

SANTA FE COUNTY

BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

February 14, 2017

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

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I. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:15 p.m. by Chair Henry Roybal in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

B. Roll Call

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

Members Present:

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

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

The Pledge of Allegiance was led by Ryan Olivas, the State Pledge by Amber Roybal and the Moment of Reflection by Estrella Martinez of the Clerk's Office.

I. F. Approval of Agenda

- 1. Amendments**
- 2. Tabled or Withdrawn Items**

CHAIR ROYBAL: Do we have any amendments?

KATHERINE MILLER (County Manager): Mr. Chair, yes. We have – we posted the original agenda last Tuesday and then on Friday at 4:15, February 10th we did an amended agenda and those amendments are on page 2 of your agenda. Under the Consent Agenda we added a resolution for a budget increase to the fire operations fund. That's item II. B. 2. And the on page 3 we added under action items, items III. C. 4, and that is a request to publish title and general summary of an ordinance, as well as III. D. 1, a resolution for a budget increase to the lodgers tax advertising fund. Also on page 3,

under Matters from the County Manager, we added the summary and update of the Utility Division water rate study and interim water rate proposal and next steps. That's item V. D.

And under item VI. Matters from the County Attorney, we did add those items to potentially be discussed in executive session and those are all the amendments to the agenda as posted last Friday.

COMMISSIONER ANAYA: Mr. Chair.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I would request if we could – I don't know that they're here yet but the Buffalo Range Riders were going to do a presentation and if we could do that when they show up I'd appreciate it. Oh, they're here? They're here. So if we could do it, Mr. Chair, after Consent, maybe, if that works.

CHAIR ROYBAL: Yes, we can do that.

COMMISSIONER ANAYA: Thank you, Mr. Chair.

CHAIR ROYBAL: Could we have a motion to approve the amended agenda?

COMMISSIONER MORENO: So moved.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: We have a motion and a second.

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

I. G. Approval of Minutes

1. Approval of January 10, 2017, Board of County Commissioners Meeting Minutes

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: Yes. Under public hearings, on page 24, the first land use case, 16-5270, in the first paragraph Vicente Archuleta described this township in District 1 and it is actually in District 2. And then on page 28, Chairman Roybal commented that it was in District 1 and I want to reflect for the record that he was only referring to the mistake made on page 24. So if those two items can be corrected to reflect that this is in District 2 I would be grateful.

CHAIR ROYBAL: The corrections that Commissioner Hansen was referring to, you'll take care of those corrections?

MS. MILLER: Yes, Mr. Chair, we can make those corrections to the minutes.

CHAIR ROYBAL: Okay, I'll entertain a motion to approve unless there's any other corrections.

COMMISSIONER HAMILTON: I'll move to approve the minutes as corrected.

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

COMMISSIONER HANSEN: I second.

CHAIR ROYBAL: Okay, I have a motion and a second.

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

II. CONSENT AGENDA

A. Final Order

- 1. BCC CASE # PCPA 16-5240 Colinas del Sol Plat Amendment.
High Desert Partnership, Applicant, James Siebert, Agent, Requested an Amendment to a Condition Imposed by the Board of County Commissioners on an Approved Plat for Colinas del Sol. The Plat Created Sixteen 12.5-Acre Lots and Was Conditioned to 0.20 Acre-Feet per Year Water Restriction per Lot. The Applicant Requested an Amendment to the Plat Condition to Allow 0.25 Acre-Feet per Year Water Restriction per Lot. The Property is Zoned as Rural Residential and is Located at Colinas del Sur Road, via Hwy 285, Within Section 25, Township 15 North, Range 9 East, SDA-2 (Commission District 5) Jose Larrañaga, Case Manager (APPROVED 5-0)**

B. Resolutions

- 1. Resolution No. 2017-12, a Resolution Authorizing the County Manager to Prepare, Execute and Submit on Behalf of Santa Fe County Two Local DWI Grant Program Applications Along with all Related Documents and Agreements (Community Services/DWI/Lupe Sanchez)**
- 2. Resolution No. 2017-13, a Resolution Requesting a Budget Increase to the Fire Operations Fund (244) Wildland Program to Budget State Forestry Revenue to the County Fire Department / \$212,352 (Finance Division/Don Moya)**

CHAIR ROYBAL: What's the pleasure of the Board?

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

COMMISSIONER HANSEN: Second.

CHAIR ROYBAL: We have a motion and a second.

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

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

VII. Presentations

1. Presentation by the Buffalo Range Riders Mounted Shooters

COMMISSIONER ANAYA: Thank you, Mr. Chair. I appreciate it. I ask those presenters to please come forward and you can introduce yourself and go ahead and present. Thank you very much. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you.

TA-WILLOW ROMERO: Happy Valentine's Day. Thank you guys for

allowing me to be here. Thank you so much for you guys' time. I'm going to go ahead and present a proposal that is I hope is going to be very beneficial for our youth and for the Santa Fe County and the Stanley Cyclone Center. For our youth, they're our future so I really want them to benefit the most.

I represent the Mounted Shooting Group here in New Mexico. We are the Buffalo Range Riders and I wanted to share this all with you guys today because I think this is a really grand thing that can help our community and our kids. So let's get on with it.

I'm proposing today to have a benefit shoot that will actually earn – be a fundraiser for our youth groups that are stationed out of the Stanley Center. This is what we're going to go with today. Okay. Mounted shooting, if you haven't seen it or been around it, it's kind of the Wild West comes to New Age. Is it safe? Yes. Is it a family sport? Yeah, it is. My entire family is in it from my husband to all my kids. It also helps the community kids and I'm going to touch on and elaborate on these as we go on here just so you know we're going to kind of go over these real quick like.

We do need and cater to the organizations of local youth groups, because if we don't have them our sport can't be put on. Okay? So that's why we can do it. And this is a really easy, safe way for these youth groups to make money that will put in their pockets that they can put towards whatever they are. Okay?

Mounted shooting – has anybody seen mounted shooting? Have you heard of it before this? Okay. Right now it is the number one fastest growing equine sport in the world. It is a worldwide sport. Right now, we of course, the United States holds it, Amarillo is our world championship but we do have competitors from Germany, Sweden, all over Australia, Brazil. It's a very fast-paced sport. We do use guns and that is kind of the point that we're coming to today. It is extremely safe. We'll get to that here in a minute, but those pictures right there, that's me. You can't really see them very well, but that's at Founders Ranch out of Edgewood. We hold the world champion SASS mounted shooting up there.

As you see, there's spectators and I haven't shot any of them there. We're going to go on here and as we go along if you have any questions please let me know. We use 45 caliber pistols. We do use rifles and shotguns but the ammo that we use is not – there's no projectiles whatsoever. What comes out of the bullet is a black powder. It's burning black powder. These are engineered to go no further than 20 feet. They're absolutely, 100 percent safe within that distance. That's why we can be a spectator sport. It's a crimped bullet like you see in those pictures there. We have two of them. We carry them in holsters and we ride out into the patters. We pull one gun. We shoot five bullets. When we're resting or not on competition – they are six-shooters but we only have five bullets in them because our safety is always first in this sport. We're 100 percent safety is number one rule in this sport.

So we ride on an empty chamber so there's no chance of them getting bumped and going off and shooting your leg or something like that. Yes, the sport – there's never been a fatality, gun-related, whatsoever in our sport. It's been 22 years as a professional sport. Yes, there's injuries. There's no more injuries, none of them any more than the average, like roping. I've seen fingers cut off in ropings on the arena floor. Yes, we're riding an 1,100 pound horse. Anything that you do with a horse has inherent risks.

But as for gun safety, as I was going to say, safety is number one. Our matches

are ruled by range masters, which are certified and tested and we have an armorer who controls the ammo at all times. So at our event there's a table where ammo is at. It is not with the public. It is by itself and we have an armorer who is a certified person who takes care of that ammo and they hand it out, the guns are loaded and unloaded at that table. We don't run around shooting our guns in the air like Wild West stuff, although that would be fun, but it's not – here's a picture.

As you see, the one on the left is one that has been dispensed. The powder's come out of it. They have about seven grams of black powder in them. They have a primer and when the hammer, each time we pull back the hammer and it hits the primer it depresses out and then we have to cock it in order for it to go to the next one. Remember, these are only engineered to shoot or pop anything at 20 feet. After 20 feet the embers burn out. They're no longer relevant.

So on that, we've held our last competitions, our state one, at Bernalillo down in the – there. I'm going to jump back a little bit here. This is a picture actually of the South Point Hotel and Casino in Las Vegas, Nevada, so we shoot right downtown in the casino. In fact above that is all the rooms and stuff where that lady's shooting. This is a good picture here. It shows you where it stops, where the end of the embers are, that's where it stops. It's done. After that there's nothing there. So all it does is those burning embers come out and they pop the balloon that is sitting there. It's a little hard to see there but you can see the fragments of the balloons there.

Anyway, again, there's never been any fatalities here. Now, I'm going to go on to tell you, reiterate, the safety of this sport is extremely well regulated. We have cautionary with the guns. Any kind of – we have a big rule book that we go by. Here's the rule book that we run with. Any rules that are negligent gun-handling or any kind of ammo is grounds for disqualification or ejection from events. So we really adhere to these. We make sure our range masters, which run the event inside in the arena, make sure that the gates are closed. There's no one in the arena, that the horse and rider are ready for their event and it is completely – there's always someone kind of watching.

So like I said, again, safety first. Safety, fun, and safety. That's our mottos. This is my son, he's seven years old, and it is a family sport. They start out with finger guns. As you can see – I guess you can't really see that one up there, but he's shooting that balloon with his finger gun. He's really good at that. He won up here. So we start all our kids out as early as they can sit on the horse. Parents are in the arena. They can lead their horses or they can allow their kids to ride through on their own until they're ten, and then between ten and 13 the kids are allowed to use either unloaded guns or cap guns and address the course of fire just like the adults do, and then after 13 they're allowed to have live ammo.

But before they do that we do safety instruction and we encourage all new shooters, whether it be children or adults to take a program, some sort of a course before they go out and compete in it. Because it is – you're handling a thousand pound horse and then you're handing two guns. It is – it takes a lot of concentration. So we do a lot of demos and they're done with safety. They're tested, qualified instructors. Right there, the children get to learn how to use the guns on the ground before they ever get on their horses. We believe that teaching them how to handle them safely, just to make sure that we don't have any complications later on when they're riding at full speed.

So here's some more pictures of kind of everybody doing it. The man on the left in the far top corner is one of the oldest shooters I know. He's in his 90s. He came from New Jersey to compete over here last year. It was amazing that he was still going. The one on the right top, that is my 14-year-old son and he's kind of a speed demon and every time he goes in the arena I have to close my eyes. He now has taken over the spot and beats me all the time. As you can see, we also work with kids with special needs. We have programs and stuff that we work with also. And we encourage the CMA, which is the Cowboy Mounted Shooters Association, which is one of the largest. They have a lot of scholarships and funding for the kids to go on with.

So we're going to go where to what I think is one of the most important things, aspects for this sport, is our competitions cannot go on unless we have youth groups. We need to have 4-H groups, bands, football teams, whatever it is that the groups that are willing to do it because they have to set our balloons. And for our events to be on, they do it. So we pay our kids. Okay? We pay our kids \$10 per rider so for an average shoot, if there's 50 contestants, that is 500 bucks per day for these kids that goes into their group pockets. And so I'm proposing this because I really think it's going to be hugely beneficial for the community to have this. This can be a consistent fundraiser for the kids, any kind of groups, that want to do this.

I've put up the 4-H and the youth groups because those are the ones that I'm familiar with and that I would like to really back and help out. It's easy. There's a group. They run, they put the balloons in. We have all the equipment. They blow up the balloons. They run out there. It's fun. We have water and they get paid. And then the faster they are, the better they are, they get tips, and a lot of times us mounted shooters love our balloon-setters so we tip good. Just as an example, at our world competition in Amarillo, it's a five-day event, those kids make up to \$16,000 for their youth group. That's a big chunk of money. And I can't guarantee that we would have something like that in this but it would be a good chunk of funding for our kids to have in there.

So here is kind of what they do. You can see grandmas dragging their little kids. The balloon setters, everything – they have to be behind. We always have a designated area for them. The range master is in charge making sure that it is completely safe and that they have to stay where they are and they're only allowed in and out when he tells them one way or the other.

So this money that I'm proposing that we would like to make with this benefit shoot, I've talked to some groups of people and in the area we would like to make a youth ag closet, and in that closet we would like the money that I'm proposing that if we put on this event would go to make a place for kids that don't have everything that they need to show their animals or their exhibits or anything else. They'd have supplies and they'd have stuff that they could get there. If you were showing, just for example, your horse, and your clippers broke the day before. Those clippers are a couple hundred dollars sometimes. We would have that in this closet for those kids to go and check out and take care of. If my steer's halter broke and I needed a show halter, I could go and do that without putting out that money right away. It also gives – we're hoping to put money in it and have items for kids doing presentations, so there's poster boards and copiers and stuff. So those are the ideas that this money could go to.

I'm just hoping that you guys agree with me. Thank you for your time. If you

guys have any questions please let me know. Anything that you guys are concerned about?

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Thank you so much for your presentation. I don't know if somebody said we were a scary group but I think that we can have some discussions about how we might be able to make this work as a collective body, so I would just say that up from. I know that, just to let you know, I was here at the County some years back when we actually had to implement at the County an ordinance that dealt with firearms.

MS. ROMERO: Yes, sir.

COMMISSIONER ANAYA: So obviously, our Legal Department, we're going to need to get that ordinance out. The Manager is going to need to work with the Legal staff to evaluate how we would potentially modify that particular ordinance that dealt with firearms and actually live ammo and issues. Because we actually had an issue at the fairgrounds at one time when they were doing a sale. There wasn't any documented restrictions that we had at the time at the County, so the County had to do that to protect the interests of the citizens.

MS. ROMERO: Absolutely.

COMMISSIONER ANAYA: So without question we're going to take that ordinance, resolution out. We'll evaluate how this might be able to work, if that's what the rest of the Commission feel like, but I definitely think we should take a look at it. I think, Ms. Miller, if you could do that. I know you and Greg have already had some discussions. I think one of the other things that's an obvious thought is to look at Bernalillo and other facilities to look at their structure on how they structure the agreements and stuff like that. So whatever documents that you have and past competitions that you've done that have that stuff in there, if you could just forward that all to the Manager and our Legal Department then we can take a look and see what options there are.

The Commission has always been very supportive of youth groups. I see Amber here who deals with our 4-H youth in different classes and Jackie's back there as well. So I'm hopeful we can figure out a way to make it work. We just need to evaluate all the various components and make sure we do it safely, whatever it is we do, if it's possible.

MS. ROMERO: Absolutely, and I definitely have all that, and I have facilities, some of the bigger facilities too that I have actually recommendations. Like I said we have a shot in Las Vegas in the middle of a casino. So I can get recommendations and how they did it and how they went through those ordinance, because as you know, people are not supposed to be running around with I'm sure guns in Las Vegas. And we do. There was 478 competitors in one hotel and every one of them was packing, per se. And absolutely 100 percent nothing happened. We've never had any safety issues whatsoever.

Not to pat myself on the back but we try to adhere to everything and anything and I so appreciate you guys taking the time to do this. I really think that it would benefit the community and our goal – our youth is such – our future and it's a future for our sport, it's a future for our community, and that was kind of my biggest point. So I want to leave you with that, is that this is for the youth. Yes, I would love to have it in there because it

benefits me and I get to go and play with what I love – my family and my horses and my sport. But I really think this is the only way we can grow our community and our sport is by having our youth involved. So thank you so much.

COMMISSIONER ANAYA: There might be other comments that the Chair and the Commissioners have. The only other thing, Mr. Chair, I wanted to add is our Chairman's son is one of the better competitive shooters that we have in the county through our 4-H shooting program which is completely different and deals with live ammunition. So Manager Miller, Mr. Shaffer, we also want to take a look at our 4-H programs where we do shooting, where we have safety components and mechanisms that deal with actual live ammo, to be quite candid. So it's not even just a matter of this particular piece but it's also looking at our shooting program that we do with our regular 4-H programs right now.

And so, Mr. Chair, thank you for coming. I appreciate the presentation. We have some stuff to look into but I appreciate you indulging them to present, Mr. Chair. I don't have anything else.

CHAIR ROYBAL: Thank you, Commissioner Anaya. So we have any other comments from the Board?

COMMISSIONER HAMILTON: Sure. I just wanted to comment that it looks like tons of fun and anything that is that challenging and that fun has to be just a blast, a wonderful thing to do. I suspect – and that's got to be a good thing is you can raise a lot more money doing stuff like that than bake sales and boring stuff. So I wouldn't mind doing something like that myself.

MS. ROMERO: Absolutely. Any time, you all are welcome at any time. I will give you a horse. I will give you everything you need to do and I will send you out there and it will go perfectly safe.

COMMISSIONER HAMILTON: Be careful what you offer.

COMMISSIONER ANAYA: Mr. Chair, did she just say she was going to give us a horse? I think she did.

MS. ROMERO: Lend you. Let me rephrase that. Lend you a horse. But yes, any time. Absolutely.

COMMISSIONER HAMILTON: But just so, on the additional practical matters, have you actually made like a formal proposal? I'm guessing, and I think the County Manager can probably speak to details, that we might need you to actually do a really short proposal so they know what they have to look up and besides the safety things. Like insurance might be an issue so that when you're looking for maybe some backup stuff like you were mentioned. Obviously, you've done this other places. If there is any documentation of that that we could just use that would be helpful regarding insurance and procedures.

MS. ROMERO: For your informational, we carry our own insurance. So we have our own spectator insurance and insurance that covers all of our events. So we have our – we cover ourselves so that on top of whatever else. Absolutely.

COMMISSIONER HAMILTON: That would be good information too, and thank you very much for the presentation and for doing this with the kids.

MS. ROMERO: Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hamilton, and I would

agree with all the comments that we heard from all the Commissioners and also just reiterate I appreciate your comment where you said the youth is our future because I agree 100 percent and use that comment quite often as well. And what better way to have a fundraiser than in a nice positive environment and where the kids are having fun.

MS. ROMERO: Exactly.

CHAIR ROYBAL: And they'll get some exercise running back and forth.

MS. ROMERO: That's exactly right. That's why we use groups because one or two kids just can't do it. It's a fast and furious thing. Our state shoot that we had in Bernalillo, just to reiterate, the youth group actually was a 4-H group that did it down there. They made \$1,200 in two days. That was free and clear. We wrote them a check for 1,200 bucks for two days for those kids. So that benefitted them a huge amount. And I would love to bring our state shoot. It got moved to Socorro because they have a new facility, but I would love to bring ours back here. Just my opinion.

CHAIR ROYBAL: Great presentation and I look forward to working with you on this.

MS. ROMERO: Thank you so much for your time.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, our Manager has a horse, but Manager Miller, do you have any thoughts on information you would need or want so that they know what they would need to do going forward?

MS. MILLER: Mr. Chair, Commissioner Anaya, I was thinking along the lines of what Commissioner Hamilton talked about, putting together some kind of written description of what they do, what type of weapons they use, how far they shoot, how many individuals would be at the event and that type of thing so we can assess whether or not – what kind of – and they type of insurance they carry. So we don't really have a form for that right now because I don't think we've had any requests like this yet, but I think we'd need something like that, like a short, written proposal that details out that type of information so we understand what to look up and make sure that we can address any concerns that would be there.

[Ms. Romero spoke from the audience.]

MS. MILLER: Yes, a written proposal saying what the event would entail, how many people, what types of weapons are used, kind of how many participants, that type of thing. We may have more additional questions but if you could kind of give a good written description of exactly what it entails, that would give us a good place to start.

[Ms. Romero spoke from the audience.]

MS. MILLER: And another thought is kind of have the distance, area that they would need to be secured for the competition versus where the spectators would be, how far they need to be.

[Ms. Romero spoke from the audience.]

MS. MILLER: Okay. And then if you could include a copy of the presentation with it as well, that would be great.

[Ms. Romero spoke from the audience.]

III. ACTION ITEMS

B. Appointments/Reappointments/Resignations

1. **Acceptance of Resignation of Ann Weisman and an Appointment to the Arts, Culture and Cultural Tourism Committee**

TONY FLORES (Deputy County Attorney): Good afternoon, Mr. Chair, Commissioners. Before I give you the background on this I just want to point out that it seems like we're doing quite a few appointments and reappointments to the Board since you were all seated in January. I want to alleviate any fears. This is typical on the first quarter of a calendar year where we not only have new Commissioners coming in this cycle but also our boards and committees memberships, some of their, or a majority of their appointments expire at the same time the Commissioners come in. So it may seem like we're bringing a lot of appointments and reappointments but it's a practical matter. We do it every first quarter of the calendar year.

With that, Mr. Chair, we're bringing forward today an appointment and a resignation and an acceptance for the ACCT, which is the Arts, Culture and Cultural Tourism Committee. At the previous Board meeting we brought up three people for reappointment to that committee. Subsequent to that appointment we had one individual submit a resignation, Ms. Ann Weisman, indicating that she couldn't commit the time necessary to serve in the capacity of a volunteer. Based upon the original posting and the consultation with staff, staff is bringing forward a recommendation to appoint Vaughn Irving to serve for the remainder of Ms. Weisman's term until July of 2017. And I stand for any questions.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: I would like to thank you for bringing forward this name. I spent yesterday at the Roundhouse for the film and TV day and one of the great things was actors in our community and having somebody who is in the theater department and helping young actors learn their skills is really, I think, valuable and part of our art and culture. And with that I would like to recommend Vaughn Irving and move that he be appointed to the committee on arts and culture, and that we accept the resignation of Ann Weisman.

CHAIR ROYBAL: Was that a motion?

COMMISSIONER HANSEN: It was a motion.

CHAIR ROYBAL: Okay. We have a motion. Is there any other questions from the Board? Okay, we do have a motion.

COMMISSIONER HAMILTON: I'll second.

CHAIR ROYBAL: We have a motion and a second.

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

III. B. 2. **Resolution No. 2017-14, a Resolution Appointing Three Members and Two Alternates to the Board of Registration**

STEVE FRESQUEZ (Elections Bureau): Good afternoon, Chairman

Roybal, members of the Commission. Pursuant to state statute we are asking you to pass a resolution to appoint three members and two alternates to the Board of Registration. The National Voter Registration Act of 1993 establishes requirement of how states maintain voter registration lists. 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 and it is in accordance with state statutes. I'm open to any questions you might have at this time.

CHAIR ROYBAL: Is there any questions of the Board?

COMMISSIONER ANAYA: Mr. Chair.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: I move for approval.

COMMISSIONER HAMILTON: I have a question.

CHAIR ROYBAL: We have one question, Commissioner Hamilton.

COMMISSIONER HAMILTON: Are the names that are listed – I was just a little confused.

MR. FRESQUEZ: I'm sorry the names that you –

COMMISSIONER HAMILTON: That are listed here.

MR. FRESQUEZ: In Exhibit A.

COMMISSIONER HAMILTON: In Exhibit A.

MR. FRESQUEZ: These names are selected by the political parties and they are in the order of preference that they want you to chose.

COMMISSIONER HAMILTON: So we have to make the recommendations. You have not put forward recommendations.

MR. FRESQUEZ: You all have to choose the three members and the two alternates.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: I would like to make a friendly amendment to the motion that Commissioner Anaya made.

COMMISSIONER ANAYA: Sure. I don't have a second yet. Do you want to second it first?

COMMISSIONER HAMILTON: Second.

COMMISSIONER ANAYA: Thank you.

COMMISSIONER HANSEN: I would like to recommend Francesca diPalma and Katherine Clark on the Democratic ticket and Yvonne Chicoine, number 4, on the Republican Party for the Board of Registration. Is that correct? We need three? And then we need an alternate?

MR. FRESQUEZ: Two alternates.

GERALDINE SALAZAR (County Clerk): Chair Roybal and Commissioner Hansen, the Democratic Party and the Republican Party chairs for Santa Fe County have submitted this list and they have it in order of how they want it to occur.

COMMISSIONER HANSEN: Oh, okay.

CLERK SALAZAR: So the Democratic Party has one, Clifford Rees, two Francesca DiPalma, three Katherine Clark, four Victoria Murphy. Republican Party, one – their number one, is Michael Gallegos, two, Samuel LeDoux, three, Al Purdue, four Yvonne Chicoine. So that's the order of recommendations from the major parties in Santa

Fe County.

COMMISSIONER ANAYA: So Mr. Chair.

CHAIR ROYBAL: Commissioner Anaya.

COMMISSIONER ANAYA: Respecting the recommendation, we can pick off of the list as long as we're pulling off that list, right? They're recommendations, I guess, is all I'm saying.

MR. FRESQUEZ: That is correct.

CLERK SALAZAR: Chair Roybal, Commissioner Hansen, Commissioner Anaya, also, you will be selecting alternates. So you have a total of eight; you need to appoint three, and then you have alternates. So please keep that in mind.

COMMISSIONER ANAYA: So Mr. Chair and Madam Clerk, all I'm saying is we have to pick a member and an alternate but it's up to us to decide whether we take the recommendations or if you wanted to recommend someone else that's on the list. Right? Is that correct?

GREGORY SHAFFER (County Attorney): Mr. Chair, Commissioner Anaya, the law simply provides that in making appointments to the Board of Registration the Board of County Commissioners shall give preference to the names in the order indicated by the numbers on the list. So I think, again, that doesn't mean you have to following it slavishly but you're supposed to do some due regard for the recommendation in the order they were provided.

COMMISSIONER HANSEN: Commissioner Anaya and Chair Roybal, I will amend my amendment to appoint Clifford Rees and Francesca DiPalma on the Democratic ticket and Michael Gallegos on the Republican ticket. As alternate I will appoint Katherine Clark and Samuel LeDoux.

COMMISSIONER ANAYA: That's fine.

CHAIR ROYBAL: I'm fine with that too. Is there any other discussion?

COMMISSIONER ANAYA: Just Mr. Shaffer, why would we have extra names if we didn't have any discretion to pick otherwise? Wouldn't it just be the same exact number of names on either side and we just ratify it.

MR. SHAFFER: Mr. Chair, I didn't mean to suggest that there was no discretion. I just was trying to accurately inform you what the law literally says. So I think that again, you don't have to follow it down the line but I did want the Board to be aware that the law states that you should give preference. And again, if there's a reason in the Board's judgment as to why the recommendation shouldn't be followed as articulated I don't think you have any legal issue with that.

COMMISSIONER ANAYA: So here's the list – follow it or else. I'm good with it. I'm fine with it.

COMMISSIONER HANSEN: I'm good with it also.

COMMISSIONER ANAYA: Thank you, Mr. Chair. Thank you, Commissioner Hansen.

COMMISSIONER HAMILTON: My second would stand with the second.

CHAIR ROYBAL: We have a motion and a second.

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

III. C. Miscellaneous

1. **Approval of a Memorandum of Understanding Between the Department of the Interior, Bureau of Land Management, Taos Field State Office and Santa Fe County as a Cooperating Agency for the Preparation of an Environmental Impact Statement for the Verde Transmission Project**

ROBERT GRIEGO (Planning Manager): Good afternoon, Mr. Chair, Commissioners. This item is an MOU between BLM and Santa Fe County as a cooperating agency for the preparation of an environmental impact statement for the Verde transmission project. This project is being proposed by Hunt Power and proposes to interconnect the existing PNM Ojo substation at Rio Arriba County to the existing PNM Norton station in Santa Fe County.

The line is approximately 33 miles long of which approximately 15 miles is in Santa Fe County. The main proposed route is on BLM land, approximately eight miles of the line is on BLM land, six miles of the line is on tribal land and just over one mile in Santa Fe County is on private land. BLM submitted a draft MOU for consideration for this project which was reviewed by Legal and proposed changes were incorporated into the MOU. The MOU describes roles and responsibilities for the preparation of the environmental impact statement for the Verde transmission project in accordance with the NEPA act.

Some of the provisions in the MOU relate to the County's role as a cooperating agency and include the purposes of the MOU, the roles and responsibilities for Santa Fe County as a cooperating agency. The other provisions in the MOU identify the role that the County would have that any – the process does not require any development application that would be submitted at any time to be approved or disapproved and it does not pre-judge any development application that may be submitted by an applicant at a later time. This is strictly a process for the environmental impact statement with BLM.

Other cooperating agencies include the Bureau of Indian Affairs, Rio Arriba County, the National Park Service, in regard to the National Historic Trails, the Army Corps of Engineers. Your packet includes the MOU and Attachment A of the MOU identifies the specific cooperating agency participation scope, which includes participation and public scoping meetings, providing data and information for the planning criteria, coordinating with BLM to formulate alternatives and estimate effects for the alternatives in accordance with the EIS, and coordinating with BLM to provide assistance to any comments that were in relation to Santa Fe County.

Attachment B identifies a sample of the project's schedule. The preliminary project schedule identifies that the BLM scoping report, which the public comment period for that ended in early January. The scoping report is anticipated to be completed by early March. The scoping report will identify public comments, concerns and impacts that have come forward through the process. The next step would be a cooperating agency. There would be a kickoff meeting tentatively scheduled for mid-March. The process will outline details and next steps for the EIS process. As part of that process the County would be a cooperating agency. The County would participate at that point. They

would have access to the information that has been gathered through this study. They would also participate in drafting alternative routes, based on any concerns from the County.

The preliminary draft of the environmental impact statement is anticipated to be completed in approximately one year from now. The final EIS would come following that and record of decision would be the final step in this process.

With that I stand for questions from the Board.

CHAIR ROYBAL: Commissioner Hamilton.

COMMISSIONER HAMILTON: Thank you, Mr. Chair. I recognize this is a pretty complex process so I can see the benefits of ongoing participation of County staff so there's a deeper understanding of the inputs and all the considerations. There was just a couple of things I was wondering if we could get some County staff, from either you or the County Manager or County Attorney as needed. Just for the record and to kind of open the discussion a little, and one of them is on the kinds of inputs that the County staff think might be requested by BLM and then what the costs in terms of level of effort or direct costs might be associated with that.

MR. GRIEGO: Mr. Chair, Commissioner Hamilton, I can provide some information that I've gotten from the project manager in regard to this process, specifically, some of the things that we would be providing include the County zoning and County regulatory framework. Again, what would this project be – what would be the zoning that would be applied to this? Any data, any GIS data that we have, any information that we have regarding wildlife corridors, for instance, things along those lines.

COMMISSIONER HAMILTON: Thank you.

MR. GRIEGO: And as far as understand with that time is as we were indicating, the preliminary schedule, once that draft scoping report is completed we would then get an opportunity to review that internally to see what some of the comments and concerns were. I know that there was significant public comment throughout the public scoping process. We would be reviewing the comments specifically related to Santa Fe County. We would provide some input into what some of those questions might be and public comments.

COMMISSIONER HAMILTON: Great. Thanks very much.

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

COMMISSIONER HANSEN: I would like to know who SWCA is, and who have been their former clients. I'm not familiar with them so I was kind of interested in getting some information about who they are. They'll be holding the mediation.

MR. GRIEGO: Mr. Chair, Commissioner Hansen, the consultant was hired by – SWCA was hired by BLM so at this point we don't have any information on them either. We could look them up. As part of this process we would be coordinating with them in the future, but at this point we have not coordinated with them.

COMMISSIONER HANSEN: Okay. So in the future when you do find out who they are and what they've done could we be presented with that information?

COMMISSIONER HAMILTON: Mr. Chair.

CHAIR ROYBAL: Did you have something else, Commissioner Hansen?

