



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
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SANTA FE COUNTY

BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

February 28, 2012

- Liz Stefanics, Chair – District 5
- Kathy Holian, Vice Chair – District 4
- Robert Anaya – District 3
- Danny Mayfield – District 1
- Virginia Vigil – District 2

SANTA FE COUNTY

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

February 28, 2012

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 1:20 p.m. by Chair Liz Stefanics, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Employees of the Land Use Department led the Pledge of Allegiance (Vicki Lucero) and State Pledge (Caleb Mente), following roll call by County Clerk Valerie Espinoza, which indicated the presence of a quorum as follows:

Members Present:

Commissioner Liz Stefanics, Chair
Commissioner Kathy Holian, Vice Chair
Commissioner Robert Anaya
Commissioner Danny Mayfield
Commissioner Virginia Vigil

Members Excused:

[None]

V. Moment of Reflection

The moment of reflection was led by Constance Lujan from the Land Use Department.

VI. Approval of the Agenda

- A. Amendments**
- B. Tabled or Withdrawn Items**

CHAIR STEFANICS: Does the County Manager have any amendments or changes from the amended agenda?

KATHERINE MILLER (County Manager): Madam Chair, yes. From the agenda that's in your packet there are two amendments. On page 5, item X. B. 2 has been added. That's request an approval of a cooperative project agreement. And then also item XIV. F, Miscellaneous, a request to reconsider an award of a contract from Molzen Corbin, was also added.

CHAIR STEFANICS: What is the pleasure of the Commission?

COMMISSIONER VIGIL: Move to approve with amendments. Oh, unless there's – we'll have a motion and a second. Maybe there's some more amendments.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I'd like to move the approval of the Galisteo Community Plan up in the meeting, after the Consent Calendar.

CHAIR STEFANICS: Okay, so there's another request for that.

COMMISSIONER VIGIL: I'm fine with that as an amendment, Madam Chair.

COMMISSIONER HOLIAN: I'm fine with that as the seconder.

CHAIR STEFANICS: Okay. Any other changes?

COMMISSIONER ANAYA: Yes, Madam Chair. If you give me just one second. I'd also like to move item E. 3, a resolution authorizing the joint cooperative agreement because Santa Fe County and the Town of Edgewood, after the Galisteo Plan, if I could, Madam Chair.

CHAIR STEFANICS: Commissioner Anaya, we're already moving another large item of yours up. Is that necessary if we're all going to be here to support it?

COMMISSIONER ANAYA: Madam Chair, I don't envision that that's going to take much time and I physically won't be here for the after 5 o'clock session and that's why I'm asking that it be considered moved up.

CHAIR STEFANICS: Okay. The maker of the motion and the seconder?

COMMISSIONER VIGIL: Can you give us kind of a number? Is that XIV. E. 3? Is that what he's requesting?

CHAIR STEFANICS: Yes.

COMMISSIONER ANAYA: Yes, Madam Chair, Commissioner Vigil.

COMMISSIONER HOLIAN: Madam Chair, may I ask a question?

CHAIR STEFANICS: Yes.

COMMISSIONER HOLIAN: Commissioner Anaya, do you have any estimate as to how long that item might take?

COMMISSIONER ANAYA: Five minutes, Madam Chair, Commissioner Holian.

COMMISSIONER VIGIL: Can we hold it to that? I would agree to it if we could hold a time limit on it, Madam Chair.

COMMISSIONER ANAYA: Sure. Madam Chair, if the Commission was ready to vote on it now I'd be ready to vote on it right now. So, yes, I can hold it to five minutes, no problem.

COMMISSIONER VIGIL: My motion stands and allowing that amendment with the time limit, Madam Chair.

COMMISSIONER HOLIAN: I'll agree.

CHAIR STEFANICS: Okay.

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

VII. Approval of Minutes

A. Approval of January 31, 2012 BCC Minutes

COMMISSIONER HOLIAN: Madam Chair, I move for approval of the minutes of January 31, 2012.

CHAIR STEFANICS: Thank you. Is there a second?

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Okay. There's a motion and a second.

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

VIII. Approval of Consent Calendar

CHAIR STEFANICS: Are there any items – and I'd like to first tell the public – this is mostly for the public. I have asked the County Manager to put standardized items on the Consent Calendars in the future because the Commissioners always have the opportunity to remove whatever they want to. There is supporting material in our packets and for the public on the Consent Calendar. We're not trying to avert any discussions, we're not trying to hide anything, but we are trying to move business along. So all Commissioners of course have the opportunity to remove any item from the Consent Calendar, but it will look long to the public today. Are there any changes?

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Commissioner.

COMMISSIONER ANAYA: Item 8 I'd like to pull.

CHAIR STEFANICS: Consent Calendar on your amended agenda is IX. So what item? IX. A? B? C? What?

COMMISSIONER ANAYA: IX. 8.

COMMISSIONER HOLIAN: A. 8 or B. 8?

COMMISSIONER VIGIL: What page are we on.

COMMISSIONER ANAYA: I'm looking at the Consent Calendar, the amended agenda.

CHAIR STEFANICS: Right. There's several pages.

COMMISSIONER ANAYA: A. 8.

CHAIR STEFANICS: A. 8. Okay. That's the resolution authorizing the County Manager to execute a lease agreement?

COMMISSIONER ANAYA: Yes.

CHAIR STEFANICS: Okay. So we remove that.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner.

COMMISSIONER MAYFIELD: I'd like to move off, under Consent, item A. 2, 3, 4, and 7.

CHAIR STEFANICS: A. 2, 3, 4, and 7 have been removed. Anything else, Commissioners?

COMMISSIONER VIGIL: Move to approve as amended.

CHAIR STEFANICS: Thank you very much. Is there a second?
COMMISSIONER HOLIAN: Second.

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

IX. Consent Calendar

A. Miscellaneous

1. **Request Approval to Create a .gov URL for Santa Fe County. The New URL Would Be www.santafecountynm.gov and Would Be Consistent with Other Government Agencies** (Information Technologies/Sam Page)
2. Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131 a-CORR/PL to Maxim Staffing Solutions for Temporary Nursing Services for the Corrections Medical Division (Purchasing Division/Pamela Lindstam) ISOLATED FOR DISCUSSION
3. Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131 B-CORR/PL to Medical Staffing Network Healthcare, LLC for Temporary Nursing Services for the Corrections Medical Division (Purchasing Division/Pamela Lindstam) ISOLATED FOR DISCUSSION
4. Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131C-CORR/PL to Accountable Healthcare Staffing for Temporary Nursing Services for the Corrections Medical Division. (Purchasing Division/Pamela Lindstam) ISOLATED FOR DISCUSSION
5. **The Santa Fe County Sheriff's Office Requests a Waiver From Section 1 of Ordinance No. 2010-08 to Purchase Required Equipment for the Sheriff's Office Pursuit Vehicles in an Amount to Exceed \$100,000 Under the State of New Mexico Price Agreement for Vehicles Computer Stands, Consoles, Modems, and Accessories** (Santa Fe County Sheriff's Office/Undersheriff Ron Madrid)
6. **The Santa Fe County Sheriff's Office Requests a Waiver From Section 1 of Ordinance No. 2010-08 to Purchase Vehicles for the Sheriff's Fleet in an Amount to Exceed \$100,000 Under the State of New Mexico Price Agreement for Automotive Vehicles, Police Pursuit** (Santa Fe County Sheriff's Office/Undersheriff Ron Madrid)
7. The Santa Fe County Fire Department Requests a Waiver From Section 1 of Ordinance No. 2010-08 to Purchase a Fire Apparatus for the Eldorado Fire District for a Total Amount of \$344,190 Utilizing the Houston-Galveston Area Council (HGAC) Cooperative Purchasing

Agreement (Fire Department/Chief David Sperling) ISOLATED FOR DISCUSSION

8. Resolution No. 2012-__, a Resolution Authorizing the County Manager to Execute a Lease Agreement for Office Space Located at 5 West Gutierrez Street, Suite 9, Santa Fe, New Mexico Through June of 2013 (Projects, Facilities, & Open Space/Adam Leigland) ISOLATED FOR DISCUSSION
9. **Consideration of the Mutual Release By and Between the County of Santa Fe and the City of Santa Fe Concerning Implementation of the Buckman Direct Diversion Project** (Legal/Steve Ross)

B. Resolutions

1. **Resolution No. 2012-24, Request Approval Authorizing the County Manager to Sign and Enter Into a Contract for the Approved New Mexico Area Agency on Aging Four-Year Plan (2012-2016)** (Community Services/Ron Pacheco)
2. **Resolution No. 2012-25, a Resolution Requesting an Increase to the Law Enforcement Operations Fund (246) to Budget a Grant Awarded Through the New Mexico Department of Transportation for the Selective Traffic Enforcement Program (S.T.E.P.) / \$2,824** (Sheriff's Office / Teresa Martinez)
3. **Resolution No. 2012-26, a Resolution Requesting an Increase to the Law Enforcement Operations Fund (246) to Budget a Grant Awarded Through the New Mexico Department of Transportation for the "Click It or Ticket" Program / \$5,037** (Sheriff's Office/ Teresa Martinez)
4. **Resolution No. 2012-27, a Resolution Requesting an Increase to the Federal Forfeiture Fund (225) to Budget Program Income Received Through the Equitable Sharing Program for Region III / \$11,303** (Sheriff's Office / Teresa Martinez)
5. **Resolution No. 2012-28, a Resolution Requesting an Increase to the General Fund (101) to Budget Additional Funding Awarded Through the Non-Metro New Mexico Area Agency on Aging for the Senior Services Congregate Meals Program / \$1,781** (Community Services/ Teresa Martinez)
6. **Resolution No. 2012-29, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Carry Forward the Balance for a Grant Awarded Through the New Mexico Department of Finance & Administration for County Owned Head Start Facilities in Santa Fe County / \$9,002** (Public Works/Teresa Martinez)
7. **Resolution No. 2012-30, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Carry Forward the Balance for a Grant Awarded Through the New Mexico**

Department of Finance & Administration to Purchase Equipment for the Santa Fe County Assessor's Office / \$1,385 (Public Works/Teresa Martinez)

8. **Resolution No. 2012-31, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Carry Forward the Balance for a Grant Awarded Through the New Mexico Department of Finance & Administration for the Nambe Senior & Community Center / \$2,777 (Public Works/Teresa Martinez)**
9. **Resolution No. 2012-32, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Carry Forward the Balance for a Grant Awarded Through the New Mexico Department of Finance & Administration for the Agua Fria Park / \$872 (Public Works/Teresa Martinez)**
10. **Resolution No. 2012-33, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Budget Available Cash for Fire Suppression Improvements to the Edgewood Senior Center / \$30,000 (Public Works/Teresa Martinez)**
11. **Resolution No. 2012-34, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Budget Available Cash for Improvements to the Phillip C. Watts II Memorial Park in Galisteo / \$1,140 (Public Works/Teresa Martinez)**
12. **Monthly Financial Report for the Month Ending January 31, 2012 (Teresa Martinez)**

C. Resignations

1. **Accept Resignation From Mr. Michael Sisneros From the DWI Planning Council (Steve Shepherd)**

Withdrawn items:

- IX. A.**
2. **Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131 A-CORR/PL to Maxim Staffing Solutions for Temporary Nursing Services for the Corrections Medical Division (Purchasing Division/Pamela Lindstam)**
 3. **Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131 B-CORR/PL to Medical Staffing Network Healthcare, LLC for Temporary Nursing Services for the Corrections Medical Division (Purchasing Division/Pamela Lindstam)**
 4. **Request Approval to Award Indefinite Quantity Professional Services Agreement #2012-0131C-CORR/PL to Accountable Healthcare Staffing for Temporary Nursing Services for the Corrections Medical Division (Purchasing Division/Pamela Lindstam)**

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Madam Chair, just basically from staff on the three items I've asked, I looked at the summary memo that came to us asking what we're doing with nursing services. I know we briefly spoke about that this morning a little earlier, Madam Chair, Ms. Miller, but had this gone out for RFP again, or was this just a continuance of a contract?

MS. MILLER: Madam Chair, Commissioner Mayfield, we had done an RFP four years ago. The maximum length of time on that RFP for those contracts that were for nursing service at our adult facility or our correctional facility was four years, so they had come to their maximum time of their ability to be extended. So we did an RFP. There were I believe four respondents and we are recommending awards for three of those. That's items 2, 3, and 4 for price agreements that we would be able to call for nursing services whenever we have a nurse who is out or we have a vacancy or we are in need of backup staffing. So they are temporary nursing services and yes, it was through a competitive process.

COMMISSIONER MAYFIELD: Thank you. Madam Chair, Ms. Miller, as far as the three memorandums that came each item – and I'm taking them all together, Madam Chair, I hope you don't mind, 2, 3, 4. I'm just looking at the signatures and I'm looking at a cover date of February 28, 2012. When did those signatures arrive?

MS. MILLER: Madam Chair, Commissioner, you mean on the cover memos?

COMMISSIONER MAYFIELD: Yes, ma'am.

MS. MILLER: Madam Chair, Commissioner Mayfield, when the staff makes the recommendation and the contract together, the signatures as they go through the process coming forward, we do packet materials are submitted Friday two weeks ago, but the memo was probably started because the caption would have been put in close to a month ago. And depending on when an individual – when it goes through the process, whatever department, they put the memos together and it gets started through the process, but it would have been some time within the last month.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Miller, just for the future, I would suggest that we have the date after signatures are put on a cover memorandum, just so we're verifying when those signatures – or else ask individually that the folks sign off with the date of when they signed these cover memos.

CHAIR STEFANICS: Commissioner Mayfield, are you speaking about something different than the last two pages. I'm looking at page 11 and 12. So there are signatures with dates and the chair of the Commission and the County Clerk don't sign it until we vote. I'm talking about this. So you're interested in the memorandum being dated –

COMMISSIONER MAYFIELD: Yes, Madam Chair. My suggestion would be that if folks from the County, whatever directorship there that's going to be sending a memo via that Manager's office or via that County Attorney's office, that those signatures reflect the date they were signed, or else that we do not put a date on a memorandum, maybe attesting that their signatures were made on that date.

MS. MILLER: Madam Chair, Commissioner Mayfield, I think where the confusion is coming on this issue, the memorandum is dated the date of the Board meeting, so when they submit the memorandums, because that's when it goes through, that as it's going through the process each director, depending on where it was generated from, starts,

and we can ask that as they sign off on the memo that they write next to their signature the date that they signed it.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you, Ms. Miller.

CHAIR STEFANICS: Thank you. Commissioner Mayfield, any motions please?

COMMISSIONER MAYFIELD: Madam Chair, I move for approval.

CHAIR STEFANICS: Of items –

COMMISSIONER MAYFIELD: Of items – excuse me. We are on IX. A. 2, 3, and 4.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: IX. A. 2, 3, and 4. There's a motion and a second. Any further discussion?

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

- IX. A. 7. The Santa Fe County Fire Department Requests a Waiver From Section 1 of Ordinance No. 2010-08 to Purchase a Fire Apparatus for the Eldorado Fire District for a Total Amount of \$344,190 Utilizing the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Agreement (Fire Department/Chief David Sperling)**

COMMISSIONER MAYFIELD: Thank you, Madam Chair and thank you, Chief. It's great that we're getting this apparatus out there. Two questions though. One, when you go down and break how much money we're getting from the State of New Mexico for all of our stations. This is great that we're receiving. Is it a pumper truck? A tanker truck? And then also in the summary memo I believe it indicated we were receiving \$100,000 this year. Are we going to finance it and then receive \$300,000 over three years, over ten years?

DAVE SPERLING (Interim Fire Chief): Madam Chair, Commissioner Mayfield, actually the requirement is if we're purchasing off a contract that we need to bring it to your attention for approval of the amount exceeds \$100,000. So we're asking for a waiver of that requirement, and the \$344,190 cost comes out of the Eldorado Fire District's fire fund. That's money that was carried over from last year in preparation for purchasing this truck.

COMMISSIONER MAYFIELD: Great. Madam Chair, Chief Sperling, so the New Mexico State didn't award us more money through the grant funding? The State Fire Marshal's Office?

CHIEF SPERLING: Madam Chair, Commissioner Mayfield, no, not for this particular apparatus.

COMMISSIONER MAYFIELD: Okay.

CHIEF SPERLING: This is purchased from their annual allotment from the State Fire Fund. They are allowed to carry over a certain amount that they don't expend from one year to the next in preparation for purchasing large-ticket items.

COMMISSIONER MAYFIELD: Madam Chair, Chief Sperling, that's what the fire district didn't spend. It's not what the State Fire Marshal's Office didn't spend that they're re-appropriating to us.

CHIEF SPERLING: That's correct, Commissioner.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you, Chief. Madam Chair, I'll move for approval of –

COMMISSIONER HOLIAN: Second.

COMMISSIONER MAYFIELD: Thank you.

CHAIR STEFANICS: Okay. So we now have a motion for approval of IX. A.

7.

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

IX. A. 8. Resolution No. 2012-35, a Resolution Authorizing the County Manager to Execute a Lease Agreement for Office Space Located at 5 West Gutierrez Street, Suite 9, Santa Fe, New Mexico Through June of 2013 (Projects, Facilities, & Open Space/Adam Leigland)

COMMISSIONER ANAYA: Thank you, Madam Chair. Mr. Leigland or Manager Miller, I know we have several spaces that we lease in the County and we have the courthouse project that's going to free up space. We've had numerous conversations about it, but where are we in the scheme of planning and preparation for some of these transitions that we're going to have and also space that we're leasing and space that we plan to not lease and take on. I know it's a continual thing but as we've seen, this is probably the third renewal of a lease that we've seen in probably the last six months. So can you kind of give us just a snap shot, you and Mr. Leigland as to where we're headed in that light?

MS. MILLER: Madam Chair, Commissioner Anaya, Relative to this particular lease agreement, this is for the satellite office in Pojoaque, and one of the original reasons that this lease has been extended again or we're requesting to extend it again is that it was thought that the Nambe Community Center could actually house the satellite office. Number one, that isn't complete yet, and number two, I don't know – I actually went out with staff and the Commissioner and looked at this. I'm not sure it's really feasible for that to be a satellite office, because there really isn't space in there for an individual to sit at a desk in an office. It's more community rooms. So the reason we're extending this one is two-fold. One is that the idea of using the Nambe Center, number one is that would be done but I don't think – oh, and a third reason is it's not very centrally located as this site was.

So it's kind of a combination of things on this particular lease. It's one that the Nambe Center wasn't ready, two, that the Nambe Center probably isn't the best location for

it, for access as well as the renovation itself, and three that the space that we currently have is very much appreciated being used for that. So that's specific to this lease and why we're requesting extension on this lease.

Now, on the overall plan, I'll let Adam address where we are on other properties, because we do have a couple other leases that are dependent upon completion of the courthouse.

ADAM LEIGLAND (Public Works Director): Madam Chair, Commissioner Anaya, actually, if you remember, a month ago I briefed – we are working on a facility master plan and that will include things like County-owned, County-leased property. And it's been about a month ago, I brought a schedule for that. So we are currently in the process now of evaluating what we currently own, condition assessment but also nature of ownership, lease or owned. And then the step after that is to evaluate County needs and then combine the two and then start looking at getting out of leases like this.

So it's a great question because I agree, I think we need to start looking at some of these leases that we are just doing on a month-by-month or year-by-year basis and get out of them. So off the top of my head, I don't remember the exact calendar that I presented but I think that we're coming back to you with this master plan in June, June or July, about that time, and that will outline – I think that will answer these questions that you have.

COMMISSIONER ANAYA: Madam Chair, Mr. Leigland, are we in that calendar already incorporating feedback from all of those who could potentially be impacted? Assessor's office? Treasurer's? All the departments? Within that structure for comments and feedback?

MR. LEIGLAND: Madam Chair, Commissioner Anaya, we will do that but we're not at that point yet. Right now, we're just kind of evaluating from more of a – I guess a technical standpoint if you will, what we own. And then as it goes time to make the moves then we'll start working with users to see what their requirements are and that sort of thing.

COMMISSIONER ANAYA: So, Madam Chair, last comment and then I'll leave it alone. I think we found ourselves in some of these other leases because we don't have the time to do the planning that we need to to transition, so I guess I'm going to be bringing this up as a recurring item. Let's make sure we do that planning so we're ready for the transition on some of these facilities.

With that, Madam Chair, I'd move for approval of item 8, IX. A. 8.

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Okay, so there is a motion and a second, but there are some questions or comments. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Madam Chair, Mr. Leigland, as far as specific to this site that we're leasing out in the Pojoaque area, it says it's going to be under the same terms of our current commitment. What are we paying for monthly rent at that location?

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, I don't have that figure in front of me right now. I can find out for you.

COMMISSIONER MAYFIELD: Thank you. I would like to know that. Madam Chair, Mr. Leigland, are we allowed to sublease this building to anybody else?

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, I don't know off the top of my head but I believe the answer is no. I'll verify that as well.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Leigland, I do spend a lot of time out at that satellite office. I also have meetings out there with constituency. It's a big location; there's a lot of wasted space in that building. Is there an opportunity for us to have other County resources in this building? I mean, there's two side offices. I believe at one time when this lease was initiated there was outreach training going out of there from other entities. You may not be familiar with that. I think some of your staff may be. But is that still an option that is current with this agreement or, Madam Chair, Mr. Leigland maybe Ms. Miller or Mr. Ross know about that.

MS. MILLER: Madam Chair, Commissioner Mayfield, I believe there was a request at one point to sublease from us. That need for that entity actually kind of disappeared. They are in another facility or ours, so at this point they have not come back and requested that. I do think that we cannot have co-tenants in there with us because we were going to move forward with an option like that. Also, this – part of the reason the lease isn't in here is we have sent it back and requested an extension. We have not gotten the lease itself back from – or maybe we did but on account of the packet materials being submitted. But we're trying to work with Pojoaque because there are some other issues that may arise that that facility may not even be there this entire length of time. We've heard some discussion along that line. So before we actually execute it we're going to try to address those concerns about making sure if we did have somebody else that wanted the place that that's okay, and two, that if we're looking only through June 2013, but if for any reason it's not going to be available that long that we have some provisions for getting out and signing another location without it putting undue strain on us.

So there are a few issues like that. And then in answer to your other question, I think it's about \$800 a month. It's not a real expensive lease.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Miller, Mr. Leigland, but if we do go down that route and negotiate a sublease through this whatever entity that would sublease would pay their proportionate share of the square footage, correct?

MS. MILLER: Madam Chair, Commissioner Mayfield, yes.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you. That's all I have.

CHAIR STEFANICS: Okay. So just for clarification, this is going to be Resolution No. 2012-35. We have a motion and a second. Any further discussion?

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

- XV. A. 2. Resolution No. 2012-36, a Resolution to Adopt the Galisteo Community Plan (BCC Draft Nov 30) with Recommended Changes as an Amendment to Resolution 2010-210, the Sustainable Growth Management Plan (Sarah Ijadi/Growth Management Department)**

CHAIR STEFANICS: Now, we have moved up two items.

ROBERT GRIEGO (Planning Manager): Sarah Ijadi, our community planner is here, but I was going to go ahead and make the presentation.

Madam Chair, Commissioners, good afternoon.

CHAIR STEFANICS: Excuse me. This is a public hearing so that means – do we have members of the audience here to address this? Okay. I just wanted to make sure you were available since we moved it up. Thank you.

MR. GRIEGO: Madam Chair, this is the second of two public hearings for the Galisteo Community Plan. Adoption of the Galisteo Community Plan will be an amendment to the Sustainable Growth Management Plan. Please note that we submitted some additional addendums to your packet materials that was sent out on Friday. That was Exhibit C and then Exhibit D was submitted on Monday. These were to address the changes that I'll go over briefly. First, I'd like to thank the Board, the Manager, County staff and the people of Santa Fe for supporting community planning efforts. I would also like to thank the community and residents of the Galisteo community for their time, their insights, and their hard work in this planning effort. And finally, a deep appreciation and thanks to the planning committee who showed incredible dedication to the process, was patient with us as we went through the reiterations of this plan and showed commitment to seeing this through completion.

I'd like to give a brief overview of the plan and provide staff recommendations and then I will stand for questions from the Board at that time. Then I'd like to turn that over to the community to provide their – to better describe their community and the connections to the community and why they feel this plan is important for their community.

First off I'd like to present a brief background. The Board authorized the planning process for Galisteo via resolution in 2006. The planning committee was in the process of developing their plan. The process was halted in 2009 to allow the County an opportunity to complete the Sustainable Growth Management Plan. The process was re-initiated in early 2011 and it included regular meetings by the planning committee, and they've engaged the community in a number of ways, including workshops, emails and newsletters, regular updates on the County website and also have held several open houses.

The first public hearing was held on December 13th. The next public hearing was scheduled for February 14th but it was scheduled and rescheduled for today. I will get to the various changes identified in your packet but before I do I'd like to go over the plan just briefly. You did hear this at the public hearing in December but just for a quick background.

Again, the community feels that the rural character is a strong part of that and they want to recognize that. They also want to recognize that they understand that their community is part of a larger setting within the county and have their own specific historic and cultural uniqueness for the county. There is also a need to recognize that they're part of a regional system, including geologic and landscape features, water sources and courses and wildlife habitats. Much of this has been well documented and recognized by the County.

In addition, land use and water supplies, the community is taking a balanced approach to land use and water supply ensuring compatibility among various users, conserving water resources, providing flexibility and certainty, protecting scenic features, historic resources and environmentally sensitive areas. The community has identified community crossroads and plazas to focus their area on the community crossroads and the historic plaza area. Again, they support the historic preservation, building techniques and traditional community forms.

Identification of public spaces where people can gather and socialize. This information was presented to the Board in February. Since that time there's been some reiterative process that's gone forward where the initial plan in December has gone through the County staff review process and there were some changes to that document I'd like to go over. Some of those changes here as we've been refining that. I'd like to also point out to the Board that this is the first plan that's come forward since the adoption of the Sustainable Growth Management Plan, so we recognize our role in trying to make sure that it fits within the Sustainable Growth Management Plan and also fits within the community planning process.

So the community plan that has been identified, we have Exhibit A, Exhibit B. Exhibit A includes changes to the draft in November/December which included the review from County Legal staff at that point and there were a few other changes that were made to that Exhibit A. So that was the difference between the plan presented in December and the one this last – dated February 2nd.

Exhibit B basically identifies the changes to that plan. It just lists them out. It incorporates all but two minor changes are identified, are included in Exhibit A. There's also a couple of other minor changes. These include spelling and grammar, one property adjustment, map edits, and changes to text. This again is to better align the plan and implementation with the future Sustainable Land Development Code as well as we're developing that process. We want to make sure it fits within that as well.

So then we go to Exhibit C. Exhibit C included some additional changes that were identified since the February 14th tabling. There were a few other items that were brought forward that the planning committee reviewed. Staff made some recommendations and the planning committee reviewed those. That's what you see in Exhibit C. The community had reviewed those changes and has basically – were supportive of making these changes. They recognize the need to better clarify and better – that these would improve the plan. Specific changes – within Section 2, Existing conditions, there was a need to clarify whether there is support for continued agriculture and ranching activities. There was a lack of information pertaining to legal non-conforming lots and environmental requirements under existing zoning and development regulation. There's a need to refine language pertaining to New Mexico 41 and County Road 42 and to provide a more accurate description of the existing conditions and the issues.

In Section 3, the implementation section, a few changes there. There was concern about language that was very – that could be interpreted as very regulatory in nature and this is a plan regarding water supply and family transfers. There was concern about the language that may imply County responsibilities or liability from New Mexico 41. A need to clarify that the design approach is a recommendation and does not require [inaudible] community identification of these. And there was a need to remove some text in the strategic work plan which was repeated – which was part of the Sustainable Growth Management Plan but does not need to be repeated in the Galisteo Community Plan.

The community also considered whether adding small businesses as a use for all land use categories in the plan area and the community felt like they had identified the uses through the community planning processes and small businesses should be allowed in the areas that were identified in their future land use plan.

So most of these changes were approved by the community. Then we had Exhibit D. After these changes were identified there was a need for staff to review them, so staff had an internal meeting with different departments within the County staff, including Public Works, County Attorney's office, County Manager's office and Growth Management Department. Again, the need for this meeting was to make sure that we were in alignment with the County's policies in regard to this. So these additional changes in Exhibit D were to better align the – to recognize the different input from the different departments, to remove language that does not accurately reflect the existing conditions, and minor changes regarding existing regulations pertaining to development.

So Madam Chair, Commissioners, staff is recommending approval of this resolution to adopt the Galisteo Community Plan as an amendment to the Sustainable Growth Management Plan. Again, this would include Exhibit A, which is the Board draft, dated February 2nd with changes that were identified through Exhibit C and Exhibit D. With that, Madam Chair, Commissioners, I stand for questions from the Board.

CHAIR STEFANICS: Okay. Let's do it as a normal public hearing. So are there questions for staff first? Any questions on this for Mr. Griego? Thank you very much. Okay, now we'd like to hear from the applicants, so if the community would do their presentation, and then after the community presentation we go to public hearing, which is anybody who would like to speak for or against it. So right now, we're at the community's presentation. If you would just identify yourself for the record.

ROGER TAYLOR: Madam Chair, Commissioners, I'm Roger Taylor from Galisteo. We are here today, obviously, because we're looking for approval of our plan that as Robert Griego mentioned, we've been working on off and on for many years and very intensely the last two years, particularly with the new structure of our plan and then going forward with the code process. We are pretty much in alignment with the changes that have been made and particularly with the different amendments. We do have one concern that I do want to address, but other than that I think we're in pretty good alignment and in agreement on this.

There is one piece that I would like to address and that is in the Exhibit C and Exhibit D. On Exhibit C it would be on page 3 and that would be Area 3.2, and on Exhibit D it's on page 2, also 3.2, and it's a matter of language. We are fine with everything in Exhibit D that was changed and we met today to go through that, because this was just done yesterday with County staff and Legal, etc.

CHAIR STEFANICS: Excuse me. We have different page numbering so Robert, can you help us?

MR. GRIEGO: Madam Chair, refer back to your Exhibit C and Exhibit D. There are sections in that that should relate to the concerns.

CHAIR STEFANICS: We don't have it here. It's not in our book and we don't have it on our desk. So when you, Mr. Griego, while you were describing it we were looking at some maps in the large document in the book that's up to page 71.

MR. TAYLOR: In the large document it would be on page 45.

MR. GRIEGO: Madam Chair, Commissioners, these are the items that were emailed to you that I'd mentioned earlier. I understand they're not in your book. I apologize for not getting them to you as hard copies as part of this presentation. These were additional

suggestions that were made. Exhibit C, once again, were staff's recommendations that were reviewed with the planning committee. The planning committee was supportive of those changes. Then staff had an additional meeting with interdepartmental staff which resulted in Exhibit D, and those changes, I think are the ones Mr. Taylor is referring to now.

CHAIR STEFANICS: Okay, now, since we've just gotten the materials, you might want to repeat.

MR. TAYLOR: Yes. I'll try to make this very simple. So we're looking at two exhibits, Exhibit C, and it's on the third page, and the language we're looking at is up towards the top at 3.2. And Exhibit D –

CHAIR STEFANICS: So 3.2, please read the change so we know what you're talking about.

MR. TAYLOR: The language we had, just Exhibit C, was what was agreed to last week prior to Exhibit D, which was done yesterday. So language we're looking at in Exhibit C on page 3, item 3.2 is in red and it says, "The Galisteo and San Cristobal Bridges immediately south of the Village of Galisteo are unsafe due to their age and deteriorating condition. New Mexico DOT plans to redesign New Mexico 41 and reconstruct the bridges to remedy the situation. While improving general vehicle safety the improvements will likely bring more large freight traffic and increased speeds through the village. Without appropriate measures this will be detrimental to pedestrian safety and the historical adobe buildings in the center of the village."

So this is a very specific concern of the community and so we wanted to make sure this was addressed. The language was changed in Exhibit D after review with staff yesterday and that is on page 2 –

CHAIR STEFANICS: Page 2 of the –

MR. TAYLOR: Exhibit D.

CHAIR STEFANICS: Page 2 of Exhibit D.

MR. TAYLOR: Page 2, and it says Circulation, Roads and Transit, number 3, page 45, 3.2. And the language there says, "New Mexico DOT plans to redesign New Mexico 41 and reconstruct the Galisteo and San Cristobal bridges to remedy the situation." A little unclear because you're not sure what it refers to when it says the situation, that that language is replacing what we very specifically called out in Exhibit C that I just read prior. And I'll continue. "With this project the community is looking forward to improvements in pedestrian and vehicle safety and a reduction in damage to the adobe buildings that front New Mexico 41." I wouldn't say that the community is looking forward to any of the work that's being proposed on the highway. It is looking forward to the repair or replacement of the bridges, which we have been told for the last four years in meetings with New Mexico DOT are unsafe, are deteriorating and do need to be replaced.

So what we would like to do is reinstate the language that was on Exhibit C, under 3.2, and we would only change a couple of words because as we were rethinking the language we said we might be predicting things we really can't predict. So I would like to change it to read: The Galisteo and San Cristobal Bridges immediately south of the Village of Galisteo are unsafe due to their age and deteriorating condition. We have documents for the last four years from New Mexico DOT through Pennington Consultants representing them, letting us

know that this is exactly the case. So we're not telling you something that is not on the record.

CHAIR STEFANICS: Okay. So language – you are suggesting the language that we have reports for the past four years?

MR. TAYLOR: No, no. I'm just clarifying why we're so adamant about having this language.

CHAIR STEFANICS: Okay, so we need to know the exact quote.

MR. TAYLOR: I will do that for you. So the quote that we would like to have in here is, "The Galisteo and San Cristobal Bridges immediately south of the Village of Galisteo are unsafe due to their age and deteriorating condition. New Mexico DOT plans to redesign New Mexico 41 and reconstruct the bridges to remedy the situation. While improving general vehicle safety the improvements could bring – so delete "will likely", the improvements could bring more large freight traffic and increased speeds through the village. Without appropriate measures this could – delete "will", this could be detrimental to pedestrian safety and the historical adobe buildings." And that's what we'd like to have reflected in Exhibit D.

CHAIR STEFANICS: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, on this point, I very much appreciate the work that the community has done, especially with regards to this item, Roger and Anna and the rest of the team. I actually asked that the Department of Transportation come today, and they're here, so whenever it's appropriate for them to comment I would like that to happen if we could, Madam Chair. But I would say that I think the amendment makes sense. I think the clarity that I particularly, Roger, asked staff to do on the language we have is because New Mexico 41 isn't a route that the County regulates. I'll ask staff to review it with Public Works and our attorneys to make sure that any language we were putting wasn't putting us into a detrimental position because we don't govern that road, the state does.

So, Mr. Ross, this amendment sounds reasonable to me. Does it sound reasonable to you?

STEVE ROSS (County Attorney): Madam Chair, Commissioner Anaya, yes, those are improvements. I'll tell you, the general consensus yesterday about the first sentence was that we were a little concerned about declaring a state highway bridge unsafe. That was the chief concern that led to the elimination of that sentence. But I appreciate the amendments today; I think they help a lot.

CHAIR STEFANICS: Okay. So anything else from the community?

MR. TAYLOR: Madam Chair, no. We're in alignment with everything else with that small clarification of that paragraph.

CHAIR STEFANICS: Thank you. Okay, we're going to go to a public hearing now. Thank you very much. All those who would like to speak in support of, or clarification, or in opposition to, would you make your way up front. This is a public hearing. Anyone who came to speak about this item we encourage or would like to come up.

COMMISSIONER ANAYA: Madam Chair, I'm going to have questions for DOT. Is it now that they should come or should –

CHAIR STEFANICS: If they're going to speak now you can ask questions of anybody who speaks. So this is the public hearing, so come right up please. Who's going to

Speak first? You're it. So please identify yourself for the record.

MIGUEL GABALDON: Madam Chair and Commissioners, good afternoon. My name is Miguel Gabaldon. I'm the district engineer for District 5 at the New Mexico Department of Transportation.

CHAIR STEFANICS: Welcome.

MR. GABALDON: Thank you. We're here – I'm not sure how much time we have but I do have some folks that want to speak with me to address different issues. We wanted to have this opportunity to address concerns from the Department of Transportation regarding the proposed resolution, and its potential impact on an effort that's been going on with the New Mexico DOT as a stakeholder along New Mexico 41 for the past several years.

This section of New Mexico 41 within the community of Galisteo is part of a corridor that the Department of Transportation has been evaluating from what we call Clark Hill south of Galisteo north to the junction of US 285. Our efforts have included many meetings, both formal hearings and community involvement meeting with members of Galisteo and other stakeholders to include different users of New Mexico 41.

As a result of those meetings and those efforts together we've developed a project that has come to a point where we're preparing to do an environmental assessment document, and we're getting to the end of that document and compiling that document. And what I'd like to do is ask Dave Pennington, who's consulted by the Department of Transportation to come up and speak on some of the matters of concern that we have regarding some of the proposed language in this community plan and its effect on our efforts to date.

CHAIR STEFANICS: Please.

DAVID PENNINGTON: Thank you, Madam Chair, members of the Commission. My name is David Pennington. I represent the consulting, planning and engineering firms that have been developing this project for the New Mexico DOT. We have worked on the project for about the last 30 months. We're in the very final stages of the approval process which involves a public hearing following federal processes. We're currently awaiting final consultations with the State Historic Preservation Officer to deal with some of the cultural and historic resources that this project could affect. That project has been underway for many months. We believe we're probably in the very last days of that process. As soon as that is done then we will finalize the environmental assessment. There is a draft that has been done but it has not been publicly released and then we would schedule a public hearing and move forward with this.

I have to apologize in the sense that I was only made aware of this issue late yesterday afternoon and then about three hours ago I was told the meeting time was changed from 6:00 to 1:00. So I may be a little bit disorganized in my presentation of materials to you.

I'd like to begin by saying that I believe, based on what I have seen within the – what is being heard by your today that there is generally consistency in the what the New Mexico DOT, the project team, and the community are seeking within both separate actions. The inconsistencies really have to do with some of the design criteria that are specified within the amendments, and I'd like to quickly go over those if I may.

First what I would like to reiterate what Miguel had said in that this project has been developed in collaboration with the County. The County, and of course with the community. With regard to agency we did have a County planner sit on our technical team to help make

sure that what we were proposing was consistent with County policies and other actions. We also have had four public meetings within the community in addition to quite a few individual meetings with landowners, with smaller community groups and with other interest groups, one very active part of which is the bicycling community. They were very vocal in terms of their desires and needs for this particular corridor.

So let me quickly try to get down to some of the key points where we think there might be some inconsistencies. First, it really has to do with the roadway typical section, the posted speeds and with some of the traffic calming measures that have been suggested within the plan document. We did look at a full range of traffic calming strategies. We recognized that this particular highway segment that we're looking at – and the segment, by the way, that the DOT is investigating goes from Clark's Hill to the junction of US 285, and that's about a 16-mile segment. It does encompass that part that passes through the community.

We recognized early on that this roadway has a particular function as part of the highway system, however, that function and the use should not be at odds with the communities that it serves. So we recognize that there is a historic context, a very important historic context. There is a community element to this. NM41 is not just the rural parts of the highway but it is also the part that passes through the community of Galisteo and those outlying areas.

Safety is always of paramount importance to the New Mexico DOT because that is one of their fundamental charges. And then lastly, as I mentioned, we do have to consider the users, and the users are the community as well as some of the other users of state highway facilities, both motorized and non-motorized. And there is a very strong element of the bicycling community.

So with that in mind we initially looked at what can we do to mitigate traffic speeds, to calm traffic as it's approaching and entering the community passing through. We considered – there are many options. We did this in collaboration with the community and with other users. We looked specifically at trying to keep the bridge sections as narrow as could be set. We looked at –

CHAIR STEFANICS: Okay. I think you need to speed it up because there's other people from DOT and then we have questions and comments. It's a public hearing, so –

MR. PENNINGTON: Okay, very quickly, in terms of what we think are inconsistent. We have already looked at traffic chokers and chicanes. Those are recommended to be considered within the document that you're hearing. Those were determined to be unsafe and present very difficult maintenance issues for the DOT, especially for snow removal.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Dave, good to see you. Can you – what I'd like, to help this along – I was happy that the Commission indulged me to bring this up earlier, but could you go specifically to the document? Show me specific areas that you have a concern on. That way we can address them one at a time so we can move it along.

MR. PENNINGTON: Let me – I'm dealing with various iterations myself and so –

CHAIR STEFANICS: So tell us which document you're talking about.

MR. PENNINGTON: OKAY. I will. Tell me if on the first one, which I believe is Attachment C.

CHAIR STEFANICS: Okay. February 28th, Exhibit C.

MR. PENNINGTON: Yes. It's the February 28th one. Our comments or our concerns for consistency is what we're really after, begin under the section – my pages are not numbered, but it's under Future Land Use Plans and Roads, and it goes to Section 6.3. And then the second page of that, we're on the bottom of that page, the bottom half, it talks about specific typical sections within what are being recommended to be considered. Are we all on that page?

CHAIR STEFANICS: So you're speaking about Section 6, under Future Land Use Plan, Roads, turn the page.

MR. PENNINGTON: Yes. Under 6.3, and then the next page doesn't appear to have any numeric headings on it, but on the bottom third of that page, the paragraph that begins, Implement a series or roadway design changes. Okay? The first – at the end of that paragraph it references a village speed limit of 25 miles per hour. The DOT's recommendation for that is 30 miles per hour.

COMMISSIONER ANAYA: Madam Chair, could I – I might be able to – if I could, quickly.

CHAIR STEFANICS: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I want to point something out to the DOT and to those members of the public here and watching maybe on TV, and staff can follow up. I want to put into context that the nature of this plan is the desires and wishes of the community that they've been working on for quite some time. So I'll make that comment first. The second comment is when you get into the sections that you are referring to, they're all under the auspices of the strategic work plan. Okay? So I had some questions and I raised some questions with staff as well as community members, but essentially that work plan is the process by which this community is going to take to see the goals that they have within that plan.

By adopting the plan today we're not adopting as approval, if you will, all of the items contained therein. But those are very much the things that are important to that community, and you mentioned speed at 25 miles an hour, we're letting you know they'd like to see the speed limit at 25 miles an hour, but by adopting this document they're going to engage in a process with you that I'm going to be part of as well to make sure that we're continually at the table and that those issues are heard. So I want to provide that clarification and context, because you're not going to convince me today as one Commissioner to take that 25 miles out of the document. That's a goal – if you see it – that's a goal that they have in mind and it's going to be up to you, the other public meetings and the other stakeholders to come to the table, have those discussions and then allow that whatever the end result may be.

So I just do that for you so that you don't go one by one on their goals and say, well, can we take out their goals, because their goals are their goals, and I want to make sure that we give those communities – not just Galisteo's, but others – that latitude. Does that help any?

MR. PENNINGTON: Commissioner Anaya, yes it does. And we recognize that these are desired design goals. I think our primary objective is just to make sure that

there is part of the record that we have worked with the community, we have discussed these, and there may be a different – not so different. There will be different recommendations that will make their way in terms of what is recommended for this project in the very, very near future. Within weeks. And so we're primarily trying to avoid any outcome that may push that other process back, back to the drawing board when these things have been considered and just to make sure there's no inconsistencies.

CHAIR STEFANICS: Okay, so could we move on to – we have other people in the public hearing. So I want to thank Mr. Pennington very much. Mr. Gabaldon, did you have anybody else from DOT who wanted to speak?

MR. GABALDON: We'll be around for questions, Madam Chair and Commissioners, as I believe Commissioner Anaya was going to maybe ask the DOT on other matters. I will go ahead and close on the Department of Transportation's statement and emphasize once again that we understand the intent of the community plan. We understand the goals of the community. We the DOT and our project team have worked quite at length with everybody to get to the point where we are on our project. Our concern is that as this document moves forward, as it does present itself as something that the DOT has not done, as our environmental assessment is being reviewed, that could compromise our position and affect our plans on our improvements to the two bridges along this corridor as well as the roadway segment itself.

CHAIR STEFANICS: So let me clarify. Are you saying that some of the shoulds should be changed to coulds? Are you indicating that some of the language should be changed? Are you saying that what's offered as part of the goals as opposed to something that would hold back funding for the DOT?

MR. GABALDON: Madam Chair and Commissioners, a statement here on the same page that we were looking at earlier with Mr. Pennington, it says recommendations should be considered as part of the NMDOT's regional planning and road design. At the top of the page. I have it as Exhibit C, 6. I numbered my own pages. At the very top it starts off with "Galisteo are unsafe..." that paragraph recommends – the following recommendations should be considered as part of NMDOT's regional transportation planning and road design. Many if not all these items have been considered and we're just concerned that as we move forward with our project development that if his document comes into the process there may be an interpretation that the Department of Transportation hasn't considered the goals of the community.

CHAIR STEFANICS: Okay. Anybody else you want to speak from the DOT?

MR. GABALDON: We'll just be here for other questions as it comes up on this project.

CHAIR STEFANICS: I think Commissioner Anaya has a question or a comment for you. Remember we're on public comments right now.

COMMISSIONER ANAYA: Madam Chair, if you prefer I could wait till the end of public comments.

CHAIR STEFANICS: Okay. Thank you. Okay. Other supporters or individuals in opposition or individuals who have comments or questions, please come forward. We know the community has spent a lot of time on this.

FRANK HIRSCH: Madam Chair, I'm Frank Hirsch from Galisteo. I've been

on this committee now I think eight years and I appreciate the time that your staff and in particular Sarah, and before her Andrew have given us. They've been invaluable. It's wonderful. And Commissioner Anaya, I thank you for your words. Indeed, this is our community plan. This is not set in stone and as far as the New Mexico Department of Transportation, we wish to work with them to improve the conditions of safety, of damage, possibly to the buildings, so we're not dictating, and as much as it may seem, this is not something we oppose. This is something that we're looking forward to working with them.

And we do have a major concern. There's heavy traffic that will be going through the village with the improvement of the highway, and right now there are tankers and gas trucks that are going through at a higher rate of speed than the 35. So we are requesting 25 with the intent that maybe they then will go through at 35. However, we can't control it. So the whole idea that we put forward is that we wish to work with them, not against them, and hopefully, this plan will be approved today. And we thank you.

CHAIR STEFANICS: Thank you very much. Anyone else who would like to speak please come on up.

ANNA CARDENAS: Madam Chair and Commissioners, my name is Anna Cardenas and I am from the Village of Galisteo, and I am here to ask that you approve our community plan. Thank you.

CHAIR STEFANICS: Great. Thank you very much for coming. Anyone else who'd like to speak on this plan, this community plan? Yes.

MR. TAYLOR: Roger Taylor. I just thought I would close at this point. Madam Chair, Commissioners, thank you for your attention and for going through the document. We know it's a lot of data, and it's our first document coming in under the plan so we appreciate the time and the attention. We do want to thank Robert Griego and Sarah Ijadi for holding our hands and getting us through this process. They were of great assistance and I think they're a great asset to the County.

Commissioner Anaya, thank you for the clarification on these items and I do want to re-emphasize, we were very, very particular in putting our recommendations together, recognizing that the language in here is just recommendations. It's a wish list. It doesn't mean that we expect that because the plan is approved, as Commissioner Anaya elucidated, that it means it's set in stone. There are things that we would like to do. We are working with New Mexico DOT. We have differences of opinion to get to the same end, which we all want, but the process is probably going to be something we have to continue to work on. So we would like you to move ahead and approve the plan, and certainly as we're going through and segue into becoming the CO to make this happen, we realize we've just started. There's a hell of a lot more work that's going to have to be done to implement the language that's in here in terms of actually making it codified as the actual code comes up. So we're very cognizant of that and we appreciate your support. Thank you.

CHAIR STEFANICS: Thank you. Are there any more members of the public who'd like to speak on this item? The public hearing is now closed, and Commissioner Anaya, you're on the list, and then Commissioner Holian.

COMMISSIONER ANAYA: Thank you, Madam Chair, I have a few questions of the community and just for clarity in my own mind as we go forward on the code side of the equation, which I know is important to the community, but first I'll start with the

Department of Transportation. Mr. Gabaldon, if you could come forward I'd appreciate it very much.

Probably about – what was it, Roger? About eight months ago, we went and sat down with the Secretary of the Department of Transportation. The mistake we made when we sat down with the Secretary was we didn't have you there, Miguel, and I apologize for that. We should have had you in the room when we had the conversation with the Secretary of Transportation. We had Deputy Secretary Paul Gray in the meeting as well and Ernest Archuleta may have been in the room as well, but I just want to let you know that I asked you to come and I'm glad that you did come.

The community fully understands the magnitude and the need for improvement on the bridge, both bridges, and that they want to be part of the decision making and the discussion that takes place associated within the realm of the authority they have as community members. I know that the DOT has very stringent public hearing processes and structures that you have to adhere to based on Transportation Commission requirements as well as federal requirements. Their interest is to simply be heard and listen to where you can in the flexibility of the DOT.

Speak to me – this is a concern that I have. Those bridges are in bad shape and there's heavy truck traffic that's on them right now and that is going to continue or in the near future it's continuing and it's happening. I'm concerned right now about those bridges and I'm concerned that we may have missed a funding opportunity to get them fixed. In no way do I believe, and the community can answer this for themselves, but as a Commissioner and as a resident of Santa Fe County that drives on that road every single day, I want the bridges fixed. So what do we have to do in the context of our coordination and the things representing this plan, what do we have to do to work with you to assure that we repair those bridges?

MR. GABALDON: Madam Chair and Commissioner Anaya, the Department through its effort on the whole corridor itself from Clark Hill to US 285 is committed to working with the community and all stakeholders as you've stressed that you'd like to see this effort continue on and it has been going on to date and it will continue as we go forward. And being available to the community, being available to all stakeholders, listening to concerns and then making decisions that we have to make to move forward.

In regards to the bridges themselves, the Department has identified those bridges as structures that do need to be replaced. We are monitoring them on a regular basis and we are ensuring that they are able to carry a legal load of traffic across them. So that's something we do actively. One of the concerns on one bridge is the [inaudible] critical which is an issue to deal with the structure in the arroyo channel. So those are being monitored regularly and they're on lists that have our attention.

To mitigate those issues the Department has placed these two bridges on our STIP working through the RPO process of which Santa Fe County is involved, and we have identified a project for the bridges themselves in fiscal year 2013. So we are focusing – that fiscal year starts in September of 2012 with the completion of our environmental assessment and moving forward with our last public hearing we're going to look at getting that project ready as soon as we're able to. This – here we are in 2012 so this September after October 1st we'll be looking at a project timeline to get things going. More than likely if construction

happens after the winter it will be a spring 2013 project.

COMMISSIONER ANAYA: Madam Chair, Mr. Gabaldon, these two structures I believe – correct me if I’m wrong, if it’s just one – but both structures were represented on a DOT list of the ten structures that were in need of most repair in the State of New Mexico. Is that correct? Is that still an accurate statement?

MR. GABALDON: In discussing that with staff, that is correct. These two bridges are priorities to the State of New Mexico and that’s why they’re on this project STIP and they’re on the fiscal year 2013 ready to move towards construction.

COMMISSIONER ANAYA: So, Madam Chair, Mr. Gabaldon, I appreciate the fact that you came, that you presented your perspective relative to the plan. I think I would just restate that the community’s interest and my interest is to maintain a seat at that table and to be part of those discussions and to, as we go through the improvements, be as cognizant with the issues and concerns of this community and that entire corridor community, right? Because there’s a lot of communities that utilize this route, not just Village of Galisteo residents. People that travel to Stanley and Torrance County and throughout the region, that we want to be cognizant of all those aspects as much as we possibly can. But I thank you for coming. I thank you for your perspective and I would just – do you have anything else you want to add?

MR. GABALDON: Madam Chair, Commissioner Anaya, I’d just extend our thanks for giving us an opportunity to voice our concerns on the plan and also to answer questions that you have, and I can assure you, as we have done in the past, the Department of Transportation will continue to be partners in working with all stakeholders on all of our projects and specifically through this segment of New Mexico 41 within Santa Fe County.

CHAIR STEFANICS: Thank you. I have other Commissioners on the list. Commissioner Holian.

COMMISSIONER HOLIAN: Madam Chair, Commissioner Vigil actually has a question. I just have a comment.

CHAIR STEFANICS: Why don’t you make yours. I have Commissioner Mayfield after you.

COMMISSIONER HOLIAN: Thank you. I would just like to commend the people of Galisteo, particularly those of you who are on the planning committee for all your hard work and for your vision. I think that this is a real excellent example of a plan. I’m really impressed with it. And I just have a question. Is it okay if I show it to the people in Canoncito? Because I know they are possibly looking at doing a plan in their area and I think that this is just a really great example of what a good plan can look like. So that’s my question.

MR. TAYLOR: Madam Chair, Commissioners, we would be pleased if you would like to share it with any community that is doing that, and if we can be of any assistance to a community please call on us.

COMMISSIONER HOLIAN: Thank you, Roger. I really appreciate that. Anyway, I also would like to commend our staff. I know it was a lot of hard work on your part, so thank you.

CHAIR STEFANICS: Thank you, Commissioner. Commissioner Mayfield.

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

again to the community members, great job and this is an example we can forward in the county. I do have a question of staff. Sarah Ijadi, on the summary memo you sent us, clarify to me, under Section 2, Existing conditions, clarify if there's support for continued agriculture and ranching activities? Help me with that. Is there an issue with that?

SARAH IJADI (Planner): We were just addressing a concern that we had heard. We wanted to make it absolutely clear that the planning committee, the Village of Galisteo supports the ag and ranching and the context in which the village sits. It was pointed out in that section the land divisions that have gone on out there and at this point the ranching activity has declined and we wanted to make sure that the community supports the ranching activity by stating that there has been a decline but in no way did the community seek that decline. Does that answer your question, Commissioner?

COMMISSIONER MAYFIELD: So the opportunity for continued ag and ranching business is there if an individual chooses that. Correct?

MS. IJADI: Absolutely. And we really wanted to emphasize that.

COMMISSIONER MAYFIELD: Thank you. That's all I had. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: Actually, my question is for the DOT. Miguel, I've gone through many a community plan. This is the first time I've seen DOT come forward and express some concerns. I'm just going to ask a bottom line question. Is there anything in the language that we're going to be looking at approving today that is of concern to the Department of Transportation with regard to any kind of federal funding that they may or may not receive as a result of our actions?

MR. GABALDON: Madam Chair and Commissioner Vigil, we're confident that the process that we have gone through is appropriate and meets all the requirements of NEPA and the federal requirements for federal funding. Our concern is that, as we stressed earlier, the need to address the structures, the two bridges, and we have a timeline of fiscal year 2013. Some of the language in here may be conveyed as the DOT hasn't addressed or hasn't considered concerns of the community.

COMMISSIONER VIGIL: How can that be remedied for your department?

MR. GABALDON: I would, Madam Chair, Commissioner Vigil, I would offer to consider revisions to the wording like I identified earlier on page C. 6 Exhibit C. And not having been able to rewrite the entire thing, which I do not want to do but I will only recommend a language or a phrase that states, recommendations have been considered as part of the NMDOT's regional transportation planning and road design, and the community wishes to continue communication with the Department of Transportation with these efforts. Something to that effect. Because as stated earlier through our 2 ½+ years of development of the –

COMMISSIONER VIGIL: Could you restate that language again and identify where you're locating it please?

MR. GABALDON: On Exhibit C, on page C. 6, it's the end of the sentence and I'm not sure if it's grammatically correct, but the last sentence on that first paragraph at the top of the page. The existing sentence says, or the end of the sentence says recommendations should be considered as part of NMDOT's regional transportation planning and road design. As stated earlier, we believe we've considered if not all these most of these

and it would be: recommendations have been considered as part of the NMDOT's regional transportation planning and road design, and the community wishes to continue communications with the NMDOT as the design progresses or continues.

COMMISSIONER VIGIL: And would further amend the plan as necessary. Is that what you're trying to say? And is that what the community is in agreement with?

MR. GABALDON: Madam Chair and Commissioner Vigil, I couldn't speak for what the community is in agreement with. Again, I'm just –

CHAIR STEFANICS: Okay, so we're going to ask the community to come – would you stand, Roger, to answer that please?

MR. TAYLOR: Madam Chair, Commissioners, if this is going to be a concern we are willing to work on the language. We could certainly say something about the recommendations should continue to be considered or something like that. The concern that we're raising here, and I don't want to make this sound negative is, Commissioner Anaya had mentioned last summer, we had a meeting with the Secretary. We were told that there would be follow-up; we're heard nothing. There's been no interaction with the community. We sent a letter to Pennington Associates last summer with the summary of a survey of the concerns and recommendations of the community and said that we had several people of point of contact, one of which was myself, and that we wanted dialogue with Pennington and with DOT. We've had no dialogue. No one has reached out to us.

So the concern we have is that we don't know that they have considered the things that we're putting in here as our recommendations. They may have, but they never communicated that to us.

CHAIR STEFANICS: Thank you. Commissioner Vigil, you still have the floor.

MR. TAYLOR: [inaudible] would be acceptable language.

COMMISSIONER VIGIL: Okay. So it's sounding to me like what you're saying, you're in agreement with language that would include some statement that communications would continue to be had between the community and the Department of Transportation to resolve any outstanding issues in general.

MR. TAYLOR: Madam Chair, Commissioner Vigil, absolutely.

COMMISSIONER VIGIL: Okay. Would that language be amenable to the Department of Transportation? My concern is what we're balancing here are traditional historic values with a historic village versus what the DOT's requirements are, and if it's just a matter of slicing which way the language goes we should just resolve that here and now. And if it means that the language needs to include a statement to the extent that says communications will continue, resolutions will be brought forth to create the greater benefit for the community. Something of that nature. And I think the greater benefit of the community, there's mutual goals here and I think what the DOT is wanting to do with the bridge construction is nothing that I've heard opposition to. So I think we're slicing something that can be easily remedied, so long as the communications continue. Can we agree to say communications will continue; resolutions will be brought forth as necessary, with regard to what is in the best interest of the community? And I need you to be forthright with me, Roger, because I don't want DOT to pay a price or the community to pay a price if the language isn't right for them.

MR. GABALDON: Madam Chair and Commissioner Vigil, as you mentioned, you're addressing concerns of the village and the historical community and impacts of transportation on that. And those are one of our things that we have to consider, as well as the movement of traffic along our facility. We have to ensure we're addressing movement of traffic, we are addressing safety and operation in all areas, those identified by the community as well as other issues that affect multi-modal transportation, having facilities for non-vehicular users like bicyclists, and also affects the section of the roadway itself and what you put in there as far as a median or lane widths and things of those sorts. So we would have to understand as we move forward, as we're committed with our environmental assessment and meeting federal requirements that we do need to hold some things that may not be in agreement or desirable by the community, but we would consider what their requests are. But at some point we may have to move in a different direction than the community desires. And I just want to understand that that could happen, that there's compromise on both sides but we have to be able to move forward with the decision that's made, otherwise we have a –

COMMISSIONER VIGIL: So what you're saying, say, for example, there's an easement situation. Condemnation issues. All of those that may be. I mean, I'm using the extreme here, I know. If all of that needs to happen. What you want to do is caution the community to let them know that in fact in the future you may have a different direction. I think what the community is saying, they want some predictability to some extent, so I think what needs to be said is that anything that does occur with any change in direction, that it not occur without communication with the community.

I don't think that this plan is going to prohibit that; I don't think that this plan is going to hurt anyone, either DOT or the community. I think it just provides a general guidance for them and a sense of predictability. But unless what you are telling me is through your federal regs there's something here that's going to prohibit you from doing something that is within your guidelines. I guess that's the bottom line I'm asking.

MR. GABALDON: Madam Chair, Commissioner Vigil, the document itself is the County's plan together with the community. However, the issues such as 10-foot driving lanes, that's one of the key issues is putting a lane that narrow on a state facility of this type would not meet federal requirements. So if the expectation of a plan, a community plan is that you're really wanting to have it adopted as an ordinance at a County level, that could lead to some – maybe not losses because we could address it, but it could lead to some delays in funding and moving forward with federal participation.

So this again being just a plan and as you all state, guidance, we want to just be sure that DOT's position is that it doesn't evolve into something further than then prevents the DOT from moving forward and meeting our obligation to address transportation needs on this segment of New Mexico 41.

CHAIR STEFANICS: On this point, I'd like to speak first. You have been this district engineer for how many years?

MR. GABALDON: Madam Chair, just over two years, 2 ½ years.

CHAIR STEFANICS: So you weren't around in 1993 and 1996 when State Highway 14 was redone. State Highway 14 had many, many, many people very upset with the way the state was going to redesign that highway, and they had some of the same

concerns that this community has. And they held protests, they brought out all the newspapers, brought out the TV cameras. A Commissioner told me, you better not lose that money, but it was the community that was concerned, and the community had to work with the Department of Transportation and vice versa, because the community was bent on bringing notice to their concerns.

So I would like to hear how you're going to address the community's concerns. I understand Commissioner Vigil is asking about not losing federal money. They were concerned about the same thing back in the 90s, but what's the State Department of Transportation going to do with the community? What concrete, specific things are you going to do before you would ever get into this redesign or work?

MR. GABALDON: Madam Chair, as I stated, I was not working or involved in the New Mexico 14 project from 1993 to 1996.

CHAIR STEFANICS: Right. But we have a process now that has to happen.

MR. GABALDON: I was heavily involved in that process on the remainder of New Mexico 14 through the villages of Madrid and Cerrillos, and working together on the new development process that the Department of Transportation and the US DOT moved forward and citizen advisory committees. That started there in New Mexico on New Mexico 14. And there were efforts on both sides, both within the Department and within the community to work together to address everyone's concerns and come up with a facility that met the needs of all stakeholders.

That was the first step in that direction. We learned from that; community members may have learned for that. I in fact will be meeting with members of that original community committee next week to discuss other issues on New Mexico 14 as well, so that's ongoing and active.

CHAIR STEFANICS: Right. But I'm talking about how do you relate that experience to this community?

MR. GABALDON: We carried our experiences from New Mexico 14 forward to New Mexico 41 in our project development over the past 2 ½+ years in meeting with members of the community, going through all the process of evaluating the desirable on our part, the goals and desires on the community's part and we've shown them a footprint on our project as we move forward that we feel addresses concerns. Maybe not every single one to 100 percent, but we do have a facility on rural parts of New Mexico 41 from Clark Hill to US 285 that provide for rural transportation needs with 12-foot lanes and 6-foot shoulders. We have 12-foot driving lanes and 6-foot shoulders in the rural areas.

There's a step-down reduction that is noted in this community plan in width, however, the Department's side, as I mentioned, 10-foot lanes are not something that we could proceed with, but we have gone to 11-foot lanes with 4-foot shoulders. So we've addressed the concerns of the community in moving our development efforts forward with a reduced highway section through that area. We've concerned traffic calming measures, we've extended transition zones with speed reductions. We're going to have speed display boards to advise motorists when they are coming through this area that they slow down, that they're entering a reduced speed area, and of course constantly work with local law enforcement, which includes the County Sheriff, to assist in enforcing the speed limits and the activities that happen regarding transportation on New Mexico 41.

So those are efforts we've done and we'll continue as we finish up the design, meeting with the community. Unfortunately, we had some lapse of communication, as mentioned earlier, but those things can be addressed as we move forward.

CHAIR STEFANICS: Okay. Commissioner Vigil has the floor but Commissioner Anaya, on this point.

COMMISSIONER VIGIL: Madam Chair, I'm going to – there is a clause in here under future land use plan roads. Commissioner Holian and I were just reviewing it. It specifically states the following recommendations are not intended to provide specific technical data, design criteria or legal interpretation for road projects or improvement. Again, they are intended for guidelines and recommended design by the community for New Mexico [inaudible] the DOT, the County staff and design. I think there's enough flexibility in the plan itself and the language stated there that allows for, and it's been my experience, even though we've adopted by ordinance a community plan, those community plans can still be amended if there's an overriding issue for them, and they have come before us for amendments. I guess the concern that I have at this point in time is one that Commissioner Stefanics addressed, and that is if they are to be amended that they not be amended without the communication with the community. And that's what we're hoping for.

So Madam Chair, I'm just going to move we approve this, with the understanding that any changes that do need to be made be made with direct communication with the community, negotiated agreements with them if necessary, and that they be brought forth. But I do believe the plan as it stand is a very good plan and that it addresses the concerns of the community. And I do not think that there is anything that will prohibit, at least I've been trying to get that statement that will prohibit DOT from receiving any federal funding, and if so, that can still be brought forth to us. So with that, Madam Chair, I move we approve this plan.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: There is a motion and a second but Commissioner Anaya had comments on this point. Go ahead, Commissioner.

COMMISSIONER ANAYA: Well, Madam Chair, I would have hoped that my fellow Commissioners would have let me move a plan in my own district but thank you for the motion.

COMMISSIONER VIGIL: I'm just trying to help out here.

COMMISSIONER ANAYA: Just a couple comments. I've known Miguel Gabaldon for a lot of years and I've known Anna my entire life. And I would just ask on that one section, there's already a motion on the floor but I believe Mr. Gabaldon is well intended as is his staff and that they've taken consideration of items, but more importantly I think for the community is that they'll continue to take in feedback and communication and dialogue.

I did have a couple of questions that I want to put on the record, even though there's a motion on the floor, which I am very supportive of. On page 40, I'd like to ask Anna to come forward, the president of the Association, and Roger, you can help her out too. But I wanted to ask some questions of Anna because she has been there in Galisteo her whole life. One of the questions that I asked staff, that I brought up if you'll recall at the last meeting. I lay some questions about modular housing and not creating a plan that takes people's ability to build a home and live in Galisteo out of the equation. I think sometimes we see that, not here in this

plan, I don't think, but we see that in other communities where they decide what the norms should be and then you end up with a community that doesn't have any more traditional residents.

When I look at the section that talks about built-out residential lots, in the plan it's in Section 2 at the top, and then it talks about potential lots that could be created in the community. Two things. And then later in the plan we talk about water and hydrology requirements. And what I told staff, and I told them I was going to do this on the record and I wanted to get your feedback, is that through the code process I don't want us – I want us to be careful as a Commissioner representing this district but even in plans and ordinances, I want us to be careful that we're protecting our water absolutely, but that we don't end up creating a bunch of requirements because of what we think we're protecting and then we end up shutting out people that are the most economically challenged from being able to do anything.

And the practical example I'll give is if we have too many stringent requirements on hydrology, for example, and I'm not talking about large subdivisions. I'm talking about infill lots that you have listed on the plan. If we end up having intensive hydrology requirements for a family to be able to build a house, and then we say, for example, you have to connect to the community system, I know that those hook-ups were \$10,000 apiece. There's people in our community that you and I know that would never be able to get a hook-up. And if we put something in code that said you have to, or you can't drill a well, then we will in turn have taken out those people that are most challenged for any opportunity of doing that.

So I want to ask you, on this point, because it's not addressed in the plan. It's concerns raised by hydrology and wells and those things, and I take those very seriously. But absolutely, through the code process, I will be very vocal if there's any attempt at all to try and hamstring so much people that might not otherwise be able to build. And let me tell you, I did get feedback and I'm glad you met – you had some discussions. And one of the comments that came back from the community. I don't know who made it, said, well, maybe if there's a fund established and there's some money set aside. The first thing that came to my mind, well, the reason the Water Association sold hook-ups in the first place was to generate money they didn't have to make improvements on the system.

So, Anna, on the record, help me and tell me your perspective as the president of the association in the plan and give me some feedback, and I guess I'm asking for a little bit of comfort that we don't create something that disallows the ability to use property that maybe right now they just can't, because they can't afford it.

MS. CARDENAS: Well, actually it did – it's kind of the same thing with us personally even. When the Water Association needed fund in order to repair part of their infrastructure, that's why they sold the hook-ups. They decided on ten and that's what they decided on the amount. I was there at the meeting. I was also called by the president of the Water Association to ask our family if we wanted to buy any hook-ups. I've got three kids and they have a piece of parcel – they will have a piece of land as well too, hopefully to build on, but I can't afford the \$10,000 either, and they were – I told them about this. So I understand that part. They did sell the hook-ups and it is a ridiculous amount. And I don't know what they're going to sell them in the future if they decide to open it up again.

The problem is is that they're not finding any funding and of course with, you know, the economy the way it is state funds may not be there. County funds may not be there. That

was what they had to do at the moment. I don't think that our plan in anyway encourages for future, any kind of future, that we would hold anyone back from building or building onto something that they've had for years and years.

Now, if we look at any region in New Mexico, if we look at some of the growth that's happening, if we did have that kind of mishandled growth where you just let everybody put everything wherever they want, what happens with the sewer? With the septic tanks? You can't put that many septic tanks next to each other and think that we're not going to be affected. There has to be a little bit of control in that area. For instance, in our plot we had 15 acres that my dad originally bought and he gave us each one or two acres, depending on where we were at in our little plot there. But I can't see all of us trying to give all our kids, and some of us may and may not be able to afford it. That's just the way things are. You can't keep putting things on top of each other without having some kind of effect on everyone, not just our area but it will affect our village, our water quality.

I think that if – and if I understand – you cannot connect to a water system then you have that option of going to a well. And unless the state has put restrictions on it I think that that still holds. I don't think that we've changed that at all. But I do now that. It's unfortunate that the Water Association isn't here but from what I understand, Robert, is you cannot be hooked up to the Water Association and also have a well, like in the same home, and I think that was for safety reasons, for health reasons, and I believe that also is still part of our plan.

So I don't think that we're restricting anyone. And for sure we're not restricting anyone from bringing in a mobile home and putting it where they want to put it. I would be the first one, seriously, I would be the first one to say no way you're going to do that to people. Because we build when we can and when we can't then you go to the next step and the next step is sometimes you've got to get a mobile home. What we should be doing is making sure that the standards for those are at that first level of who's building these mobile homes and trailers and stuff and have them build it so that they will last longer than 20 years. So that these families don't have to struggle and buy whatever it is that they can find. But I'm not at all – I don't see – I'm not at all saying that we can't bring any kind of modular homes in.

COMMISSIONER ANAYA: And Madam Chair, Anna, I appreciate what you said on the record. That's exactly what I wanted you to do, and I think that you said it best so I don't need to say any more. Roger, do you see where I'm at with some of the discussion? Do you feel the same way?

MR. TAYLOR: Absolutely, Madam Chair, Commissioners. Just to add, in our plan we specifically stated that we recognized and acknowledged that there would be people in order to be able to have an economic strata that would have to have mobile homes and we recognized that that was very acceptable and welcome.

COMMISSIONER ANAYA: Not so much on the mobile homes. I was speaking to the lots that haven't been developed.

MR. TAYLOR: Madam Chair, Commissioner, that's where I was going next. That was part of – we had a long discussion about lots and we didn't want to get too much definition there because coding is coming, and we don't know where the County code will be and so we didn't want to define that too heavily. What we tried to do to address this was the distinction of sizing, looking at what was in the community. You have the old kind of

concentrated community in the village, which is ¾-acre and smaller.

COMMISSIONER ANAYA: Right.

MR. TAYLOR: And then you have a larger of six acres. Then you have up to about 40, and then 160. I have 40 acres. All right? But there are people in the community that have less than ¾ of an acre. So we had to look at that and say how do we recognize all of this capability, and honestly, one of the discussions we had is when you get into the village proper, some of those properties are so adjoining, I mean they share walls. And you can't put big septic in there, so you have to sort of look at that as a condition. You have to look and say, do you have room for a well, and if you drill a well, is that going to impair the person next door's well? So we put in language that our preference would be that anyone new coming in and doing new development, not existing, not prior approved, not grandfathered, but new, we would like them to get onto the water system, but we also recognize that people could have wells. So we tried to address that spectrum in here.

COMMISSIONER ANAYA: Madam Chair, I appreciate the work. I appreciate the efforts. I appreciate everything done to get us to this point, so I will gladly support the motion and second.

CHAIR STEFANICS: Are there any further questions, comments, from the Commission? We have a motion and a second to accept the plan, and is that motion including the amendment that the community made, Commissioner Vigil?

COMMISSIONER VIGIL: Was I out of the room when they made the –

CHAIR STEFANICS: No. It was in their original presentation. They went from C to D back to C.

COMMISSIONER VIGIL: Oh. Okay. I do believe that my motion included that.

CHAIR STEFANICS: Okay. And you're fine with that too, Commissioner Holian?

COMMISSIONER HOLIAN: Yes.

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

CHAIR STEFANICS: Thank you so much to the staff and to the community for your hard work on this. I know this is only the beginning and hopefully we started vetting the process. Thank you. And thank you all from the Department of Transportation who came for today.

XIV. E. 3. Resolution No. 2012-37, a Resolution Authorizing Joint Cooperation Between Santa Fe County and the Town of Edgewood to Participate in the New Mexico Department of Transportation Statewide Transportation Improvement Program (STIP) (Commissioner Anaya)

COMMISSIONER ANAYA: Madam Chair, Mr. Gabaldon, if you could stick around for this one I'd appreciate it. Madam Chair, and Commissioners, I thank you very much for indulging me on this item. I will be quick. This resolution, I'm not going to read it.

I'm just going to simply say we've engaged in an effort, a continued effort – it's not brand new; this Commission has been coordinating with the Town of Edgewood for several years, and this resolution essentially jointly supports the road, 344 in the southern part of the county being placed on our STIP. And Mr. Gabaldon, the comment I would have, I would make a motion to approve the resolution first and then have a few other comments.

COMMISSIONER MAYFIELD: Second.

CHAIR STEFANICS: Okay. We have a motion and a second but we need to vet this a little bit because I have some questions from the MPO. So first of all, who's doing the presentation? Are you, Mr. Anaya? Commissioner?

COMMISSIONER ANAYA: Yes.

CHAIR STEFANICS: Okay. Go ahead.

COMMISSIONER ANAYA: So Madam Chair, what I wanted to ask Mr. Gabaldon for clarification and in fairness I want to let him know that I did have a conversation with – this is your part of the district. This is District 5's territory. But I did have a conversation with Tammy Haas, who is your counterpart in District 3 about presence and participation on the RPO. And I think that as it relates to this general region, my first question to you to ponder is we haven't had any representation on the RPO in the mid-region area and I want to be able to talk to the Commission about having that representation. Because you know how that area intertwines with District 3 in that region and services those different areas. So could you just quickly comment on whether or not you see a problem with that?

MR. GABALDON: Madam Chair and Commissioner Anaya, the mid-region MPO breaks out into the RPO area to include the rural communities, because it includes the City of Albuquerque, Rio Rancho and those large metropolitan areas. I do not expect it to be an issue with, as I understand this resolution, Santa Fe County wanting to participate with the mid-region RPO that includes the smaller communities of Torrance County and probably Torrance County.

COMMISSIONER ANAYA: If I could, this resolution just speaks to specifically 344 and putting it on the STIP. The Town of Edgewood is supportive of that and what they told me, Miguel, and I just want to let you know what they told me, was what they told me that they had wanted to keep it on there and that it got removed. And so I don't know. They said they weren't sure. I said, did the district remove it? Did the general office at DOT remove it? And they said, we don't know. We just know it was removed. And I said, well, the RPOs provide recommendations to the STIP, and really, the DOT, they evaluate those recommendations but really the DOT doesn't practice removing items from the STIP that have been recommended by governmental entities if they meet the requirements, correct?

MR. GABALDON: Madam Chair, Commissioner Anaya, if the section of 344 is that outside of the limits of the Town of Edgewood and more north then that's in the District 5 area and should have been part of the RPO process. However, items can get removed depending on the available budget in the STIP.

COMMISSIONER ANAYA: They can get pushed back, but removed entirely?

MR. GABALDON: Pushed back, slide on the scale, they could come off if they're in the outer year and then they get further out, then there's no STIP that year. But we see a need on New Mexico 344 for that part north of Edgewood and the southern portion of

Santa Fe County, and I'll get back to our staff, which includes David Quintana who's here, and Phil Gallegos, our engineering staff that work on the STIP for the district. And we'll review what happened in regard to 344 and if there was a shirt and if it was an outer year project that got bumped off the STIP. It could have been because of budget constraints but we understand the need out there to address. We have facilities that maintain that area and our staff commutes on that area, on that road as well. We have that as an interest on ours.

COMMISSIONER ANAYA: Well, all I'm trying to do, Mr. Gabaldon is the Town of Edgewood has expressed the same interest, and Madam Chair, you mentioned the MPO, this resolution doesn't have anything to do with our MPO. This is an RPO item and I'm happy to hear that you've had it as a priority area you wanted to consider anyway. We have three schools that are in the corridor that's on this road's resolution that are served and some pretty dangerous areas. It's specifically between the mid-school and Edgewood Elementary School, where that road drops off quite a bit. So that's the intent and desire and recommendation. RPO also clarifies for us is recommendations very different from MPO. MPO are more mandated priorities. RPO recommendations are simply that, recommendations from governmental entities. Correct?

MR. GABALDON: Madam Chair and Commissioner Anaya, each of those entities have their authority, and then the Department works together with them to fit the need and desires within the STIP which is of course controlled by budget. So even MPO things get juggled around on occasion.

COMMISSIONER ANAYA: Thank you, Madam Chair.

CHAIR STEFANICS: Okay. So Mr. Gabaldon, I have some questions about this. So which entity would be prioritizing this road, 344?

MR. GABALDON: Madam Chair, I don't have the exact limits of the Town of Edgewood, but of course they'd be within their incorporated limits of 344 would be their section. I think that they move forward through that process, and then as you get outside of the corporate limits south – excuse me, north, you will get into Santa Fe County. So you all would have each of your areas within the town limits, the Town of Edgewood inside the town limits, Santa Fe County outside, and if you work together to express your concerns because it's close to the town and –

CHAIR STEFANICS: Okay, but that's not the question I'm asking. I think we might agree that this road needs some work. That's not the question I'm asking. I'm asking right now, under the State Department of Transportation, there's not an MPO that covers this area. Would they fall under an RPO? Would they fall under a MRCOG?

MR. GABALDON: Madam Chair, the portion of 344 north of Edgewood within Santa Fe County would be in the RPO.

CHAIR STEFANICS: The RPO.

MR. GABALDON: North region RO.

CHAIR STEFANICS: Okay. So going back to Commissioner Anaya's questions, if there is a process as just with our MPO. If there is a process with the MPO for identifying projects, we probably should find out why this got bumped off.

MR. GABALDON: Madam Chair, those are some questions I have to get answers to myself. I'm not sure what portion of 344 got bumped off the STIP. I need to go back to review that area and see what happened with regard to that segment of 344. We've

done several projects on New Mexico 344 and that's why I have to go back and review where we're at with the portions north of the Town of Edgewood.

CHAIR STEFANICS: Well, we would appreciate some dialogue would come back to us. It could be a communication to our staff and they could distribute it to us or something.

MR. GABALDON: Madam Chair, I'll work with Mr. Quintana who is our representative to the RPOs and MPOs and make sure that he communicates that back to Santa Fe County staff.

CHAIR STEFANICS: We'd really appreciate it.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I appreciate you asking for that clarification, and I just want you to know, Miguel, this in no way is adversarial towards you. This is simply saying in this corridor after discussions with the community and the schools and the Town of Edgewood, I'm asking the Commission to consider that it's an area that needs improvement and I'm glad to hear you agree that you've looked at the road. We won't speak to which segments but that we're just together, hopefully, saying we want to continue to work on it and try and get some resources there at some point in the near future if we can.

MR. GABALDON: Madam Chair and Commissioner Anaya, no adversarial tone was taken by me so I understand we will move forward on our part at the NMDOT and of course work together with the stakeholders including Santa Fe County and the Town of Edgewood.

CHAIR STEFANICS: Okay. So we have a motion and a second on Resolution 2012-37. Any further questions or comments?

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

COMMISSIONER ANAYA: Thank you, Madam Chair.

CHAIR STEFANICS: I need a motion to come out of the Board of County Commissioners first. Wait. I guess this should be one motion. To come out of the Board of County Commissioners, to reconvene as the Santa Fe County Board of Finance.

COMMISSIONER HOLIAN: Madam Chair, I move that we come out of our Board of County Commissioner meeting and reconvene as the Santa Fe County Board of Finance.

COMMISSIONER MAYFIELD: Second.

The motion was approved unanimously upon roll call vote.

X. Staff and Elected Officials' Items

A. Treasurer's Office

- 1. In Accordance with Santa Fe County's Investment Policy, 2007-102, the County Treasurer Will Present the County's Investment Portfolio to the County Board of Finance for the Six Months Ending December 31, 2011 and the Treasurer's Investment Plan for the Fiscal Year Ending June 30, 2012**
 - a. Call Meeting to Order**
 - b. Roll Call**
 - c. Presentation of the County's Investment Portfolio the County Treasurer Will Present the County's Investment Portfolio to the County Board of Finance From July 1, 2011 Through December 31, 2011**
 - d. The County Treasurer's Investment Plan Remains the Same for the Balance of the Fiscal Year Ending June 30, 2012. The Strategy is to Diversity the Portfolio and Invest in All Permitted Investments Authorized in the County's Investment Policy and Statutes with an Allocation of Safe, Liquid and Diversified Investments While Earning a Market Rate of Return on All Monies (Funds) Not Immediately Needed to Meet the County's Cash Flow Needs [Exhibit 1: Staff Report]**

CHAIR STEFANICS: Before I turn this over to our Treasurer, for the public's notice, the Investment Committee meets once a month. It is comprised of the chair of the Board or their alternate, the County Attorney, the County Manager, the County Treasurer, an outside consultant.

VICTOR MONTOYA (County Treasurer): A member of the public, Madam Chair, and the Finance Director.

CHAIR STEFANICS: Oh, and our County Finance Director. Did I miss anybody else?

MR. MONTOYA: I think that's everybody, Madam Chair.

CHAIR STEFANICS: Okay. The meetings are posted, so if anybody does have interest we are happy to give them information. So, Victor, please.

MR. MONTOYA: Good afternoon, Madam Chair and Commissioners. I guess I'll start out with the Treasurer's investment portfolio. As you see, you'll have an attached copy of the portfolio and I'll go into it, but just to give some highlights. The County's investments in CD's, government agencies, bonds and US Treasuries, including demand deposits on December 31, 2011 was approximately \$227,728,065.61. And I'd just like to say that this doesn't take into account any outstanding expenditures or encumbrances. The portfolio is just a snapshot in time and has been updated to include all investments made through December 31st.

The County's securities are held in safekeeping at Charles Schwab, and the securities

consist of the government agencies or bonds and Treasury bills, and the account at Charles Schwab's stood at \$189,390,181.59. Going forward we expect this category to increase even more due to federal regulators concerns over banks being overcapitalized. These investment maturities are laddered to meet the County's cash flow needs as estimated by me in anticipation of when various projects might draw down funds as they near completion.

The County Treasurer – you mentioned already that we meet monthly so I won't go over that again but I will say that we monitor the banks' rating, that's primarily our custody bank's rating through the use of ask.com/ bank+ rating, and we also look at other websites that might provide a rating an analysis of the financial condition of our custody bank.

I have included a copy of the, I guess, bank rating that I downloaded off the internet.

CHAIR STEFANICS: Could I ask one question?

MR. MONTOYA: Yes, ma'am.

CHAIR STEFANICS: The materials you gave us, you got put on line as well?

Because this is online and part of –

MR. MONTOYA: No, it's not on line yet.

CHAIR STEFANICS: Okay. So usually, anything that we have in this meeting we make public – we post ahead of time, so I think we have to be careful about that in the future. Thank you.

MR. MONTOYA: You want it posted ahead of time?

CHAIR STEFANICS: We'll we provide all materials that are going to be reviewed in our book, hopefully. And if not, at least on line in advance so the media, the people sitting at home, listening on the radio or watching can follow what you say, if they want to. Thanks, very much.

MR. MONTOYA: Yes, and as I was saying, I did attach a copy of the latest, I guess bank rating that I could find on ask.com. It's on page 9 and this gives you a little bit of information on Los Alamos National Bank, or updated information on Los Alamos National Bank. And as you can see, we start off with assets and liabilities, historic data and profit margin quarterly. And then on the right-hand side you'll see some ratios that pertain to the bank as analyzed by this bank rating company, and I would like to let you know that the bank was established, I guess in 1963 and it has 321 employees, and the primary regulator is the Office of the Comptroller of the Currency, I think is what it stands for – OCC.

Again, that's just for information. On page 2 I wanted to discuss my investment plan and of course the primary objective is to ensure that the County's portfolio contains safe, liquid and diversified investments while earning a market rate of interest on all funds that are not immediately required to meet the County's cash flow needs. My plan remains the same for the upcoming fiscal year ending June 30, 2012. Strategy continues to be to diversify investments in the portfolio and invest in all permitted investments authorized by the County's investment policy and state statutes. For the near future we look for investments that benefit our local economy in Santa Fe County. We continue to look for banks and credit unions with the ability to provide mortgage loans, auto loans, short-term construction financing to our county constituents. And I might add that at present, this is kind of hard to do because the yields are so poor and a lot of the banks don't want for money because of liquidity problems again. I mean over capitalization again.

I did mention that Los Alamos National Bank on December 1, 2010 informed us that the highest yield they could pay would be .01 percent, on any CDs and savings accounts, and they wanted us to move our CD and savings accounts over to Charles Schwab in order to lower their capital balances to comply with federal regulator mandates. The movement of these funds to Charles Schwab has some advantages, primarily the County doesn't have to pay FDIC insurance on the balances maintained at Charles Schwab. The current practice by LANB is to pass the FDIC insurance charges to the County on our cash balances. Another advantage is the safekeeping of the County's securities, which are the bonds and the Treasury bills. When we buy bonds from various brokers they are transferred to our Charles Schwab account with no fees associated with the service.

And just to give you an example, on \$35 million the FDIC insurance ran \$4,100, so it's pretty expensive and so by having that money I can give you a rough estimate that on \$189 million, which is how much we had at Charles Schwab, the FDIC insurance would have been \$22,101. So we do save a substantial amount of money to keep over there.

On page 3 you'll find all the accounts that we have at Charles Schwab, and these are kept – I tried to mirror the accounts at Charles Schwab that we have over at Los Alamos National Bank, and especially in relation to the general obligation bonds or gross receipt tax bonds that we've issued.

So the first item on this page of course is the operations account, which is similar to our operations account at Los Alamos National Bank where we pay all our, I guess, liabilities, expenditures from and if you would, on page 5, I did a graph on how that looks if you're interested in looking at that. And the next item on here is the general obligation bonds for 2011 refunding series. We have \$15 million at Charles Schwab in that account. The next item is the GOB 2007-A account and we have \$4,533,000 and change over there. The 2008 GRT traditional revenue bonds, currently we have \$28,013,764 at Charles Schwab, and then the GRT 2010 A and B accounts, or bonds, we have \$5,001,090.60.

On page 4, these are the balances that we maintain at Los Alamos National Bank, and as you can see, the first line item on there is what we have placed over there in local banks and credit unions and these are in \$250,000 increments, and it's \$1,248,000. Wells Fargo brokerage CDs, we currently have \$5,066,000. LANB accounts with a yield of one percent, we have 15 accounts and they total up to \$8,690,593,78. And then of course we have a balance of \$6,500,000 that's kind of earmarked as collateral for Santa Fe Studios. And then in our 2009 GOB Series bond we have a balance of \$7,718,000 and change.

And then the balance at the rest of the accounts at LANB that have a yield from .01 percent to half a percent, we have \$9,095,453 and change. And then in there I've added the individual accounts that we keep for like the Fire Department, for emergencies, the County Manager's account, and then the two Sheriff's Region III accounts. All totaled this adds up to \$227,728,065.61. If you would like to see the graphs on any of the other accounts that I just discussed they are on page 5 through 8, I believe. And those are just pictured in graphic form.

And then finally, the last item that I have, Madam Chair, Commissioners, is on page 10, is a daily market update from Morgan Keegan, and primarily what I'd like to focus on here is the highlighted item under Treasury yield curve. It tells you what a two-year Treasury was, the current yield, is .29 percent. Previous close was .30. A week ago it was .29. A month ago it was .21. A year ago it was .71. And in order to get a decent yield, at least if you want

more than .29 on a Treasury bill you probably have to go at least out to a five-year Treasury. So with that, Madam Chair, I think that pretty much concludes my presentation. If you have any questions of me I stand for questions.

CHAIR STEFANICS: Thank you. We are now at comments, questions from the Santa Fe County Board of Finance.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Montoya, thank you for the presentation. Quick question. On page 3, the Charles Schwab accounts, they're all collateralized? All this money is collateralized with Charles Schwab?

MR. MONTOYA: Yes. It's all collateralized.

COMMISSIONER MAYFIELD: So with all these bonds out there with Fannie Mae, Freddie Mac, all that money is protected, right?

MR. MONTOYA: Well, what is issued are government agencies, and that is the collateral. But if you want to see the cash balance that we have at Charles Schwab is I think about – what we have in cash at Charles Schwab is what's under the Treasury money markets. Okay? And that's collateralized by primarily US Treasuries. And if you would – the big item there is in the operations account, you have \$46,937,218.30. So the result that causes that to happen is when a bond matures I have all that excess cash and I wanted to make sure it was collateralized. So with the assistance of the general counsel, Steve Ross, we I think passed – had the Board of Finance pass a resolution to allow me to put it in a US Treasury money market to make sure that the money was secured by US Treasuries and fully collateralized. But that money, that cash is currently earning .01 percent.

COMMISSIONER MAYFIELD: .01. Thank you, Mr. Montoya. On page 4, and I'm glad to see we're getting such a yield on some collateral money that we have. How are we pulling 2.5 percent on \$6 million when all the other yields are well below that?

MR. MONTOYA: I'm sorry.

COMMISSIONER MAYFIELD: On page 4, the money we collateralized with Santa Fe Studios has a very good yield return of 2.5 percent. That's more than we're receiving across the board and this money is set up as collateral. Why aren't we doing this with more of our money?

MR. MONTOYA: Well, I don't know who managed that but I assume that it was between the Commission and general counsel when they drew up the contract to collateralized some money for Santa Fe Studios. That was part of the negotiation and that's how it came about. But, yes, we're very fortunate that we're earning 2.5 percent at the bank. But that's – that's under contract. They can't pay us less than that amount.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Miller, on that note, on the Santa Fe Film Studios, when that money gets released to us is there a way still to keep that money earning that interest rate, or no?

MS. MILLER: Madam Chair, Commissioner Mayfield, not unless we can find an opportunity to re-invest it. I doubt that they will invest it at that level again. Because it's used as collateral and principal against their loan. So it's actually earning interest for them. So unless we were a guarantee against something else I doubt that LANB would be inclined to do that. There's definitely concerns with how much money we have in these type of

accounts because they're not earning much interest but then most Treasury bonds, it's very difficult to find an investment that would return like the 2.5 percent on the LANB loan.

COMMISSIONER MAYFIELD: Okay. And then Madam Chair, on that note, Mr. Montoya, with the page 9 scenario that you told us as far as the Texas ratios – and I don't know what that is, if it's an action for anything. Is there any concern with those ratios or there's no need to be any concern for Santa Fe County with those ratios?

MR. MONTOYA: Right now, I don't feel that there's a concern, but if you look at the last item on there, which is called the capitalization rate. They have five stars in that particular rate so that means that they have a lot of money and well capitalized. It's just that what's kind of dragging them down is the fact that they have – I guess what would call it? Unsecured loans, and that's probably the biggest thing that's affecting the Texas ratio and the Texas ratio trend. But the deposit growth is not growing, because I mean we can put money there but we're not really individual depositors. We're a corporation, or considered to be a corporation.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you, Mr. Montoya.

CHAIR STEFANICS: Thank you. One of the questions I had was – let's go back too – how many years ago did we go out to bid for a new bank?

MR. MONTOYA: For a new bank? I guess it's been two years. We just completed our second year, or we're going to be completing our second year.

CHAIR STEFANICS: So did the original agreement – and I remember I was part of a group that asked for us to go out to bid. Did we – is it set up for four years with renewals? Or two years with renewals?

MR. MONTOYA: Yes, two years and a maximum of two renewals. And then we have to go out to bid again.

CHAIR STEFANICS: Did we ever – has this Board of County Commissioners ever passed any resolutions about local investments?

MR. MONTOYA: I don't know about local investments, but the statutes do address the ability for other banks to request money from us, and we did have at one time, we had placed about five million with First National Bank, and because of this problem with too much capital and the problems with the Office of the Comptroller of the Currency, that they want - they don't want to have too much cash on hand, they returned all that money back to us plus the interest that they should have paid us through the end of the contract period. They just didn't want to have that much money on hand.

CHAIR STEFANICS: That's interesting that a bank would not want our money. But the next question I have is the fact that we're paying our own FDIC insurance on Los Alamos National Bank, is that done at the point of negotiation?

MR. MONTOYA: I believe it was, but the FDIC insurance is based on our balances at the bank. If it's not at the bank, the example I gave earlier, if we'd have had the \$189 million, then we would have paid \$22,000 in FDIC insurance.

CHAIR STEFANICS: But you did mention, Mr. Montoya, that we are paying about \$4,000. Is that a year or a month?

MR. MONTOYA: A month. And we have approximately, I think on that example that I gave you, we had about \$30 million at LANB.

CHAIR STEFANICS: So if we go through the second year of this agreement with this bank, do we have the option, Steve, to reopen the negotiations?

MR. ROSS: Madam Chair, any time.

CHAIR STEFANICS: Okay. So that kind of caught me. So we're really talking about \$50,000 a year where we're picking up the insurance.

MR. MONTOYA: Maybe not. It depends –

CHAIR STEFANICS: I understand it's variable.

MR. MONTOYA: So if it drops down to about \$6 million, then we're paying about maybe \$1,500 a month. That's why I'm trying to keep most of the balances, with the exception on this particular month, we made the distribution in January, we sent out \$26 million to the beneficiaries. So what actually gets charged is what's in there at the end of the month.

CHAIR STEFANICS: Right. So for the benefit of the public and the Commission, are you following the local government pool to see what kind of activity is happening there?

MR. MONTOYA: Yes, ma'am, I am, but if you recall, the Local Government Investment Pool has tied up almost \$300,000 of our money and that we are pretty sure we are not ever going to get back, and that's why I have not – because the money at the pool is not collateralized. They have a lot better security features in place, but I don't feel that I, at this point in time, especially most of that money that they've earmarked and they're holding back on giving us is bond money, and so if that money never materializes we'll probably have to eat it out of the general fund. So I can almost assure you that it's not ever going to materialize, so we are going to be faced with that.

CHAIR STEFANICS: Thank you. Other questions, comments? We do need an approval of this plan eventually. Commissioner Vigil, then we'll go back to Commissioner Mayfield.

X. A. 1. e. Approval of the County Treasurer's Investment Plan

COMMISSIONER VIGIL: I just move for approval, Madam Chair.

COMMISSIONER MAYFIELD: Madam Chair, I'll second, but just to follow up on your point.

CHAIR STEFANICS: Certainly.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Montoya, so what money is the council not getting back to us? You said \$300,000, and what's that reason?

MR. MONTOYA: Oh, yes. Well, I guess probably about four years ago now, getting back in 2008 or late 2008, early 2009, the State Treasurer had invested in a company called the Reserve Primary Fund and when Lehman Brothers broke the buck, or broke the bank, whatever it's called. Broke the buck, I guess. That means the net asset value of a dollar went below a dollar, they went bankrupt, and so the State Treasurer at that time created an account for a reserve and it amounted to – at one time it was over a million that they were holding of our money. But I guess through litigation they were able to get about 95 percent, maybe more. Maybe close to I think it was 99 percent of the money back. So it reduced what

they were holding from about a million down to about \$300,000. And so that's what we currently are probably going to lose because I think all the claims and settlements have been reached. We were not the only state that was affected by that. There were a lot of states that were affected, because they had billions of dollars in the Reserve Primary Fund.

COMMISSIONER MAYFIELD: Thank you. Madam Chair, Mr. Montoya, as far as the money that we have with Los Alamos National Bank that we're paying the insurance on, what is the amount in a year that we're getting return on a yield?

MR. MONTOYA: Well, it varies. See, the bank has to pay FDIC insurance, so part of the agreement was just for us to – they would switch those fees over to us from the FDIC. So you know, we've really done quite well by having – I don't know if you heard me earlier but the other big, important part that we have with the money at Charles Schwab is that it's safekeeping that's done. If we didn't have Charles Schwab doing the safekeeping them probably we would have to go out to bid and try to get another party to do the safekeeping for us. But right now, because Charles Schwab has a contract with Los Alamos National Bank they're letting us piggy-back on their contract so that we can take advantage of those things.

COMMISSIONER MAYFIELD: Okay. Thanks. Madam Chair, Mr. Montoya, I'll just get that return dollar amount from you later if you don't mind.

MR. MONTOYA: Pardon me?

COMMISSIONER MAYFIELD: I'm going to ask you for that return dollar amount with what we have invested with Los Alamos National Bank, what we're receiving as far as interest on that annually. If you don't have it now you can give it to me later.

MR. MONTOYA: I don't have it right off hand. We're earning .01, but as you saw, like on that \$6.5 million, we're earning 2.5 percent, so that's a nice amount of money that we're getting in on that.

COMMISSIONER MAYFIELD: Right. Madam Chair and Mr. Montoya, we're also paying \$50,000-some dollars for insurance on these dollars.

MR. MONTOYA: Well, again, it depends on how much money is in the bank at the end of each month.

COMMISSIONER MAYFIELD: Right.

MR. MONTOYA: So it could be as high as – if we maintain a balance of \$30 million, but I can take – and that was part of the having a cash flow analysis. Now, I've been working with the Finance Director's office and I'm hoping to transfer everything except \$5 million to keep at LANB, and that way we won't have to pay the additional amount that we currently have. I just haven't had a chance to transfer yet.

COMMISSIONER MAYFIELD: Madam Chair, thanks. Save those \$50,000.

MR. MONTOYA: We're going to save quite a bit by reducing how much we currently maintain at LANB down to about \$5 million.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR STEFANICS: Thank you, Commissioner. I want to go back to an earlier comment that you made and I made. Are the local banks – I'm talking about local, Santa Fe and New Mexico banks – are they hesitant to take as much money as we're talking about?

MR. MONTOYA: Well, yes. I tried, and Century Bank, for example, they

weren't interested. Because first of all, you're not going to get a yield much higher than if we're lucky maybe, I don't know. I really can't say because first of all, they'd have to express an interest in taking some of our funds. And if they do, they can't beat what I can get off a government agency then why place it with a bank, unless we just want to have money there. And we can do that. But they haven't asked for me to. Because they have, within the investment policy, there's a pro rata share, so each bank could get a portion of our funds that we're willing to invest, but none of them have asked.

CHAIR STEFANICS: So the reason I'm following up on this question is have you shared that with State Representative Brian Egolf? Because he's very interested in our doing local banking. And it would seem to me that if our County's funds are too large that the State funds would be way too large for local entities.

MR. MONTOYA: Well, and I think that is the issue. Wells Fargo doesn't – they're interested in taking our money and I do have – I think I have \$250,000 with Wells Fargo, but the real issue, Wells Fargo is not a local bank. Neither is Bank of America. And I believe the State Treasurer banks with Wells Fargo now. They were banking with Bank of America. So he's the biggest one that puts the money with big banks. I think most treasurers – well, in some counties only Wells Fargo will have a bank. Okay. There's no other bank. So they have to bank there. So that's what makes it kind of difficult. To me, if the State Treasurer collateralized the County's money I wouldn't mind putting it there, but they're only generating somewhere between .20 and I'd say .29. Okay? That's usually in that range that they're – and I don't know if it's worthwhile for us to deposit with the State Treasurer anyway, because the money would be sitting over at Wells Fargo.

It's better, in my opinion, at LANB. They're a local bank. They've been in operation for years.

CHAIR STEFANICS: Thank you. Other comments? We do have a motion and a second.

COMMISSIONER VIGIL: We have a motion and a second. I think we are taking discussion at this point.

CHAIR STEFANICS: Yes.

COMMISSIONER VIGIL: Victor, I think it might be good to hold an Investment Committee meeting. I'm happy to come to it as the previous chair of the Investment Committee and I think the current chair, unless you can find someone.

CHAIR STEFANICS: Once a month. They're open to the public.

COMMISSIONER VIGIL: It would be good for us to identify those accounts that actually are collateralized. And the issue with regard to local banks isn't necessarily a policy issue. Our collateralization requirement on our own investment policy is very high and some of the banks don't necessarily want to take on that collateralization, so there are other issues that are outstanding here. Unless we've changed I think our collateralization requirement, which is by state statute, that's been part of the barrier I know that has occurred when you're looking at banks and investing dollars you want to make sure it meets the investment requirement and that the bank can accommodate that. And I know many a time they can't, and so that becomes problematic. So I think what I would like is if – when's the last time the Investment Committee met?

CHAIR STEFANICS: Last month.

COMMISSIONER VIGIL: What date?

CHAIR STEFANICS: We always have a regular meeting.

MR. MONTOYA: The third Thursday.

COMMISSIONER VIGIL: Okay. So will you have one this coming Thursday?

MR. MONTOYA: Yes, we should have one. The only thing, Madam Chair, Commissioner Vigil, I do want to address. Depending on the bank's strength, we could go down as far as 50 percent collateral. But when we had First Community Bank they were always in trouble. I just – a bank has to file their, I guess, financial reports every three months, but beyond the three months they have 45 days after the end of the quarter to file their financial report. So that's four and a half months. A bank could go belly-up in that time. When I request 102 percent collateral I don't have to worry about that.

I think most banks, whether they're local or big banks, they all have the same issue. They've made bad loans. I don't want to take the chance of losing the County's funds, because, well look at what happened to First Community Bank; they went belly-up and US Bank bought them. And US Bank doesn't have a good rating.

COMMISSIONER VIGIL: I guess we're saying the same thing, Victor, and I just sort of wanted to see a real clear picture of what is collateralized and what isn't within what bank. And that's all I'm asking for, Madam Chair, and that's – maybe that could be brought forth after the next Investment Committee meeting.

CHAIR STEFANICS: Thank you. Mr. Montoya, are you saying – if you did do a report, great. But are you saying everything is collateralized?

MR. MONTOYA: Everything is collateralized.

CHAIR STEFANICS: So maybe we'll make sure we can just get that in writing in the next report.

MR. MONTOYA: Do you mean at the next quarterly report?

CHAIR STEFANICS: Well, I think Commissioner Vigil is asking for something sooner.

COMMISSIONER VIGIL: Yes, if it's possible, Victor, with the banks we have, I'd like to know what is and what isn't collateralized, if everything is. A bank statement of that nature would be beneficial.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Montoya, just on page 4 again, you have about \$5 million-plus placed with Wells Fargo in CDs. How much money are we earning at 4.5, 4.25 percent?

MR. MONTOYA: I missed the last part of the question, sir.

COMMISSIONER MAYFIELD: How much of that \$5 million are we getting a return of 4.25 percent? It's on page 4 on the second line down. I think we have 14 CDs placed with Wells Fargo.

MR. MONTOYA: Those are all CDs and every one of the CDs is \$250,000 or less. Okay? So it depends on how far the CD goes out, but say if it's something that I bought, say, in 2008 when yields were still pretty good, that's why it might be earning 4.25.

COMMISSIONER MAYFIELD: Thank you.

MR. MONTOYA: But every one of those is ensured by FDIC.

COMMISSIONER MAYFIELD: Thanks.

CHAIR STEFANICS: Thank you. Further questions, comments? Okay. We have a motion and a second.

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

X. A. 1. f. Adjourn

CHAIR STEFANICS: Now we need a motion to adjourn from the Santa Fe County Board of Finance and reconvene as the Board of County Commissioners.

COMMISSIONER VIGIL: So moved

COMMISSIONER MAYFIELD: Second, Madam Chair.

CHAIR STEFANICS: Okay. Thank you.

MR. MONTOYA: Thank you.

CHAIR STEFANICS: Thank you very much for the presentation.

X. B. Finance Department

1. Resolution No. 2012-38, a Resolution Requesting an Increase to Various Funds for Additional Funding Needs as a Result of the Fiscal Year 2012 Midyear Budget Reviews (Finance/Teresa Martinez)

TERESA MARTINEZ (Finance Director): You have before you a resolution that resulted from our mid-year reviews which we conducted during the week of January 23rd. We identified areas of potential need and we were able to cover some of those areas with surpluses, so we witnessed both surpluses and shortfall. We had – areas of surplus arose basically due to salary savings that we could use to balance other categories within budgets, and as well as fuel savings. We budgeted high with our fuel costs and we are now seeing that those higher costs are now materializing in the latter part of the fiscal year. So we had a little bit of savings there. We also think we can manage some of the issues with the use of the set-aside or contingency funds.

We had budget shortfalls that could not be managed, and therefore you have the resolution before you, which totals an increase of \$184,320. This represents a .08 percent increase of our original budget of \$218 million. So that's pretty good. I think that's very good for mid-year. What we did is we included a table for you that identifies by major funds the amount of increase needed or decrease and the percentage that represents for that particular fund. So overall, the lion's share of the increases are the result of the agreements we made with our bargaining units for the one-time incentive pay, if you will, of the \$300. So you'll see that across the board.

Additionally, in the general fund we had a little bit of stuff in terms of the small bits and pieces - \$2,000 here, \$2,000 there, some for supplies, for building needs, maintenance, travel. A good part of that is going to go towards the disposal of green waste. That's \$100,000.

Additionally, we had other areas that we thought could potentially fall short but we

wanted to wait until April or May, and then we're hopeful that the budget will suffice and we won't have to come before you with another resolution, but if we find that if we have areas of shortfall at that time we'll be back before you in May or June to rectify those issues. And I'll stand for questions.

CHAIR STEFANICS: Thank you. So just for the people who are listening, you said .08 percent, which is less than one percent.

MS. MARTINEZ: That's correct, Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Teresa, I was just looking at the itemization of this, and like under fire impact fees you say correction of JPA revenues and gross receipts revenues and gross receipts taxes. Is that because the amount budgeted – I mean the amount we actually collected came in a little less than the amount budgeted?

MS. MARTINEZ: Madam Chair, Commissioner Holian, that was basically accounting housekeeping if you will. They were receipted to the incorrect funds, and as we were doing our reconciliation we discovered that. So impact fees should have gone to the impact fee fund; they landed up in the operational fund. GRTs that were relative to the operational fund landed up in impact fees, so it's a little bit of back and forth cleanup.

COMMISSIONER HOLIAN: So it sound like those are not actual – that's just money that's being moved around rather than extra money that we need to cover our budget. Correct?

MS. MARTINEZ: That is correct.

COMMISSIONER HOLIAN: Okay. Thank you, Teresa.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Thank you, Ms. Martinez. As far as the \$100,000 you mentioned, give or take, for the disposal of greenwaste, I sit on the SWMA board along with some of my colleagues. I know that we made an allocation for the City of Santa Fe to dispose of some material at a very reduced rate. I also brought that up in SWMA that we have some greenwaste to dispose of. I believe I brought it up at past Commission meetings from this bench. Has anyone approached SWMA to see if they would give us a break or at least give us a reduced fee as we extended to the City of Santa Fe to accept some of this greenwaste?

MS. MARTINEZ: Madam Chair, Commissioner Mayfield, I don't know if we can but I will get with the correct department and we will pursue that. And if they've already pursued it we'll provide you an update.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR STEFANICS: On that point, we sit on half of SWMA. Has this been brought up to them?

COMMISSIONER MAYFIELD: Madam Chair, I brought it up to SWMA, yes.

CHAIR STEFANICS: But have they ruled?

COMMISSIONER MAYFIELD: Not as far as I know, but I did believe there was going to be a follow-up from the County, our County, to also SWMA so that that request could come to the full board and we could present it to the full SWMA board. We took into

consideration with the City of Santa Fe because they had some – I guess whatever the byproduct is when you sweep the streets. They were in an environmental mess over there off of Siler Road and they needed some help to disposing of that material. And I think we asked as board, we gave them – and I could be wrong, subject to check. But I think at least anywhere between \$100,000 to \$300,000 credit, and I just ask that that could be reciprocated for the County also, knowing that we have this greenwaste at a couple of our transfer stations that needed to be disposed of also.

MS. MILLER: Madam Chair, I don't know, Commissioner Mayfield, if we asked on this specifically, but it has been brought up to Mr. Kippenbrock that we're aware of their rates for the City on an issue and that we would like to discuss an opportunity to have it for something else. We didn't say specifically. One idea that has come up and been suggested also was in looking at potentially cleaning up the Agua Fria site for the public schools to locate there. So we haven't had a specific thing where we're saying, okay, now we'd like it on this. But we have had discussions with Mr. Kippenbrock about some potential breaks in tipping fees similar to what they did for the City. He is aware of that issue but we haven't asked for anything specific.

COMMISSIONER MAYFIELD: That's great, Madam Chair, Ms. Miller, but as far as even the Agua Fria site, that cleanup's going to be the school's responsibility, correct? Or is that going to be the County's responsibility?

MS. MILLER: Madam Chair, Commissioner Mayfield, that's all up for discussion, since it's our property.

COMMISSIONER MAYFIELD: Well, Madam Chair, Ms. Miller, I don't mind cleaning up the site but I think the way that's originating is because the school would like to try to relocate there. Correct?

MS. MILLER: Madam Chair, Commissioner Mayfield, I'll actually bring this up later under Items from the Manager. But as I said we've just entered discussions essentially with SWMA that we recognize that they gave a break to the City and we might request a break in some way. We've had general discussions and like I said, that was one of the other potential items. Nobody has committed to anything or asked for anything specific; it's just been general discussion about a way to get a break for the County on something at SWMA since they had provided that for the City.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, and I don't know if we have our Public Works Director here, but do we know how much greenwaste we still have at our satellite transfer stations in tonnage. I know at least in Pojoaque, Jacona site at least a quarter of it's gone. Maybe more than that. But there's still a lot of tonnage out there.

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, to answer your question, I don't have an exact number. We are removing it and as a matter of fact, you asked us about what kind of soil we were removing from the transfer station, and that was some of the mulched greenwaste. So we are moving it and I was going to say in an expeditious manner. But we are removing it.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Leigland, at least at a minimum they're giving us the reduced tipping fee, correct? I think \$23 a ton or –

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, I don't know the answer to that. I think they are but I don't want to give you a definitive answer right now.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Leigland, would you get back to me and I'll make sure that we are at least at a minimum getting the reduced tipping fee?

MR. LEIGLAND: Yes.

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

CHAIR STEFANICS: Thank you. Any other questions or comments? Okay, do we have a motion?

COMMISSIONER HOLIAN: I move for approval

CHAIR STEFANICS: Thank you. Is there a second? I'll second it.

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

- X. B. 2. Request Approval to Award RFP # 2012-0001-CSD/PL to Tyler Technologies for the Data Collection Services for the County Assessor's Office in the Amount of \$1,955,851.00 Inclusive of GRT (Purchasing/Vincent Ojinaga/Domingo Martinez/Teresa Martinez)**

VINCENT OJINAGA (Purchasing Director): Madam Chair and members of the Commission, the Purchasing Division along with the County Assessor is requesting authorization to enter a contract with Tyler Technologies for data collection services. These data collection services will enhance the current database of residential property characteristics. Tyler Technologies will partner with Santa Fe County to collect the necessary information. This project includes four phases.

Madam Chair, we did advertise in the New Mexican. We also sent 25 emails to the International Association of Assessors. We received interest from four firms, however, we only received one proposal and that was from Tyler. Madam Chair, Commissioners, the Purchasing Division requests authorization to enter a contract with Tyler Technologies in the amount of \$1,955,851. Madam Chair, we also have Mr. Martinez and a representative from Tyler Technologies to answer any questions. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Commissioners, Mr. Assessor, I think I'd like to ask you this question. Let's start with that. Ms. Miller, last year in the process of the budget cycle we had a discussion and I may have been in the minority on some of the discussion, but the essence of that discussion talked about several hundred thousand dollars in our budget cycle to afford for these services. It wasn't \$1.9 million. It was several hundred thousand. \$500,000? And now it's at \$1.9 million. So Madam Chair, Mr. Assessor, could you help me understand that we budgeted a half million, which I had some frustration and we had a lot of questions that went back and forth between you and I and Mr. Perez. And I fully respect your comments and maybe it was just an item that we agreed to disagree on. But we went from a half million to two million, almost. So could you help me understand what happened between what we budgeted and what you're here before us today to seek approval on?

DOMINGO MARTINEZ (County Assessor): Madam Chair, Commissioner Anaya, basically, the half a million that was appropriated in the budget last year was the seed

money to try and get this project done. I indicated to the Commission that the half a million would probably not purchase the entire project but it was welcome seed money for us. We had the half a million. We went out and we put out a request for proposal, and we put it out there nationally. Tyler Technologies came in and they did almost to the \$2 million and that's where we're at. That's what the project is going to cost.

COMMISSIONER ANAYA: So, Madam Chair, Mr. Martinez, could you for the benefit of the people listening and watching this presentation, provide a summary as to the discussions that took place in essence? The discussions we had at the time were that there were properties that weren't on the tax rolls, that we were going to utilize these services to help capture some of that. And then in the subsequent phases it was actually going to be a complete review of all properties. Could you just provide a quick snapshot as to – and really, what I'm getting at here is we had a lot of discussion and I know you had a lot of concern and were very emphatic about your perspective and needing at that time the resources and the Commission went ahead and voted to provide that and I want to say I voted in the minority on it, but we're now looking at \$2 million. So explain to me what additional stuff occurred or was in the proposal that wasn't part of the discussion we had during that budget process. Help me understand the deviation that we're now looking at. What you anticipated then and to what it evolved into.

MR. MARTINEZ: Madam Chair, Commissioner Anaya, nothing has changed. The project is still the same. When I came into the Assessor's office we found many properties that were not on the tax rolls and right now there are still quite a few. We don't know which ones they are until we do a sweep of the entire county. We have identified approximately over \$500 million of value that has never been on the tax rolls of Santa Fe County in the six years that I've been Assessor. We have only really looked at about 36 percent of the county and not a sweep but in different pockets where we fine ourselves going because of a protest, an affidavit that we've got to check out. We bump into these properties and we pick them up and put them on the tax rolls.

On top of that, those properties that are on the tax rolls right now, a lot of them have not been adjusted. In other words, the property is still the way it was back in the sixties. A four-bedroom house with a living room, a couple of bathrooms and that's it. During the sixties up to this point they've maybe added a garage. Maybe they added a den. Maybe they added another bedroom or two. Those extra things have not been added to the tax roles. So those are the other things that we're picking up.

And quite frankly, the inventory of our property is not correct, when you look at our property record cards which are manual and compare it to our computer system. So this was going to help us completely look at every piece of property that we are responsible for. Property value it, identify it, and put it on the tax roll, so that you and this body and the school districts and the cities will then be able to figure out how you want to tax the people.

COMMISSIONER ANAYA: Madam Chair, Mr. Martinez, if the scope of this agreement is to cover every single parcel to capture those that haven't been assessed and those that are already assessed, what are all the appraisers that you currently have on staff going to be doing if this company is going to do all of this work?

MR. MARTINEZ: Madam Chair, Representative Anaya, we will continue doing protest hearing. That takes a lot of work on us. We have had an increase in protests

because of the economy. We have a myriad of tax practitioners that came in and protested properties. We have numerous affidavits that we've got to get out into the field and check out. Building permits are coming in almost on a daily basis. Not as many as we would like to because of the economy. We are also working on personal property, business personal property and business buildings and those kinds of things that we will be shifting some of our residential appraisers over to that part, so that we can complement what Tyler is going to do for us in the residential area.

CHAIR STEFANICS: On this point, Commissioner Vigil wanted to ask and then we'll go back to you, Commissioner Anaya.

COMMISSIONER VIGIL: I actually think that Katherine provided some really good clarification on the funding and the parcels. Could I ask you, Katherine, to shed some more insight on this please?

MS. MILLER: Madam Chair, Commissioner Vigil, Commissioners, I actually worked quite a bit with the Assessor's office on this because of the issue on our initial thought that this would be \$500,000 to start and then another approximately \$500,000. Now, what we've gone through is the RFP would indicate there's about, as I said, about 54,000 parcels to look at, but we have only looked at about 9,200 of those residential parcels within the city limits and about 6,400 outside the incorporated area of Santa Fe, leaving about 38,000 or so parcels to still be looked at, residential parcels to still be looked at.

So what the contractor would do is actually first take photos of every single parcel that we have and tied that into our database as well as our GIS database and have a photo so that when you actually look at the property, parcel, a picture of it will come up as well. That's any of the ones that have been looked at were not looked at. Then they'll go out to the ones that have not been looked at and actually go door to door. So they will hire staff here in Santa Fe to do that and it will take about a year to do this. So we'd be looking at two fiscal years. So first of all, we had initially budgeted \$500,000 in this fiscal year out of the Assessors reappraisal fund, and what the Assessor is asking for under this scenario – and we had talked about \$500,000 from general fund and \$500,000 from the other fund.

When this came back with being quite a bit more than we thought, but it's also with a great bit more services, he came back and recommended that we would do a million this year out of the Assessor's funds, and then \$500,000 and \$500,000 out of the general fund next year. So that's the funding issue. Then the question of what would the staff be doing? We also discussed that as well, and what staff would do is would be the non-residential properties, because we have not done a countywide reappraisal in, gosh, 20 years or more. So this would actually bring us up to date on all residential and non-residential and fully populate our CAMA system so that from this point forward we are using current data.

And this also came up in the discussions of the tax lightening bills, because having to roll back values it was like, well, to what value, if we don't have the proper data in our database. Additionally, the other issue with that is when we're looking at our bonding, how do we know how much we can put out for bonds and capacity if we don't know what our true value out there is, and it actually would help by bringing on value that is not on the books, it would bring it on and spread out the cost of any GO debt or any operational increase due to lower values if there had been tax lightening.

So we did talk quite a bit about staffing, the budgets, and as we come into this budget

process how this affects the overall County budget and the Assessor's ability to clean up the audit findings and how it relates to their current staffing. So I just want to give you that whole picture because we did go through every piece of that budgetarily.

CHAIR STEFANICS: Thank you. Is your question answered? Commissioner Anaya still has the floor.

COMMISSIONER VIGIL: Okay. Yes. Thank you.

CHAIR STEFANICS: And then you want to come back on the list?

COMMISSIONER VIGIL: I hope that sheds more light on the issue because that was my understanding of it.

CHAIR STEFANICS: Okay. Do you want to be back on the list after?

COMMISSIONER VIGIL: Yes.

CHAIR STEFANICS: Okay. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Commissioners, with the utmost respect to the Assessor's Department and the Assessor himself, I think the economy right now is on an uptick. I think we're still crawling out of economic challenges that we're dealing with. If this agreement was strictly looking at new parcels then I think I would have the ability to consider it, but given the climate where we're at I just don't see it being a good thing right now to go out to every single parcel in the county and reassess those tax valued. I don't think it's timely, and I think we did go from one pretty drastic change from discussions of half a million to now two million dollars almost. So I can't support the item.

CHAIR STEFANICS: Thank you very much. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Well, I see this as an issue of fairness, so that everybody is treated equally in the county. I see it as an issue of accuracy, and I think that's always a good thing, and also being able to make optimal use out of the CAMA system which we have implemented in the County. So I do have a couple of questions. One is – I think this is actually for the representative of Tyler Industries – Technologies. Sorry.

PAUL MILLER: My name is Paul Miller with Tyler Technologies.

COMMISSIONER HOLIAN: Mr. Miller, I know that there's going to be a lot of visits to homeowners to actually inspect homes and so on, and I wondered, in reading through the material here, I wondered if the homeowners are going to be notified before people come out to their properties.

MR. MILLER: Yes, ma'am. We're very sensitive to the public acceptance of a project like this. I'm very aware of the challenges associated with it, so we mail a first class letter to every property owner that's actually a letter that comes from the Assessor's office to announce when we're going to be in the area. We also communicate with the local police department. We wear yellow vests. We wear identification badges, things like that, to facilitate the public's awareness. And if I can touch on some concerns that were stated earlier, the project isn't to reassess everybody. It's to secure accurate data so that the assessment of everybody is fair, as you indicated.

Everybody is going to be assessed next year regardless of whether we're securing the most accurate, current data or not. So it really isn't about assessment or reassessment. It's about accurate data. And from – I often use analogies and too many analogies and I heard the long discussion about the roads. If you liken the Assessor's Department to a road crew that

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maintains your roads, that's what the Assessment office does. They maintain permit records, they maintain when there are appeals that come forth. But when an infrastructure gets to a point where it needs to be rebuilt, and that happens every now and then, the crew either has to grow or you have to hire somebody else to come through and rebuild those roads. And what the Assessor has indicated to me is they're going to stick us on residential and they'll take their crew that works on residential and commercial and they're going to move their crew to commercial, so that they can rebuild those roads as we rebuild the roads residentially, and then they'll have a really strong foundation to go forward and be able to maintain. And then through years, through decades, it will erode again to the point where you need to hire somebody to come in and take another snapshot. But those are a couple of points of clarification I wanted to touch on.

COMMISSIONER HOLIAN: Thank you. And then, Mr. Miller, will you be employing some local people for these positions?

MR. MILLER: Yes. Actually, the majority of the people we'll hire are going to be local. Approximately 15 to 20. It really depends on the time frame that we have. The shorter the time frame the more people we're going to hire, but I would say a minimum of 15, it may climb as much as 20.

COMMISSIONER HOLIAN: Okay. Thank you, Mr. Miller. And then I have a question for Katherine, which is if all these properties are re-examined and they find a number of properties that have done additions and things like that, is it possible that our revenue will actually increase?

MS. MILLER: Madam Chair, Commissioner Holian, it's a component of several things. So first of all, we wouldn't be raising anything that's currently on the books, and just a reminder that the current laws say you can't go more than three percent, and that's if the value goes up more than three percent based upon the market. So anything that's currently on the books and is correct on the books is going to stay as it is within that three percent cap. This would capture things that are not on the books. In theory that's what we're after. It would be as the Assessor said and Mr. Miller, that we're looking for additions, new value, things that didn't get caught through the permitting process or other reappraisal processes.

But what you could see is that by bringing all of that new value on what you could see is our overall rate reduced. It depends on other factors, but our rate is a factor of the total value times the number of mils we have in place with that yield control factor. And the yield control makes it so that we don't get any huge increase in operating revenue. So it will keep – if the total assessed value increases it will keep our rate down. Same with any general obligation debt. The debt is set by what the voters approve and so what would reduce that rate is having more value to spread that debt over.

COMMISSIONER HOLIAN: So we could save money on debt payments, correct?

MS. MILLER: Madam Chair, Commissioner Holian, yes. It could potentially give us a larger tax base not based on an inflation of the individual property values but on a larger base, because you'd be bringing in value that is not currently in our base because it's not on our books.

COMMISSIONER HOLIAN: Okay. Thank you. I just want to end by saying I

am in favor of this for the reasons that I stated.

CHAIR STEFANICS: Thank you very much. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Madam Chair, just on that last point, Madam Chair, Ms. Miller, as far as debt reduction, I know if we free up that mil levy on the top end or on the bottom end, however you want to look at it, we can ask that there be a GOB bond that goes back out to the voters, because we do have more cap room there, especially if we have more revenue coming in. Let me just ask this question, just for my understanding. Usually when I vote on a bond, and I support a lot of the bonds that come through, but I never see anything in the question to the voters saying, look, your property tax rate will never go up if you vote on this bond; it's going to still stay the same. I don't see that, Madam Chair.

But I never see going back to the voters, if you don't vote on this, this is how much your property tax is going to go down. I never see that posed to the voters when they're voting on something. I think more likely voters are inclined to say, hey, if we have this room, if we understand that over the next ten years our property taxes won't go up but the mil levy is going to change, I think probably 9.5 time they're going to support it. We're going to see this coming up now on this current City election. But that's just my point on that.

Madam Chair, Mr. Martinez, let me ask this question. Why is this just for personal property and not commercial property?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, the project that Tyler's going to work on is just on residential property.

COMMISSIONER MAYFIELD: I'm sorry. Personal residential property.

MR. MARTINEZ: Right. We're going to shift most of our residential appraisers over to the commercial side, and they'll be looking a reappraising and picking up all the data on the commercial side, which is buildings. We've got a bunch of buildings that haven't been picked up. We've got some buildings that have added on to it and we need to do those kinds of things, and it's not only in Santa Fe, it's all over the county. There's a lot of Edgewood businesses from what I've told have added an extra room or an extra office or something like that, that we need to go in there and take a look at and see what we need to do.

So basically what Tyler is going to be working on is nothing but residential properties.

COMMISSIONER MAYFIELD: So, Madam Chair, Assessor Martinez, so then you are going to go look at commercial properties with your in-house staff?

MR. MARTINEZ: Yes.

COMMISSIONER MAYFIELD: Okay. Madam Chair, Assessor Martinez, let me ask this question. District 1. District 1 that is in arguably a lot of pueblo boundaries. Madam Chair, myself and Mr. Ross have taken a drive recently on some roads and arguably some properties that in question and dispute out in my area. So you're going to go to somebody's door, knock on their door, say, we're going to do an assessment of your house. What about their surrounding property? Are you going to do any assessment of the acreage that they're sitting on?

MR. MARTINEZ: If they are properties that we do not have notification that they're non-taxable, absolutely, we're going to look at them and do whatever we need to do to get them on the tax rolls.

COMMISSIONER MAYFIELD: Madam Chair, Assessor Martinez, are you going to look to see if there's anything in dispute with pueblo properties? Saying, hey, you know that easement into your property is ours, it's not yours, and those folks now have an inherent diminished value of their property values if they don't have clear title to get on their property.

MR. MARTINEZ: Within the property tax code there's a system by which an individual can use and usually what it is, we'll go out there and we'll pick it up. It's up to that individual to come into the office and say and produce the documents that will basically tell us that it's pueblo property. We'll take a look at it and see if we concur with that or any other issue that they might have. But unless we have something in our files indicating that that property is either pueblo property or exempt in some way, shape or form, it will be placed on the tax rolls until we get that documentation.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Martinez, I think therein lies the problem in District 1 is there is dispute of a homeowner saying, hey, that's my property, and arguably, arguably, the pueblo may say no, that's our property to get into your driveway. Steve has a word for it and I don't exactly what that word is, but also there's a [inaudible] out there, Steve, that recognizes a lot of these properties in District 1 where there is not clear title. Arguably, they're on a lot of our County roads, I think there's roads in question and dispute within the pueblo boundaries that don't have arguably clear title. So how are those folks going to be fairly assessed if you're looking at their home, you're looking at their property value and there is not, I guess, anything clear and definitive that there is clear easement of that property.

MR. MARTINEZ: This is where we look at the value of the property. If there is a clear indication that there's an issue with the title to it, naturally we'll take a look at it to see if the value can be reduced because of that issue. But those are part of the issues we have in appraising properties.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Martinez, if somebody comes in under protest, and I just received an email and I'll probably [inaudible] I think it was in Commissioner Anaya's district, as far as rolling something back that's been in dispute, how does that happen? Do we down the trend? If you come and have all these contractors hired. They go and do a mass sweep of Santa Fe County, and they're saying, look, market value may say this, actual sale value says this. How are they doing this? I guess there's some sort of trending they use. Right? But if your division is going to look at each individual home and each individual home or some homes come back at a lower assessed value than what you currently have on the books, are these people going to be able to get it repealed?

MR. MARTINEZ: Not for previous years, but for 2012 - 2013, I'm sorry. Because this will take us through 2013. Then in 2013, the data collection that Tyler gets us and we do the re-valuation using the CAMA system, if that value comes out less than what they're on the books for for 2012 it will be reduced to that amount.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Martinez, why couldn't they receive a refund for back years if they were overpaying on their property taxes?

MR. MARTINEZ: The statutes are specific that every year stands on its own and the owner either had to have filed a protest to dispute that value that would have generated that type of tax. So if they don't do it within that time frame it cannot go back. The

Treasurer has already collected the money and disbursed the money to school districts and everybody else. He can't reach after that money. So the statutes are specific that you've got to protest it an/or go to district court within so many days after you get the information.

CHAIR STEFANICS: On that point, how many district court appeals and overturns have we had? Like in a year? A couple years? Whatever you can tell me.

MR. MARTINEZ: Madam Chair, off the top of my head – we're starting to get those statistics together. I would say, off the top of my head, we have had probably this year about 50 that have gone directly to the district court. I would say maybe out of those 50 we have had some adjustments to maybe half of them and the other half we have been able to sustain the value the way it was.

CHAIR STEFANICS: Thank you. Commissioner Mayfield, you still have the floor.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. I'll follow up with two more questions. Madam Chair, Mr. Martinez, an individual who lives in whatever area of the county they live in, they live on two acres of land. Within that two acres of land maybe they have a small garden for agricultural use. They have a cow to maybe teach their children, maybe to raise some meat, I've been hearing that maybe they could not receive agricultural assessments on that small little carve-out of their property because they're saying now it was primarily for a residence. So even though you have a small garden to sustain yourself, or at least to help out your home, and may be raising one head of a cattle, that they're not receiving those agricultural rebates. Why is that?

MR. MARTINEZ: Madam Chair, I'll refer you to state statute that basically says that in order for it to qualify for agricultural exemption you've got to have a minimum of five acres.

COMMISSIONER MAYFIELD: Minimum of five acres.

COMMISSIONER ANAYA: Madam Chair, on that point.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Could you clarify, Mr. Martinez, where does the 80 acres come in? If it's vacant it has to be five acres? But I heard – I recently went through this with your staff and excuse me. It was told to me that it was 80 acres, so clarify the difference between the five acres and the 80 acres because I guess I still don't get it. There were some parcels that were 40 acres that people were trying to get agriculture use and they say, no, you don't have enough; you have to have 80, and now I'm hearing five. So could you help me understand where the difference is at? Because I think in our growth management plan, in everything that you see in our County growth management plan we encourage agricultural use and in fact we encourage all agricultural use, and in fact we understand and recognize in that growth management plan that there's a real importance, especially in those smaller communities that have smaller tracts of land to really recognize smaller tracts of land. So help me understand the deviation between the five and the 80 acres and so that I can explain it right to people when they ask me.

MR. MARTINEZ: Madam Chair, Representative Anaya, it's very difficult to do that. There's a study that is done statewide that basically says what carrying capacity, especially in grazing animals, not orchards, just animals itself. There is a study done statewide and based on the foliage, the amount of grass and all those kinds of things in

different areas of Santa Fe County, New Mexico. It's usually done by the university in Las Cruces. They're the ones that get out there and they say in this area of Santa Fe County or New Mexico, you would need a carrying capacity of three cows per acre, because that's how much grass there is. Where maybe across the road, maybe down near a spring the carrying capacity might be a little bit larger.

So it does fluctuate depending on where you live. But in most cases in for example Commissioner Mayfield's area a lot of those small homesteads are less than five acres and that's why I say categorically that usually up there, in the northern part of Santa Fe County it's usually about five acres that you need to be able to at least have a cow and a horse or anything else that you might have and that's what really excludes them when they get that small.

COMMISSIONER HOLIAN: Madam Chair, on that point.

CHAIR STEFANICS: Okay, on that point, Commissioner Holian.

COMMISSIONER HOLIAN: Is that a fairly new statute? My husband and I lived up in the Jacona area and we had about 2.5 acres and we had an apple orchard and we did have an agricultural exemption on half of our acreage.

MR. MARTINEZ: Madam Chair, Representative Holian, it's different with the carrying capacity of animals besides orchards. Orchards, basically if you're growing something and it's usually for home consumption or you're making some money off of it it qualifies you. It's for carrying capacity for animals that usually is –

COMMISSIONER HOLIAN: I see. So that's what the five acres applies to, or the larger parcels.

MR. MARTINEZ: The studies from the state where they say based on the foliage that you have you need x-number of acres for each animal.

CHAIR STEFANICS: Commissioner Mayfield, you still have the floor.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, and Commissioner Holian, thanks for bringing up that point. So for agricultural purposes on two acres or $\frac{3}{4}$ acres you can receive that break?

MR. MARTINEZ: Yes.

COMMISSIONER MAYFIELD: So I suggest to everybody, plant some trees. Madam Chair, Mr. Martinez, and again, it just kind of dovetails in the code so I really appreciate giving me this insight because I'm going to bring this up when we look at the code.

Madam Chair, Ms. Miller, I'm just going to arguably ask you this question. Santa Fe County – and I appreciate everything you're doing, Ms. Martinez is doing. You've put us in a pretty healthy state. I know when I came on this Board, there has always been issues with some finances, but I think this County has done a lot of belt tightening and I also believe that this County arguably is in probably at least the top five if not top three statewide counties that's in a pretty good financial position, arguably even nationally I think. I saw something from the unions the other day that gives us, as far as our revenues and the money that we have, just this report that came to us about half an hour before you were here, Mr. Martinez that we're in a pretty health position.

It's just hard on me, Madam Chair, with respect to my colleagues here to my left that we're going to go out and start knocking on everybody's door and telling them, look, guys,

we're going to look at your properties. And I want to make sure that it's equitable for everybody and everybody is paying their fair share. But we are also sending out a message, we're going to hire I don't know how many new contractors to do this when there's concerns of, okay, well, what about local employment. Let's keep it local. And we're saying, wow, we're going to start bringing in more revenue for the County.

Now, if I heard Ms. Miller, if maybe that's the position we can get at to try to reduce somebody's property tax rates later down the line, that's great, but it also might say, hey, now we have more bonding capacity, guys. And I know I'm one to push for a lot of road projects in Santa Fe County, specifically in District 1. There's no qualms about that. But I do that, but I do have concerns that we are going to, in today's economic times still being what they are, with gas prices going to start going through the roof again, and that's pretty much a factor out there. That's going to happen. Now we're going to start knocking on people's doors and saying, guys, we're going to re-evaluate your property and most likely, Mr. Martinez, unless I'm wrong and please tell me if I'm wrong, I would think that people's property taxes could probably go up on this assessment versus going down, just because of Santa Fe and I don't think Santa Fe's followed the market conditions as far as people losing a lot of market value. Although a little earlier today on one of our housing reports that came to us I did see some changes I guess on the south side of town of properties maybe dropping in value from say \$230,000 to \$207,000. What's your thoughts on that, Mr. Martinez? Is it going to start raising people's assessments?

MR. MARTINEZ: Madam Chair, Representative Mayfield, let me put it this way. Just like the County Manager said there's a lot of variables playing into this. My job as the Assessor is to put a tax roll together for you, and the tax roll is basically made up of taxable property that I have to appraise equitably and fairly, and by giving me the tools to do it I will do it. It will mean that the tax base will increase, because we're going to catch more properties that are not on the tax rolls, number one. So tax base wise, yes, it's going to increase. But it's individuals that sit in a group such as the County Commission, the City Council in Santa Fe, the school boards, the Community College, if they were all – let's say we get this done in 2013. If all these entities that share in the property tax were to freeze the revenue, freeze the operational revenue and freeze the revenue that you get to pay bonds, if you were able to freeze it for that one year, and I was able to increase the amount of value in the tax roll, I would almost guarantee you that there would be no tax increase. There would be some tax shift within those people, because I'm going to find people that are paying zero and if I found that they have million dollar homes that were never taxed they're going to get a big tax increase from zero to probably three or four thousand dollars.

Individuals – let me set you at ease here. Individuals in your area, let's say they're living in a home on a piece of property that's worth \$150,000, but on our assessment roll they're only on at \$50,000. When we get all the information that says their real value is at \$150,000, remember that the value cap law only allows me to go back to the \$50,000, add three percent on that. So now is the opportune time to get this thing done. It's when we are capped at three percent.

Now, commercial and non-residential property, vacant land, business properties and those kinds of things, they have no cap. If we find that we have a commercial piece of property that's worth \$200,000 and our assessed value to it is \$50,000, and actually we're

going to go all the way up to \$200,000 because there's no cap on it. So those are going to get some big increases in their taxes because they've been paying a low amount for many, many years.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, Mr. Martinez. There's also a break for say, head of household – and I know tax lightening has something to do with this. Madam Chair, Mr. Martinez, my concern, and it might be a lot of people's concern is that I do worry about the person who's lived on that piece of property for 60, 70, 80 years, who bought that piece of property with maybe a fixed income, Social Security coming out of a military retired service, and I'm going to use my grandmother as an example on Alto Street. I still have my grandmother alive very fortunately. She's 96 years old. She lives on Alto Street. The market value around her area is through the sky right now. I could probably – I don't know if most definitely tell you this but I would assume when my grandfather built that home many years ago, whatever the economy was back then and whatever his living wage was, he built that home probably for under \$3,000. There would be no way she could afford property taxes based on today's market values, just with the project that's directly across the street from her.

And I know tax lightening has tried to address this. I appreciate what you're saying is that we can go back to whatever rate you established and the three percent. But is there a way that we can try to figure that out for those folks that are in those positions?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, there's nothing in the law that would allow me to do that other than through the exemptions head of household. Veterans – 100 percent veterans, disability. The value freeze. Those are the things that the property tax code allows me to do, but to go beyond that and to start making decisions on I know this little old lady and she can't afford it and therefore I won't do it. I can't do that because really what it does is I'll lower your grandmother's but then everybody else has to pay the difference, because remember, it's a shared tax. Whenever I give a break to anybody everybody else has to pay more to make up that difference.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Martinez, why hasn't the court ruled on this?

MR. MARTINEZ: On the tax lightening?

COMMISSIONER MAYFIELD: Yes.

MR. MARTINEZ: They have it under advisement. I went to the hearing back in October. We're still waiting for the decision. As you know the legislature tried to address it again this year and lost time and didn't get to fully put it through the house this time.

COMMISSIONER MAYFIELD: Thank you. Madam Chair, with that, I'd move to table this until the court rules on this issue.

COMMISSIONER ANAYA: Second.

CHAIR STEFANICS: There is a tabling motion which is non-debatable.

The motion to table failed by 2-3 voice vote with Commissioners Mayfield and Anaya voting with the motion and Commissioners Holian, Vigil and Stefanics voting against.

CHAIR STEFANICS: We're back on discussion. Commissioner Vigil.

COMMISSIONER VIGIL: I'm very surprised that this discussion is going

down this road. I cannot think of a greater benefit for our County residents than doing this. Yes, it will affect tax rates to the extent that if we bring in data that is accurate an elderly person, a veteran, a head of household – whoever it is are going to be affected by our rates and our yield and until we get that accurate information we're not going to be able to address the issue of how we deal with fixed income folks and things of that nature. This is the way to do it. The other thing we need to be really considerate about is something you referenced, Domingo. We currently are under the three percent cap. The three percent cap can be removed next year. And with that being removed Santa Fe County will probably be more adversely impacted in tax rates because we're so market driven. Until we do this we are not going to create the benefit that we need to for our residents. The blue ribbon task force for the governor, when they actually came forward with recommendations, their strongest recommendation is accurate database keeping. And with that, and they wanted that statewide.

So I'm very proud that Santa Fe County is actually stepping up to the plate to do this. I think it's a fair and equitable way to do it by incorporating some of your Assessor fees and general fund fees. This is going to be a huge benefit to all county residents.

And so with that, Madam Chair, I move we approve this.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: Okay. I haven't said anything yet. I think that I'm in support of creating an accurate foundation and base. I also understand that we have a lot of people who are concerned about the value of their properties going up. I had a neighbor recently who contacted me who had two pieces of property. One was commercial in, I'm going to say, in an abandoned town and the value went up, and the residence, the very nice residence that he's living in on a busy road went down. He called me and said I think this is kind of strange that this is happening, and then I started looking at something I had and I had the same situation: residence went down, vacant land went up.

So I can only believe that by doing some kind of countywide study we're going to get the public believing in the process, number one. Number two, for those people who have limited incomes, this Commission did in fact, or the prior Commission, I'm not sure. Years run together now, but this Commission did determine the ten payments throughout the year so that people could try to work it within their budgets.

We have also been one of only two counties that have given a tax break and it is costing our County. It's going to eventually get to a million dollars, probably in three years. We're already in our second year. We are giving, besides the other statutory things that are on the books, we are providing some mechanisms for the public.

So I don't want to pay more taxes. I think that most people sitting in our community and the public don't want to pay more taxes, and hopefully this is not what this is about. Hopefully it's about creating a foundation and a base of information. And I just wanted to put out that comment.

MR. MILLER: Madam Chair, may I say something?

CHAIR STEFANICS: Certainly. And it's Mr. Miller.

MR. MILLER: Thank you. Not to extend this longer but a couple things that you had addressed, Madam Chair, this isn't about taxation. So if you have an area of this county that has been prosperous, economically it's outpaced the rest of the county, the Assessor's office will recognize that with a three percent cap in place. So I just want to

clarify that what you're talking about additional tax base, we use the word discovery. The discovery of improvements that weren't on the tax roll to begin with. So when you talk about an area that is prosperous, that's captured every year. It's capped at three percent residentially from what I understand.

But we're talking about when Ms. Miller says increasing the tax base, it's discovering new homes, decks, homes that have been improved condition-wise. Where the County's record may have it as poor condition where in the last ten years it's been flipped. So when you think about the taxation of people the improvements that have not been captured due to whatever reason the people who have not been able to improve their homes, the people who have maybe not been able to improve their homes because of economic reasons, they're actually being protected by this process. There may be no changes to their property as it relates to the tax rolls whereas other people have undiscovered changes out there. So this is a benefit of discovery, not taxation, and it doesn't recognize economic changes, only discovery of improvements of property.

And also when you talk about pueblos and property lines and easements, we're taking a photograph and collecting an x-y coordinate from the front door of each property. So if I'm a County Commissioner or an Assessor or anyone – a lawyer who has to deal with a dispute over property lines, as a benefit of this project we're going to collect, right as of in the next 12 months, where each front door is. So any of these disputes, whether – no matter what. If you're expanding a road or if it's a pueblo situation or anything, you'll have added information. So that you can make decisions elsewhere. The fireman was here earlier getting additional equipment, they'll be able to share in that information too. They'll have the photographs available to them, x-y coordinates available, 911 x-y coordinates, all of that throughout the whole county.

So, it's improved information; it's current information, and it really doesn't relate to taxes other than the most current and accurate data. So I just wanted to clarify.

CHAIR STEFANICS: Thank you very much. Yes, we still are in discussion. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, on that point. Assessor Martinez, right now, every property owner in Santa Fe County, and please correct me if I'm wrong, for so many past years have automatically been receiving that three percent increase. Am I wrong on that?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, before I took over the Assessor's office, up to 2009 was the first year that the Santa Fe County Assessor's office was able to implement a three percent increase if warranted, on all the residential properties countywide. First time every. 2008, 2007, and before when we didn't have a CAMA system, my predecessors were implementing the three percent based on a third of the county and that was haphazardly. They didn't have enough people and the way they were doing it, they were getting the old property record cards with the errors and everything in there, looking at what the value was last year and multiplying that by 1.03, giving it to the clerk, the clerk would put that in the computer and the computer would increase the value by 1.03.

COMMISSIONER MAYFIELD: Okay. Thank you.

MR. MARTINEZ: That's how it was done. And only a third of the county was done that way. A lot of areas in Santa Fe County never received the three percent increase

ever. They're still at 1960s values.

COMMISSIONER MAYFIELD: And Madam Chair, Assessor Martinez, so from 2009, arguably every residential property in Santa Fe County has been increased 12 percent.

MR. MARTINEZ: That were on the tax rolls, yes.

COMMISSIONER MAYFIELD: And this year it will go up to 15 percent.

MR. MARTINEZ: Come back?

COMMISSIONER MAYFIELD: It's three percent a year and it's been happening since 2009. Correct?

MR. MARTINEZ: 2009, and – what am I trying to say? Every year it goes up three percent on the total.

COMMISSIONER MAYFIELD: Whatever those established values were. If they were back in 1960, if somebody built a home in 2008, they got a three percent increase in 2009. So arguably everybody's had between a 9 to a 12 percent increase in Santa Fe County. Madam Chair, Assessor Martinez, also on that note, if folks have received that 12 percent increase, and I think you said it a little earlier though, we can go back to a certain day and start assessing market value from 2000, or you said 19 – if you go in and you assess somebody's home and you're going to establish the magic day of how far you're going to take somebody back. What year is that again?

MR. MARTINEZ: Okay. Are you talking about omitted assessments?

COMMISSIONER MAYFIELD: Omitted assessments. Thank you.

MR. MARTINEZ: A property that's never been on the tax rolls? Okay. If we come up with a property that's never been on the tax rolls, state law basically tells us we've got to put it on tax rolls the year that we discover it, which would be for this year, 2011, and we've got to go back 10 years. So we've established a market value for 2011, based on current market levels, and it goes to current market levels, and then what we do is we minus three percent each year like as if we'd discovered it way back then and given them the option of the three percent. So we're reducing their value by three percent going back to ten years to give them somewhat of a relief on that.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Martinez, when you say omitted value are you meaning somebody that's never been taxed or somebody that's had a very underestimated property tax that they are paying?

MR. MARTINEZ: In most cases it's individuals who had vacant land, added a house to it and never reported the house to us.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Martinez, let's say it's an existing home that has been here up in the traditional community of Canyon Road from the 1920s, for whatever reason that's been assessed whatever tax value it's been assessed. It wasn't omitted, it just hasn't arguably been trued up to what market values are up there. So would those folks be assessed current market values today? Where would you go back and assess those folks from?

MR. MARTINEZ: Let me explain this. If that house that was built in 1920 was put on the tax rolls and we had been assessing it, even though the value was low, it was 1920s value, we can only go up three percent.

COMMISSIONER MAYFIELD: You can only go up three percent?

MR. MARTINEZ: We can only go up three percent. Now if you have a piece of – that home, and it was valued at 1920s, but let's say in 1960 they added two bedrooms, in 1970 they added a den, then those parts that have never been assessed, now those we will be able to assess at current and correct. That part only.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Thank you, Mr. Martinez for bringing this forward.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I think we just on this issue maybe just agree to disagree and differing philosophies and differing perspectives. One thing I want to go on the record as saying is that the County Assessor's staff, many of which I've known when you've been the Assessor and the Assessor before you and the Assessor before him are still the same assessors and I appreciate the work that they do day in and day out. I think the item before us, from my perspective is speeding up the process of work that our staff that we hired to do is doing daily.

And frankly, in the scheme of the state of New Mexico, as you look at revenues and even overall assessments, Santa Fe County's Assessor's Department is still at the top of any list that you would pick. So I don't think – I know you've represented, Mr. Martinez, Madam Chair, that when you came into office, well, you've been in office for over five years and that's a long time. And I commend all Assessors that have come before that have ratcheted up requirements and I commend all the staff, day in and day out that you have, so I'm just disagreeing on this perspective that we need to bring in another layer of people to in turn assist those people right now. I think you're doing good with what you have and right now is not the time. Thank you.

CHAIR STEFANICS: Thank you. Okay, so I believe we have a motion and second to approve. Are there any more comments? Okay. All those in favor of approval to award RFP # 2012-0001-CSD/PL to Tyler Technologies for the data collection services for the County Assessor's office in the amount of \$1,955,851.00 inclusive of gross receipts taxes please say aye.

The motion passed by majority 3-2 voice vote with Commissioners Holian, Vigil and Stefanics voting in favor and Commissioners Anaya and Mayfield voting against.

- X. B. 3. **Resolution No. 2012-39, a Resolution Requesting an Increase to the Valuation Fund (203) From Cash Reserves for the Data Collection Services for the County Assessor's Office/\$500,000**
(Assessor's Office/Assessor Domingo Martinez/Teresa Martinez)

MS. MARTINEZ: Madam Chair, Board of Commissioners, this basically corresponds to the last item you took action on. This increases the existing budget authority of \$500,000 by another \$500,000 recognizing that one million dollars will be covered as of this fiscal year. I'll stand for questions.

CHAIR STEFANICS: Thank you. Are there questions or comments?

COMMISSIONER HOLIAN: Madam Chair, I move for approval.

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Okay. Are there any comments? Questions?

The motion passed by majority 3-2 voice vote with Commissioners Holian, Vigil and Stefanics voting in favor and Commissioners Anaya and Mayfield voting against.

CHAIR STEFANICS: I know that some people have already come for the 5:00 agenda, and I just would like for you to know that we have many things to do before we get to that point in time.

MS. MILLER: Madam Chair.

CHAIR STEFANICS: Yes.

MS. MILLER: I think that the large group over there is here just for one thing and that was the recognition of Richard Varela for his services, which is item XIV. C.

CHAIR STEFANICS: Okay. So let's, with the permission of the Commission, I'd like to move to item XIV. C. 1, and our County Clerk will make that presentation.

XIV. C. Recognitions

1. Employee Recognition to Richard Varela (Clerk's Office/ Clerk Valerie Espinosa)

VALERIE ESPINOZA (County Clerk): Thank you, Madam Chair, for moving this up for our special employee today.

[A slide show was shown.]

MS. ESPINOZA: We are here today to recognize Technical Sergeant Richard Varela who is currently an election administration specialist with the Clerk's office. I think that we should honor our veterans every day. We're taking this special day and I want to thank my staff for being here as well. Richard recently retired after being assigned to the New Mexico National Air Guard, the 150th Fighter Wing – he's got so many accolades it's hard to keep up. His accumulated service time is 29 years and two months.

During Richard's service to his country he was assigned to missions in Germany and Iraq. Richard has received numerous citations for his service including the distinguished meritorious service award, the national defense service medal, the global war on terrorism expeditionary medal and the numerous other awards and recognitions of his outstanding service to his country.

In the Clerk's office Richard helps to preserve our democracy in a different way. That's by assisting our voters here in Santa Fe County. He is efficient, direct and can be counted on to complete any mission assigned to him at home or abroad. He can also carry a voting machine and whatever it takes to get it worked on.

Please join me in recognition of Technical Sergeant Richard Varela and his years of distinguished and honorable service to our country. Thank you.

CHAIR STEFANICS: Thank you. And before we come down to shake his hand, I'd like to thank you and all of your colleagues who have been in service. My dad's a disabled veteran, still living at 88. I know we have many older veterans in this country and I hope that the country continues to treat you well, because that does not always happen. So

thank you very much for your service. Other comments from Commissioners?

COMMISSIONER HOLIAN: Madam Chair, Sgt. Varela, I would just like to thank you of course for your service to our County but from the bottom of my heart, thank you most of all for your service to our country.

CHAIR STEFANICS: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Thank you Sergeant. You carry yourself very well, professionally and respectfully on a daily basis. It shows before you even speak, and when you speak it shows even more. So thank you for your efforts and service to the country and your service to the County and the citizens.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Sergeant, I've known you for a while and thank you again and thank you for all the sacrifices that you and all the other members of the service have made for our country. Thank you.

CHAIR STEFANICS: Thank you. And we're going to come down and shake hands and take a picture. Yes, Denise.

DENISE LAMB (Elections Bureau Chief): Madam Chair, Commissioners, there's just one brief thing that I'd like to say. Richard and I were talking the other day and he reminded me that he and I have been working together for 16 years. We worked together at the Secretary of State's office. Then he came to the County and I followed him to the County. I just want you all to know that I hired Richard when I worked at the Secretary of State's office because of his demeanor and the way he worked with the legislature and the elected officials was so professional. He's carried that over here to the County. I just have such tremendous respect for him. He went on his tour of Iraq while he was here at the County and I can't tell you the effect that that had on me, knowing he was over there after all the years that we had been colleagues and worked professionally together.

So I really want to thank you for honoring him. It really means a lot to the Clerk's office. Thank you.

[Photographs were taken.]

COMMISSIONER ANAYA: Sergeant, if you could indulge us with a few words, I would greatly appreciate it if you feel comfortable doing it.

RICHARD VARELA (Elections Bureau): Madam Chair, Commissioners, I'd like to thank you all for recognizing me as well. One of the things I'd like to say is I'd like to thank the County and the State government for allowing us as traditional guardsmen to serve during the time that we're needed. And another thing I'd like to say is let's always remember our wounded warriors and let's remember the currently deployed military and support them constantly. Thank you all for your support.

COMMISSIONER MAYFIELD: Thank you, Sergeant.

XIV. D. Presentations

1. Employee of the Quarter (4th Quarter, 2011) Presented to Erle Wright Presentation by Amanda Hargis

CHAIR STEFANICS: Now, I would like to mention that both Richard and Erle were also recognized last meeting for the County EDGE graduation. So two honors.

Great.

AMANDA HARGIS (GIS Division): Madam Chair, Commissioners, we are very pleased to be here to recognize Erle Wright as the Employee of the Quarter. We're very fortunate to have Erle as a GIS employee at Santa Fe County. Every County department and office uses GIS and geographic knowledge to make better decisions about how to support our citizens safely, fairly and equitably. Erle's job is to ensure that we use geographic data that is accurate spatially, that is gathered in the appropriate timeframe, is from an authoritative source and is used appropriately and according to law.

Recently, Erle was responsible for proposing several Commission redistricting options or the County Commissioners' review and approval. This is a monumental task required by the United States Constitution to be undertaken once every ten years based on the federal count of population and it is a very important way to make sure that our voting rights as voting citizens are protected by having equal representation.

Erle very carefully analyzed the 2010 Census data and came up with multiple possibilities of redrawing district boundaries to comply with federal law, requiring equal representation of citizens and communities. He worked long hours to provide hundreds of copies of maps for preparation for various BCC packets, which sometimes were required only a couple of days after the Commissioners asked for additional options. Erle performed this task cheerfully, carefully, and even anticipated questions from staff and the public to have explanatory maps and data ready for review.

We know we can count on Erle to be thorough in his use and analysis of geographic data and we are pleased to recognize him as Employee of the Quarter for Santa Fe County.

CHAIR STEFANICS: Thank you very much. Erle, do you want to say a couple words? And then we'd like to come down and present you with a certificate.

ERLE WRIGHT (GIS Division): I'll keep it very brief. There is an I in GIS but it's really the team down there that did this. Debra Garcia, Daniel Romero, Mark Garland, our field staff of David Lucero and Matt Martinez, and also Socorro Ojeda who keeps us all working together and in line. And also Amanda's leadership. So thank you.

CHAIR STEFANICS: Thank you very much. Yes, Commissioner.

COMMISSIONER ANAYA: Madam Chair, Erle is kind of like the Meryl Streep of County government. We'll have to give him a bigger office and a trophy case. But really what you just said and giving credit to your team is a testament of who you are and how you do business. So congratulations and thanks for being here.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Congratulations, Erle. You really deserve this. I bet we had the smoothest redistricting process in the entire state. Thank you.

CHAIR STEFANICS: Thank you very much.

[The certificate was awarded and photographs taken.]

CHAIR STEFANICS: Thank you. I'd like to recognize Judge Segura who's joined us for this evening or this afternoon.

MS. MILLER: Madam Chair, while Amanda is here, if she could just introduce her new employee.

CHAIR STEFANICS: Okay. Amanda.

XI. B. New Employee Introductions

MS. HARGIS: Madam Chair, Commissioners, we have a new employee to introduce to you. Sorna Vantadu is our latest database administrator. She's our newest GIS employee at Santa Fe County. She was hired based on a recommendation from the Weston Plan which is the plan that we've been working on. That plan provides a pathway to share and improve the access to geographic data across County departments to improve our decision making abilities Countywide. We've been trying to hire someone into this position for quite a long time. Sorna has many years of experience as a database administrator, most recently with the State, and also working with GIS data. She'll be working toward creating a geographic data warehouse, which is a way to access and coordinate data from different departments more easily. This will enable us to cross reference data confirming that we are taxing and billing our citizens fairly and providing services equitably.

CHAIR STEFANICS: Thank you, and welcome to Santa Fe County. We hope you'll continue your great work.

COMMISSIONER VIGIL: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER VIGIL: I don't know if there are any other employees to be presented. Welcome. But I would ask, while Judge Segura is here that we consider hearing the proclamation honoring the Santa Fe Magistrate DWI Court program next.

XIV. Matters from the Commission

A. Proclamations

1. A Proclamation Honoring the Santa Fe Magistrate DWI Court Program for Promoting Public Well-Being, Reducing Recidivism and Decreasing the Negative Economic Health and Social Impacts of Addiction Through Participant Accountability (Commissioner Vigil)

COMMISSIONER VIGIL: Thank you, very much. It's really an honor for me reading this proclamation to the Board of County Commissioners for their enactment and it's an honor also to have Judge David Segura. If you'd like to come forward we're going to be presenting you with this. Let me just give a little bit of a precursor to this because I actually worked with the district attorney's office and Judge Segura was with the City police at the time, when there wasn't an alternative to the problems that the judges were dealing with in the court system. I'm very glad that they have really consolidated their thinking in terms of moving towards alternative resolutions to incarceration, and this is a project that Santa Fe County certainly is supporting. So with that, Madam Chair, the proclamation reads:

Whereas, the Santa Fe Magistrate DWI drug court program began the planning phases in October 2007 and accepted the first drug court participant in February 2009; and

Whereas, to date, the DWI drug court program has successfully graduated 28 participants; and

Whereas, a team of professional from the Santa Fe Public Defenders Office, District

Attorney's Office, New Mexico Adult Probation and Parole Office, New Mexico State Police, Millennium Treatment Services, and the Santa Fe Magistrate Court have been assembled to provide a continuum of services to support clients; and

Whereas, the DWI drug court program provides a foundation for participants to obtain discipline and effective coping skills through a variety of treatment services, such as group therapy, individual therapy, family therapy, equine therapy and the 12-step program; and

Whereas, the overall mission of the DWI drug court program is to encourage and support participants to successfully live a clean and sober life through rehabilitation;

Now, therefore, the Board of County Commissioners of Santa Fe County recognizes the DWI drug court program for 1) promoting a public well being through a collaborative, multi-agency approach, including a court-supervised regime, a treatment for substance-dependent offenders convicted of DWI, reducing recidivism by helping participants overcome their respective additions, protecting our community and decreasing the negative economic health and social impacts of addition through participant accountability and developing a collaborative system where justice and treatment meet.

I move to approve this proclamation, Madam Chair.

COMMISSIONER HOLIAN: Is there a second?

COMMISSIONER ANAYA: Second.

COMMISSIONER HOLIAN: Okay. A motion and a second,

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

COMMISSIONER HOLIAN: Would Judge Segura –

COMMISSIONER VIGIL: Judge, we have this for you and I know you have some information for us about a celebration. So let us give you this.

[The proclamation was presented and pictures taken.]

JUDGE DAVID SEGURA: Madam Chair and Commissioners, I would like to take the opportunity on behalf of our entire drug court team to thank you for this proclamation today. It has been now three years since we began taking participants into our program and I would like to say that our program model, as you read on the proclamation, is where justice and treatment meet. We take that model very seriously in our drug court program and provide the right amount of treatment and accountability so our defendants, our participants are able to successfully complete this program and return to our community in a drug- and alcohol-free model.

And so we're very, very pleased with our participation, all our successes that we've had. We now have a recidivism rate of only seven percent of the 70 participants we have taken into this program since its inception and that is absolutely exceptional in the drug court arena. We would also like to inform you that the Santa Fe Magistrate drug court was recently evaluated by a national firm who has now recommended to the administrative office of the court who oversees our program along with the Magistrate Court that the Santa Fe Magistrate Court become a model court, one of only a handful of courts to achieve that designation across the country. So we believe that we've worked very hard. We have an expressly committed team of professionals who I couldn't have asked for better assistance from;

they're absolutely exceptional, and our participants and the county as a whole benefits from that.

Finally I would like to say that tomorrow, in recognition of this three-year anniversary date our alumni association – we have an alumni group of the graduates of our program – has put together a recognition program tomorrow at 3:00 at the Magistrate Court on Galisteo Street. I would like to extend an invitation to all of you, as well as County staff, to attend and celebrate with us and our participants this milestone that we have achieved and we expect that we would have several dignitaries in attendance including members of the Supreme Court and members of our State House and Senate and others. So you are hereby invited.

COMMISSIONER VIGIL: Thank you, and I do plan on being there to read this proclamation, Judge. I believe the City of Santa Fe also has a similar one.

JUDGE SEGURA: That's correct.

COMMISSIONER VIGIL: Thank you.

CHAIR STEFANICS: Thank you so much for being here today, and congratulations on being recognized for the work.

JUDGE SEGURA: Thank you very much and again, hope to see you all tomorrow.

CHAIR STEFANICS: Thank you.

X. C. Community Services Department

1. Presentation on Teen Court's Program and Activities (Teen Court/Alice Sealey)

CHAIR STEFANICS: I know that a lot of staff are coming on late, but we really appreciate your being here.

ALICE SEALEY (Teen Court Director): Thank you, Madam Chair and Commissioners. First, I'm Alice Sealey and this is Jennifer Romero who is coordinator of Teen Court, and one of our other staff members had to leave. Sylvia Ortiz, who is the secretary senior had to go. We have family nights taking place right now. Family night is the presentation of how substance abuse affects the growing brain, and there are many families and teens coming to that so she had to leave, unfortunately.

I am someone who is very fortunate to have the job that I have because my job gives me daily satisfaction in being able to help people. During the 15 years that I've been working at teen court we have served approximately 7,500 teens and families in Santa Fe County. That was at a cost of approximately \$300 per client, which is a very reasonable cost, very cost-effective program.

And what happens with Teen Court is that it's a very extensive program. When someone is referred to Teen Court they actually have to go through a screening and an assessment which tells us if they have any other psychological – it's a psychological evaluation. After that they will receive [inaudible], drug tests, counseling. They will get to go to Teen Court itself, the actual court process, after which they will be sentenced to a certain number of hours of community service, a certain number of jury duties and basically, through this process, the goal is to change the community norms. So it affects the teens and families in many ways, and it goes out into the community in little tentacles going out into the

community.

One of my favorite personal pieces of Teen Court is the teen attorney program, and this is the program where teens from all the high schools in Santa Fe come and work at Teen Court and they volunteer their time once a week to be there and to act as defense and prosecuting attorneys. They also get to act as judges, bailiffs, court clerks. They help with paperwork.

Just to give you an example of one case. We had a teen that was sentenced to Teen Court for shoplifting. She was serving on the jury as part of her sentence. During that process there was a defendant on the stand who was speaking about how she was struggling in school and having a really hard time. And this teen raised her hand on the jury and said she would like to volunteer to tutor her. So I, after court, approached this teen and said this is so amazing. I would like you to come and be a teen attorney. She then served as a teen attorney for several years. After she graduated she went on to Santa Fe Community College where she's now a student, and she's presently working in our office as an intern for free as part of her college program.

So these are the kinds of side-effects that Teen Court can have and so I just want to thank all of you for the opportunity to run this program.

CHAIR STEFANICS: Alice, you've done a great job. Could you tell me what happened in the session with your funding?

MS. SEALEY: We got back in House Bill 2. So we are in House Bill 2.

CHAIR STEFANICS: At a flat or an increase?

MS. SEALEY: It's a little decrease, I believe. There's some confusion about that actually. We're so hidden in House Bill 2 that I'm not sure of the exact amount but it's either \$50,000 or \$60,000. \$60,000 is what we've presently been receiving but since we were removed House Bill 2 completely and got back in it's sort of a mini-miracle. We're very happy about it.

CHAIR STEFANICS: If something happens later where the money is somewhere else, like the AOC or someplace else –

MS. SEALEY: That's where it's designated.

CHAIR STEFANICS: And we need to lobby on your behalf to make sure the money gets there let us know.

MS. SEALEY: Well, it is designated to go to the AOC in District Court funding to come to us. So it should be okay, and we're certainly –

CHAIR STEFANICS: So Alice, how long have you been with the program?

MS. SEALEY: Fifteen years.

CHAIR STEFANICS: And I heard you might want to leave?

MS. SEALEY: I don't want to leave but I will be leaving in a month. This is my final month here and it's been the most wonderful experience for me. I'm hoping that I will come back. Well, actually, Jennifer and I have a plan that I'll come back and volunteer. So I'm going to take a little trip with my husband and then I'll come back. I'm not going to disappear, because I love this kind of work too much.

CHAIR STEFANICS: That's great. And for those – I know some Commissioners have been to the Teen Court and participated and some haven't, so please – it's a great experience to watch the teens.

MS. SEALEY: I think all of you have seen the Teen Court and Commissioner Vigil has many times served as the judge at Teen Court and has helped the Teen Court in other ways. And I believe you all visited. Am I correct in that?

CHAIR STEFANICS: That's great. Because I think we're all very, very impressed, not only with your work but your staff's work and seeing the results. Now, the judge was talking about, in the program that he was representing, the recidivism. Do you have any kind of recidivism rate?

MS. SEALEY: Yes. We did a recidivism study last year. Was it last year? Last year. Yes. And it showed approximately 15 percent recidivism, which is actually very, very good for this, meaning that 85 percent of these teens are not going out and committing any other offenses. So we do have this study and you're certainly welcome to look at it any time.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Mayfield.

COMMISSIONER MAYFIELD: On that point, are they allowed to come back into the Teen Court program or do they get a one-shot opportunity at that?

MS. SEALEY: Actually, it's a first-time offenders program, so the way we do it is that if a teen were to commit a different type of offense – for example, we have two courts. We have the traffic court and we have the misdemeanor court. So if they were there for a traffic offense but they came back on a misdemeanor charge or vice versa, then we would let them back in the program. Our sort of standard is that we don't like to turn people away if we feel that the program could help them in any way. So sometimes we create a special program for a special need. But there have been teens that have been through the program twice and there's even been occasional people that have been through the program three times over the – it can't be like the next week or the next month, but with traffic cases in particular, if they get another traffic ticket, sometimes we roll the offenses together so they can clear their record of two different charges at the same time, to help the teens. So we're a little bit flexible.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Sealey, do you ever have, as far as sentencing, where teens have to go to our jail or maybe have inmates come and talk to them?

MS. SEALEY: Yes. We have a program where we take them to the detention center. It's the reality program of where you will end up if you don't complete Teen Court and stop doing – making bad choices. So yes, we take them there and actually, I used to go on these tours regularly and it's pretty interesting and it's interesting to see how it affects them, and how it affects me.

COMMISSIONER MAYFIELD: Thank you.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Thank you, Alice, for all the work that you've done. I sort of feel like this program is like a jewel in the crown of the County. It really is terrific and when you think especially about how little it really costs to make such a big difference in people's lives. So I really appreciate everything you've done, and Jennifer. And I hope that after your world tour you will come back to the County and I will continue to be here. Thank you.

MS. SEALEY: And also, Jennifer wanted to say a few words.

CHAIR STEFANICS: Okay. Let me go to Commissioner Anaya and then we'll –

COMMISSIONER ANAYA: Madam Chair, Alice, we've had big fund over the years.

MS. SEALEY: Yes, we have.

COMMISSIONER ANAYA: Good work and we've had challenges but we worked through those and you've done a good job and you've hung in there and there's a lot of kids that you've helped and a lot of people that you've helped stay away from bad choices as you put it. So thank you. Thank you for those efforts and your efforts in the County and the state around Teen Court issues and just helping kids in general. Thank you.

MS. SEALEY: Thank you for that opportunity. I really feel like this program has allowed me to connect with my community in a way that's so special. Since I've been doing it for 15 years, everywhere I go my teens are there, and they're adults now and they're out in the community working and being productive members of our community and it's amazing. Thank you.

CHAIR STEFANICS: What a great feeling. Jennifer.

JENNIFER ROMERO (Teen Court Coordinator): Madam Chair, Commissioners, I first wanted to thank you for visiting us and we welcome you back at any time if you want to come over on a Wednesday evening. We do have 16 different program components that we work on every year. We revamp, depending on the needs of the community. We have highly qualified facilitators for each program. Recently, we did the fresh start truancy program. We started a pilot group last year and that's kind of been one that I've taken on myself in conjunction with Santa Fe Public Schools and juvenile probation.

I don't know if any of you read the article in the Sunday paper, but there were two pages on the truancy program, Teen Court, and we were mentioned in a couple other articles on Saturday. So you can see we're a huge resource here in Santa Fe. We're well known to the community and they use us often. Alice has done a really good job at doing that and keeping everybody in the loop. We meet with the schools every year, juvenile probation on a regular basis so that everybody knows what we're doing.

I just wanted to talk a little bit about the truancy component. Besides the other programs that we have – shoplifting, the substance abuse program and the parent middle school involvement program and many other components, this has been my biggest challenge, actually. I have found that it's harder to get a teen to attend school regularly than it is to stop a teen that's been a habitual marijuana smoker for the last three or four years.

So it's definitely a challenge in the community. It's something that nobody has really touched on; now I know why. Because they're truant it's hard to get them to attend school or to get them in the Teen Court office for the first time. But we've had many successes with that program. We have parents that struggle with us in the beginning. They don't want to come in. They give us every excuse in the book from being sick to vacations and we always tell the teen and parent that we will not lower the bar. They have in the past been dropped through the cracks at the school or by their parents and actually in the beginning, it's funny. We started the program with just the teens involved and we realized that the issues were much deeper. There's a variety of different things going on in the home and without the parent present for these classes. We meet every Tuesday. This afternoon, actually, we have

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somebody covering for us. But we've realized that it's really the parent that needs to be there and we try to involve the parent in many of our components. And that's all I have for you. Do you have any questions?

CHAIR STEFANICS: Thank you very much. Questions for Alice or Jennifer? Again, what a great program and I know the teens are getting a lot. But you know, Alice, seeing the young people grow up and have productive jobs must be a really good pat on your back, to see that.

MS. SEALEY: There are quite a few lawyers in the Santa Fe community that have been through the Teen Court. I have teens that are in law school right now and actual practicing lawyers that started out as teen attorneys. I always tell them they owe me free legal work. So hopefully I'll never need their services, but they're out there and it's great to see them. I see these teens everywhere.

CHAIR STEFANICS: Well, I thank you. And I'm going to just share a little tiny story about my family. When my brother was 10 years old he snuck out in the middle of the night to the neighbor's house and a boy who was about his age, but much shorter, they went joy-riding in the other boy's father's car. So when the police stopped them, the time of the day was to practice tough love or to get the kids off. And so from a very, very young age my brother learned that if he stepped out of line again he was in deep trouble. But this program is really helping people and it's giving them a second chance. Thanks very much and thanks for sticking around. Thank you for the presentation.

X. D. Public Works Department

1. Resolution No. 2012-40, a Resolution Amending the Santa Fe County Road Map and Certifying a Report of the Public Roads in Santa Fe County (Transportation & Solid Waste Division/Adam Leigland)

MR. LEIGLAND: Madam Chair, Commission, once a year we're required to submit to the state a certified list of all the roads and we use this to receive funding based on the state gas tax. I think this is pretty self-explanatory. The roads that we added that came from two other ordinances that were passed by this Commission in 2011. One was adopting the road in the Community College District and most of the roads came from the County adoption of roads in the Santa Fe County Housing Authority neighborhoods. I stand for questions.

CHAIR STEFANICS: Questions, comments from Commissioners?

COMMISSIONER HOLIAN: I move for approval.

CHAIR STEFANICS: Is there a second?

COMMISSIONER ANAYA: Second.

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

X. D. 2. Request Approval of Cooperative Project Agreement No. S100120 for Preliminary Engineering of the NE/SE Connectors in Santa Fe County, New Mexico in the Amount of \$500,000.00 (Transportation & Solid Waste Division/Adam Leigland)

MR. LEIGLAND: Madam Chair, Commission, this is to request approval for the first step in what I think will be a very significant project for the County and that is the location study for the northeast-southeast connector, which, for those of you not familiar with it runs from Rabbit Road and it will run south near the Oshara Subdivision down towards the Community College. As I said this is the first step. This is what is called a location study. It just examines right-of-way issues in that area. And we're receiving most of the money as a grant from the state and that's [inaudible]

CHAIR STEFANICS: I think that's very important to note, Commissioners. Quite a bit of the money is CPO funds and the MPO has this on their list. There is a map that shows you better if you need to see the southeast connector/northeast connector. What's the pleasure of the Commission?

COMMISSIONER HOLIAN: I move for approval.

CHAIR STEFANICS: Is there a second?

CHAIR STEFANICS: Okay. Comments, questions, discussion?

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

XI. Matters From the County Manager

A. Legislative Update

CHAIR STEFANICS: Do we need to take legislative update or can that wait?

MS. MILLER: Madam Chair, I can give it to you really quickly. A couple things on the legislative update. This one is to let you know we have a report we'll hand out to you that basically says all the bills that have passed and the ones that have been signed in the report. [Exhibit 2] The ones that have been signed by the Governor are the ones highlighted in yellow and the ones that have passed that are of interest to us, of note to us are the ones in a square. So we've kind of outlined them on the report for you so you can see which ones are of interest to us that would be signed, most of them, be signed by the Governor.

We are sending a letter or have sent a letter requesting that the Governor sign the capital outlay bill.

CHAIR STEFANICS: Excuse me. Commissioners, you have a copy of that letter we sent to the Governor on your desk.

MS. MILLER: And then at the back of this report is the list of Santa Fe County appropriations and those that are highlighted are the ones that would come to Santa Fe County. As I said at the last update, they break it down by county but they don't break it down by entity that will receive the grant, but the ones that are highlighted in yellow on there are the ones that we anticipate we will have grant agreements with the state for us. So that's

pretty much the legislative update.

CHAIR STEFANICS: Okay. Questions on legislative update? Okay. Next item.

MS. MILLER: Okay. Then we already introduced the new employee, then one or two other items real quickly. One is that I received a request from Santa Fe Public Schools. The Santa Fe Public School Board had requested a joint meeting of the ability to meet with the County Commission at the beginning or the end of one of your regularly scheduled meetings to discuss the potential site for the Agua Fria School. I asked what was the purpose for that meeting and it was to talk about possibly different uses of our community center, uses of different locations of the school site, and possible collaboration and cooperation issues.

The rest of the things the staff has been working through with the staff at the schools and going to the school board meetings but the board itself wanted to meet with you.

CHAIR STEFANICS: Commissioners, I'm going to give my opinion first and then ask for your reaction. I believe that we have on our agenda first a meeting with the new City Council, once they're elected, with the County Commission. We have already – and I think that that should take precedence. We have already indicated to the Santa Fe Public Schools that we would cooperate with a piece of land and to me this seems like a staff-to-staff discussion negotiation. I'm not sure – Commissioner Vigil, it's in your district, but other Commissioners, I'd like to hear what you have to say about this before –

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes. Commissioner Anaya.

COMMISSIONER ANAYA: Refresh my memory. Did we as a Commission support the parcel of land and when did we do that? Just so I could –

CHAIR STEFANICS: We talked about this two months ago?

MS. MILLER: Madam Chair, it's actually been a little longer. It was in the fall. The Public Works staff, Mark Hogan and Rudy came forward and gave an explanation to the Commission on what the Public Schools were requesting, and staff was given direction to discuss options. No particular formal action of a resolution or anything like that was taken but direction was given to go ahead and talk, enter discussions with the school district on what options would be available.

CHAIR STEFANICS: As part of the history, the County has tried to be cooperative with the Public Schools. There have been some arrangements made back and forth, but rather than – I just would feel comfortable if we heard the request directly from our staff as to what they need or want, but that's up to you all. Commissioner Mayfield, you had something, and Commissioner Vigil.

COMMISSIONER VIGIL: Well, I don't want to brush off the request from the school board. One of the benefits I think that might create is the fact that I know I have met with one school board member and I think some of them have met with some of the other Commissioners. I don't know. And I don't have the same clear story as to what their intent is or what proposal is there. As a matter of fact, I think one of the issues was I understood that they weren't interested in a community center or looking at dedicating or even considering a community center being utilized by them. But I understand that there is another board member who may have a different opinion.

So one of the greater benefits of sitting down with the governing board authority

when they request is that we're all listening to the same message. I think that what I have been involved with this and to the extent I have been is really to allow staff to move forward with this and look at alternatives and work with them. The last communication I had was to let the school know that it's really Agua Fria community who also needs to be very, very engaged in this, and I think the last response I received was that would be the direction that they would take to start talking to the community.

So, Katherine, I might just say is what we need to do is find out if that will be the next step they take because it would be my preference that they have that meeting before we actually have ours, because it's better to have them meet with them before than to have us kind of get a sense of direction. The community will feel more engaged and empowered in this.

So my recommendation would be that we stay in communication with them, that we find out what steps they're going to take in meeting with the Agua Fria community, and when those communications have occurred learn if their positioning is the same. Because we can sit down and talk to them and think, well, this might be good, but the community may not feel the same way. So that was my last communication. I'd like to have us communicate to the school board that in fact that that next step would be a critical piece to us having any kind of discussion and then at that point in time hear what they would have to say about that. And then maybe consider if it was even necessary to meet.

CHAIR STEFANICS: I think that's a great point, Commissioner Vigil, about the community needing to be at the take and involved in any discussions about what they would like to see in their community. The other comment I would have is perhaps this is a time when we would try the model of two Commissioners and two public school board members meeting to discuss whatever the concern is while also asking, so that would not be a quorum of either body and there might be some communication there too. So that could be proposed, Katherine, as well. Are the Commissioners comfortable with that? That we'd go two-pronged, ask them what they're doing with the community and then maybe seeing if they want to have two board members and two from each body meet.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER ANAYA: I think I would agree with Commissioner Vigil that if they extend an invitation to us to talk that we should honor it. And as far as if it's a smaller group of us I suppose that could be an alternative, but in the broader context I actually feel that we should have meetings with the school boards in all three areas – up north, in Santa Fe as well as Moriarty. Not so much in the context of this issue but just from the fundamental standpoint of understanding where we are respectively and how our work impacts one another, because I know they face tough challenges as we do. So I'm always in support of any opportunity that we can take to engage in dialogue with other policy groups and people that are dealing with issues on a regular basis.

As far as this specific issue I guess I would defer to the Commission, but in broad brushes, I would like us to meet in a formal way with all the school boards effected in Santa Fe County that we work with.

CHAIR STEFANICS: Because I think that Commissioner Vigil has put out some strategies for her district and for that school, so Ms. Miller, maybe you could pursue

that. I think that maybe if we do pursue meetings with the different school boards that we might set them up as study sessions so that we're not moving into – so that it's a dialogue versus moving into any formal actions as well. So we'll take that recommendation under consideration.

So, Katherine, is that enough direction? Yes. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, just on this point. Again, Madam Chair, Ms. Miller, I don't recall us voting on anything respecting the area out where the Nancy Rodriguez Center is. I know we talked about it and said you guys were going to talk. I know in the paper recently I read that we were opening up a trench and now I think that there's been some debris found. So that's something we're going to sit down and discuss with the school board or any other discussion they'd want to have. I'm all for it. As a collective body I think that's great.

I am going to bring up an issue that I brought up probably two months ago. I tried to get an MOA, an MOU through to meet with the Pojoaque Public Schools and I felt straight up that there were a lot of questions in that. And I'm kind of thinking here, well, what's really the difference here? So I mean if we're going to do this I hope it's done equitably I hope that we recognize that there are other school districts besides Santa Fe Public School District in Santa Fe County that have asked for us to work with them on different projects. I would hope that we could meet collectively as boards to collaborate on ideas. I think the bottom line is just to provide for our children. I really believe that in all my heart and I think we should be stepping up every public effort we can.

We just heard from Ms. Sealey what a wonderful job she's doing for our children and if we have an avenue to do it with our local public schools, arguably with – I don't think we can do it with private schools. But if we have this avenue where bodies want to get together and collaborate on ideas I am all for it. So I would fully support us meeting jointly.

MS. MILLER: Madam Chair, Commissioner Mayfield, I think the original intent was they just asked if they could potentially lease some of our property, and it has – and then that discussion led to what's under that property, that then led to can we locate to another place and can we use your park and can we use open space and your community center, so it seems to have grown to a discussion, which is why I think that the school board, from what I could ascertain from the conversation I had with the superintendent was why they wanted to meet. Because it wasn't so much it had grown from can we just locate our school at this site to something much broader. So I think it has gone to a larger discussion.

COMMISSIONER MAYFIELD: And Madam Chair, Ms. Miller, I appreciate that and that's why I do believe and I respect all that staff does; I know you guys work very hard. But I do think that that should be something that the policy makers should also be meeting about. If we're going to go out there, and I would clean up any ground that we have to clean up for any Santa Fe County citizen here, but that's something we need to discuss. If we're going to be negotiating with SWMA as far as cleaning up that old dump site or whatever was found out there, we need to discuss that with the public schools. Who all is going to pay for this if you all decide to relocate? And vice versa.

Madam Chair, Ms. Miller, I'm going to get off the topic for one little second. If you can get me an update of what's going on with the Pojoaque – what was it? A task force that we were going to work on with staff, I'd appreciate that update also. Thank you.

CHAIR STEFANICS: Thank you. So on this immediate issue I think some recommendations have been given to you. In terms of equity among the school boards, I'm hearing an issue that we want to be fair and to dialogue with everybody. So perhaps we could set up a series of study sessions with all different school boards over the summer or early summer before we get into problems.

Okay. So do you want to respond to Commissioner Mayfield about Pojoaque?

MS. MILLER: Madam Chair, I'll have to check with staff where we are, because I don't which other boards have approved the agreements.

COMMISSIONER MAYFIELD: That will be fine. Thank you.

CHAIR STEFANICS: Okay, Katherine. Anything else?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: Let me go back to something that we just approved. Madam Chair, it was presented to us by Mr. Adam Leigland and I just want to let the public know, on the approval that we just did for I guess truing up our County mile roads that we maintain with the State Highway Department, just to let the public know that we are out there taking care of approximately 576 miles throughout Santa Fe County. Staff is very diligent about getting to these roads, collectively, individually, we all receive calls or complaints or just questions about addressing roads, and I just do want the public to know once again, feel free to call me any time. Feel free to call staff any time, and we will definitely have your road on a project list. 576 miles is a lot of mileage so I just want people to know that. Thank you.

CHAIR STEFANICS: On that point, we used to put on our County website, not only how many miles of County road we had but what it costs to take care of each quarter mile road in terms of either grading, basecourse or paving. This isn't going to require a response. And what portion of people's property taxes go for that. And my understanding is that less than \$2 out of every \$100 of property taxes goes for road improvement. So let's make sure that that information is very visible and updated on our County website. That would be great. Anything else for the Manager?

We have been sitting here since 1:00. We have an executive session coming up next. That will give us a chance to stretch our legs before we come back for the evening session. Mr. Ross.

XII. Matters From the County Attorney

A. Executive Session

1. Discussion of Pending or Threatened Litigation

2. Limited Personnel Issues

3. Discussion of the Purchase, Acquisition or Disposal of Real Property

MR. ROSS: Madam Chair, we need a closed executive session to discuss pending or threatened litigation, limited personnel issues and discussion of the purchase, acquisition or disposal of real property.

CHAIR STEFANICS: Okay. Is there a motion?

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER HOLIAN: I move that we go into executive session where we will discuss pending or threatened litigation, limited personnel issues and discussion of the purchase, acquisition of property or water rights.

CHAIR STEFANICS: Is there a second?

COMMISSIONER VIGIL: Second.

Pursuant to NMSA Section 10-15-1-H (2, 7 and 8) the Commissioners voted unanimously to go into executive session with Commissioners Anaya, Holian, Mayfield, Vigil and Stefanics, and all voting in the affirmative.

CHAIR STEFANICS: How long do you think that will take, Steve?

MR. ROSS: Madam Chair, the Manager and I were just discussing it and we think 30 to 45 minutes.

CHAIR STEFANICS: Okay. We will be back here between 6:45 and 7:00 pm for the evening session.

[The Commission met in closed session from 6:00 to 7:10.]

COMMISSIONER VIGIL: I'll move that we come out of executive session where the only discussions that we had were under the subject of personnel matters and – I'm sorry, what was the second one?

CHAIR STEFANICS: Real property.

COMMISSIONER VIGIL: Real property, and we never did discuss litigation. Those present were all Commissioners, County Manager Miller, our Attorney, Steve Ross, Deputy Attorney Rachel, and Deputy County Manager Penny Ellis-Green.

CHAIR STEFANICS: Thank you very much. So we have a motion to come out of executive session. Is there a second?

COMMISSIONER HOLIAN: Second.

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

CHAIR STEFANICS: Okay. In order to manage the agenda a little bit more I understand that item XIV. E. 1 will be put on the next calendar?

COMMISSIONER HOLIAN: Yes. Do you want me to make a motion?

CHAIR STEFANICS: No, we're going to do it all together with all of them. Commissioner Vigil, your E. 2, should that stay on for tonight?

COMMISSIONER VIGIL: Yes, Madam Chair. That can go by very quickly. That needs to be taken care of before this weekend.

CHAIR STEFANICS: Okay. And D. 2, the bike plan has to be very short. I know you guys have been waiting a long time, but it's got to be short because we are going to be discussing other things after that. And then we are going to – so we're tabling one item, and we're moving the authorization to public title and general summary of XII. B, C, and D

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to the last items of the evening. So right now, we are on Matters of Public Concern.

XIII. Matters of Public Concern – NON ACTION ITEMS

CHAIR STEFANICS: Are there any matters of public concern that anyone would like to come up and share with us? Thank you for being here though.

XIV. B. Appointments/Reappointments

1. Appoint Members to the Maternal & Child Health Planning Council (Community Services /Steve Shepherd)

STEVE SHEPHERD (HHS Director): Madam Chair, Commissioners, staff comes before you to request the appointment of three applicants to the Maternal and Child Health Planning Council. Ms. Janet Aboytes is currently the program director for the Teen Parent Center, Ms. Kristi Halus is a supervisor for the Early Childhood Development Department at New Mexico School for the Deaf. She is a previous member of the council but has taken a hiatus so that she doesn't violate the consecutive terms of the resolution. Ms. Aimee Putman facilitates prenatal breast-feeding classes and support groups at the Birthing Tree Cooperative.

CHAIR STEFANICS: Yes, Commissioner.

COMMISSIONER ANAYA: Move for approval.

COMMISSIONER MAYFIELD: Second, Madam Chair.

CHAIR STEFANICS: Okay. And before we vote I just want to point out that your memo says there is one vacancy for Commission Districts 1, 2 and 5. Correct?

MR. SHEPHERD: That is correct.

CHAIR STEFANICS: So we can send your our nominees.

MR. SHEPHERD: That would be great.

CHAIR STEFANICS: Okay, so there's a motion on the floor and a second.

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

XIV. D. 2. Presentation of the Santa Fe Metropolitan Planning Organization Draft Metropolitan Bicycle Master Plan (Commissioner Stefanics/Public Works Department/Adam Leigland, Keith Wilson/MPO)

CHAIR STEFANICS: This is related to the MPO. It does need to be quick. Otherwise you'll have a little riot up here.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, just a suggestion on appointments. Is that something on the committees that we could have under Consent? And then if Commissioners wanted to pull them off because we had questions we would do that?

That might be something we could expedite. Is that something that –

CHAIR STEFANICS: It's fine with me, Ms. Miller, unless any other Commissioners object. Commissioner Holian, is that fine with you?

COMMISSIONER HOLIAN: Yes, Madam Chair.

CHAIR STEFANICS: As long as we are being asked who we want to select from our district when there are those things, I think we should probably be in agreement. And we are always allowed to take something off the Consent Calendar. So let's put those on. Okay? Thanks very much for that suggestion. Thank you, Keith. Would you introduce yourself to everybody?

KEITH WILSON: Yes, Madam Chair. My name's Keith Wilson. I'm the senior planner with the Santa Fe Metropolitan Planning Organization. I think all of you are familiar what the MPO is because all of you have served at some point or currently are serving on our policy board.

CHAIR STEFANICS: We do have a colored handout at our desks for this.

MR. WILSON: So the reason we're here this evening is we're in the process of developing our bicycle master plan for the MPOA which includes the city and county urbanizing areas. We presented it to our policy board which includes three County Commissioners back in November and it seemed that the focus of the discussion related to bicycle issues was focusing in on how to accommodate bicyclists on roadways. So what we were asked to come here to do was to give an overview and have some discussion among the Commissioners. What we thought we would do, given the limited time that we have was just to focus in on the issues related to the on-road facilities for bicycling to improve the bicycle network.

We've been working on this bicycle master plan, the actual creation of the master plan for about 12 months. The previous 12 months we were in pre-planning, identifying possible facilities. We hired the services of Tim Rogers, who's an experienced consultant in bicycling. He also lives in Santa Fe so he knows the area inside out, and he's going to do the bulk of the presentation on the roadway stuff and so we're getting near the end of this process. We're about to release a draft document for public review and we want to bring it to our policy board at the April 12th meeting to start the approval process and then hopefully once our policy board's approved it we want to circle back and see which portions of the plan the County may want to adopt, either as a whole or certain aspects of it.

So I'm going to hand over to Tim, and then what I'm probably going to do is jump straight to the case and start addressing the roadway issues so that we don't overdo our time on just the mundane stuff. But if you're interested in more details of the plan we're happy to meet with you individually and give you a more detailed overview. So I'm going to pass over to Tim and we'll get this moving. Thanks.

TIM ROGERS: Madam Chair, my name is Tim Rogers. I'm a consultant with the Metropolitan Planning Organization. The theme for our bicycle master plan is riding to League of America Bicyclists Gold. That's based on the fact that the City of Santa Fe has been recognized on the bronze level as a bicycle friendly community, and we want to bring Santa Fe up to gold and we're happy to have the County be part of that.

I will skip, as Keith mentioned, I was going to talk about some of the approach and the process. It's basically a combination of using professional guidance on bikeway planning

combined with public input – meeting with citizens, local government staff. We go into the benefits of bikes, what we envision the bikeway system to look like. The backbone of a bikeway system is multi-use trails. They're defined in the professional guidance as facilities on exclusive right-of-way with minimal cross-road traffic. These are four of the major multi-use trails that are in the county area outside of the city. The River Trail and Rail Trail are built, parts of them are built. Arroyo Hondo Trail and New Mexico Central are ones that are planned. The key is that these are alignments that are independent of roadways, and that's why they function well for multi-use paths.

To look at the professional guidance on bikeway planning, the guidance really emphasizes that it's really a combination of roads and trails and that shared-use paths should not be used to preclude on-road bicycle facilities but rather to supplement a system of on-road bike lanes, wide outside lanes, big shoulders and bike routes. The reason I bring this up is because we have a lot of roads in the county area that could be called major roads, major collectors or arterials that really should have on-road bike facilities, meaning a shoulder or a bike lane, and it appears that one of the main reasons they don't is because there are trails in the area and perhaps these trails are thought to fulfill the role that would be fulfilled by on-road bike facilities.

Trails along roads in particular are very problematic and are really not advisable as a strategy for accommodating bicycles and the photo here shows one of the problems of drivers not expecting bicycles. There's many reasons why bicyclists should be accommodated on roads and this is one of them.

So when I say this I don't mean to imply that these trails have no function. The trails that have been built in subdivisions in the county do play a role. They are bikeways to local destinations. They are pedestrian paths. When they are alongside the road they play the function of a sidewalk and they are great recreational facilities. But again, they should not be looked at as a substitute for on-road facilities for bicycles, particularly when we're talking about bicycle transportation, which is our focus.

So for that reason the first recommendation in the Bike Master Plan is to implement complete street policies for all construction and maintenance in the MPO area. And complete streets are streets that provide appropriately for bicycles, pedestrians and transit. The photo here of Governor Miles Road shows a complete street that is the result of the City's requirements under Chapter 14, and indeed it does have – Governor Miles Road is a major road. It is appropriate that it should have bike lanes and it does. It has a sidewalk with a buffer, which is part of Chapter 14's requirements, and it's got accommodations for transit as well.

Complete streets is a movement that's both an advocacy movement and it's a professional movement I guess you could say. The folks who support complete streets include not only transportation agencies such as federal highways and the Santa Fe Metropolitan Planning Organization, which has passed a resolution on this, MPO's all around the country, but also the public health community is behind this and in New Mexico that includes the New Mexico Healthier Weight Council, which has made complete streets actually a major focus of their efforts to improve the public health of New Mexicans by providing for active transportation, walking or bicycling, as a way to integrate physical activity into their life.

But complete streets does not mean that every road has to have bike lanes or sidewalks. Major roads need to have at least shoulders. Richards Avenue in the county area south of I-25 is a complete street. The shoulder provides for bicycles. Arguably, there's not enough pedestrian demand to warrant a sidewalk; the shoulder plays that role. Often when there's discussion of should a road have shoulders it is reduced to do we need to provide for bikes? But really, the benefits of paved shoulders or bike lanes along major roads go far beyond providing for bikes. AASHTO recommends shoulders on paved roads not for bikes but for motor vehicle safety. Not just for bikes, I should say.

So the benefits of paved shoulders or bike lanes on major roads include a lot of benefits for motor vehicle safety. It's a recovery zone, it's a breakdown or stopping area, parking area, space for emergency vehicles, maintenance workers. A shoulder plays an important role in roadway preservation, because the side edge of the road will not crumble right next to the travel lane. It improves drainage and snow removal. It even – we learned recently in New Mexico 41 when DOT was working on planning for that they mentioned that the paved shoulder has a role in fire prevention. It's very important as a space for pedestrians where there are no sidewalks. And it's been shown in rural areas a paved shoulder along a road in a rural area will reduce pedestrian fatalities by 70 percent, and that's very significant for New Mexico. We lead the nation, depending on the year, we're among the leaders in pedestrian fatalities. So those are reasons for having a paved shoulder.

So we do have major roads that have been built in recent times in the Community College District that do not have shoulders or bike lanes. And this recommendation is intended to try to change that policy. So Rancho Viejo Boulevard connects New Mexico 599 station with Rancho Viejo and with the Santa Fe Community College, has a speed limit I believe of 45 miles per hour, but it has no shoulder or bike lane and it would cost a lot to put it on now. It would be a lot cheaper to get it on in the first place.

Adding shoulders after the fact is expensive. It's not something we're proposing doing on a massive scale. The one road that is a County road on which we are proposing to add shoulders is Old Santa Fe Trail between Zia and El Gancho Way, and that's one that advocates have been asking for for years. There is some state funding from the past that's dedicated to this. County staff is already looking at it and so we certainly include this in our recommendations. But it's the only true road-widening project of a County road that we have in our five-year horizon of the implementation plan, because it is an expensive way to go about providing for bicyclists.

More often, for this kind of retrofit of bicycle facilities the cost-effective way to pursue retrofits is to identify places where you might be able to reallocate road space and create a shoulder or bike lane on each side. A prime candidate that is a County road for that type of thing is Tesuque Village Road, south of Tesuque Village, which has a climbing lane. It's a three-lane road. Perhaps you all are familiar with the City's work on Cordova where they turned a four-lane road into a three-lane cross-section with a middle turning lane and it has shoulders on both sides. Those shoulders now benefit not only bicyclists, also pedestrians. There's no sidewalks on most of that segment. And that set up improves motor vehicle safety.

So on Tesuque Village Road there's a climbing lane that is arguably an antiquated design. I don't think there's many vehicles that truly have trouble reaching the speed limit

climbing this hill. This road could be restriped into a two-lane road with shoulders. That would be great for pedestrians, bicyclists. It would be good for motor vehicles. I think the passing lane at this point mostly serves to allow some vehicles to exceed the speed limit. I don't see another function for this passing lane. So this is one of our proposals in the five-year implementation plan is what you could call a road diet of Tesuque Village Road. I'm not sure if I mentioned road diet is the name for reducing the number of travel lanes on a road.

Another candidate is Avenida del Sur, which is another road in the Community College District that was built without bike lanes or shoulders. It now does have bike lanes in front of Amy Biehl School and it will receive bike lanes between Amy Biehl School and Richards Avenue through private development. And that leaves a very short segment between Amy Biehl School and Rancho Viejo Boulevard. And that segment in fact includes a lot of areas for parking that are not used for parking and arguably are not usable for parking, because where do you go when you park your car here?

So this is another partial road-widening project but I've kind of created a mock version of how you could create a bike facility on this road. The section is only about – less than a quarter mile long and if we do this retrofit we will have an on-road facility connecting to Richards Avenue which in turn has shoulders going all the way into the city. So it's very much of a targeted project.

So just in conclusion, how do we get complete streets for new construction in Santa Fe County? That's really the most effective way to get complete streets is just to make sure we don't build incomplete streets in the future. So we have spoken with County planning staff about how can the Sustainable Development Code do this? Require paved shoulders or bike lanes within cross-sections for major urban and major rural roads in Santa Fe County. At this point there has not been a lot of public discussion about this issue. Only within the Sustainable Development Code, it's only been discussed in relation to trails, which is as I mentioned not really a complete perspective on the need for shoulders on roads. But the County Planning staff has produced some proposed cross-sections which are proposed to be implemented in the code countywide and they do indeed represent complete streets. And if this is what we have in the Sustainable Development Code I think we'll be able to say that the County is doing complete streets, and that's something that the County should be very proud to be able to say.

If that Sustainable Development Code covers the entire county then we're all set. There is a concern that perhaps it will not cover areas that have existing plans and codes and so to get complete streets throughout the county we would need to require paved shoulders or bike lanes in those planned areas such as the Community College District. So we would need to examine the plan and the code behind the Community College District and how it's been implemented and why we're getting major roads that don't have shoulders and what we need to do to change that, if it's not covered by the Sustainable Development Code.

So that's it. I really appreciate the chance to talk to you all about complete streets and I hope that the County is receptive to this. Thank you very much.

CHAIR STEFANICS: Thank you. As you know, three members of the Santa Fe County Commission do sit on the MPO, so we have been discussing this but we wanted to bring this forward so that all County Commissioners could comment on a bicycle plan as part of our MPO. Are there any comments, questions, from Commissioners?

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COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Thank you very much for the presentation, Tim, and I just want to say on the record that I strongly support complete streets going in, if we're building any new areas that we plan for that right in the beginning, because as you point out so well, it's a lot cheaper when you're building it the first time around than trying to retrofit. I did want to – Old Santa Fe Trail happens to be in my district and I have gotten a lot of comments from constituents about the whole bicycle issue. A lot of people feel they do ride their bicycles on it but they feel it's very dangerous because there is a lot of gravel on the side and things like that.

So I guess – you mentioned there might be some funding to improve that road?

MR. ROGERS: There was in the past a capital outlay – in the distant past, that I thought had expired, so I don't know what the exact funding is but I am told by Open Space and Trails staff that there is some funding that they have been instructed to assess the situation based on the fact that there is some funding for it. I don't think that it's enough funding but it is something.

COMMISSIONER HOLIAN: Okay. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you, and gentlemen thank you for bringing this to our attention. I'm fully supportive of complete streets. Just another suggestion that I had, and you mentioned it at least once in the presentation with a couple visual slides. In rural areas it's a huge problem. There's not even access to pedestrian traffic in rural areas. And this is – I see a couple of these slides do allow for pedestrian traffic and where going to now hopefully accommodate them for bicycle traffic, but again, in some of these slides there's not even room for either.

One thing I've asked – I believe I've asked COLTPAC. At least I've asked members of Santa Fe County, is when Santa Fe County is going out to look for open space acquisitions, maybe we look at that little side buffer along current existing County roads as an open space acquisition to allow everybody to be able to use that, be it bicyclists, be it pedestrian traffic, but to allow another avenue for folks to travel down roads.

And then we have a lot of the existing infrastructure. It's a little more expensive, I think, to retrofit it, but I think it would be well worth the cost. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, you yourself brought up Highway 14 and a lot of the discussions that occurred along that route and at the MPO meeting – I don't think it was the last meeting. I may have been the meeting before that, we had some discussions and I'm intimately familiar with the issues associated with complete streets, because I dealt with them at the DOT in Albuquerque and with several of those – well, the State BTAC committee as well as the different advocates. It's a definite issue where you have people on opposite ends of the spectrum. We had Galisteo as one example here that is pushing for traveling lanes to be reduced and no shoulder at all going through segments of the community to areas and people that want to have the traveling lanes.

And so I think it's an important – the traveling lanes adequate for vehicles but the traveling lanes expanded so that they accommodate the bikes. I think the time has absolutely

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come in the context of the code for us to vet this issue further and try and come up with something that is consistent across the county. I think that the days of piecemeal selection are numbered. So it's going to be a complicated issue and I guess what I would ask you is I know you're here in regards to the MPO aspect but I would ask you if it's possible to have some of the discussions in the rural communities that have some valid concerns that they want to be heard.

And so it's a complicated issue but when you look at events like Santa Fe Century that occurs every year and the difficult areas that these bikes traverse, it's complicated. And so I absolutely want to see more and more information, but I think you need to get out into the community. So that – can you do that? Can you work with the RPOs, or how can we get you guys engaged in the discussion because if you truly want to have impact in the code I think it's well behind the auspices of the MPO.

MR. WILSON: Our MPO area does expand into some of the more rural areas. We go down to the railway and it basically connects from just north of Cerrillos over to Galisteo. So we do encompass some of those more rural areas. We're kind of limited in what we can do within our planning area but I think we can coordinate potentially with some of the RPO staff. We've definitely been working with the staff of the County. Our conversation hasn't been specific to the MPO area. The conversations have been specific to complete streets in general and to push for them in other parts of the county, because obviously, transportation doesn't stop at MPO boundaries. We're also interested in how people outside our MPO boundaries get into our area as well. So I think we can at least try and have those conversations with the County staff and where we may need some support. And within some of your areas we can see if we can attend some of those meetings and help get information and give information.

COMMISSIONER ANAYA: Does our RPO, are we even – does the RPO – I guess this is to staff, I don't know if there's anybody here. Maybe you, Penny. Is our RPO, are they even addressing –

CHAIR STEFANICS: Are you speaking about the RPA?

COMMISSIONER ANAYA: No, the RPO. Does the RPO address some of the BTAC, the bike issues that were brought up here today? Are we aware of it or not?

PENNY ELLIS-GREEN (Deputy County Manager): Madam Chair, Commissioners, I'm not sure whether or not it does.

COMMISSIONER ANAYA: Okay. And Madam Chair, on that point, I think I brought it up before, I think we need to have one of the Commissioners on the RPOs. I brought up the southern part but I think it's important for us to have a presence on the RPO like we do on the MPO. But anyway, I guess it's a complicated issue but if we're going to address it I think we need to include areas outside the five-mile into the discussion.

MR. WILSON: We'd be happy to assist the County staff or County Commissioners in the limits of what our role as the MPO can do, but we're definitely amenable to that.

CHAIR STEFANICS: Okay. Several months ago you did a presentation to the RPA, the Regional Planning Authority, on the MPO, RPOs. And you had a diagram that was presented and Mark might have done it if you didn't. So you might want to track down that diagram so that we have it, and you might want to investigate a little bit about what the

representation is on the RPO to see if it is electeds versus staff, planners, etc. so that we could put it on our agenda for the future.

COMMISSIONER ANAYA: Madam Chair, on that point, if I could. One of my functions at the DOT was traveling throughout the state of New Mexico and attending those meetings, and the dominant members on the RPOs statewide are actual elected officials. Only a handful of entities send just staff. There's usually combined, although they'll send their electeds and then they'll have a staff member. So I can attest to that first-hand.

CHAIR STEFANICS: Thank you. Anything else for our gentlemen? Thank you so much for coming and I appreciate your waiting for so many hours. Thank you.

XIV. E. 2. Resolution No. 2012-41, Request Approval Supporting the Mission and Work of the Santa Fe Underage Drinking Prevention Alliance (Commissioner Vigil/Steve Shepherd)

COMMISSIONER VIGIL: This is a resolution supporting the mission work supporting the work of Santa Fe Underage Drinking Prevention Alliance. The critical need for this particular resolution is that we have been working very closely with the Santa Fe Underage Drinking Prevention Alliance group. They're actually going to have a walk this week and that I will be participating in, or there will be participants in a similar situated concern of DWI prevention. This is specifically to underage drinking. Ms. Shelley Mann-Lev is here and I'm going to turn this over to her just briefly about this resolution and hope once she's done we can just get it enacted. Shelley, it's all yours.

CHAIR STEFANICS: Okay. Shelley, please be brief.

SHELLEY MANN-LEV: I'll be very brief. Thank you, Madam Chair and Commissioners. As the chair of the Santa Fe Underage Drinking Prevention Alliance this resolution is to formalize the membership of Santa Fe County in the Alliance. You have been incredible partners over the 4 ½ years of the Alliance. You've heard all about the Alliance, and this is an opportunity and a formal way to sign a coalition involvement agreement that commits the County to a teen court and through the Santa Fe County DWI program to participate in the Alliance as members. Thank you.

CHAIR STEFANICS: Thank you. My first question would be, besides commitment of participation, what other kinds of commitment would you be asking for?

MS. MANN-LEV: Primarily, first of all members are stating that they share the vision of the Alliance and I know what we've presented to the Commission, you've adopted a resolution saying in fact that you endorse that vision, and that active participation is outlined in terms of participating on one of the two committees, Policy or Education, and in the quarterly meetings of the Alliance. There are some other lists. We are actually going to be applying for a federal grant called the Drug Free Communities Grant, and so they ask for this formalized statement, but it's actually in the best interests of everyone to clarify membership in that commitment.

CHAIR STEFANICS: Great. Questions, comments from the Commission?

COMMISSIONER VIGIL: I would just ask Steve Shepherd if there's been discussion amongst your department, who would be our representative?

MR. SHEPHERD: Madam Chair, Commissioners, it would be generally members of the DWI program – Frank Magourilos, whoever becomes our DWI planning coordinator would be our department representatives, and I would assume that Teen Court would continue to participate as well.

COMMISSIONER VIGIL: Okay. Thank you very much.

CHAIR STEFANICS: Okay. Anything else, Commissioner?

COMMISSIONER VIGIL: No. With that, Madam Chair, members of the Commission, I move we approve Resolution 2012-41.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: Okay. We have a lot of support for this, a lot of seconds.

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

XIV. F. Miscellaneous

- 1. Request to Reconsider Award of RFP # 2012-0086-UT/MS to Molzen Corbin for the Engineering Services for Water Transmission Line TL6S in the Amount of \$333,080.03, Exclusive of GRT (Commissioner Anaya)**

COMMISSIONER ANAYA: Madam Chair, I would move that reconsideration for discussion, move that we reconsider to award RFP 2012-0086-UT/MS.

COMMISSIONER MAYFIELD: Second, Madam Chair.

COMMISSIONER ANAYA: Madam Chair, this particular item came to me from a couple different individuals, so I have just a couple questions of staff related to the RFP. I have had some discussions with staff but I wanted to have discussions publicly. So, Mr. Leigland –

CHAIR STEFANICS: Okay. I would think that the appropriate person is not going to be Mr. Leigland at this point; it's going to be our County Attorney. We are in contract. And so we're in contract, so Steve, I'm going to ask you to respond to Commissioner Anaya's questions.

MR. ROSS: Okay.

COMMISSIONER ANAYA: Madam Chair, Mr. Ross, I had several concerns. I think you're aware of the concerns that came forward but I'll restate them. In the meeting when the award was going to be made, Mr. Leigland, that's why I was going to ask Adam to get up, got up and made some representations about the contract terms and how long the project was going to take place and how long the individuals who were being awarded were going to have to complete the project. So could you first provide a summary and I guess Adam can go whisper in your ear and give you feedback, of the RFP process, what was represented in the pre-bid discussions and how information was translated to prospective bidders into the RFP?

MR. ROSS: Madam Chair, Commissioner Anaya, I wasn't at the pre-bid meeting but Katherine whispers to me that she has the answer to that question.

CHAIR STEFANICS: The reason I asked our County Attorney to respond is I

would hope that we would not discuss something publicly that might end up in a litigious matter. And if we have a signed contract that is what I'm asking. That is why I directed this to you.

MR. ROSS: Madam Chair, we do have a signed contract and we have issued a notice to proceed, so if we terminate a contract there will be consequences.

COMMISSIONER ANAYA: Madam Chair, if I could provide just a little background. Before I asked this agenda item be put on the agenda, I asked Legal – I didn't ask Adam, I didn't ask Katherine – I asked Legal. I said what do we need to do as a Commissioner, if I took a vote on something, whether it's a contract or anything, is there provisions for us to have reconsideration. The response back to me was, yes, absolutely. So that's the premise of my request. No malice intended, I just after we made a vote on an issue I thought I had it clear in my mind as to what I was voting on and when some of these issues came forward I had questions about it.

CHAIR STEFANICS: On this point, I just want to ensure, and that's why I'm asking Steve, that if we get into the detail of the process, a description here today, is that something that could be used in a civil suit, if this contract was terminated?

MR. ROSS: Madam Chair, the contract provides for termination for the convenience of the County, so we could do that, and actually the contract also has a clause that merges – it's called a merger clause – that merges all oral communications like Commissioner Anaya is inquiring about into the written contract. So the written contract, notwithstanding the things that happened at the pre-bid meeting stands or anything else. So I don't think there's a big concern. We can terminate for convenience if we want to. That's why I let Commissioner Anaya know that it was appropriate for him to bring this up for reconsideration. But there will be financial consequences as a result of doing that because I imagine the contractor has done some work on the contract, probably not a lot, because there's 180-day period during which the contractor must complete his work. But there will probably be fairly minimal consequences, but there would be financial consequences.

So here today, if this vote is successful, probably the next vote should be to terminate the contract for convenience.

CHAIR STEFANICS: So the motion is to reconsider. Thank you. I'm sorry.

COMMISSIONER ANAYA: That's okay, Madam Chair. And I think that one of the things, and Steve, if you could just comment on this, we as the Commission who are binding the County to an agreement, given the information that occurred in the RFP in this case, the selection review, the recommendations, and then we also take the feedback that we get from staff or any other questions the Commission might have. It's all those in their entirety that make up the information that affords us to then make a decision. Correct?

MR. ROSS: Right.

COMMISSIONER ANAYA: So when some of the feedback came in relative to the process I had gaps in my mind associated with the documents in the book and what was represented publicly at the meeting. So I want to clear those up. So what was represented to me was that there was an inconsistent date in the RFP as to the time it would take to complete the obligation in the RFP. At any time did we make a representation in the RFP that somehow was different in the final proposal that came before us the other day, or are they one and the same? And the specific reference I make in the minutes, if you look at the minutes,

Adam suggested that the project would take 18 to 24 months. So in the proposal what was represented to me that was represented to one of the potential proposers, a person that didn't even put in for the application, was that they were under a tight timeline that was not represented in the RFP.

I'm giving you publicly what I've already had the discussion with staff on, but can you kind of help provide some clarity as to what we did and that we fulfilled – did we or did we not fulfill what we said we were going to do in the RFP?

MR. ROSS: Madam Chair, Commissioner Anaya, I don't have those details but Adam does.

COMMISSIONER ANAYA: So it's okay, Madam Chair, if Adam responds at this point?

CHAIR STEFANICS: Thank you, Commissioner. I just wanted to clarify any legal basis here, so absolutely.

MR. LEIGLAND: Madam Chair, Commissioner Anaya, so first let me clarify my statements from the meeting that you're referring to. The question that was posed to me was when will Canoncito have water, and my answer was 18 to 24 months, because just to remind the Commission, the effort to bring water to Canoncito involves four separate procurements. It involves two separate designs, one for the project that we're talking about now, which you recall staff calls TL6S but I think people know as the Eldorado waterline. It involves a second design which takes the water from Eldorado to Canoncito, and we know that as the Lamy design. That's just the design.

Now, there will be two separate procurements just for the construction, and again, to construct the Eldorado waterline and to construct the Lamy line, which also includes a tank. So the design period, performance period as opposed to the design is 180 days as Mr. Ross mentioned. So if you project that out that will get us to design complete with the bid documents ready by July 31st, which is the date that was specified for the design.

Now, the construction period for those contracts is different. The construction period, which will be a separate construction procurement, is 330 days and you also add 60 days for the actual solicitation. That's 390 days. So if you project that out that finishes actual construction of the water line about 18 months from now.

COMMISSIONER ANAYA: Excuse me, Madam Chair, Adam. Speaking only about this agreement that's up for reconsidering, there was nothing – or was there anything that changed from the pre-proposal or the RFP itself from those dated until the submission of the actual proposals? Did anything change?

MR. LEIGLAND: Madam Chair, Commissioner Anaya, actually, the only thing that changed was the original proposal. I anticipated a notice to proceed with the issue on February 1st but because of the protracted evaluation period the notice to proceed was issued on February 17th. There is that 17-day delay. That is the only change.

COMMISSIONER ANAYA: And the deliverables for the design, based on what you said, all well under a year for this phase that was approved.

MR. LEIGLAND: Madam Chair, Commissioner Anaya, exactly right. So we issued notice to proceed on 17 February, so this performance period will expire on August 16th.

COMMISSIONER ANAYA: Madam Chair, I don't have any other questions.

CHAIR STEFANICS: Thank you. Are there any other questions or comments?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: Madam Chair, trying to get into my system and I can't. Madam Chair, I had some questions for different reasons. Madam Chair, Mr. Leigland, this is the item that came to us two weeks ago, right.

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, yes, I believe so.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Leigland, I know I asked a lot of questions on this. I also know I received a follow-up email from you saying hey, some of the stuff we told you may have been incorrect. My vote was based on the information I received. And if staff is going to follow up on an email to me, and I appreciate people coming and saying, hey, we gave you some misinformation or we want to correct our statements, but I also think there has to be a process in our body where it comes to us publicly also to say, my vote's based on the evidence that's given to me. It's also based on the information you all provide to me.

And I did have some concerns with the acquisition of that property. And I think that's where you came and clarified some of that. I also had some concerns with the way the bids went. Not the bids went out, but as far as the bidders submitted amount and I believe Manager Miller said, well, Danny, there under maybe separate envelope but there was some miscommunication. But then I got a clarifying comment. I believe all the Commissioners received them. I could be wrong but I think that clarifying email went from you to all of us.

So I guess my thoughts on this is well, that's great, after we approve something, but if we're receiving clarifying information maybe it will change people's thoughts on it; maybe it won't change people's thoughts. But if specific questions are posed from me to you so the public can hear them, but then different answers come back via an email to clarify something, how do we get that back out there so the public is aware that, hey, some misinformation went out there?

MR. LEIGLAND: Madam Chair, Commissioner Mayfield, to speak to the specific misinformation that you mentioned, I don't think it's material in this case because that was with reference to the actual construction contract, which wasn't under consideration. So I made a mistake about whatever construction contract will come. So I think in this case I don't think that plays. As far as the larger implications of what you're asking, I don't know if I'm qualified to answer that. I would look to the County Manager or Attorney to answer that.

MS. MILLER: Madam Chair, Commissioners, I think it would be if there was information that was provided that was substantive and material to the award. It would be incumbent upon us to come to you immediately and say that we provided information that was inaccurate and we think that it should be brought forward for your reconsideration or discussion. I think that when Adam came to me the following day and said, you know I actually made the statement relative to this overall project. I said, well, please make sure that you send that out to clarify it to the Commissioners, and then it is appropriate if you're concerned about that information to bring it up here. So I don't think -- to let you know as soon as he actually realized he had confused two different agreements, specifics of two different agreements, to make sure he let you know that immediately rather than not say

anything about it at all.

COMMISSIONER MAYFIELD: And Madam Chair, Ms. Miller, I appreciate that, but based on some of the information I received, my vote may have matter, probably wouldn't have mattered, but my vote may have been different based on that information I received from you all. So what gives me the opportunity to at least ask for something to be brought up for consideration, to say, guys, look, I did vote one way. I may have voted a different way had this information been provided to me a little – I don't want to say sooner. Everybody makes a mistake; I have no issue with a mistake being made, but that may reflect or want to reflect why I asked for reconsideration of how I voted. So how do we bring that forward, Madam Chair, if that is the case or is it just kind of we can't do it?

MS. MILLER: No, Madam Chair, Commissioner Mayfield, as I said, it was recognized the very next morning and that email was sent to you so that you would have that information then and could request that we do just this, if it was reconsideration. There was no comment back from any Commissioner until Commissioner Anaya requested this be put on the agenda on Tuesday and it was immediately put on the agenda.

COMMISSIONER MAYFIELD: Okay. Thank you, Madam Chair. Thank you for that explanation. And thank you for the email.

CHAIR STEFANICS: I'm totally confused now. So first of all, Mr. Leigland, I don't think I got an email in reference to what some others said. Did you send it to everybody?

MR. LEIGLAND: Madam Chair, yes I did. I sent out a clarification email concerning acquisition of right-of-way on the morning after the meeting.

CHAIR STEFANICS: Then, did I just hear you say that that wasn't substantive to this award but it's substantive to the construction award?

MR. LEIGLAND: Madam Chair, that's exactly right. The question was where does acquisition come into this plan. I made the statement that it would be as part of the construction contract, but in reality it would be separate from the construction contract. It would have to be a separate procurement.

CHAIR STEFANICS: Thank you for the clarification. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. So Mr. Leigland, if we were to reconsider this contract, how long do you think it would delay the project?

MR. LEIGLAND: Madam Chair, Commissioner Holian, well, considering, just off the top of my head, I think it would add 90 to 120 days, because it would have to go through the process of actually terminating this contract and in my past experience that takes some time. You'd have to do another solicitation, another evaluation, and another negotiation and an award. So my involvement with this project, and I was on the evaluation committee as soon as started and that was almost two months ago.

COMMISSIONER HOLIAN: Okay. Thank you.

CHAIR STEFANICS: Okay. There's a motion and a second for a reconsideration. Anything else before we vote on the reconsideration?

COMMISSIONER ANAYA: No, Madam Chair.

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

CHAIR STEFANICS: So the matter for reconsideration dies. Thank you very much.

XV. Public Hearings

A. Ordinances

**1. Ordinance No. 2012-3, an Ordinance Amending Ordinance No. 2010-17, to Expand the List of Roadways within Santa Fe County Where Engine Retarders are Prohibited (FINAL Public Hearing)
(Transportation & Solid Waste Division/Adam Leigland)**

MR. LEIGLAND: Madam Chair, Commission, this is the final public hearing for an ordinance to expand the list. The list is in your packet. It's just several items. The question that came up last time, are these engine retarders used for safety and I think we answered that question so I think it's pretty self-explanatory so I stand for questions.

CHAIR STEFANICS: Are there any questions for staff before we go to public hearing? Okay, this is a public hearing. I want to identify for the public who are listening – I hope we're not shut off yet – that it's I-25 between Old Pecos Trail and Lamy exit, New Mexico 14 between mile posts 23 and 38, County Road 42 or Camino de los Abuelos extending east from 14 to State Road 41, County Road 45 or Bonanza Creek Road extending north from State Road 14 to the I-25 frontage road. On Santa Fe County Road 70 or West Alameda, and extending from the Santa Fe city limits west to Via Abajo Road, State Road 344 including any frontage road, ramps and intersections to include mile posts 1 through 7.

This is a public hearing. Is there anybody present that would like to make a comment about this ordinance. Maybe they're running down the hall. I'm waiting a minute. Oh, Joseph just came in. I see no one who is here to make a public comment so the public hearing is closed. What is the pleasure of the Commission?

COMMISSIONER VIGIL: Madam Chair, could I just ask a question of Steve?

CHAIR STEFANICS: Certainly.

COMMISSIONER VIGIL: Steve, is there a standard of application that we have to meet in order to identify the roads where these engine retarders must be placed? Could we be overturned in any way for this at all? Or is it – are the guidelines, is the benchmark not there I guess is the question.

MR. ROSS: Madam Chair, Commissioner Vigil, no. There's – it's a legislative decision. Unlikely to be overturned.

COMMISSIONER VIGIL: Okay. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you.

COMMISSIONER HOLIAN: Madam Chair, I move for approval.

CHAIR STEFANICS: Thank you. Is there a second?

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Any further discussion.

The motion passed by unanimous [5-0] roll call vote with Commissioners Anaya, Holian, Mayfield, Vigil and Stefanics all voting in the affirmative.

SFC CLERK RECORDED 03/29/2012

XII. B. Request Authorization to Publish Title and General Summary of Ordinance No. 2012-___, an Ordinance Establishing a Santa Fe County Procurement Preference; Requiring a Santa Fe County Preference Certificate to Establish Eligibility for the Preference; Establishing Application Requirements; Providing for Protest of Denial of Certificates; Establishing Penalties

CHAIR STEFANICS: Who's doing the presentation? Steve? Thank you.

MR. ROSS: Madam Chair, the next three items, B, C, and D are all related in that staff has been discussing these various issues for about six months. The first of the three items, obviously, is establishing a local preference for solicitations that occur in connection with the acquisition of services for the County. In other words, RFPs, requests for proposals. The second is slight amendments which I can discuss if you want to go through the details concerning the emergency ordinance we passed in 2010 that established – and it was amended several times – establishing some new procurement practices in the County. And the third item is a resolution making corresponding changes to our procurement regulations.

Even though they are three items they are all pretty much closely interrelated, so I can go through them one at a time quickly.

CHAIR STEFANICS: Okay. At this point, I'd just like to let the public know, and I'm going to speak first as an individual Commissioner. As an individual Commissioner I'm very concerned about what occurred with Advantage Asphalt and the Grand Jury investigation. I believe that we have started a cleanup of our procurement process, but I believe there are several other items that could strengthen our procurement process, and these two items, three items would lend themselves to it and are important enough to the public and the taxpayers of Santa Fe County that perhaps it would be appropriate to have two public hearings when we finally get to the ordinances so that we offer the public the opportunity to vet the ordinances and indicate where they feel we might need some shoring up. And that's just my comment as a Commissioner. Are there other comments regarding these three items?

COMMISSIONER VIGIL: I'd like to hear the presentation first.

CHAIR STEFANICS: Okay. Anything else before we go into the presentation? Okay. Steve.

MR. ROSS: Okay, Ordinance number 1 – in other words item XII. B, the preference ordinance creates a local preference in the amount of five percent and that's a scoring advantage for anyone who can establish to the purchasing manager that they have a business located within Santa Fe County, within the exterior boundaries of the county, and have had that business there for three years prior to the date of application. When they apply they get a certificate which is good for a couple years which they then attach to a solicitation that is made through the County's normal procurement process.

It's a fairly simple ordinance. The process is fairly simple. The business would essentially bring in their business license. They'd bring in a simple application that the procurement manager would develop. They would establish that they're in good standing with the Public Regulation Commission if they're a corporation. They would execute a sworn

statement that the business is located within the boundaries of the county and that it's been there for three years. They would also bring in proof of that in the form of state and federal tax returns.

Then once that application is received the procurement manager would review the information and ensure that everything looked okay and then if it did they would issue the certificate. The certificate, as I said a second ago would be then attached to any offer that's made in response to a request for proposals. Then the County evaluation committee would give that proposal an additional five percent of the total value of scores established for that particular procurement. So for example, if it's a total score on a particular procurement is 100 points they'd get five points right off the bat. Then they would also get another five points for bringing in a certificate from the Taxation and Revenue Department that establishes their right to have a New Mexico preference as well.

So someone located within this county that's eligible for both preferences would get a ten percent scoring advantage over other persons.

So that's how that ordinance works. It's fairly simple.

CHAIR STEFANICS: Okay. We have questions on that ordinance first.
Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. I noticed on page 2 of this ordinance under Section 5 it also includes – it says if a corporation is in good standing and it is located, I guess, in Santa Fe County, it also gets this preference. But we just had a discussion about Senate Bill 9, which was introduced by Senator Wirth that are multi-state corporations and allowed to file separate returns and they don't pay corporate income tax at all in the state. So I guess I would like to see something in here that excludes those kinds of corporations from this preference.

CHAIR STEFANICS: Okay. My comment before we go to others would be why do we have three years? What if my work circumstances changed? I was let go from a job. I decided to open my own consulting, which happened to a lot of people in this community, and as long as they went through the proper business licenses, incorporations, etc. and paying taxes, why would we limit this to three years?

MR. ROSS: Madam Chair, we picked three years only to match up with the state requirements, the new state law. It could be anything. You could make it zero years as long as you established the other factors.

CHAIR STEFANICS: Well, in terms of many people that I've met with, many people have lost their jobs in the past couple years and struck out on their own. I certainly want to have a local preference and unless I know why we would want to just mirror that three years for that purpose I wouldn't want to limit Santa Fe residents in work. I don't know how my other colleagues feel about that. So that was my comment. Any other comments on this? Commissioner Anaya.

COMMISSIONER ANAYA: Yes, Madam Chair. I think that's a reasonable comment that you made and something that we should consider as we go through the process. One comment that I did make to staff, relative to preference is to – if we're using all County proceeds it may be easier to do but it may get more complex as we use multiple funding streams. And I would – I support the concept of preference, but if it would be adverse to procurements where there's multiple funding streams then I would have a concern with that.

So that would be something I would ask staff to look into relative to federal and state revenues that we receive and if there would be any conflicts or potential issues within those bidding structures. I don't know if it's a direct conflict or not but what comes to mind is federal monies have pretty rigid general conditions and RFP processes that we have to follow that are far more restrictive than our own, so I don't know if those preferences are allowed or not.

So if they're not allowed and it would jeopardize funding streams I think we have to figure out a way to incorporate that language in there. Those are the only comments I have right now. Thank you, Madam Chair.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Ross, I don't know if it would be in this ordinance or maybe in the next two that are going to come to us, or maybe it's already out there. But when we – if it's a local vendor, if it's an out of state vendor, whoever it is, are they obligated to let us know who their subcontractors are?

MR. ROSS: Madam Chair, Commissioner Mayfield, not on RFPs. On construction contracts they're obligated to disclose the contractors whose work is above a listing threshold, \$5,000 or a percentage of the value of the contract. But not on RFPs, not typically.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. I'll save the rest for later.

CHAIR STEFANICS: Thank you. Any more questions on this first ordinance? Okay. On to the second one. Thank you.

MR. ROSS: All right, Madam Chair.

CHAIR STEFANICS: I'm sorry. Do we want to take action on them one by one or do we want to wait for all three?

COMMISSIONER ANAYA: I would move to publish title and general summary on Ordinance No. 2012-whatever.

COMMISSIONER MAYFIELD: Second, Madam Chair.

COMMISSIONER ANAYA: For the procurement preference.

CHAIR STEFANICS: Okay. There's a motion and a second.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER HOLIAN: Is this the point at which we make changes to this, or when it's being –

CHAIR STEFANICS: Yes. We're going to hold two public hearings on the ordinance. So there would be one more time that the ordinance could be changed and it always could be amended at the last meeting.

COMMISSIONER HOLIAN: Well, I would like to ask the maker of the motion and the seconder if they would be willing to consider an amendment to this that corporations that do not pay tax in New Mexico are excluded from a preference.

COMMISSIONER ANAYA: Madam Chair, I don't mind adding that to the motion. I guess going back to some of the other publish title and general summary we actually just publish the title today and then over the next two meetings we would have the

actual discussion. So I might be wrong on protocol but I thought we were just publishing it to put it out to the public and we're going to have two actual hearings in addition to the brief discussion we had today. Is that right, Steve?

MR. ROSS: That's correct.

CHAIR STEFANICS: Well, on that point, aren't we all making suggestions or recommendations that you're going to incorporate?

MR. ROSS: Madam Chair, I'm writing everything down.

CHAIR STEFANICS: Okay. So like Commissioner Holian's recommendation, mine about the three years, yours about federal or other multi-source funding, etc. would all be incorporated.

MR. ROSS: Correct.

CHAIR STEFANICS: Okay. So we have a motion and a second for publishing title and general summary. Any further discussion?

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

XII. C. Request Authorization to Publish Title and General Summary of Ordinance No. 2012-___, an Ordinance Repealing Ordinance No. 2010-8; Reenacting Portions of Ordinance No. 2010-8 and Making Appropriate Amendments; Reforming the County's Procurement Practices with Respect to Road and Building Construction Projects to Ensure that the Public Trust is Maintained, that Projects are Properly Designed and Constructed and Completed within Budget, that Projects are Contracted Only After a Fair and Transparent Procurement Process; Providing for Training, Auditing and Confidential Reporting

MR. ROSS: Okay, Madam Chair. Like I said, this is an ordinance that amends the ordinance that was first enacted in June of 2010, Ordinance No. 2010-8, which was an emergency ordinance, that was enacted in the wake of some of the unfortunate disclosures that kind of culminated last week in the indictments. Staff has been working with this ordinance as amended because you amended it a couple times since you enacted it in 2010, has been working with these requirements for a little over a year, a year and a half, and I have some recommendations on how to keep the strong protections that the ordinance offers but to liberalize some things so that our processes are more efficient.

So let me go through these sections one at a time and I'll tell you what has changed from the original ordinance. Section 1, this is the section that describes how the County purchases from contracts that are not between this County and the vendor, so for example a GSA federal contract or state contract or the contract of another municipality, or, like we've dealt with tonight or earlier today with the fire truck, a cooperative arrangement in another state. We can purchase off those contracts consistent with a purchase order but in the previous version of the ordinance we could only contract for \$100,000 in value on a contract like that without bringing it to you today for your approval like you did today with the fire truck. The proposal today is to increase that amount to the Manager's signature authority. In

other words, to \$250,000. So that's the only change in that section.

Section 2 is a slight change from the earlier ordinance to facilitate more choices when we're entering into multi-year contracts previously, that ordinance said that a multi-year contract could be for two years and two years only. The proposed amendment is that a contract be written for one year with the possibility of three additional one-year terms, unless otherwise specified by the Board.

Section 3, this is the requirement that was in the original ordinance that any capital improvement project undertaken by the County be included in the County's capital improvement plan. And the recommendation from staff, and it didn't make it into this version of the ordinance was that any construction project whose total construction budget exceeds the sum of \$20,000 should be first included in the capital improvements plan before being undertaken by the County. That's a typo. I intended to put \$20,000 in there. That was the recommendation from staff.

There was a requirement in this particular section that's been moved to another section; I'll discuss that in a second.

Section 4, the road maintenance list, unchanged from the prior version of the ordinance. You just did the road maintenance list tonight. That's an annual statutory requirement.

Section 5 –

CHAIR STEFANICS: I'm sorry. Going back to Section 3, are you – did I hear the \$100,000 got changed to \$20,000?

MR. ROSS: \$100,000 was in the original ordinance and that was supposed to have been changed as a recommendation from staff to you tonight to the sum of \$20,000.

CHAIR STEFANICS: Thank you very much.

MR. ROSS: So then if you go over to Section 5, bidding and engineering of construction projects, that's unchanged from the prior version.

Section 6, constituent requests, we added the recommendation that a number of these types of requests come into our website as well as through constituent services liaisons. Other than that, that section is unchanged.

Section 7 is a new section which is I think a very important addition to the ordinance. This ordinance says that any construction contracts that exceed the Manager's signature authority once again must have signature authorization forms prepared and included in the contract file and given to the vendors that indicate who gets to sign certain construction related documents during the construction process. And so these would be prepared. Particular individuals will be identified by name and that information will be conveyed to everybody, so that everybody knows who has authority to do what and if a particular individual authorizes work that that person is not authorized to approve that the contractor should disregard it and everyone else should disregard it. There's a final sentence there that discusses the fact that accounts payable personnel should verify signatures when processing invoices to ensure that persons with specific designated authority designated at the beginning of the process have verified that the work has been received and are authorized to approve payment.

Section 8 is from the original ordinance. It has been amended slightly to match the Manager's signature authority of \$250,000. You'll see that throughout this ordinance.

Section 9, training, unchanged from the original ordinance.

Section 10, also unchanged.

Section 12 – there's obviously a number missing; I skipped a number. Section 12, confidential reporting is unchanged.

Section 13 is unchanged except we added definitions for the terms engineering and architecture.

There are of course missing from this document that were in the 2010 document are things that were repealed by ordinance of this Board over the last year and a half, having to do with engineering and construction projects that previously required under the 2010 version, required plans and specifications to be drawn by a registered professional engineer or architect. That proved unworkable almost immediately and the Board repealed that by ordinance. And then the requirement that all construction contracts have construction management was also eliminated by ordinance of the Board.

So those are the proposed changes that staff has collected over the last six months and I stand for questions on this ordinance.

CHAIR STEFANICS: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I appreciate the list of items that the staff has been working on relative to tightening up procurement, so I look forward to the changes and additional feedback and the public and/or Commissioners and staff have. One thing that I don't know how it fits in here or if it fits in here or not. You can help try and figure that out, but within our procurements I think one of the things that I hear from smaller firms, for example, that are trying to compete for work is that the timelines that we afford in some of the agreements basically price out smaller firms before they've even had a chance to compete.

So I don't know if there are provisions within this document that we can try and mitigate some of that, but I surely know that if we are further ahead of the game in our procurements, and I think we had a discussion at a study session at one point, Ms. Miller, about I think it might have even been about roads, were maybe as a County the time has come where we should find projects that we know are going to be priorities in upcoming years and take care of some of the design aspects well in advance of even some of the primary funding streams. That might afford smaller entities and firms the ability to do those projects and get them into the mix and it also will have us in a place where we have booked projects that are ready to hit the ground and we're not backed up against the wall as we are sometimes with funding streams.

So I do appreciate the work. I'm going to look at it in more detail between now and the public hearings but I think it's definitely headed in the right direction and definitely something that we need to tighten up and refine. One of the other things that comes to mind when I think of smaller and not even engineering or architectural firms but construction firms is I always remember it being a challenge on some of the bonding criteria associated with projects that we have and trying to figure out a way on the smaller sized projects where we use alternate sources of bonding – letters of credit and things that afford the smaller contractor the ability to complete some of the jobs that we do that are smaller in scale and that we don't always end up with just larger firms or corporations that do our work. So I'm not quite sure how to work that but those are some of the thoughts that I have on some of the

smaller scale projects and how we can encourage our smaller businesses and smaller contractors to be part of the process. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Commissioner Mayfield, anything?

COMMISSIONER MAYFIELD: Yes, and Madam Chair, thank you all for bringing this forward. Madam Chair, Mr. Ross, again, why are we changing or increasing? Is there just a bureaucratic lag up here on this bench that we're going to raise the authority from \$100,000 to \$250,000 for Manager's signature?

MR. ROSS: Madam Chair, Commissioner Mayfield, the Manager's signature has been \$250,000 for five or seven years, something like that. This ordinance varied from that.

COMMISSIONER MAYFIELD: So that's just a language correction.

MR. ROSS: It's just lining everything up so it all matches up with the Manager's signature authority.

COMMISSIONER MAYFIELD: So, Madam Chair, Mr. Ross, so right now I believe the Manager brings us or you all bring us everything that's \$100,000 or more. Correct?

MR. ROSS: No, \$250,000 or above.

COMMISSIONER MAYFIELD: So that's what you all are doing now?

MR. ROSS: Yes.

COMMISSIONER MAYFIELD: Thank you.

CHAIR STEFANICS: Commissioner Holian, anything? Commissioner Vigil?

COMMISSIONER VIGIL: No, Madam Chair. I thought we'd be done by now.

CHAIR STEFANICS: Okay. Is there a motion?

COMMISSIONER HOLIAN: Madam Chair, I move to publish title and general summary of this ordinance.

COMMISSIONER ANAYA: Second.

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

XII. D. Discussion of Resolution No. 2012-___, a Resolution Rescinding Resolution No. 2009-102 and Amending Resolution No. 2009-91 to Clarify Matters Concerning County's Procurement Practices

CHAIR STEFANICS: We don't want to do that tonight.

MR. ROSS: No, we don't want to do that tonight.

CHAIR STEFANICS: Okay. So this is a resolution relating to the changes.

MR. ROSS: Correct. And some other changes. I'll just briefly go through this as well. As you recall, our purchasing regulations are adopted by resolution so that's why this is set up as a resolution, but I would suggest that we not take this up until we take up the two ordinances since they all relate. Commissioner Anaya, some of the issues you just brought up are things that are probably most easily addressed through this resolution, so we'll look at that. I'm almost positive the letters of credit are accepted right now but we'll double-check that and if they're not then we'll add some language to the next version of this resolution that you see so we can address that issue.

Once again, this resolution makes fairly minor changes to the procurement regulations to try and tie the Manager's signature authority to various requirements that we have in the purchasing process. I'll just go through some of the changes. If you start on page 2 where we have the action language in numbered paragraphs. Number 1, Resolutions 2006-114 and 2009-102, those are the most recent versions of resolutions where the Manager's signature authority is discussed. Those both need to be rescinded because at the end of this resolution on page 4 and 5, the bottom of page 4 and the top of page 5, we clarify the language that was used in those prior two resolutions. We're not changing anything we're just fixing some things with the language.

Numbered paragraph number 2 on page 2, there are several changes in here that conform our current procurement regulations to the newly enacted state preference, five percent state preference that I mentioned earlier, and Paragraph 2 is one of those provisions. Paragraph 3, concerning pre-bid conferences. That's just a cleanup of some awkward language that was in the previous version of the regulations.

Paragraph 4 describes the statutory preferences consistent with state law and if the ordinance is enacted will add the fact that we have a local preference right there.

Paragraph 5, once again to conform to the state law that was enacted last year, deleting references to New York state business enterprises in the procurement code. So we have to delete that from our regulations as well.

Paragraph 6, a similar issue with the procurement regulations.

Paragraph 7, cleaning up language on the pre-proposal conference.

Paragraph 8, same thing, to clean up a messy sentence that was in the original regulations.

Same thing with Paragraph 9.

And getting to Paragraph 10 which verbalizes the concept that we've been discussing a little bit tonight and that is the Manager's signature authority is up to \$250,000 and above that this Board has authority. This Board also has authority to approve amendments to its contracts. The Manager's authority to approve amendments that this Board has approved has been and if this resolution is enacted will continue to be ten percent of the value of the contract or \$500,000, whichever is less. The language also clarifies the issue of real estate documents. The Board has authority to execute any permanent real estate transaction such as sales, permanent easements, things like that, and the Manager's authority is limited to license agreements whose value is \$250,000 or less.

So that's the resolution. One other paragraph which we didn't get into this document for you to look at tonight but we'll make sure we include it in subsequent documents is a paragraph taken from the City of Santa Fe's procurement regulations that describes how preference are applied. They have some very good language that will help our procurement specialists properly apply the state and the local preference, and whatever else we come up with such as the suggestions by Commissioner Anaya.

So with that, I think I've covered that. I'll stand for questions on that document.

CHAIR STEFANICS: So Steve, this does not need a motion?

MR. ROSS: This does not need a motion. Correct.

Commissioner Comments

CHAIR STEFANICS: Questions, comments? Okay. We have come to the end of our agenda. Commissioners, I have one question for you. At the next meeting which is in two weeks, would you please look at your calendars to see if you would be available in 9:00 in the morning to do recognitions and proclamations. That is a 2:00 meeting date and let's – I just will check with you to see if you're available, if you're not then we won't schedule it, but if you would please check. Thank you very much.

Yes, Commissioner.

COMMISSIONER ANAYA: Madam Chair, I want to bring more information to the next meeting but I did want to offer condolences. We lost one of our long-time educators and principals, Don Casados, who was an educator, administrator, principal for many years at Santa Fe High Schools. Condolences to Ms. Casados and Dennis, their son and all of their entire family, but a very great treasure to Santa Fe and the Santa Fe Public Schools, so I did want to offer those condolences.

CHAIR STEFANICS: Thank you, and you reminded me that we never did Matters from the Commission, so Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Commissioner Anaya, also a community member and a personal friend of mine, having great respect for Mr. Robert Sena passed away. So I also would like to offer condolences to his family. I don't know what their arrangements are, and a gentleman by the name of Teodoro Herrera from up north also passed away, so my condolences out to them.

Madam Chair, as far as communications from the Commission, and I'm just going to save them I guess more in detail. I'm just going to bring them up briefly. Are we moving forward on the code? Because I just saw an article in the New Mexican, the past week as far as the County's following the City's lead with plans for energy efficiency codes. What's the status of the code update?

MS. ELLIS-GREEN: Madam Chair, Commissioners, yes, we are moving forward with drafting the next chapters of the code. The team is currently working on chapters 5 through 15 and once those are drafted it will be released and we will start doing public hearings on that.

COMMISSIONER MAYFIELD: And then we're going to start the CDP process with David Gold again, all those processes?

MS. ELLIS-GREEN: Only when those are necessary, yes. We have committed that we would do something regarding water and something regarding zoning, with the CDP process.

COMMISSIONER MAYFIELD: Respectfully, Madam Chair, Ms. Ellis-Green, I thought we committed on all aspects of the code, that we were going to do CDP processes on.

MS. ELLIS-GREEN: Those were the two subjects that we had identified still needing CDPs. But once the code is drafted it would still go out for complete public comment, and we would go to all areas of the county and take it out as well.

CHAIR STEFANICS: On this matter.

COMMISSIONER VIGIL: Just real quick. I have some items too but I'm

going to save them because it's really almost a 12-hour day that we've been here. I'm wondering if there's a chance we could take a stab at doing some kind of a timeline for the code. I see the faces going no. But I think there's a level of anticipation for the community, at least a few members have told me, with regard to something that would be realistic.

MS. ELLIS-GREEN: Madam Chair, Commissioners, without wanting to put specific dates out we are looking at hopefully having drafted the rest of the chapters by mid-spring.

COMMISSIONER VIGIL: Okay. And I'm talking in terms of a more specific timeline, drafting review. I think it's really better work within a scope of what the work that's required before us had.

CHAIR STEFANICS: Commissioner Mayfield still has the floor but I have comments on this point as well. I think that the reason that we really need some kind of timeline is that if you're talking about spring and in spring we're also going to do any budget study sessions, we're going to be slammed. So if we could pace things so we know what we all need to make time for, that would be great. Commissioner Mayfield, anything else?

COMMISSIONER MAYFIELD: Madam Chair, thank you and thank you all for bringing the issues of the procurement forward and I look forward to those discussions when we had our public meetings on them. Also, Madam Chair, I know Manager Miller and myself have spoken about this in depth. I still would like to look at, and if it means getting something up to date with the sunshine portal, the conflict of interest statements that are filed here at the Commission. I know with discussion with Manager Miller I guess the County Clerk reviews the conflict of interest statements. I could be wrong on that and I won't put the words in anybody's mouth, but what my thoughts are too understanding what needs to be redacted, what personal information needs to be redacted, but I don't understand how they're not a public record and we don't have that information available for the public to see, with at a minimum our exempt employees here at Santa Fe County.

Madam Chair, and just in closing, I know I also brought up the issue of maybe –

CHAIR STEFANICS: On that point though, Commissioner, our conflict of interest statement are on – so you're asking for some other entities?

COMMISSIONER MAYFIELD: Madam Chair, straight up, what we read in the paper, it's all Santa Fe County did this, Santa Fe County did this. The perception from the public is that the five of us are Santa Fe County, whereas there's times that, hey, and I don't want to say we didn't know what happened, but there are times when these decisions haven't been made by any of these five members on this Board, that respectfully these decisions are being made at the managerial and the staff level. And I think that the public has a right also to see those potential conflicts that could be out there. In my mind it's another security mechanism. That's all my mind is on that. And Madam Chair, I'll defer to you on anything else on that.

Madam Chair, the second thoughts for me, and I know I've spoken briefly with Manager Miller on this and spoken about this to the panel, and Manager Miller had a great idea. I just kind of forgot what it was. But when I thought about maybe an internal inspector general, Manager Miller, you indicated that you were going to maybe put – not a task force together but another independent group together?

MS. MILLER: Madam Chair, Commissioner Mayfield, it's the Audit

Committee, and we actually did put that together and then we lost a couple of the people so now we're back looking for another individual because we had an attorney from the Attorney's office and an outside individual and we lost that attorney and the outside individual. So we actually need to find another attorney, because we're down two attorneys in the County Attorney's office and we need another outside person. So I've been looking for another outside person.

COMMISSIONER MAYFIELD: And Madam Chair, Manager Miller, we can discuss that later, but I am going to incorporate some of this with these ordinance meetings that we're having on the procurement just so you all are aware of that, or at least try to. Thank you.

CHAIR STEFANICS: Thank you. I have nothing to report except, again, Happy Leap Year to everybody, tomorrow. If you don't have a partner, tomorrow's the day, male or female, to go find one. Thank you.

XVI. ADJOURNMENT

Having completed the agenda and with no further business to come before this body, Chairwoman Stefanics declared this meeting adjourned at 8:45 p.m.



VALERIE ESPINOZA
SANTA FE COUNTY CLERK

Valerie Espinoza

Approved by:

Liz Stefanics
Board of County Commissioners
Liz Stefanics, Chairwoman

Respectfully submitted:

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

February 27,

Santa Fe County's Portfolio & Investment Plan

February 28, 2011

Good Afternoon Commissioners:

In compliance with Santa Fe County's Investment Policy (Resolution No. 2007-102), this presentation is submitted to give the County Board of Finance an update on the County Treasurer's investment plan for the foreseeable future and a status report of the County's investment portfolio.

Treasurer's Investment Portfolio

Attached is a copy of Santa Fe County Treasurer's Portfolio which shows the County's investments in CD's, Government Agencies (Bonds) and U.S. Treasuries including demand deposits on December 31, 2011 was approximately **\$227,728,065.61** and doesn't take into account any outstanding expenditures or encumbrances. The portfolio is a snapshot in time and has been updated to include all investments made through December 31, 2011.

The County's securities held in safekeeping at Charles Schwab consist of Government Agencies (Bonds) and Treasury Bills and stands at **\$189,390,181.59** million. Going forward, we expect this category to increase even more due to federal regulators concerns with banks that are over capitalized. These investment maturities are laddered to meet the County's cash flow needs as estimated by the Treasurer in anticipation of when various projects might draw down funds as they near completion.

The County Treasurer's Investment Committee continues to meet on a monthly basis. We present an agenda to the Committee each month that includes types of investments made; investments that matured; and minutes from the prior month meeting. We monitor the bank's rating through the use of ask.com/Bank+Rating and other web sites which might provide a rating and analysis on financial condition of our county custody bank (See attached).

Investment Plan

The County Treasurer's primary objective is to insure the County's portfolio contains an allocation of safe, liquid and diversified investments while earning a market rate of interest on all money that is not immediately required to meet the County's cash flow needs.

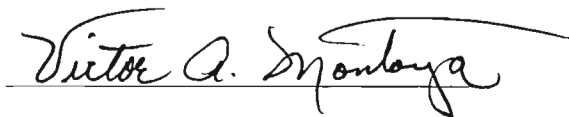
The County Treasurer's investment plan remains the same for the upcoming fiscal year ending June 30, 2012. The strategy continues to be to diversify the portfolio and invest in all permitted investments authorized in the County's Investment Policy and statutes.

For the near future we continue to look for investments that benefit our local economy here in Santa Fe County we look for banks and credit unions with the ability to provide mortgage loans, auto loans and short term construction financing to our county constituents. At present this task proves to be difficult with federal regulators monitoring banks that have too much capital on their books. As previously reported Los Alamos National Bank informed us on December 1, 2010 the highest yield they could pay the County on our funds would be .01% on CD's and Savings Accounts and they wanted us to move our CD's and Savings accounts to a Charles Schwab Account to lower their capital balances to comply with federal regulator mandates.

The movement of our funds to Charles Schwab has some advantages primarily the County doesn't have to pay FDIC insurance on the balances maintained at Charles Schwab; the current practice by LANB is to pass FDIC insurance charges to the County on our cash balances. Another advantage is the safekeeping of the County's securities (bonds); when we buy bonds from various brokers they are transferred to our Charles Schwab accounts with no fees associated for this service.

Madam Chair and Commissioners that concludes my portion of the presentation, thank you for your kind attention and I make myself available to answer any questions you might have.

Submitted By:



Santa Fe County Treasurer

SFC
RECORDED
03/28/2012

**SANTA FE COUNTY
TREASURER'S INVESTMENT PORTFOLIO**

ASSET CLASSIFICATION	ITEMS	YIELDS	PRINCIPAL
<u>OPERATIONS ACCOUNT #2601</u>			
FEDERAL FARM CREDIT BONDS	6	2.01%-2.35%	\$6,497,500.00
FEDERAL NATIONAL MORTGAGE	2	1.00%	\$2,000,000.00
FEDERAL HOME LOAN BANK	16	1.00%-2.25%	\$20,706,337.23
FANNIE MAE BONDS	31	1.00%-2.375%	\$41,729,950.28
FREDDIE MAC BOND	10	1.40%-2.23%	\$13,976,244.00
U.S. TREASURY BILLS	1	0.147%	\$4,994,500.00
SCHWAB U.S. TREASURY MONEY MARKET	1	0.01%	\$46,937,218.30
CASH	0	0	\$0.00
SUB-TOTAL FOR OPERATIONS	67		\$136,841,749.81
<u>GOB 2011 REFUNDING #0920</u>			
FREDDIE MAC BOND	1	0.55%	\$5,000,000.00
FEDERAL HOME LOAN BANK	1	0.15%	\$4,993,041.65
FEDERAL FARM CREDIT	1	0.35%	\$5,000,000.00
SCHWAB U.S. TREASURY MONEY MARKET	1	0.01%	\$6,978.90
CASH	0	0	\$0.00
SUB-TOTAL FOR GOB 2011	4		\$15,000,020.55
<u>GOB 2007 A ACCOUNT #3823</u>			
FEDERAL HOME LOAN MORTGAGE	0	0.00%	\$0.00
FEDERAL HOME LOAN BANK	1	0.00%	\$0.00
U.S. DISCOUNT NOTES	2	0.14%-0.61%	\$4,157,195.48
SCHWAB U.S. TREASURY MONEY MARKET	1	0.01%	\$376,360.59
SUB-TOTAL FOR GOB 2007 A	4		\$4,533,556.07
<u>GRT 2008 JRB ACCOUNT #1921</u>			
U.S. TREASURY BILLS	8	.101%-.183%	\$12,983,200.00
FHLB U.S. DISCOUNT NOTES	2	0.132%-0.153%	\$8,000,000.00
FANNIE MAE BONDS	1	1.50%	\$2,800,700.00
SCHWAB U.S. TREASURY MONEY MARKET	1	0.01%	\$2,379,864.56
FEDERAL HOME LOAN BANK	1	0.25%	\$1,850,000.00
SUB-TOTAL FOR GRT 2008 JRB	13		\$28,013,764.56
<u>GRT 2010 A&B ACCOUNT #9220</u>			
U.S. TREASURY BILLS	1	0.00%	\$0.00
U.S. DISCOUNT NOTES	2	0.14%-0.61%	\$2,997,426.67
SCHWAB U.S. TREASURY MONEY MARKET	1	0.01%	\$2,003,663.93
SUB-TOTAL FOR GRT 2010 A&B	4		\$5,001,090.60
GRAND TOTAL CHARLES SCHWAB			\$189,390,181.59

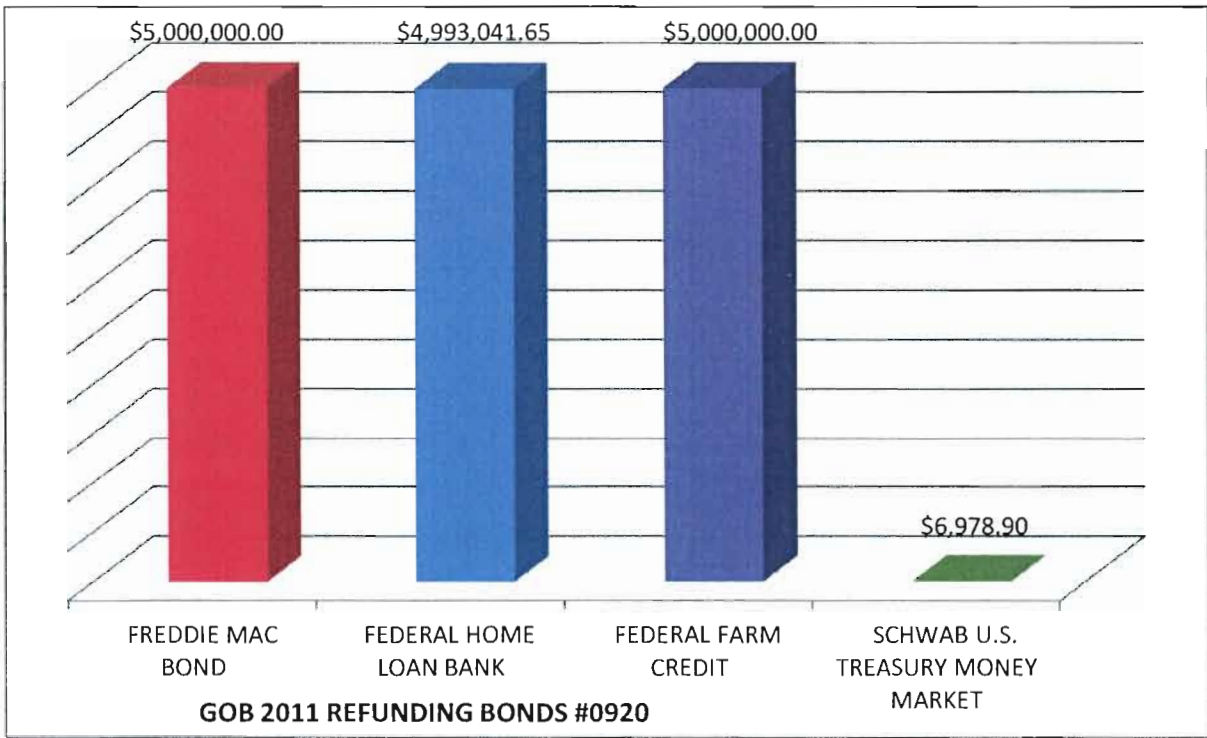
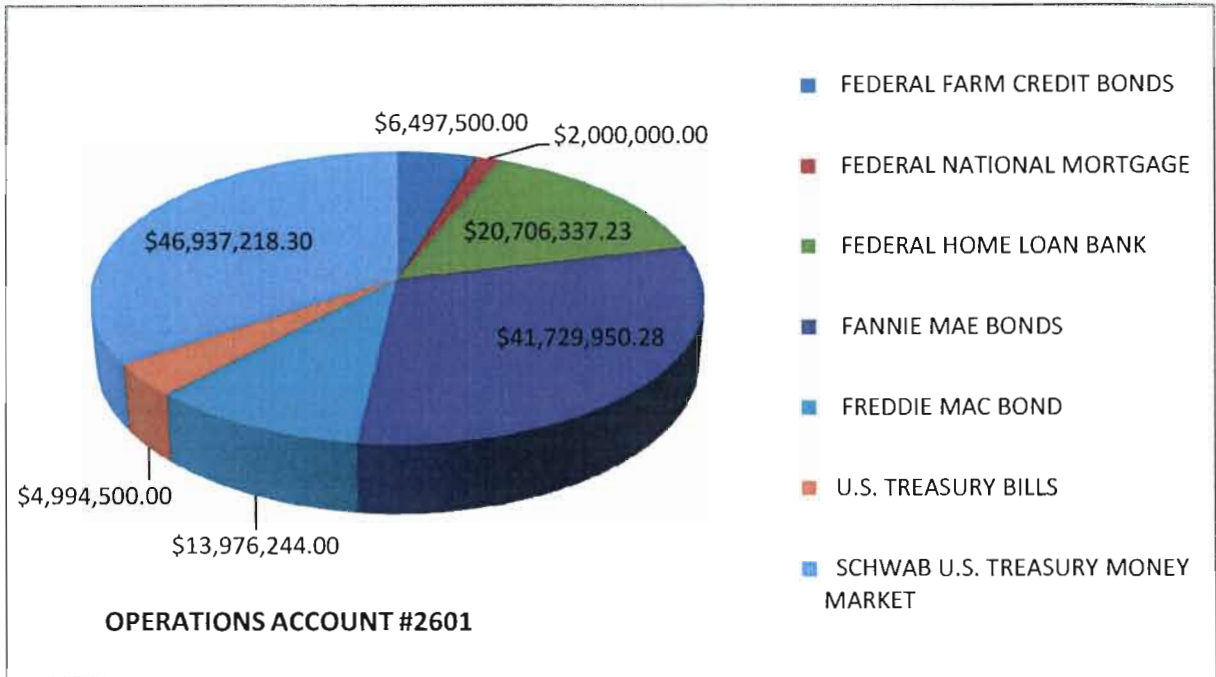
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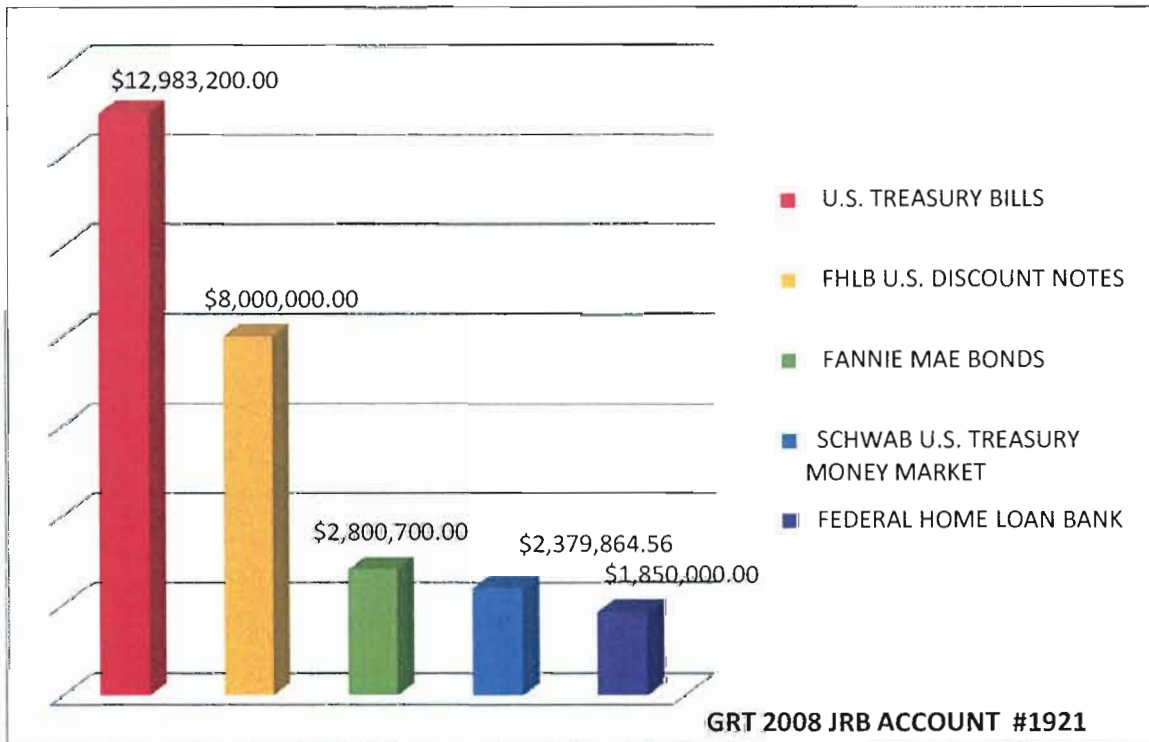
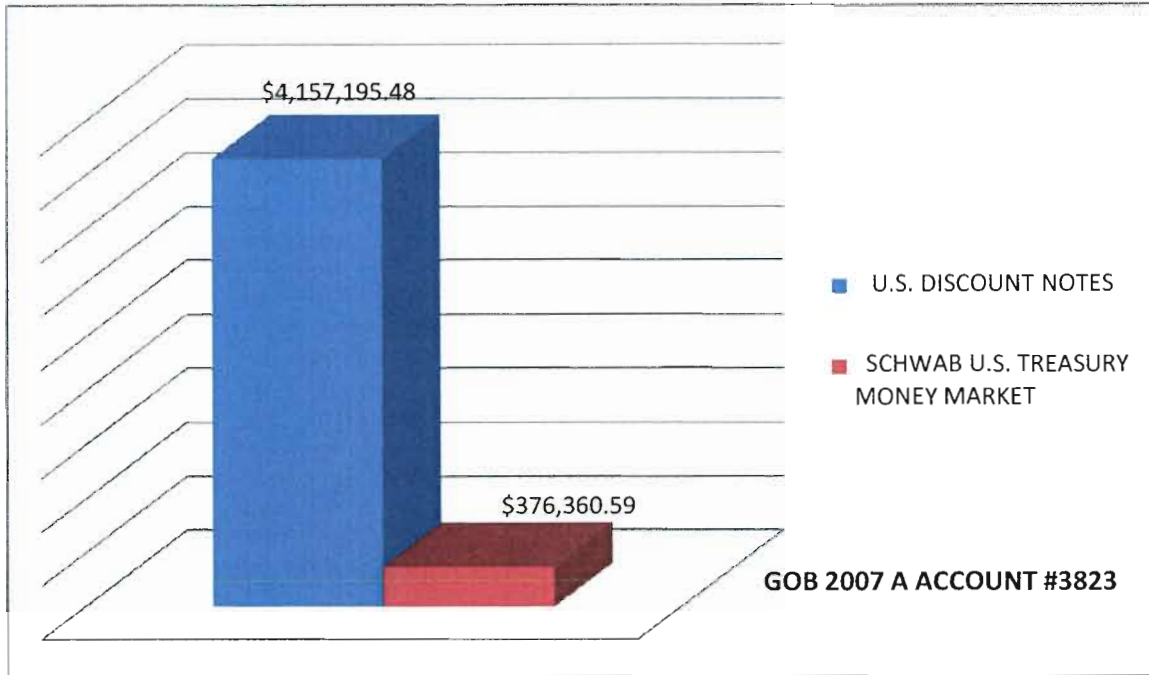
LOS ALAMOS NATIONAL BANK

BANK & CREDIT UNION CD'S	5	0.75%-1.34%	\$1,248,000.00
WELLS FARGO BROKERED CD'S	14	1.35%-4.25%	\$5,066,000.00
LANB ACCOUNTS WITH A YIELD OF .01%	15	0.01%	\$8,690,593.78
LANB-SANTA FE STUDIOS	1	2.50%	\$6,500,000.00
LANB-GOB 2009 SERIES	1	0.50%	\$7,718,526.83
TOTAL CD'S & SAVINGS ACCOUNTS	36		\$29,223,120.61
LANB VARIOUS OPERATIONS ACCOUNTS	9	0.01%-0.50%	\$9,095,453.64
FIRE DEPARTMENT ACCOUNT	1	0.00%	\$1,936.20
COUNTY MANAGER'S ACCOUNT	1	0.00%	\$1,000.00
SFC REGION III HIDTA ACCOUNT	1	0.00%	\$4,541.99
SFC REGION III JAG ACCOUNT	1	0.00%	\$11,192.20
TOTAL OTHER ACCOUNTS	13		\$9,114,124.03
STATE TREASURER LGIP ACCOUNTS	12	VARIOUS	\$639.38
GRAND TOTAL ALL ACCOUNTS			\$227,728,065.61

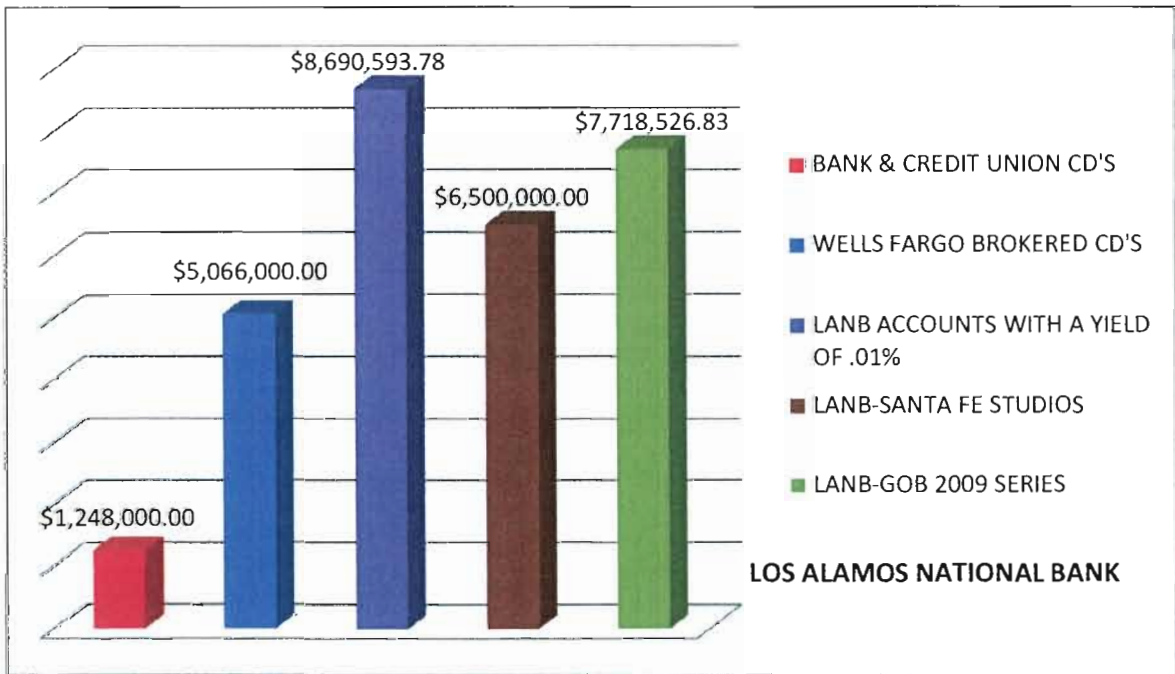
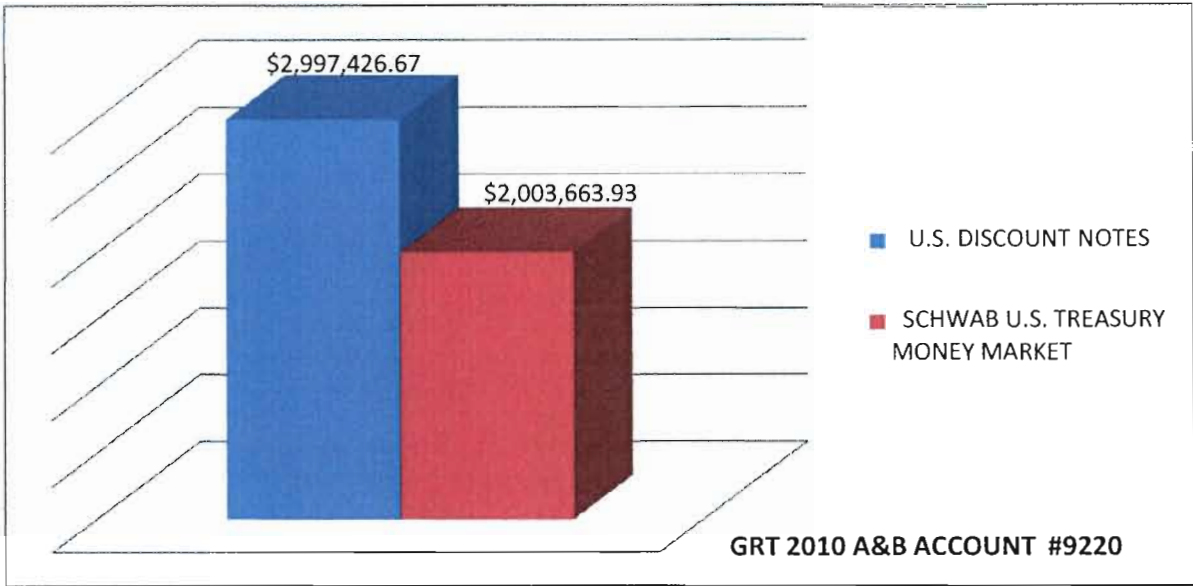
Date: December 31,2011

Page 4

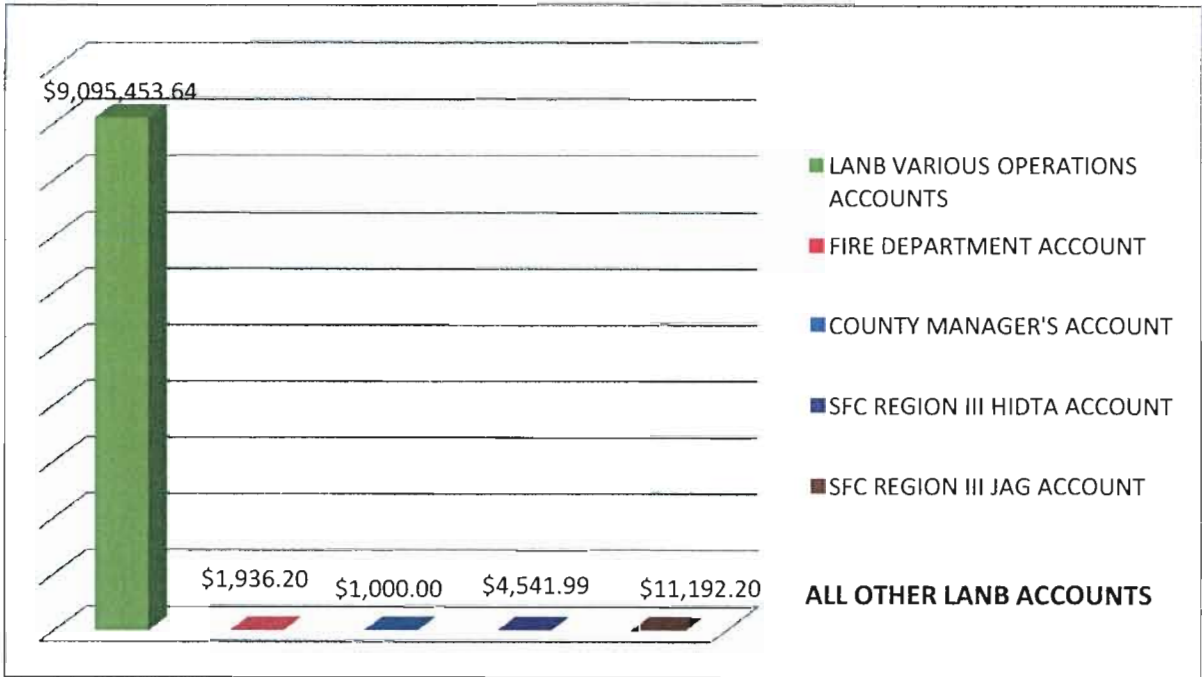




SFC CLERK RECORDED 03/28/2012



SFC CLERK RECORDED 03/28/2012



SFC CLERK RECORDED 03/26/2012

Los Alamos National Bank

[Los Alamos National Bank Locations](#)

1200 Trinity Drive
 Los Alamos, NM 87544
 (505) 662-5171
www.lanb.com



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SPONSORED LISTINGS

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OVERVIEW RATES HEALTH REVIEWS

Data for Q3 2011

Institution Statistics

Los Alamos National Bank	
FDIC Certificate #	<u>18799</u>
BankRate Report	<u>View</u>
Year Established	1963
Employees	321
Primary Regulator	OCC

Assets and Liabilities

Assets	\$1.48 billion
Loans	\$1.18 billion
Deposits	\$1.28 billion
Equity Capital	\$156.61 million
Loan Loss Allowance	\$27.18 million
Unbacked Noncurrent Loans	\$58.91 million
Real Estate Owned	\$14.90 million

Historic Data - September 2010

Assets	\$1.59 billion
Equity Capital	\$153.08 million
Loan Loss Allowance	\$28.84 million
Unbacked Noncurrent Loans	\$52.80 million
Real Estate Owned	\$19.67 million

Profit Margin - Quarterly

Net Interest Margin	4.07%
Return on Assets	0.51%
Return on Equity	5%
Interest Income	\$50.65 million

Disclaimer

The rates and promotions displayed are gathered from various financial institutions and may not reflect all of the products available in your region. Although we strive to provide the most accurate data possible, we can guarantee its accuracy. The content displayed is for general information purposes only; always verify account details and availability with the financial institution before opening an account. Contact feedback@depositaccounts.com to report inaccurate data or to request rates or promotions be included in this chart. We are not affiliated with the financial institutions listed here.
 * The APY shown is based on the deposit amount selected. Expand the listing to see APYs for other deposit amounts.
 † The rates for some products vary by region. In these cases we have listed the rates for the region closest to the bank's headquarters.

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Bank health information is provided solely for your convenience and is not guaranteed to be error free or the most current information available. Always check with the FDIC (banks) or NCUA (credit unions) for the latest

Institution Health

Overall Score:

3 out of 5



Texas Ratio



The Texas Ratio is an indicator of how much funds a bank has available compared to the total value of loans considered at risk. As of September 30, 2011 Los Alamos National Bank had \$73.81 million in non-current loans and owned real-estate with \$183.79 million in equity and loan loss allowances on hand to cover it. This gives Los Alamos National Bank a Texas Ratio of 40.16% which is below average. Any bank with a Texas Ratio near or greater than 100% is considered at risk.

Texas Ratio Trend



The Texas Ratio for Los Alamos National Bank held steady from 39.83% as of September 30, 2010 to 40.16% as of September 30, 2011, resulting in a negative change of 0.82%. This indicates that the balance sheet and financial strength for Los Alamos National Bank has held steady in recent periods.

Deposit Growth



In the past year, Los Alamos National Bank has decreased its total deposits by \$120.43 million, resulting in -8.61% growth for the year. A strong track record of growth is an indicator of consumer confidence and the bank's ability to strengthen its balance sheet. The growth Los Alamos National Bank has shown is poor.

Capitalization



Both FDIC and NCUA consider capitalization levels of banks and credit unions to be of high importance. Higher capitalization allows for a greater buffer when cover loans that may fail in the future. Los Alamos National Bank has \$1.48 billion in assets with \$183.79 million in equity, resulting in a capitalization level of 12.46%, which is excellent.

BPC CLIENT RECORDED 03/28/2012

9.

Daily Market Update

2/27/2012

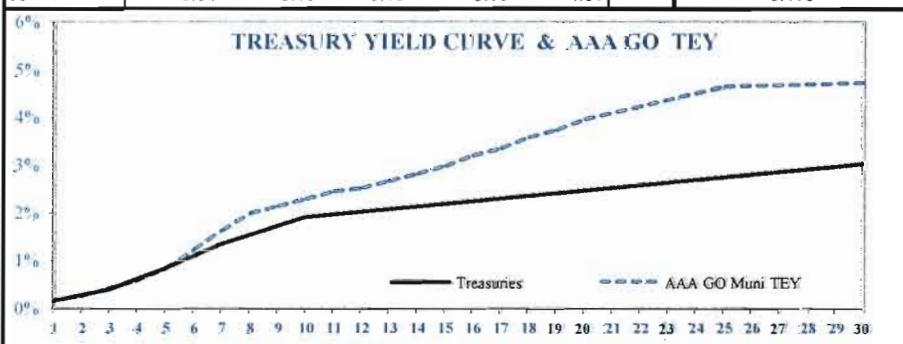
MARKET UPDATE
 U.S. Treasuries traded higher Friday as the 10-year rose 0-06 to 100-07, a 1.977 percent yield, and the 30-year rose 0-24 to 100-15+, a 3.1 percent yield.
U.S. TREASURY AUCTION:
 The U.S. Treasury is auctioning \$33 billion in 3-month bills, a 0.115 percent yield, and \$31 billion in 6-month bills, a 0.145 percent yield, today. Finally, the U.S. Treasury plans to auction \$40 billion in 4-week bills, and \$20 billion in 49-day cash management bills, tomorrow.

MARKET INDICES			FHLB ADVANCE RATES ³		
DJIA	12,982.95	-1.74	1 Mo. FUNDING	0.27	0.020
NASDAQ	2,963.75	6.77	2 Mo. FUNDING	0.30	0.010
OIL	109.77	1.94	5-1 (Semi)	1.83	-0.040
GOLD	1,772.45	-8.23	7-3 (Semi)	2.30	-0.030

MONEY MARKETS			MBS INFO		
FUNDS	0.25	UNCH	FNMA 30 YR 3.50%	2.70	UNCH
PRIME	3.25	UNCH	FNMA 15 YR 3.00%	1.91	UNCH
1 Mo. LIBOR	0.24	UNCH	FNMA COMMITMENT	3.42	-0.007
3 Mo. LIBOR	0.49	UNCH	30 YR RATE		

TREASURY YIELD CURVE¹

TERM	CURRENT YIELD		PREV. CLOSE			FORWARD CURVE ²		
	WEEK AGO	MONTH AGO	WEEK AGO	MONTH AGO	YEAR AGO	1 YEAR OUT		
3 Mo.	0.10	0.09	0.08	0.05	0.12	0.321		
6 Mo.	0.14	0.13	0.11	0.08	0.15	0.353		
12 Yr.	0.29	0.30	0.29	0.21	0.71	0.537		
3 Yr.	0.40	0.43	0.41	0.30	1.20	0.785		
5 Yr.	0.84	0.89	0.86	0.75	2.16	1.291		
7 Yr.	1.35	1.40	1.40	1.30	2.83	1.753		
10 Yr.	1.92	1.98	2.00	1.89	3.41	2.185		
30 Yr.	3.04	3.10	3.15	3.06	4.50	3.195		



WEEKLY ECONOMIC RELEASES⁴

Date	Prior	Survey	Actual
Monday, February 27, 2012			
Pending Home Sales MoM	-1.9%(r)	1.00%	2.00%
Pending Home Sales YoY	4.40%	10.70%	10.30%
Dallas Fed Manf. Activity	15.3	15.8	17.8
Tuesday, February 28, 2012			
Durable Goods Orders	3.00%	-1.00%	
S&P/CS Composite-20 YoY	-3.67%	-3.65%	
Consumer Confidence	61.1	63.0	
Richmond Fed Manufact. Index	12.0	14.0	
Wednesday, February 29, 2012			
MBA Mortgage Applications	-4.50%		
GDP QoQ (Annualized)	2.80%	2.80%	
Personal Consumption	2.00%	2.00%	
Thursday, March 01, 2012			
RBC Consumer Outlook Index	45.1		
Personal Income	0.50%	0.40%	
Personal Spending		0.40%	
PCE Deflator (YoY)	2.40%	2.30%	
PCE Core (YoY)	1.80%	1.80%	
Initial Jobless Claims	351K	355K	
Continuing Claims	3392K	3418K	
Construction Spending MoM	1.50%	1.00%	
ISM Manufacturing	54.1	54.5	

FED FUNDS FUTURES⁷

Month	Last
Feb12	0.105
Mar12	0.115
Apr12	0.120
May12	0.120
Jun12	0.125
Jul12	0.130
Aug12	0.140
Sep12	0.150
Oct12	0.155
Nov12	0.160
Dec12	0.165

SWAPS CURVE (Current)⁸

TERM	SPRD			YLD
	Δ	Δ	Δ	
2Y	30.2	-0.81	0.59	
3Y	29.9	-1.06	0.70	
4Y	27.2	-0.94	0.90	
5Y	27.4	-0.62	1.12	
7Y	21.4	-0.56	1.56	
10Y	10.2	-0.31	2.02	
30Y	-30.1	0.16	2.74	

GENERIC AGENCY SPREADS (FNMA)

	Sprd	Δ Sprd	Yield
Bermuda Call			
2YR NC 3MO	4	0	0.33
2YR NC 1YR	4	0	0.33
3YR NC 3MO	13	0	0.53
3YR NC 6MO	13	0	0.53
3YR NC 1YR	13	0	0.53
5YR NC 3MO	42	0	1.26
5YR NC 6MO	42	0	1.26
5YR NC 1YR	42	1	1.26
5YR NC 2YR	40	1	1.24
5YR NC 3YR	30	2	1.14
7YR NC 3MO	55	1	1.90
7YR NC 1YR	58	2	1.93
7YR NC 2YR	50	3	1.85
10YR NC 3MO	66	0	2.58
10YR NC 1YR	68	1	2.60
15YR NC 3MO	137	0	3.29
15YR NC 1YR	140	1	3.32
European Call			
2YR NC 1YR	4	0	0.33
3YR NC 1YR	13	0	0.53
5YR NC 1YR	42	1	1.26
5YR NC 2YR	40	1	1.24
10YR NC 1YR	68	1	2.60
10YR NC 2YR	49	3	2.41
Bullets-Generic			
5 Year	24	2	1.08
10 Year	39	0	2.31

U.S. Dollar Spot Rate (Current)⁵

Units of Currency per \$1 U.S. Dollar			
EUR	€ 0.75	AUD	\$0.93
JPY	¥80.42	NZD	\$1.19
GBP	£0.63	HKD	HK\$7.76
CHF	CHF 0.90	NOK	kr 5.60
CAD	\$1.00	SEK	6.59 kr

Update generated with Bloomberg data
 Prior business day close, unless marked otherwise
 1 Derived from the C15 (on the FHM) screen on Bloomberg
 2 Derived from the FWCM Screen on Bloomberg
 3 Boston Federal Home Loan Bank
 4 Derived from the ECO screen on Bloomberg
 5 Derived from the FXC screen on Bloomberg
 6 Derived from the USSW screen on Bloomberg
 7 Derived from the FFA CMTDY CT screen on Bloomberg

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10.

Legislative Report

2012

Regular session



Santa Fe County
County Manager's Office

February 28, 2012 Board of County Commissioners Meeting

- Highlighted bills are those already signed into law “”
- Those bills with asterisks include an emergency clause “*”

HOUSE BILLS

***HB 1 FEED BILL Chaptered W. Ken Martinez**

HB 2 GENERAL APPROPRIATION ACT OF 2012 Passed Henry Kiki Saavedra

HAFC substitute for HB2 and four other bills is a 221-page bill, cited as the “General Appropriation Act of 2011,” that makes appropriations to state agencies for expenditure in FY 2013. Includes the HB3 appropriations for public education, the HB4 appropriations for the Department of Transportation, the HB5 appropriations for the Game and Fish Department and the HB6 appropriations for the State Fair Commission. The total FY 2012 appropriation made to public schools, state agencies and institutions in Section 4 of the act is \$5.632 billion from the General Fund, \$3.226 billion from Other State Funds, \$881 million from Internal Service Funds/Operating Transfers and \$5.660 billion in Federal Funds for a total spending target of \$15.399 billion. This is an increase of over \$500 million from the grand total appropriated in last year’s General Appropriation Act of 2011.

HB 10 VETERAN EMPLOYMENT TAX CREDIT Passed Terry H. McMillan

HB 11 FIRE PROTECTION ACROSS JURISDICTIONS Passed Rick Miera

HB 14 K-3 PLUS PROGRAM TO PUBLIC EDUCATION DEPT. Passed Mimi Stewart

HB 15 FOREIGN COLLECTION AGENCY RECORDS Passed James P. White

HB 18 TRANSFER HEALTH INFO DATA MANAGEMENT Passed Mimi Stewart

(For the Legislative Health and Human Services Committee) All data management duties and activities required by the Health Information System Act are transferred from the New Mexico Health Policy Commission to the Department of Health. A temporary provision transfers appropriations, funds, equipment, property and contracts directly related the Health Information Act from the commission to the department.

HB 19 HEALTH CARE WORK FORCE DATA COLLECTION Passed Mimi Stewart

HB 23 SCHOOL NONATHLETIC EVENT GROSS RECEIPTS Passed Mary Helen Garcia

HB 33 HOSPITALS AS PRIMARY STROKE CENTERS Passed Conrad D. James Howie C.Morales

HB 37 JUVENILE PUBLIC SAFETY BOARD MEMBERS Passed Bill B. O'Neill

*HB 39 DRINKING WATER SYSTEM FINANCING Passed James P. White

HB 40 NONFRANCHISE AUTO DEALER CONTINUING ED Passed James R.J. Strickler Timothy M.Keller

*HB 42 LEGISLATIVE RETIREMENT CONTRIBUTION CHANGES Passed Dennis J. Kintigh

*HB 46 NMFA PUBLIC PROJECT FUND PROJECTS Passed Patricia A. Lundstrom

***HB 55 LOCAL GOVERNMENT PLANNING FUND Passed Anna M. Crook**

HAFC substitute to HB55 doubles the amount of the appropriation specified in the original bill (from \$1 million to \$2 million) from the Public Project Revolving Fund to the Local Government Planning Fund; expands the purpose of the Local Government Planning Fund to include infrastructure projects and energy audits; and strikes the fund's existing statutory repayment requirement, thereby providing that grants may be made from the fund without any promise or expectation of repayment.

HB 64 CHANGE THANATOPRACTICE TO FUNERAL SERVICES Passed Ray Begaye

HB 72 JUDICIAL RETIREMENT CHANGES Passed Mimi Stewart

HB 74 CONSERVANCY DISTRICT ABSENTEE BALLOTS Passed Don L. Tripp

***HB 95 WATER PROJECT FUND PROJECTS Passed Andy Nuñez**

Authorizes the New Mexico Finance Authority to make loans or grants from the Water Project Fund to the following entities for the following water projects, on terms and conditions established by the Water Trust Board and the New Mexico Finance Authority:

Water storage, conveyance and delivery project, Santa Fe County;

Water storage, conveyance and delivery project, Santa Fe County;

HB 97 NM VETERAN BUSINESS & CONTRACTOR PREFERENCE Passed Ben Lujan

HB 98 NATIONAL GUARD IN "VETERAN" DEFINITION Passed Rodolpho "Rudy" S. Martinez

HB 102 ESTIMATE PROPERTY TAX IN VALUATION NOTICES Passed Alonzo Baldonado

HTRC substitute for HB102 is very similar in substance to the original bill as amended. The substitute requires county tax assessors to include the following information on a notice of valuation:

- The taxable value of the property for the previous and current tax years;
- The tax rate from the previous year; and
- Instructions for calculating an estimated tax for the current year, along with a disclaimer that this calculation result in a value higher or lower than the property tax that will actually be imposed.

HB 105 ENGINEER & SURVEYOR LICENSE REQUIREMENTS Passed Larry A. Larrañaga

HB 115 HUNTING LICENSE REFUNDS FOR FOREST FIRES Passed William "Bill" R. Rehm

HB 116 ELECTRIC CONVERSION FACILITY GROSS RECEIPTS Passed Ben Lujan

HB 118 SECONDHAND METAL DEALER REQUIREMENTS Passed Debbie A. Rodella

HB 123 EXTEND ANGEL INVESTMENT TAX CREDIT Passed Jane E. Powdrell-Culbert

HB 129 HOME SCHOOL STUDENT PROGRAM UNIT CALCULATION Passed James R.J. Strickler

HB 131 INCOME TAX CONTRIBUTION TO VETERANS' FUND Passed Yvette Herrell

HB 161 SCHOOL ATHLETICS REPORTING REQUIREMENTS Passed Dennis J. Roch Howie C.Morales

HB 178 DRIVERS LICENSE CONTRIBUTIONS TO VETERANS Passed Yvette Herrell

HB 184 "CONSTRUCTION SERVICE" FOR GROSS RECEIPTS Passed David L. Doyle

HB 186 CREATE ADDITIONAL JUDGESHIPS Passed Henry Kiki Saavedra

HB 188 INCREASE COUNTY OFFICIAL SALARIES Passed Al Park

Eliminates five classifications of counties — first class through fifth class, with classes A, B, and C and H (Los Alamos only) remaining. Increases the salaries of elected officials in Class A, B and C Class counties. Those formerly in the eliminated classes would now be classified as Class C counties, which are those with final, fully assessed property valuations of less than \$75 million and a population of less than 100,000.

Starting January 1, 2013 increases the salaries of elected county officials in Class A counties (Bernalillo, Doña Ana, Sandoval, Santa Fe and San Juan) as follows: commissioners, from \$29,569 to \$34,500; treasurer, assessor and clerk, from \$65,501 to \$75,327; sheriff, from \$68,308 to \$78,555, and probate judge from \$28,820 to \$33,143.

***HB 190 REAUTHORIZE PROJECTS Passed Jim R. Trujillo**

***HB 191 SEVERANCE TAX BOND PROJECTS Passed Jim R. Trujillo**

HB 200 LIQUOR ACT DEFINITION OF "LICENSED PREMISES" Passed Dona G. Irwin

HB 201 GEOTHERMAL RESOURCES FOR POWER GENERATION Passed Rodolpho "Rudy" S. Martinez

HB 219 MILITARY INSTALLATIONS AS FEE AGENTS Passed William "Bill" R. Rehm

HB 231 INCOME TAX LOTTERY TUITION DONATION Passed Edward C. Sandoval

HB 261 COMMERCIAL DRIVER'S LICENSE RETESTING Passed Richard D. Vigil

HB 277 FEDERAL WATER PROJECTS GROSS RECEIPTS Passed Patricia A. Lundstrom

HB 290 MOTOR VEHICLE TAX TO ROAD FUND Passed Patricia A. Lundstrom

HB 315 LUNG CANCER RESEARCH Passed Luciano "Lucky" Varela

***HB 323 COMMUNITY PROVIDER PAYMENTS Passed Thomas C. Taylor**

House Floor Substitute to HB323 retains the intent of the original bill. The substitute strikes the definition of "certified public expenditure" and specifies that the Sole Community Provider Fund shall consist of funds provided by counties through intergovernmental transfers from counties, other public entities or other public funds or expenditures allowable to match federal funds for Medicaid sole community provider hospital payments.

SENATE BILLS

SB 2 CRIMINAL RECORD EXPUNGEMENT ACT Passed Michael S. Sanchez

SB 9 CORPORATE TAX RATES & COMBINED REPORTING Passed Peter Wirth

SB 10 CONDO DECLARATION ZONING LAW COMPLIANCE Passed Peter Wirth

If required by a local ordinance, a condominium declaration under Sec. 47-7B-5 must include written confirmation from the local zoning official that the condominium complies with local zoning density requirements.

SB 19 REIMPOSE COUNTY EDUCATION GROSS RECEIPTS Passed Carlos R. Cisneros Roberto "Bobby" J. Gonzales

SB 23 URANIUM HEXAFLUORIDE SALE GROSS RECEIPTS Passed Carroll H. Leavell

SB 26 NEIGHBORING STATE CITIZEN FIREARM PURCHASES Passed William H. Payne

*SB 27 CHILD ADOPTION CHANGES Passed John C. Ryan

*SB 32 TEMPORARY UNEMPLOYMENT FUND CONTRIBUTIONS Passed John Arthur Smith

SB 33 ADDITIONAL BIGHORN SHEEP ENHANCEMENT PERMITS Passed William E. Sharer

SB 47 HEALTH & LIFE INSURANCE GUARANTY LAW CHANGES Passed Carroll H. Leavell

*SB 52 NO PRECINCT WORKER BENEFIT SUSPENSIONS Passed George K. Munoz

Authorizes a retired member under the Public Employees Retirement Act to be employed temporarily as a precinct board member for a municipal election or an election covered by the Election Code without affecting pension benefits. Those employed as precinct board members are designated as seasonal employees for purposes of determining eligibility for membership in PERA.

*SB 56 HAY TRANSPORTATION PERMITS & DISTANCES Passed Stuart Ingle

SB 59 CHILD MURDER AS AGGRAVATING CIRCUMSTANCE Passed Mary Jane M. Garcia

*SB 66 GENERAL OBLIGATION BOND PROJECTS Passed Carlos R. Cisneros

SB 67 SECONDHAND METAL DEALER REQUIREMENTS Passed Steven P. Neville

SB 71 INTERLOCKS FOR CERTAIN CRIME CONVICTIONS Passed Vernon D. Asbill

SB 81 HEALTH INSURANCE FOR PRESCRIPTION EYE DROPS Passed George K. Munoz Terry H. McMillan

*SB 83 STATE FACILITY 5 YEAR MASTER PLANS Passed Stuart Ingle

SB 134 DEPT. OF TRANSPORTATION PROPERTY AUCTION Passed Phil A. Griego

SB 187 ELIMINATE CHILD DEVELOPMENT OFFICE & BOARD Passed Gay G. Kernan

SB 196 SCHOOLS FOR DEAF & BLIND CAPITAL OUTLAY Passed Cynthia Nava

SB 197 FELONIES BY PUBLIC OFFICIALS Passed William H. Payne

SB 206 GSD CONTRACTS DATABASE Passed Sander Rue

SB 209 SCHOOL DISTRICT FINANCIAL FLEXIBILITY Passed Vernon D. Asbill

SB 212 OIL & GAS PROCEEDS & ENTITY WITHHOLDING FORMS Passed Timothy Z. Jennings

SB 215 PAIN MANAGEMENT ADVISORY COUNCIL CHANGES Passed Bernadette M. Sanchez

*SB 225 CIGARETTE TAX DEFINITIONS Passed Lynda M. Lovejoy

SB 240 CREATE MEDICAL CANNABIS FUND Passed Cisco McSorley

SB 256 TRIBAL COLLEGE DUAL CREDIT PROGRAMS Passed John Pinto

SB 302 BED & BREAKFAST BEER & WINE PERMITS Passed Phil A. Griego

SB 369 VETERAN SERVICES DEPT. DEFINITIONS Passed William F. Burt

HOUSE JOINT MEMORIALS

HJM 4 BATTLE OF GLORIETA PASS STAMP Passed Jim R. Trujillo

HJM 6 NMSU UNMANNED FLIGHT CENTER DESIGNATION Passed Roberto "Bobby" J. Gonzales

HJM 9 STUDY REDUCED RURAL TELECOMM REGULATION Passed Ray Begaye

HJM 10 STUDY ACEQUIA & MRGCD COOPERATION Passed Miguel P. Garcia

HJM 13 LOW-INCOME ASSISTANCE INTERIM COMMITTEE Passed Gail Chasey

HJM 14 STUDY LOTTERY TUITION FUND SOLVENCY Passed Ray Begaye

HJM 16 INTERIM BEHAVIORAL HEALTH SERVICES COMMITTEE Passed Dennis J. Kintigh Mary Kay Papan

HJM 17 ACEQUIA COMMISSION, IN RECOGNITION Passed Ben Lujan

HJM 19 STUDY CHANGES TO PUBLIC EMPLOYEES RETIREMENT Passed Jim R. Trujillo

HJM 20 BERNALILLO CASE MANAGEMENT PILOT PROJECT Passed Rick Miera

HJM 21 STUDY ACCESS TO SERVICES FOR YOUTH Passed Rhonda S. King

HJM 22 COUNTY GOVERNANCE TASK FORCE Passed Gail Chasey

(Identical to SJM30) Requests the Local Government Division of the Department of Finance and Administration to form a county governance task force to review existing state laws and rules that relate to county government. The task force is asked to develop recommendations regarding the potential of the county home-rule provision.

Requests that the task force include representatives from the N.M. Association of Counties, DFA, the General Services Department and the Taxation and Revenue Department. Its report is to be made to the NMAC by October 1, 2012 and the appropriate interim legislative committees by November 1, 2012.

The memorial notes that there are four Class A counties in the state with populations of over 100,000 and that home rule governance such as certain cities are currently permitted may be more responsive to the needs of county residents.

HOUSE JOINT RESOLUTIONS

HJR 11 PRC COMMISSIONER QUALIFICATIONS, CA Passed Joseph Cervantes

HJR 16 CORPORATIONS FROM PRC TO SEC. OF STATE, CA Passed Thomas C. Taylor

HJR 17 APPOINTED INSURANCE SUPERINTENDENT, CA Passed Henry Kiki Saavedra

HJR 26 INDEPENDENT PUBLIC DEFENDER DEPT., CA Passed Antonio "Moe" Maestas

SENATE JOINT MEMORIALS

SJM 1 "BETTER HEARING & SPEECH MONTH" Signed Mary Kay Papen Sheryl Williams Stapleton

SJM 2 SURVEY & RETURN NUESTRA SENORA LAND GRANT Signed Carlos R. Cisneros

SJM 7 "BEHAVIORAL HEALTH DAY" Signed Mary Kay Papen

SJM 16 "COLONIAS DAY AT THE LEGISLATURE" Signed Mary Kay Papen

SJM 19 NAME SANTA CLARA ARMORY AFTER REP. FOY Signed Timothy Z. Jennings

SJM 36 CENTENNIAL CELEBRATION DAY IN THE LEGISLATURE Signed Timothy Z. Jennings

SJM 48 SISTERS OF LORETTO 200TH ANNIVERSARY Passed John C. Ryan

**Capital Outlay Projects
Chart by County**

HTRC Substitute for HB 191, as amended

Legislative Council Service
50th Legislature, 2nd Regular Session, 2012

Project Title	Amount	City	Fund	Track
County: Sandoval Co.				
1461 BERNALILLO CORONADO LITTLE LEAGUE PARK IMPROVE	\$75,000	Bernalillo	STB	
118436 CORRALES INFRA PROJECTS	\$150,000	Corrales	STB	
118438 CORRALES PARKS & REC FACILITIES	\$100,000	Corrales	STB	
505 CORRALES RD/HARVEY JONES CHANNEL-SSCAFCA	\$383,000	Corrales	STB	
2785 CUBA WASTEWATER TREATMENT PLANT	\$200,000	Cuba	STB	
118172 FIVE SANDOVAL INDIAN PUEBLOS INFO TECH	\$75,000		STB	
118025 JEMEZ SPRINGS PARKS DEVELOP & IMPROVE	\$140,000	Jemez Springs	STB	
117519 RAIL RUNNER AVE EXTENSION-BERNALILLO	\$195,000	Bernalillo	STB	
118154 RIO RANCHO MEADOWLARK SENIOR CTR PARKING LOT	\$350,000	Rio Rancho	STB	
118085 RIO RANCHO REGIONAL PARK FACILITY	\$375,000	Rio Rancho	STB	
118164 SAN YSIDRO COMMUNITY DITCH IMPROVE	\$145,000	San Ysidro	STB	
117987 SANDOVAL CO REGIONAL E-911 CTR PLAN/LAND	\$640,000	Rio Rancho	STB	
118007 SANDOVAL CO SENA BLDG RENOVATE	\$175,000	Bernalillo	STB	
1486 SANTA ANA PUEBLO POLICE SUBSTATION CONSTRUCT	\$180,000	Santa Ana Puebl	STB	
117762 SANTO DOMINGO PUEBLO FIRE TRUCK PUMPER	\$115,000	Santo Domingo P	STB	
118004 TORREON RD CONSTRUCT-SANDOVAL CO	\$240,000		STB	
2232 TORREON-STAR LAKE CHP WATER LINE & BATHRM ADD	\$72,000	Torreón Chapter	STB	
Summary for Sandoval Co.	\$3,610,000			
County: Santa Fe Co.				
2663 1ST JUD DIST COURT COMPLEX EQUIP & IMPROVE	\$370,000	Santa Fe	STB	
198 ACEQUIA DE LA CAPILLA - SANTA FE CO	\$40,000	La Cienega	STB	
117403 ACEQUIA DE LA CIENEGA PIPING	\$100,000	La Cienega	STB	
118235 ACEQUIA DE LA OTRA BANDA IMPROVE & DAM	\$34,000	Pojoaque Pueblo	STB	
118333 ACEQUIA DEL BARRANCO DE JACONA WATER SYS IMPROVE	\$85,000		STB	
1936 CANONCITO AT APACHE CANYON MDWC & MSWA IMPROVE	\$73,300		STB	
1582 EDGEWOOD ROADS IMPROVE	\$477,000	Edgewood	STB	
1962 ELDORADO "POOR" DIRT ROADS IMPROVE	\$150,000	Eldorado at Santa	STB	
118225 ELDORADO KEN & PATTY ADAMS SENIOR CTR IMPROVE	\$100,000	Eldorado at Santa	STB	
118101 GREATER GLORIETA COMMUNITY REG MDWCA IMPROVE	\$50,000		STB	
2766 JOSE GABRIEL ORTIZ ACEQUIA/NAMBE IMPROVE	\$40,000	Nambe	STB	
118156 LA BAJADA COMMUNITY DITCH & MDWA TANK & WELL	\$50,000		STB	
611 LA CIENEGA MDWC & MSWA WATER SYSTEM IMPROVE	\$50,000	La Cienega	STB	
1504 MADRID OSCAR HUBER MEM PARK & GRANDSTANDS	\$332,000	Madrid	STB	
2805 NAMBE CMTY/SENIOR CTR PARKING ENTRANCE	\$118,000	Nambe	STB	
1633 POJOAQUE PUEBLO CEREMONIAL FCLTY	\$50,000	Pojoaque Pueblo	STB	
1634 POJOAQUE PUEBLO POEH CENTER	\$115,000	Pojoaque Pueblo	STB	
1631 POJOAQUE PUEBLO WELLNESS CTR IMPROVE	\$150,000	Pojoaque Pueblo	STB	
118337 SAN ILDEFONSO PUEBLO FARM EQUIP	\$125,000	San Ildefonso Pu	STB	
118334 SANTA FE BOTANICAL GARDEN-MUSEUM HILL	\$201,000	Santa Fe	STB	
118514 SANTA FE BOYS' & GIRLS' CLUB FIRE ALARM SYSTEM	\$7,000	Santa Fe	STB	
118510 SANTA FE BOYS' & GIRLS' CLUB PARKING LOT	\$3,500	Santa Fe	STB	
118515 SANTA FE BOYS' & GIRLS' CLUB POOL RENOVATE	\$32,734	Santa Fe	STB	
118513 SANTA FE BOYS' & GIRLS' CLUB SECURITY ALARM SYSTEM	\$2,500	Santa Fe	STB	
118215 SANTA FE CO AGUA FRIA WATER DISTRIB SYS IMPROVE	\$75,000		STB	
118102 SANTA FE CO CORRECTIONS FACILITIES IMPROVE	\$110,000		STB	
118511 SANTA FE CO DISABLED FACILITIES IMPROVE	\$50,000		STB	
118512 SANTA FE CO DISABLED FURNISHINGS	\$20,000		STB	
1938 SANTA FE CO LA FAMILIA MEDICAL CTR FACILITIES	\$120,000	Santa Fe	STB	
1967 SANTA FE CO LA TIERRA ROADS IMPROVE	\$100,000		STB	
118237 SANTA FE CO RD 90 WATER/SEWER LINE IMPROVE	\$40,000		STB	

SFC CLERK RECORDED 03/28/2012

Capital Outlay Projects
Chart by County

HTRC Substitute for HB 191, as amended

Legislative Council Service
50th Legislature, 2nd Regular Session, 2012

Project Title	Amount	City	Fund	Track
118092 SANTA FE CO ROMERO PARK IMPROVE	\$75,000		STB	
118500 SANTA FE CO VEHICLES-WILDERNESS/CMTY/CULTURAL USE	\$58,700		STB	
118482 SANTA FE CO WOMEN'S HEALTH SERVICES FCLTY IMPROVE	\$130,000	Santa Fe	STB	
118184 SANTA FE FARMERS MARKET PAVILION IMPROVE	\$204,000	Santa Fe	STB	
118416 SANTA FE INDIAN SCHL CULTURAL CENTER	\$50,000		STB	
118463 SANTA FE INDIAN SCHL LEADERSHIP PGM INFO TECH	\$50,000	Santa Fe	STB	
118165 SANTA FE MULTIPURPOSE CTR FOR HOMELESS	\$111,000	Santa Fe	STB	
118372 SANTA FE MUSEO CULTURAL RENOVATE	\$70,000	Santa Fe	STB	
1933 SANTA FE POLICE STATION RENOVATE	\$440,000	Santa Fe	STB	
118321 SANTA FE PSD PARKING LOTS	\$35,000	Santa Fe PSD	STB	
118322 SANTA FE PSD PHONE SYSTEM	\$78,000	Santa Fe PSD	STB	
118417 SANTA FE PSD/SF CO/SF ATHLETIC FACILITIES	\$25,000		STB	
117644 SANTA FE RODEO MULTIUSE ARENA & RGN RELIEF FCLTY	\$81,000	Santa Fe	STB	
1303 SANTA FE/POJUAQUE VALLEY PSD HEAD STARTS IMPROVE	\$50,000	Santa Fe	STB	
716 SFCC SIGN LANGUAGE INTERPRET PRGRM INFO TECH/LABS	\$58,000		STB	
117569 SFCC TRADES & TECH CTR CONSTRUCT/EQUIP	\$35,000		STB	
117966 STW-AOC 1ST JUD DIST COURTHSE INFRA & UPGRADES	\$1,000,000	Santa Fe	STB	
117443 STW-DPS NM LAW ENFORCEMENT ACADEMY DORMS	\$3,000,000		STB	
117447 STW-GSD MANUEL LUJAN BLDG INFRA & RENOVATE	\$6,000,000	Santa Fe	STB	
Summary for Santa Fe Co.	\$14,821,734			
County: Sierra Co.				
118150 SIERRA CO/T OR C SOLID WASTE CTR CONSTRUCT/EQUIP	\$400,000	Truth or Consequ	STB	
Summary for Sierra Co.	\$400,000			
County: Socorro Co.				
118397 ALAMO CHP BUS ROUTES IMPROVE	\$50,000	Alamo Chapter	STB	
118392 ALAMO CHP SEWAGE LAGOONS IMPROVE	\$50,000	Alamo Chapter	STB	
118142 MAGDALENA WELL SITE POWER SUPPLY UPGRADE	\$10,000	Magdalena	STB	
118307 NMIMT MAGDALENA RIDGE OBSERVATORY	\$200,000	Socorro	STB	
117904 SABINAL COMM CTR CONSTRUCTION	\$100,000		STB	
514 SOCORRO RODEO & RECREATION FACILITIES	\$292,000	Socorro	STB	
Summary for Socorro Co.	\$702,000			
County: Statewide				
118529 MESA PROGRAM INFO TECH	\$35,000		STB	
118238 PUBLIC SCHOOL ROBOT SYS STATEWIDE	\$322,000		STB	
137 STW-CAD HEALTH/SFTY MUS/MONUMENTS REN STATEWIDE	\$500,000		STB	
117409 STW-CD CORREC FACILITIES UPGRADES STATEWIDE	\$500,000		STB	
248 STW-DOE WWFCLF/CLEAN WATER ACT MATCHING FUNDS	\$1,400,000		PPRF	
142 STW-DOH FACILITIES HEALTH/SAFETY IMPROVE	\$500,000		STB	
117941 STW-DOIT ERRF TWO-WAY RADIOS STATEWIDE	\$1,000,000		ERRF	
200 STW-DOT SALT DOMES CONSTRUCT-FROM SRF	\$350,000		SRF	
149 STW-EMNRD LAW ENFORCE VEH/DROUGHT FIRE MITIGATE	\$300,000		STB	
117888 STW-GFD IMPROVEMENTS STATEWIDE-FROM GFBRF	\$100,000		GFB	
117887 STW-GFD IMPROVEMENTS STATEWIDE-FROM GPF	\$547,500		GPF	
117918 STW-GSD MANUEL LUJAN BUILDING, RET	\$0		RET	
148 STW-GSD STATE BUILDINGS REPAIR & RENOVATE	\$500,000		STB	
117964 STW-PED SCHOOL BUS PURCHASE STATEWIDE, RET	\$0		RET	
117890 STW-PRE-KINDERGARTEN CLASSROOMS-FROM PSCOF	\$2,500,000		PSCOF	
Summary for Statewide	\$8,554,500			
County: Taos Co.				

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