

Bill:	SB227
Sponsors:	Stefanics (D39)
Title:	UNLAWFUL DISCRIMINATION PRACTICES BY EMPLOYERS
Summary:	Amends the Human Rights Act to add sexual orientation and gender identity to the protected classes against which all employers, regardless of number of employees, are prohibited from discriminating unless based on a bona fide occupational qualification or other statutory prohibition.
Category:	Labor & Employment

Bill: SB232**Sponsors:** Woods (R7)**Title:** COSTS AND CONDITIONS FOR PUBLIC RECORDS REQUESTS**Summary:** Amends the Inspection of Public Records Act to allow public bodies to impose an additional fee for public records requests that require extensive use of resources; to allow for recovery of costs for frivolous court actions to compel production of public records; to prohibit misuse of public records inspections, including for certain commercial purposes; and to authorize injunctions against public records requests made to harass or intimidate a public body.**Scheduled:** 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)**Category:** General Government

Bill: SB239**Sponsors:** White (R19)**Title:** AIRPORT FACILITY LANDING FEES**Summary:** Amends the Aviation Act to allow for the imposition of additional landing fees by an airport facility. Current law allows for a fee to be assessed for “compensation,” and this proposal expands the authorization to allow a fee to be imposed for general aviation aircraft that weigh more than 12,500 pounds, provided that any landing fees shall be assessed and used in compliance with federal law.**Category:** Tax, Finance & Capital Outlay

Bill: SB240**Sponsors:** Cisneros (D6)**Title:** NORTHERN N.M. SUBSTANCE USE RECOVERY SERVICES**Summary:** Provides \$500,000 (GF) to the Human Services Department for use in FY 2020 and subsequent fiscal years for programs that deploy mobile units in Santa Fe, Rio Arriba, Los Alamos, Taos, Colfax and Mora counties to provide rural health services and evidence-based, peer-supported substance use disorder recovery services. (San Miguel County is not listed.)**Category:** Health

Bill: SB241**Sponsors:** Ortiz y Pino (D12)**Title:** TELEDENISTRY SITE ESTABLISHED**Summary:** Amends the Dental Health Care Act to expand upon what constitutes the practice of teledentistry—a combination of telecommunications and dentistry that involves the exchange of clinical information over remote distances.**Category:** Health

Bill: SB250**Sponsors:** Papen (D38)**Title:** RURAL WRAPAROUND FUNDS FOR MENTAL HEALTH SYSTEM OF CARE**Summary:** Cited as the Rural Wraparound Services Act, provides \$7 million (GF) to a related fund administered by HSD’s Behavioral Health Services Division for a comprehensive community-based mental health system of care. Contemplates outcome-focused support services tailored to adults diagnosed with serious mental illness or youths between the ages of 16 and 22 diagnosed within last year with serious emotional disturbance and includes those who live in rural areas or are homeless.**Scheduled:** 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)**Category:** Health

Bill: SB259
Sponsors: Tallman (D18)
Title: DISCLOSE FINALISTS FOR APPOINTIVE POSITIONS
Summary: Requires state agencies or institutions or political subdivisions to post on their websites the names and resumes of at least three finalists for appointive executive positions.
Scheduled: 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)
Category: General Government

Bill: SB264
Sponsors: Ortiz y Pino (D12); Armstrong, G. (R49)
Title: RURAL LIBRARIES ENDOWMENT ACT
Summary: Provides for either a constitutional amendment to create an endowment to support the preservation, development and establishment of rural libraries in New Mexico or alternative provisions for that purpose, creates the Rural Libraries Endowment Fund, Program Fund and Grant Program, appropriates \$50 million (GF, nonreverting) to the Rural Libraries Endowment Fund in FY 2020.
Category: General Government

Bill: SB275
Sponsors: Stewart (D17); Small (D36)
Title: INCREASED RENEWABLE ENERGY REQUIREMENTS
Summary: (Duplicate of HB283; related to 2017 SB312) For rural electric cooperatives and public utilities not municipalities or public colleges, increases the renewable energy standard in five-year stages to 80% by 2045 for cooperatives and to 2040 for other utilities.
Category: Public Lands, Natural Resources & Agriculture

Bill: SB277
Sponsors: Neville (R2)
Title: STRATEGIC WATER RESERVE APPROPRIATION
Summary: (Identical to HB281 Provides \$5 million (GF) to the Interstate Stream Commission for use in FY 2020 and subsequent fiscal years to administer the Strategic Water Reserve pursuant to Sec. 72-14-3.3 (i.e., purchase or lease surface water or water rights, assist state compliance with compacts and court decrees or water management efforts for benefit of threatened or endangered species; develop river reach or ground water basin priorities for acquisition of water or water rights and storage rights for the strategic water reserve, in cooperation with Indian nations, tribes and pueblos, boards of county commissioners, municipalities).
Category: Public Lands, Natural Resources & Agriculture

Bill: SB278
Sponsors: Ortiz y Pino (D12)
Title: REAL ID LICENSES AND AUTHORIZATIONS CHANGES
Summary: Renames all driver's licenses, permits and driving authorization cards as driver's licenses or licenses. Repeals the fingerprint requirement for non-REAL ID licenses and identification cards. Requires non-REAL ID driver's licenses or ID cards to be accepted by all state and local agencies and public accommodation on the same basis as REAL ID cards. Changes most license expiration dates to the anniversary of the effective date, not 30 days from the applicant's birthday. Provides that notice of license revocation based on blood or breath alcohol tests must also include notice of the right to a hearing.
Category: General Government

Bill: SB280
Sponsors: Cisneros (D6); Trujillo, J. (D45)
Title: CAPITAL OUTLAY EXPENDITURES
Summary: ADMINISTRATIVE OFFICE OF THE COURTS PROJECTS
Category: Tax, Finance & Capital Outlay

Bill: SB282**Sponsors:** Martinez, Richard (D5)**Title:** IMMUNITY FOR OVERDOSE MEDICAL ASSISTANCE**Summary:** Adds to the grant of immunity to persons who seek medical assistance for an alcohol or drug-related overdose immunity from arrest, other penalty, or civil property forfeiture if the evidence for the alleged violation was gained as a result of the seeking of medical assistance. Provides that the seeking of medical assistance may be used as a mitigating factor in cases where it does not result in immunity.**Scheduled:** 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)**Category:** Courts & Public Safety

Bill: SB285**Sponsors:** Candelaria (D26)**Title:** INSPECTION OF PUBLIC RECORDS**Summary:** Amends the Inspection of Public Records Act to clarify that a custodian of records who does not deliver or mail a written explanation of denial within 15 days after public receipt of a written request for inspection or who fails to permit inspection of all requested records that are not exempt from inspection, is subject to statutory damages if the failure to permit inspection of all nonexempt responsive records is determined to be unreasonable.**Scheduled:** 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)**Category:** General Government

Bill: SB288**Sponsors:** Soules (D37)**Title:** SAFE SCHOOLS FOR ALL STUDENTS ACT**Summary:** (Almost identical to 2017, SB 115) Proposes the Safe Schools for All Students Act to mandate that the Public Education Department promulgate rules to require school districts to develop and implement bullying prevention policies and programs. Repeals existing requirements for school bullying prevention policies and programs.**Scheduled:** 02/11/2019 – Senate Education Committee, 8:30 a.m., Room 311 (Revised 02/08/2019)**Category:** Courts & Public Safety

Bill: SB301**Sponsors:** Sanchez, C. (D30)**Title:** BEER AND WINE SALES AT RESTAURANT MUST BE WITH MEAL**Summary:** Mandates that all sales, service and consumption of beer and wine authorized by a restaurant license must be in conjunction with a meal. Defines "meal" as a lunch or dinner entrée and does not include only an appetizer, snack or dessert.**Category:** Liquor License Bills

Bill: SB302**Sponsors:** Rodriguez (D24)**Title:** SETTING THE PER DIEM RATE**Summary:** Sets the per diem rate for public officers and employees as established by the federal government for the City of Santa Fe. Expands the agencies authorized to promulgate and carry out rules pursuant to the Per Diem and Mileage Act.**Category:** General Government

Bill: SB305**Sponsors:** Stewart (D17)**Title:** PUBLIC SURPLUS MOTOR VEHICLE RESTRICTIONS**Summary:** (Related to 2019, SB 154) Prohibits the sale by state agencies or local public bodies of public surplus motor vehicles to private individuals and the donation of such vehicles to 501(c)(3) organizations.**Category:** General Government

Bill: SB306**Sponsors:** Smith (D35)**Title:** PERMIT FOR SELLING BEER AND WINE AT PRIVATE CELEBRATIONS**Summary:** Allows the sale of beer and wine at private celebrations on or off the license-holder's premises by persons holding a winegrower's or small brewer license. Sets permit fee at \$10. Sales may be by the glass or bottle.**Category:** Liquor License Bills

Bill: SB320**Sponsors:** Pirtle (R32)**Title:** VOTER REGISTRATION ASSISTANTS MUST BE REGISTERED VOTERS**Summary:** Amends the Election Code to require that a registration agent (meaning a state or federal employee who provides voter registration at a state agency, or a tribal registration agent office) or any other individual who assists another person in completion of a voter registration application be a qualified elector registered to vote in the state.**Category:** Elections

Bill: SB323**Sponsors:** Cervantes (D31)**Title:** DECREASE MARIJUANA AND DRUG PARAPHERNALIA PENALTIES**Summary:** (Virtually identical to 2017 Regular Session SB 258 Senate Floor Substitute; Identical to 2018 SB141) Amends the Criminal Code to decrease penalties for possession of certain amounts of marijuana and for the possession of drug paraphernalia. Creates a "penalty assessment" form of citation as a penalty.**Category:** Courts & Public Safety

Bill: SB324**Sponsors:** Cervantes (D31)**Title:** PERMANENT LEGISLATIVE PUBLIC WORKS COMMITTEE**Summary:** Relates to capital expenditures; creates a permanent, 18-member Legislative Public Works Committee to hear proposals for and review capital outlay-funded projects on an annual basis.**Category:** Tax, Finance & Capital Outlay

Bill: SB328**Sponsors:** Cervantes (D31)**Title:** NO FIREARMS FOR ORDERS OF PROTECTION SUBJECTS**Summary:** (Identical to 2017 SB 259, final version) Adds a provision to the Family Violence Protection Act requiring the court to enter an order of protection in cases of domestic abuse ordering the restrained party to deliver any firearm in his or her possession to one of the authorized recipients listed below and to refrain from purchasing, receiving, possessing or attempting to purchase, receive or possess any firearm while the order of protection is in effect.**Category:** Gun Bills

Bill: SB334**Sponsors:** Papen (D38)**Title:** FUNDS FOR ASSISTED OUTPATIENT TREATMENT ACT**Summary:** Appropriates \$1 million (GF, nonreverting) to the Department of Health for use in FY 2020 and subsequent years to distribute to participating municipalities and counties that have entered into memoranda of understanding with district courts pursuant to the Assisted Outpatient Treatment Act.**Category:** Health

Bill: SB358**Sponsors:** Sharer (R1)**Title:** TAX REFORM PACKAGE**Summary:** (Related to HB6; similar to 2018 SB49, 2017 SB123, 2016 SB145, 2015 SB346 and 2013 SB365) 246-page bill continues the sponsor's effort to reform the state tax system by greatly expanding the gross receipts base to replace the personal and corporate income taxes, motor vehicle excise, leased vehicle gross receipts and boat excise taxes (which are repealed); lower the rate of state gross receipts and compensating taxes tax rate from 5.125% to one percent and the governmental gross receipts from five to one percent; repeal several tax credits; consolidate local option taxes, reducing their maximum permissible rates to 0.5% for municipalities and 0.5% for counties; revise statutes dealing with revenues local governments may pledge to repay indebtedness. All this is effective January 1, 2020.**Category:** Tax, Finance & Capital Outlay

Bill: SB367**Sponsors:** Candelaria (D26)**Title:** SPAY AND NEUTER PROGRAM FEE**Summary:** (Virtually identical to final version of 2018 HB64 as passed by both chambers but vetoed, and SB51 as amended) Imposes a \$100 fee on pet food distributors, the bulk of which is to be credited to the Statewide Spay and Neuter Subaccount of the Animal Care and Facility Fund, administered by the Animal Sheltering Board, to provide financial assistance for dog and cat spaying and neutering for low-income households. Provides exemptions.**Scheduled:** 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)**Category:** Tax, Finance & Capital Outlay

Bill: SB369**Sponsors:** Cervantes (D31)**Title:** WATER TRUST BOARD**Summary:** Amends the membership and appointing authority of the Water Trust Board. Shifts appointing authority for the six public members from the Governor, as confirmed by the Senate, to the Legislative Council. Reduces number of members from 16 to 15; removes the executive director of the N.M. Finance Authority and the director of the Department of Game and Fish; adds a member from water associations organized under the Sanitary Projects Act; replaces first member from an irrigation or conservancy district that uses ground water with a member of the agricultural community, but leaves second irrigation or conservancy district member in place; adds requirement that member appointed by president of the Navajo Nation be a Navajo who lives in New Mexico.**Category:** Public Lands, Natural Resources & Agriculture**Notes:** EC Support - 1/24/2019

Bill: SB372**Title:** PUBLIC CONTRACTS ETHICS ACT: GOVERNMENTAL CONDUCT ACT PARTIALLY ABOLISHED**Summary:** Called the "Public Contracts Ethics Act," the bill at first appears to take aim at addressing unethical practices in the procurement of contracts by public employees, public officials, elected officials and their relatives or representatives. However, a closer look reveals that the stronger provisions of the Government Conduct Act directed at the same misdeeds are being abolished and substituted with the weaker civil and criminal penalties contained in this bill.**Category:** General Government

Bill: SB374**Sponsors:** Steinborn (D36)**Title:** LOCAL CHOICE ENERGY ACT**Summary:** Enacts the Local Choice Energy Act. Provides definitions including "local choice energy program," which means a program enacted pursuant to the act by a municipality, county or Indian nation, tribe or pueblo to combine the loads of multiple end-use customers for the sale or purchase of electric energy or the provision of other electric energy related services.**Category:** General Government

Bill: SB375**Sponsors:** Munoz (D4)**Title:** TENANCY TAX**Summary:** Within the Lodgers' Tax Act, authorizes a municipality or county to impose a tenancy tax of up to five percent, applied to lodging periods over 30 days. Clearly separates the existing occupancy tax, which is otherwise unchanged, from the new tenancy tax.**Category:** Tax, Finance & Capital Outlay

Bill: SB393**Sponsors:** Soules (D37)**Title:** GASOLINE AND NATURAL GAS PROCESSORS SURTAXES**Summary:** Imposes a gasoline tax surtax of up to 45 cents per gallon and a natural gas processors surtax of up to three dollars per mmbtu. Distributes the surtax revenues as follows: 15 percent to the Low-income Home Energy Assistance Fund, 10 percent to the Fossil Fuel Displaced Worker Fund and 15 percent to the Renewable Energy Technology Fund, with remainder to the General Fund. Creates a carbon emission income tax credit.**Category:** Tax, Finance & Capital Outlay

Bill: SB396**Sponsors:** Ingle (R27)**Title:** AVERAGE DISTRIBUTION OR TRANSFER AMOUNT**Summary:** (Duplicate of 2018 SB236) Re-defines "average distribution or transfer amount" in Section 7-1-6.15 of the Tax Administration Act from an average of three annual numbers to an average of 36 monthly amounts. Effective July 1, 2019.**Category:** Tax, Finance & Capital Outlay**Notes:** EC Support - 2/07/2019

Bill: SB405**Sponsors:** Ortiz y Pino (D12)**Title:** MEDICAID BUY-IN ACT**Summary:** Establishes a state public option through Medicaid to provide residents with a choice of high-quality, low-cost health insurance using a state-administered buy-in plan; creates the Health Care Affordability and Access Improvement Fund; establishes an advisory council; appropriates \$12 million (GF) to HSD for use in FY 2020 for implementation and administration of the plan and to conduct an expansion study, and \$12 million (GF, nonreverting) to the Fund for use in FY 2020 and subsequent years to ensure affordability for enrollees in the plan.**Category:** Health

<p>Bill: SB413</p> <p>Sponsors: Stewart (D17)</p> <p>Title: INCREASES PRODUCTION LIMITS FOR BEER, WINE, LIQUOR PRODUCERS</p> <p>Summary: (Similar in part to SB306) Amends the Liquor Excise Tax Act and the Liquor Control Act to expand in several ways the permitted low-tax production of small brewers, winegrowers and craft distillers. Effective July 1, 2019.</p> <p>Category: Liquor License Bills</p>
<p>Bill: SB418</p> <p>Sponsors: Moores (R21)</p> <p>Title: DTS VOTERS IN PRIMARY ELECTIONS</p> <p>Summary: (Similar to 2019, HB 93; related to 2017, HB 206 and SB 205) Allows voters who have declined to state a party affiliation or who designated affiliation with an unqualified party to vote in a primary election by requesting the ballot of one of the participating parties in that primary. Allows a major political party to hold a primary election open only to registered members of the party under certain limited conditions.</p> <p>Category: Elections</p>
<p>Bill: SB419</p> <p>Sponsors: Ortiz y Pino (D12)</p> <p>Title: COOPERATIVE FORMS OF BUSINESS</p> <p>Summary: Appropriates \$200,000 (GF) to the Economic Development Department for use in FY 2020 to provide or contract for activities to promote and develop cooperative forms of business, including access to training and technical assistance.</p> <p>Category: Economic Development & IRBs</p>
<p>Bill: SB421</p> <p>Sponsors: Cisneros (D6)</p> <p>Title: TAX PACKAGE</p> <p>Summary: (HB6, SB358) 140-page proposal amends personal and corporate income taxes, gross receipts and compensating taxes, motor vehicle excise tax, fuels taxes and motor vehicle registration fees and imposes municipal and county compensating taxes.</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: SB435</p> <p>Sponsors: Sedillo Lopez (D16)</p> <p>Title: UNDERGROUND WATER APPROPRIATION APPLICATIONS</p> <p>Summary: (Essentially identical to 2019, HB374) Amends the requirements for applications for use of underground water to require identification of end users; establishes prior decisions as legal precedent; provides grounds for rejecting applications.</p> <p>Category: Public Lands, Natural Resources & Agriculture</p>
<p>Bill: SB442</p> <p>Sponsors: Sapien (D9)</p> <p>Title: ELECTRONIC PUBLIC DOCUMENT FEES</p> <p>Summary: (Similar in part to 2019, SB232) Amends the Inspection of Public Records Act to authorize a custodian of public records to charge reasonable fees, as opposed to actual costs, for downloading copies of public records to a computer disk or storage device, including the actual cost of the computer disk or storage device. Prohibits a custodian of public records from charging fees in excess of \$1 per page for electronic documents.</p> <p>Scheduled: 02/12/2019 – Senate Public Affairs Committee, 1:30 p.m. or 1/2 hour after floor session, Room 321 (Revised 02/11/2019)</p> <p>Category: General Government</p> <p>Notes: EC Support - 2/07/2019</p>

Bill: SB446
Sponsors: Griggs (R34)
Title: RETURN TO WORK RULES FOR PUBLIC EMPLOYEES
Summary: Replaces the existing rules on returning to work on or after July 1, 2019 for PERA, ERA and magistrate and judicial retirees with a simpler set.
Category: General Government
Notes: EC Support - 2/07/2019

Bill: SB452
Sponsors: Munoz (D4)
Title: PERA SOLVENCY MEASURES
Summary: (Related to 2019 SB400) Requires the PERA Board annually by May 1 to certify the funded ratio and amortization periods of both the Public Employees Retirement Plan and each of its coverage plans. If amortization rates exceed 25 years, the Board is authorized to reduce benefits, change retirement eligibility requirements, or increase contribution rates. If the funded plan ratio for a coverage plan exceeds 100 percent, the Board may decrease contribution rates under certain circumstances.
Category: General Government

Bill: SB455
Sponsors: Campos, P. (D8)
Title: CAPITAL OUTLAY REFORM ACT
Summary: (Related to SB0148, SB149) Another crack at reforming the state's disjointed capital expenditure process. Transfers some functions and responsibilities from DFA to the Capital Projects Task Force ("task force") and partially reorganizes DFA. Creates the interim Capital Outlay Committee. Assigns responsibilities and deadlines for the annual update of the state's capital improvements plan.
Category: Tax, Finance & Capital Outlay

Bill: SB462
Sponsors: Steinborn (D36)
Title: CREATE OUTDOOR RECREATION DIVISION
Summary: (Related to 2017 HM15, HM91, SM119). Creates the New Mexico Outdoor Recreation Division, with a director appointed by the Governor, in the Economic Development Department. Creates the Outdoor Recreation Advisory Committee administratively attached to the division. Creates the Special Projects and Outdoor Recreation Infrastructure Fund. Creates the Outdoor Equity Grant Program and Fund and makes a non-reverting appropriation to the fund for grant-making by the New Mexico Youth Conservation Corps Commission. Appropriates \$1.5 million for the Economic Development Department to operate the new division, and \$100,000 for the program.
Category: Economic Development & IRBs

Bill: SB472
Sponsors: Stefanics (D39)
Title: ENHANCED 911 ADVISORY BOARD
Summary: (Duplicate of 2019, HB439) Creates a nine voting-member Enhanced 911 Advisory Board to consult with DFA's Local Government Division on administering the Enhanced 911 Fund, report to the Legislature, adopt rules, fund enhanced 911 systems and establish service areas.
Category: Fire, EMS & E911
Notes: Board support - 8/03/2018
EC Support - 2/07/2019

Bill: SB473**Sponsors:** Rodriguez (D24)**Title:** ADDITIONAL INVESTMENT VEHICLES FOR STATE AND LOCAL TREASURERS**Summary:** Allows the State Treasurer and county and municipal treasurers more options for investing funds under their control.**Category:** Tax, Finance & Capital Outlay**Notes:** Supranationals
EC Support - 2/07/2019

Bill: SB474**Sponsors:** Campos, P. (D8)**Title:** TAX CREDITS FOR INVESTMENT IN FRONTIER COMMUNITIES**Summary:** (Related to 2018 SB198, 2017 SB326, 2016 SB206 and 2015 SB477) To encourage residents of frontier communities to invest, create jobs and provide needed services in those frontier communities, establishes nonrefundable individual and corporate income tax credits. Taxpayers making qualified investments may claim a tax credit equal to 25 percent of up to \$100,000 per qualified investment for taxable years on or after January 1, 2019.**Category:** Economic Development & IRBs

Bill: SB476**Sponsors:** Sedillo Lopez (D16)**Title:** USE OF DEADLY FORCE BY A LAW ENFORCEMENT OFFICER**Summary:** (Identical to 2019, HB493) Establishes a notice and hearing procedure following the use of deadly force by a law enforcement officer in the course of the officer's duties that results in a person's death or injury. Directs the sheriff or chief of police of the jurisdiction in which the incident occurred to report the incident to the district attorney of that county within 24 hours. Directs the district attorney to report the incident to the governor within 24 hours of notification. Directs the governor to select an assistant attorney general with experience in criminal prosecution to represent the state as a special prosecutor at a probable cause hearing within three days of notification.**Category:** Courts & Public Safety**Notes:** EC Oppose - 2/07/2019

Bill: SB486**Sponsors:** Baca (R29)**Title:** TEMPORARY RELINQUISHMENT OF FIREARMS BY CRIMINAL DEFENDANTS CLAIMING INCOMPETENCY TO STAND TRIAL**Summary:** (Related to 2019, HB83 and HB87) Requires a criminal defendant who claims incompetency to stand trial to relinquish all firearms and ammunition until the court determines that the defendant is competent; the relinquished firearms and ammunition shall be returned if and when the court finds the defendant competent.**Category:** Courts & Public Safety

Bill: SB489**Sponsors:** Candelaria (D26); Small (D36); Egolf (D47); Roybal Caballero (D13)**Title:** ENERGY TRANSITION ACT: BOOSTING QUOTAS FOR RENEWABLE ENERGY PRODUCTION**Summary:** (Related to 2019, HB498) An 83-page bill that relates to electricity production and boosts state quotas for production of renewable energy. Cited as the Energy Transition Act, it aims at easing the financial, employment and other strains anticipated to occur as a result of the near-future closing of the San Juan Generating Station in the Four Corners area.**Category:** Tax, Finance & Capital Outlay**Notes:** PNM bill about SJGS

Bill: SB492**Sponsors:** Soules (D37)**Title:** PUBLIC UTILITY RATEPAYER RELIEF ACT**Summary:** (Related in part to 2019 SB489) Cited as the Ratepayer Relief Act, provides for the use of corporate securities to be issued by a utility company under a Financing Order approved by the Public Regulation Commission to recover approved securitization costs related to the abandonment of an electric generating facility.**Category:** Public Lands, Natural Resources & Agriculture

Bill: SB504**Sponsors:** Smith (D35)**Title:** GASOLINE AND SPECIAL FUEL TAX INCREASES**Summary:** (Related to 2019 HB6, SB421, SB505 and SB506; 2018, SB177; 2017: HB63, SB131, SB132; 2016: SB251, SB 284, SJR22) Effective 7/1/19, raises the gasoline tax ten cents to 27 cents/gallon and the special fuel excise tax five cents to 26 cents/gallon. Additional revenue is split among the State Road Fund, municipalities and counties and the newly created State Road Maintenance Fund.**Category:** Tax, Finance & Capital Outlay

Bill: SB505**Sponsors:** Smith (D35)**Title:** MV EXCISE TAX INCREASE TO STATE ROAD MAINTENANCE FUND**Summary:** Creates the State Road Maintenance Fund. Raises the motor vehicle excise tax rate from three to four percent. Proceeds from the one percent increase flow to the State Road Maintenance Fund.**Category:** Tax, Finance & Capital Outlay

Bill: SB506**Sponsors:** Smith (D35)**Title:** GASOLINE AND SPECIAL FUEL TAX INCREASE**Summary:** (Relates to 2019 HB6, SB393, SB421 and SB504) Increases the rate of the gasoline tax by five cents, from 17 to 22 cents per gallon, and the special fuel (diesel) tax also by five cents per gallon, from 21 to 26 cents per gallon.**Category:** Tax, Finance & Capital Outlay

Bill: SB509**Sponsors:** Wirth (D25); Salazar, T. (D70)**Title:** REGIONAL WATER UTILITY AUTHORITY ACT**Summary:** (Similar to 2019 HB175 in many respects.) Allows the creation of a new statutory entity—a Regional Water Utility Authority—that may be incorporated through the cooperation of one or more entities to provide water or wastewater treatment services and renewable energy infrastructure for those services within a designated service area to be determined by the parties. Applies to a political subdivision, mutual domestic water consumers association, a sanitation district, a water and sanitation district, or any similar district, a recognized Indian tribe, nation or pueblo, or other agency created pursuant to a joint powers agreement on their behalf.**Category:** Public Lands, Natural Resources & Agriculture

Bill: SB511**Sponsors:** Neville (R2)**Title:** None**Summary:** None**Category:** Economic Development & IRBs

<p>Bill: SJM7</p> <p>Sponsors: Candelaria (D26)</p> <p>Title: ADMINISTRATIVE HEARINGS AND TAX WORKING GROUP</p> <p>Summary: Requests the Chief Hearing Officer of the Administrative Hearings Office to convene a working group to identify issues of concern within the hearing and tax protest process and develop solutions for fair and efficient hearings.</p> <p>Scheduled: 02/11/2019 – Senate Rules Committee, 8:30 a.m, Room 321</p> <p>Category: Tax, Finance & Capital Outlay</p>
<p>Bill: SJM14</p> <p>Sponsors: Martinez, Richard (D5)</p> <p>Title: RULES OF CRIMINAL PROCEDURE CONCERNING BAIL</p> <p>Summary: Requests that the New Mexico Supreme Court be requested to rescind certain amendments to the various Rules of Criminal Procedure that do not include the constitutional requirement to file a motion to request relief from the requirement to post bond.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: SJR8</p> <p>Sponsors: Ivey-Soto (D15)</p> <p>Title: CA: COUNTY COMMISSIONS AND PROBATE JURISDICTION</p> <p>Summary: Proposes to amend Article 6, Section 23 of the Constitution to give county commissions the option to close a county probate court and transfer probate jurisdiction to a state court, upon approval of the state Supreme Court.</p> <p>Category: Courts & Public Safety</p> <p>Notes: EC Support 1/31/2019</p>
<p>Bill: SJR11</p> <p>Sponsors: Ortiz y Pino (D12)</p> <p>Title: CA: RURAL LIBRARY ENDOWMENT FUND</p> <p>Summary: (Related to 2019, SB 264) Proposes amending the state Constitution to create the Rural Libraries Endowment Fund for rural libraries’ operational and capital needs and delivery of specialized services.</p> <p>Category: General Government</p>
<p>Bill: SJR12</p> <p>Sponsors: Moores (R21)</p> <p>Title: CA: NONPARTISAN JUDICIAL ELECTIONS</p> <p>Summary: (Identical to 2017 SJR10; similar to 2015 HJR11) Proposes to amends Article 6, Section 33 to provide for nonpartisan election of Supreme Court justices and all state elected judges. Provides that all sitting justices and judges having been elected to office in a partisan election shall be deemed to have fulfilled the requirements for a nonpartisan election.</p> <p>Category: Courts & Public Safety</p>
<p>Bill: SJR13</p> <p>Sponsors: Moores (R21)</p> <p>Title: CA: VACANCIES IN MULTICOUNTY DISTRICTS</p> <p>Summary: Proposes to amend Article 4, Section 4 of the New Mexico Constitution to provide that, to filling legislative vacancies in multicounty districts, the County Commissioners must nominate a resident of their county; to require the appointee to any vacancy must be of the same political party as the vacating legislator; and to correct provisions of that section that have been declared unconstitutional.</p> <p>Category: Elections</p>

Bill: SJR14**Sponsors:** Cervantes (D31)**Title:** CA: REGULAR 42-DAY LEGISLATIVE SESSIONS**Summary:** Proposes to amend Article 4, Section 5 of the Constitution to create 42-day regular sessions of the Legislature in both odd- and even-numbered years, with no limit in even-numbered years to budgets, appropriations, revenue bills or bills pursuant to Governor's special message; and limit veto overrides to vetoes from the same biennial Legislature.**Category:** General Government

Bill: SJR15**Sponsors:** Cervantes (D31)**Title:** APPELLATE JUDGES SERVE ONE YEAR PRIOR TO ELECTION**Summary:** (For the Courts, Corrections and Justice Committee) Proposes to amend Article 6, Section 35 of the New Mexico Constitution to provide that an appointed appellate judge serve at least one year before a general election for the office to which the judge was appointed.**Category:** Courts & Public Safety

Bill: SM18**Sponsors:** Campos, P. (D8)**Title:** AMTRAK SOUTHWEST CHIEF TRAIN**Summary:** Recognizes the ongoing need for the Southwest Chief train service in New Mexico, acknowledges the threat to its operation, and calls on the New Mexico congressional delegation and the Governor to support the continued viability of the Southwest Chief.**Category:** General Government

Bill: SM26**Sponsors:** Stefanics (D39)**Title:** FEASIBILITY STUDY FOR WILD HORSE STATE PARK**Summary:** Requests the State Parks Division of the Energy, Minerals and Natural Resources Department to study the potential locations and feasibility of acquiring land for a Wild Horse State Park.**Category:** Public Lands, Natural Resources & Agriculture

Bill: SM47**Sponsors:** Candelaria (D26)**Title:** PRISON CONVERSION TASK FORCE**Summary:** Requests the Behavioral Health Services Division to convene a prison conversion task force to study the feasibility of converting correctional facilities into drug and alcohol treatment facilities and their possible use as an alternate sentencing option**Category:** Courts & Public Safety

Bill: SM50**Sponsors:** Neville (R2)**Title:** "COUNTY DAY"**Summary:** Declares February 15, 2019 as "County Day" in the Senate to recognize the great people and places of each of New Mexico's 33 counties.**Scheduled:** 02/12/2019 - Senate Calendar, 11:00 a.m., Senate Chambers
02/11/2019 - Senate Calendar, 11:00 a.m., Senate Chambers**Category:** General Government

Bill: SM58

Sponsors: Baca (R29)

Title: "VALENCIA COUNTY DAY"

Summary: (Duplicate of 2019 HM31) Declares February 15, 2019 as "Valencia County Day" in the Senate to recognize its history and many contributions to the state.

Scheduled: 02/12/2019 – Senate Calendar, 11:00 a.m., Senate Chambers
02/11/2019 – Senate Calendar, 11:00 a.m., Senate Chambers

Category: General Government



Board of County Commissioners of Santa Fe County
County Commission Chambers
County Administrative Building
102 Grant Avenue
Santa Fe NM 87501

SPECIAL MEETING
Community Development Block Grant (CDBG) Program

February 12, 2019 at 2:00 p.m.

S:07

Please turn off cellular phones during the meeting.

Agenda

- I. 2019 CDBG Project Selection Process**
 - A. Purpose and History of Community Development Block Grant (CDBG) Program**
 - 1. Program Objectives**
 - 2. Eligible Applicants**
 - 3. Eligible and Ineligible Activities**
 - 4. Program Requirements**
 - 5. Application Requirements**
 - B. Current and Past CDBG Projects**
 - C. Questions**
 - D. Citizen Input**

Santa Fe County makes every practical effort to assure that auxiliary aids or services are available for meetings and programs. Individuals who would like to request auxiliary aids or services should contact Santa Fe County Manager's Office at (505) 986-6200 in advance to discuss specific needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).

SFC CLERK RECORDED 03/13/2019

Santa Fe County
2019 Community Development Block Grant (CDBG)
Project Request Form

Project Name:		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	
Project Location:		Glorieta Estates, NM, at the intersection of Avenida Ponderosa and Pine Haven Drive (Figure 2, attached below), proximal to the existing (shallower and currently retired) Glorieta Estates well.	
Requestor Name:		Phone Number:	575-644-2210
Greater Glorieta Mutual Domestic Water Consumer's Association (MDWCA), Trent Botkin, President			
Address:		Email Address:	trentbotkin@gmail.com
P.O. Box 233, Glorieta, NM 87535			
Project Type: (Road, building, park, etc.)	Construct a new regional water well for the Greater Glorieta Community	Total Project Cost:	\$1,200,000
		CDBG Funds Requested:	\$750,000
Project Description: Please describe the project details including the type of project, size, equipment/furniture needed and location. <p>This is Phase 3A of a larger water system infrastructure project; this phase of the project is to construct a new regional water well for the Greater Glorieta MDWCA and community in a different (deeper) aquifer (the Madera Formation), at a depth of about 1,200-1,500 ft (approximate). The existing Glorieta Estates well (part of the Greater Glorieta regionalized MDWCA, but this well was retired due to water quality issues involving radium above SDW standards) as well as the Glorieta Village well which currently serves both the Village and the Estates in a unified, connected water system, are both in the shallow aquifer (the Sangre de Cristo Formation, with wells from about 400-500 ft deep), where other wells in this area (in addition to the Glorieta Estates well) have been contaminated with radium and sometimes other radionuclides. The project will include siting and drilling a water supply well into the Madera Formation, and appurtenances including a well head, pump, pipes and fittings to connect to the existing distribution system.</p>			
Project Benefits: Please describe the need for the project, public benefits, and any urgent issues. Please explain how the project will improve existing conditions. <p>The Greater Glorieta MDWCA (GGMDWCA) was created through regionalization of Glorieta Estates, the Village of Glorieta, and East Glorieta, and is located in Santa Fe County, southeast of the City of Santa Fe in the vicinity of Exit 299 on I-25 (Figure 1 attached below). The three communities were officially merged July 1, 2012, organizationally including a unified rate structure, operationally, with combined water utility assets & liabilities, and water rights, as well as asset mapping with a working asset management plan under development. The GMDWCA has 260 current water users with anticipated growth of 320 future users in the region.</p> <p>A Preliminary Engineering Report (PER) completed by HDR Engineering, Inc. (Nov 2011) identified water system alternatives addressing needs and public health and safety concerns related to elevated radium concentrations in the Glorieta Estates water well and aging infrastructure (tank and distribution system) for East Glorieta. The GGMDWCA is actively working to address water system needs for each of the communities as part of a 3-phased approach as funding allows.</p> <p>Phase 1 (completed) connected the Glorieta Estates and Village water systems as a short-term solution to provide safe drinking water to Glorieta Estates and limited fire protection (3 hydrants) to the Village, and installed meters on all Greater Glorieta service connections (all 3 communities). HDR completed design for this phase using existing Water Trust Board funding (Project #192-WTB); construction of the connection line plus appurtenances and fire hydrants was completed (mid-July 2014) with a combination of WTB funds (again #192-WTB) and Community Development Block Grant (CDBG) funds through Santa Fe County; and installation of all water meters was completed in early October 2014 (also</p>			

STAFF CLERK RECORDED
 03/15/2019

#192-WTB & CDBG grant).

Phase 2 (completed) was funded by WTB grant-loan #248-WTB, and included bidding design of the East Glorieta water storage tank; the bidding process selection of the construction firm; construction of the East Glorieta water storage tank and well collector piping; and engineering design of a deeper regional water supply well in the vicinity of Glorieta Estate (Phase 3A) and of the East Glorieta well collector piping and distribution system improvements (Phase 3B).

As suggested in the previous paragraph, Phase 3 of the program includes construction of a new, deep water supply close to the existing Glorieta Estates shallow well (Phase 3A, which is the project phase being applied for here); and an East Glorieta water distribution infrastructure that does not meet industry standards; fire hydrants throughout East Glorieta; and engineering services for construction administration and observation. The Phase 3A deep water supply well will directly benefit the combined Glorieta Village and Estates communities as a long term water source to address the public health risk of elevated radium above drinking water standards, a regional water supply source for both communities in the near term and a potential water source of East Glorieta should that subsystem be physically connected in the future; and by providing system redundancy for emergency purposes. The excess radium that occurred in the shallower existing Glorieta Estates well as well as in other wells in the area that are in the same shallow aquifer, also threatens the Glorieta Village shallow well in the same (Sangre de Cristo Formation) aquifer, and the PER recommended construction of a deep well in the Madera aquifer as a long-term solution to this water quality threat. The deep well will also provide a sustainable and more drought-resistant water source for the Greater Glorieta Community.

Project Readiness: Please describe if and how the project is part of a planning process/approved planning document and when construction can start.

Engineering design of this deeper regional water supply well in the vicinity of Glorieta Estates was completed as part of Phase 2 of this work by HDR Engineering, funded by WTB grant-loan #248-WTB. As a result, this project is ready for construction, and can be completed within one year of receiving funding.

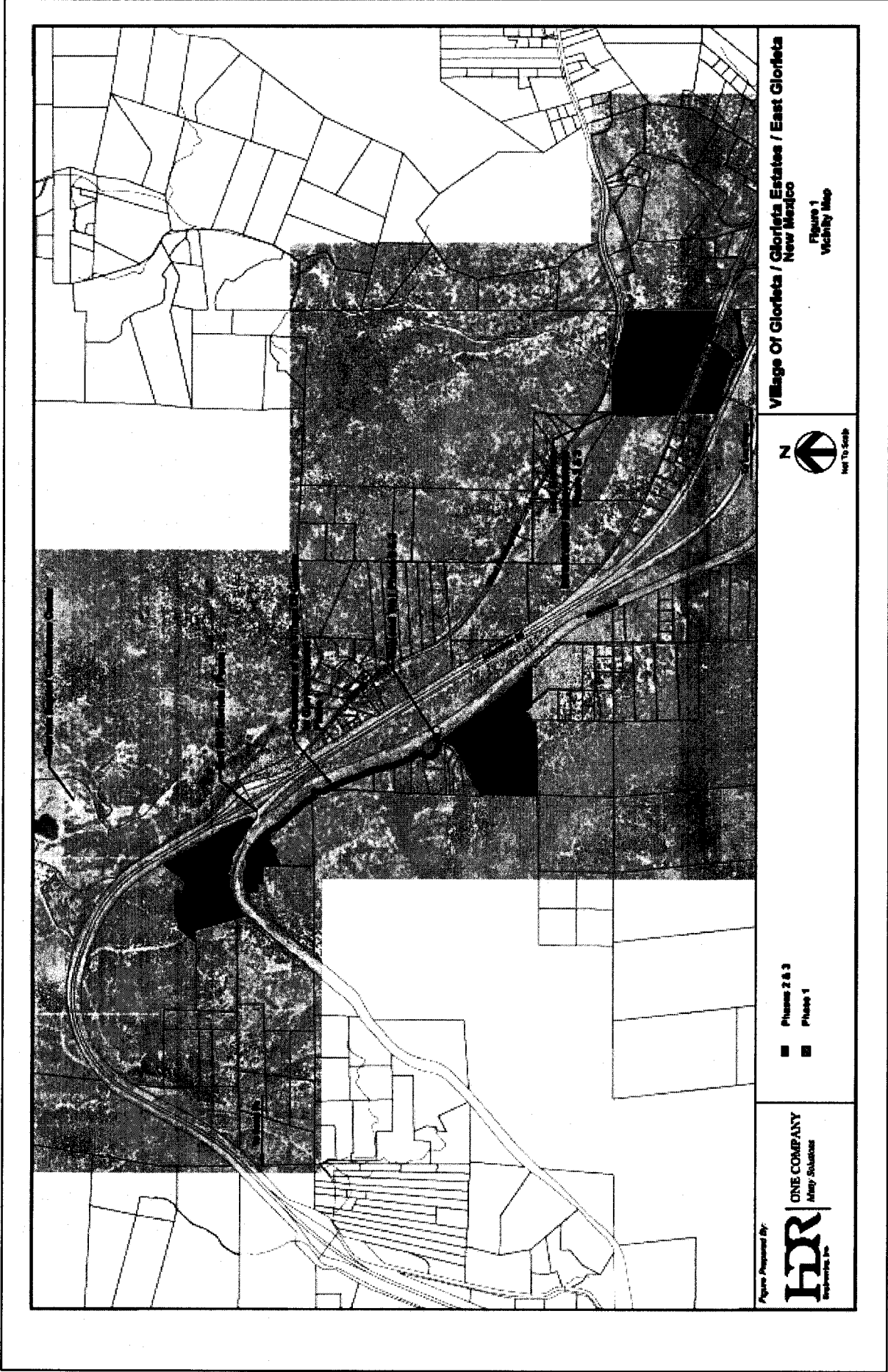
Project Cost Details (Planning, Design, Land Acquisition, Construction)	Project Cost per Year					
	2017	2018	2019	2020	2021	Total
Planning / Design / Land Purchase	\$	\$	\$	\$	\$	\$
Construction	\$	\$	\$250,000	\$950,000	\$	\$1,200,000

Other Funding Source: Will requested funds be used with other funding? If yes, please describe amount and source of funding.

This Phase 3A project is a high priority on Santa Fe County's ICIP list, and as such, the County has requested capital outlay funding for this project from the 2019 legislature. While the full project amount was requested, it is realistically anticipated that \$250,000-\$300,000 will be received. Assuming \$250,000 of capital outlay funding and \$750,000 from CDBG, the Greater Glorieta MDWCA will apply to the WTB in the upcoming 2019 funding cycle for the remaining \$200,000.

Fiscal Impact	Operational Cost per Year					5 year Average
	Year 1	Year 2	Year 3	Year 4	Year 5	
Operations & Maintenance	\$	\$	\$	\$	\$	\$

Santa Fe County
2019 Community Development Block Grant (CDBG)
Project Request Form



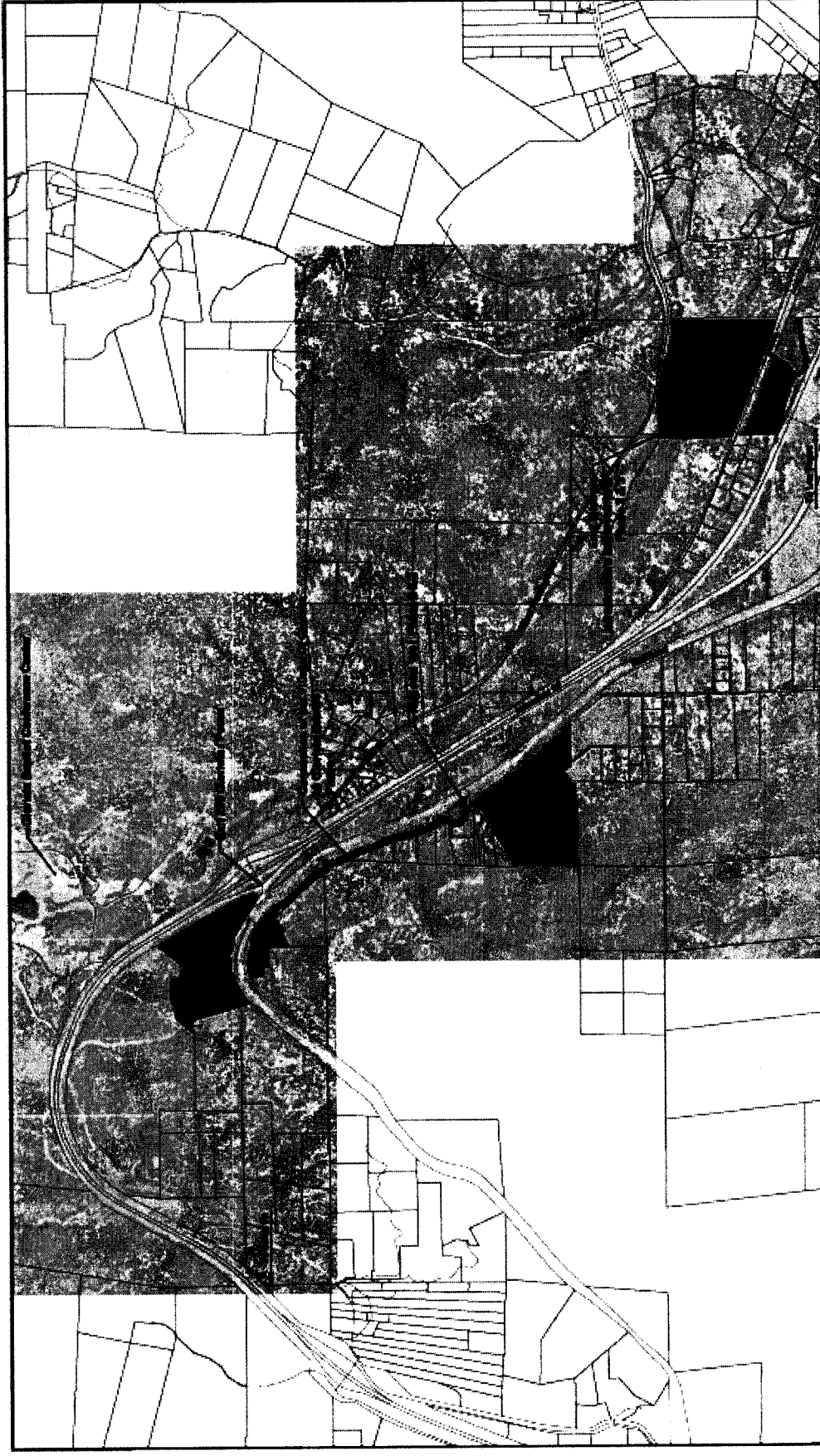
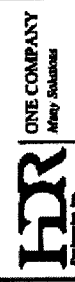


Figure Prepared by:



ONE COMPANY
Many Solutions

- Phase 2 & 3
- Phase 1

N



Not To Scale

Village Of Glorieta / Glorieta Estates / East Glorieta
New Mexico

Figure 1
Vicinity Map

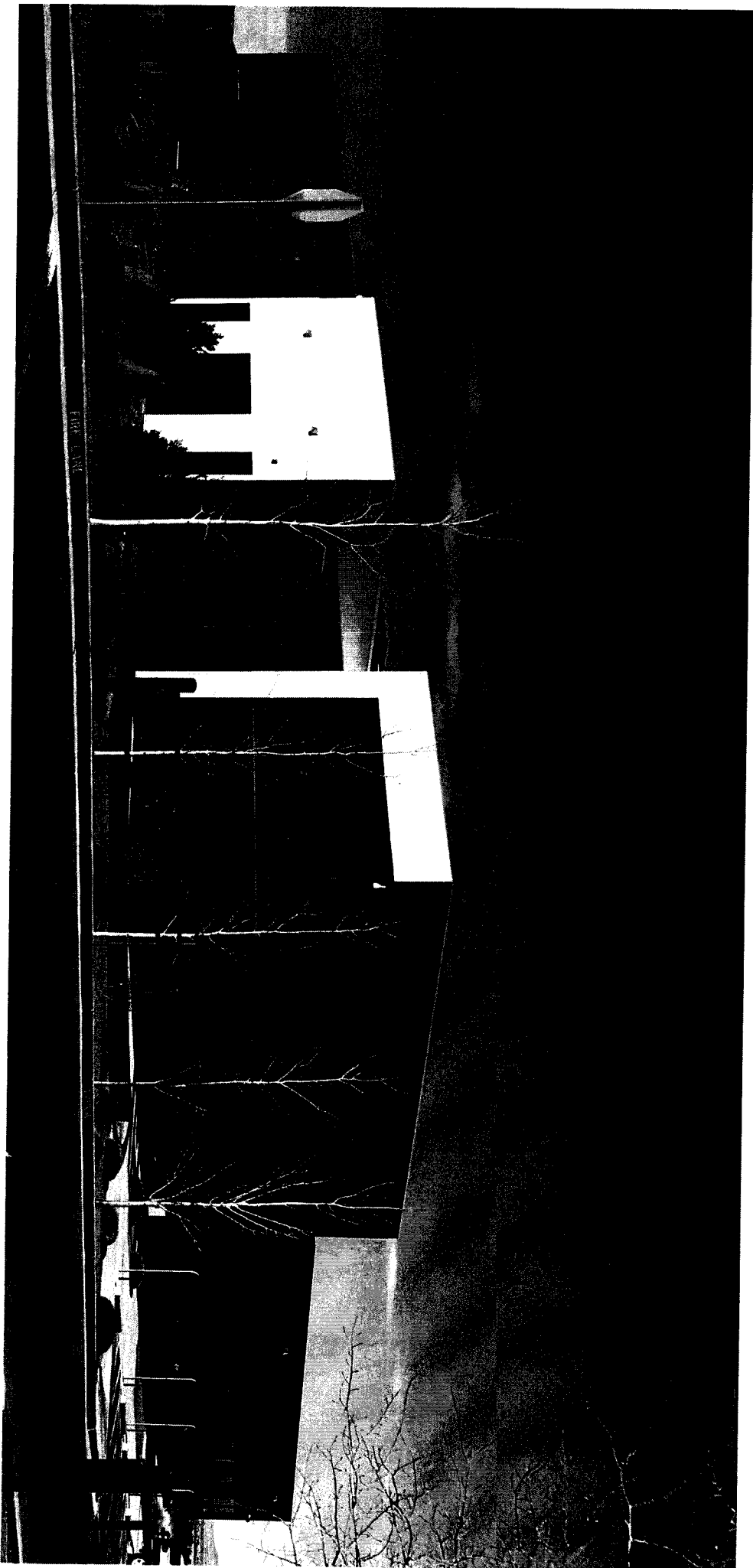
Santa Fe County
2019 Community Development Block Grant (CDBG)
Project Request Form

Project Name:	New Mexico Fresh Foods - Food Processing Facility in Santa Fe County						
Project Location:	33 Velocity Way, Santa Fe						
Requestor Name:	New Mexico Fresh Foods, LLC			Phone Number:	505-780-5151		
Address:	851 W San Mateo, Santa Fe, NM 87505			Email Address:	Kelly@verdefood.com		
Project Type: (Road, building, park, etc.)	Equipment purchase for economic development project			Total Project Cost:	\$7.9 million		
				CDBG Funds Requested:	\$500,000.00		
Project Description: Please describe the project details including the type of project, size, equipment/furniture needed and location. New Mexico Fresh Foods, LLC (NMFF) will open a food processing facility in the Santa Fe Community College District. A business-to-business model, the facility will provide services to other food producers that naturally extends the shelf life of fresh products through High Pressure Processing (HPP). HPP uses cold pressure to extend shelf life without the use of pasteurization or preservatives. Fresh New Mexico products, such as salsa and green chile, can be distributed more widely and compete regionally and nationally after they have been preserved naturally with HPP. This technology is a highly sustainable way to preserve fresh food after it has been pre-packaged. Food products will be manufactured off site in other food production centers, including non-profit kitchen incubators, where they are fully packaged and then transferred to the HPP facility. The project involves the purchase of a 15,000 square foot warehouse, conversion to refrigerated storage, and the procurement of food processing equipment, including the \$2million HPP machine.							
Project Benefits: Please describe the need for the project, public benefits, and any urgent issues. Please explain how the project will improve existing conditions. The project will directly create 100 new jobs over ten years with an average annual salary of \$40,000.00, 75% health care match, paid time off and professional development opportunities. The majority of these new jobs are lower-skilled and appeal to the low- and medium-income population. The project will also indirectly create 680 more jobs at other food companies. Over time, food companies will begin to locate in Santa Fe County to increase proximity to the HPP service. A partnership with the SF Community College is in place to develop workforce training programs and expand food science STEM programming to support a robust food economy centered around the SFCC District.							
Project Readiness: Please describe if and how the project is part of a planning process/approved planning document and when construction can start. The project is shovel ready. NMFF is acquiring a portion of the existing BTI facility in La Entrada Business Park. The requisite interior modifications and condominium of the building will only require administrative review by the Growth Management Department of Site Development Plan and Development Permit applications. Construction is expected to begin in July of 2019 with anticipated launch of operations in October 2019.							
Project Cost Details* (Planning, Design, Land Acquisition, Construction)		Project Cost per Year					
		2019	2020	2021	2022	2023	Total
Planning / Design / Land Purchase		\$2,190,000	\$	\$	\$	\$	\$2,190,000
Construction		\$2,060,000	\$	\$	\$	\$	\$2,060,000

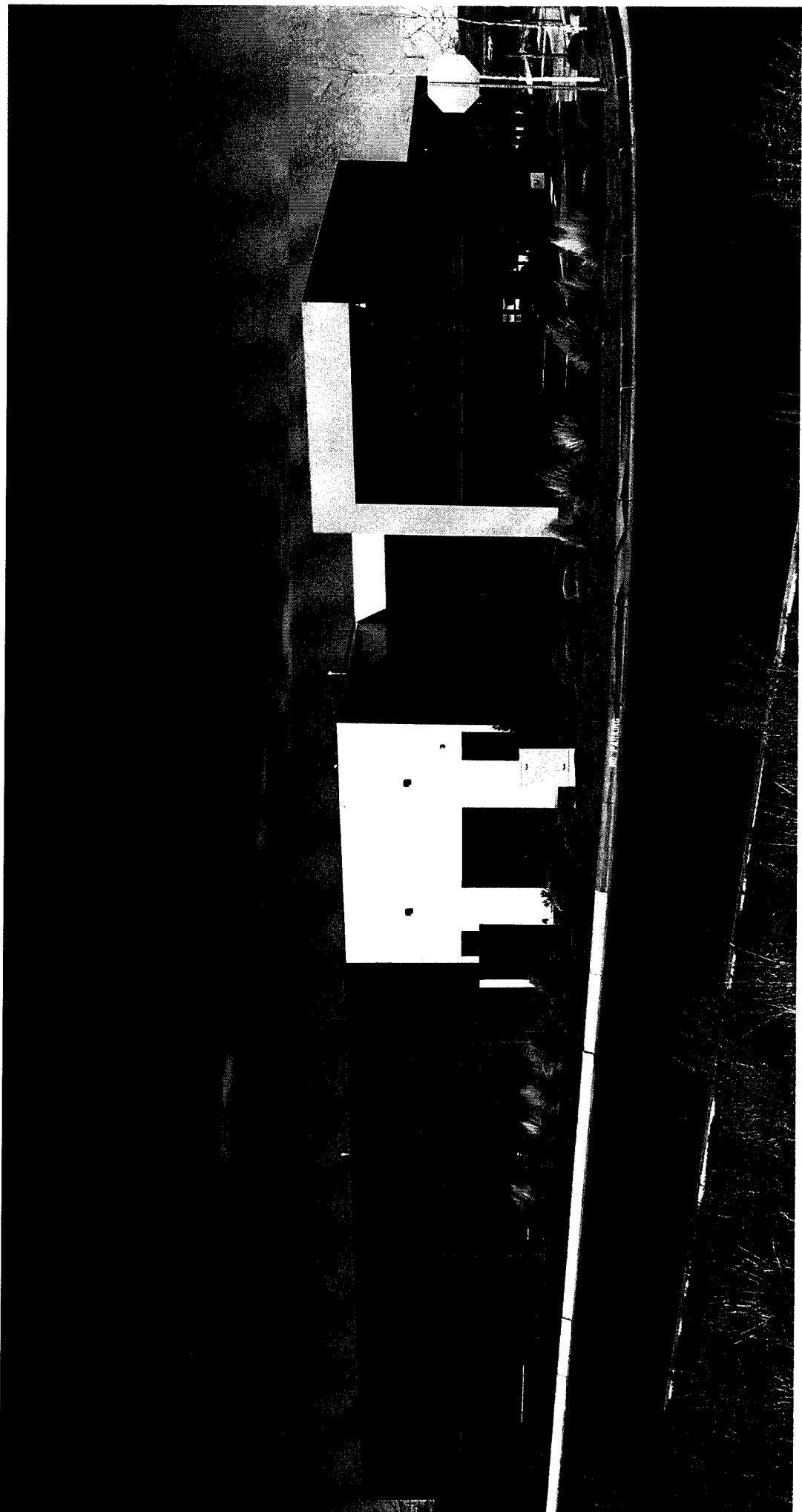
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*Additional project costs include \$2.7million of equipment costs and \$800,000 of working start-up capital.						
Other Funding Source: Will requested funds be used with other funding? If yes, please describe amount and source of funding.						
It is anticipated that \$500,000.00 of start-up funding will come from impact investment loans through the Santa Fe Community Foundation and other private foundations. The project is also exploring funding sources through NM Economic Development for which it is eligible. Bank loans will finance the purchase of the building and the improvements. Most of the equipment will be financed through private equity. The requested CDBG funding would be applied directly to the purchase of the HPP machine, representing approximately 25% of the cost.						
Fiscal Impact	Operational Cost per Year					5 year Average
	Year 1	Year 2	Year 3	Year 4	Year 5	
Operations & Maintenance	\$606,000	\$2,330,000	\$3,405,000	\$4,523,000	\$5,370,000	\$3,246,000

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Legend

- Roads
- Driveways
- Parcels



1:480
1 inch = 40 feet

0 40 80 160 240 320 Feet

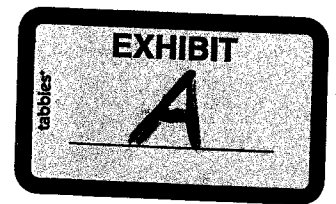
2014 Orthophotography
2 Foot Contours

This information is for reference only.
Santa Fe County assumes no liability for
errors associated with the use of these data.
Users are solely responsible for
confirming data accuracy.



February 5, 2019

SFC CLERK RECORDED 03/13/2019



TITLE 2 PUBLIC FINANCE
CHAPTER 110 LOCAL GOVERNMENT GRANTS
PART 2 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT

10.2.1 ISSUING AGENCY: Department of Finance and Administration Local Government Division, Suite 202 Bataan Memorial Building Santa Fe, New Mexico 87501.

[2.110.2.1 NMAC - Rp, 2 110.2.1 NMAC, 11/15/2016]

2.110.2.2 SCOPE: All counties and incorporated municipalities, except the cities of Albuquerque, Farmington, Las Cruces, Santa Fe and Rio Rancho.

[2.110.2.2 NMAC - Rp, 2 110.2.2 NMAC, 11/15/2016]

2.110.2.3 STATUTORY AUTHORITY: Title 1 of the Housing and Community Development Act of 1974, as amended.

[2.110.2.3 NMAC - Rp, 2 110.2.3 NMAC, 11/15/2016]

2.110.2.4 DURATION: Permanent.

[2.110.2.4 NMAC - Rp, 2 110.2.4 NMAC, 11/15/2016]

2.110.2.5 EFFECTIVE DATE: November 15, 2016, unless a later date is cited at the end of a section.

[2.110.2.5 NMAC - Rp, 2 110.2.5 NMAC, 11/15/2016]

2.110.2.6 OBJECTIVE: The objective of Part 2 of Chapter 110 is to establish procedures to be used by counties and incorporated municipalities when applying for a small cities community development block grant.

[2.110.2.6 NMAC - Rp, 2 110.2.6 NMAC, 11/15/2016]

2.110.2.7 DEFINITIONS:

A. "Asset management" means a systematic process of maintaining, upgrading, and operating physical assets cost-effectively. combines engineering principles with sound business practices and economic theory, and it provides tools to facilitate a more organized, logical approach to decision making. It is a planning process that ensures the most value from each asset with a plan to rehabilitate and replace them when necessary. An accurate and up-to-date asset management plan will help communities comply with the government accounting standards board statement #34 (GASB 34), an accounting standard for publicly owned systems.

B. "Blighted area" means, pursuant to the Metropolitan Redevelopment Act, Section 3-60A-4 NMSA 1978 (as amended), "an area within the area of operation other than a slum area that, because of the presence of a substantial number of deteriorated or deteriorating structures, predominance of defective or inadequate street layout, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the fair value of the land, defective or unusual conditions of title, improper subdivision or lack of adequate housing facilities in the area, or obsolete or impractical planning and platting or an area where a significant number of commercial or mercantile businesses have closed or significantly reduced their operations due to the economic losses or loss of profit due to operating in the area, low levels of commercial or industrial activity or redevelopment or any combination of such factors, substantially impairs or arrests the sound growth and economic health and well-being of a municipality or locale within a municipality or an area that retards the provisions of housing accommodations or constitutes an economic or social burden and is a menace to the public health, safety, morals or welfare in its present condition and use."

C. "CDBG" means the small cities community development block grant program.

D. "Council" means the New Mexico community development council.

E. "Council of governments" means a regional association of municipalities, counties and special districts formed to provide planning and other services to its member organization.

F. "Department" means the department of finance and administration.

G. "Division" means the local government division.

H. "Economic development" means an activity that improves a community's economic base by using private and public investments that provide expanded business activity, jobs, personal income and increased local revenues in a defined geographic area.

I. "Federal rules" means code of federal regulations, housing and urban development 24 CFR Part 570 which governs the CDBG program.

J. "ICIP" means an infrastructure capital improvement plan. An ICIP is a planning document developed by a unit of local government, water association, or land grant/merced that includes capital improvement priorities over a five year period and is developed and updated annually. An ICIP includes policy direction, funding time frames, estimated costs, justifications, and details of each specific infrastructure capital improvement project proposed, by year, over the five year period.

K. "Land grant/merced" means a political subdivision of the state organized under Section 49-1-1 through 49-1-23 NMSA 1978, and Grants General Provisions.

L. "Low and moderate income person" means a member of a household whose income would qualify as "very low income" under the Section 8 housing assistance payments program. Section 8 limits are based on fifty percent of the county median income. Similarly, CDBG moderate income is based on Section 8 "lower income" limits, which are generally tied to eighty percent of the county median low and

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moderate income.

- M. **“Non-rural”** means a county or an incorporated municipality that does not meet the definition of rural.
- N. **“Program income”** means amounts earned by a unit of general local government or its sub recipient that were generated from the use of CDBG funds.
- O. **“Rural”** means a county with a population of less than 25,000 and an incorporated municipality with a population of less than 5,000. For purposes of determining population a unit of local government, water association, or land grant/merced must use Attachment I at the end of 2.110.2 NMAC.
- P. **“SBA”** means the United States small business administration.
- Q. **“Set-aside”** means a portion of all CDBG funding received by the CDBG program that is annually allocated by the council to be used only for certain set-aside categories that are chosen by the council.
- R. **“Slum area”** means, pursuant to the Metropolitan Redevelopment Act, Section 3-60A-4 NMSA 1978 (as amended), “an area within the area of operation in which numerous buildings, improvements and structures, whether residential or non-residential, which, by reason of its dilapidation, deterioration, age, obsolescence or inadequate provision for ventilation, light, air, sanitation or open spaces, high density of population, overcrowding or the existence of conditions that endanger life or property by fire or other causes, is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency or crime and is detrimental to the public health, safety, morals or welfare.”
- S. **“Units of local government”** means an incorporated municipality or county.
- T. **“Water association”** means political subdivisions of the state organized under Section 3-29-1 through Section 3-29-20 NMSA 1978, the “Sanitary Projects Act” or Section 73-21-1 through Section 73-21-55 NMSA 1978, the “Water and Sanitation District Act”.

[2.110.2.7 NMAC - Rp, 2 110.2.7 NMAC, 11/15/2016]

2.110.2.8 INTRODUCTION:

- A. The council is responsible for allocating grants under the CDBG program to assist local communities with basic infrastructure and community development needs.
- B. These application regulations will govern the CDBG appropriation allocated to the state from the United States department of housing and urban development.
- C. As part of their administrative responsibility, the council and the division will continue to provide technical assistance to prospective applicants and grantees. The nature of these programs requires a thorough outreach effort to ensure that units of local government are aware of program requirements.
- D. The council and the division assure local entities and citizens of the state of New Mexico that public comment will be solicited should the council choose to make any substantial changes to these application regulations.

110.2.8 NMAC - Rp, 2 110.2.8 NMAC, 11/15/2016]

2.110.2.9 PROGRAM OBJECTIVES:

- A. The CDBG program was established under Title I of the Housing and Community Development Act of 1974, as amended, to assist communities in providing essential community facilities, providing decent housing for residents, promoting economic development, and maintaining a suitable living environment.
- B. State and national objectives of the CDBG program require that assistance be made available for activities that address at least one of the following, which are described in greater detail in 2.110.2.16 NMAC:
 - (1) benefit principally low and moderate income families;
 - (2) aid in the prevention or elimination of slums or blight;
 - (3) meet other community development needs of recent origin having a particular urgency because existing conditions pose a serious and immediate threat to the health and welfare of the community where other financial resources are not available to meet such needs.
- C. The state encourages successful applicants to award a fair share of contracts and subcontracts to small, minority, and women's businesses and to commit itself to hire locally for any employment opportunities that will be created as a result of project funding.

[2.110.2.9 NMAC - Rp, 2 110.2.9 NMAC, 11/15/2016]

2.110.2.10 ELIGIBLE APPLICANTS:

- A. All counties, incorporated municipalities, and New Mexico mortgage finance authority (MFA) are eligible to apply except: the city of Albuquerque, the city of Farmington, the city of Las Cruces, the city of Santa Fe and the city of Rio Rancho which cannot apply since they receive funding directly from the department of housing and urban development (Title I, Section 106) as entitlement cities.
- B. Other entities such as water associations, sanitation districts, land grants, public nonprofit groups, council of governments, mutual domestic water consumer associations, etc., cannot apply directly for assistance, other than planning grants.
- C. However, these entities may be involved in the execution of an approved CDBG project if the eligible applicant chooses to operate the program through such an entity under a contractual agreement.
- D. Indian pueblos and tribes receive funding directly from the department of housing and urban development (Title I, Section 107). Native American tribes are encouraged to submit applications to the Albuquerque HUD Office of Native American Programs, 201 3rd St., N.W., Suite 1830, Albuquerque, New Mexico 87102-3368, (505) 346-6923.

110.2.10 NMAC - Rp 2 110.2.10 NMAC, 11/15/2016]

2.110.2.11 ELIGIBLE ACTIVITIES/CATEGORIES: Applicants may apply for funding assistance under the following categories:

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- A.

Community infrastructure:

Eligible activities may include, but are not limited to:

(1)

real property acquisition;

(2)

construction or rehabilitation of the following:

(a)

water systems;

(b)

sewer systems;

(c)

municipal utilities;

(d)

roads;

(e)

streets;

(f)

highways;

(g)

curbs;

(h)

gutters;

(i)

sidewalks;

(j)

storm sewers;

(k)

street lighting;

(l)

traffic control devices;

(m)

parking facilities;

(n)

solid waste disposal facilities.

B.

Housing:

Eligible activities may include, but are not limited to:

(1)

real property acquisition;

(2)

rehabilitation;

(3)

clearance;

(4)

demolition and removal of privately-owned or acquired property for use or resale in the provision of assisted housing;

(5)

provision of public facilities to increase housing opportunities;

(6)

financing the repair, rehabilitation and in some cases reconstruction of privately-owned residential or other properties through either loan or grant programs;

(7)

certain types of housing modernization;

(8)

temporary relocation assistance;

(9)

code enforcement; and

(10)

historic preservation activities;

(11)

not to exceed sixty-five thousand dollars (\$65,000) in CDBG funds per home can be used on home rehabilitation/repair activities.

C.

Public facility capital outlay:

Eligible activities may include, but are not limited to:

(1)

real property acquisition;

(2)

construction or improvement of community centers;

(3)

senior citizen centers;

(4)

non-residential centers for the handicapped such as sheltered workshops;

(5)

other community facilities designed to provide health, social, recreational or similar community services for residents.

D.

Economic development:

The economic development category is established to assist communities in the promotion of economic development and is described in 2.110.2.26 NMAC.

E.

Emergency:

The emergency fund provides funding for emergency projects that address life threatening situations resulting from disasters or imminent threats to health and safety.

(1)

Applications under this category will be accepted throughout the year.

(2)

Application shall include verification of emergency from an authoritative state agency documenting the need for the emergency project, and shall be submitted no later than 18 months from the date of the authoritative state agency's written verification of emergency.

(3)

An applicant for emergency funding must verify that it does not have sufficient local resources to address the life threatening condition; and that other federal or state resources have been explored and are unavailable to alleviate the emergency.

F.

Planning:

Municipalities, counties, water associations, water and sanitation districts, and land grants are eligible to apply directly for planning grants. Municipalities or counties who have a comprehensive plan dated five years or greater from the date of application submission are required to use CDBG planning grant funds solely for the development of a comprehensive plan. A comprehensive plan must be focused on a community's physical development over the next 15-20 years related to the goals and policies of the community, developed with input from all segments of the community, adopted by resolution or ordinance, and include as a minimum the following required elements and may include the following optional elements:

(1)

required elements:

(a)

land use including:

(i)

an analysis and mapping of existing land patterns and an inventory of the amount, type and intensity of uses by land category;

(ii)

a projection of the distribution, location and extent of future land uses by land use category over a 20-year period;

(iii)

goals, objectives and policies that address maintaining a broad variety of land uses, including the

- range of uses existing when the plan is adopted or amended; and
- (iv) specific actions and incentives that the entity may use to promote planned development, reduction in greenhouse gas emissions, or otherwise encourage certain identified development patterns and the locations where such development patterns should be encouraged;
- (b) housing including:
- (i) an analysis of existing housing supply and demand, and forecasted housing needs;
 - (ii) goals, objectives and policies for the improvement of housing quality, variety and affordability, for reduction of greenhouse gas emissions, and for provision of adequate sites for housing and housing opportunities for all segments of the community;
 - (iii) a description of the actions that may be taken to implement housing goals, objectives and policies;
- and
- (iv) must comply with the affordable housing act.
- (c) transportation including:
- (i) description and assessment of the location, type, capacity and condition of existing transportation facilities, such as freeways, arterial and collector streets, mass transit or other modes of transportation as may be appropriate;
 - (ii) goals, objectives and policies for encouraging safe, convenient, efficient and economical transportation, including mass transit and facilities for bicyclists and pedestrians, for reduction of greenhouse gas emissions, and potential funding mechanisms; and
 - (iii) a description and assessment of proposed location, type and capacity of proposed transportation facilities designed to implement transportation goals, objectives and policies and a description of funding mechanisms that will be used to fund proposed transportation improvements;
- (d) infrastructure including:
- (i) a description and assessment of the location, type, capacity and condition of existing infrastructure, including emergency services, sewage, drainage, local utilities and other types of facilities;
 - (ii) goals, objectives and policies for promoting the efficient provision of infrastructure; and
 - (iii) a description and assessment of proposed facility expansion and improvements designed to support planned uses and implement infrastructure goals, objectives and policies;
- (e) economic development including:
- (i) a description of existing job composition and trends by industry and location characteristics, such as access to transportation or proximity to natural or human resources, that influence the economic development potential of the entity;
 - (ii) goals, objectives and policies for promoting economic development; and
 - (iii) a description of the actions that the entity will take to implement economic development goals, objectives and policies;
- (f) water including:
- (i) description and assessment of the sources of water supply;
 - (ii) the existing demand for water by residential, commercial, institutional, industrial and recreational sectors;
 - (iii) assessment of the unaccounted for water losses due to leaks, theft or other reasons;
 - (iv) goals, objectives and policies for promoting the efficient use of water and for managing periods of drought; and
 - (v) an analysis of the demand for water that will result from future growth projected in the plan, when added to existing uses, and how the demand for water that will result from future projected growth will be served by current water supplies, water conservation, water reuse or a plan to obtain additional water supplies or increase water use efficiencies;
- (g) hazard including:
- (i) an analysis of the risks of hazards such as wildfire, floods, extreme weather conditions, accidents, and terrorism;
 - (ii) goals, objectives and policies for hazard mitigation; and
 - (iii) a description of the actions that will be taken to mitigate hazards; and
- (h) implementation; a compilation of the plan's goals, objectives, policies, standards or guidelines, along with specific actions to be completed in a stated sequence, which start with adoption of the comprehensive plan by ordinance;
- (2) optional elements:
- (a) drainage;
 - (b) parks, recreation and open space;
 - (c) tourism;
 - (d) growth management;
 - (e) fiscal impact analysis;
 - (f) intergovernmental cooperation;
 - (g) social services;
 - (h) historic preservation;
 - (i) asset management plan.

- (3) if the entity has a comprehensive plan that is not more than five years old at the date of application, it may apply for funding assistance for any of the following planning activities:
- (a) data gathering analysis and special studies;
 - (b) base mapping, aerial photography, geographic information systems, or global positioning satellite studies;
 - (c) improvement of infrastructure capital improvement plans and individual project plans;
 - (d) development of codes and ordinances, that further refine the implementation of the comprehensive plan;
 - (e) climate change mitigation and adaptation plan;
 - (f) preliminary engineering report (according to United States department of agriculture/rural utilities service (USDA/RUS) guidelines);
 - (g) related citizen participation or strategic planning process;
 - (h) other functional or comprehensive planning activities;
 - (i) asset management plan; or
 - (j) regionalization of infrastructure and service delivery.
- (4) applicants may apply for planning assistance throughout the year.

G. Colonias:

- (1) The Colonias category is established in the amount of ten percent of the annual CDBG allocation for specific activities including water, sewer and housing improvements, which are the three conditions that qualify communities for designation to be carried out in areas along the U.S. - Mexican border.
- (2) Eligible applicants for the Colonias set aside are municipalities and counties located within 150 miles of the U.S. - Mexico border.
- (3) Colonias must be designated by the municipality or county in which it is located. The designation must be on the basis of objective criteria, including:
- (a) lack of potable water supply; or
 - (b) lack of adequate sewage systems; or
 - (c) lack of decent, safe and sanitary housing.
- (4) Appropriate documentation to substantiate these conditions must be provided along with the application for funding.
- [2.110.2.11 NMAC - Rp, 2 110.2.11 NMAC, 11/15/2016]

2.110.2.12 OTHER ELIGIBLE ACTIVITIES:

- A. Administrative costs associated with implementing a program such as preparing environmental reviews, and other costs for services are eligible activities.
- B. Although the costs of conducting program audits are considered an eligible activity, it is recommended that they be paid by the applicant to expedite grant closeout.
- C. Applicants may use fifteen percent of a CDBG grant for public facility program activities including:
- (1) employment;
 - (2) crime prevention;
 - (3) child care;
 - (4) drug abuse prevention;
 - (5) education;
 - (6) energy conservation;
 - (7) welfare and recreation.
- D. The council may pledge future CDBG allocations to guarantee repayment of loans to non-entitlement municipalities and counties for CDBG eligible projects in accordance with Section 108 of the Housing and Community Development Act of 1974, as amended.
- [2.110.2.12 NMAC - Rp, 2 110.2.12 NMAC, 11/15/2016]

2.110.2.13 INELIGIBLE ACTIVITIES: The following are among the activities that are not eligible for CDBG funding assistance:

- A. construction or rehabilitation of buildings used for the general conduct of government, such as city halls or county courthouses; compliance with the Americans with Disabilities Act is an eligible activity;
- B. general operation and maintenance expenses associated with public facilities or services;
- C. income maintenance;
- D. housing allowance payments and mortgage subsidies;
- E. expenditures for the use of equipment or premises for political purposes, sponsoring or conducting candidates' meetings, engaging in voter registration, voter transportation or other political activities;
- F. costs involved in the preparation of applications and securing of funding.
- [2.110.2.13 NMAC - Rp, 2 110.2.13 NMAC, 11/15/2016]

2.110.2.14 RURAL ALLOCATION:

- A. A minimum of fifteen percent of the CDBG allocation will be awarded to rural counties and municipalities.
- B. Rural applicants will compete for funding from the community infrastructure, housing, Colonias, and public facility capital outlay categories.

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C. Rural and non-rural applicants will compete for funding from the economic development, emergency and planning categories.
[2.110.2.14 NMAC - Rp, 2 110.2.14 NMAC, 11/15/2016]

2.110.2.15 PROGRAM PUBLIC PARTICIPATION REQUIREMENTS: Applicants must provide opportunities for public participation in the development of community development goals, objectives, and applications for funding assistance by undertaking the following activities:

- A. provide for and encourage citizen participation within their areas of jurisdiction with particular emphasis on participation by persons of low and moderate income;
- B. provide citizens with reasonable and timely access to local meetings, information, and records relating to proposed and actual use of funds;
- C. provide for technical assistance as determined by the applicant, groups and representatives of low and moderate income persons that request assistance in developing proposals; the level and type of assistance is to be determined by the applicant.
- D. provide for public hearings to obtain citizen participation and respond to proposals and questions at all stages;
- E. prior to selecting a project and submitting an application for CDBG funding assistance, conduct at least one public hearing for the following purposes:
 - (1) to advise citizens of the amount of CDBG funds expected to be made available for the current fiscal year;
 - (2) to advise citizens of the range of activities that may be undertaken with the CDBG funds;
 - (3) to advise citizens of the estimated amount of CDBG funds proposed to be used for activities that will meet the national objective to benefit to low and moderate income persons;
 - (4) to advise citizens of the proposed CDBG activities likely to result in displacement, and the unit of general local government's anti-displacement and relocation plans;
 - (5) to obtain recommendations from citizens regarding the community development and housing needs of the community:
- F. After considering all recommendations and input provided at the public hearing(s), the governing body must select one project for which to submit an application for funding assistance at an official public meeting.
- G. The applicant must conduct a second public hearing prior to the submission of the application. Public hearing notices must be published in the non-legal section of newspapers, or posted in a minimum of three prominent public places within the project area, with public access. Notice of any public hearing must be published or posted at least 10 days in advance of the hearing date. Emergency hearings may be called upon 72 hour's notice unless threat of personal injury or property damage requires less notice. Emergency hearings may be called only under unforeseen circumstances, which demand immediate action to protect the health, safety and property of citizens or to protect the applicant from substantial financial loss. All applicants must be in compliance with all provisions of the Open Meetings Act Section 10-15-1 NMSA 1978 et., seq.
- H. Evidence of compliance with these public participation requirements must be provided with each application, i.e., hearing notice, minutes of public meetings, list of needs and activities to be undertaken, etc.
- I. Amendments to goals, objectives, and applications are also subject to public participation.
- J. Applicants must provide for timely written answers to written complaints and grievances within 15 working days where practicable.
- K. Applicants must identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

[2.110.2.15 NMAC – Rp, 2 110.2.15 NMAC, 11/15/2016]

2.110.2.16 PROGRAM REQUIREMENTS FOR MEETING NATIONAL PROGRAM OBJECTIVES: Each CDBG application must meet at least one of the following three national objectives.

- A. Low and moderate income benefit - an activity identified as principally benefiting fifty one percent persons of low and moderate income will be considered eligible only if it meets one of the following criteria:
 - (1) the activity must be carried out in a neighborhood or area consisting predominantly of persons of low and moderate income and provide services to such persons; or
 - (2) the activity must involve facilities designed for use by a specific group of people or clientele predominantly of low and moderate income; or
 - (3) the activity must add or improve permanent residential structures that will be occupied by low and moderate income households upon completion; or
 - (4) the activity must involve creating or retaining jobs, the majority of which must be for persons of low and moderate income.
- B. Prevention or elimination of slums or blight - an activity identified as aiding in the prevention or elimination of a slum or blighted area must meet all of the following five criteria.
 - (1) The area must be designated by the applicant and must meet a definition of a slum, blighted area.
 - (2) The area must exhibit at least one of the following physical signs of blight or decay.
 - (a) At least one quarter of all the buildings in the area must be in a state of deterioration.
 - (b) Public improvements throughout the area must be in a general state of deterioration. For example, it would be sufficient for only one type of public improvement, such as the sewer system, to be in a state of deterioration; rather, the public improvements taken as a whole must clearly exhibit signs of deterioration.
 - (3) Documentation must be maintained by the applicant on the boundaries of the area and the condition that qualified the

area at the time of its designation.

(4) The activity must address one or more of the conditions that contributed to the deterioration of the area.

(5) To comply with this objective on a spot basis outside of a slum or blighted area the proposed activity must be designated to eliminate specific conditions of blight or physical decay including:

- (a) acquisition and clearance of blighted properties;
- (b) renovation and reuse of abandoned, historic properties;
- (c) commercial revitalization through façade improvements; or
- (d) removal of environmental contamination on property to enable it to be redeveloped.

C. Urgent need - planning grants are not allowed under urgent need. Verification of the urgency of the need must be provided with written documentation by the appropriate authoritative state agency. An activity identified as having urgent community development needs will be considered only if the applicant verifies the following:

- (1) that the activity is designed to alleviate existing conditions that pose a serious and immediate threat to the health and welfare of the community;
- (2) that the condition(s) to be alleviated is of recent origin, i.e., it developed or became critical within 18 months preceding the certification by the applicant; and
- (3) that the applicant is unable to finance the activity on its own and other sources of funding are not available.

[2.110.2.16 NMAC - Rp, 2 110.2.16 NMAC, 11/15/2016]

2.110.2.17 APPLICATION REQUIREMENTS:

A. Number of applications - all eligible applicants may submit one application for CDBG funding assistance in the community infrastructure, public facility capital outlay, or Colonias categories.

B. Planning applicants may submit at any time an additional planning application that shall not exceed fifty thousand dollars (\$50,000).

C. Applications for the economic development and emergency categories may be submitted at any time and shall be limited to a maximum of five hundred thousand dollars (\$500,000.00) for applications without certified cost estimates; and a maximum of seven hundred thousand dollars (\$750,000.00) for applications accompanied by a certified cost estimate from an engineer, architect, or landscape architect licensed to do business in the State of New Mexico, which must be certified no more than 120 days prior to application submission.

D. Counties may submit multiple applications for planning grants on behalf of eligible applicants.

E. Planning, economic development, and emergency applications may be submitted even if the applicant has not completed previously awarded CDBG projects.

F. Single purpose application - an application must be limited to a project specific activity or set of activities that address a particular need in a designated target area of a unit of local government.

G. Joint applications - Joint applications are allowed when two or more eligible applicants within reasonable proximity of each other wish to address a common problem.

(1) Joint applications must satisfy certain criteria found in federal rules and must receive division approval prior to submitting an application for funding assistance.

(2) One community will be designated to serve as the lead applicant and will be subject to administrative requirements and to the application limit requirements.

(3) Other parties to the joint application may submit another application.

H. The following minimum requirements apply to all applications for CDBG funding:

(1) Applications must involve a project that will be fully functional on a stand-alone basis once awarded CDBG and other committed funds have been expended.

(2) Projects shall be completed within 24 months of an executed grant agreement signed by both parties.

(3) Applications shall be limited to a maximum of five hundred thousand dollars (\$500,000.00) for applications without cost estimates; and a maximum of seven hundred fifty thousand dollars (\$750,000.00) for applications accompanied by a certified cost estimate from an engineer, architect, or landscape architect licensed to do business in the State of New Mexico, which must be certified no more than 120 days prior to application submission.

(4) Application must be complete, with all documentation provided as listed on the submission and attachment checklist included in the application, otherwise application will be deemed ineligible and the application will be returned to the applicant and will not be considered for funding.

(5) Applications must include a determination of rural or non-rural status.

(6) Applications must include estimates of both full and phased project costs.

I. Threshold requirements - a project must be completed by the deadline for threshold compliance.

(1) Any open CDBG project must be completed at the time of application (certificate of occupancy or certification of operation must be in place).

(2) Any previous CDBG project's monitoring findings and concerns must be resolved.

(3) The current applicant's fiscal operating budget must be certified by the division.

(4) The applicant's quarterly/monthly financial reports to the division must be current.

(5) An applicant must have submitted to the New Mexico state auditor its most current audit(s) that were required to be conducted and submitted for review per the New Mexico state auditor's required report due dates for the previous fiscal year(s) and an applicant

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must be in compliance with the budget certification rule, 2.2.3 NMAC.

(6) The set aside categories; planning, economic development and emergency, are exempt from threshold requirements set forth in Subsections I of 2.110.2.17 NMAC.

J. Matching requirements - to extend available resources and to ensure applicants are invested in projects, the following matches 1 be required.

- (1) Rural applicants must provide, at a minimum, a five percent cash match during the project period from local, state or other public resources, excluding local work force or local equipment.
- (2) Non-rural applicants must provide, at a minimum, a ten percent cash match during the project period from local, state or other public resources, excluding local work force or local equipment.
- (3) An application in the economic development category must provide at least one private dollar in match for each dollar of CDBG funds requested.
- (4) Local funds expended by an eligible applicant for engineering, architectural design or environmental review prior to project approval can be applied towards the required match.
- (5) Applicant may request a waiver of the matching requirement if documentation can be provided to demonstrate the absence of local resources to meet the required match. Criteria used by the division to recommend council approval/disapproval will be as follows:
 - (a) the required match must exceed five percent of the applicant's general fund budget;
 - (b) the required match must equal or exceed the available balance of funds in the applicant's overall budget.

K. Other funding commitments - if other funding is necessary to make a proposed project feasible, funding commitments must be in place and letters of commitment or grant agreement from the funding agency must be submitted with the application.

L. Asset management - communities that implement an asset management program and use that approach as the basis for their rate analysis will be credited in the application process for their achievement. To support the long term operation, maintenance, repair and replacement of system facilities, infrastructure, public facilities, or other eligible activities the following will be required to be submitted at the time of application. The model for the asset management program is the international infrastructure asset management model. This approach includes five core components:

- (1) current state of the assets: an asset inventory that includes at a minimum: asset name, asset location, asset condition, useful life, and an estimate of replacement value;
- (2) level of service: a description of type and level of service provided;
- (3) criticality: an evaluation of which assets are critical to sustaining the operation;
- (4) life cycle costing: at a minimum, a capital improvement plan that describes the replacement of assets and some consideration of operation and maintenance of the assets;
- (5) financing plan: a description of the funding sources that will be used to pay for capital and operational needs.

110.2.17 NMAC - Rp, 2 110.2.17 NMAC, 11/15/2016]

2.110.2.18 APPLICATION SUBMISSION PROCEDURES AND CONTENT: The application packet provided by the division must be used. It is only necessary to answer the questions on the application that pertain to the relevant single project category.

A. An applicant must submit an original (hard copy) and two separate electronic copies of each application to the division, and one electronic copy to the appropriate council of governments.

B. Applications for community infrastructure, housing and public facility capital outlay must be date stamped by the division on or before 5:00 p.m. on the designated application deadline. Applications received after that time will not be processed.

[2.110.2.18 NMAC - Rp, 2 110.2.18 NMAC, 11/15/2016]

2.110.2.19 APPLICATION REVIEW AND EVALUATION PROCESS:

A. Upon receipt of an application, division staff will review for eligibility, completeness, feasibility, and compliance and ensure that all other funding necessary to make the project functional is in place. Applications not meeting the criteria will be returned to the applicant and will not be considered for funding.

B. Applications will be forwarded to appropriate state agencies for technical review and comment. Review agencies may include, but are not limited to, the environment department, department of transportation, department of health, state engineer's office, agency on aging and long term services, economic development department, state fire marshal and governor's commission on disability.

C. An eligible applicant will be allowed to make a presentation to the council and division staff at the official hearing. Testimony related to the application will be presented by an official or designee of the applicant who may be assisted by technical staff.

D. Community infrastructure, housing, public facility capital outlay, emergency, and Colonias rating criteria: The following rating criteria will be used to evaluate and score CDBG applications for the community infrastructure, housing, public facility, capital outlay, emergency, and Colonias categories.

- (1) **Description and need** - (10 points) the more severe the need as documented in the application, the higher the score.
- (2) **Benefit to low and moderate income beneficiaries and appropriateness** - (20 points) extent to which the CDBG application:
 - (a) documents the number and percentage of low and moderate income beneficiaries, also include race and der; or
 - (b) addresses the prevention or removal of slum or blighting conditions; or
 - (c) addresses conditions that pose a serious and immediate threat to the health and welfare of the community (for

- emergency applications only).
- (3) **Leveraging** - (10 points) extent to which state, local and other public resources, in addition to the required match, will be used by the applicant for the proposed project.
- (4) **Citizen participation** - (10 points) extent to which the applicant evidences opportunity for citizen activities related to proposed project:
- (a) (10 points) has provided four or more citizen activities;
- (b) (7 points) has provided three citizen activities;
- (c) (5 points) has provided two citizen activities.
- (5) **Planning** - (10 points) extent to which:
- (a) (3 points) applicant has adopted a local ICIP, which has qualified for publication in the most recent state published prior to the CDBG application deadline. Evidence of the adopted ICIP for the current year must be provided as part of the application;
- (b) (3 points) project has qualified for publication in the most recent state ICIP prior to the CDBG application deadline and applicant has selected CDBG as one of its possible funding sources. Evidence of such publication identifying the project and selecting CDBG funds as a possible funding source must be provided with application;
- (c) (1 point) project shows consistency with applicant's comprehensive plan;
- (d) (1 point) applicant has adopted a drought contingency plan, setting in place various drought management stages and accompanying restrictions on water use;
- (e) (1 point) applicant has adopted a water conservation ordinance, setting in place various methods for conserving potable water;
- (f) (1 point) applicant has implemented a water conservation ordinance, accompanied by evidence of exercising at least two various methods for conserving potable water.
- (6) **Feasibility/readiness** - (20 points) extent to which the project is technically and economically feasible and ready to be implemented;
- (a) (5 points) necessary real property or easements acquired;
- (b) (5 points) professional services contract executed;
- (c) (5 points) completed plans, specifications, bid documents, or preliminary engineering reports; and
- (d) (5 points) completed environmental review process.
- (7) **Cost benefit** - (10 points) the amount of funds requested divided by the number of direct low and moderate income beneficiaries of the project; the lower the ratio, the higher score.
- (8) **Asset management plan** - (maximum of 10 points).
- (a) (1 point) attendance within the last three years at an asset management training that includes the five core components as described in the international infrastructure asset management model;
- (b) (2 points) development of an asset management plan that includes some, but not all, of the five core components;
- (c) (10 points) development of a complete asset management plan with all five core components.
- (9) **Council application scoring** - (10 points) Each member of the council shall be allowed to award up to 10 points per application in the application rating process, with one point for a low priority, five points for a medium priority and 10 points for a high priority project based on the criteria used for rating. The points will be averaged by totaling the individual member scores and dividing by the number of members who scored the project.
- (10) **Additional Colonias criteria** - When submitting a Colonias applicant shall prove documentation of the Colonias designation and documentation that the project shall address one of the following conditions:
- (a) lack of potable water; or
- (b) lack of an adequate sewage system; or
- (c) lack of safe, sanitary housing.
- E. **Planning grant criteria:** The following rating criteria will be used to evaluate and score CDBG applications for the planning category.
- (1) **Description and need** - (20 points) extent to which the application:
- (a) provides detail for and documents community need for the project; and
- (b) describes the impact that the project will have on the community; and
- (c) is determined to be feasible.
- (2) **Benefit to low and moderate income beneficiaries and appropriateness** - (20 points) extent to which the CDBG application:
- (a) documents the number and percentage of low and moderate income beneficiaries, including race and gender;
- (b) is in alignment with existing planning documents, or proposes the development of a new comprehensive plan.
- (3) **Leveraging** - (15 points) extent to which federal, state, and local resources in addition to the required match, will be used by the applicant for the proposed project.
- (4) **Citizen participation** - (10 points) extent to which the applicant evidences opportunity for citizen activities related to the proposed project:
- (a) (10 points) has provided 4 or more citizen activities;

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- (b) (7 points) has provided 3 citizen activities;
- (c) (3 points) pledges opportunities for activities;
- (d) (2 points) has provided 1 citizen activity;
- (5) **Planning** - (20 points) extent to which:
 - (a) (5 points): applicant has adopted a local ICIP, which has qualified for publication in the most recent state ICIP published prior to the CDBG application;
 - (b) (5 points): the proposed project has qualified for publication in the most recent state ICIP prior to the CDBG application and applicant has selected CDBG as one of its possible funding sources;
 - (c) (2.5 points): applicant's proposed project shows consistency with applicant's comprehensive plan;
 - (d) (2.5 points): applicant adopts a drought contingency plan, setting in place various drought management stages and accompanying restrictions on water use;
 - (e) (2.5 points): applicant adopts a water conservation ordinance, setting in place various methods for conserving potable water;
 - (f) (2.5 points): applicant implements a water conservation ordinance, accompanied by evidence of exercising at least two various methods for conserving potable water.
- (6) **Cost benefit** - (10 points) the amount of funds requested divided by the number of low and moderate direct beneficiaries of the project. The lower the ratio the higher the score.
- (7) **Comprehensive plan** - (5 points) whether the community has an updated comprehensive plan that is not more than five years old.
- F. Economic development rating criteria is included in 2.110.2.26 NMAC.
- G. Site visits will be conducted as needed to verify or review information presented.
- H. Emergency, economic development and planning applications that are in compliance with all applicable rules and regulations are received and evaluated throughout the year.
- I. The council delegates to the division director the authority to award, in the division director's discretion, funding for applications for emergency, economic development, and planning projects in compliance with applicable rules and regulations. The division will provide the council with an update on all such awards at each council meeting.

[2.110.2.19 NMAC - Rp, 2 110.2.19 NMAC, 11/15/2016]

2.110.2.20 SELECTION OF CDBG GRANTEES BY COUNCIL:

- A. Division staff will present its recommendation to the council at least seven days prior to each allocation meeting.
 - (1) Staff recommendation will present projects in high, medium and low groupings.
 - (2) Staff recommendation will include specific funding allocation amount to each project, within total available funds.
- B. The council will review staff recommendation and funding allocation and make funding decisions in an open public meeting.
- C. The council, in making its final decisions, will consider the past performance of the applicant in administering CDBG projects.
- D. The council may adjust the scope and dollar amount to stay within available funding or for purposes of consistency.
- E. The council may deviate from staff recommendation and funding allocation, if the council by majority vote determines and substantiates that any of the following conditions apply:
 - (1) To not fund a project recommended by the division staff other funding sources for the project are available or other applications were deemed to be a priority or circumstances have changed since the application was submitted.
 - (2) To fund a project not recommended by division staff.
 - (a) the health and safety of area residents is at stake;
 - (b) funding committed to the project from other sources may be jeopardized;
 - (c) significant economic benefits will be realized if the project is implemented; or
 - (d) the need for the project is critical.
- F. The council will make funding determinations by a majority vote.
- G. The council may waive or adjust any division imposed CDBG application requirement as long as the waiver will not result in violation of state or federal statutes, regulations, rules, or penalize other applicants.
- H. If the council sets aside funding for emergency, economic development or planning; the council may at any time during the calendar year, transfer funds between categories if there is limited demand in the funded categories. The transferred funds may be used to fund projects that were previously submitted for funding.

[2.110.2.20 NMAC - Rp, 2 110.2.20 NMAC, 11/15/2016]

2.110.2.21 REVERSIONS, SUPPLEMENTAL FUNDING AND UNDERRUNS:

- A. Decision of the division to impose special conditions or fiscal agent requirements - if a CDBG award is provided to a grantee that has deficiencies identified in the audit(s) approved by the state auditor's office, the division reserves the right to impose special conditions or fiscal agent requirements dependent upon the specific findings or opinions as described in the audit(s).
- B. Decision by the council to revert funds - if, within 12 months of a CDBG award for a project by the council, the CDBG award not resulted in a signed grant agreement between the division and the applicant or the applicant has not made adequate progress on the project or the council determines there was fraud or misrepresentation regarding the project by the applicant, the division may recommend to the council to revert all or part of the award and the council may vote to revert all or part of the award. The applicant shall receive written notice from the

- division of the council's decision to revert all or part of award by certified mail. The applicant may appeal, in writing, the council's decision to revert all or part of the award within 30 days of receipt of the written notice of the council's decision. The appeal of the council's decision by the applicant shall be held at a council meeting no later than 90 days from the council's receipt of the written appeal. The council's decision on the appeal of the reversion shall be final. The council may grant the applicant a reasonable period of time to cure the particular default that was the is of the reversion. At the end of the cure period, the council shall vote again on the issue of the reversion and this decision shall be final.
- C. Reversions and supplemental funding - When funds are reverted from a previously approved project grant or additional funds are made available for any other reason, the council may decide that the funds will:
- (1) be added to the emergency fund;
 - (2) be returned to the category of the program from which it was awarded;
 - (3) go into any other category; or
 - (4) take other action as deemed appropriate.
- D. Underruns - if upon completion of the approved activities a balance of funds remains after all payments have been made, this balance shall be handled as follows: if the grantee has not accomplished all work called for in the original application submitted for funding consideration, the grantee may request division staff to approve the expenditure of underrun funds for a portion or all of the remaining work.
- (1) if appropriate justification and sufficient funding exist, division staff may approve the request for use of underrun funds and amend the grant agreement accordingly;
 - (2) a negative decision may be appealed to the council.
- E. If the grantee proposes to undertake activities not included in the approved application, the grantee may request council approval to expend underrun funds for other eligible activities. The council may approve the request if appropriate justification and sufficient funding exist.
- F. If the council disapproves a request for use of an underrun, associated funds shall revert to the council for disposition.
- G. The processes described above for handling underruns are intended to encourage the grantee to use the most cost efficient means possible to construct projects funded by the council. Grantees shall not take advantage of this process by inflating initial funding requests.
- [2.110.2.21 NMAC - Rp; 2 110.2.21 NMAC, 11/15/2016]

2.110.2.22 PROGRAM INCOME:

- A. Grantees must pay CDBG program income to the state, except that grantees will be permitted to retain program income on if they always use the income for CDBG eligible activities upon council approval of a program income utilization plan.
- B. Program income received by the state will be placed in the economic development category.
- C. Program income retained by grantees shall be used to fund CDBG eligible activities and must meet CDBG requirements.
- [2.110.2.22 NMAC - Rp, 2 110.2.22 NMAC, 11/15/2016]

- 10.2.23 CITIZEN ACCESS TO RECORDS:** Citizens and units of general local government will be provided with reasonable access to records regarding the past use of CDBG funds.
- [2.110.2.23 NMAC - Rp, 2 110.2.23 NMAC, 11/15/2016]

- 2.110.2.24 NM COMMUNITY ASSISTANCE FUNDS:** The council will allocate and administer New Mexico community assistance underrun funds in accordance with the provisions of the Community Assistance Act.
- [2.110.2.24 NMAC - Rp, 2 110.2.24 NMAC, 11/15/2016]

2.110.2.25 MEETING PROCEDURES:

- A. Special meetings. Special meetings of the council may be called by a majority of the council members or the chairperson of the council, and will be held at the time and place fixed by the division.
- B. Notice. Written notice stating the time, place and, if a special meeting, the purpose, will be delivered either personally, by mail, or email by the division, to each council member at least 72 hours before the scheduled date of the meeting. The meeting notice and agenda will be available to the public and posted on the department of finance and administration web site. The council may establish dates and times for regularly scheduled meetings.
- C. Quorum. A majority of the current members of the council in attendance either in person or by telephone will constitute a quorum at council meetings.
- D. Record of meetings. The meeting shall be recorded and the division shall have the minutes made into a written record. The original of this record shall be retained by the division and a copy shall be forwarded to the council members. Copies shall be available upon request.
- E. Participation methods. A member of council may participate in a meeting of the council by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the council who speaks during the meeting.
- [2.110.2.25 NMAC - Rp, 2 110.2.25 NMAC, 11/15/2016]

10.2.26 ECONOMIC DEVELOPMENT PROGRAM GUIDELINES:

- A. **Goals and objectives:** The state's CDBG economic development goals and objectives include:
- (1) creating or retaining jobs for low - and moderate-income persons;

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- (2) preventing or eliminating slum areas and blighted areas;
- (3) meeting urgent needs;
- (4) creating or retaining businesses owned by community residents;
- (5) assisting businesses that provide goods or services needed by, and affordable to low - and moderate-income residents;
- (6) providing technical assistance to promote any of the activities under Paragraph (1) through (5) of Subsection A of

2.110.2.26 NMAC.

B. Eligible activities: CDBG eligible activities authorized under Sections 570.200, 570.201, 570.202, 570.203, 570.204, 570.482 and 570.483 of the federal rules and directly affecting the creation or retention of employment opportunities, the majority of which are made available to low and moderate income persons, may include activities carried out by public, private nonprofit, or private for-profit entities when such activities are appropriate.

(1) To meet the needs and objectives of the community economic development plan, a project may include: acquisition of real property, construction, reconstruction rehabilitation, or installation of public facilities, site improvements, and utilities, and commercial or industrial buildings or structures and other commercial or industrial real property improvements and planning.

(2) Grantees and nonprofit sub recipients may carry out for the purpose of economic development, a wide range of activities such as those listed in Section 570.203 of the federal rules.

(3) The for-profit businesses, however, may carry out only the activities listed in that section and rehabilitation activities listed in Section 570.202 of the federal rules.

C. Financing policies and techniques: The CDBG program, as a development tool, can provide flexibility and take greater risks than conventional lending sources in its lending policies and financing techniques. For example, the program may:

(1) offer a negotiated period for repayment of principal and interest;

(2) take greater risk than banks are traditionally prepared to take, provided substantial economic development benefits will result if the loan is granted;

(3) leverage capital by reducing risk for commercial lenders and by taking a subordinate security/collateral position; or

(4) provide more favorable rates and terms than are generally available through conventional sources..

D. Project requirements: Project requirements for eligible CDBG economic development assistance include, but are not limited to:

(1) specific employment commitments for low and moderate income residents, generally with no more than fifty thousand dollars (\$50,000.00) in CDBG funds being used for each job created or retained;

(2) at least fifty-one percent of the jobs created/retained must be held or made available to persons of low to moderate income persons;

(3) within six months of completion of the project, the grantee is required to report to LGD, documentation to reflect the total number of jobs created or retained;

(4) a firm commitment for private financial participation in carrying out the proposed project, contingent on award of CDBG funding only, must be included with the application;

(5) a minimum leveraging ratio of one new private investment dollar to one CDBG dollar is required additional; greater leveraging will enhance a project's competitiveness;

(6) a determination by the applicant and its governing body that there is a well-documented need for CDBG assistance to make the project financing feasible and that the level of assistance requested is commensurate with the public benefits expected to be derived from the economic development project;

(7) evidence of project feasibility including a business plan that contains financial statements, project pro forma (cash flow projections) and specific source and intended use of all funds or assets used in the project;

(8) generally, projects that directly assist in the relocation of a business or industry from one community to another, intrastate or interstate, will be disqualified;

(9) prior to submission of an application, applicants should thoroughly review the credit worthiness of the proposed borrower and should obtain appropriate credit reports, audited financial statements, tax returns and verify collateral.

E. Program income: In addition to program income the requirements of 2.110.2.22 NMAC the Housing and Urban Rural Recovery Act that amended the Housing and Urban Rural Recovery Act 1983, provides, relative to economic development, the following:

(1) states may require program income to be returned to the state but local governments must be allowed to keep program income when used for the same activity which generated the income;

(2) if the applicant intends to retain program income, a program income utilization plan must be submitted with the application for approval.

F. Application cycle: Applications for economic development can be submitted at any time, and the division staff has 30 days to review them.

G. Pre-application conference: It is recommended that a pre-application conference be held prior to the submission of the final application to ensure that all elements are adequately addressed and to review any new federal guidelines that may be issued that relate to economic development activities. Contact the division, economic development representative for information. More detailed and extensive financial and project data may be required depending on the specific project. In addition, meeting the national objective to benefit low and moderate income requires documentation certifying that the majority of the jobs are created for or retained by low and moderate income persons or the majority of jobs are considered available to them. Please contact the division for a copy of the HUD guidelines.

H. APPLICATION REQUIREMENTS: The following must be included along with the regular CDBG application, and should

be submitted in lieu of question #2 in the regular application.

(1) **Economic development plan:** The applicant must submit as an attachment to the application a short (five page maximum) description of its plan for encouraging local economic development. The plan, incorporating references to the proposed project, should include a discussion of the following elements.

(a) **Need** - List the community's underlying economic problems. Need might include recent major industry shutdowns or extended layoffs, substantial increases in population without a corresponding increase in job opportunities, substantial population decreases due to lack of available or appropriate job opportunities, a lack of industrial diversification, the existence of large numbers of workers in the area with obsolete skills or skills for which there is no current demand, or other problems unique to the applicant's community.

(b) **Goals** - Describe what the community attempting to accomplish through its overall economic development program (not just that activity for which CDBG funding is sought). Goals might include preserving existing businesses or industries, encouraging community growth, fostering industrial diversification, revitalizing the central business district, or creating complementary industries to provide jobs in the off-season for workers now only seasonally employed.

(c) **Resources** - List the public and private resources, both financial and technical, available to available to help the community carry out its economic development program. Resources may include for example, a local development corporation or similar body has any agency organization assigned staff member(s) to work on economic development activities for a major portion of their time has the financial community's demonstrated willingness to participate in development activities, whether there is adequate available labor force to meet the demands of new or expanding businesses and industries, or whether the community has unique development advantages, e.g., location, transportation facilities, industrial park or other plant sites, available raw materials, abundant power supplies, employee training capabilities, a locally-administered revolving loan fund to assist growing businesses or industries, technical assistance programs to help business people deal with marketing, management, or financial planning problems.

(d) **Strategy** - Describe the strategy the community is using to pursue its economic development goals. Strategy might include the specific prioritized activities that have been identified as components of the community's strategy for encouraging local economic development costs of each strategy, funding sources available, and how the local government will support the strategies. Strategies might include offering property tax reductions to new or expanding industries, forming a local economic development corporation, or preparing industrial or tourism promotion packages.

(e) **Results** - Describe actions the community has already undertaken to implement its economic development plan, the funding sources used and results achieved. Results may include how many new jobs have been created or existing jobs retained, how many new firms have begun operations in the community. Or how many existing firms have undertaken expansion activities.

(2) **Hiring and training plan:**
(a) Applicants must establish procedures for the project to ensure preferential recruitment, hiring, and training of local workers, particularly those of low and moderate income.

(b) In the event of a grant award, the applicant's commitment to the hiring plan will be considered binding and will be incorporated by reference in the grant agreement between the local governing body and the division.

(3) **Private sector commitments:**
(a) Applicants must provide evidence of firm commitments of financial resources from the private sector.
(b) Such commitments should be binding, contingent only upon receipt of CDBG funds.
(c) Investments made or costs incurred prior to the grant application are not eligible for use as matching funds or leverage but should be referenced as related to the total project, if applicable.

(4) **Public sector commitments:**
(a) If public sector resources are to be involved in the proposed economic development project, applicants must demonstrate evidence of a firm commitment of public funds or other resources.
(b) Such commitments should be binding, contingent only upon receipt of CDBG funds to the project.
(c) Evidence may include resolutions or ordinances passed by the local governing body and other appropriate local groups.

(5) **Use of CDBG funds for economic development loans (if applicable):**
(a) Any project that includes a loan should provide an explanation of the proposed interest rate, terms and rationale for the proposed financing structure.
(b) Any loan made by a local governing body with CDBG funds as a part of an approved CDBG economic development project must be adequately secured.
(c) Subordinated loans may be made when justifiable and appropriate in the sole discretion of council.
(d) The applicant must include a detailed description of the proposed use of program income. (principal and interest). Applicants are encouraged to designate program income to be returned to the state for future economic development set-aside eligible activities.

(6) **Viability of assisted enterprises:** Any for-profit entity to be assisted with CDBG funds must document that without participation of CDBG funds the proposed activity would not be feasible and that after receipt of CDBG assistance the enterprise will be viable and self-sustaining. All applicants proposing an economic development activity shall submit the following for any entity to be assisted with CDBG funds.

(a) a business plan consisting of at least a description of the history of the firm, background, and experience of the principals, organizational structure, a description of its major products or services, market area and market share, goals, and planned expansions or changes in operations; the plan should also describe the impact the CDBG project, if funded, would have on the firm's activities;

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- (b) a three year to five year operating plan forecast (profit and loss projection); applicants may use SBA forms or equivalent;
- (c) a monthly cash flow analysis, SBA forms or equivalent;
- (d) for any existing business, the two most recent year-end financial statements, including an income statement balance sheet.

I. RATING CRITERIA: The economic development rating criteria will give priority to projects that firmly demonstrate the following: need, appropriateness, impact, and benefit to low and moderate income persons. Since each application will be unique, there are no “right” or “wrong” activities or solutions. The ranking of “appropriateness” and “impact” will necessarily be in part subjective, with the division taking into account not only how well each applicant addresses the problems it has defined, but also how its problems and responses compare with those of other applicants.

(1) NEED - (200 points) - In analyzing an applicant's need for a project, the division will use statistical information provided by the New Mexico department of workforce solutions and the U.S. bureau of the census which is uniformly available for all 33 counties. Since similar data is not accumulated at the municipal level, cities and towns will be scored with the figures for the county in which they are located. The three factors that will be considered are: the average number of unemployed persons in the county during the last calendar year; average percent of unemployment in the county during the last calendar year; the average unemployment rate in the county in the last five calendar years.

- (a) The data will be calculated and each applicant assigned a relative score.
- (b) The division will consider assigning a different score in exceptional cases, where an applicant can conclusively demonstrate that the first two factors used to measure economic need are not reflective of local economic conditions (such as major recent plant closings) and the situation is substantiated by the New Mexico department of workforce solutions. A request for consideration of local economic data must be submitted with the application. The applicant should identify sources of data and define methodologies.

(2) APPROPRIATENESS - (200 points) - Scores will be based on the soundness of the applicant's economic development plan and the related project for which CDBG funding is sought, and the strength of the applicant's hiring and training plan for ensuring that local residents, particularly those of low and moderate income, will be hired to fill the stated number of jobs created or retained as a result of CDBG-funded activities. Points are available as follows:

- (a) **Plan and program - (140 points)** - Scoring will reflect whether:
 - (i) the applicant has developed a complete, well-reasoned, appropriate, and achievable plan for dealing with its total economic development needs, taking into consideration all available public and private resources and local capacity;
 - (ii) the local governing body has officially adopted the economic development plan as a matter of public policy;
 - (iii) the proposed project is an integral part of that plan; (it need not be the first priority item identified in overall plan if other, more appropriate, resources are available and already being used to meet higher priority items);
 - (iv) the applicant has made substantial local efforts to deal with its economic development problems;
 - (v) the proposed CDBG project is realistic and workable, and the job savings or creation expected to result from its implementation will occur within a reasonable time following the date of grant award;
 - (vi) if income is to be generated by CDBG-funded activities, and retained locally, a plan for the use of that program income has been developed and submitted with the application; this plan must include mechanisms established for administration of the funds, (if a revolving loan fund is to be established with program income, procedures must be outlined covering local application processing, time frames, approval, negotiation, pricing, packaging, servicing, etc.);
 - (vii) there has been active citizen participation in the development of the economic development plan and in the selection of the project.

- (b) **Hiring and training plan - (60 points)** - Each applicant must include in its application an employment and training plan to be used in filling jobs created or retained as a result of CDBG activities. Scoring will reflect whether:
 - (i) the applicant's employment and training plan provides clear, complete procedures for outreach, recruitment, screening, selection, training, and placement of workers which will ensure maximum access of local residents, particularly persons of low and moderate income, to jobs created or saved by the project;
 - (ii) attention has been given to necessary supportive services for trainees needing them;
 - (iii) a complete training curriculum has been developed and all training resources identified;
 - (iv) responsibility has been assigned for all phases of the training program;
 - (v) a written agreement to follow the plan has been obtained from each firm expected to benefit directly from the project.

(3) IMPACT - (200 points) - In weighing the anticipated impact of the applicant's proposed CDBG activities on the community's identified problems, the following four factors will be scored:

- (a) **Leverage - (50 points)** - Applicants will be scored based on the ratio of private non-CDBG dollars for each dollar of CDBG funds requested.
- (b) **CDBG dollars per job - (50 points)** - The total CDBG funds to be used (exclusive of administrative funds) will be divided by the total number of full-time jobs expected to result. In evaluating an applicant's job creation projections, the division will consider the historical relationships of sales, space, and machines to jobs. It will also look at typical ratios for the industry of which the firm to be assisted is a part. Applicants should be prepared to justify job creation claims that substantially exceed industry norms or fifty thousand (\$50,000) per job created or retained.

(c) **Type of jobs** - (50 points) - Applicants must indicate the percentage of jobs to be created or retained that are full-time or part-time, skilled, semi-skilled, or unskilled. Scores will be higher to the extent and application will create or retain full-time skilled, and semi-skilled jobs.

(d) **Overall economic impact** - (50 points) - The applicant must discuss both the direct and indirect effects the CDBG program is expected to have on the community's economy. Some of the factors that will be scored are:

- (i) the additional payroll expected to be generated for the jobs created or retained by the program;
- (ii) the total number of jobs to be created or retained;
- (iii) whether the firm to be assisted is an economic base industry (producing goods or services mainly to be sold outside the area or state, thereby importing dollars into the community and state economy); and
- (iv) whether local property tax revenues will be significantly increased as a result of the proposed business start-up, expansion, retention, etc.

(4) **BENEFIT TO LOW AND MODERATE INCOME PERSONS** - (200 points)

(a) This ranking criterion assesses the extent to which persons of low and moderate income will directly benefit from the expenditure of CDBG funds. To determine this score, the number of jobs to be created or retained and made available to low and moderate income persons will be divided by the total number of jobs to be created or retained as a result of the CDBG program.

(b) The highest score will receive up to a maximum of 200 points to be eligible for consideration a project must demonstrate that it will benefit principally persons of low and moderate income.

[2.110.2.26 NMAC - Rp, 2 110.2.26, 11/15/2016]

Attachment I
(Referenced by: 2.110.2.7 NMAC)
CDBG projects are designed to meet one of three national objectives: low and moderate income, slum and blight, or emergency. For those projects that are designed to meet the low and moderate income national objective, applicants may choose between two different processes to determine low and moderate income eligibility: (1) conduct a special survey using the HUD approved methodology in accordance with Section A "Survey Methodology" and Section C "HUD Section 8 Income Limits" below; or (2) use the most recent low and moderate income data from section B "American Community Survey" and Section C "HUD Section 8 Income Limits" below.
Survey Methodology
The division recommends using the following HUD approved methodology:
This survey methodology was designed by HUD to assist States and entitlement cities in determining whether most of the individuals in a proposed target area are of low and moderate income.
Upon requesting permission from the division to conduct a sample survey, an applicant should indicate the justification for the sample survey. Applicants must provide to the division a map of the project service area, a brief description of the proposed project, and a description of how the six steps described in the suggested methodology will be implemented.
If the applicant conducts a sample survey, such applicant must be prepared to document all efforts. There must be a master list (with telephone numbers, where possible) to match the surveys. The master list must be coded to the individual surveys.
Such documentation must include a separate survey for each household, for unreachables that could not be replaced from the universe, and for "non-households" in the survey area, such as empty lots, business and government property. The sixth step of the methodology provides a complete listing of the information that an applicant must maintain in its files and submit to the division.
The six steps of the survey methodology are located on the department of finance and administration website, local government division, community development bureau, CDBG information page.
B. American community survey (ACS)
The U.S. census bureau provides a fact finder source for population, housing, economic, and geographic information. This source may be used by applicants to determine eligibility for low to moderate income persons. This source is located at the American FactFinder website, community facts.
HUD Section 8 Income Limits
HUD Section 8 income limits must be used in conjunction with either the survey methodology or ACS data to determine low and moderate income eligibility. Applicants should contact the division for the most current data sets.

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HISTORY OF 2.110.2 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the State Records Center and Archives:

DFA Rule 85-3, State of New Mexico Regulations Governing the 1986 Small Cities Community Development Block Grant Program and 1985 New Mexico Community Assistance Program, 10-4-85.

DFA Rule 87-3, State of New Mexico 1988 Small Cities Community Development Block Grant Program New Mexico Community Assistance Program Application Regulations, 12-4-87.

DFA Rule 89-3, 1989 Small Cities Community Development Block Grant Program New Mexico Community Assistance Program Applications Regulations, 3-22-89.

DFA Rule 90-1, 1990 Small Cities Community Development Block Grant Program New Mexico Community Assistance Application Regulations, 12-28-89.

DFA #91-1, 1991-1992 Small Cities Community Development Block Grant Program New Mexico Community Assistance Application Regulations, 1-14-92.

DFA #93-1, 1993 Small Cities Community Development Block Grant Program New Mexico Community Assistance Application Regulations, 7-9-93.

DFA-LGD No. 93-1, 1994 Small Cities Community Development Block Grant Program New Mexico Community Assistance Application Regulations, 6-13-94.

DFA-LGD Rule No. 95-1, 1995 Small Cities Community Development Block Grant Program New Mexico Community Assistance Application Regulations, 5-31-95.

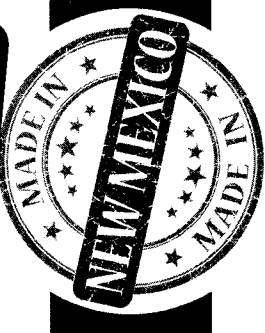
DFA-LGD Rule No. 95-2, 1996 Small Cities Community Development Block Grant Application Regulations.

History of Repealed Material:

2 110.2 NMAC, Small Cities Community Development Block Grant - Repealed, 08-30-01.

2.110.2 NMAC, Small Cities Community Development Block Grant - Repealed, 06-05-15.

2.110.2 NMAC, Small Cities Community Development Block Grant - Repealed, 11-15-2016.



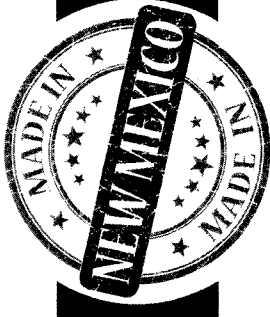
NEW MEXICO FRESH FOODS
A food processing facility in Santa Fe County

97% of NM’s agricultural products leave the state, but the state imports more than \$4 billion in food products annually.

Over ten years, NMFF expects to process nearly 500 million pounds of fresh food products, generating \$2.5 Billion of gross revenue for NM food producers.

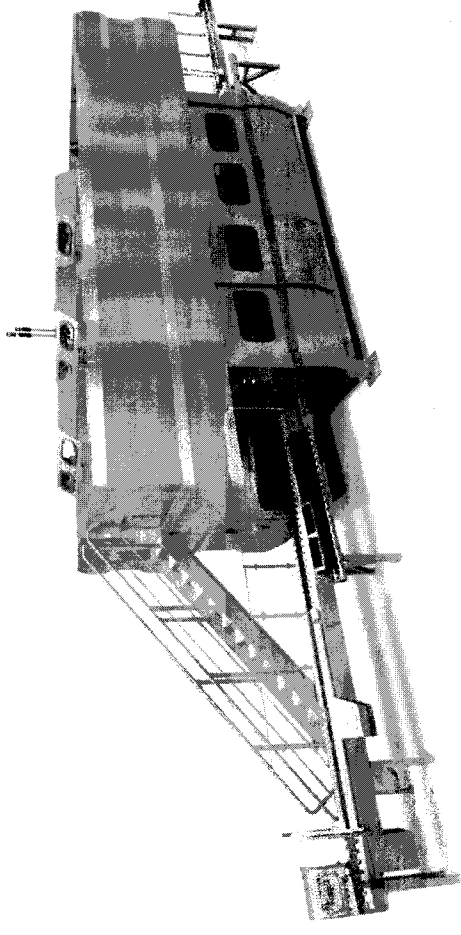
At least 70% of this revenue will be from exported food products.

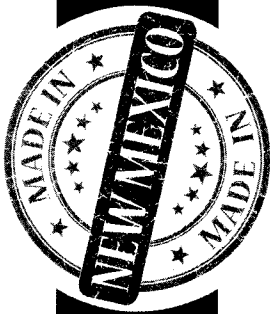
NEW MEXICO FRESH FOODS
A food processing facility in Santa Fe County



- HPP kills harmful bacteria, leaves healthy probiotic bacteria intact.
- It is the preservative-free way to increase shelf life for fresh, refrigerated foods.
- Color, taste, texture and nutrition are unaltered. The difference cannot be perceived.
- Processing happens after food is sealed, which reduces up front equipment costs for small food companies.

HIGH PRESSURE PROCESSING MACHINE, 300 LITER





NEW MEXICO FRESH FOODS
A food processing facility in Santa Fe County

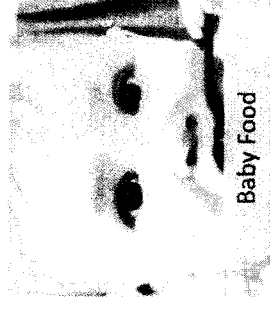
APPLICATIONS FOR HPP TECHNOLOGY



Beverages & Juices



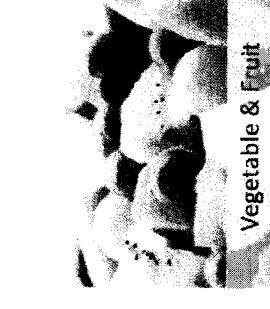
Meats



Baby Food



Dairy



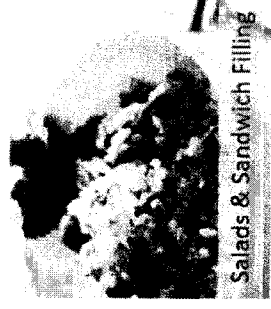
Vegetable & Fruit



Prepared Meals



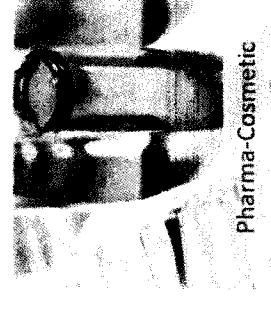
Salsa & Dips



Salads & Sandwich Filling

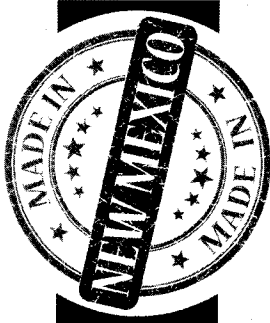


Avocado Products



Pharma-Cosmetic

NEW MEXICO FRESH FOODS
A food processing facility in Santa Fe County



NEW MEXICO FRESH FOODS IS AN ECOSYSTEM BUILDER

“Within our existing programs, we at SF Community College are well positioned to incorporate curriculum that will build knowledge around food processing, food safety and sanitation, HACCP, and other aspects of food production.”

– Camilla Bustamante, Dean for the Schools of Trades, Technology, Sustainability; and Business and Professional Studies, and Education

NEW MEXICO FRESH FOODS
A food processing facility in Santa Fe County



CDGB Eligibility Requirements

- Create **permanent** jobs for low to moderate income individuals
- For every \$35,000 of CDBG funds, at least one FTE must be created *14 jobs required for \$500,000 CDBG*
- At least 51% of these jobs must be for LMI persons
- Minimum 1 new private investment dollar to every 1 CDBG dollar
- Project must be feasible and well documented

New Mexico Fresh Foods, LLC

- 15,000 sq ft refrigerated facility in the Santa Fe Community College District, La Entrada Business Park
- Will create 50 new jobs over five years
- 74% of jobs will target LMI persons
- Private investment = \$8 million
CDBG investment = \$500,000 \$16 to \$1 ratio
- Shovel ready project expected: construction expected to begin July 2019



6401 R
Santa Fe, NM 87508-4887
505-428-1000
www.sfcc.edu

Kelly Egolf, Founder and CEO
New Mexico Fresh Foods LLC
33 Velocity Way
Santa Fe, NM 87508

February 4, 2019

Dear Ms. Egolf,

It is with great enthusiasm that I provide a letter in support and collaboration with New Mexico Fresh Foods, LLC in the establishment of a High Pressure Processing (HPP) facility in Santa Fe County. SFCC is committed to serving the key community resource for workforce development for New Mexico Fresh Foods, LLC and affiliated companies. As well, SFCC will support the growth of food businesses as an integral part of the local economy and access to local healthy food through both education and technical support. We are committed to supporting the integration of progressive and environmentally sustainable practices in New Mexico Fresh Foods, LLC and related operations.

There is currently a labor shortage for food processing and manufacturing in Santa Fe County. Within our existing programs, we at SFCC are well positioned to incorporate curriculum that will build knowledge around food processing, food safety and sanitation, HACCP, and other aspects of food production. With a long-held interest in supporting regional food growers and local food production, collaboration between SFCC and New Mexico Fresh Foods, LLC supports vital aspects of our local food economy and potentially community health.

Thank you sincerely for the opportunity to provide this letter of support to New Mexico Fresh Foods, LLC. This endeavor has wonderful potential to support our strongest of core values and the college mission to Empower Students and Strengthen Community.

Sincerely,

Camilla Bustamante, PhD MPH
Dean for the Schools of
Trades, Technology, Sustainability; and
Business and Professional Studies, and Education

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Empower Students. Strengthen Community. Empoderar los Estudiantes. Fortalecer la Comunidad.