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**SANTA FE COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING**

**April 29, 2014**

Danny Mayfield, Chair - District 1  
Robert Anaya, Vice Chair - District 3  
Miguel Chavez - District 2  
Kathy Holian - District 4  
Liz Stefanics - District 5

BCC MINUTES  
PAGES: 119

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

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Geraldine Salazar  
County Clerk, Santa Fe, NM

**SANTA FE COUNTY**  
**REGULAR MEETING**  
**BOARD OF COUNTY COMMISSIONERS**

**April 29, 2014**

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

Following the Pledge of Allegiance and State Pledge led by Marlene Garcia and Dale Lucero from the IT Division, roll was called by County Clerk Geraldine Salazar and indicated the presence of a quorum as follows:

**Members Present:**

Commissioner Danny Mayfield, Chair  
Commissioner Robert Anaya, Vice Chair  
Commissioner Miguel Chavez  
Commissioner, Kathy Holian  
Commissioner Liz Stefanics

**Members Excused:**

[None]

**V. MOMENT OF REFLECTION**

The Moment of Reflection was given by Ted Roybal from IT, and Commissioner Mayfield called for a moment of silence to remember those affected by the tornados in the Midwest.

**VI. APPROVAL OF THE AGENDA**

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- B. Tabled or Withdrawn Items**

KATHERINE MILLER (County Manager): Mr. Chair, Commissioners, there are a couple of changes to the agenda. On page 2, you won't see this on your printed copy but it was just brought to my attention. Under item III. Elected Officials, B. 2, the approval of the valuation maintenance program, that is a resolution. So if you would just make a note to get a resolution number from the Clerk at that time. It is actually – a resolution was put forward to the Clerk but it wasn't put in the title.

COMMISSIONER STEFANICS: Mr. Chair, on that.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: Ms. Miller, I didn't see an FIR with that.

MS. MILLER: Mr. Chair, Commissioner Stefanics, their evaluation

maintenance –

COMMISSIONER STEFANICS: It has a dollar price tag on it I believe.

MS. MILLER: The program is one they do every year by statute. I'll have to see if there something in there that –

COMMISSIONER STEFANICS: Well, there's some charts that actually have millions of dollars. So that's why I'm a little concerned that we have an FIR about what exactly – and I had written myself a note to say what exact amount are they asking for from the valuation fund. So maybe you could attend to that before we get to it.

MS. MILLER: Okay.

COMMISSIONER STEFANICS: Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you, Commissioner Stefanics.

MS. MILLER: The next item is on page 3, item VI. A. 1, public input and discussion of the draft joint powers agreement on the Aamodt. That is tabled to be heard at the May 13<sup>th</sup> BCC meeting at approximately 5:00.

CHAIR MAYFIELD: Manager Miller, really quick, just so I can bring this up. It's something that I've been asking that we talk about on the JPA and the proposed JPA that staff and various entities have been working on. The public has brought this to my attention also. They want to make sure that they can be here to comment on this. There have been some pretty significant issues with the community as a whole that's impacted by this. Right now there's some cost recovery cases going on at the New Mexico Public Regulation Commission, they've been very actively involved in, and that's why we just asked for a deferral for two weeks from now. And if we could get that messaging out on that agenda item, since today I would really appreciate that, knowing that this would be deferred to the next meeting. Thank you.

MS. MILLER: Certainly. And then the last amendment to the agenda is on page 4 on item VI. D. 1. a, the annual report. That's tabled to the next meeting. Kristine is out this week so I would like to actually include the letter from the chair in that report before we distribute it to you so we have that but I can't edit the document and put it in there. So I want her to be back to do that. Thank you.

CHAIR MAYFIELD: Thank you, Manager Miller. Commissioners, anything else on the agenda?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: I would ask that item VI. B. 3, a proclamation remembering and honoring Representative Max Coll be heard at least before item III, which is the Elected Officials Items in our agenda. Mrs. Coll is here now and so I would like for this to be heard as soon as possible in our agenda.

CHAIR MAYFIELD: Yes, Commissioner Holian. And as far as item C goes we will pull these as needed, any of them when we have the representatives here so at any time, just kind of nudge me and we will pull that but I will make that a point to pull that. And also Mayor Coss will be honored today for his many years of great service to our state and to

our City and I will pull that when he shows up also. Thank you.

MS. MILLER: Mr. Chair, on that issue, I just wanted to show the Commission that under Consent is the approval of the proclamations. Presentations are listed later but I did put a note on the agenda, Consent, that at any time that somebody comes in after you've done the Consent then you can do the presentation or any time someone's available. So they are listed twice on the agenda but that's why.

CHAIR MAYFIELD: Thank you, Manager Miller, for that. Commissioners, do we have an approval of the agenda as amended?

COMMISSIONER HOLIAN: So moved.

COMMISSIONER STEFANICS: Second.

CHAIR MAYFIELD: We have a motion and a second.

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

**I. G. APPROVAL OF MINUTES**

**1. Approval of March 25, 2014 BCC Meeting Minutes**

CHAIR MAYFIELD: What's the pleasure of the Commission?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval of the March 25, 2014 BCC meeting minutes.

COMMISSIONER CHAVEZ: Second.

CHAIR MAYFIELD: We have a motion and a second. Seeing no changes or suggestions.

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

**I. H. Introduction of New Employees**

MS. MILLER: Mr. Chair, Commissioners, we have quite a few new employees that are actually present with us today. In your packet there is a list of new hires that were hired in March but we also have some that are actually here today that I believe were hired in April. So I'd like to at least introduce the employees that are here and have them stand up and be recognized. In the County Manager's Office/Finance Division we have Iris Romero who is a new budget analyst and she came in just in time to do our 2015 budget so I'm sure she's having a great time learning all about the County. Also in the County Manager's office in constituent liaisons, although she's not new to the County she is newly appointed officially as constituent services liaison in District 2 for Commissioner Chavez, and that's Melissa Holmes.

The in Growth Management Department, the database administrator, Chris Vaisa, in

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the back. Then Stephanie Perea for the County Clerk's Office, a recording clerk. And Jeff Espinoza, a systems administrator supervisor in the IT Division. And then also, in the Clerk's Office, Linda Abeyta, and then I have in Administrative Services, Ronald Good, who is a systems analyst. Welcome, Ronald. And then in Corrections we have four new employees: Alicia Storee, who's a secretary senior, Ruben Blea, a detention officer, Loreto Garcia, a maintenance supervisor, and Merritt Ayad, our psychologist. So welcome to the new employees. We're glad to have them and I think they're all already hard at work.

CHAIR MAYFIELD: We have great talent. Welcome to Santa Fe County. You'll have great employees to work with and a great organization. Commissioners, do you have anything? Seeing nothing, welcome. Now you have to go back to work. Thank you. That's up to the Manager.

COMMISSIONER ANAYA: Mr. Chair.

CHAIR MAYFIELD: Vice Chairman Anaya, please.

COMMISSIONER ANAYA: Mr. Chair, I would like to express a welcome to all the new employees to Santa Fe County. Thank you for coming to work at Santa Fe County. It's a great pleasure to work. So thank you for being here.

## **I. I. Santa Fe County Employee of the Quarter**

CHAIR MAYFIELD: I'm going to defer to Manager Miller because we have a new evaluation system set up and I'll just give it over to the Manager, please.

MS. MILLER: Mr. Chair, Commissioners, you're correct. We actually have – this is our first quarter of our new and improved employee of the quarter program. One of the initiatives that came out from staff working in focus groups was designing a new employee of the quarter format and I think it creates a spirit of – a little bit of a competition and also recognition for employees who have really done outstanding work within their departments.

So we did is we actually broke the County down into six groups throughout different County operations, and then each group puts forward a nominee from that group, and then those six employees – those six get recognized for their work within their group and then out of those six one is selected by a different selection committee for the employee of the quarter. And we've even put together a plaque that the employee of the quarter – their name will go on this plaque. This plaque will go in the Manager's Office and then also those six employees, each employee that is nominated and awarded from their group receives two administrative hours of leave, and then the one out of those six who receives the employee of the quarter Countywide receives one day of administrative leave, as well as their name on this plaque and another special gift from the Board.

So this has been a good change. I think it's very positive and I just wanted to recognize the six employees that have been nominated and then I'll turn it over to the chair to – drum roll, please – and announce the actual winner.

So this quarter we had Vidella Montoya, accountant with Health and Human Services. She's been with the County since December 2001 and Vidella exceeds the call of duty by

consistently taking on extra tasks and providing excellent services to her department. Recently, she took on the challenge of helping the interim director keep operations current by completing tasks of several vacant positions.

Another one of the employees of the quarter from the groups is fire lieutenant Victor Montoya. He's been with the County since January of 2003. Victor took on extra responsibility of overseeing the department medical supply. As a result of this there is more timely processing of getting supplies to the field and a higher level of accountability for what the department spends on medical supplies. Victor took on these extra duties and improved the process greatly while also doing a great job in his daily duties.

Carlos Sisneros – many of you probably know Carlos, a systems administrator in IT. He's been with the County since September of 2006. Carlos completed the AS-400 upgrade with minimal assistance and as a result many employees of Santa Fe County can complete their work more efficiently. Carlos is always quick to respond to customer requests and does so with a positive and helpful attitude. Carlos consistently provides excellent customer service.

Julie York, a Sheriff's deputy III, she's been with the County since May of 2001. Julie regularly exceeds expectations to make a great impact in the Sheriff's Division. Recently Julie took on the extra task of running the fleet division temporarily and without hesitation or complaint. She stepped into this process, learned what was entailed and took control of the issues the Sheriff's Office was experiencing with their fleet. She took on this task and improved the process tremendously. Julie's always willing to take on extra tasks without hesitation and provides awesome customer service.

Also, Erika Romero. Erika is the administrative assistant in the County Clerk's Office. Her hire date was August of 2006 and Erika is constantly busy assisting customers, delivering excellent customer service, and always maintains a positive attitude. She's a good role model and is always willing to share her knowledge for the benefit of the Clerk's office and its mission.

And then the sixth candidate was Leo Leyba, custodian in the Public Works Division. He's a relatively new hire. As a matter of fact April of 2013. Leo always takes on his job duties with a positive attitude and ensures that all of the buildings he works in look immaculate. He's a great worker and always offers to help others. So I would like to congratulate those six outstanding employees for the first quarter of 2014 and thank them for their service to Santa Fe County.

And with that, Mr. Chair, if you would present the award to one of the six that won the employee of the quarter. We have certificates for all of them and then also something for the employee of the quarter.

CHAIR MAYFIELD: Could we ask all of the nominees to stand up please and thank them for their work once again? You guys are valuable assets for us. Again, thank you all for the work you do on behalf and for Santa Fe County, for the citizens we represent. You make this job very easy for all of us, the work that you do. I will say this, I am just reading this. None of this Commission had any participation in this but it is definitely my honor to do

this. I feel like I'm at the CMA awards or something. So with that – and this is one of the fine trophies that we'll be giving out. I don't know if this will be an annual trophy or if it will be something similar – quarterly trophy – but this is what you all are striving for and I think you can stay back in that pool if you're not the selected one right now. But thank you.

And Commissioners, the winner is – and I'll go to the vice chair here.

COMMISSIONER ANAYA: Deputy Julie York.

CHAIR MAYFIELD: Thank you so much. Sheriff Garcia and Deputy York, if you want to come on up, please. I'm going to defer to our Sheriff for any quick comments before I go to the Commission.

ROBERT GARCIA (County Sheriff): Mr. Chair, members of the Commission, to me it's an honor to be able to work alongside Julie. She took on a very stressful position outside her regular duties and did an excellent job. I depend on her a lot in other areas such as backgrounds, and I'm very honored and privileged to be a part of the team that works alongside her. Thank you.

CHAIR MAYFIELD: Thank you, Sheriff. Commissioners, anything right now?

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. I'll just build on what you said a minute ago, and this goes to the recipient, Ms. York, but to all of the County employees. We have to remember – and I know this is on your mind everyday – we work for the public. And I think it shows in the morale and the job performance in our employees. But not only that, I also want to point to our administration and to the Manager's Office and to department division directors for providing the incentive and the positive workplace for us to thrive in. So thank you for your dedication and your service, and thank you to the managers and to the department and division directors for the job that you're doing. Thank you.

CHAIR MAYFIELD: Thank you. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you very much, Mr. Chair. To all six nominated I'd like to thank you for whatever special trait you put forward to be nominated by your colleagues and your peers, and I would like to thank you very much for your extra time doing other duties because those that you're assigned, and we truly appreciate it. Thank you.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Well, congratulations, Deputy York and I would like to say congratulations to all the employees who were nominated. I think that sometimes we don't thank our employees in the County enough, and it's really important to remember that County governments have a profound effect on people's lives. Local governments really do, far more than the federal government when you think about it. People's quality of life really depends on how well our County is run and I think that we have a very well run County. I am also really glad that we have this new program in place to be able to thank those people in our County who go the extra mile, who go above and beyond. And so congratulations to all of you and I would also actually like to thank Erle Wright who helped us organize this new program and this new way of recognizing people.

CHAIR MAYFIELD: Thank you, Commissioner. Vice Chairman Anaya.

COMMISSIONER ANAYA: Thank you, Chairman Mayfield. I also would like to congratulate all of the nominees. You're all individuals that don't seek acknowledgement or recognition but merely do what you're asked to do and help others achieve their duties and their job. Deputy York, congratulations on this honor of being selected as employee of the quarter and the Sheriff said it best, you're a member of a team that helps get teamwork done and do good things, and I for one am very appreciative of you as well as all of the other nominees that were presented here today. So thank you very much for your work and your dedication and commitment to your job and to the community.

CHAIR MAYFIELD: Thank you. I also echo everything that was said. I also want to thank every County employee we have. You all are great. You're the backbone of this County. Deputy York, you do a phenomenal job; you're a great public servant, and please be safe out there. Thank you so much. With that, Commissioners, we can get a quick photo, or do you want to go to Deputy York first. Deputy, do you care to put you on the spot and say anything before we get that photo?

JULIE YORK (Sheriff's Office): Mr. Chair, Commissioners, I thank you very much for this honor. I can 100 percent guarantee that I got a lot more gray hair from this endeavor but it was worth it in the end. I agree with you; it was truly a team effort and I would also like to recognize members of the team that helped me accomplish what I did as well as for the Sheriff's Office. Those people were Kristin Martinez, Richard Hildebrant, Sean Kessler and Eric Eccles. Without them this wouldn't have been possible with the amount of time constraints we had and the amount of things that needed to be done for the Sheriff's Office but we all got together as a team and accomplished it for the betterment of the Sheriff's Office, and I appreciate this nomination from Corporal Yeager and members of the Sheriff's Office and I'm honored for it. I appreciate it. Thank you.

CHAIR MAYFIELD: Go Sheriff's Office. Great job.

MS. MILLER: Mr. Chair, if we could have all of the six nominees and we can give them all their certificates, and then have Deputy York in the center for the photo. Thank you.

[Photographs were taken.]

CHAIR MAYFIELD: And if we could get Corporal Yeager really quick, as he was the individual who made the nomination.

CORPORAL JAMES YEAGER (Sheriff's Office): Mr. Chair, County Commissioners, thank you for having us here today. I've worked with Julie pretty much my whole career. She came about a year after I did. I worked alongside with her in patrol, then I went off to criminal investigations for about ten years, but then I was her supervisor on patrol as well and now her immediate supervisor here in community support services. Over the years she has displayed nothing but professionalism, always willing to help, and I think being put in the position that she was asked to be put in without any background and doing it



without any hesitation shows a lot to her character and her dedication to not only the Sheriff's Office but Santa Fe County in general. For that, that's why I nominated her for employee of the quarter and I believe that she's well deserving, so thank you.

CHAIR MAYFIELD: Thank you again for everything. Commissioners, we're honored to be joined here today by our current Mayor, Javier Gonzales and also former Mayor David Coss and we are going to move with the agenda and we'll be with you in one minute knowing that. Mayor Gonzales needs to get back to some budget hearings, I believe. So thank you, Mayor Gonzales. Those are very important for our City.

## II. CONSENT CALENDAR (Public Comment)

### A. Final Order

1. **CDRC CASE #V 13-5350 Joseph Lujan Variance. Joseph Lujan, Applicant, Requests a Variance of Article III, Section 10 (Lot Size Requirements) of the Land Development Code to Allow Three Dwelling Units on 2.37 Acres. The Property is Located at #27262 I-25 East Frontage Rd, in the Chuck Taylor Subdivision, within Section 4, Township 15 North, Range 8 East (Commission District 5) Miguel "Mike" Romero, Case Manager (Approved 3-0)**

### B. Finance

1. **Request Authorization of the Use of District 3 Capital Funds, Per Capital Outlay Policy, Allocating \$115,000 for Various Projects Related to Fire Stations (Finance/Teresa Martinez)**

### C. Approval of Proclamations

1. **Approval of a Proclamation Honoring Mayor David Coss for His Years of Service to the City of Santa Fe**
2. **Approval of a Proclamation to Recognize March 3 Through 9, 2014 As Multiple Sclerosis Awareness Week**
3. **Approval of a Proclamation Remembering and Honoring Former Representative Max Coll for his Service and Outstanding Contributions to the State of New Mexico**

COMMISSIONER ANAYA: Mr. Chair, I'd like to pull item B. 1 for some brief comments.

CHAIR MAYFIELD: Okay. And we also have CDRC Case 13-5350, the Joseph Lujan variance in front of us. Is there any need for that to be pulled? Hearing none, we'll go ahead as we've always done in the past and afforded that in the past, if they're brief, we'll just go ahead and hear Finance, B. 1. Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, if I could have Chief Sperling come forward. Chief, you and I had a meeting and a discussion along with Chief Moya, who was also in the discussion. I wanted to get feedback on projects that fire stations have been working towards and projects that were pertinent to those fire departments. If you could just

give a brief snapshot about the projects and the discussions that you had with the chiefs and with staff and let the public know what we're doing here I'd appreciate it.

DAVE SPERLING (Fire Chief): Thank you, Mr. Chair, Commissioner Anaya. And I appreciate you coming forward and meeting with us to help meet some of the southern Santa Fe County fire district capital outlay needs, starting with the Stanley Fire District. We had discussed \$30,000 put toward their two fire station improvement projects and basically they're looking at both interior and exterior improvements to their main station and their substation in the community of Stanley, including a porch and some attractive exterior improvements for the station in the town of, and I think that's well warranted, and they're very much looking forward to getting a start there.

The Turquoise Trail Fire District, \$20,000 for fire station improvements in the Cerrillos substation in the Village of Cerrillos to improve some drainage issues that we have at that station, as well as some interior and exterior remodel work, and that's very much appreciated as well.

Madrid Fire District, \$15,000 for engineering work associated with improving their fire protection water supply. Right now the Village has an old cistern that they use for storing fire protection water to feed their hydrant system, and that system is in need of improvement and this will be a project that will impact the entire community and improve their fire protection systems.

The Edgewood Fire District, \$30,000 for fire station paving, and we had previously identified two substations that were in need of paving on their parking lots. As you know, down in Edgewood, you get a little bit of moisture and that dirt turns into real mud. So we had already set aside some of our capital outlay monies and this will allow us to do both projects simultaneously and save the County some money, and all of us some time and effort. And I know the district is very appreciative.

And then the Galisteo Fire District, \$20,000 put toward the design and/or construction of a fire station improvement to their main station. They're in need of an additional apparatus bay and to accommodate some apparatus needs. This has been a project that's been a long time in the making but we have not, up until this point had the money set aside entirely to complete the project.

So again, those are the needs that we identified and you've helped us accommodate. So thank you.

COMMISSIONER ANAYA: So, Mr. Chair, Chief, just, if you could say it on the record again, these aren't projects that I came up with; these are projects that augment the capital funds for each of these districts, typically volunteer districts will save up their proceeds, I guess is the best way to put it, the revenue that they get until they're able to actually get to a project. So this kind of helps do that, if you could just clarify that.

CHIEF SPERLING: Mr. Chair, Commissioner Anaya, you're absolutely correct. Each of these projects have been in the making for quite some time, some longer than others, all identified in our five-year plan, and the districts get limited state grant funds every year to cover their operating needs and the monies that they don't spend on operations gets

rolled forward every year toward capital improvement projects. And often there's not sufficient money rolled forward to meet their entire capital needs. So these projects, again, identified well in advance, and the monies that are coming forward today help us to meet those long-term needs.

COMMISSIONER ANAYA: Thank you, Chief. Mr. Chair, I'd defer to any questions that any of my colleagues have. If they don't I'd move for approval.

CHAIR MAYFIELD: Commissioner Anaya, this is on our Consent at this point.

COMMISSIONER ANAYA: I'm sorry. Thank you, Chief.

CHIEF SPERLING: Thank you.

CHAIR MAYFIELD: With that, Commissioners, could we have a motion to approve our Consent?

COMMISSIONER HOLIAN: Mr. Chair.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: I move that we approve our Consent Calendar.

COMMISSIONER STEFANICS: Second.

CHAIR MAYFIELD: We have a motion and a second.

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

**VI. B. 1. Presentation of a Proclamation Honoring Mayor David Coss for his Years of Service to the City of Santa Fe**

CHAIR MAYFIELD: Now at the discretion of the chair I am going to pull up a couple of items under VI. B. Presentations, and knowing that Mayor Gonzales does have to get back to some budget hearings, it's my honor, Commissioners, along with the Board of Santa Fe County Commissioners to recognize the Honorable David Coss, 41<sup>st</sup> Mayor of the City of Santa Fe. Thank you, Mayor Coss for being here. Thank you, Mayor Gonzales for being here and welcome. I'm going to read in this resolution and hopefully I don't get tongue-tied.

COMMISSIONER ANAYA: Mr. Chair, may I say a brief thing.

CHAIR MAYFIELD: Please. We'll go to the Commissioners first. Mr. Chair, it's Mayor Coss' day and the proclamation, but I did want to say, looking at the Mayor-elect, that I just did some quick notes. Mayor Gonzales, right next door tonight they're doing competition for Don Diego de Vargas I believe, and in 1989, 25 years ago, Mayor Gonzales was Don Diego de Vargas and asked me to serve on his cuadrilla and I was honored to serve as the primer soldado. But I congratulate you on your election but I also say we're getting a little bit older. But it's awesome that you're here, but thank you for coming.

CHAIR MAYFIELD: Yes, and thank you all, and also the Reina de Santa Fe will be tonight, so everybody knows that. Thank you. So in front of us again, Commissioners, we have a proclamation recognizing the great work of our 41<sup>st</sup> Mayor of the City of Santa Fe.

Whereas, the Board of Santa Fe County Commissioners wishes to take the opportunity to recognize the Honorable David Coss, 41<sup>st</sup> Mayor of the City of Santa Fe, New Mexico for his many decades of public service on behalf of the people of City of Santa Fe and the great State of New Mexico;

Whereas, David Coss a native New Mexican and Santa Fe native attended Santa Fe High School, graduating in 1972; he then proceeded to earn his Bachelor's Degree in agriculture from New Mexico State University and a Master's Degree in zoology from Southern Illinois University Carbondale;

Whereas, public service is a noble calling involving a multitude of challenging and rewarding efforts whose end goal is to improve the quality of life for the citizens served;

Whereas, prior to his election as mayor of the City of Santa Fe, David Coss held various positions in state and local governments, including director of the New Mexico Environmental Protection Division, environmental scientist for the New Mexico Environment Department, director of the Field Operations Division, State Land Office, director of Public Works, City of Santa Fe, and City Manager of the City of Santa Fe;

Whereas, David Coss was first elected to public office as a Santa Fe City Councilor in 2002, serving his constituents on the City Council for four years; he then initiated a successful campaign for Mayor of the City of Santa Fe in 2006 and was subsequently re-elected Mayor in 2010 for a second consecutive term;

Whereas, Mayor Coss' dedication and hard work does not go unnoticed and the Board of Santa Fe County Commissioners wishes to convey our appreciation for all that he accomplished during the course of his exemplary tenure in public service to improve the quality of life for communities in Santa Fe and the State of New Mexico;

Whereas, during his tenure in public office, Mayor Coss successfully championed legislation and key measures that advanced Santa Fe's Living Wage Ordinance and supported a subsequent minimum wage increase to \$9.50 per hour, he advanced human rights efforts to legalize marriage for same sex couples, he fought for immigrant rights, labor rights and he championed many environmental issues such as the cleanup and removal of waste from Los Alamos National Laboratories; he also accomplished efforts to preserve the spirit of place among the communities of northern New Mexico by protecting open spaces and critical wildlife habitat, and by creating trails and protecting landscapes of our diverse cultures.

Now therefore, be it resolved that the Board of Santa Fe County Commissioners salute Santa Fe's 41<sup>st</sup> Mayor, David Coss, for all he has done on behalf of our city and state and; we hope that this proclamation pays tribute to his long-lasting achievements and unselfish spirit of public service.

Approved, adopted and passed this 29<sup>th</sup> day of April 2014 by the Board of Santa Fe County Commissioners. Thank you, Mayor.

DAVID COSS: Thank you so much, Mr. Chair. I even put on nice clothes to come down for this.

CHAIR MAYFIELD: You're not in a suit there, Mayor.

MR. COSS: I can't bring myself to put on a coat and tie. It's just been hard. Maybe I'll get back to that. But I wanted to thank you, Mr. Chair and the Commission, this is just very kind and I very much appreciate the recognition and I appreciate Mayor Gonzales being here as well. I think when I first came into local government in the 90s my hair was longer and darker than Katherine's. Now I've got the shortest and the grayest hair of anybody up here. I also just very much appreciate that I came in on the day you were honoring public servants, public workers, because I really – that's how I think of myself, as a public servant and a public worker for my whole career, so I appreciate that.

And I was telling Mayor Gonzales how many hours all of us have spent in these chambers, but look at what we accomplished in the last 12 years. And I would add the water agreement between the City and the County, the Buckman Direct Diversion project that for all its headaches that we have every year keeps us from being in an economic turmoil as we go into our fourth year of drought, and that's something the City and the County did together. And the annexation agreement – that's Mayor Gonzales' headache now, funding, doing his budget and all I can say is better you than me, buddy. You do your budget.

But that's a huge thing. I think if you look at the water agreement, the Buckman, the annexation, 20 years ago people would have thought those were impossible, but working together we did those. It took – Commissioner Chavez had to work on both sides of the fence to get them done, but we did all those things. As I look back I really appreciate working with each and every one of you and I appreciate the kindness and the thoughtfulness to do this resolution today. And I especially want to thank you – I was just about to leave town for a few weeks but your vote on the living wage for the county was momentous and historic, and now you're ahead of the City, so Mayor, you've got some more work to do. But I really do want to commend you for that courageous and historic vote and keep that ball rolling here in the County of Santa Fe. So thank you very much, Mr. Chair.

CHAIR MAYFIELD: Thank you, Mayor. This is the County's proclamation but I'm going to give the floor to our Mayor Gonzales.

MR. COSS: Former County Commissioner.

CHAIR MAYFIELD: Yes, and chair of the County Commission.

JAVIER GONZALES: Mr. Chair, members of the Commission, just to say thank you for honoring our Mayor. I will tell you, spending six weeks in the office that he held with such great integrity for the last eight years has been humbling for me to know how much effort is put into leading this City and with each passing day he becomes a little bit more unwound and I become a little bit more wound up. But he's always been there to provide that guidance and much the way he extended the hand of friendship and partnership to this County I do so the same and will commit that we will continue to find the places that we can work together on behalf of our common constituency.

What I will say about Mayor Coss, Mr. Chair, and why it's important that we always remember what he did as a public servant was he mentioned some of the big issues that were worked on between the City and the County. What he didn't say is he so often served as the voice for those without a voice, for the most needy in our community who didn't necessarily

find that they had the representation when they needed it, when they needed the voices to advocate for them, whether it's our homeless people, members of the minority here in our community, they could always count on Mayor Coss to stand up and be that critical voice at a critical time and that's a calling for all of us when we sit in seats like we do to remember that it's not just about those who stand before us that should be listened to. It's about those who can't find their voice or don't know how to find their way to stand before us that we always have to know that their needs need to be represented as well, and Mayor Coss did that so well for our community and I'm thankful for that service. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you, Mayor Gonzales. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. Thank you very much, Mayor Coss, for everything you've done. You have really cared about the people of the City of Santa Fe and I'm glad Mayor Gonzales brought up about the Homelessness Task Force. Because it probably pushed us to work more closely with you on the issue and to get Pete's Pets turned into the new homeless shelter. I don't think that this community recognizes all the different things that you were just nudging people along on and near and dear to my heart is poverty and as the current Mayor mentioned, you've always spoken out for people who can't always be there in front, for the disabled, and we know it's because of your heart. And for all those people listening and watching on TV, because all of these proceedings are there, I would personally like to thank you very, very much for all that time and energy you've provided.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Mayor. I have to say that you were a real inspiration to me when I was a newly elected Commissioner. I was always amazed at how every event that I attended you were always there. I'm sure that means that you were at the ones that I wasn't at as well. And you always knew the right thing to say. So that was a real inspiration to me. And I have to say that as Mayor, you were always knowledgeable and fair and calm, no matter what the circumstances were. So I would also say that your greatest strength though is that you understand this community like nobody else does. So I want to thank you again for your years of service and for your inspiration to me.

CHAIR MAYFIELD: Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. David, Mayor Coss, former colleague, long-standing member of our community. Signing this proclamation made me reminisce a little bit about the work that we had done as colleagues and the work you've done since you were elected Mayor. And so it was an honor to be able to sign this proclamation with that perspective in mind, being able to reminisce about the bumpy road that we took on to get to annexation and the discussions that we had with the County regarding that annexation. It may have taken us maybe ten years or twelve years to accomplish that annexation but it was on the heels of discussion that had taken place for probably 20 years prior to that.

So I think it's an accomplishment that we can really relish in and even though it's not complete, but I think we're in a position now for both local governments to do even a better

job at providing the services that we're responsible for providing. And so the effort, the dedication, the commitment that it took to get to that point I think is only going to make us stronger moving forward. We really had to work through a lot of the issues that we're not comfortable talking about, and we've put those all to the side. We've come to a closure on most of those issues and now we can really focus on providing the service that our perspective residents need and deserve. So I think that's a dual accomplishment for both local governments.

But that's just one of the areas that we worked on together, and so I'll just – I wanted to just touch upon that as an example of what it took to get to a resolution on some of the issues that we've been dealing with. So I only hope that in your next chapter that I can only hope that you would stay connected and involved in the community, because you're a resource. You have that experience and that knowledge. Mayor Gonzales, you have that experience and that knowledge to help us collectively move forward. So I hope that we can still depend on you as a resource and encourage you to unwind but not detach completely. Thank you, Mayor.

CHAIR MAYFIELD: Vice Chairman Anaya.

COMMISSIONER ANAYA: Mr. Chair, David, Mayor, Councilor, all the words used to describe you the one that stands in my mind is humble. You've always been a humble, respectful individual. You're a fellow Demon. He's an Aggie too, an esteemed Aggie and Board member would say. But Salvador Perez was still coaching in 72 at Santa Fe High School, and he used to say you have to have want to, he used to say. That's what he'd tell my brother and the rest of the teammates and the people in the community. And you had that want to and still have it. And like Commissioner Chavez said, we're hopeful that you'll continue to bring that want to to the rest of us so we can utilize it and capitalize on all that knowledge and expertise.

Two stories that have a connection to me that are near and dear to me are annexation, in which for well over a year I kept saying can we please have joint meetings between the City and the County so we can get this done and I thank Chair Stefanics at the time for talking to you and others and you coming back to the table or continuing to be at the table and bringing the joint meeting together so we could finally close the chapter on many, many years of discussion that now Mayor Gonzales, then Commissioner Gonzales brought up and many, many others.

The other thing that has an attachment to me is my late father, Joe Anaya, who you worked with. You were the City Manager at the City of Santa Fe and I always remember the story. Dad was in Farmington, New Mexico at a Highway Commission meeting and there was just a transition in administration. He was fulfilling the last two years of his obligation as a commissioner on the Highway Commission. And they said – they were doing discussions and they were going to take the money away from the 599 project, to do 599, the money that Councilors – I'm sure Councilor Chavez to my left and many others worked hard to get the money but they were going to take the money back. And Dad said he called you on the telephone and said, Mr. Coss you need to come up to this meeting tomorrow because if you

don't, you're going to lose this money for this bypass. And it was because of your work, the work of the Council and the Mayor that helped make it happen.

Those are many, many stories that people don't know about, but that was just one example of how you stepped up with your team of people and with the Council and the Mayor and helped keep the money here and help make sure the 599 got done. So for that, and for everything else that you did throughout your entire career in the trenches, as a worker, as a citizen and everywhere else you've been, thank you very much. I sincerely thank you for your work and your efforts.

CHAIR MAYFIELD: Mayor Coss, I'm honored to bring this proclamation forward. I've learned from you and I will continue to learn from you. We've sat on various boards and commissions together but one that stands out in my mind is the Regional Coalition of Los Alamos Communities. You have been a true champion for environmental protection, environmental cleanup for our whole region, understanding the benefits of economic development but a true champion in fighting in DC for those dollars and I thank you for that. You're a true servant of the people. One little story, and I'll close since we have to get moving on, but one day I'm driving down Cerrillos Road, and I know I try to say lead by example and Mayor Coss is at the bus station, Santa Fe Trails bus station. That's how this gentleman, and I will say gentleman, used to get around the City of Santa Fe so he could be in touch with his constituency and talking to his constituency. Come on, David. Let's get in the car. At least we're going to be carpooling, and I can start talking to you about some issues. But I saw that time and time again, that you utilized what you professed to the public to use and I appreciate you, Mayor, and thank you again for all your years of service and knowing that there will be many more to come, but enjoy some vacation time in your Camaro and put some miles on those cars. Thank you. Mayor, we're going to take a quick photo.

MR. COSS: Thank you very much. And again, if your dad hadn't called me, there'd be no 599 right now. So that tradition and that commitment of public service is so important.

[Photographs were taken.]

**VI. B. 3. Presentation of a Proclamation Remembering and Honoring  
Former Representative Max Coll for his Service and Outstanding  
Contributions to the State of New Mexico**

CHAIR MAYFIELD: Thank you everybody for that. I'd just like to thank everybody that's in attendance here. We have the wife of Senator Peter Wirth. We also have the wife of Max Coll, Katherine. Thank you for being here, and Mr. Martinez, also thank you for being here today. I'll defer to Commissioner Holian, please.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Commissioner Stefanics and I are co-sponsors on this proclamation and I would like to ask her to read it since she was in the legislature at the same time that Representative Coll was and I'm sure got to know him



well. And then of course I'm sure that all of us Commissioners would like to say a few words in honor of Representative Coll, and then hopefully, if it is okay with Mrs. Coll we can have a picture at the end, but that is your – okay. We will respect that. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you very much, Mr. Chair and Commissioner Holian. I'm very proud to present this proclamation on behalf of the Board of County Commissioners, and I would thank the family and friends for being here, and I know there's many people listening and watching who think very, very highly of Max Coll. A proclamation remembering and honoring former Representative Max Coll for his service and outstanding contributions to the State of New Mexico.

Whereas, Max Coll was born the eldest of four sons in Roswell, New Mexico, on February 26, 1932 to Max Walton Coll and Lillian Hinkle Coll;

Whereas, his grandfather, James F. Hinkle was the Democratic Governor of New Mexico from 1923 to 1924, and his uncle was a State Senator from Chavez County;

Whereas, he graduated from New Mexico Military Institute's Junior College;

Whereas, in 2001 he was married to Katherine Joyce Coll of Santa Fe;

Whereas, his family grew to include five children: son Max Coll, III, daughter, Melanie de Temple, stepdaughter Lisa Wilkins, stepson Brannigan Drake, and stepdaughter Gillian Joyce;

Whereas, he worked in the oil and gas industry, but politics became his lifelong career;

Whereas, he was elected to the New Mexico House of Representatives representing a Roswell district from 1967 to 1974 as a Republican and was elected again, this time representing Santa Fe's District 47 from 1980 to 2004;

Whereas, after one term as a Republican in District 47 he switched parties in 1983 and thereafter ran as a Democrat;

Whereas, he took a six-year break from the legislature during which time he received a law degree from the University of New Mexico;

Whereas, he served as chairman of the Appropriations and Finance Committee from 1987 until his retirement in 2004;

Whereas, his support of social justice and environmental issues was steadfast, yet he remained a fiscal conservative when considering state budgets under five governors from both parties;

Whereas, he was never afraid to be at the forefront of sponsoring groundbreaking legislation including the first whistleblower law protecting workers who report illegal or suspected illegal activities, an equal rights amendment, a bottle law that would require recycling, and New Mexicare, a single-payer healthcare system designed after Canada's plan;

Whereas, in 2006, Max Coll was declared one of Santa Fe's living treasures for his contributions as a citizen and a legislator;

Where's, his determination and advocacy on behalf of his constituents and the causes in which he believed, as well as his loyalty to the legislative institution will be greatly missed;

Whereas, we are saddened by his passing on March 27, 2014 and express our heartfelt condolences to his family, friends and colleagues;

Now, therefore, be it resolved that by this proclamation the Santa Fe County Board of Commissioners recognizes former State Representative Max Coll for his service as a devoted public servant. We salute his outstanding contributions to Santa Fe County and the great state of New Mexico and honor him for his commitment to his family, his friends and his community. State Representative Max Coll. Approved, adopted and passed on this 29<sup>th</sup> day of April 2014 signed by the five County Commissioners, the County Manager, the County Attorney and the County Clerk.

I would also like to mention, Mr. Chair, that recently I received the newsletter for Kitchen Angels and there was a wonderful article and picture of Max talking about how the Coll Green Angel Depot would not have been in place without Max Coll. And I believe that we're going to have many other newsletters coming from different groups around the community and the state recognizing Max for individual efforts, but this is part of his legacy and we're very proud to recognize him and to share our sorrow, our grief and our condolences with his family and friends. Thank you.

COMMISSIONER HOLIAN: Thank you, Commissioner. Thank you, Mr. Chair. Representative Max Coll was a real inspiration to me. When I was a new candidate about six years ago, of course my campaign manager told me that I had better go door to door and I have to admit I kind of dreaded it at first. But then as I went door to door, especially in the rural areas, I don't know how many people said to me, wow, you're the first official running for public office who's come to visit me since Representative Coll did. And that really kept me going. And I also learned from that. I learned from his inspiration that that was really the way to find out what people were truly thinking, to talk to them one on one. So I learned an incredibly important lesson from that.

Also I want to say that what Max taught me as well is that it's important to think for yourself. He was a true individual who really worked things out for himself, and whenever he decided what was right, whatever that was, he did everything in his power to make that happen. We have really lost a true legend but I know that Representative Coll will live on in our hearts and in our memories for the rest of our lives.

CHAIR MAYFIELD: Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. I want to first offer my condolences to the family and say that I did not have the opportunity to get to know Max Coll very well but I did spend some time in the State Legislature. I was even a committee attendant for a while, a couple of years back. And so I got to know the system from that side a little bit, got to learn a little bit more about how the legislature works. But what I noticed about the individual, Max Coll, is that he was part of a system, if you will, but challenged that system every day. He did not conform to everything that the norm expected and even to the extent of wearing a bolo tie instead of a store-bought tie. That I really appreciated. Because there was one time when I was a committee attendant, and I had my best tie on, but it wasn't a store-bought tie, and the chief clerk needed someone to go down on the floor and I

said, well, I'll go. And he looked at me and said, well, you don't have a tie on. And I said, well, wait a minute. I thought I'd forgot to dress, right? And I said, no, I have a tie. And he said, no, well, you need a real tie, and I said, you mean a store-bought tie? And he said yes. And I said, well, I don't own a store-bought tie and I thought this was the state tie. And so we had a little discussion.

So to make a long story short, I was not able to go on the floor with my bolo tie but I appreciated that Representative Max Coll made the statement that our traditional dress is just as significant as anything that you can buy from the store. And so that's the one thing that I appreciated about Representative Coll and I just had to share that with you. Thank you.

CHAIR MAYFIELD: Manager Miller, I'm going to call on Manager Miller. She's had many years.

MS. MILLER: Mr. Chair, Commissioners, Ms. Coll, it was an honor to work with your husband. I worked at the State and with the State Legislature from the executive side and it was truly an honor to work with him. Unfortunately I didn't get to work with him as much, particularly when I was DFA Secretary I didn't have that honor of battling out the budget with him and House Appropriations because I got there after that. But certainly, his legacy of the years at the legislature lived on in the legislature and in House Appropriations. Every time we worked on something there was quite often: What would Max Coll have done, and his position on numerous issues.

So I'm sorry for your loss and it is a loss to the whole community and the State of New Mexico but as the Commissioner said, definitely he will live on in the community and throughout policies and initiatives that have taken place that he started, and I thank you for that.

CHAIR MAYFIELD: Mrs. Coll, my condolences also to you and your family. I had the privilege of working – well, making many requests of your husband in the State Legislature when he was the chairman on the administrative side. He was always a gentleman, very humble individual who gave you and afforded you the time, and if not he pointed you to the right staff members to speak to, so that was always very beneficial to me. And I just think from following some of his work, he's left many great pieces of legislation that will stand the test of time and he has left a road map for some of us to follow. So thank you and thank you for being here today.

Commissioners, what we're going to do is we're going to make this presentation to you informally downstairs and then we'll call about a five-minute recess.

[The Commission recessed from 2:26 to 2:43.]

### III. ELECTED OFFICIALS

#### A. Treasurer's Office

##### 1. Call Meeting to Order

Chairman Mayfield called the meeting to order at 2:43.

**III. A. 2. Roll Call**

Following motion by Commissioner Holian and second by Commissioner Stefanics, the motion to adjourn as the Board of County Commissioners and reconvene as the Board of Finance passed by 4-0 roll call vote with Commissioners Chavez, Holian, Stefanics and Mayfield voting in favor. [Commissioner Anaya was not present for this action.]

**3. Presentation of the County's Investment Portfolio for the Three Months Ending March 31, 2014**

PATRICK VARELA (County Treasurer): Good afternoon, Chairman Mayfield, Commissioners, Manager. Going over the three-month investment here, portfolio. We'll start off on the first page in the packet. Some of my challenges for this last quarter were volatile market conditions still remain and they were the same last time. Right now after the economic summit we attended the chances of a slow upward market are this year. It's not going to be projected as a spike as they had indicated in the past; it's going to be a slow growth. Also the ease of quantitative easing is going to be a factor for this year. Treasury rates have remained stale. They're still at what they were three months ago which is about 1.75 for a five-year.

On our next page here we have our fixed income portfolio. We have our operational, which is our 2601 account.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: I'm very sorry to interrupt you, Mr. Treasurer. Is this available for the screen for people to see or not?

MR. VARELA: I thought I had but I think I just brought it as a .pdf.

COMMISSIONER STEFANICS: Okay.

MS. MILLER: Mr. Chair, Commissioner Stefanics, that's what I was just checking and we don't have it as a presentation.

COMMISSIONER STEFANICS: Thank you very much.

MR. VARELA: I had printed it but I think it was a little bit too big.

COMMISSIONER STEFANICS: Will we post it on line then for the public?

MR. VARELA: We could do that. Our pie chart here which is our operational, 2601, we have a balance as of April 30<sup>th</sup> of \$114,506,653.52. Our GOB 2000 obligation bond, we have a total of \$10,732,354.55, and our GOB-2013 we have a balance of \$10,912,414.67.

Our other account balances, which include some of our CDs and our other banking institutions that we have here locally. We have a balance of \$10,837,439.98. Our LANB account, we have \$42,247,274.65, which includes some of the taxes that we're collecting currently. First National Bank of Santa Fe we have \$9,016,716.67, which is a liquidity

cushion that I have; it's all liquid. And our LGIP, we have a whopping \$641.34, which gives us a total as of March 31<sup>st</sup>, \$198,253,495.38.

CHAIR MAYFIELD: Chairman Treasurer Varela, could you talk about the collateralization of these funds please?

MR. VARELA: Sure. On the pie chart, which is our fixed income, which are Fannie Maes, Freddie Macs, Treasuries, those are housed at Charles Schwab. They're our custodial bank. Those are collateralized, I believe at – they're over 102 percent. They're like at 140 percent. At LANB we're collateralized at 102 percent. In fact today I just redid a letter of credit note for them, so we're at 102 percent.

CHAIR MAYFIELD: The public's money is protected. Thank you.

MR. VARELA: Yes. Our next page we have our CDARs. If you remember from our last meeting we had some certificates of deposit that were – they got a lot of spotlight from the Bernalillo incident and they were deemed as illegal purchases or illegal CDs because they're not within the boundaries of New Mexico, the bank is not within the boundaries of New Mexico. And at the time I had permission from our investment counsel or Investment Committee, excuse me, to if I could sell them at par or above to sell them, the remaining balance, and I was able to do that. We had \$1,892,000 face value of the certificates of deposit and I sold them at a profit at \$21,011.18 gain. So we were able to get rid of those and our books look clean, just in case we would get an audit or somebody would look at those CDs.

So if you look at our investment schedules, which are the next following four pages, those CDs aren't on there anymore, and this is our current – and we broke it up differently this time. Our investment schedule, we have all our bank balances on the first page and the following pages are all our fixed income assets that we have.

And those of you who are on my Investment Committee and have been you pretty much know how we worked with the fixed incomes. We have several that have matured. If you look at the slide with purchases and calls, those have been all the purchases since I've been in office that I have made. The ones in blue have all been called. The ones in white will be called or they're bullets so they'll go to maturity which the maturity dates are small. By two, three, four, some five-year fixed income but most of them as I've mentioned have been called. The ones in red if you remember from our last Board of Finance meeting, I said I was going to purchase about \$5 million in short-term fixed incomes to fit into this year's portfolio, those are the ones in red and those are bullets so they will just go to maturity and they have maturity dates ranging from June of this year to September, which are lean months, so we'll get money for those lean months.

Next we have our delinquents. Our delinquency continues to rise right now for the past few months. We've had a year-to-date of \$1,651,389.06 out of 1,000 accounts that have been worked, and our model is being copied in Sandoval County and Rio Arriba and in Bernalillo right now. So they like our methodology so it's working and it's getting some recognition. Another thing that's getting recognition is the mobile home red tag program. It started last year and this year we started March 1<sup>st</sup> and they worked 430 accounts. In other

words they went to – they visited actually 430 mobile homes and placed red tags on them. Thus far they have collected 80 accounts and on those 80 accounts they collected \$44,852.61. So when I came in office I had these red tags actually translated in both English and in Spanish and it's made a difference because we get the results right away, even sometimes the same day. We get people coming in to pay.

**III. A. 4. Presentation of the County Treasurer's Investment Plan Which Remains the Same Through June 30, 2014**  
**6. Approval of the County Treasurer's Investment Plan (Action Item)**

MR. VARELA: Right now for my plan for the next quarter is still investing in Treasuries and notes, investing in short-term bullet government agencies and maintaining my liquidity cushion which is basically I'm mirroring exactly what I proposed back in October. For this next quarter I want to maintain the same plan. So I would just need a motion from the Board of Finance to keep this plan.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: I can make the motion for approval for the same plan for next quarter but then after there's a second I do have some questions.

CHAIR MAYFIELD: Second. Discussion please.

COMMISSIONER STEFANICS: Thank you. So could you, for the public, explain how – and thank you very much for these materials. We'll put the materials on the website, I hear you say. But could you for the public explain how you are protecting our funds so we will not end up in the same situation as Bernalillo County?

MR. VARELA: Sure. One thing that I'm doing different and which Bernalillo is copying me right now, is the input from my Investment Committee. I have two Commissioners, sometimes three. I have a Director of Finance, County Manager, and our County Attorney. And other counties don't follow that same procedure so they have members of the public on their Investment Committee. They don't know what to invest in, how much they need and when they need it. This committee, everything goes through the Investment Committee. Even when we're not talking during the Investment Committee, I'm in communication with Ms. Martinez, our Finance Director on what's needed and what's not.

Another thing, I'm only investing in short term, nothing long. That was what was happening in Bernalillo. It was 20, 30 years. I think there was even a 40-year if I remember correctly. They were looking for gain. He was trying to get the biggest bang out of his buck which we're concentrating strictly on safety, liquidity, then we follow our yield. The case for them was opposite. They were following yield first, which is pretty much a no-no in government. So that's pretty much been my methodology since I started.

COMMISSIONER STEFANICS: Thank you very much.

MR. VARELA: You're welcome.

CHAIR MAYFIELD: Commissioners, do you want to take a motion on that approval or do you want to wait for the full presentation?

COMMISSIONER STEFANICS: Well, he's asking for it at this point.

CHAIR MAYFIELD: Right now?

MR. VARELA: Yes.

CHAIR MAYFIELD: We have a motion and a second on the floor to continue with the investment strategies as suggested by our County Treasurer, Mr. Varela.

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

**III. A. 5. Presentation of New Investment Policy**

CHAIR MAYFIELD: Thank you for all the work you doing also on this. I know you spend countless hours doing this so thank you.

MR. VARELA: Thank you. Short-term goals for my office right now is to continue with the outreach tax collection. We got a lot of positive response on it since when we first did it and we're still maintaining a lot of response positively. That's from every district. The use of internet services – printable taxable bills will soon be available on there where they can go and actually print an exact duplicate of their bill. Self-serve kiosks, we already have one. It's kind of right in front of my office where it's kind of in a test mode right now but hopefully it can be put in different locations in satellite offices where people can pay any time of the day that they want. Hopefully in the future I can bring purchases of trash permits along with that. That's our long-term goal on that.

COMMISSIONER HOLIAN: Mr. Chair, I have a question.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Mr. Treasurer, on this self-serve kiosk, can people pay with credit cards or is it just leaving checks?

MR. VARELA: It's only credit cards right now. Hopefully, that's another thing I'm going to be working on is ACH transactions, so hopefully in a couple more months we can get that going. Another thing I want to work, and I've been working closely with our County Management team is trying to get online billing payment services so we're working on methodologies for that, so that's our next goal for my office.

CHAIR MAYFIELD: Treasurer Varela on that, what's the cost to the public when they use that kiosk with a credit card?

MR. VARELA: There's no cost right now. It's all free.

CHAIR MAYFIELD: Thank you.

MR. VARELA: Before I go I want to introduce our investment policy which we've been working on for probably six to eight months and Sheila Duffy from Public Trust will be introducing that. I was asked from one of our Investment Committee meetings what's changed in the past administration to mine. In the past we suffered a loss because all the

money was put into the LGIP. It was kept there. The past Treasurer pulled it out and put it into LANB. At that time he started investing in fixed income himself by himself doing it. I applaud him for doing that because he took – I guess you could say he took the bull by the horns and did it. All those agencies were held in different facilities like Schwab, USB, Oppenheimer, so they were all kept in different locations. Later on he came and put them into the Charles Schwab at LANB, so now everything is housed there.

The Board of County Commissioners, I think the Board of Finance about a year ago or a year and a half ago put a cap on the LGIP where they could only invest up to a certain amount, so that was another positive thing that was done. Now we're just strictly buying short-term investments. That's another thing that we're looking for and that's something that's going on nationwide, short-term investments only because of this downward economy that's been. Nobody knows if we're at the lowest point so everybody knows it's going to go up so we've been buying small short-term blocks. So those have been the improvements that we've made during the time between eight years ago and now. And I think it was Commissioner Anaya that asked for that information.

Next, I'd like to introduce Sheila Duffy. She's going to go over our new investment policy.

SHEILA DUFFY: Thank you, Mr. Treasurer. Mr. Chair, Commissioners, I'm Sheila Duffy. I'm a director with Public Trust Advisors. We've been working with the County for over a year now going through. We presented our first report to you as you might recall last October and then we extended the contract to implement some of our recommendations from that report. One of the most important is the investment policy. As Commissioner Stefanics asked, what steps have we taken to make sure that there are no losses and make sure that we don't get into predicaments like others have done. And a lot of that is driven by policy. So we reviewed the whole policy and made sure that we put constraints on diversification as the Treasurer mentioned, so that we have lots of different instruments we are investing in and also put parameters on the duration or maturity. So this new policy has a five-year stated final maturity so there's no investment that will go out past five years. And then it also has an average duration of two to four years where the Treasurer will come and present to you, depending on market conditions and you can all agree what you think is a proper duration measure at that time.

And that's a little bit different calculation than final maturity. It's more a measure of risk. So it's a good parameter. It's a pretty standard, industry standard number to look at and it's a good number for the Treasurer and the Board of Finance to agree upon as part of his strategy presentations.

So we have the highlights of the major – we did a lot of tweaking and we did a lot of updating and we took out things that probably weren't necessary in the policy that were more procedure oriented, but the big investment-type changes were that we set standards and rules. So we set a standard of fiduciary duty, which is the very highest standard of taking care of public funds. Basically, fiduciary duty says you have to do what's best for your constituents. So you don't just have to do what's adequate. You have to do what's best, and that is defined



by the securities regulators.

Also, as I said, on page 8 of the new policy there's a chart in there that summarizes all of the diversification. So the limit on the LGIP is a million dollars. That was carried over from the last policy so that change was made prior to us but we made sure to continue that on in this policy. And you can see that there's a limit on – for every security type there's a limit on maturity and there's a limit of how much of it you can have in the portfolio.

So that's the way you mitigate risk. You're never going to eliminate it but you can mitigate it by managing to these kinds of parameters. And they're all based on best practices as published by the Government Finance Officers Association. So we followed the best practices nationwide, the statutes, and then we became a little bit more restrictive than the statutes. And another example of how we're safekeeping is that we set the collateral at 102 percent for deposits. Statute requires 50. Your policy now requires 102, so you have stepped it up.

That's about – those are the highlights. If you have any questions for me I'm happy to go into more detail.

CHAIR MAYFIELD: Thank you, Ms. Duffy. I know Commissioner Anaya, myself and Commissioner Holian have looked at this for the last few years, and even Commissioner Stefanics prior to that. So are there any questions now from the Commissioners on this new revised investment policy? Seeing none, thank you for the presentation.

MS. DUFFY: Thank you, Mr. Chair, Commissioners, Manager.

CHAIR MAYFIELD: Treasurer Varela will be now on the approval of the County Treasurer's investment plan action. So we have item 6 now, approval of full County Treasurer's investment plan. We approved presentation of the investment portfolio for the three months and then the presentation – well, we kind of jumped the gun on that, so we did approve it as far as the investment plan. Treasurer Varela, do you have anything else?

MR. VARELA: No, I don't. Do you have anything else for me?

CHAIR MAYFIELD: Commissioner Anaya may have some follow-ups with you but I know he's been involved extensively in the Investment Committee meetings.

MR. VARELA: Okay.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIR MAYFIELD: Yes.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I would just like to thank you, Mr. Treasurer, for moving forward on updating the investment policy. I think it was an important step forward for the County and I'm really impressed with it. I think it's conservative. It's well defined, but above all, it really protects the resources of the taxpayers of Santa Fe County. So thank you.

MR. VARELA: Thank you.

CHAIR MAYFIELD: Thank you, Treasurer, I think it was mentioned, but there's some other counties looking at what we're doing as far as our investment policies.

MR. VARELA: Correct.

CHAIR MAYFIELD: I know you're working with some other local entities out there, but I know I've had a lot of calls and questions on this from other elected officials and I'm sure you have also, Mr. Varela. And then you recently were out at, and I do believe with Manager Miller, at a meeting on investments, correct?

MR. VARELA: Correct.

CHAIR MAYFIELD: Can you tell us about that please?

MR. VARELA: We were at the GIOA, that's the Government Investors Organization of America. It's 3 ½ days. You have different economists. It started off with two different classes. You had an intermediate and advanced. I myself and I think my deputy were at the advanced and the Manager and the Director of Finance were at the intermediate, so we got an outlook on the overall year in review. I think it was about 20 economists, what they thought the interest rates were going to look like over the next year and when they would spike up. Some of them had conflicting information and some of them were all equal, but you can pretty much find that medium where it's going to be just slow growth is what we got I think and our Manager and Director of Finance, I think it was the same thing where over the next year it was just going to be a slow growth, nothing really radical until some other – because the interest rates came up last year at the end of April. That shocked everything from the housing market to the stock market and it impacted pretty much when the interest rates started to rise. They don't want to do it like that again. They want to do like a slow growth.

Some of the other classes that they offer are investment portfolio managing, different investment avenues. You can get agencies. Fannie Mae was there. They did a presentation. Tennessee Valley Authority was there; they did a presentation. It was just a wide range. They just crammed so much in your mind for the 3-½ days, but it's really well worth it.

CHAIR MAYFIELD: Thank you, Treasurer Varela. Commissioners, if there's nothing else we will adjourn and reconvene as the Santa Fe County Board of County Commissioners.

**III. A. 7. Adjourn and Reconvene as the Santa Fe County Board of County Commissioners**

COMMISSIONER HOLIAN: I move that we adjourn as the County Board of Finance and reconvene as the Board of County Commissioners.

COMMISSIONER CHAVEZ: Second.

CHAIR MAYFIELD: Thank you. Motion and second.

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

**III. B. Assessor's Office**

**1. Presentation of Assessor's Annual Report**

GARY PEREZ (Deputy County Assessor): Good afternoon, Mr. Chair, Commissioners. I stand before you today to present the annual report as required by the New Mexico Property Tax Code so that the Board of County Commissioners can determine whether or not the Assessor's Office is operating an efficient program of property valuation and maintenance. The annual report is required each year to you.

We can start off on the first page, just to refresh your memory. This is the information, the change from our assessed valuation from 2012 to 2013. Overall, we increased valuation by \$46.6 million or an increase of .67 percent from 2012 to 2013. This year the best information is there in the yellow. This is a comparison between 2013 to 2014. We were at \$6.8 billion in taxable value in 2013. This year we are at \$67.5 billion in taxable value. Again, taxable value is one-third of the full market value that we determine for all taxable property within the county. And so we actually had a decrease of about \$311,906,188. We did, however, on our data collection project and also in picking up new construction that was built in 2013 for 14 we added new value of \$331 million to the tax rolls in taxable value.

We did have a decrease overall on the data collection project and our reappraisal of over \$600 million but with the new construction that offset it to \$311 million. So we had about a 4.84 percent decrease in valuation and of course this is before valuation protests are settled for this year. We're barely in our cycle now where we're receiving protests and so this information is subject to change at the end of the year where we do any adjustments, after any adjustments for protests.

You can see here that the major decrease in valuation was \$315 million or 6 percent on the residential side. On the non-residential side we picked up additional valuation of \$3.9 million in taxable value, or .24 percent increase.

This slide is just a graph showing you the history of the taxable value and again, we are at \$6.5 billion in taxable value, down slightly from last year's.

And this graph represents the new value that we've added in new construction. You can see there's been a major change here because of the data collection project and a lot of properties we found with additions or new houses that were not on the tax rolls, mainly second home.

CHAIR MAYFIELD: Mr. Perez, I'm going to interrupt. Can we go to the previous slide please? So why are we looking at what we're looking at for 2014?

MR. PEREZ: This represents the full value or the taxable value of all the properties taxable within the county. It was a reduction overall in value because we reappraised. We collected data. When we collect better data and we enter it into our model we've come up with different values and we've had a decrease in valuation.

CHAIR MAYFIELD: Does that have anything to do with tax lightning?

[inaudible]

MR. PEREZ: No, this has nothing to do with tax lightning.

CHAIR MAYFIELD: Why are we looking at [inaudible] Why is it going down then, taxable value?

MR. PEREZ: Because we are reappraising, because we have better information in our computer system.

CHAIR MAYFIELD: We had wrong information prior to that?

MR. PEREZ: Prior to the data collection projects we did not have all sketches and all data collected for all properties. That was one of the major reasons why we needed to get this done and get it done fast because when we enter data into the system we have better information. We have better information on which to develop a value model.

CHAIR MAYFIELD: Thank you. I'll follow up with a question at the end of the presentation. Thank you.

MR. PEREZ: Okay. This slide represents the statistics that we track and that is tracked by the Property Tax Division on sales information. This kind of shows us where we're at as far as when we compare the 2014 valuations that we mailed out, the notices of value currently versus the 13 sale prices. These are properties that actually sold in 2013. We had 1,635 residential sales being reported to us. Of those sales, when we've valued them now for 14, the mean ratio or the average ratio is at 91 percent of assessed value to true market value and the median ratio is 89.81, or roughly 90. And our coefficient of dispersion, which is actually the percentage deviation from the median ratio is at 10.1. So we can say that pretty much on the average we're between 80 to 100 percent of market value on most properties.

Price-related differential is at 101.32 and that's actually a pretty good number. That tells us whether or not this tax is regressive or progressive, and this is slightly regressive, but actually, anything that's over 103 percent is actually considered regressive. We also try to conform to IAAO standards. IAAO is the International Association of Assessing Officers and these are national standards that they would like assessors to conform to, so we are in all cases here within the national standards.

Next slide. This next slide just gives the definition for the public's benefit what the coefficient of dispersion and the price-related differential is.

Next slide. This is basically an itemized list of all the valuations and the comparisons between 2013 and 2014 on residential value and commercial value and all values that we assess for. So you can see that on the top box, it's a yellow box, you can see that's the information from 2014, our current year and you can see there on the bottom right-hand corner where the box is white, our total taxable valuation is \$6.566 billion, which I already reported to you. The blue box below represents the 2013 total values and our valuation was \$6.8 billion last year. So this is just information that is required of us to be reported to the Property Tax Division in our yearly valuation and it's just a breakdown of all the different components that make up the entire tax base.

Also in the bottom box, in the gray box, you can see that we have the numbers, the percentage – the numbers are expressed as a percent difference from 13 to 14, and then on the very final bottom box in yellow it shows the overall difference from the prior year to this year, \$311 million.

Next slide please. Again, we're reporting to you all the omitted – this is not required to be on the annual report but this is good information to know. This is a list of properties that were omitted and in the tax year, the number of accounts that we omitted, that were omitted and we put on the tax rolls. These are properties that were omitted from the tax roll that we are required to and have the duty to put onto the tax roll once we find them. According to the tax code we have up to ten years. We can back-tax up to ten years if a property was omitted from the tax rolls. So you can see here that in 2014 we picked up, thus far we've picked up 176 accounts, 176 properties that had property omitted from the tax rolls. We've generated about \$1.1 million in tax revenue. That's not just for the County; that's total tax revenue. And the total taxable value I didn't have at the time but now I have it. Total taxable value we picked up under these 176 accounts is \$183 million in taxable value.

So you can see that over the years, beginning in 2007 we've picked up roughly 1,573 properties that were omitted from the tax rolls. We currently have 61 more that we're working on right now to put on the tax rolls. These do take quite a bit of time. We have two people dedicated to doing this.

With that I will stand for questions.

CHAIR MAYFIELD: Thank you, Mr. Perez. Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Yes, Mr. Perez. Going back to a comment or question that was raised earlier regarding the downturn for 2014 due to the revaluation, it sounds to me that as we move forward we'll be picking some of that up because of omitted properties and other factors that will play into our collection of property tax that's assessed in a more correct fashion, so that it's more equitable for the taxpayer.

MR. PEREZ: Mr. Chair, Commissioner Chavez, that's true, and we'll also be recouping some of that valuation because of the cap law that's in place. We can only increase properties by up to three percent, so the majority of our properties are below market value still right now. So next year we can probably anticipate a slight increase in valuation. We're also essentially catching up with market. Remember that we're always one year behind in market value when we do reappraisal. For this year we're looking – we're interpreting what happened in the 2013 market. And it's not to say that the 2013 market just dropped like crazy. The major reason for this is better information put into the computer system so that we can model and we can apply the sales model to the subjects to appraise them properly.

COMMISSIONER CHAVEZ: Because the market, I think that you can control more than the market because we have no way of reading what the market is going to do from year to year. All you can do is compensate.

MR. PEREZ: That's correct.

COMMISSIONER CHAVEZ: Something else you said earlier I wanted to go back to and maybe you could redefine and maybe present another option. You said that our tax system right now is regressive, so maybe you could give us a definition.

MR. PEREZ: Yes, Mr. Chair, Commissioner Chavez, what the definition of regressive is is that the higher value properties tend to be valued lower than the lower value properties. If it's a progressive system the lower value properties – it would be the opposite.

COMMISSIONER CHAVEZ: So I appreciate that. So then, having said that I'm encouraged and led to believe that we're moving more towards a progressive system and away from the regressive system that we've been used to.

MR. PEREZ: Mr. Chair, Commissioner Chavez, yes. The closer we get to 1.00 the better, so that we value everybody fairly. You value the lower value properties at their market value. You value the higher value properties – you value all properties at their market value. Now, we have a challenge in this state because we have the cap value law which throws things off. You also are restricted by the job you can do because of the sales that are occurring. Sometimes you just have to use what they give you, what the market's given you, the sales that are happening out there. You may have a lot of sales information in the higher value properties. Now we're seeing a lot more sales in the lower value properties.

COMMISSIONER CHAVEZ: So that raises another question that I hadn't thought of until now, but are we getting full disclosure on the sales of these properties? Are we getting enough information for you to do a better job?

MR. PEREZ: Mr. Chair, Commissioner Chavez, we are getting the sales information from the residential sales because it's required by law through an affidavit that's required to be filed in our office. And we believe we're getting most of them. When we – the only way to compare it is by looking at other ways, like comparing what the Board of Realtors, what the MLS is reporting and what we see in the newspapers as to how many sales occurred that they saw. And when we look at that and compare it to our 1,600 that occurred that's very close. There may be some people that aren't reporting and they should be. They're subject to a \$1,000 fine that of course we have to, if we want to impose this fine we would have to take this to district court to get the fine imposed. It's not a simple process. But we believe that we are getting the majority of residential sales.

On the non-residential sales side we don't get any. We only get sales information when they are given to us during a protest proceeding because during the majority of the time the property owner is willing to cooperate with us. They give us sales information because they're trying to make their case for a lower valuation. We do not have disclosure of non-residential sales in this state. That would be anything that's vacant land or commercial properties. The property owners are not required to report that to us and so the property tax code does not help us get our job done in this regard.

COMMISSIONER CHAVEZ: Is there any reason or any effort to try to change that?

MR. PEREZ: Mr. Chair, Commissioner Chavez, yes. We've been trying, the Assessors Affiliate has been trying for many years now to get this done. We tried it again this year at the legislature this year and it just got killed immediately. We just met last week with our group again and we're going to attempt to do this again in 2015 and what we're going to attempt to do is get full disclosure so that it's not private. It's not confidential information. Right now sales information on residential property is only for the Assessor. The Assessor cannot disclose to the public what that information is and that was – the reason for that is because that's the way that the legislature passed it. We think it would be more beneficial for

the sales information of all sales to be public so that the taxpayer can benefit from it. They can get a list of sales information from the Assessor's Office or whomever so that they can use that if they believe that their valuation is too high, they've be privy to that information so that they can make their case for protest hearings.

COMMISSIONER CHAVEZ: Thank you, Gary.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Mr. Perez, what if we're in a down economy and there are a number of houses that are foreclosed, and then they end up selling for a very, very low price? Does that end up dragging down valuations of everything or do you take that into account when a property that is foreclosed sells? Do you think that that's a different circumstance?

MR. PEREZ: Mr. Chair, Commissioner Holian, there's a standard. Again, we follow an IAAO standard and what the standard says is that if you have 20 percent or more of sales that are involved in a foreclosure then you should use them. But it's basically up to the Assessor's Office nationwide. I've heard through going through conferences many assessors are using sales from foreclosures. I can tell you that here in this office, if we have a lot of sales, it may not be the 20 percent, but if we have significant numbers of sales in an area we may include them in our information. But if there's enough information, if there's enough sales – let's say you have five sales of foreclosures but you have 30 sales of non-foreclosure sales, and you can clearly demonstrate that there's a difference in those two values then we may not use them. So it just depends. When we use them they tend to bring values down. They tend to allow us to be more conservative in somebody's value.

COMMISSIONER HOLIAN: What about a neighborhood where you have no sales at all? How do you reevaluate in a new year?

MR. PEREZ: Mr. Chair, Commissioner Holian, when there's no sales in a specific neighborhood we look to a neighborhood that's most comparable and use sales from that neighborhood to compare to another neighborhood and make adjustments for differences between the neighborhoods where the houses statistically.

COMMISSIONER HOLIAN: Thank you.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. Thank you, Gary, very much for your presentation. Most of the calls – not all – were satisfied with the result from this year's project. However, I have a small community that lacks infrastructure that the group feels they've been – not just one individual but the group – feels that they've been miscalculated. And the sales have been very, very slow in the area. So I believe, and I'm not sure, I believe that the group is going to approach your office with their issue. Now, aside from that, my question, so that the public can get a feeling for this as well, does non-residential property usually carry a higher value than residential property? Like if it's side by side on a street?

MR. PEREZ: Mr. Chair, Commissioner Stefanics, are you referring to the land?

COMMISSIONER STEFANICS: Building and land. Not vacant land.

MR. PEREZ: There would be a difference in the property so it depends on

what –

COMMISSIONER STEFANICS: Like commercial versus residential.

MR. PEREZ: That would be dependent on the type use of the property. You might have an office complex or office building that's next to a house. That might be pretty similar. But you might have a house next to a retail center. There's going to be a significant difference there, but the differences are going to be in the land values. The differences are going to be in the land values because of what's allowed on that property on a commercial basis versus residential basis. So I couldn't give you a straight up answer on that one. It's just dependent upon the use of the property and the sales that are occurring in the area and whether or not we have sales information on the commercial property.

COMMISSIONER STEFANICS: Okay. So we have more areas of the county that are becoming mixed use and that's based upon some of the land use decisions that we make and some of the requests that come forward. But we have some existing parts of the county that are very mixed already. I believe that this might be a public information topic that needs to be explained in the future. So we can have a conversation online but I think many people are confused and comparing not apples to apples but apples and bananas. And I think that there just might to need to be some discussion.

You all have been great in doing some outreach and meeting with individuals around the county but I do think that there's some confusion about what I'm asking about. And without going into specifics I just want to plant that idea for the future.

MR. PEREZ: Mr. Chair, Commissioner Stefanics, if I might add too that for commercial properties we typically do a cost approach, an initial valuation approach of a cost approach. It's basically the replacement cost new less depreciation plus the land value of the property, because we're not privy to enough sales information. On some properties where we have sales information we'll use the sales comparison approach. Other properties we'll use an income approach when we have income information. But like I said, it's hard to gather that information, so we typically have to go out on a cost approach and then adjust as necessary, if a person protests it, if we believe that it may be off.

The same thing goes for the residential side. We use a market-adjusted cost approach. We have basically a cost approach, cost tables built into our system by a system called Marshal and Swift and the sales are entered into the system and the sales get adjusted to – the cost gets adjusted by the sales. So we use different – there's three different approaches to valuing property, so we use a combination. We would love to, if we could get more information, maybe this group could come forward. We'd be happy to go speak to them or they could come here. We'd put on a presentation for them here.

COMMISSIONER STEFANICS: Great. And I'll speak to you offline about it. Thank you, Mr. Chair.

CHAIR MAYFIELD: I'm going to defer to the County Manager, but on one of the Commissioner's points, can you expand on the income approach please?

MR. PEREZ: Sure. Basically, you're just valuing the income stream of the property, so typically, income-producing properties, like an apartment complex is an income-

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producing property, but they are valued and taxed as residential. Okay? They get the residential tax rate applied to them. A retail center or an office complex is commercial property, non-residential, so they get the non-residential rate. In either case you can do an income approach on both of those two types of properties by analyzing the income and expenses and applying a rate of return on that net operating income to derive a valuation.

CHAIR MAYFIELD: So in our County code, if somebody has a home-based business is there any down side to that based on this income approach?

MR. PEREZ: Mr. Chair, typically, if it's a home-based business, no. We're going to more than likely value that property as residential. If it's primarily residential it's probably going to get assessed that way. When a property such as a property on Canyon Road is say, half residential and half commercial we attempt to value it half and half, but if you're just talking of maybe an office out of a home or something, no.

CHAIR MAYFIELD: And excuse me, but you said probably. So can you expand on probably? Let's say somebody's running an IT business out of their house and they're doing everything over the internet. I don't know how much money they could potentially be making. Can you ask that when you look at a business license?

MR. PEREZ: Mr. Chair, basically, we're looking at the primary use of the property. The primary use is residential.

CHAIR MAYFIELD: Okay. Primary use. Thank you. Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Mr. Chair, on the point that you bring up about a home-based business, I have in my backyard, I fall under the home occupation ordinance under the city, but the County is assessing some businesses, not for the property but for the equipment that you use to run – in my case I would be a small manufacturer. So they're asking for a list, an inventory of equipment and I guess they're assessing the taxable value on the equipment but not the property or the business itself.

MR. PEREZ: Mr. Chair, Commissioner Chavez, yes. If you own a business and you report the property for your federal taxes and you're taking depreciation for federal income tax purposes you are required to report to the Assessor's Office that equipment, business personal property, that equipment that you are using in that business to our office once a year and get taxed on that.

COMMISSIONER CHAVEZ: So I just wanted to share that as information. I don't think this is new in the County, is it?

MR. PEREZ: Mr. Chair, Commissioner, no, it's not new. This has been done for over 25 years.

CHAIR MAYFIELD: Manager Miller.

MS. MILLER: Mr. Chair, this is just a comment to the issue that Commissioner Stefanics brought up. One of the differences that really stands out between residential and non-residential is in the yield control, so although a property maybe valued identical as a residential, it might have a value of \$300,000, whether it's a residential or a non-residential, but the tax rate will be different because our residential operating mills have

a yield control due to the fact that residential properties increased in value so steeply over a rapid time and yield control kept that rate down. So the County has 11.85 mills imposed. However, on residential property it's only billed at about 5.85 or \$6 per thousand, and on non-residential it comes in at the full 11.85. So you'll see the rate on non-residential is considerably higher. So that might be something to include when you talk about that public outreach on how the different properties may be treated differently, not just in the approach from the assessment but also in how the rate is applied.

CHAIR MAYFIELD: Thank you. Mr. Perez, I have a couple questions and I appreciate that they were all brought forth. Thank you, Deputy Assessor for being here today. So I'll just go along with protests and let me kind of just pick this off this way. We have a three percent cap, up to. This last fiscal year is the first year the Assessor – and correct me if I'm wrong – decided not to exercise that mandatory three percent cap or has that been done since it was implemented?

MR. PEREZ: Chairman Mayfield, no, that's not correct. Some people did go up three percent. Some people went up to three percent because they were lower than market value and we have reappraised them, and they went up to three percent more of what they were last year. But some people went down. We have about half of them that went up and half of them that went down. But the overall tax base went down.

CHAIR MAYFIELD: I understand that. I'm talking about three percent cap. So in the Assessor's discretion, have we been continually assessing the maximum of three percent; this last year was the only time that we have not done that?

MR. PEREZ: Chairman Mayfield, we have applied the three percent cap this year to some properties. We did not choose not to apply the three percent cap. We did apply the three percent cap to properties that were below their true market value and they needed to go up. Then they could only go up three percent.

CHAIR MAYFIELD: and is that maybe the reason why on this table you presented to us the total taxable value history went down is because we were no longer doing the mandatory, or I guess the up to – the total cap that was afforded to us on three percent? My understanding, Assessor Perez, is that every prior year we have executed, that your office has done the mandatory three percent. This past year was the first year that we did not mandate the automatic three percent across the board.

MR. PEREZ: Chairman Mayfield, no, we did apply the three percent cap. It's just that every – this is not an index. The cap is not an index. Everything didn't get indexed three percent in the prior years and then we –

CHAIR MAYFIELD: You exercised discretion not to do the three percent.

MR. PEREZ: No, we did impose the three percent cap.

CHAIR MAYFIELD: [inaudible]

MR. PEREZ: No, sir. On properties that needed to go up three percent. Individual properties on the residential side.

CHAIR MAYFIELD: Let me ask it this way. Can you give me history over the last four years – and it doesn't have to be today – of what the percentages were where three

percent were not imposed on individual properties and how we have regressed off of executing that three percent cap or not. If one year, in 2010, we did one percent in certain areas, as far as under the tax lightning. That's what I'd like to see a percentage over the last four years.

MR. PEREZ: Mr. Chair, I couldn't give that to you. I wasn't prepared – each year we have taken our properties – since Domingo Martinez has been in office I know that each year properties have gone up up to three percent if they were residential, but I couldn't tell you which ones. If you wanted an itemized list we might be able to try to do that but it depends on the property value. It depends on the person's property in comparison to the true market value. So this year, some properties were too low. Let's say their value was on our records \$100,000 and their real market value was \$150,000, we went up to \$103,000.

Some properties were too high. Let's say somebody's value was \$200,000 and it's real world value was \$175,000. We lowered their value.

CHAIR MAYFIELD: Let's use that example. Why did somebody's value go down from, say, \$200,000 to \$175,000? Were we overtaxing them? Did we have –

MR. PEREZ: Mr. Chair, because we have better information and because the sales information has changed. We use new sales information each year.

CHAIR MAYFIELD: Deputy Assessor Perez, if available, I'm not asking for specific households, just a percentage. Maybe in 2008 we did 90 percent up to three percent; ten percent were below the three percent maximum.

MR. PEREZ: Mr. Chair, I don't have those statistics. I didn't anticipate this question, so I don't know.

CHAIR MAYFIELD: I have a few more questions. I'm not asking for anything today, Mr. Perez, but I will be asking some questions as you're presenting this to us today. Thank you. So can you talk about the agricultural exemption? What's afforded or what's not afforded under protest please?

MR. PEREZ: Mr. Chair, in regards to what? I mean there's many facets of an agricultural exemption.

CHAIR MAYFIELD: Let's talk about the many facets, Mr. Perez. Is an individual has three acres of land and an individual – and we have traditional communities in a big majority of the area I represent – how could an individual with three acres – because these questions get asked to me all the time, Mr. Perez, and I'm very appreciative that you have staff out there in the community, but I haven't seen you out in the community meetings nor the Assessor. I'm going to just say that right now. So as far as the agricultural exemptions, how can somebody qualify for an agricultural exemption on their property?

MR. PEREZ: Mr. Chair, if somebody applies, first of all they need to apply on the appropriate time and if they have a property that's three acres, in your example, and if they're farming it, they're entitled to an exemption. It's not an exemption; it's a special method of valuation. So it's an actual lower valuation than true market value.

CHAIR MAYFIELD: Thank you. And they can still have their primary residence on portions of that property, correct?

MR. PEREZ: That's correct.

CHAIR MAYFIELD: What is the minimum amount of acreage needed for agricultural exemption with a home on it?

MR. PEREZ: That would be about one acre.

CHAIR MAYFIELD: So can a one-acre site – just so I am clear – a one-acre site with a home on it still qualifies for a portion of agricultural exemption?

MR. PEREZ: Mr. Chair, if a person has that size of land and they have a home – let's say they have .9 acres. They would have to have demonstrated that they have a growing poultry, fish, an orchard crop, bees, and I believe that's it, on that property. If they have a row crop it would not qualify.

CHAIR MAYFIELD: A row crop?

MR. PEREZ: A row crop.

CHAIR MAYFIELD: Or even if they had a home garden just for home food consumption, they would not qualify?

MR. PEREZ: Typically no, because one other thing that we look at is what is the primary use of the property. The tax code says what is the primary use of the property. So if there's a house there the primary use of the property is residential.

CHAIR MAYFIELD: Do you make that presentation when you go out to the communities and they're informed of that?

MR. PEREZ: Pardon me?

CHAIR MAYFIELD: Did you have any of this outreach presentation when you go out? How does somebody know when to file this protest for agriculture exemption? Is there outreach done in the community on this?

MR. PEREZ: Chairman Mayfield, the public would know because it's on the back of their notice of value that they get each year.

CHAIR MAYFIELD: So there's no other outreach being done?

MR. PEREZ: It's not required by the tax code and the current outreach program that we have is in relation to filing protests, and if they have a question, and filing for exemptions and special method valuations. If they can – we also give information on that when we go out to outreach, like they're doing right now.

CHAIR MAYFIELD: Now's our time I guess to go to public outreach because they might be listening to us or watching us on television. If somebody believes they have an agricultural exemption, knowing that the deadline to protest their taxes is the end of this month?

MR. PEREZ: Mr. Chair, the deadline to protest their valuation, not their taxes, is on Thursday at the end of the day.

CHAIR MAYFIELD: Okay. So what recommendation would you make to any individual wanting to seek an agricultural exemption on their property? I don't have the form in front of me, Mr. Perez.

MR. PEREZ: Pardon.

CHAIR MAYFIELD: I do not have the form in front of me.

MR. PEREZ: I would recommend that they come in to the office or they can go on line and get it on line. It's at our website.

COMMISSIONER CHAVEZ: Mr. Chair.

CHAIR MAYFIELD: Commissioner, I'm going to keep it for a second and then I'll go back to you please. Thank you for your patience. Market value, so on the market value approach, and hearing some of the questions from some of my colleagues, do you identify it by region in the area or is it just a blanket Santa Fe County? How are you doing your market value valuation?

MR. PEREZ: Mr. Chair, we are to determine market value. Market value can be determined, according to the tax code, by three different approaches: the sales comparison approach, the cost approach, or the income approach.

CHAIR MAYFIELD: So again, are you doing it countywide or are you looking at specific areas?

MR. PEREZ: On residential we're pretty much doing this countywide, depending on what sales we have, and as I said earlier, we're using a market-adjusted cost approach.

CHAIR MAYFIELD: So if you had one sale or no sales or 50 sales in an area, is there a difference?

MR. PEREZ: There could be a difference, yes.

CHAIR MAYFIELD: So let me talk about the northern Santa Fe County area specifically because this question has come up numerous times regarding the potential water system. So individuals have asked how can this impact or potentially impact their market value of their homes? And it's been stated to them in public meetings that we have to look at prior year information on sales of homes in the area. We can't anticipate if this will have a positive effect or a negative effect on any home approaches right now. There's also been issues in some of the areas I represent questioning ingress and egress issues, if that is considered or if it's not considered and I just would like you to answer that right now, please.

MR. PEREZ: Commissioner, Mr. Chair, yes, we cannot speculate and adjust our values according to speculation. We have to use sales information, and we're using sales information from the prior year, of course.

CHAIR MAYFIELD: Are you using sales information regionally throughout Santa Fe County or specific to that area?

MR. PEREZ: Specific to the areas.

CHAIR MAYFIELD: And where can I find out what footprint is being used for specific areas?

MR. PEREZ: Mr. Chair, what do you mean by footprint?

CHAIR MAYFIELD: Are we looking at the El Rancho community? Are we looking at it across that whole northern Nambe River Valley? When you look –

MR. PEREZ: Mr. Chair, each individual area is looked at individually. Properties are looked at and reappraised. We collect data on every single property in the county. If we have sales information from a specific area we will use it to appraise that area.

If someone files a protest and they raise an issue, we will look for sales of comparable properties in another area if we have to if there aren't sufficient sales in one area, and make adjustments for differences, in the same way that a fee appraisal is done.

CHAIR MAYFIELD: Thank you. And again it was stated, and I think – well, it was stated that an individual has to file that protest. That you will not look at as far as the area or the region. So if an individual does not file a protest or a question, the taxable value of their home –

MR. PEREZ: Mr. Chair, who was it stated by?

CHAIR MAYFIELD: It's been stated at public meetings.

MR. PEREZ: By whom?

CHAIR MAYFIELD: By your staff.

MR. PEREZ: Well, if we know of a problem, and I assume you're talking about the situation with Native lands, Los Ranchos? Is that the one you're talking about?

CHAIR MAYFIELD: El Rancho. The community, yes.

MR. PEREZ: Okay. That community that's concerned about that area and what I believe has been told to them is that when we have sales information of property and we know that the area is being affected, we can start to make adjustments. But without sales of property how are we to determine what that adjustment is?

CHAIR MAYFIELD: So we just go with whatever the status quo was.

MR. PEREZ: Unless somebody protests their valuation and we'll go to whatever we can to try to come up with a valuation of that property, yes.

CHAIR MAYFIELD: And Mr. Perez, I will respectfully request of you and Assessor Martinez that they have a community meeting out in that area, please.

MR. PEREZ: Mr. Chair, I will pass that on to the Assessor.

CHAIR MAYFIELD: You're here making the presentation today, Mr. Perez, so I would appreciate that. Thank you. A few more questions. Now, Santa Fe County also offers a low income and age eligibility cap? Am I making – and we have to pick up that difference and pay that to the State of New Mexico. Can you explain that? Or where those dollars will escalate to?

MR. PEREZ: Mr. Chair, I'm not sure what you're talking about paying to the State of New Mexico.

CHAIR MAYFIELD: Commissioner Stefanics, can you help me with that?

COMMISSIONER STEFANICS: When we provided – we took a position a few years ago and we enacted the low income –

CHAIR MAYFIELD: And I think it's age also, Commissioner.

COMMISSIONER STEFANICS: I don't think it's – maybe it's the senior –

CHAIR MAYFIELD: Senior exemption.

COMMISSIONER STEFANICS: It's not the rebate but it's the –

MR. PEREZ: Are you talking about the – it's a low income rebate.

COMMISSIONER STEFANICS: Yes. And so we are still – even though we are assisting individuals in our county we still receive a portion of the bill to pay to the State

for those responsibilities.

MR. PEREZ: Okay.

CHAIR MAYFIELD: That's continuing to escalate, as I understand, the dollar amounts. I don't know if you're familiar with that.

COMMISSIONER STEFANICS: Yes, and we –

MR. PEREZ: Mr. Chair, the Assessor's Office has nothing to do with that one rebate. I can tell you about the other two things you mentioned. One, I think you might be talking about is the senior freeze, the freeze on valuation? Okay. If a person is 65 years or older, or they're 100 percent disabled and their gross income is less than \$32,000 a year, they can apply and qualify for a freeze of their valuation from year to year. If they apply and qualify for three years in a row then they no longer have to apply after the third year. They must then, however, let us know if their income has changed and they do not qualify.

CHAIR MAYFIELD: Thank you. And Mr. Perez, I believe that's the same one that I'm speaking about with Commissioner Stefanics. So can you tell us how many of those requests are coming in?

COMMISSIONER STEFANICS: No. It's different.

CHAIR MAYFIELD: But we still pick up the difference on those taxes.

COMMISSIONER STEFANICS: I don't know about that one.

CHAIR MAYFIELD: And so are we required on that freeze, are we required to pay the difference to the State of New Mexico if there is that freeze?

MR. PEREZ: Mr. Chair, on the freeze? No, there's nothing to be paid there. It's a matter of freezing their value.

CHAIR MAYFIELD: As long as they comply with you and get you that information every three years.

MR. PEREZ: Yes, and there's no rebate involved in that.

CHAIR MAYFIELD: How does that impact on the market conduct? Or excuse me, the tax lightning? When that home sells? If that home sells? On that freeze. Then will you take it back up to true and correct market value or are you always going to be timing that?

MR. PEREZ: Mr. Chair, Commissioners, if a value has been frozen for a long time and the true market value is higher, they're going to experience a higher value in the year after the sale.

CHAIR MAYFIELD: After the sale. Okay. But if that's even passed on to family, as long as they meet those age requirements, income requirements, they could keep that freeze.

MR. PEREZ: Mr. Chair, that's correct. If it's deeded to family and there's not a sale involved.

CHAIR MAYFIELD: Thank you, Mr. Perez. Excuse me, last thing. On commercial sales, Mr. Perez, and maybe this passed and maybe it didn't. But wasn't there going to be some disclosure, potentially what you all could see on commercial sales? Or that wasn't successful in the State Legislature?

MR. PEREZ: Mr. Chair, did you say – I'm having a little hard time hearing you.

CHAIR MAYFIELD: Commercial sales? Was that successful in the legislature, passing, where you all could see commercial sales or was that –

MR. PEREZ: No, it wasn't. It was killed in committee.

CHAIR MAYFIELD: Okay. So we're now going also through some zoning maps here in Santa Fe County, and again, I'm just bringing this up for you. So if an area is zoned commercially, light industrial, residential or mixed use, does there have to be that use established prior to you all making the tax assessment on that? If somebody says, look, we're in an area that has been zoned now for potential commercial, mixed use. We're going to keep this primary residential, because I have heard there's some concerns from the community that if this is zoned, up-zoned or down-zoned, I don't know what the right terminology is, to commercial use, that they could fall into a higher tax bracket on their property. Even though they have it as a primary residence, single-family residence.

MR. PEREZ: Mr. Chair, Commissioners, again, we would have to wait to see what the market tells us. We don't – just because a zoning law is passed into place it doesn't mean that we're automatically going to change values. We need to have the information provided to us so that we can interpret what is happening in the market. So there's no way for me to answer that question.

CHAIR MAYFIELD: It won't automatically go up, correct?

MR. PEREZ: That's correct.

CHAIR MAYFIELD: Thank you. You answered the question. You talked about fines being imposed earlier. You mentioned fines imposed. When and where would fines be imposed?

MR. PEREZ: Mr. Chair, I was talking about a \$1,000 fine being imposed if a person did not fill out their affidavit. If they purchased a property or they sold a property and they did not fill out their affidavit and report it to our office then they could be subject to a \$1,000 fine.

CHAIR MAYFIELD: And those fines would go to the general fund?

MR. PEREZ: Mr. Chair, Commissioners, I have no idea where those fines would go. I think that would be done through district court, so it's not very apparent in the tax code where those fines go to.

CHAIR MAYFIELD: Thank you. Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. Mr. Perez, one question. Well, I have a couple of questions, just two really. One is on the protest on valuation, do you see an increase in the taxpayers protesting their valuation because of this new system? Is there any change in that at all that you see?

MR. PEREZ: Mr. Chair, Commissioner Chavez, actually in my next report I have a graph but what I can tell you is that thus far is that we have about 890 protests filed thus far. We still have until Thursday at 5:00, and then we'll have mail coming in still that is postmarked. So right now we're down from last year. Last year we had 2,800 protests filed,



and in my next presentation I'll show you a graph of the protests that were filed over the years. But we are experiencing less protests to the current date.

COMMISSIONER CHAVEZ: So that could mean that we're doing a better job, but I'll wait for that presentation and if I have any other questions I'll bring them forward then. But the other question, or not a question but I wanted you to go back to the tax freeze and just for the record and for the public, again explain the tax freeze, who's eligible and especially that it has to be done three years in a row and if you skip a year you have to go back and start all over again. That's the way I understand it, but I want you to –

MR. PEREZ: Mr. Chair, Commissioner Chavez, I'd like to clarify it's a valuation freeze, not a tax freeze. There's two components to determining taxes. It's our valuation multiplied by the tax rate to derive taxes due. We are not freezing taxes, we are freezing the valuation. So if a person is 65 years or older and they make \$32,000 or less in gross income. That means any and all income from whatever source derived, undiminished by losses, gross income. And they have to prove it to us through their income tax forms and they have to fill out an application. If they meet those two criteria they will qualify for a valuation freeze. So if their valuation is \$200,000 we will freeze that value from this year to next year. Next year's notice of value will say \$200,000, if the market's going up. If the market's coming down and we lower values, say the market went down, then we'll lower it to whatever the market value is. But this prevents the market value from going up in the good years.

Also, if a person is 100 percent or permanently disabled and they're at any age and they are deemed disabled by the Social Security Administration or the Worker's Comp administration, and their gross income is less than \$32,000, they can also apply for a valuation freeze and the same rules apply to them. If a person has been applying for the past three years and they've qualified, this year they no longer have to apply. We will simply apply the freeze. This was a law that was passed last year that the Assessors initiated so that people don't have to keep coming in year after year because we're not seeing many changes in people's income at that age, or when they're on such a low income.

So if a person has applied for two years they would need to apply again this year and if they qualify then next year they will no longer have to apply. Now, it's on the person applying to let us know – if they're not required to apply they need to let us know if they went over the income level. Let's say they took on an extra side job and they made, instead of \$31,000 a year now they made \$35,000. Now, they would have to let us know; it's on their shoulders to do that. If a person does not apply, if they applied last year and they didn't apply this year and they're still required to apply and they didn't fill in the application, next year their valuation is not frozen.

COMMISSIONER CHAVEZ: So do you notify the taxpayer? Let's say they've applied for the valuation freeze for the first year, do you notify them or remind them that they have to request or they have to provide the information the following year, so that we don't lose those, they don't fall out.

MR. PEREZ: Mr. Chair, Commissioner Chavez, absolutely. It's not required

in the law but this is something that we are doing pro-actively. We sent letters – as a matter of fact this year, because this is the first year that the law came into effect on the three-year issue, we sent out three different letters to people, letting them know that they had to apply two more years, or one more year, or not at all. So we send them a reminder letter. We send them the application and we send them a reminder letter to be sure to apply. Because we don't want them to forget to apply and then we can't help them.

COMMISSIONER CHAVEZ: Okay. Thank you. Thank you for doing that.

CHAIR MAYFIELD: Mr. Perez, thank you for doing that. Also, does any of that communication go out in the Spanish language?

MR. PEREZ: Mr. Chair, no.

CHAIR MAYFIELD: We have a lot of elderly community out there that just primarily speak and read Spanish that may qualify for this program. So thank you, Commissioner. Thank you for the presentation, Mr. Perez.

MR. PEREZ: Mr. Chair, I still have one more.

**III. B. 2. Resolution No. 2014-32, a Resolution to Approve Valuation Maintenance Program**

CHAIR MAYFIELD: Deputy Assessor Perez.

MR. PEREZ: Okay, if I could have that on screen please.

CHAIR MAYFIELD: Mr. Perez, is the annual report or is this a whole separate presentation?

MR. PEREZ: Mr. Chair, this is separate. What I just presented first was the annual report. This is called the Valuation Maintenance Program, and this is – I presented this last year as well to you all. This is also required under 7-38-38 of the New Mexico Statutes and it says expenditures from the County property valuation fund shall be made pursuant to a valuation program presented by the County Assessor and approved by the majority of Commissioners. So this is the one that requires approval and that's why you have the resolution. So again, this is essentially the same as last year, with revisions. If we go to page 4, this program, the valuation maintenance program, again, I already stated the purpose, but under #2, you can see that our program has two components. One is for a reappraisal and data maintenance of all taxable parcels on a yearly cycle, and two, a door to door reinspection of all taxable, improved real property every five to six years. So everything under #2 from 2.1 on up until 2.2 is basically a summary of procedures that deal with our day-to-day, year-to-year revaluation of property and maintenance of our valuations and information.

And then under Section 2.2, which is towards the back, it deals with the reinspection plan that we should be doing every five to six years, and the data collection process is a part of that, what we just finished doing and we're still working on in-house with a few things.

So if I may continue, under #2, our year-to-year program, I'd like to go forward. Since I did present this to you last year I have updated a lot of the graphs and the information that's dated but basically it's the same information because this is what part of the procedures that

we just do on a day-to-day basis every year. We may change information such as the sales information is updated and we talk to different people, we have different quantities of protests being filed. We have different quantities of permit information such as houses that were built as new construction, but we pretty much do the same procedures.

So if we turn to page 15. Commissioner Chavez, you had asked about the protests being filed. You can see – this is chart of protests that were filed beginning in 2009. You can see that we had about 5,200 protests in that year and then 4,800 in the next year, 4,500 in the next year, 3,200 in this – in 2012 and 2,800 last year. And as I stated again, we're currently working on – we currently have received 890.

COMMISSIONER CHAVEZ: So, Mr. Chair.

CHAIR MAYFIELD: Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Mr. Perez, could you tell us to the best of your ability why that trend is going down? And I think that could be a good thing but I'm not sure. But I want you to expand on that for me.

MR. PEREZ: Mr. Chair, Commissioner Chavez, I think you can attribute it to the fact that we – Mr. Martinez, Assessor Martinez purchased a new computer system, the computer-assisted mass appraisal system, prior to 2009. And when they purchased that system a lot of the information was still lacking to be collected to be put into that system, such as sketches of property and information. This is the information that they've been trying, the staff has been trying to work on over the years and collect information, year by year, doing a certain amount of properties per year. But because they couldn't get it all done in one year because of protests, because of – the majority of – you can see how many protests we had back then. The majority of time was spend working on finalizing protests. So they could not go out and measure properties. This was the reason why the Assessor wanted to hire an outside firm so we could go out and collect the data and get it back and get it into the system right away, because it was going to make a difference in the valuations.

So this is one of the reasons why you're probably seeing the protests decline. We're getting better information. This year we've adjusted many valuations and we have probably a lot less increases, so I think people are tending to protest less.

COMMISSIONER CHAVEZ: So we're giving people fewer reasons to protest I think. I think because of the information that you're getting, the way that you're using the information and I think you're being more effective. Your office, your department is being more effective and so we're seeing that downtrend which I guess is good then.

MR. PEREZ: Mr. Chair, Commissioner Chavez, I think we're being more effective and we're getting closer to the goal of getting everything collected. We still, as you're going to see later, we still have some work to do on other properties, but you're also – keep in mind that we always going to have protests, no matter – I think if we were to stay the same in value year after year, you're probably still going to have people still protesting their value. This year we have people protesting because we decreased their value. That's a little bit astounding to me but it seems as if protests never go away. We will always have people who don't agree with the valuation for whatever reason.

COMMISSIONER CHAVEZ: Well, that's an interesting spin on things, then, Mr. Chair and Mr. Perez for those that feel that we're valuating and assessing the property too low. Are they willing to pay a higher property tax or not?

MR. PEREZ: Mr. Chair, Commissioner Chavez, yes. Some of them are wanting their value to go back up and the public needs to know that this valuation is for property tax purposes. This is – and we do a mass type appraisal. It's called mass appraisal. Not fee appraisal. We are not appraising fee interest. We are also one year behind in market value. We're not doing an appraisal that is current. Like a fee appraiser would appraise your property and for bank purposes they need to be within – the sales that they use need to be I believe within six months current, of the current date. So there's a difference between a private appraisal and our appraisal.

We are here to assign this value for property tax purposes.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you, Commissioner Chavez, Mr. Perez.

Continue.

MR. PEREZ: Okay. Also can we move forward to page 19. Under 2.3b, this talks about the periodic door-to-door reinspection plan and we intend to reappraise all of the remaining properties or to visit them door to door and to be completed by January 1, 2015. This is our goal. Our staff will follow up on about 10,000 requests for information that we sent out to people on this data collection project that have not yet responded to that, and we will also attempt to field verify, collect data and reappraise the remainder of manufactured homes or mobile homes that were not yet done, through the remainder of commercial properties. We did about 40 percent of those last year and we visited those properties, and the remainder of agricultural properties. We need to field verify whether property is being farmed or not, or grazed.

We also need to – we want to begin a compliance audit on business personal property and the Assessor wants to do door to door visits to businesses to audit other business personal property renditions.

We are also attempting work on correct mapping issues and re-evaluate and appraise current exempt properties such as whether or not a property should really be exempt, such as a church or any property that's deemed to be charitable or educational, and number 7, work on identifying and correcting mapping records to truly reflect property location and size.

Also, you can see that we're going to continue with our full-time duties which is – there's a tremendous list here under #7, but in closing I'd like to go to 2.4, our plan for the next door-to-door reinspection. And of course this is going to be dependent upon what the new Assessor wishes to do next year, since this is an election year, we'll have a new Assessor January 1 of next year. So this is just the current plan for under Mr. Martinez.

We are currently budgeting for digital aerial oblique photography. Hopefully, if we do get the budget for this we're hoping that the photos we'll be taking late this year and we want to do this so that we can establish a base, now that we've finished the data collection project and we're going to reappraise all the other properties, we would like to have a picture of how

a property was at this moment in time at the end of this year so that we can do it again in two years and make a comparison between those photos. There's some new technology out there called oblique photography. What it essentially does is it's different from aerial photography because aerial photography just takes from the top down and oblique photography is at a 45 degree angle from all four sides. So we can actually look at a photograph and rotate around that property to see all four sides, to see if there's been any changes to that property.

This would be really helpful in doing that door-to-door inspection because most people either were not home when we did our data collection project or they did not allow us on their property. And we cannot enter a person's property unless we ask permission of them to get onto the property. Again, the tax code does not give us permission to do that without their permission.

So this would be a different technique of doing the door-to-door reinspection. There's also a program out there called Change Finders and what it does is it compares the two photographs and looks for changes in those photographs and it defines it for us, so it points it out to us so that we'd have an easier time and we can be more efficient and effective in picking up those changes.

Also we would field verify all this information if necessary and then attempt to make all the changes to the data for the 2018 notice of value. That would be approximately four years after we did this major, this last door-to-door project. So with that I will answer any more questions.

CHAIR MAYFIELD: Seeing none, Mr. Perez, last time you used a consulting company, Tyler Technologies on door-to-door campaign?

MR. PEREZ: Mr. Chair, yes?

CHAIR MAYFIELD: I'm asking the question, did you use Tyler Technologies? Is it going to be similar going forward?

MR. PEREZ: No, Mr. Chair. What we'd like to do is do aerial photography, the digital oblique aerial photography.

CHAIR MAYFIELD: Are you proposing again to use a similar company?

MR. PEREZ: No, we would attempt to do it ourselves.

CHAIR MAYFIELD: And do you have requests for staffing in the budget?

MR. PEREZ: No, because that's not till probably 2017.

CHAIR MAYFIELD: Thank you. This is a resolution. I'm going to afford public comment. Would anybody care to comment on this publicly? Seeing none.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: I move for approval of Resolution No. 2014-32, a resolution approving the County Assessor's Property Valuation Program in accordance with state statute.

COMMISSIONER CHAVEZ: Second.

CHAIR MAYFIELD: We have a motion and a second. Any discussion? I'd like to have all five Commissioners here for this. Otherwise it's going to die right now.

Manager Miller, if you want to – I'll call for the question. [Commissioner Chavez and Commissioner Holian voted in favor. Commissioner Stefanics and Commissioner Anaya were not present.]

Manager Miller, I still would like the other Commissioners to hear this, so I guess we will wait. Is this time sensitive?

MS. MILLER: Mr. Chair, you have a quorum, so even if it's just 2-1 –

CHAIR MAYFIELD: I'm not in a position to vote yes on this right now.

MS. MILLER: It still passes with just two. I'll go –

CHAIR MAYFIELD: Fair enough. Then this passes, Mr. Perez.

MR. PEREZ: Thank you.

**The motion passed by majority [3-2] voice vote with Commissioners Chavez, Holian and Stefanics (voting late) in favor and Commissioners Mayfield and Anaya (voting late) against. [See pages 47 and 52.]**

#### IV. ACTION ITEMS (Public Comment)

##### A. Resolutions

### 3. **Resolution No. 2014-33, a Resolution in Support of Allowing Tribal Governments to Allocate a Portion of Revenue Sharing Contributions to Local Government within State of New Mexico Gaming Compacts for the Purpose of Assisting Local Governments to Provide Services to Tribal Governments and Communities Within Which an Indian Casino is Located**

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. I wanted to first ask if we have anyone here from the pueblo to speak on this resolution, or to support this resolution. Okay, if you would come forward please, because I don't want to speak for the pueblo, and I think the resolution is pretty straightforward. I'm not going to read it verbatim but I will try to summarize if I could and then I would ask Mr. Dorame to correct me if I'm off the mark. But in summary, the resolution would allow the tribal government to negotiate a gaming compact that would consider sharing revenue with Santa Fe County for the specific purpose of providing public safety in and around the community, between the pueblo community and the rest of the community. So, Mr. Dorame, if you want to correct me or expand on that I would appreciate that.

CHARLIE DORAME: Mr. Chair, members of the Commission, my name is Charlie Dorame. I'm former governor from the Pueblo of Tesuque. I've also served as vice chairman and chairman of the New Mexico Indian Gaming Association for a number of years, I think over 12 years now. And I've laid my signature on two of those compacts, the 2001 compact and the 2007. Knowing that your resolution, Mr. Chair and Commissioner Chavez, is actually referring to the tribes that are in negotiations right now with the State, these are tribes that are known as the 01 compact gaming tribes and in particular since it

involves Santa Fe County this would involve the Pueblo of Pojoaque. I just want to clarify that I'm not here to speak on behalf of the Pueblo of Pojoaque. I am only here as a representative to my governor, Governor Robert Mora, who shows support in the endeavor of this Commission to try to seek funding from the revenue sharing agreements.

Our dilemma – I shouldn't say it's a dilemma, but the Pueblo of Tesuque in order to have revenues diverted into the Santa Fe County funds would require the pueblo from reopening these compacts and at this time we do not want to reopen the compacts. We are sitting back and we are observing how the new negotiations with the 01 compacted tribes are going to turn out and after that we'll determine if we want to join the tribes at that point. So we have to weigh what our options are going to be.

Having said that, I'm not an attorney and I know this is really in reference to the revenue share, not the compacts. The revenue share is a document aside from the compacts but that may also require us also reopening compacts for negotiation. So again, we don't want to do that. The Pueblo of Tesuque does not want to do that, but we do support funding remaining within the counties where a casino is located. I've come to this Commission several times to show support and to actually work with the Commission to lobby the legislature to allow this to happen and this would only happen and the way we were doing it back then was that we would ask the legislature to go ahead and get a percentage out of the money that's already paid, the revenue sharing funds.

So that failed. But we're still here to try to find some kind of avenue that would keep most of the funds or a portion of those funds within the county. We agree in the way the resolution is addressing this and again, let me reiterate that we are not an 01 compacted tribe; we're an 07 compact tribe and our compacts don't expire until 2037.

Mr. Chair and Commissioner Chavez, I was looking at the resolution and the way it was written and I don't know if at this point if I'm allowed to make any comments to the resolution because I know you guys have not made a motion or a second to that, or asked from any input from the public on the resolution but I did have some recommendations on how the wording on parts of the resolution should read.

COMMISSIONER CHAVEZ: And I would be open to that, Mr. Dorame and Mr. Chair. The reason that I brought this forward was a request from Governor Rivera and his request was specific to their gaming compact which will expire in 2015. And so I know that there are different dates that we're looking at in each of those compacts I think have a different dynamic in their negotiations because of how they were initially signed on to. But I know that he was more concerned about that 2015 expiration and what we might try to do in renegotiating that specific gaming compact. So that was the genesis for this resolution and I was hoping that we would have someone to speak on his behalf as well. I didn't want to hold the conversation up because of that because the gaming compacts, we know that there is an expiration date and I think that we're hoping that that will give us an opportunity to renegotiate those compacts and maybe on better terms.

And so that's why I was willing to bring this forward now at this time. So I just thought I would share that with you and with my colleagues and with the public for the

record. But if I could, Mr. Chair, I know that staff has been working with Governor Rivera, and Hvtce, do you have anything to share with us at this time about what Governor Rivera is thinking and have you had any communication with them at all prior to this meeting? I wanted to see if Hvtce could respond.

HVTCE MILLER (Intergovernmental Liaison): Mr. Chair, Commissioner Chavez, I had previously provided this to the Governor of Pojoaque and also the lieutenant, but at this time I have not received any comments back as to this particular resolution, so I'm not sure of any further comments that would be added from the pueblo or any general statements about the gaming compacts or revenue sharing. But we have shared this with them, we have shared this with the pueblo and from communication with the Governor's assistant he has received it and he was currently reviewing it but as of right now I'm not certain of any comments that he wanted to offer.

COMMISSIONER CHAVEZ: Okay. Thank you. Thank you, Mr. Chair.

CHAIR MAYFIELD: Have you spoken to any of our other sovereign governments within Santa Fe County on this?

MR. MILLER: Mr. Chair, no, I haven't provided the resolution other than to the Pueblo of Pojoaque and Governor Rivera and I haven't received any other comments, just from their knowing or seeing this agenda item in the public.

CHAIR MAYFIELD: Thank you. Commissioner Stefanics.

COMMISSIONER STEFANICS: Yes, thank you. And I'm sorry I came back late for this discussion. Rachel, could you identify – or Ms. Miller or Hvtce, my belief has been that the governor has the authority to negotiate the compacts regarding gaming, and that the legislature just has the role of approving it or not, not amending it. Is that correct?

RACHEL BROWN (Acting County Attorney): Mr. Chair, Commissioner Stefanics, I do not understand the legislature to have the authority to amend the compacts but I could look into that and get you a more definitive answer.

COMMISSIONER STEFANICS: So the reason I'm asking the question is if we were to advance this or an amended resolution, we would have to gain the buy-in of the executive, and that's what I'm not sure would happen. So it's not that I'm speaking for or against this resolution, I just want to clarify the state process. Thank you. And, Mr. Chair, I'm sorry to kind of throw a whammy to our transcriber, but could we show me voting yes on the tax plan resolution? I'm sorry I was gone. Thank you. [See above.]

COMMISSIONER ANAYA: Mr. Chair, if I could.

CHAIR MAYFIELD: Vice Chairman Anaya.

COMMISSIONER ANAYA: If you could reflect my vote as no on that prior item I'd appreciate it as well. Thank you. [See above.]

CHAIR MAYFIELD: Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Yes, I think the way I understand this resolution and Governor Rivera's intent was to merely put the tribal government in a position to negotiate revenue sharing in this 2015 gaming compact when it comes up for consideration. I think that might be oversimplifying it just a bit, but I think if we approve this



resolution it recognizes that the pueblos have the self-governing authority provided by the United States Congress and supports the recognition of tribal governments' authority to negotiate state gaming compacts which dedicate a portion of the revenue sharing to local governments. It's not to take away anything from the other gaming compacts or how that revenue sharing might play out but it singles out this particular gaming compact and should suggest that the pueblo government would negotiate revenue sharing on behalf of Santa Fe County.

That was the gist of the resolution as I understood it and that was the main reason why I was willing to bring it forward for consideration. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you. Commissioner Anaya, please.

COMMISSIONER ANAYA: So, Governor, I apologize, I wasn't here for the whole presentation but what Commissioner Chavez just said is accurate and you're supportive of the verbiage he just used is essentially to try and bring more revenue to stay in the local area that the resources are coming from in the first place, essentially?

MR. DORAME: Mr. Chair, Commissioner Anaya, that's correct, short of committing my pueblo on reopening the compacts. We're not prepared to do that. As far as Pojoaque is concerned, that's Pojoaque.

COMMISSIONER ANAYA: Understood. So as it stands now, in your compacts, those resources go to the stage the Pueblo of Tesuque is not doing anything associated with those compacts.

MR. DORAME: That's correct, other than paying the revenue share for the exclusivity of doing gaming here in New Mexico to the tune of \$2.8 million per year, just from our pueblo.

COMMISSIONER ANAYA: And Mr. Chair, Governor, do you have – do you see that this would become something that you would initiate or move in the similar direction as Pojoaque is in the future? Or you just don't feel that that's something the pueblo would want to broach?

MR. DORAME: I think our pueblo would commit to going to the legislature to try to convince them to have a portion of these revenues remain within the counties that these casinos are located in. Not only Santa Fe but other counties where there are Indian casinos.

COMMISSIONER ANAYA: Thank you, Governor. So, Mr. Chair, Commissioner Chavez, I think its intent is a good one and that seems to make logical sense to try to retain and support resources that potentially could stay in the area that they're generated in. So I see no problem with the resolution, Mr. Chair, Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you.

CHAIR MAYFIELD: Commissioner Chavez, and I appreciate you bringing this resolution forward also. I'm sorry, I'm going to go to Commissioner Stefanics. She had a follow-up.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. I'm just seeing this as very broad, because Tesuque is part of the Metropolitan Planning Organization, so there's

roads. The tribes are part of the RTD, so there's some transportation services. The tribes are certainly rich with arts and culture in terms of any kind of sharing there. We have senior services. I could see a variety of ways that this venture – and I see it as a venture – that could work together. So it seems that even if we pass this we would want Hvtce or somebody at the County to start individual conversations with every pueblo in our area, or in our county, to see if they have an interest in this. And to make it clear that we're not trying to impose something.

COMMISSIONER CHAVEZ: I appreciate that and if I could I would ask Hvtce to respond to that because I really didn't want to do anything with this resolution until Hvtce was able to communicate at least or stay in communication with at least Governor Rivera in this case because that is what initiated this resolution and started the dialogue. But because of his position and intergovernmental liaison I really wanted to respect that. I want to respect the pueblos and I want to do this right way. And so I think, Hvtce, if you could respond to that comment or that request, that would make me feel more comfortable.

MR. MILLER: Mr. Chair, Commissioner Stefanics, Commissioner Chavez, absolutely. I'd be happy to further communicate to the other tribes, tribal governments within Santa Fe County to gather their input on this particular resolution and bring that forward to you at a later date if you would like that, to gain their input and I believe you're correct in requesting that, Commissioner Stefanics, to find out each particular tribal government's input on this item.

CHAIR MAYFIELD: Vice Chairman Anaya.

COMMISSIONER ANAYA: Mr. Chair, I think that's a health process to undertake and I guess the broader statement that I'm thinking about and the broader message is that there seems to be a gravitation away from local responsibility as it pertains to resources in particular. We just were faced with the sole community issue in which the counties lost the ability to govern, if you will, the resources that were established through taxes to our constituency and the last thing we can afford is to continually see that evolution of the loss of resources and those resources being under the control of the State alone. And so I think there's a broader message. I think it's specific around the compacts and how to hopefully retain resources in the communities that they're generated, wherever, as Governor Dorame brought up, as wherever they're generated, but I think there's also a bigger message that deals with local decisions and local responsibility that should rest in local governments. Absolutely, within tribal entities that are sovereign but within local governments we can ill afford to continually – or continue to lose control over resources. That seems to be the evolution of things lately and I think that whatever we can do by resolution or by policy to try and retain local control is always better than having state or federal control over our resources and our choices. Thank you, Mr. Chair.

CHAIR MAYFIELD: Mr. Miller, a couple questions or Commissioner Chavez. So therefore be it resolved, let me go back one step. This has been some legislation that have been proposed in the past, allowing some of these gaming revenues to come to local governments. I believe Representative Salazar was a big champion of this.

MR. MILLER: Mr. Chair, yes, I believe the last time the idea of local government revenue sharing from any tribal government and gaming establishment was in the 2010 legislature and I believe there was two bills, one sponsored by Representative Jim Trujillo and as you said, the other by Representative Salazar.

CHAIR MAYFIELD: Mr. Miller, is language in this resolution similar to that? To those bills that were out there?

MR. MILLER: Mr. Chair, I believe that the general sentiment contained within those pieces of legislation is also contained within this resolution.

CHAIR MAYFIELD: And not to get into specificity of it but the therefore be it resolved, I would like to see what percentage would be coming to local governments and the exact purposes that they would be utilized for, because how I read it right here it's for the purpose of assisting local governments to provide services to tribal governments and communities. With many of these whereases it talks about fire protection, law enforcement protection, solid waste – we've been talking about solid waste for some time. So I just want to know how that would be discussed or deliberated or decided if this was successful and/or fruitful.

MR. MILLER: Mr. Chair, I don't recall the exact contributive amounts within the state proposed legislation but I can check into that and perhaps include that within any further discussions with the tribal governments.

COMMISSIONER CHAVEZ: Mr. Chair.

CHAIR MAYFIELD: Commissioner Chavez, please.

COMMISSIONER CHAVEZ: I'll respond to that as best I can. I guess we want to get to – I thought we wanted to get to first base and then in the negotiations of the gaming compact, those details would be fleshed out. Because I think first, to get to first base we need to make a statement in this resolution that would allow tribal governments to negotiate that revenue sharing. I don't think that's – and it's been discussed before. There's been legislation introduced to try to encourage that. It hasn't happened. This is another attempt to try to do that, but more at the front end as we're negotiating a specific gaming compact that's not mentioned in this resolution. The resolution is broad so that it doesn't leave anyone out, but when we come to the specific gaming compact that will expire first, in 2015, tribal government wanted the option to discuss or to negotiate revenue sharing in that process.

CHAIR MAYFIELD: Thank you.

COMMISSIONER CHAVEZ: So I think there are some unknowns. We're treading new territory. Well, we're regurgitating a discussion that really had not gotten off dead center, and I think this is an attempt to try to get that discussion off dead center and maybe moving in a forward direction. I don't know if that's going to happen. I was just willing to accommodate a governor in his request to strike a discussion at this level, not during the legislative session. So I think that's the one big difference.

But it was encouraging to me that we at least had that option and I think the services that are pointed out are the obvious services like law enforcement, fire, emergency response,

solid waste and animal control services. I think those are the most critical services that we want to be sure that we can provide first, but we can add to that list. Can we afford it? I don't know, but I thought this was a good starting point.

CHAIR MAYFIELD: Thank you. Manager Miller, if I can really quick – and if you know from your past capacities as our DFA Secretary, what portion or can you identify or quantify what portion from current cost share agreements as they are with the State of New Mexico, how they trickle down to local governments? Is there any way we could – or it just goes into a big pot, right?

MS. MILLER: Mr. Chair, they go into the general fund and so that was always a subject of discussion as to that being actually separated out but as they were negotiated into the last compact it just went straight to the general fund.

CHAIR MAYFIELD: And that's just how general fund dollars get allocated is how they get allocated.

MS. MILLER: Mr. Chair, previously there was excess funds in the general fund to do capital projects so up until 2008, 2009, quite often they were general fund dollars that went to capital projects, but that has not happened, I think just severance tax since the last economic downturn. And so this has been an issue for a while, a discussion of how would you actually attribute some of those dollars, not going straight to state operations but back into local government projects.

CHAIR MAYFIELD: And on that, Manager Miller, so as far as funding of our public schools, is that strictly done through our State Land Office or is it through also the general fund mechanism where we could have a component of our public schools in this.

MS. MILLER: Mr. Chair, the public schools are funded through a variety of methods but there's some that – it goes through a formula when it goes on an on-student basis and then goes through severance tax funds for their capital needs. So that's one of the components of the severance tax allocation and it goes to – half of it more or less goes to public schools. If they get any other state funding it actually is offset when they're awarded through that public schools capital outlay process.

The rest goes off of the land grant permanent funds by formula. It's a certain percentage distribution of the revenues. That and general fund and federal funds go to feed the formula that goes on a per-student basis.

CHAIR MAYFIELD: Thank you. Commissioners, any other comments? Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Yes. I really believe that this resolution, even though it's not specific, I think it does stand on its own. It raises the question of local governments like Santa Fe County partnering with tribal governments in the area in a coordinated way to provide a variety of public services. It mentions that – and I support this – Santa Fe County supports the self-governing authority provided to tribal government by the United States Congress and supports recognition of tribal governments' authority to negotiate gaming compacts which dedicate a portion of the revenue sharing to local governments.

And so I would like to make a motion to approve this resolution, hope for a second –

COMMISSIONER HOLIAN: I'll second.

COMMISSIONER CHAVEZ: Thank you. And then under discussion I think that – I'm hoping that this will just be a ripple in the pond and that our intergovernmental staff person, Hvtce, can communicate with the other pueblo members, tribal members, and see if and when they might be ready to renegotiate their gaming compacts and consider revenue sharing at that point in time. Because I don't think it closes any of that off. So that would be my hope in adopting this and then keeping the discussion going as we move forward.

CHAIR MAYFIELD: Thank you. Discussion. And Hvtce, just so I'm aware and I believe I'm aware of most things that happen, but in one whereas from Commissioner Chavez' resolution, Santa Fe County has partnered with tribal governments to coordinate a variety of public services including law enforcement, fire and emergency response services, solid waste and animal control. So I pretty much know the partnership with the majority of them but animal control services – where and when have we partnered?

MR. MILLER: Mr. Chair, currently Santa Fe County does have JPAs in place with the Pueblo of Tesuque and I believe the Pueblo of San Ildefonso and there was current discussion with the Pueblo of Pojoaque for a JPA in regards to animal control services.

CHAIR MAYFIELD: So on that, Mr. Miller, would they recognize our animal control ordinances also, or how does that JPA set up on animal control services?

MR. MILLER: Mr. Chair, in a short summary, it basically authorized Santa Fe County Animal Control to provide its services as they do now in the rest of the county, only with the exception that the Santa Fe County Sheriff's Office, Animal Control Division informs the Governor's Office if there's any action regarding animal control to take place on tribal lands.

CHAIR MAYFIELD: Great. Thanks. I wasn't aware of that. Thank you. Commissioners, seeing no other questions we have a motion and a second in front of us.

**The motion passed by unanimous [4-0] voice vote with Commissioner Stefanics abstaining.**

MS. MILLER: Mr. Chair, could I just clarify for the recorder that on the Assessor's plan, the vote was 3-2. [See above.]

CHAIR MAYFIELD: Thank you for that clarification. Commissioner Stefanics.

COMMISSIONER STEFANICS: Mr. Chair, I did not vote for this and I have an issue – it's not a no vote. I think that the resolution needs some further clarification and I just wanted to explain why I abstained. Thank you very much.

CHAIR MAYFIELD: And also I do want to say this: I did support it because I would like to see some of this revenue coming to our local government but I do believe that it definitely, as Commissioner Chavez said, is kind of like the first phase and it definitely does need further clarification. Thank you. Thank you for that explanation.

**IV. A. 1. Resolution No. 2014-34, a Resolution for Santa Fe County to Join Other Local Governments Across the Country in Requesting From Congress a National Freight Fee for Hazardous Materials; to Improve Rail Safety and Help to Respond to Various Types of Disasters with Better Route Planning and Strict Rules for Classifying Hazardous Materials Before Shipment**

CHAIR MAYFIELD: Excuse me, Commissioner Stefanics. Do we have anybody from Fire here, if they're in the back? Because I'm going to ask some questions. Thank you. Please, Commissioner.

COMMISSIONER STEFANICS: Okay. In the *Governing* magazine, two, three issues ago, I learned about an initiative that cities and counties are involved with, and if you look at the last page of the resolution it is requesting our County to join with other governments across the country to ask Congress to look at the imposition of a national freight fee for the transport or shipment of hazardous materials, better route planning by companies that transport or ship hazardous materials, and stricter rules that classify hazardous materials before transport or shipment to improve rail safety and help to respond to disasters involving hazardous materials.

Mr. Chair, I know that we have an ordinance on a road weight limit, but this is a national effort, as several entities believe that Congress could effect some of the public safety in the future.

CHAIR MAYFIELD: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I'd like to thank Commissioner Stefanics for allowing me to sign on to this resolution. We know that we have an ever depleting infrastructure system in the United States. We know that we could always have safer methodologies for transport. I think this resolution moves us in the direction of attaining that, hopefully, at some point. And so we need to improve our infrastructure and we need to make sure that the appropriate infrastructure is utilized when transporting any type of material, especially hazardous materials. Thank you, Mr. Chair. Thank you, Commissioner Stefanics.

CHAIR MAYFIELD: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Commissioner Stefanics, for bringing this forward. I don't know if the version that we have in our packet is the final version, but there are a few typos. For example, A resolution for Santa Fe County to join other local governments across the country, it should be, and that same error is in the first whereas and it's also in the Now, therefore be it resolved, "county" needs to be changed to "country". I just thought I'd point that out. I also wanted to ask, is this being sponsored by NACo?

COMMISSIONER STEFANICS: This is an individual effort right now that is being done by cities and counties and I believe NACo will take it up at their annual

conference but they haven't brought it forward to us. If we pass it I'll test it at the New Mexico Association of Counties but I don't know if it will fly there. The state of Illinois has become very involved in this, the state of Pennsylvania. Some of the states that have had some problems or some spills got very involved, and that's just in reading. The *Governing* magazine is where I learned about this and in fact the article had some specific language and I just copied it into this resolution. Thank you.

COMMISSIONER HOLIAN: Well, I also – in one of the whereas statements it was noted that the US National Transportation Safety Board, and the Transportation Safety Board of Canada called for better route planning that avoids densely populated areas and I'm certainly very much in favor of that. But there's another concern to me as a County Commissioner that is related to safety and is not really addressed in here, and that is where and how hazardous materials are loaded on to rail freight cars. And I wondered if you would be open to the idea of adding a number 4, under the Now therefore be it resolved clause and I have some wording for that. Number 4, stricter controls on locations allowed for loading hazardous materials onto rail freight cars. So that says –

COMMISSIONER STEFANICS: Could you repeat that?

COMMISSIONER HOLIAN: Okay. So after number 3, which says that they should impose stricter rules that classify hazardous materials before transport and shipment, and stricter controls on locations that are allowed for loading hazardous materials onto rail freight cars.

COMMISSIONER STEFANICS: I'm fine with that if Commissioner Anaya is.

COMMISSIONER ANAYA: I'm fine with that.

COMMISSIONER HOLIAN: Thank you.

CHAIR MAYFIELD: Commissioner Chavez, please.

COMMISSIONER CHAVEZ: Yes. This is off topic just a bit, and I want to just throw this into the mix now because I wish that we could ask a request from Congress a better funding mechanism for rail service in general. And I say that specific to the Amtrak proposal to reroute their line, I think they're going to reroute it only in Colorado and New Mexico, if I'm understanding correct, and Kansas. And they're asking only those three states to partner with them for the maintenance of that section of the line where they'll reroute it. Off topic just a bit, but when we're talking about improving rail safety I'm kind of wondering how much of that rail system is going to be left if Amtrak does what they want. And so it's not really germane but I just wanted to for the record have that as part of this discussion and see if it's a separate initiative or if it can be included. I don't know.

COMMISSIONER STEFANICS: Mr. Chair, I do see it as a separate initiative. This really is about transporting hazardous materials. I do believe that we will eventually need to address the other topic that Commissioner Chavez brought up. The MPO discussed it and we looked at an old resolution that the County Commission had done and it wasn't adequate about the funding for maintenance of rails, but this could actually affect any freight rails, not just Amtrak. So this could be in any part of our state, in any part of our county that's

consider a freight rail.

COMMISSIONER CHAVEZ: No, I really support the resolution. I just wanted to throw that other little piece in there, maybe just as a reminder. So that says that we have to work on that as a separate initiative and we'll save that for later. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, as to Commissioner Chavez' comments, I'd be happy to work with him on a follow-up resolution that addresses specifically Amtrak and those funding issues. I also wanted to make comments relative to the resolution in front of us that my support of this resolution speaks to the reality that we have hazardous materials that must travel from point A to point B but not every route and not every transit system has the capacity or the safety mechanisms in place to withstand those needs. So we will have hazardous materials traveling on routes throughout New Mexico. We have a need for that, but that every route and every community is not the right place for all types of material and all types of transit.

I would add that it took many, many years and millions and millions of dollars to establish corridors to deal with the Waste Isolation Pilot Project plan. Millions and millions of dollars were spent on routes, and secondary routes targeted at that particular project before any road, any truck ever hit the pavement. And so I think the intent of this ordinance or this resolution says that we should have those same standards and high standards to ensure the safety of all communities involved in any transit of hazardous materials. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you, Commissioners and Commissioner Anaya, you brought up a point that I was going to discuss so I asked Chief Sperling to come in. And being very specific to our WIPP route, there are federal dollars that are afforded to us under the State Fire Marshal's Office. We had dedicated personnel to the educational components of that, to the training components of that, and to even public outreach components of that. Chief Sperling, can you elaborate a little bit more on that, please?

CHIEF SPERLING: Thank you, Mr. Chair. We do receive an annual grant amount in regards to the WIPP program from the State Fire Marshal's Office that's used for training of our personnel and purchase of equipment specific to responding to potential accidents along the WIPP route that goes through Santa Fe County. That grant is administered by our Emergency Manager, Martin Vigil.

CHAIR MAYFIELD: Thank you. And Commissioners, I guess my question is the imposition of a – and I support this; I want you all to know that – the imposition of a national freight fee for the transportation or shipment of hazardous materials. Does that just kind of jump into that big old box of federal dollars or is that something that we're going to specifically ask for to be distributed back to local governments for training and to reinforce the State Fire Marshal's Office.

COMMISSIONER STEFANICS: Mr. Chair, on the first page it says Whereas, the fee would fund new investments in infrastructure, first responders in the locations of



disasters involving hazardous materials, and rebuilding efforts necessitated by disasters involving hazardous materials.

CHAIR MAYFIELD: And again, Commissioner Stefanics, I guess with this resolution, is that just a general fund or do then local governments need to apply to access those dollars? If it's fruitful.

COMMISSIONER STEFANICS: Well, this really is addressing infrastructure and then disasters. And if we had first responders in a disaster area I would think that our state and local Fire would be eligible for funds.

CHAIR MAYFIELD: [inaudible] grant funding. Similar to I think – kind of similar to how we go after our WIPP dollars, correct?

CHIEF SPERLING: Mr. Chair, Commissioner Stefanics, I would agree that those dollars if made accessible to us would be utilized for those in the path of transportation corridors and training and equipment needs.

CHAIR MAYFIELD: Thank you. Thank you, Commissioners.

COMMISSIONER STEFANICS: I'll make a motion to approve Resolution No. 2014-34 as amended.

COMMISSIONER ANAYA: Second.

CHAIR MAYFIELD: We have a motion and a second. Seeing no further discussion.

**The motion to approve the resolution as amended passed by unanimous [5-0] voice vote.**

CHAIR MAYFIELD: Thank you, Chief Sperling.

CHIEF SPERLING: Thank you, Mr. Chair.

**IV. A. 2. Resolution No. 2014-35, a Resolution Creating an Arts, Culture and Cultural Tourism Committee**

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. I'll try to be brief on this. This is not a new idea. As is mentioned in the memo the Board of County Commissioners did previously adopt Resolution 2008-111, creating the Arts, Cultural and Entertainment Task Force, which was tasked with creating an arts, cultural and entertainment policy. The task force was dissolved in 2010 and the intent of this resolution is to reconstitute ACE as the ACTC, which is the Arts, Cultural and Tourism Committee.

I would also like to state, because the memo isn't clear on this but this is also part of the economic development plan that we just adopted and David Griscom, if you could come forward please, because this is something that you're pretty much tasked with. So this resolution and this committee would be part of – is part of that economic development plan. What was most encouraging to me in that economic development plan is that it recognized the arts and culture as a significant portion of our economy and it has language about

branding products that are produced in the area. It talks about promoting those items that are authentic, which we have many. We have a lot of talented people, artists and craftsmen in our community that are producing a high quality art and craft. A lot of the work that's done can be considered indigenous because it predates our US history and so the economic development plan I think recognizes all of those components and those features. This resolution is trying to capture the spirit of the economic development plan in bringing this component forward.

And so without reading all of it, that would sort of summarize the intent of the resolution, and then there are a couple of tasks or duties that have been identified that we would ask the committee to start working on. So, David, did I leave anything out or do you want to add anything to my summary?

DAVID GRISCOM (Economic Development Manager): Mr. Chair, Commissioner Chavez, one point of clarification, the economic development plan has not been adopted yet. We hope to have it on the May 13<sup>th</sup> agenda. It's being published, title and general summary, I believe today in the Albuquerque *Journal*. So just a point of clarification.

COMMISSIONER CHAVEZ: Okay, so I appreciate that. So this resolution will be jumping ahead just a little bit of that formal adoption, but this is still part of that economic development plan.

MR. GRISCOM: Mr. Chair, Commissioner Chavez, that's correct. It's referenced in the economic development plan in a variety of different places, most notably on page 16 where it calls for establishing a new Arts and Culture Committee, picking up where the previous ACE Committee left off, Arts, Culture and Entertainment. It's also referenced on page 28 in the recommendations or the action plan of the economic development plan, policy 1.5.

COMMISSIONER CHAVEZ: And then what about paragraph 10, the following duties? Are those duties outside of what the economic development plan would suggest?

MR. GRISCOM: Mr. Chair, Commissioner Chavez, all of the items listed under Section 10, A, B, and C, are well within the scope of the economic development plan. Those items represent the various elements that the committee would look into, and the language is purposefully broad to give the committee some leeway as to how it wants to – which areas to look into and how it wants to conduct itself, if you will. But all of those items, A, B, and C are envisioned within the economic development plan.

COMMISSIONER CHAVEZ: Okay. Thank you, Mr. Chair. Those are all the questions or comments I have for now.

CHAIR MAYFIELD: Thank you, Commissioner Chavez. [inaudible] Mr. Griscom, as far as the background, the 2008-111 resolution, what – I guess what was the product of that resolution?

MR. GRISCOM: Mr. Chair, the ACE Task Force, the Arts, Culture and Entertainment, as near as I can tell produced three things. I didn't find any overarching report that came out of the task force, but it produced an inventory of major venues and events and

infrastructure needs for the communities of Chimayo, La Cienega and Madrid. It produced a La Cienega calendar project which I believe, if I'm not mistaken are those calendars on the wall. I'd have to get someone to clarify that but I believe it produced that and it also produced the fall festival at the Downs.

CHAIR MAYFIELD: Thank you.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: It also solidified some of the concerns and arts and crafts activities down in Madrid.

CHAIR MAYFIELD: I was just looking at – so we would have to build this into our budget request, because you're asking for an FTE or partial FTE?

MR. GRISCOM: Mr. Chair, Commissioners, I'm not asking for an FTE. You do have an FIR in your packet. It's merely my time, staff time.

CHAIR MAYFIELD: And I just thought I read in here somewhere that we might need to create an FTE. Under explanation and revenue, explain expenditures – Okay, that's just it for a new FTE. So this could be still done with your current staff time?

MR. GRISCOM: Correct. I'm anticipating spending some time on this.

CHAIR MAYFIELD: Commissioner Chavez, your thoughts on that.

COMMISSIONER CHAVEZ: No, I think that we're starting off conservative. The fiscal impact only includes staff time right now and I do appreciate that staff time is recognized for this because I'm sure David has other things that he'll be working on in the course of the year. But we'll be adding this to his list and it sounds like it's a minimal – he's suggesting that he'll have about an average of five hours a week dedicate to this, but I think that might be in the initial – to initially set it up, I'm hoping that your staff time will be less as the committee sort of gets in motion. So right now it's staff time and I think it's conservative.

CHAIR MAYFIELD: You don't think we have a need for a new FTE.

COMMISSIONER CHAVEZ: No, no. Not at this time. No. I think we need to see where the committee goes and see how successful they are and if the committee and volunteer efforts, along with staff effort can move things forward then I think that's good.

CHAIR MAYFIELD: And then there was a request to use some of the Lodgers' tax dollars. That's pretty easily done, Manager Miller, if we just ask them to push some over? Vice Chairman Anaya.

COMMISSIONER ANAYA: Mr. Chair, Commissioner Chavez, this is something that has been discussed for some time. I'm appreciative of your work to engage it. Arts and culture and cultural tourism are around us constantly and continuously in Santa Fe County. We have many opportunities that we can piggyback on with community arts and crafts festivals and other events that are ongoing and to collaborate and work to enhance those and help those succeed and prosper. So I'm excited about the resolution and the potential it brings to draw more support and attention to the County in a very positive place. So thank you.

CHAIR MAYFIELD: Thank you. Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. I'll go ahead and make a motion to approve Resolution 2014-35.

COMMISSIONER HOLIAN: Second.

COMMISSIONER CHAVEZ: And I think on this, I appreciate the support and I know that again, it's not a new idea. I think that we can build on the strengths that we have. I'm hoping that the committee will focus on some of the components that collectively we've missed, which is the branding and the focusing on the authenticity because we have the ingredients. So everything is in here. I think it's just a matter of time and hoping that the committee can embrace this and get the work done.

CHAIR MAYFIELD: Thank you, Commissioner Chavez. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I noted that under the cultural tourism industry definition it includes heritage tourism, ecotourism and agritourism, so I just wanted to make the request that this committee be aware of what the Food Policy Council is doing because they are working on various ways of promoting agriculture in our area and doing sort of a Santa Fe branding initiative, for example. So I think that they could work well together on that one aspect. I just wanted to sort of make you aware of that.

COMMISSIONER CHAVEZ: I think that's good and wherever we can expand on our quality and authenticity, whether it's in food or furniture I think we need to do that, because we are very unique in the area and there are other communities that would die for what we have. We don't have to fabricate anything; we don't have to stage anything. We have what's real. That's our foundation and I hope that the committee will embrace that and follow your lead on the Food Policy Committee and have them engaged in this process.

CHAIR MAYFIELD: Thank you, Commissioners, We have a motion and a second but I'll go out to public comment. Anyone from the public wishing to comment on this resolution? Seeing none.

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

CHAIR MAYFIELD: Commissioners, I will go back really quick to the prior resolution on the revenue sharing agreement. Is there any desire of the public to comment on that resolution? Seeing none, we'll move on.

**IV. B. Ordinances**

- 1. Request Approval of Ordinance No. 2014-\_\_\_\_, an Ordinance Amending Ordinance No. 2012-7 (Amending Ordinance 2010-5 to Extend the Time During which Permits Will Remain Valid), to Ensure That Residential Solid Waste Permits Sold for Fiscal Year 2015 and Each Year Thereafter Shall Not Expire Until Fully Utilized (First Public Hearing)**

ADAM LEIGLAND (Public Works Director): Mr. Chair, Commissioners, if you recall at the end of March meeting the Solid Waste Task Force recommendations were presented, not for approval but just for discussion, but one thing that was brought for approval or actually at the time just approval to publish title and general summary was an ordinance change to make solid waste permits not expire at the end of the fiscal year. So to remind you, currently under our current ordinance, each permit is 24 punches but it expires at the end of the fiscal year regardless of how many punches are left. So the task force recommended that we make them not expiring and so we brought that forward for approval. At the time you asked that we bring them back for two public hearings. This is the first public hearing.

Included in your packet is also an amendment suggested to make it retroactive to FY 14 so you'll actually see two versions of the ordinance amendment in your packet, one, the original proposal from the task force and then the one requested amendment, and then you'll also find an FIR for each one of those two proposals. It's a little bit difficult to predict what would happen under the FY 15 because we are proposing –the Solid Waste Task Force is proposing a number of other permit changes. We believe that if we adopt those, if they are adopted then the fiscal ramifications of the FY 15 changes will be small. But if we do make it retroactive there will be some fiscal impacts that will be hard to recover from.

So this is the first. We will come back to you at the end of May meeting for the second public hearing, and with that, Commissioners, I'll stand for any questions.

CHAIR MAYFIELD: [inaudible]

JOE EIGNER: Chairman Mayfield and members of the Board, I hope you're enjoying as I do los vientos serenos de la primavera, the gentle spring breezes. My name is Joe Eigner. I'm representing Eldorado 285 Recycles. As you know, we work to increase recycling and composting and to reduce landfilling. We are here today to support the Solid Waste Task Force's recommendation on allowing convenience center permits to remain valid until fully used, starting in fiscal year 2015. We interact frequently with the patrons of the Eldorado convenience center and we often hear complaints about paying for trips that can never be used.

From a public relations point of view ending the expiration feature of convenience center permits is a good idea. We think that extending that idea to existing permits is a less good idea for these reasons. One, patrons who purchased fiscal year 2014 permits did so knowing they would expire at the end of the year. Two, significant income that is needed to

operate the convenience centers would be lost in fiscal years 2015 and 2016. Three, these funds would have to be made up from the general fund. Four, about 80 percent of unincorporated county households don't make use of the convenience centers. Their taxes subsidize the 20 percent of us that do, while they pay some \$300 per year for curbside trash service. So asking them to subsidize a larger share of convenience center costs seems unfair.

We would like to add that we also support the task force's idea of introducing six- and 12-trip permits in the future. We think the 24-trip permit is unnecessary. This is because we believe that many fewer trips to dump trash bound for the landfill would be needed if patrons made full use of the many free recycling opportunities the convenience centers offer. We have shown that with little effort half of household discards can be recycled at Santa Fe County convenience centers, see Recyclopedia tip #4 on our website, Eldorado 285 Recycles.org. And adding backyard composting of food scraps can reduce household waste going to the landfill to 20 percent.

Finally, we believe that trash disposal should be treated as a utility service just like water, gas, electricity, telephone and internet. Its cost should reflect how much each home uses. We would therefore like to see more emphasis on a pay as you throw fee structure at the convenience centers. Experience nationwide shows that this type of economic incentive usually doubles recycling rates. Currently the bag sticker program at the convenience centers is a good example of pay as you throw. Thank you. I would be very happy to try to answer any questions you might have.

CHAIR MAYFIELD: [inaudible]

COMMISSIONER CHAVEZ: I just want to expand on a comment that was just made regarding the loss of revenue. In the fiscal impact report it's estimated that the revenue lost, if we make it retroactive to fiscal year 2014 will result in a loss of revenue estimated to be between \$150,000 and \$200,000 a year. It may reduce revenue for fiscal year 2016 and beyond. So Adam, could you explain that a little bit further, because if the revenue loss is submitted to be between \$150,000 and \$200,000 a year, is that in perpetuity or just for two years?

MR. LEIGLAND: Mr. Chair, Commissioner Chavez, actually that would just be in FY15. As I mentioned earlier it's hard to predict what future behavior will be because we will be asking to roll in a lot of other changes and so you would have to look at everything holistically. But we arrived at that number because we know how many permits we sold in FY 14. The number is about 5,400. We have a good idea of how many total punches have been used on those and so we estimate at the end of fiscal year there'll be a certain amount of remaining punches, unused permit capacity, if you will.

And so just to give you an idea, the average permit, people only use 14 of the 24 punches, which as an aside, demonstrates why I think the public has been so ready for us to make the permits not expire because the public is leaving on average ten punches. They feel like they're leaving ten punches on the table at the end of every fiscal year. But if we make that retroactive to the FY 14 punches, that's ten punches they won't have to purchase in FY 15 if you will. So since that's about 40 percent of the total punch capacity, for lack of a better

term, that is 40 percent of the total budget. So that's how we arrived at that number. And in your packet you'll actually see a spreadsheet behind the fiscal impact that sums that up, so it shows you the total punches, the total permits and total number of punches that have been used so far. So that's how we arrived at that number. In FY 15, as I mentioned, it's a little bit hard to predict because we're hoping that before the fiscal year is out people will have the opportunity to buy different punches and they will be priced differently. And so the revenue picture will evolve over the fiscal year.

COMMISSIONER CHAVEZ: So then is it the concept to issue, to sell fewer than 24 trips a year, since they're not being used?

MR. LEIGLAND: Mr. Chair, Commissioner Chavez, we think that rolling in six- and 12-punch permits will change but what will happen, and this gets to what Mr. Eigner said about pay as you throw, right now, people buy 24 punches and so since they know they're not going to use the entire number of punches over the year, each individual punch has no value, really, to them. Because they know that they're going to have ten left over. But if the permit does not expire then suddenly each punch has value, because they know that the sooner they use it up the sooner they're going to have to buy a new punch. So that gets to a modified pay as you thrown.

And so it's, again, we'll be seeing different use behavior. I believe also by making the permits not expire we will see less permit sharing among households. We know that happens now. It's hard to track. We've made some estimates based on volumes and punches that maybe 15 percent or so of punches are shared among different households, because they know, again, they're not using all of them. But if a punch suddenly has value we may see fewer sharing behavior, and again, that might direct more permits to be sold.

So that's why it's hard to predict what FY 15 you'll see a lot of behavioral changes, positive ones, we hope.

COMMISSIONER CHAVEZ: And do you see that if the revenue loss is \$200,000 a year, how will that be reconciled?

MR. LEIGLAND: Well, Mr. Chair, Commissioner Chavez, currently, the permit revenue sales recover about 15 percent of the total solid waste budget, and then about 25 of 30 percent is recovered through the environmental GRT and the remainder comes from the general fund. So I imagine that if revenue from permit sales are lower I imagine that the remainder would come from the general fund. That would ultimately be up to the Commission through the budgeting process but that would be my supposition.

COMMISSIONER CHAVEZ: Okay. I guess it's just something to take into consideration. Thank you, Mr. Chair.

CHAIR MAYFIELD: [inaudible]

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Adam, when will the permits for fiscal year 2015 come on sale?

MR. LEIGLAND: Mr. Chair, Commissioner Holian, typically it's now. We've been kind of waiting to see what this would look like but we would be advertising them now and they would go on sale. I think they're on sale now, and then people can buy them so that

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when the new fiscal year starts they're ready to go.

COMMISSIONER HOLIAN: When will we create the six-trip and the 12-trip options?

MR. LEIGLAND: Commissioner Holian, what we're anticipating, and I think I mentioned it; maybe I didn't. Is that we would roll those are to start in January, because one of the things we learned is that customers have never really understood why the permits go from July to July because they don't understand our fiscal year. To them it's more logical January to December. So we were thinking that we would roll out the six and the 12 to begin – they would be on sale starting in January of 2015 calendar year basis.

COMMISSIONER HOLIAN: Well, my question is why we couldn't roll them out right away, because the thing is if starting in fiscal year 2015 the permits don't expire anyway, what difference does it make what time of year people buy them?

MR. LEIGLAND: Mr. Chair, Commissioner Holian, that's fine. Yes, we were planning on bringing the entire Solid Waste Task Force recommendations for you before you in July, and so at that time we could – that would require another ordinance change. And so at that time we could start that process, if that's – what you say makes sense.

COMMISSIONER HOLIAN: Thank you. I just want to sort of let you all know where I stand on this issue. It was a really strong recommendation of the Solid Waste Task Force that we offer more of a variety of permits, that is a six-trip option, a 12-trip option, and a 24-trip option, although I question whether we really need a 24-trip option if people can buy two 12s. But in any event, it was also a strong recommendation that they never expire. So I am very much in favor of starting in fiscal year 2015 creating permits that don't expire and I would like to see the six-trip and the 12-trip be available as soon as possible.

But for the reasons that Mr. Eigner outlined pretty much I see no need to waive expiration of the permits that were bought in this fiscal year because, first of all, people bought them with the knowledge that they were going to expire, and also it would be a significant fiscal burden on the utility for the coming fiscal year if we were to have retroactive unexpiration of permits that already exist. So therefore I do support option #1 on the ordinances that were put in front of us but not option #2. Thank you.

CHAIR MAYFIELD: Thank you. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. In the past few years we have extended the use of our permits through the month of July, and hopefully, it might spur some people to do some cleanup and to get some loads of trash and fire items out to the transfer stations. So do you have an opinion about extending it just for the month for this year and then starting the new process in the next fiscal year. I understand you've made some recommendations.

MR. LEIGLAND: Mr. Chair, Commissioner Stefanics, well, they already are extended into July, so just to remind you, the 2010 Solid Waste Ordinance had a fee schedule whereby every year the permits would go up in price, and so in 2012 they were \$75. In 2013, \$85, and so on. And so the Commission when they convened the Solid Waste Task Force, in



anticipation of any changes that might be brought forward, you froze the fee at \$75 and you also extended them to July. So that's what's the case now. So I guess to answer your question, it's already in place going into July that the making the permits valid until the end of July is already in place. So I see no reason to change that. I think that we're going to roll out something that's going to be very popular. So maybe people will forego buying them by one month because they know they still have the 2014. We didn't see too much of that behavior, really, in the last year, which was the first year it was in place. We didn't see the buying behavior change that much. The buying behavior peaks in May and June, and that's what we saw last year.

COMMISSIONER STEFANICS: So, could I just ask one more question? Are we voting tonight or is the first public hearing?

CHAIR MAYFIELD: First public hearing.

COMMISSIONER STEFANICS: Okay. Thank you.

CHAIR MAYFIELD: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. This is a question for our County Manager. As I recall, when we created the Solid Waste Task Force we put a moratorium on any price increases on the permits. Now that the task force has completed its work and is no longer extant, do those price increases go into effect?

MS. MILLER: Mr. Chair, Commissioner Holian, you are correct. There was a moratorium when we created the Solid Waste Task Force because the County Commission, I think about four years ago or so actually had adopted a schedule of increases at each fiscal year. The 24-punch permit would go up about \$10 per year or so. But at the time that the Commission created the task force to study this issue you also put a moratorium on the changes to the permit increase schedule. I do not know if that ordinance or that action actually had it when it was finished it would go back into effect. I do not think so. I think it was at that point that action would be taken based upon the recommendations.

CHAIR MAYFIELD: Commissioner Holian, also on the Solid Waste Task Force, I believe the recommendation was – that came from the Solid Waste Task Force was to impose the new fees, or not to impose, but suggest the new fees once this is adopted. So I just could throw that out there also.

COMMISSIONER HOLIAN: Thank you.

CHAIR MAYFIELD: So, Mr. Leigland, going back to 2014, knowing that these permits right now, we did do an extension through July, correct? That's the beginning of July or the end of July?

MR. LEIGLAND: Mr. Chair, the end of July, so they have 30 more days.

CHAIR MAYFIELD: So with that, and I guess they were arguably 24 punches that were purchased. Do we have any residents – do you have any data of any residents who have now gone, say today, saying we ran out of 24 punches; we need to buy a whole new punch card for the next two months, next three months?

MR. LEIGLAND: Mr. Chair, we can get that data but I don't have that data in front of me. I think it's very rare that we see that. In fact I have known only one case where

that's happened, that they used their 24<sup>th</sup> punch at the end of May, so I think they just let their solid waste build up for a month. They bought the new one and then they waited for a month.

CHAIR MAYFIELD: We want people doing that. They could either buy I guess a one or –

MR. LEIGLAND: They can buy the bag tags. They can buy one-trip permits as well.

CHAIR MAYFIELD: Just totally purchase the 24-punch permit.

MR. LEIGLAND: We do have \$15 one-trip permits too.

CHAIR MAYFIELD: Thank you. Vice Chairman Anaya.

COMMISSIONER ANAYA: Mr. Chair, I'm going to reserve the balance of my comments for the next meeting but I'll make one comment and that is that businesses, Giant gas station or Walmart, restaurants or entrepreneurial businesses, are set up to generate a profit and generate it by a profit motive. County government is not generated by a profit motive; we are generated by a motive to provide a service and to expend taxpayer dollars in a responsible manner, and also keeping an eye where we can to even save to even save taxpayers dollars. So I just want to put that forward. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you. This is a public hearing. Is there any other members from our public wishing to comment on this? I'd even go as far as asking staff to comment on this as they've been very instrumental with this ordinance in front of us. I just want to say thank you to our Solid Waste Task Force and to all staff. They put a lot of time and effort into this. This is the first public hearing. We do hopefully have a listening audience and a audience watching us on television. Mr. Leigland, what is the date for our second public hearing and maybe we could generate some more public hear to talk about this.

MR. LEIGLAND: Mr. Chair, it will be at the second meeting in May, which is May 25<sup>th</sup> I believe is the date.

CHAIR MAYFIELD: Everybody listening, May 25<sup>th</sup> we will most likely bring this for final action and we would welcome any public comment and Dr. Eigner, thank you for being here. Could we get copies of your notes, Dr. Eigner? *[Exhibits 2 and 3]* Thank you. With that the public hearing is closed on this meeting and we will be going to a second meeting.

[The Commission recessed from 5:36 to 5:56.]

**IV. C. Purchasing Items**

**1. Requesting Approval for Price Agreements No. 2014-0263-A-PW/MS Various Specified Oils and Emulsions with Western Emulsions, Inc. and No. 2014-0263-B-PW/MS Various Specified Oils and Emulsions with Holly Frontier Refining and Marketing, LLC**

BILL TAYLOR (Purchasing Director): Thank you, Mr. Chair and Commissioners. The oils and emulsions will be used for road maintenance, preservation of pavement projects throughout the county. The Purchasing Division issued in March an IFB for multiple award. This will allow the County to purchase from multiple vendors. In this case we had two bidders, bids received. Western Emulsions from Roswell, New Mexico, and Holly Frontier Refining and Marketing out of Albuquerque. And I would like to note that there is availability of another vendor on the statewide price agreement through NMDOT, just as a side note. So we have some latitude and flexibility with procurement of those products for the County. I'll stand for questions.

CHAIR MAYFIELD: Thank you. Vice Chairman Anaya.

COMMISSIONER ANAYA: Move for approval.

COMMISSIONER CHAVEZ: Second.

CHAIR MAYFIELD: Motion and a second.

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

**IV. C. 2. Request Approval of Lease Agreement No. 2014-0027-PW/GG Amendment No. 1 Between Santa Fe County and Christus St. Vincent Medical Center Located at 2052 Galisteo Street to Decrease the Leased Office Space from 6,439 Square Feet to 4,374 Square Feet to Operate a Sobering Center and CARE Connection Program in Santa Fe County**

MR. TAYLOR: Thank you, Mr. Chair. This space of course is owned by the County and we lease this space to Christus St. Vincent. HSD has been working with the hospital on that space and as you stated, Mr. Chair, the space is a reduction which is a savings to the County of approximately \$30,000 a year. With that, Mr. Chair, I'll stand for questions.

CHAIR MAYFIELD: Questions? Yes, Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. Bill, or maybe somebody else, is it just because there aren't as many clients or they've reconfigured their services? Do we know why?

MR. TAYLOR: Mr. Chair, Commissioner Stefanics, from what I understand,

the CARE Connection will be reduced somewhat but the sobering services is in full function at this facility. The initiation of that I understood was by both parties, agreed to reduce the space and needed that space, but that's what I was informed, that the CARE Connection would be cut back slightly in service but the sobering services would be in full operation.

COMMISSIONER STEFANICS: Maybe Mr. Smith has something different.

GREG SMITH (Health and Human Services): Mr. Chair, Commissioner Stefanics, yes, correct. The sobering center is not reducing any of the services, so they're going to stay intact as they are and as they have been, but the CARE Connection has a reduction in their assessments of what they're being able to provide. So that's going to reduce the amount of staff that they're going to have at the CARE Connection, which is going to be the reduction of the amount of office space required.

COMMISSIONER STEFANICS: So, Mr. Chair and Greg, they're not going to come in the middle of the year and say we need that space back, are they?

MR. SMITH: Mr. Chair, Commissioner Stefanics, my understanding, no, that this is a mutual agreement between Christus St. Vincent and the County already and it's been worked out as far as actual office space. So Christus St. Vincent is on board with the amount of space that has been negotiated.

COMMISSIONER STEFANICS: Thank you, I'll move for approval.

COMMISSIONER HOLIAN: Second.

CHAIR MAYFIELD: Thank you, Commissioners. Mr. Taylor, I was just noticing that it's \$16 a square foot. Do we have any other needs for that space before we give it up within the County? I know we're paying pretty high premium dollar for rental space. It's nowhere near \$16 a square foot.

MS. MILLER: Mr. Chair, Commissioners, this is actually kind of a piece of moving several offices around. As you recall last year you were hoping to get the Assessors out of Georgia Place because we were paying a significantly higher rate, so we're actually moving Teen Court from the Bokum Building to the Health Offices over where Rachel's Office is and the DWI program is, so into this space that Christus St. Vincent was using for the CARE Connection, we'll be moving Teen Court out of Bokum over to there and then moving Assessor's staff into space over in the Bokum Building. So we're going to better utilize the current leased space.

CHAIR MAYFIELD: Thank you, Manager Miller. Vice Chairman Anaya.

COMMISSIONER ANAYA: Mr. Chair, Mr. Smith, if you could pass on – I think it would be a good idea to get an update on the sobering center and CARE Connection in a future meeting, a report from Christus. But I would also note that this particular project is very important to the entire community in making sure that people don't end up in the emergency room or end up in the jail where we don't want them. So on the expense side, I value your question as far as the cost but I think the benefit associated with having this type of facility is very imperative to us as a County and so from my perspective that helps, Mr. Chair, helps try and offset some of those costs that potentially – and I wouldn't even say we could guarantee, but potentially we would recoup in other places, just because of the sheer

need and service that's provided by the facility.

CHAIR MAYFIELD: Thank you. Commissioners, we have a motion and a second in front of us.

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

**IV. C. 3. Request Approval of Lease Agreement No. 2014-0078-PW/PL  
Amendment No. 1 Between Santa Fe County and the Española  
Public School District Extending Term of Lease for the Bennie J.  
Chavez Senior Center for an Additional Year**

MR. TAYLOR: Mr. Chair, Commissioners, thank you. We're requesting approval of this amendment #1 to extend the lease agreement for the Bennie Chavez Senior Center for an additional year. The term would run from April 30, 2014 through April 30, 2015. It's a dollar a year lease agreement and with that, Mr. Chair, I'll stand for questions.

CHAIR MAYFIELD: A dollar a year is a great deal. But, Mr. Taylor, Manager Miller, whoever, we're still looking at acquiring this property outright, correct?

MS. MILLER: Mr. Chair, yes we are. We have been in negotiations with the school district. The ball is in their court to provide us some additional information but we came to some conceptual ideas of how we might do it and that would be that the County owns the building or we pretty much have put all the investment into the building and we would look to see what the value of the land is. So we're kind of working on that issue and we look to State Property Control to help us. We haven't negotiated any kind of priorities. We were just trying to look at a perspective of how we might be able to acquire it and so the ball's in their court to actually come up with the documentation of ownership.

CHAIR MAYFIELD: Thank you. Manager Miller, we also have some bond money we pushed out for that area a long time ago for open space. It's just been sitting there dormant, not being utilized. Can you give me an update on that also, please?

MS. MILLER: Mr. Chair, we had in the last bond election, 2012 bond election, there was I believe \$259,000 or something around that amount for a park in that area. We received I believe a grant, a federal grant, long ago that required us to have a park in that area. We did put money in. The idea was that we would put it at that site, improve all the area around the Bennie J. and make that the park. That's when we really came into the issue of ownership and said, well, it would actually be best if we owned it since we've been leasing it for a dollar for 27 years or something like that, but the ownership issue was a bit in question. And we wanted to extend it for another 25 years or more. We asked them to donate it to us and that's where we came back with a – they came back with a proposal, how about just acquiring the land. So that's kind of where we are in the discussions.

CHAIR MAYFIELD: And Manager Miller, I think on that, that's why we went through a process a while back of trying to identify what properties we owned, what we

lease, what we don't, because we didn't know that we were leasing this; we thought we owned this property. We didn't have a 25-year lease for a dollar a year that expired.

MS. MILLER: Mr. Chair, that's correct.

CHAIR MAYFIELD: Thank you. Vice Chairman Anaya, please.

COMMISSIONER ANAYA: Chairman Mayfield, they do acknowledge all of the value that we've put in, as far as the resources.

CHAIR MAYFIELD: I understand that they are well aware of all the dollar improvements we've put in that facility.

MS. MILLER: Mr. Chair, Commissioner Anaya, one of the issues of the lease that we previously had, it actually had a statement about you had to renew the lease at the same terms and conditions. They wanted us to them more money and we said, no, you have to renew the lease on the same terms and conditions which was a dollar a year, or pay us for the improvements, which we went back over the last ten years and have put in over \$300,000, I believe in improvements, and that's not even including the little substation that was a Sheriff's substation that now the State Police uses. I do believe the County put that on the property.

So they did not want to compensate us for those improvements and that's where this whole issue of, well, how could we make an equitable exchange of this?

COMMISSIONER ANAYA: Well, that's good, Mr. Chair. I just want to acknowledge, I think Sombrillo Elementary is within the Espanola School District, or it's not?

CHAIR MAYFIELD: It is, vice chairman. It is.

COMMISSIONER ANAYA: Okay, so I worked here at the County when Sombrillo Elementary was constructed, and the County worked very closely with the Espanola School Board to facilitate issues associated with the construction therein and so I'm glad we're moving in the right direction, but the County has also, beyond the dollar a year lease, has always been very amenable to doing everything we could to help their school district as well. So I just wanted to offer that on the record.

CHAIR MAYFIELD: Vice chairman, thank you for bringing that up. We recently worked with Cuatro Villas Water and Santa Clara Pueblo to secure an easement to make sure that water was being provided to the Tony Quintana Elementary School in Sombrillo. So that was an endeavor that we took on last year, I believe, Katherine. So we work very well with them and tried to facilitate water needs and every other need out in that area.

COMMISSIONER ANAYA: Maybe they'll sell it for a dollar to us.

CHAIR MAYFIELD: It would be nice if they did. Commissioners, I'm going to move for approval and hope for a second.

COMMISSIONER ANAYA: Second.

CHAIR MAYFIELD: Thank you.

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

**IV. D. Miscellaneous**

**1. Request Approval of the Sale Agreement Between Santa Fe County and Susan B. Schneider For 932.3 Square Feet of Property**

ROBERT MARTINEZ (Public Works): Mr. Chair, Commissioners, yes. Ms. Schneider is interested in purchasing this 932 square feet to correct some encroachments that are on the property that she purchased a while back. The appraisal was done and paid for by Ms. Schneider and the appraised rate was \$2,350. Public Works at this time recommends the approval of this sale agreement.

CHAIR MAYFIELD: Vice Chairman Anaya, please.

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

COMMISSIONER STEFANICS: Second.

CHAIR MAYFIELD: We have a motion and a second. Seeing no other discussion.

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

**IV. E. Items from the Consent Calendar Requiring Extensive Consideration**

CHAIR MAYFIELD: We have no items from Consent that need to be discussed.

COMMISSIONER ANAYA: Mr. Chair.

CHAIR MAYFIELD: Yes.

COMMISSIONER ANAYA: Mr. Chair, I did want to say on the record that we have a process by which we approve our funds that go to capital projects and that process includes coming to the Commission and getting the approval of the Commission, so I want to thank my colleagues, Mr. Chair, yourself and Commissioner Holian, Commissioner Stefanics, and Commissioner Chavez for voting for the expenditure of those resources that go to those fire stations. Appreciate it.

CHAIR MAYFIELD: Thank you. We all work to what's good for our individual districts and collectively for Santa Fe County, so thank you, Commissioner Anaya, for bringing that.

**V. MATTERS OF PUBLIC CONCERN**

CHAIR MAYFIELD: Is there anybody here from the public wishing to address this Commission on an item that is not on this agenda tonight? Seeing none, we will

be moving on.

**VI. DISCUSSION/INFORMATION ITEMS/PRESENTATIONS**

**A. Public Input and Discussion of Aamodt Draft Joint Powers Agreement (TABLED)**

CHAIR MAYFIELD: I'll just bring this up really quick. It was tabled, but public input and discussion of Aamodt joint powers agreement, that will be held at our next Tuesday meeting to accommodate any public comment that needs to be had and that will probably start approximately at 5 pm.

**VI. B. Presentations**

**2. Presentation of a Proclamation to Recognize March 3 Through 9, 2014 as Multiple Sclerosis Awareness Week**

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I will read the proclamation and then I would like to ask Teresa Martinez to come forward because there are some activities that are happening in our area regarding Multiple Sclerosis Awareness Week. And the County is very involved with these. Santa Fe County Proclamation to Recognize March 3 through March 9 as Multiple Sclerosis Awareness Week.

Whereas, multiple sclerosis, MS, an unpredictable and often disabling disease of the central nervous system, interrupts the flow of information between the brain and the body;

Whereas, more than 2.3 million people are affected by MS worldwide;

Whereas, every hour someone in the United State is diagnosed with MS;

Whereas, the National Multiple Sclerosis Society of New Mexico reports that more than 2,900 people are living with MS in New Mexico and more than 400,000 people are affected nationwide;

Whereas, MS generally strikes adults between the ages of 25 and 50, attacking them in the prime of their lives with at least two to three women being diagnosed with the disease for every man;

Whereas, symptoms range from numbness and tingling to blindness and paralysis and the progress, severity, and specific symptoms of the disease in any one person cannot be predicted;

Whereas, in 2013, MS research continued to advance on many fronts – and here I'm not going to read all the details; they're sort of technical, I will just sum it up as saying that there's been very important research and progress in research in the fields of the genetics of people who have MS, treatments for the course of the disease, and also new treatments for many of the symptoms, and also there are improved physical therapy techniques that have come to the fore in this area as well. So continuing on:



Whereas, the National Multiple Sclerosis Society, Rio Grande Chapter, has been committed throughout the years to mobilizing people statewide and to advocating on behalf of people affected by MS and is planning several major statewide fundraisers and educational programs to raise MS awareness;

Whereas, Walk MS and Bike MS events are scheduled this year throughout New Mexico;

Whereas, Santa Fe County is committed to ensuring that there are programs and services in the community to enhance the lives of those with MS, and supports investment in research toward a cure for MS;

Whereas, a Santa Fe County team will be participating in the MS Walk scheduled for May 3<sup>rd</sup> at the Santa Fe Railyard park beginning at 9:00 am.

Now, therefore, the Board of County Commissioners of Santa Fe County hereby proclaims that we recognize March 3 through 9, 2014 as Multiple Sclerosis Awareness Week. Approved, adopted and passed on this 29<sup>th</sup> day of April, 2014, signed by the five Commissioners, Katherine Miller, County Manager, our County Attorney as well as Geraldine Salazar, our County Clerk.

So Teresa, would you like to describe the events?

TERESA MARTINEZ (Finance Director): I just want to thank you for supporting the proclamation. As she mentioned, the Awareness Week was March 3<sup>rd</sup> through the 9<sup>th</sup>. We typically hold off to do this before the Board so that it will be right before the actual walk which is Saturday morning. Starts at 9:00 am. It's at the Santa Fe Railyard park and we invite everyone to come out, walk with us or support the County walkers and it's going to have coffee and pastries and then after the walk burritos are provided for the walkers. There's usually exhibitors and booths there, doctors and other general information for people who are first coming to experience MS or who have lived with it for many years. So, thank you and please support us. Appreciate it.

COMMISSIONER HOLIAN: Thank you, Teresa.

CHAIR MAYFIELD: Commissioners. Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, Commissioner Holian, thank you for the proclamation and Teresa, Ms. Martinez, thank you for your work and the work of the group and the team.

MS. MARTINEZ: Thank you.

CHAIR MAYFIELD: Ms. Martinez, thank you also. I know you and staff put on this event annually and participate annually and you all do a phenomenal job. Thank you.

MS. MARTINEZ: Thank you. Appreciate it.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. And I hope that you have good weather and if not, everybody will be very brisk.

MS. MARTINEZ: Right. Thank you.

**VI. B. 4. National Correctional Officers Week (May 4-10, 2014); National Correctional Nurses Week (May 6-12, 2014)**

PABLO SEDILLO (Public Safety Director): Good evening. I first want to express our gratitude from our staff. Our staff made some gift baskets – maybe I shouldn't say the word gift, but some baskets, little bags, to represent National Correctional Week. Each of our employees will receive one of these as well. So there was a little committee at the facility to thank our staff for their day to day work. It's very simple. There is a wrist band in there that represents Santa Fe County Corrections that we would like everyone to wear for that week.

As you know, the National Correctional Officers Week was celebrated in this first week in May. It was established in 1984 by President Ronald Reagan, to honor the work of all correctional officers and correctional personnel nationwide, recognizing the contributions made by the men and women who work in the jails, prisons and community corrections across the country. This is going to be May 4<sup>th</sup> through May 10<sup>th</sup>. In your packet you have kind of a schedule of events that we'll be having at the facility Monday through Friday with a different variety of events. [Exhibit 3] We encourage everyone to attend.

In addition to that we have National Correctional Nurses Week in that same month, so it starts May 6<sup>th</sup> through May 12<sup>th</sup>. And then also they have National Correctional Teachers Week. So what has happened in they incorporated National Correctional Officers Day, Week, as well as National Correctional Employee, so that encompasses everyone. So we are very excited about the events coming up this week and again we encourage everybody, if you can attend, please attend. Sometimes our staff goes really unrecognized in the work that they do on a day-to-day basis with managing lives. And that's exactly what they do, and they do it with the utmost professionalism. I'm very proud to be a part of that. Thank you, and I'll stand for any questions.

CHAIR MAYFIELD: Commissioners. Commissioner Anaya, please.

COMMISSIONER ANAYA: Mr. Sedillo, thank you for the information, the report. I greatly acknowledge the work of the correctional officers, what they do day in and day out, 365 days a year, 24 hours a day. And so I acknowledge that publicly here as a Commissioner but individually to them when I see them. I actually had a conversation with Dennis the other day who helps you coordinate your crews out in the field.

MR. SEDILLO: Mr. Benavidez, yes.

COMMISSIONER ANAYA: Dennis Benavidez and the amount of trash and things that they're helping us clean up on the roads and the situations that they're dealing with are difficult out there in the field and I wanted to acknowledge that crew in particular today for their work, his work in helping lead them and those individuals that are out there that are serving their time but also trying to contribute back and give something back to the community. So I acknowledge him and his team and each and every individual that has been part of that work crew that's helped us all over Santa Fe County. Thank you.

MR. SEDILLO: Thank you very much.

CHAIR MAYFIELD: Director Sedillo, I also echo that and they provide services to our community that the community may not recognize. So I just want them all to be safe. You do a phenomenal job, Director Sedillo, our nurses, our correction officers and all of our teachers, and I just wish them the very best and congratulations for this recognition.

MR. SEDILLO: Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you.

MR. SEDILLO: I will tell you this. It's a great sense of pride that they have. We have established over the last couple years a sense of pride, of vested interest in what we do and most importantly the professionalism that they're providing each and every single day. It's a team effort and everybody is part of that team and they've all come together in the last two years, so I'm very proud of what they have accomplished. And thank you for your support.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you very much for alerting us to all the different activities. And I also want to echo my thanks to all of your staff there and to the warden's staff, because I think that since this group of people are not seen by the public they oftentimes aren't thanked. The other thing is I will get you some specific information, but the New Mexico Nurses Association plans to do a screening of the film The American Nurse at the Screen here in Santa Fe to try to bring more attention to nurses. And so I'll make sure that I get you that information because just by recognizing different professionals in the larger community we are able to say thank you as well. Thank you.

MR. SEDILLO: Mr. Chair, thank you very much, Commissioner Stefanics, on that.

CHAIR MAYFIELD: Thank you, Director.

**VI. C. Matters from the Commission**

**1. Commissioner Issues and Comments**

CHAIR MAYFIELD: I will start to my left, Commissioner Chavez.

COMMISSIONER CHAVEZ: I have nothing, Mr. Chair. Thank you.

CHAIR MAYFIELD: Thank you. Vice Chairman Anaya.

COMMISSIONER ANAYA: I just wanted to – I talked about Don Diego de Vargas and La Reina. They're having their competitions today. I wish everybody the best of luck and an especial shout out goes out to our own Bobby Martinez and Miranda Lynn Anaya in the competition this year. Thank you.

CHAIR MAYFIELD: Great. Congratulations, Commissioner. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. I had the opportunity to attend the Firewise awards ceremony in Rancho Viejo this last Saturday just as the wind storm was picking up. But besides all the volunteers in the community I want to thank our

professional fire staff and the volunteers from the La Cienega Fire Department who are stationed in that firehouse in Rancho Viejo. They came to the celebration because they were invited but as soon as they arrived they said, What can we do to help? And so they went to individual's homes who were elderly to clean up the tumbleweeds, to clean up the brush, to clean up the trash. There were a couple people in the area who were terminally ill. They worked on their yards and then they stayed to participate with the rest of the community in sharing pizza and soda and Sparky, the Firefighter was there and took pictures with all the children. And so it was a great event and I'd like to really thank not just the community but also our own firefighters who participated with the community. And that's all for right now. Thank you.

CHAIR MAYFIELD: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. I would like to thank Joseph Gonzales and Joseph Aragon, who work at the Eldorado transfer station. They received very effusive praise from a very exacting constituent of mine. This constituent is always giving me lots of suggestions about how the transfer stations can improve, but he was very complimentary about how helpful Joseph and Joseph are and how hardworking they are. So thank you to both of them and I want to pass on the good words that they received from the public as well.

I also want to recognize the passing of Gwen Wardwell. She was my campaign manager both times I ran but she was just much, much more than that. She was a very important member of our community and she passed away yesterday rather suddenly, doing I think what she loved best, working in her garden. But I want to say that she has really, really been involved in the community in so many ways over the years, particularly in environmental issues, and I believe that she was very instrumental back in the nineties in the drafting of the County's mining ordinance. She played a big role in that, and many other issues as well. So, anyway, I am very sorry to see her pass. She was really a character. She was this little thing and she had short gray hair and she'd always have blue streaks or green streaks in it. She was a very fun person. And always full of life. So I think she lived and died in a way that was really an inspiration to all of us, so I would just like to also send out my sympathy to her family, her three children and all the other people in the community who loved her.

CHAIR MAYFIELD: Thank you, Commissioner. Commissioners, I want to recognize and thank staff and the community who all participated and who will participate for the Chimayo Fire Station. They are not PV and they have about 50 percent of the electricity bill will be taken care of by a 4.1 kilowatt roof-mounted system. This is our second one in Santa Fe County, and I will say District 1. And also with that, the project cost us about \$14,000 and that was monies from of course District 1 funds and our taxpayer funds and New Energy Economy provided for that also. So I want to thank our staff. There will be a ribbon-cutting and that ceremony will be held at the Chimayo Fire Station on Sunday, May 4<sup>th</sup> at 1:30 pm. The community is invited to attend and celebrate this great endeavor that we are starting to champion here in Santa Fe County, and also recognize the contributions of our

local fire departments. Our local fire departments are out there, and they're volunteers and/or careers, but this is a volunteer station. They're out there day in and day out providing their lives on the line to protect our communities. So I just want to thank them and invite the public for attendance – to attend on Sunday. Thank you.

**VI. D. Matters from the County Manager**  
**1. Miscellaneous Updates**

MS. MILLER: Mr. Chair, speaking of our Fire Department and some of our emergency management individuals I want to real quick give you these three pictures, because as you know, we had the pilgrimage, the Santuario de Chimayo pilgrimage over the Easter holidays and I was just handing you these pictures because you can see the progress that we had over the last several years of when we had no shoulder, when we had one shoulder, and we've had two shoulders on the road. It's kind of an interesting thing to see how effective that is in building out that road. And I know when the staff gave me that I thought, wow, that's quite a difference from, I'd say, ten years ago when we didn't have any shoulders. So this was the first year that we had that with both shoulders, and even with that, there was still a great deal of traffic.

We had a little bit of – kind of after-action report from the Fire Department and they said that probably one of the big things that's starting to come up is that at some point there probably needs to be transportation for kind of a pickup and drop off because the traffic is so heavy on the main roads, but all in all, 29 agencies representing City, County, State, federal, tribal and non-governmental organizations participated and worked together to provide public safety for the pilgrimage participants. Martin Vigil, our Emergency Management Assistant Chief led the planning process. We had very few incidents. We had 15 patient encounters but no EMS transports, and mostly anything that we did have as far as patient encounters was heat stress related. The overcast skies, he said, played a significant role in keeping patient counts low.

We also had our RECC dispatchers, our own dispatchers out at our RECC, had a site out there located at the Chimayo Fire Department and it improved the base station communications from previous years. Also we had additional EMTs from Hondo, Edgewood, Galisteo, that assisted the northern fire districts in the pilgrimage and there was actually quite reduced vendors set up on Juan Medina Road as minimized from previous years. We even set up a temporary permitting process for itinerant vendors and that seemed to help the process.

So we had some lessons learned and we'll be working towards those issues in future years, making sure that each year that this event occurs that we improve our participation in assisting the public and the public safety.

Another item that has come up or another issue that's come up was the, as you know, you passed an Ordinance 2014-1, establishing the living wage, but we do have a proposed amendment on that, but the Living Wage Ordinance, the portions that are not up for amendment, did take effect April 26<sup>th</sup>, so I did send out a letter to all County-registered

businesses, basically informing them of that. Attached the actual ordinance in English and in Spanish. So that all business owners were made aware of that and they have it and the letter does talk about the portion that's up for amendment that the Commission is scheduled to hear that on May 27<sup>th</sup> or at a later date if you postpone it, but currently, that portion of the ordinance would not go into effect until you vote on the proposed amendments.

Also, as the chair mentioned, as you know, I send out a Manager's Monthly Memo. [Exhibit 4] I put a hard copy up there for you. There were just a couple of things to highlight. Santa Fe County partners with the Maters program on our open space. It came up at one point that why don't we do something like Bernalillo County does? Well, we actually do and that's the Masters program where youth team up with our open space staff and have been building trails and working on – it's a 12-week course that meets on Friday afternoons at various locations around Santa Fe County and 12 students learned about public lands and helping to improve them and provided volunteer hours for improving our open space.

And then we also received an award for our road diet project in Commission District 1. That was where we took the road going into Tesuque and narrowed it down to have bike lanes. They call it kind of a road diet project and we received an award for low carbon transportation from the Sustainable Santa Fe Green Chamber awards.

And then just some other things in there on page 4, dates to remember concerning the 2014 primary election. Just wanted to make sure that information got out to all the employees and just a reminder of what we have coming up with early voting and the elections. So those are the items. Oh, and one other thing about this, it actually made the New Mexico Association of Counties weekly updates of saying, hey, is anybody else doing this? So now they're trying to get other counties to copy our newsletter. So I guess it's a good thing that they actually said, hey, are any of you guys doing that? So they're looking at trying to get other managers to do the same, and I have to say, this is in response to a request that you had last year with me in sending out more communication to staff and to the community about what Santa Fe County is doing.

So I'd like to commend the directors and particularly Kristine who helps put this together every month and distributes it.

Then another thing – I put a copy of – we mentioned earlier today the drug take-back happened over the weekend. I put a copy of the press release, because that went out today, so I just put that up there for you to see. [Exhibit 5] It was about 600 pounds I believe of drugs were received in the drug take-back and of the unwanted medications at six different sites throughout the county, so we did send that press release out today for the success of that program and then other, the most recent one that we did Saturday.

And then last but not least, I just wanted to mention I do believe that you received a copy, but I provided you with a copy for yourselves of what I sent out to every County employee in a total compensation letter that was well received. A lot of the County employees have thanked me for that, saying they really appreciated seeing in writing all of the things that the County does for its employees in the way of benefits. It showed salary but it also showed the value of all of the things that an individual employee receives from the

County in the way of annual leave, holidays, sick leave, administrative time off and all of the other benefits that the County pays a significant portion of in health benefits and other insurance benefits.

So I did – yours show up a little differently because elected officials don't have holidays and leave, but I wanted to make sure you had one so you could see what the employees were getting as well. And with that I stand for questions.

CHAIR MAYFIELD: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. I understand that the Thornton Ranch tours filled up immediately, and that there's a waiting list of 152 people, and there's many more that would sign up if they knew there were more tours, but I understand that staff are limiting the number of tours per year. So I'd like to have that on as a discussion item for the future; I don't want to discuss it tonight. The County has spent taxpayer dollars. We're not providing enough access, and I understand about protection, but when three tours are filled and 150 people are waiting I think we have to do something besides wait another year.

This morning at the Health Board we discussed whether the Sheriff had a little incinerator and it did come to my attention from Teresa that the Sheriff has a tiny incinerator, and so if I gave him a handful of pills he could incinerate them but it's not a large one.

And then pretty many months ago – I don't want to say years but I think months, this Commission passed a resolution that was sponsored by Commissioner Holian on a community solar park. And I'd like to have one of our future agendas give us a report on any activity related to that. Thank you.

COMMISSIONER ANAYA: Mr. Chair, I completely ditto the comments of Commissioner Stefanics relative to the access to the ranch and any other open space. We need to make accommodations to provide that access. If we need more tours we should do more tours. So, thank you.

CHAIR MAYFIELD: [inaudible] I don't believe on some of these DWI checkpoints and the awareness campaign that we do with our DWI outreach there was any individual that was picked up for that drunk driving while intoxicated. I could stand to be corrected by I believe the report came back to me that it did not happen.

MS. MILLER: Mr. Chair, I'll have to check with Rachel. I don't think she's here, but I'll check and get the statistics. I would say to some of the comments that were just made, in your packets are the monthly reports from the directors and on the issue of the open space and trails we do mention the Thornton Ranch and the tours that were filled up, and they are going to try to add some tours. We will need – for sure, I know they're going to add at least two more tours but we needed to figure out and probably come up in the budget process how we can deal with some of these issues on some of the open space that we do have and what we would do to get them open sooner and get more tours.

CHAIR MAYFIELD: Thank you, Manager Miller. I'm going to ask respectfully that we maybe go to our informational items. We have numerous reports from our County staff that are in front of us. I know we all have the opportunity to look at them and ask if staff will come and present. I do have a few questions and I just would not like to –

or a few requests of some presentations to come in front of us. I don't know if the rest of the Commission do, but I would ask that we could do this before we go into executive session, because I do see that there is a need for that, so we don't have staff waiting around.

## **VIII. INFORMATION ITEMS**

### **A. Growth Management Monthly Report**

MS. MILLER: Mr. Chair, the first one on the list is the Growth Management monthly reports. It includes the Planning Division and Building and Development Services and GIS Division, and Penny is here if you have any questions or would like any summaries from that report.

CHAIR MAYFIELD: I do, and Ms. Ellis-Green, thank you for coming. I guess my specific question was just like some updates on the zoning maps outreach. We did a huge mail out. I know that I've been to at least one or two meetings that have been out in my district and/or here at the chambers and I believe that there's been a great deal of public participation. I don't know if it's more than usual as this is our first endeavor in here. But I would just like an update from you on that, please.

PENNY ELLIS-GREEN (Growth Management Director): Mr. Chair, we did send out over 35,000 letters. Letters went to every single property owner within the county. We mailed those out. We have an interactive zoning map up on our webpage where you can actually get into the County's zoning map. You can look up a property by property owner name, parcel ID, which was put on every single person's letter, or an address. You can scroll around the county; you can click on a parcel and it will tell you what the zoning classification it's been allocated, whether or not it's under any community plan, under any overlay district. It will tell you all of that information.

So we've had a pretty good response. Certainly the four locations that we went out in the county were well attended. We did those last week and the week before. We went to Edgewood, Pojoaque, Agua Fria and Eldorado. So those were well attended. We were there until 8:00 in the evening. We did have people in all four locations right up till 8:00. We're then spending the rest of the three weeks either in the chambers or in the Planning offices, so we have a pretty constant flow of people coming in asking questions. We've returned a lot of telephone calls. We've got out of state people, so we're calling those people back, walking them through the interactive zoning map to give them the information. We will be bringing that map and possible changes to the SLDC forward to the Board at a special meeting on May 28<sup>th</sup>, I believe, which is the last Wednesday in May, and then we will also be doing the last Wednesday in June as well, which is the 25<sup>th</sup> of June, for the actual public hearings for review, public comment, discussion, and possible action.

CHAIR MAYFIELD: Commissioners, thank you. Were we not going to have a working session on this?

MS. ELLIS-GREEN: Mr. Chair, Commissioners, what we had been instructed



was that we do two public hearings, so on the first public hearing we will review the zoning map. We will review public comments and any staff recommendations for changes, and then general areas of concern, as we have highlighted some areas of the county that will require a little more study and discussion.

CHAIR MAYFIELD: Thank you. And Penny, if I can, just because it's come up in various meetings that I've had is how will or will not or how will the current community plans and potential new community plans be impacted or be able to be recognized under this new zoning map?

MS. ELLIS-GREEN: We have current community plans and we have current community ordinances. So under Chapter 9 of our code the existing community ordinances are referenced. We have moved forward with allocating zoning classifications within those community areas. There is a difference between our base zoning districts that were approved in the Growth Management Plan and the SLDC, so all the communities in the future as we said during each of these phases we've done will need to review these overlay districts or their existing ordinances to write them into the Chapter 9 overlay districts to make them consistent with the plan and with the zoning map. So we hope by the end of May we will be able to come up with what our proposal is for a streamlined effort to be able to get all of those community plans and community overlay districts created in accordance with the plan and the code in a streamlined fashion.

CHAIR MAYFIELD: Thank you, Ms. Ellis-Green. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. My question has been answered.

CHAIR MAYFIELD: Great. Thank you. Penny, is there anything you want to go over in the report? Anything else? If not, I think we're great. Unless Commissioners have any other questions? Commissioners, I'm just going to ask to run through all of our informational items as I don't think staff is ever – they stick around a long time but I don't think they've come up in front of us so I'll just ask if we can have all of our staff members, Public Safety, Public Works, Human Resources, Administrative Services – I think that's something new that we started doing. I'd like to hear from our Administrative Services Division, Community Services and our Finance Reports. So if we just run through them all, Katherine.

#### **VIII. B. Public Safety Monthly Report**

MS. MILLER: Mr. Chair, the next one is Public Safety Department. Their monthly report for March 2014, just a couple of highlights and I'll have Pablo - Director Sedillo is here to speak to these issues. But we had the adult detention facility, the inmate population is helping to put together a newsletter and they – if you haven't seen a copy of it I highly recommend it because there's some great art work in there, by the way, in this last newsletter. *[Exhibit 6]* So I'll get you a copy if you don't have one or if you haven't seen it

but they have an art competition, so that's kind of a neat thing.

And then there's quite a few – 29 volunteers in our youth facility and you can see in the report several of those programs. So, Pablo if you would give some other highlights on that, but there's some really good information in there.

MR. SEDILLO: Once again, good afternoon. You do have the report in front of you. One of the things I'd like to highlight is in regards to the new addition to our medical department is Dr. Ayad who is a doctor of psychology. And we obtained him from the state hospital in Las Vegas. We've been searching to make an addition to our team to help with the mental illness that we have in our facility. This is an issue nationwide. I think Santa Fe County Detention Facility has been in the forefront in providing good quality care, identifying these mentally ill individuals.

We started in our CIT in regards to our crisis intervention techniques. All our staff is trained on that. With Dr. Ayad being on board what we're trying to do is solidify some referrals from these individuals to make that transition from secure care back into the community. And that's probably one of the biggest achievements that we are doing at this point. I'll stand for any questions in regards to the report.

And one additional thing. We do have in our electronic monitoring program, we did just get a new device. It's called the sober-link. It's a mobile sober-link, and basically what it is, it's an actual device that when the judges put these individuals on it they are taking a photograph of the individual and then it is linked into our computer system. So when the individual has scheduled testing they will blow into a device that actually takes a picture of them at the time they're doing that and it's transferred into our computer system. So we'll be able to link that individual is the correct individual blowing into that device. We've just had this about four weeks now. It's a very interesting device that we have. Right now out of 235 individuals that we have in our EM program we have approximately 38 individuals that have been ordered on that device.

CHAIR MAYFIELD: Thank you, Director Sedillo. Director Sedillo, and knowing that we're going through our budget process too and I'm just going to refer to you as the Fire Department is under you. Are we looking at any potential expansion with our FTEs? I know there's a five-year plan or a ten-year plan that was done by former Fire Chief – and I'll say Stan – and I apologize; I forget Stan's last name. Chief Sperling may have something going on. But just as far a responses to calls of how they are district-wide, I know that we have some career departments; we also have some volunteer departments but I know we have a high call volume of response into Rio Arriba County out of Medic 50 from both our career and our volunteer fire department. I believe La Puebla was looking at maybe housing at one time a couple career during I guess – I'm going to call them core hours of 8:00 to 5:00. I don't know if that's in the works, if that's not in the works. If you can't talk about it now I respect that, if I need to talk to Chief Sperling about that.

MR. SEDILLO: Mr. Chair, that has been in discussion in regards to La Puebla as well as Chimayo to have some career staff at certain hours during the day. As you know,

the stations up north, some of our stations, have just volunteers on the weekends; they do not have career staff. But that has been in discussions.

CHAIR MAYFIELD: And Mr. Sedillo, they don't really have volunteers during the weekdays. They're dependent upon our career staff up in that region because our volunteer staff is really working during the core hours. So I think there's a high response call volume. And I just would like to see in a report of how many calls we're responding to throughout each district and where we have career, where we don't have career staff and maybe the volunteers also, please, if we could get that.

MR. SEDILLO: Mr. Chair, I'll be happy to do that. We do have the total number of calls but we can break it down into districts.

CHAIR MAYFIELD: Thank you, Director Sedillo. Commissioners? Thank you, Director Sedillo for the update.

MR. SEDILLO: Thank you.

#### **VIII. C. Public Works Monthly Report**

MR. LEIGLAND: Mr. Chair, Commissioners, I've provided a list of several of – about half the projects that we're doing right now. We've got a lot going on, but actually, what I'd really like to bring your attention to is the beaver deceivers. As you know, we've been struggling with beavers on the Santa Fe River below the wastewater treatment plant and it's been – I think one of the reasons that our response has been delayed is because it's involved the City, the County, BLM. Well, the County really stepped up its effort because the beaver dams started to cause the water to flow up on a County road and it was actually undermining Calle Debra, which is right there, that crosses the river.

So we contacted the BLM, we showed them the problem. They actually breached the beaver dams and allowed us to install what are known as beaver deceivers and they just trick the beavers into thinking the water level is higher than it really is so their dams don't go as high. So it's an established procedure, and you can see photos of the ones we installed and actually, when I wrote the report they were just recently installed and they seemed effective and they seemed to still be working. So we'll go through a season but I think that this was a pretty effective solution. You can see they're simple to install.

The other thing I'd like to mention is that we're making great progress with the land grant about leasing the facility for the northern Santa Fe County transfer station which was another recommendation of the Solid Waste Task Force. In fact I spoke to the land grant just today, so I think you'll be seeing very shortly the lease agreement brought to you for approval. I think it will make it effective for next fiscal year and then we already have the funds lined up to design and build, so I'm pretty excited about that.

CHAIR MAYFIELD: Mr. Leigland, on that, have you had an opportunity to speak with Ms. Ellis-Green as far as our zoning map and what we afford in certain areas

within the county and what we don't afford in certain areas of the county?

MR. LEIGLAND: Mr. Chair, yes. I've talked to both her and Vicki and the land grants. So we're taking care of that.

CHAIR MAYFIELD: Thank you. Commissioner Chavez has a question.

COMMISSIONER CHAVEZ: Adam, I have a question, two questions. One on Romero Park. The memo states that the landscape architect will submit a 95 percent construction document by the end of May. Anticipate advertising the IFB for construction in June. And I know Tony, Mr. Flores, if you could come forward. I've had some concerns about Romero Park, not so much whether it's needed or not but the scope of that park as has been presented. It's a pretty large scope, a pretty large dollar amount and I'm not sure if we're misleading the public in thinking that we're actually going to build it to that extent. So I know, Tony, you've attended one of the meetings that I could not attend and I want you to give us a summary of what was discussed at that meeting and the comments that you got from the public regarding Romero Park.

TONY FLORES (Assistant County Manager): Mr. Chair, Commissioners, in regards to the question, Commissioner Chavez, I did attend a meeting with the design group and the community of Agua Fria and interested parties approximately two weeks ago to review the preliminary scoping of phase 1 of the Romero Park improvements. Phase 1 includes a community park area, some landscaping, improvements to the concession area, some exterior lighting, and parking lot improvements, as the gist of the improvements.

The discussion that evening centered around the previous community meetings that were held with the community. There were I think three previous community meetings. The plan in its essence was well received. However, it did raise concerns relative to the availability of water for the phase 1 improvements, specifically the community park and the landscaping, the availability of water within the park as a whole, as it relates to the other uses that are going on within the park. Also, relative to the availability of water of contiguous and adjoining property owners that expressed concern about our draw-down on our well. That property is serviced by a well.

There were other concerns that were raised that evening dealing with the Night Sky Ordinance and the type of development and improvements that we would be placing for the improvements to the parking area and to what I'm referring to as the community park. There was also some concerns that evening about the types of implements. Although it's a low-flow implement, there's a hydrant that's proposed more of as a feature and not as a true piece of equipment to reflect the historical community of Agua Fria. It's actually a water pump that has a low flow on it.

So the gist of the evening is that there was a positive response to what I consider redevelopment of the park but concerns about water and the extent and the level of the improvements that were planned for phase 1. Mr. Chair, Commissioner Chavez, specifically, only phase 1 was addressed that evening. The other phases of the park were not addressed as the consultant has not been given direction on moving forward in that degree.

COMMISSIONER CHAVEZ: But Tony, Mr. Chair, if I could, Tony, or maybe Mark. Either one of you can answer this question. How many phases are we looking at and can you give us a dollar amount on this project if it was built out the way it's been presented?

MARK HOGAN (Projects Division): Mr. Chair, Commissioner Chavez, some of the confusion I think revolves around the master plan and I think that that's what you're referring to now in terms of the total scope on it. And one of the things that I need to make clear is that that master plan is a requirement of the patent that we have from BLM, because BLM provided us with that property, the patent on that property, and it requires that we had a master plan, and our master plan had fallen out of compliance through the addition of several other facilities. So the master plan as it's shown right now, which is a wish list as presented by the community at several different meetings, should just be regarded as a wish list because I think the total estimated value or the improvement costs to that would have been upwards of \$14 million.

But I don't think that that necessarily represents a commitment by the County to do that. It's that we had to do a master plan to be in compliance, and so we put that together and we tried to locate the various items that the community had requested. But we did not promise a delivery schedule or a timeframe to go with that. We tried to make clear at those meetings that that was a wish list and something that we needed to do to stay in compliance with our patent.

COMMISSIONER CHAVEZ: Okay. I just hope that the wish list doesn't mislead us or lead people to believe that we are going to do what the master plan says. That's my biggest concern, because I'm hearing a little bit of a contradiction. It's a wish list that the community developed, but yet the same community is questioning whether we can afford the water for that wish list, and I think those are good questions because water should be a question when we consider these developments.

So I appreciate your sharing that information with us. But on the BLM lease, what is the dollar amount on that lease and what are we leasing from BLM?

MR. HOGAN: Mr. Chair, Commissioner Chavez, it's not a formal lease; it's a patent which I'm not sure whether or not – I don't think that there's a financial term tied to it. It is for community purposes, for active recreation, so it's very specific in its use and my understanding is as long as we stay in compliance with that plan that we have the ability to follow through and use it for that. The phase 1 – let me just back up. The entirety of the master plan was also based on xeriscaping principles so we don't have a lot of grass areas or large water consumption things, so there were a couple of elements in there such as the splash pad which Tony referred to earlier which was interpreted as a fountain but it's really not. It's just a piece of play equipment, recirculates water. There's one in the railyard. They are not large water consumers but I think that there was a perception that that was a fountain that would be running full time.

So we're trying to be very water conscious. We do know that water's limited in that

area and we're trying not to install things that would draw down the aquifer.

COMMISSIONER CHAVEZ: Okay, then is the master plan factoring in the ongoing operations and maintenance for this particular park, at whatever phase it's built out?

MR. HOGAN: Mr. Chair, Commissioner Chavez, each of our phases we always try to take into consideration maintenance and we meet with our maintenance department. Any of the fields we're going to be looking at are going to be turf fields so that they have a low not only water requirement but maintenance requirement. We try to integrate that into all the designs and we try to make sure that that's reviewed with our maintenance department so that they have a chance to look at it and give us feedback on maintenance issues.

COMMISSIONER CHAVEZ: Okay. Well, I want to thank Tony for attending the meeting that I was not able to attend and the only thing I can say is that I think we need to proceed with caution and be somewhat conservative as we move forward because we have a lot of parks, trails and open space that we've already acquired that we need to maintain and do a good job there before we build or acquire too much more, so I'm a little cautious on this but we'll see how it plays out. Thank you, Tony.

Adam, I had one other – I just want to highlight for the Agua Fria Village the Agua Fria monument sign. We know that Cornerstones is involved with that contract and we're anticipating construction maybe in June of this year, but most importantly I'm hoping that that will be a feature in the 2015 trail symposium. So I think we can work that into the program as we move forward.

And there was one other project, Adam, that's not on this list. I think you're working on it. It's the grinder pumps for the Vista Aurora subdivision. I think we received some state funding for that project.

MR. LEIGLAND: Mr. Chair, Commissioner Chavez, yes, in the most session there was a grant to address the Vista Aurora grinder pumps. We didn't receive the entirety of our request, but as we're dealing more with the City we're thinking that instead of just replacing, upsizing the grinder pumps, there's a solution where we can actually get to a gravity, which the truth is, if you know the history of that, is what we should have done years ago. I think you know the history of that project. So now we're working with the City and actually, as a matter of fact we're meeting tomorrow to talk about that, is how we can maybe work with them instead of just doing what would essentially be a bigger bandaid fix, go with a gravity solution, which will be the long term.

So that's not on here yet because one, we haven't received the grant and two, we're trying to come up with a better solution with the City.

COMMISSIONER CHAVEZ: Okay. And does that solution suggest that the City would help with any of the cost in redesigning that so that we can get it off the grinder pumps and go to a gravity feed system?

MR. LEIGLAND: Mr. Chair, Commissioner Chavez, that's what we'll be

asking, because you know all those sewer customers are City customers now. The County took over that lift station because it was neglected and it was kind of forgotten, so it's city on one side of it, city on the other. We kind of inherited with the best intentions a problem in the middle so we think we need to cooperate with them to make it gravity all the way down, either to Rufina or Agua Fria.

COMMISSIONER CHAVEZ: Okay, well, on this particular project I don't know if there are any of our City Councilors getting phone calls on that particular sewer line that isn't always working but I know I'm getting calls. And so it's in between the city and the county. It's on the edge of the traditional village. I know we're not ignoring it and I'm just hoping that we can get the City's attention to help us to fix this and be done with it. So I appreciate your effort in that and just keep us abreast of how it's working. Thank you, Mr. Chair.

CHAIR MAYFIELD: Thank you, Commissioner Chavez. Mr. Leigland, I read through the report but I just want to ask questions on a few of these projects that are here or may not be here, knowing that you have extensive projects that may not be included on this list. But my first question – I know we've spoken and there's some road projects. Not that they've been delayed by any means, but talk specifically Vista Redonda, La Puebla Road – has it just been because of the weather? It has to be a certain temperature?

MR. LEIGLAND: Mr. Chair, La Puebla is actually a maintenance project and that has been – we've been waiting for temperatures, so we need certain nighttime temperatures to be of a certain level before we can place the material. And so Diego thinks that we'll achieve those temperatures probably in about two weeks from now. You never know based on what we saw yesterday, so that's a maintenance project and we're using that large federal grant we received last year.

Vista Redonda is in progress. We're in design. We're actually negotiating with the water system. A County ordinance says that if another entity has the utility in our right-of-way they have to make changes at their expense if we modify the road. We're seeing that, for instance in Eldorado with Herrada Road. And so we're negotiating with the water system because they need to raise their valve when we lift the pavement. So we're in negotiations with that. So that's totally in progress.

Some other projects we're doing – adding bike lanes on that small section, 89D, that's in progress. The two roads in Cuyamungue, Feathercatcher and Camino Catalina, the designer is actually in the field collecting the design data, so that one is going and as a matter of fact, Mr. Romero caught me at an Aamodt meeting and thanked me for that project so the constituents are happy there. And we just met with the pueblos earlier in the week for the three that are – the 89, the 105 and 109S. Actually, I think the road projects are all going really well, that was from the bond money.

CHAIR MAYFIELD: Thank you, Mr. Leigland. And just a quick update on the Chupadero water system.

MR. LEIGLAND: Mr. Chair, we've been in active negotiations with the

Chupadero, the mutual domestic. We've been in active negotiations with for – since October with the purchase agreement, which, if you recall, the policy we've laid out says that once we do the due diligence inspection which we did, we'll start the purchase agreement. What we've been facing there is Chupadero – they don't have any easements. For instance, their three wells are on a gentleman's property. The tank is on someone else's property. There's no easement for the line to the tank, and so what we've asked the system is can you give us the system with the proper easements. So the County's not taking over a liability with easements. We're cooperating with them to get the easements done, and then we're using that as an opportunity to address drainage easements and you're well aware of the drainage issues along Camino Chupadero.

So the purchase agreement is pretty much nailed down except for that final piece of getting the easements sorted and actually I just talked to Growth Management today and they're working on those easements as well because that's something that you have to approve. And so once the easements are nailed down we'll be able to bring the purchase agreement to you for approval. And then once the purchase agreement is approved we already have identified the work we need to do to make them County customers, which is really putting in the meters that we use, the Neptune meters, on all the different customers and fix a couple meter cans. So we already have a small project. So we're prepared for that.

So the easement process is taking longer than we expected and those arose during the due diligence inspection. So it's actually been a really good process and we're close and we're using the lessons learned there for the other acquisitions.

CHAIR MAYFIELD: Thank you, Mr. Leigland and then two more. The Cundiyo Fire and Community Center. I know I've brought up time and time again, we have a facility at the very top end of a private road. Also we've been in negotiations for expansion of a parking lot that Clerk Salazar even uses for voting where I think you can have one handicapped vehicle and I think that's all it will accommodate. So what's the status of that? It's been some time in the works.

MR. LEIGLAND: Yes, actually, I might ask Mark or Tony because that's actually been really complicated by negotiating with the land grant.

CHAIR MAYFIELD: District 1 is complicated.

MR. LEIGLAND: Yes. But – so we were going to address adoption of the road through that but we also believe that we should adopt that road separately if that issue –

CHAIR MAYFIELD: Gentleman, I'm just going to bring this up really quick and maybe we've rehashed this many times in the past, but when we have a public facility that's County-owned, even on a private road, we have some responsibilities in my mind and when people bring up anti-donation and everything else, we're part owners of that road. So if you can kind of – or Ms. Brown, if you can discuss that or whoever can I would really appreciate that, if we need to get there.

MR. HOGAN: Mr. Chair, Commissioners, the Cundiyo situation has been complex indeed from negotiating with property owners on the road and what improvements



we can make and the easements involved. We've – I don't know – we're trying to do our best to negotiate a solution that works for everybody, but when we come up with a solution that works for one group it can aggravate another, so we don't have a solution yet for how we're going to get the right-of-way easement. There was an easement granted but it was never recorded. So we're still working on different solutions to try to get the parking situation handled. In the meantime there is other work going on up there in terms of the playground installation and some fencing for that but we're still in process on the road access.

CHAIR MAYFIELD: Thank you. And again, we are contributing to the issues that that road is because when it was designed they put a drainage off of our property directly onto that private road. So I don't know when that design was done or – but it wasn't done too long ago. So I don't think we as Santa Fe County should be dumping our drainage either onto a private road and I think that definitely needs to be corrected.

MR. HOGAN: Mr. Chair, we actually have addressed that point to some degree. There is a certain amount of that that was historical drainage, so we can't change the whole drainage patterns in the area but we have created additional ponding on our property so that we can slow down the water before it exits. There's a drainage inlet there and we're creating some ponding area around that so that it does not run off and create erosion on the road at the same extent that it was previously. So we're trying to do what we can to remediate those problems.

CHAIR MAYFIELD: And I know you are, Mr. Hogan, so thank you. It just seems like it's long coming. Last one I'll ask and I may even defer to Manager Miller on this; she's given me a pretty extensive update. But I think it's important for people to hear. What is going on with Pojoaque fields, please?

MS. MILLER: Mr. Chair, I went and got my handy-dandy update. As you know, this has been another complicate project in your district but we've made quite a bit of progress from the time that we put a purchase agreement together in December that was approved by the Pojoaque Valley School Board as well as our Board and we have simultaneously executed a contract with a design firm for improvements, based upon actually having a purchase agreement signed with the Pojoaque Valley Schools.

CHAIR MAYFIELD: On that note, Manager Miller, we could not do any design or anything until we had that purchase agreement by the Pojoaque Schools, correct?

MS. MILLER: Mr. Chair, that is correct. We actually – originally, when we first started this project that we were looking at a collaborative, not really knowing whether we were going to buy it or lease it or what. So we actually went out to do the design. We went out on RFP to do the design but when it came down to trying to actually award the design contract, our Legal Department as well as the school district said, you know, it would probably be better if you have an actual signed purchase agreement or a lease document so that we don't do a design and enter their property and do things without a formal agreement as to what is going to happen with that design once it's completed.

So it was recommended by legal counsel on both sides not to execute that agreement

until such time as we had a signed purchase agreement in hand that spelled out what we would be doing next. So as soon as we did have that purchase agreement we went ahead and executed that. So we have been working on the design side. Adam's staff has been working with the school district and the users of the field to look at designing the improvements to the facility, but meanwhile, we've been doing the due diligence on the purchase of the property and found out, probably in the March timeframe in the inspection period that actually, Pojoaque Valley Schools had obtained a land and water conservation grant with attached requirements, which they did not reveal during the time that we did the purchase agreement. So that actually does have some restrictions on the land and put forward the concept that our original appraisal was probably closer to accurate than their original appraisal, but it was based upon being able to actually develop the property, which they would not be able to do that unless they acquired another piece of land and moved those grant restrictions over to another piece of land, which is an extensive process.

So we went back to the school district and said we believe there should be some consideration on the purchase price for that and they did drop the price by \$30,000, so in April, the price was dropped from \$365,000 to \$335,000 and that was approved by the Pojoaque Valley School District. So we will be able to acquire the property within the two state appropriations as we had originally hoped we would be able to do. The \$225,000 from last year's legislative session, and then the \$128,000, I believe, from this year's legislative session.

So that was a good find on our staff's part. They actually went over and dug that up at the State Department that issued the grant. And so from this point forward we've restated the purchase agreement and I believe on April 22<sup>nd</sup> the Pojoaque Valley School District did submit all the materials to the Board of Finance. School districts are required when they sell property to actually get that approved by the State Board of Finance, so it is – hopefully, we'll be on. It's up to the Board of Finance but our request was to be – or the school district's request is to be on the May 20<sup>th</sup> meeting, and hopefully, if that does get approved we would have our closing on June 13<sup>th</sup> and then have all of our design finished this summer, go out to bid and then have the bid for construction ready to go in the fall after this year's Little League season.

CHAIR MAYFIELD: Thank you. And Manager Miller, as far as the documents that were needed for the State Board of Finance that were executed on 4/22 through the Pojoaque Schools, did we partake in any of that? Was that incumbent on us?

MS. MILLER: Mr. Chair, that's incumbent on the school district, not the County. It's the school district who applies to the Board of Finance for approval to sell their property.

CHAIR MAYFIELD: Do we have to assist in that, or –

MS. MILLER: Mr. Chair, a lot of the documents that are created for that were based upon all the steps we've been taking over the last several months and the due diligence and how we came to the price and all of their documents that they need to have in order to

show that they have this property available for sale, our purchase agreement, those types of things, and that's what Board of Finance will review and hopefully approve without any issues so that we can move forward on the acquisition.

CHAIR MAYFIELD: Okay. So right now it's with the State Board of Finance and we're just awaiting their approval, then we can move forward.

MS. MILLER: Mr. Chair, that is correct.

CHAIR MAYFIELD: Thank you, Manager Miller, for that update. Very comprehensive and thank you. Mr. Leigland, thank you. I don't know if there's any other questions. I see none. I think Commissioner Stefanics wants to get done. Thank you, Mr. Leigland. Thank you, Manager Miller.

#### **VIII. D. Human Resources Monthly Report**

COMMISSIONER STEFANICS: I have a question for Bernadette. Thank you very much for your report. Could you tell us, if we receive compliments on the staff from members of the public, what do you do with them?

BERNADETTE SALAZAR (HR Director): Mr. Chair, Commissioner Stefanics, what we do is we have the department director – it's forwarded to the department director and we fill out an employee recognition form, which is then forwarded to the County Manager so she can take a look at it and see the deeds of our employees, and then the employee gets a copy and that's placed in their personnel file.

COMMISSIONER STEFANICS: Well, I just wanted to let the public know that I have received probably at least one a week, compliments or thank you for our staff and I do forward them to HR. And so I would like to encourage the public to recognize our staff when they think that they are doing a good job. Thank you.

CHAIR MAYFIELD: Thank you, Commissioner, and also I need to forward all of those on. I do have a few from our constituency recognizing the great work of our County employees. It's very much appreciative. I'm out there on the roads a lot and I see our County staff very hard and work. So thank you to our County staff.

MS. SALAZAR: Mr. Chair, Commissioner Stefanics, thank you for forwarding those to us. The employees really appreciate that.

MS. MILLER: Mr. Chair, one of the items that is in the HR report has to do with the negotiations with our Corrections union and that will be something that we'll bring up in executive session under collective bargaining.

CHAIR MAYFIELD: And then on that, there was a report from the ASD that I highlight also. I don't know if Bernadette wants to speak about it, or Mr. Trujillo would like to speak about it, but it was – if we need to go into executive on it, but again, it's on the next report and it talks about a petition seeking to replace an exclusive representative of one bargaining union. So wherever that needs to be broached.

MS. MILLER: Mr. Chair, that's also on our agenda to bring up in executive session.

CHAIR MAYFIELD: [inaudible] till after that report. Thank you. Please, Ms. Salazar.

MS. SALAZAR: Thank you. Do you need anything else?

CHAIR MAYFIELD: I don't need anything else. Commissioners? Thank you.

### **VIII. E. Administrative Services Monthly Report**

JEFF TRUJILLO (ASD Director): Mr. Chair, Commissioners, the following is the information that my different divisions have forwarded to you, the work that they are doing on a monthly basis. My Legal Department, Mail Room, Purchasing, Risk Management and my Information Technology. I stand for any questions.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIR MAYFIELD: Commissioner Stefanics, please.

COMMISSIONER STEFANICS: Thank you very much, Jeff, for the report. Could you just give us a summary, a brief summary of how the IT security is in place, so that we would not go through a major shutdown like we did a year or two ago?

MR. TRUJILLO: Mr. Chair, Commissioner Stefanics, could I have my IT Director answer that question? He has been going through a lot of different – we went through a security survey and he has been dealing with many of the problems that we had with our security and with different problems that we were seeing through our emails and other portions, through our hard drives and stuff and he can give you a better answer on that.

COMMISSIONER STEFANICS: Thank you.

CHAIR MAYFIELD: Sir, if I can also ask – and I'm sorry, if you can also talk about our redundancy. I know we had some issues with our servers last year, a couple years ago, and I know I bring up cloud technology a lot. So could you talk about our servers and our redundancy also?

DANIEL SANCHEZ (IT Division Director): Sure, Mr. Chair, Commissioner Stefanics. As far as the security assessment, we had a company come in and do a security assessment that we had about a year ago, right before I came in, and since then we've been working with that company to remediate those security concerns across the County. A lot of them were internal to our data center, some were at Corrections, some were with the Sheriff, so across the County, we're working with a company to remediate the security concerns.

COMMISSIONER STEFANICS: So, have we actually had a security assessment done by an outside firm:

MR. SANCHEZ: Mr. Chair, Commissioner Stefanics, yes, ma'am, we have a firm come in and do a security assessment, a third party security assessment done, and that's

who we've been working with to remediate those issues.

COMMISSIONER STEFANICS: Okay. Thank you very much.

CHAIR MAYFIELD: The redundancy issue, I'm sorry, if you could bring up our redundancy and our server issues.

MR. SANCHEZ: Sure. Mr. Chair, what we're doing is, for redundancy, right? So we have our internal data center here and we still have backups here, but also working towards redundancy outside of our County facility in this building, working to get a disaster recovery stood up to build redundancy and failover in case something does happen to this facility. So we're working towards that.

CHAIR MAYFIELD: Do we have anything in place right now?

MR. SANCHEZ: Yes. Right now we're working at the Sims Building, at DoIT, it's the State facility. We have a footprint there. We're continuing to build that out. We're also working with the RECC and facilities to build out a room out at RECC so we can have a County-owned disaster recovery site in-house, instead of leasing a footprint there at DoIT.

CHAIR MAYFIELD: Daniel, I know I've asked, but I bring it up because of meetings that I attend, but what's your thoughts on cloud technology, it's actually implemented throughout government.

MR. SANCHEZ: It's a relatively new technology, within the last five, ten years. I think there's some positives and some negatives. So there's some risks associated with cloud technology, for instance, data retention. If you put your data out on the cloud you don't know if it's the states, it can be in Pakistan, somewhere in Europe. So there is some concern with data being out on the cloud. You think of a cloud as just basically a big server farm. It's basically we're implementing the technology in-house, NetApp, AMware, some of the same technologies that they're utilizing in cloud technology, we're utilizing in-house but we own it and we manage it.

Another concern that I have with cloud technology is they guarantee 99.9 percent uptime. Well, over a year's span, that turns into roughly a day or two, right? If it goes down. All these different clouds do go down once in a while, and we don't have any control over that. We just have to deal with it as it comes. And so that could go down in the middle of a workday. It could go down on the weekend. It could go down at night. There are some challenges with cloud technologies. There are some benefits.

CHAIR MAYFIELD: I know I've asked in the past but maybe in the future you could attend a couple of these seminars with me out in NACo. I'd really appreciate that. Commissioner Chavez.

COMMISSIONER CHAVEZ: Yes, I have a question on the concept of cross-commissioning and maybe if you could, either one of you expand on that. Tell us where you are in those negotiations between the Sheriff's Office and your office, the CM's Office, I guess. Or Attorney's Office. And where that cross-commissioning would apply, in what

areas. Law enforcement? Animal control?

MS. BROWN: Mr. Chair, Commissioner Chavez, as I understand it, there were two pueblos we were working with on cross-commissioning agreements – Pojoaque and Tesuque. And we have moved further along with Tesuque than Pojoaque, but the negotiations are ongoing. We don't yet have an agreement to bring to you.

COMMISSIONER CHAVEZ: And are they in the areas of law enforcement and animal control?

MS. BROWN: I understood them to be in the area of law enforcement.

COMMISSIONER CHAVEZ: Law enforcement only. Okay. Thank you. Thank you, Mr. Chair.

MR. TRUJILLO: Mr. Chair, I would like to add something to Commissioner Stefanics' earlier question also. You had asked how we avoid problems in the future so that we don't have these type of issues we had with the email last year, and I would like to add that we're going to probably start working with the County Manager and with the other managers to come up with a policy so we can – on the longevity of our emails. Because we're saving all our emails for as long as we've had emails and it's hurting our servers. So we need to come up with a policy through the Commission, probably to find out how long should we save our emails for. It is damaging our servers. It is working them, because it's saving millions of emails every year and that's something that I think we need to address pretty quick.

CHAIR MAYFIELD: Mr. Trujillo on that, could you address though – we're still required under New Mexico State law to retain our documents and our emails for a certain amount of time. I think it's seven years. There might be some archival in place but I would hope that we would have adequate server space to do that.

MR. SANCHEZ: Mr. Chair, we have. With additional emails it just requires additional hardware, memory, to save that. I did attend a conference in the past week and Geraldine may be able to answer better but as far as retention goes for email, I understand that the County is under its own jurisdiction. We don't have to fall under the state. I think that's the case. So we have to come up with if it's three years, four years, five years. Anything will help. Because again, as the County grows, again, we send a whole lot of emails every day, that could just grow. We can store it, but it's just additional maintenance, additional cost, additional storage.

CHAIR MAYFIELD: Thank you, Daniel. Manager Miller, or even Rachel Brown, we can come to a – I think a seven-year requirement on retention of records? We at Santa Fe County can say it's less than that? I'll champion a policy tomorrow.

MS. BROWN: Mr. Chair, we do not follow the same requirements that the state imposes upon themselves, but we are in the process of developing a policy of retention, and have not determined yet what time period we will impose upon ourselves. One of the considerations, obviously, is litigation and whether documents might be needed for that.

CHAIR MAYFIELD: Yes. I'd be more willing to talk with you but I would like us to mirror the state's retention policy for open meetings and public records. I think this County has been very transparent and open on that and I don't think we should do anything that is – I don't want to call it restrictive but a lower or lesser timeline than what the State of New Mexico is requiring right now. That's my suggestion. Thank you.

Mr. Trujillo, in here from your Legal Division, the Public Regulation Commission, Ms. Rachel Brown and I think an expert opinion has been participating all week. I'm surprise, last week and this week in the cost recovery case that Santa Fe County was able to enter into. I think a lot of what we have provided out there has been a benefit to all parties. Mr. Trujillo, could you give us an update on that? I'd appreciate that, with what's going on with the cost rate rider case up in the El Rancho area please?

MR. TRUJILLO: Mr. Chair, I am not familiar with that.

CHAIR MAYFIELD: Rachel, do you mind just giving a quick Commission recap, what you can, please? A summary.

MS. BROWN: The proceeding, Mr. Chair, was public, and so there is nothing that can't be disclosed regarding that. We had a trial that ran from last Tuesday through the middle of Monday. All parties were able to present their written testimony and then cross examine witnesses. The matter is still open. The hearing examiner has asked for some additional information to be provided and there may be, as a result of that additional information, an additional day of hearings scheduled. That's still to be determined. Our expert witness did come in from out of town and testify and almost all of his testimony was allowed into evidence. Closing briefs will be provided some time towards the end of May, and then the matter will be submitted to the hearing examiner for a recommended decision, which will be then submitted to the PRC for ultimate decision. There has been a request by some parties that the PRC actually hear the proceeding. That came in very late in the game, in the midst of the trial process and so I don't know what the PRC might do with that request, given that the trial has already occurred. And so that's where matters stand. There are some discussions between the parties regarding whether a better settlement could be proposed, but the trial has already closed and so it's unclear whether that would move forward and in what form.

CHAIR MAYFIELD: Thank you. And Mr. Trujillo, in here I don't see a recap of what's going on with the Aamodt. Could you provide us some information on that please?

MR. TRUJILLO: Well, Mr. Chair, I am Administrative Services for the Legal Department. I am not serving as a legal attorney for the Legal Department. I would have to defer that again to –

CHAIR MAYFIELD: That's fine. Just so I can have a – of what's going on. And Rachel, I might be putting you kind of on the spot on that. I just didn't see that in this report. And I know that there's been extensive discussion in District 1 regarding – and if I'm putting you on a sport right now let me know and I can get a written summary later.

MS. BROWN: Mr. Chair, my familiarity with Aamodt is fairly limited. I think

John Utton is probably the best person to get that information from and given that he is coming to our next BCC meeting it may be best to defer that matter.

CHAIR MAYFIELD: So, Commissioners, if you indulge me, and Manager Miller, so when we are going to have the public discussion on the JPA maybe we could also have a whole recap of where we are, where we're not with the Aamodt settlement. I'd appreciate that. Thank you. And then if I could see those in our division director reports as it's given to you, Mr. Trujillo, from Legal I would appreciate seeing that in here. So then I would have to ask questions. Thank you. Commissioners, is there anything else? Thank you.

MR. TRUJILLO: Thank you.

CHAIR MAYFIELD: And everybody, I just think it's important. I'll just say this. I know that we've by no means glanced over any of our executive or division director reports, but I think it's really good for our public to hear this. We at the Commission have the opportunity to read this. I know it's public, it's out there so anybody can read this, but I think again, we have a listening audience and a television audience that watches us. We're going a little late tonight, but I think it's important just for a quick summary recap so everybody does hear what's going on and the hard work that's being done by all of our divisions.

MS. MILLER: Mr. Chair, on your last request, as far as a recap of Aamodt, relative to implementation steps that would be coming from our Public Works Department and so probably that will be included because that really falls under Public Works/Utilities. As a matter of fact, the Commission did put funding in place to actually have an engineer. I do believe that position has been advertised. Has it been filled yet, Adam? So, but that is advertised. I think we had to readvertise it and we're looking for that. But Claudia Borchert, our Utilities Director, has been subpoenaed. So that one, I'll make sure that we do include an update on the activities of Aamodt in the Public Works/Utilities report, and then anything that might be a legal issue we can include that portion within the Legal. But I think all the other stuff, as far as the implementation of the system and the settlement steps are predominantly within Public Works.

CHAIR MAYFIELD: Thank you, Manager Miller, on that, and the Commissioners, I don't know if they've all been able to attend or not, but there's been extensive meetings out there. Representative Carl Trujillo has had meetings. Santa Fe County has had meetings, trying to let everybody know where we are with dates, as far as the proposed settlement that will be now in front of federal district judge Martha Vasquez, and that's also I would like a summary update legally of where everything is at, because not all the community attends these meetings and I just think that if we have it on our record and in our minutes it would be much appreciated. Thank you.

#### **VIII. F. Community Services Monthly Report**

MS. MILLER: Mr. Chair, the next monthly report is from Community Services but Rachel O'Connor did have to leave. She had an appointment. Most of the things



that are in that report were actually discussed from her director's report this morning. I was just looking through it. I think almost all of them on the first page were brought up, as well as some of the stuff under community safety. I would say some of the things that weren't in there have to do with units served for our seniors on congregate meals, home-delivered meals and also transportation. As you can see, our services – we've had continued increased amount on most of our services in the senior services so that's the good news. Good news and bad news because it's a definite balancing act making sure that we keep meeting those needs and keep our staffing appropriate.

And then also she's got some information on our community center operations and volunteer coordinator in there. If you have any questions, if I can answer them I will. If not, I'll make sure I get them to her. Otherwise, last but not least our Financial report from Teresa Martinez.

CHAIR MAYFIELD: I don't want to say the best for last but we're going to give everybody the financial condition of Santa Fe County, so that's not a bad thing. Ms. Martinez.

#### **VIII. G. Finance Report for the Quarter Ending 3/31/2014**

MS. MARTINEZ: Mr. Chair and Commissioners, the report you have before you is the actual quarterly report where I focus on major funds. What I'll do for the purposes of this summary is focus on the major revenues that we have in the County and our major expenditures. It's good to note that property taxes are collecting at a rate higher than budget, so they exceeded budget by \$3.9 million and they exceeded the prior year's collections by \$1.2 million for the same timeframe last year.

Gross receipts taxes are very close at \$32.1 million. Collectively, by which I mean both countywide and your unincorporated GRTs, they exceeded budget by \$3.1 million, and again exceeded the prior year's collections by \$2.4 million.

COMMISSIONER STEFANICS: Mr. Chair.

CHAIR MAYFIELD: Commissioner Stefanics, please.

COMMISSIONER STEFANICS: What percentage is that, do you think?

MS. MARTINEZ: For GRT? I believe I had it at five percent.

COMMISSIONER STEFANICS: Okay. Thanks.

MS. MARTINEZ: And from an expenditure standpoint our capital projects are moving along, and we also see corresponding increases in the investment that the Board has made relative to employees. So you'll see the increases in salaries and benefits as well as travel and training. And I'll stand for questions.

CHAIR MAYFIELD: Commissioners? Questions? Ms. Martinez, thank you very much.

MS. MARTINEZ: Thank you.

#### **VII. MATTERS FROM COUNTY ATTORNEY**

- A. **Executive Session**
1. **Discussion of Pending or Threatened Litigation**
  3. **Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights**
    - a. **Discussion of the Purchase from Suzanne Teng and Gilbert Levy of Approximately 1.04 Acres on the Santa Fe River for the Purpose of Creating a Public Greenway and Trail**
    - b. **Discussion of the Purchase from Edwin and Francesca Lemus of Approximately .483 Acres on the Santa Fe River for the Purpose of Creating a Public Greenway and Trail**
  4. **Discussions Preliminary to Collective Bargaining Negotiations**

MS. BROWN: [inaudible] Under our closed session we'll be discussing items 1, pending or threatened litigation, item 3, discussion of purchase and acquisition of real property, and item 4, discussion preliminary to collective bargaining negotiations.

CHAIR MAYFIELD: And 5? Or no need for 5?

MS. BROWN: I don't believe we need anything under number 5.

CHAIR MAYFIELD: Well, then a question, because there was on the report here, as far as – I'll go back to it. I pulled it out already. Maybe some union representation. I don't know if that's discussion of preliminary to collective bargaining negotiations. It was on one of the reports I just read. I thought we were going to go into executive to discuss that.

MS. BROWN: And to the extent we discussed that, that would fall under number 4, or number 1, which is pending or threatened litigation.

CHAIR MAYFIELD: Okay. Thank you.

COMMISSIONER STEFANICS: So, Mr. Chair.

CHAIR MAYFIELD: Yes.

COMMISSIONER STEFANICS: I move that we go into executive session for the purposes of discussing pending or threatened litigation, discussion of the purchase, acquisition or disposal of real property, and discussions preliminary to collective bargaining negotiations.

COMMISSIONER CHAVEZ: Second.

**The motion to go into executive session pursuant to NMSA Section 10-15-1-H (5, 7 and 8) to discuss the matters delineated above passed upon unanimous roll call vote with Commissioners Anaya, Chavez, Stefanics and Mayfield all voting in the affirmative. [Commissioner Holian was not present for this action.]**

[The Commission met in closed session from 7:41 to 8:55.]

CHAIR MAYFIELD: Commissioner Holian, please.

COMMISSIONER HOLIAN: I move that we come out of executive session where we discussed pending or threatened litigation, discussion of purchase, acquisition or disposal of real property or water rights, and discussions preliminary to collective bargaining negotiations. Present were the five Commissioners, the acting County Attorney, Rachel Brown, our County Manager, Katherine Miller, and our Human Resources Director, Bernadette Salazar.

CHAIR MAYFIELD: Thank you. For portions.

COMMISSIONER HOLIAN: Yes.

CHAIR MAYFIELD: Thank you. Do we have a second to come out of executive?

COMMISSIONER ANAYA: Second.

CHAIR MAYFIELD: Motion and second as described.

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

**VII. B. Possible Action Items from Executive Session**

**1. Approval of a Purchase Agreement with Suzanne Teng and Gilbert Levy to Purchase Approximately 1.04 Acres on the Santa Fe River for the Purpose of Creating a Public Greenway and Trail**

COMMISSIONER HOLIAN: Mr. Chair, I move for approval.

COMMISSIONER CHAVEZ: Second. And I want to state that the purchase – the total compensation for the purchase of this property is \$65,000 for 1.04 acres.

CHAIR MAYFIELD: We have a motion and a second.

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

**VII. B. 2. Approval of a Purchase Agreement with Edwin and Francesca Lemus to Purchase Approximately .483 Acres on the Santa Fe River for the Purpose of Creating a Public Greenway and Trail**

COMMISSIONER HOLIAN: Mr. Chair, I move for approval.

COMMISSIONER CHAVEZ: Second.

CHAIR MAYFIELD: We have a motion and a second.

COMMISSIONER CHAVEZ: And Mr. Chair, I think you did already, in your summary you did mention that it was .438 acres but Commissioner Holian, would you specify the dollar amount?

COMMISSIONER HOLIAN: \$40,000.


COMMISSIONER CHAVEZ: \$40,000? Okay.

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

**IX. CONCLUDING BUSINESS**  
**A. Announcements**  
**B. Adjournment**

Having completed the agenda and with no further business to come before this body,  
Chair Holian declared this meeting adjourned at 8:58 p.m.

Approved by:


  
Board of County Commissioners  
Daniel W. Mayfield, Chair

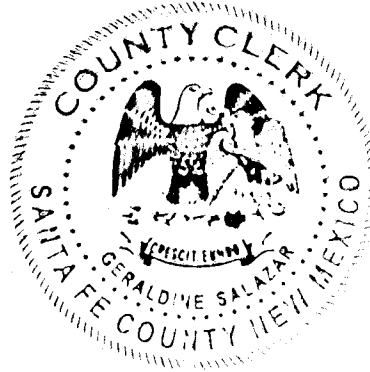
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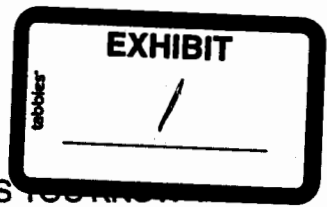
  
GERALDINE SALAZAR  
SANTA FE COUNTY CLERK

5-27-2014

Respectfully submitted:

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





**CHAIRMAN MAYFIELD AND MEMBERS OF THE BOARD:**

**MY NAME IS JOE EIGNER, I'M REPRESENTING ELDORADO/285 RECYCLES. AS YOU KNOW WE WORK TO INCREASE RECYCLING AND COMPOSTING AND TO REDUCE LANDFILLING.**

**WE ARE HERE TODAY TO SUPPORT THE SOLID WASTE TASK FORCE'S RECOMMENDATION ON ALLOWING CONVENIENCE CENTER PERMITS TO REMAIN VALID UNTIL FULLY USED STARTING IN FISCAL YEAR 2015.**

**WE INTERACT FREQUENTLY WITH THE PATRONS OF THE ELDORADO CONVENIENCE CENTER AND WE OFTEN HEAR COMPLAINTS ABOUT "PAYING FOR TRIPS THAT CAN NEVER BE USED".**

**FROM A PUBLIC RELATIONS POINT OF VIEW ENDING THE EXPIRATION FEATURE OF CONVENIENCE CENTER PERMITS IS A GOOD IDEA.**

**WE THINK THAT EXTENDING THIS IDEA TO EXISTING PERMITS IS A LESS GOOD IDEA FOR THESE REASONS:**

- 1. PATRONS WHO PURCHASED FISCAL YEAR 2014 PERMITS DID SO KNOWING THEY WOULD EXPIRE AT THE END OF THE YEAR.**
- 2. SIGNIFICANT INCOME THAT IS NEEDED TO OPERATE THE CONVENIENCE CENTERS WOULD BE LOST IN FISCAL YEARS 2015 AND 2016.**
- 3. THESE FUNDS WOULD HAVE TO BE MADE UP FROM THE GENERAL FUND.**
- 4. ABOUT 80% OF UN-INCORPORATED COUNTY HOUSEHOLDS DON'T MAKE USE OF THE CONVENIENCE CENTERS. THEIR TAXES SUBSIDIZE THE 20% OF HOUSEHOLDS THAT DO (WHILE THEY PAY SOME \$300 PER YEAR FOR CURBSIDE TRASH SERVICE). SO ASKING THEM TO SUBSIDIZE A LARGER SHARE OF CONVENIENCE CENTER COSTS SEEMS UNFAIR.**

**WE WOULD LIKE TO ADD THAT WE ALSO SUPPORT THE TASK FORCE'S IDEA OF INTRODUCING 6 AND 12 TRIP PERMITS IN THE FUTURE (WE THINK THE 24 TRIP PERMIT IS UN-NECESSARY). THIS IS BECAUSE WE BELIEVE THAT MANY FEWER TRIPS TO DUMP TRASH BOUND FOR THE LANDFILL WOULD BE NEEDED IF PATRONS MADE FULL USE OF THE MANY FREE RECYCLING OPPORTUNITIES THE CONVENIENCE CENTERS OFFER.**

**WE HAVE SHOWN THAT WITH LITTLE EFFORT HALF OF HOUSEHOLD DISCARDS CAN BE RECYCLED AT SANTA FE COUNTY CONVENIENCE CENTERS. SEE RECYCLOPEDIA TIP NUMBER FOUR ON OUR WEBSITE ELDORADO285RECYCLES DOT ORG.**

**AND ADDING BACKYARD COMPOSTING OF FOOD SCRAPS CAN REDUCE HOUSEHOLD WASTE GOING TO THE LANDFILL TO 20 PERCENT.**

FINALLY, WE BELIEVE THAT TRASH DISPOSAL SHOULD BE TREATED AS A UTILITY SERVICE JUST LIKE WATER, GAS, ELECTRICITY, TELEPHONE, AND INTERNET. ITS COST SHOULD REFLECT HOW MUCH EACH HOME USES. WE WOULD THEREFORE LIKE TO SEE MORE EMPHASIS ON A "PAY-AS-YOU-THROW" FEE STRUCTURE AT THE CONVENIENCE CENTERS.

EXPERIENCE NATION-WIDE SHOWS THAT THIS TYPE OF ECONOMIC INCENTIVE USUALLY DOUBLES RECYCLING RATES. CURRENTLY THE BAG STICKER PROGRAM AT THE CONVENIENCE CENTERS IS A GOOD EXAMPLE OF "PAY-AS-YOU-THROW".

THANK YOU. I WOULD BE HAPPY TO ANSWER ANY QUESTIONS YOU MAY HAVE.

REC'D BY FAX 11/15/93 11:58 AM



**RECYCLOPEDIA TIP #4 Eldorado Family's One Year Recycling Results Revised 10/2013**

Joe and Janet Eigner are a retired couple with many years' experience recycling and composting. Joe was involved professionally in the waste management field in Missouri. He was inspired on seeing the film "No Impact Man" and by the blog [thezerowastehome.com](http://thezerowastehome.com). He decided to weigh all waste material leaving his and Janet's home for one year and to record what they did with the waste. Here are the results of the project:

- To the backyard compost pile\*:**      **606 lbs**      (361 lbs food scraps, 196 lbs sawdust from spent kitty [wood pellet] litter, 41 lbs wood ash, 8 lb shredded paper)
- Recycled at County Transfer Station:** **829 lbs**      (609 lbs mixed paper, 64 lbs cardboard, 44 lbs plastics & metals, 112 lbs glass)
- To landfill (via the Transfer Station):** **308 lbs**      (181 lbs trash, 127 lbs yard trimmings)
- Total waste generated:**                      **1, 743 lbs**

\*Not included were yard and garden waste that went directly to the backyard compost pile without weighing.

<b>Percentages :</b>	<b>Composted</b>	<b>35%</b>
	<b>Recycled</b>	<b>48%</b>
	<b>Landfilled</b>	<b>18%</b>

The couple has two cats, they read two newspapers daily, and receive mountains of junk mail, so they may not be typical. The results show: (1) the big role that backyard composting can play in reducing landfill waste; and (2) that extensive recycling can be done in Santa Fe, even when many types of plastic and boxboard are not accepted for recycling. Can they do better? Joe says they could do a better job of reducing waste by paying attention to the packaging of what they buy and by stemming the flow of junk mail. More yard trimmings could be composted if weeds were picked before seeds set and if a shredder were used.

Brought to you by **Eldorado/285 Recycles**. Please help us recycle! Comments or questions can be directed to Joe Eigner 570-0583, [joseigner@gmail.com](mailto:joseigner@gmail.com)



# Corrections Week 2014

EXHIBIT

3

May 5, 2014



## History of National Correctional Officers Week.

Did you know that the first week in May is National Correctional Officers Week? The week was designated by President Ronald Reagan under Proclamation 5187 enacted on May 5, 1984. It is designed to provide correctional employees, particularly direct contact line staff, the respect and recognition that they deserve. National Correctional Officers Week is observed annually during the first full week of May.

As part of the National Correctional Officers Week Proclamation, President Reagan suggested that the week be celebrated through ceremonies and activities that provide recognition to correctional professionals for the valuable public service that they provide.

In 1996, the name of the week was officially modified by Congress, becoming National Correctional Officers and Employees Week to include other vital members of correctional staff.

Recognition events may include memorials to lost officers; training events; award ceremonies; and special meals, including pot lucks, catered events, and grill-outs.

Correctional Officers and personnel work under demanding and sometimes difficult circumstances, often facing danger in their daily lives. Santa Fe County Detention Facility Officers supervise inmates and maintain security; admit, transport and control the movement of inmates; handle emergencies and unusual situations as they arise and attend to inmate needs. There are approximately 191 correction employees.

National Correctional Officers and Employees Week is an ideal time to recognize and celebrate correctional professionals for their devotion, bravery, and ongoing commitment to being the change that they would like to see in the world.

**Public Safety Director**

**Pablo Sedillo**

**Warden**

**Mark Gallegos**

**Deputy Warden**

**Mark Caldwell**

**Interim Youth Services  
Administrator**

**Renee Fernandez**



## National Nurses Week 2014

National Nurses Day, also known as National RN Recognition Day, is always celebrated on May 6th and opens National Nurses Week. National Nurses Week begins each year on May 6th and ends on May 12th, the birth date of Florence Nightingale.

National Nurses Week is one of the nation's largest health care events, recognizing the contributions and commitments nurses make and educating the public about the significant work they perform. The American Nurses Association (ANA) supports and encourages National Nurses Week through state and district nurses associations, educational facilities, and independent health care companies and institutions. The week-long celebration is designed to accommodate the variety of schedules nurses are required to work.

The history of Nurses Day can be traced back to 1953 when Dorothy Sutherland of the U.S. Department of Health, Education, and Welfare sent a proposal to President Eisenhower to proclaim a "Nurse Day" in October of the following year. The proclamation was never made, but the following year National Nurses Week was observed from October 11 – 16, marking the 100th anniversary of Florence Nightingale's mission to Crimea.

In 1974, President Nixon proclaimed a "National Nurse Week." In 1981, a resolution was initiated by nurses in New Mexico to have May 6th declared "National Recognition Day for Nurses." This proposal was promoted by the ANA Board of Directors and in 1982, with a joint resolution, the United States Congress designated May 6th to be "National Recognition Day for Nurses." The proposal was signed by President Reagan, making May 6 the official "National Recognition Day for Nurses." It was later expanded by the ANA Board of Directors in 1990 to a week-long celebration (May 6-12) known as "National Nurses Week."

To all the nurses at Santa Fe County Adult Detention Facility and Youth Development Program, Thank you for all you hard work and dedication.



## National Teachers Week 2014

The idea of celebrating Teachers' Day took ground independently in many countries during the 20th century; in most cases, they celebrate a local educator or an important milestone in education (for example, Argentina commemorates Domingo Faustino Sarmiento's death on September 11 since 1915,[2] while India celebrates Dr. Sarvepalli Radhakrishnan's birthday on September 5 since 1962[3]). This is the primary reason why countries celebrate this day on different dates, unlike many other International Days.

To all the Teachers at Santa Fe County Adult Detention Facility and Your Development Program, Thank You for all your hard work and dedication.



**Scheduled Events for May 5th - 9th, 2014**

We will be serving all shifts.

**Menu**

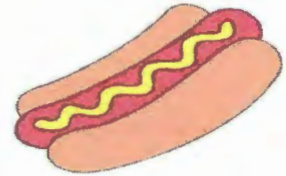
Monday: Donuts/Juices

Tuesday: Spaghetti/Salad/Drink

Wednesday: Breakfast Burritos/Drink

Thursday: Nachos/Drink

Friday: Hot Dogs/Hamburgers/Chips/Drink



**Graduation - Cadet Class #25**

Friday May 9, 2014 @ 11:00am to 1:00pm

Santa Fe County Fair Ground

Exhibit Hall Building

*To all the staff, who in addition to their overwhelming work load, have spent their time, financial resources and offered ideas and suggestions to make this 2014 Corrections Week the success it will be ... We extend our heartfelt gratitude. Thank you to everyone for everything you do on a daily basis for SFC Corrections..*

*Ardis Thomas & Anthony Martinez  
SFC Corrections Recognition Committee  
Chair & Co-Chairpersons*





In recognition of National Correctional Officers Week, National Nurses Week and Teachers Week, I would like to extend my gratitude for your support of the Santa Fe County Corrections Department.

Pablo Sedillo, III

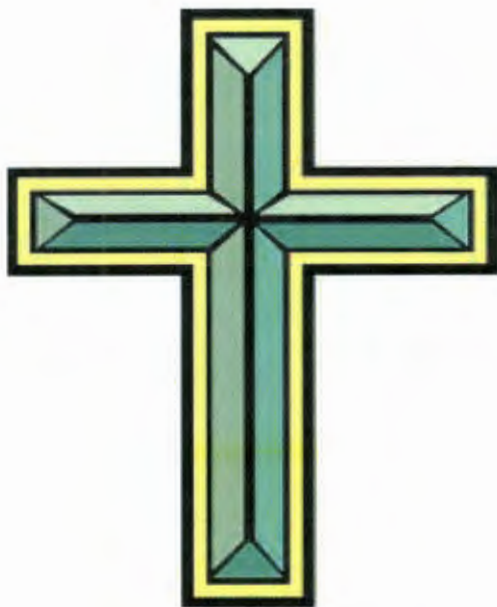
SFC Public Safety Director

*In recognition of National Correctional Officers, Teachers and Nurses Week I would like to express my sincere appreciation to each and every one of you. Your hard work and dedication does not go unnoticed. We are a team here at Santa Fe County Corrections who strives to maintain a safe and secure environment for inmates, staff and the public.*

*Mark Gallegos  
Warden*



## Remembering those we have lost but not forgotten.



*Those we love  
don't go away,  
They Walk beside  
us everyday, un-  
seen, unheard,  
but always near,  
still loved, still  
missed and very  
dear.*

**Valerie Leask  
Linda Walker  
Manny Moya  
Dr. Hector Lozano  
Alfred Bazan  
Gabe Narvaiz  
Jeff Bates**



# County Manager's Monthly Memo

From the Santa Fe County Manager

EXHIBIT

4

VOLUME 1, ISSUE 4

APRIL 2014

## Board Of County Commissioners Upcoming Schedule

- April 29 at 1 p.m.
- May 13 at 2 p.m.
- May 27 at 1 p.m.
- June 10 at 2 p.m.
- June 24 at 1 p.m.
- July 8 at 2 p.m.
- July, 29 at 1 p.m.
- August 12 at 2 p.m.
- August 26 at 1 p.m.
- Sept. 9 at 2 p.m.
- Sept. 30 at 1 p.m.

All Meetings are held on Tuesday in the County Commission Chambers at 102 Grant Ave.

All meetings are broadcast live at [www.santafecountynm.gov](http://www.santafecountynm.gov) and on Comcast Ch. 28 or you can listen live on Que Suave AM810

## SFC Partners with Masters Program *Everyone Wins*

Santa Fe County and the Masters Program teamed up for the first time to offer invaluable hands on experience and community benefits. The Masters Program is a blended academic program, combining high school level courses and dual credit college courses. Students have the choice of participating in several different community service projects including a public lands course. The Charter School is located on the campus of the Santa Fe Community College.

The partnership included a 12 week course with the Masters Program and the completion of more than half a dozen projects around various public lands. The 12 week course, met weekly for class on Friday afternoons at various locations around Santa Fe County. In total 12 students learned about public lands and helping to improve them.

Projects consisted of trail building and maintenance, erosion control, building of dams, identification and removal of non-native trees, fire prevention and thinning of trees, building and repairing fences and many other beautification ventures throughout the county.

Carole Branch, Santa Fe County Volunteer Coordinator said, "When students are introduced to public lands, they learn how to protect, maintain and restore our trails, parks and rivers." She continued, "The program is a win—win for everyone."



## Chimayo Fire Station Gets Solar Photovoltaic System

The Santa Fe County Chimayo Fire Station got a new 4.1 kilowatt roof-mounted solar photovoltaic system. The system will generate approximately 50% of the fire station's annual electricity demand. The system is estimated to decrease the Fire Station's electric bills by approximately \$700 per year, based on current electricity prices.

Consolidated Solar Technologies installed the solar system that is expected to generate solar power for the next 25-30 years. The project costs approximately \$14,000 and was funded by District 1 Capital Funds and a New Energy Economy grant.

**A ribbon cutting ceremony will be held at the Chimayo Fire Station on Sunday, May 4 at 1:30 p.m. The community is invited to attend, celebrate and enjoy refreshments and entertainment.**

# Santa Fe County Family Self Sufficiency Program Helps Economic Independence

The Santa Fe County Family Self Sufficiency Program, better known as the FSS Program helps provide participants with support services to become more economically independent and self sufficient. The program offers families an opportunity to build savings and plan for the future by establishing an interest bearing account on behalf of the family participating in the FSS program. Participants set goals and have five years to complete their goals. (Goals are typically school or work related, or buying a house, or becoming financially stable)

The FSS program is implemented through a contracts between the Santa Fe County Housing Authority and participants living in County Public Housing or a Housing Choice Voucher participant. Public Housing and the Housing Choice Voucher Program each have their own FSS Program within those two main programs. During the term of the contract, the Santa Fe County Housing Authority matches what they pay their landlord in rent, into an escrow account. The matching money comes from a United States Department of Housing and Urban Development (HUD) grant. The amount of their rent is based on their income, payment standard, rental amount, allowances, and deductions. In addition to the monetary contributions, participants are also required to attend a mandatory training once a month. The continual savings and monthly trainings are the annual demonstration measurements that participants are still working towards attaining their goals.

If participants finish their goals prior to the five year deadline, they receive their escrow account money upon completion. However, if they don't complete their goal or attend the monthly training, they forfeit their escrow savings.

In total about 35 families participate in the FSS program at any given time. The program is only available to residents living in County Public Housing or participating the Housing Choice Voucher program.

Santa Fe County has recently assisted three participants through the process of meeting their savings goals and with that money they were able to purchase a home!

For information on the Santa Fe County Housing Program contact 992-3060. Residents must first apply for Public Housing or the Housing Choice Voucher program and get on waiting list for the FSS program.

You can also visit [www.santafecountynm.gov/housing\\_services](http://www.santafecountynm.gov/housing_services) for more information on our Housing Authority Program.

## Santa Fe County "Road Diet" Project Wins Big

Santa Fe County recently received an award for Low Carbon Transportation. The award was part of the 2014 Sustainable Santa Fe Award Winners.

The "Road Diet" project was a bike lane retrofit on Tesuque Village Road that eliminated a road lane to create two bike lanes. It was considered by Sustainable Santa Fe the most significant bike lane retrofit since the 2012 Metropolitan Bicycle Master Plan.

### MORE ON THE ROAD DIET FROM SUSTAINABLE SANTA FE

The road was restriped between the Tesuque River and US 84/285, eliminating one of the three travel lanes and creating bike lanes. This road segment can now be integrated into "State Bike Route 9" which represents a mix of city, county and state roads as well as a short trail segment that together make a wonderful non-motorized alternative to US84/285, both for long-range and local travel.



## Kitchen Creations Classes Starting Soon!

Kitchen Creations is a cooking school for people with diabetes. The cooking school classes are brought to you by the New Mexico Department of Health, diabetes prevention and control program and New Mexico State University Cooperative Extension Service.

The cooking classes include a series of four cooking classes. During the classes participants will learn about the following:

- Learn to plan healthy meals
- Prepare delicious dishes that manage carbohydrates
- Reduce fat, sugar and sodium in cooking without cutting taste

In addition to preparing and tasting healthy dishes, class participants will also receive a workbook and recipe books.

#### Class Schedule:

(All classes will be held at 3229 Rodeo Rd. In the County Fairgrounds from 9 a.m. to 12 p.m.)

Friday, April 25

Friday, May 2

Friday, May 9

**All classes and materials are free!**

**Pre-registration is required.  
Register by calling the Santa Fe  
County Extension Office at  
505-471-4711**

**Seats are limited**

**People with diabetes have first  
priority.**

## Dates to Remember 2014 Primary Election

The Santa Fe County Clerk, Geraldine Salazar wants to remind voters that the New Mexico Primary Election will be Tuesday, June 3, 2014. On Election Day, all polling places will be open from 7 a.m. to 7 p.m. There are several dates before the election that voters should keep in mind.

**Voter Registration:** New Mexico has a closed Primary: only registered Democrats can vote in the Democratic Primary and only registered Republicans can vote in the Republican Primary. The last day to register is Tuesday, May 6. If you are new to the county, have changed your name, address, or political affiliation, you must re-register. Please note: if you re-registered and failed to indicate a political party, even if you have been a Democrat or Republican on previous registrations, you are currently listed as Declined to State (DTS) and cannot vote in the Primary. Your Voter Information card lists your party if you indicated a political party. If you have questions or wish the Clerk's Office to send you a Voter Registration Form, call 505-986-6280.

**Absentee Ballots:** You can apply for an Absentee Ballot now or any time up until Friday, May 30, although we encourage voters not to wait until the last minute. By law, however, we cannot send out Absentee Ballots until Tuesday, May 6; the last day we can send out Absentee Ballots is Friday, May 30. To apply for an Absentee Ballot, you can go online (<http://www.santafecountynm.gov/userfile/ABGeraldine.pdf>) to print an application, or call the County Clerk's Office (505-986-6280) to request an application.

**Early Voting at the Clerk's Office:** You can vote early at the Clerk's Office beginning Tuesday, May 6 through May 31, Monday through Friday, 8 a.m. to 5 p.m., including lunch hours. Voting will also occur on Saturday, May 31, **ONLY** from 10 a.m. to 6 p.m.. The Clerk's Office will be closed Monday, May 26, in observance of Memorial Day.

**Early Voting at Alternate Sites:** The County has early voting at the following sites:

**Old Edgewood Fire Station**  
25 E. Frontage Rd, Edgewood

**Ken and Patty Adam Senior Center**  
16 Avenida Torreon, Eldorado

**Santa Fe County Fair Building**  
3229 Rodeo Rd, Santa Fe

**Pojoaque County Satellite Office**  
5 W. Gutierrez, Suite 9, Pojoaque

Early voting at these sites begins Saturday, May 17 and ends Saturday, May 31. Days and hours for these sites are as follows: Tuesday through Friday, from noon until 8 p.m., and Saturdays, 10 a.m. to 6 p.m.. These sites are closed on Sundays and Mondays.

For more information, consult the County Clerk's Web page (<http://www.santafecountynm.gov/clerk>) or call the County Clerk's Office (505-986-6280).

### Reminder Santa Fe County is in Burn Restrictions

Santa Fe County residents are reminded we are currently in burn restrictions. The Santa Fe County Fire Department by approval of the Board of County Commissioners (BCC) issued emergency Ordinance 2014 - 3 at the March 25, 2014 BCC meeting declaring hazardous fire conditions and imposing restrictions on open fires, smoking and other ignition sources.

The Ordinance bans open fire of any kind. To view the Ordinance in its entirety visit

[www.santafecountynm.gov/ordinances\\_and\\_resolutions](http://www.santafecountynm.gov/ordinances_and_resolutions)



# Juan Medina Road (CR 98) Project Invaluable for Walkers Making Santuario Pilgrimage

Santa Fe County recently completed a significant road project on Juan Medina Road (County Road 98) to improve public safety for non-motorized traffic off the roadway. Santa Fe County completed two eight foot shoulders on the east and west sides of Juan Medina road in two phases. In November 2013 the second phase of the Juan Medina Road project was completed. According to Commission Chairman, Daniel Mayfield, these road improvements will significantly enhance public safety for area communities, commuters and all travelers especially during high use times.

In addition to the shoulders, guardrails were added and new striping was done. The total project cost was \$2.3 million. The second phase of the project was funded through Gross Receipts Tax.



## What's Happening in Brief at SFC

### Thank You!

I would like to thank and recognize all of our Regional Emergency Communication Center Telecommunicators for all they do and their hard work as 911 operators. I would also like to thank and recognize all of our Correctional Officers and nurses for a job well done. I am very excited as a County we are able to celebrate our own employees in conjunction with their respective national recognition celebratory weeks. National Telecommunicators Week was April 13 – April 20 and National Correctional Officers Week is May 4 – May 10 and National Correctional Nurses Week is May 6 – May 12. Please take time to thank our Public Safety employees!

### Spring 2014 Amnesty Day at BuRRT, Saturday April 26

A quick reminder on Saturday, April 26, in conjunction with the Great American Cleanup sponsored by Keep Santa Fe Beautiful, the Buckman Road Recycling and Transfers

Station will host Amnesty Day for city and county household residents allowing residents to bring unwanted items at **no charge**. For more information visit [www.santaferecycling.org](http://www.santaferecycling.org).

### Prescription Drug Take Back Event in Santa Fe County April 26

Residents are encouraged to get rid of unwanted, expired and unused medication on Saturday, April 26 from 10 a.m. to 2 p.m. at six collection sites in Santa Fe County at various locations from Pojoaque to Edgewood. Law Enforcement Officers will be manning the take back.

Visit [www.santafecountynm.gov](http://www.santafecountynm.gov) for full list of locations.

### Living Wage Ordinance

The Santa Fe County Living Wage Ordinance goes into effect on Saturday, April 26, 2014 for businesses located throughout Santa Fe County,

outside of the incorporated boundaries of the City of Santa Fe, City of Española and the Town of Edgewood. Please Note the Board of County Commissioners (BCC) is currently reviewing an amendment to the Living Wage Rate (tipped employees) portion of the Ordinance.



**County Manager Katherine Miller**

Amendments to this section of the Ordinance have been proposed and the section is suspended until action is taken at the May 27, 2014 or subsequent meeting of the BCC.





## Stay Connected With SFC



“Like” us on Facebook

Follow us on Twitter

**Address:**  
102 Grant Ave  
Santa Fe, NM 87501-2061

**Phone:**  
Santa Fe County Main Line

(505) 986-6200

### Frequently Called Numbers:

Santa Fe County Assessor's Office – (505) 986-6300

Santa Fe County Clerk's Office – (505) 986-6280

Santa Fe County Treasurer's Office – (505) 986-6245

Santa Fe County Sheriff's Office – (505) 986-2455

SFC Adult Correctional Facility – (505) 428-3861

## [www.santafecountynm.gov](http://www.santafecountynm.gov)

### Other Important Numbers

Building Permits 505—986-6225

Fire Questions/ Burn Permit—505-992-3070

Utilities—505-992-9870

Public Works / Roads—505-992-3010

Human Resources—505-992-9880

Community Services—505-992-9849

Attorney's Office—505-326-6279

Teen Court—505-995-9555

Animal Control—505-992-1626

# Courage.

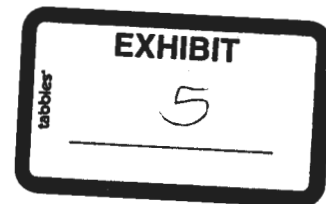
Join Santa Fe County Public Safety  
and Discover Your Inner Hero.

Sheriff | Fire | EMT/Medic  
911 Dispatch | Corrections



505-992-9880  
[www.SantaFeCountyNM.gov/Hero](http://www.SantaFeCountyNM.gov/Hero)





*Immediate Release*

## **Santa Fe County Drug Take Back Collects 600 Pounds of Unwanted Medication**

**Santa Fe, NM - April 29, 2014** - A coordinated Drug Take Back event over the weekend weighed in with over 600 pounds of unwanted medication collected. The Santa Fe County Community Services, Sheriff and Fire Departments, Town of Edgewood Police, City of Santa Fe Police, New Mexico State Police and the Drug Enforcement Administration collected expired and unused drugs in six different locations throughout the county on Saturday, April 26.

"I am very pleased that the collective efforts of law enforcement were so successful in Santa Fe County." said Rachel O'Connor, Director of Santa Fe County Community Services Department. "600 pounds of drugs are now safely disposed of and off the street".

The prescription drug overdose death rate in New Mexico is one of the highest in the United States and Santa Fe County is one of the highest in New Mexico. A majority of abused prescription drugs are obtained from family and friends, often right out of the home medicine cabinet. To prevent pill abuse, lock up prescription medication, especially opioid painkillers as these highly prescribed medications are being used by kids to get high.

Americans are now advised that previous practices for disposing of unused medicines - flushing them down the toilet or throwing them in the trash - pose safety and health hazards and should not be done. The DEA sponsors these Drug Take Back days twice a year so that people can safely dispose of these potentially dangerous drugs. The next Drug Take Back event is scheduled for the Fall.

For more information contact Peter Olson at 992-9844 or [polson@santafecountynm.gov](mailto:polson@santafecountynm.gov)

###

Jennifer LaBar-Jaramillo  
Santa Fe County Manager's Office  
[jjaramillo@santafecountynm.gov](mailto:jjaramillo@santafecountynm.gov)  
505.986.6293

Santa Fe County is on Facebook and Twitter





Volume 2

## Santa Fe County Adult Detention Facility

Tuesday  
April 15, 2014



In this edition of "The Inside Reaching Out" we take a look at the submissions to our first art contest! We also explore the new addition to the staff, substance abuse, National Autism month and upcoming holidays and their origins. As always we welcome all inmates in all units to submit pieces to their Case Managers for future publications!

### New Staff

SFCADF is very pleased to be bringing on new staff to better serve the inmate population. Our newest acquisition is the Re-Entry Specialist. This position will be filled by none other than our current Bravo Case Manager, Stacey Byard. Her new position is still being finalized and set up but here she gives an idea of the services this new position will provide in the near future.

The SFCADF has recently created a new position of Re-Entry Specialist. The goal of the Re-Entry Specialist is to further assist inmates in obtaining community resources in an effort to help reduce recidivism. These services can include Medicaid/Centennial Care, Housing, Counseling Services, and Drug Treatment Programs etc. The Re-Entry Specialist will be working hand in hand with Case Management and Behavioral Health in order to develop strategies for a successful transition back to the community.

### Inside This Issue

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*Editor: Melissa Oberg, Classification Supr./ Program Manager*

*Asst. Editor: Anthony Valdo, Case Manager*

*Public Safety Director: Pablo Sedillo*

*Warden: Mark Gallegos*

*Deputy Warden: Mark Caldwell*

*Contributors: Jody Martinez, Sergio Duran, Tony Ontiveros, Javier Duran, Diego Gonzalez, Brandon Terven, Eric Roger, Henry Moreno, Bradley Deets*

## Santa Fe County Adult Detention Facility Information for the Month

### Centennial Care (Medicaid) Enrollment

With the passing of the Affordable Care Act, many individuals are now eligible for Health Insurance through Centennial Care (formerly Medicaid). Even if you have been denied coverage in the past, you may be eligible now for free or low-cost health insurance. If you're interested in applying please submit a Communication Form to our new Re-Entry Specialist. The application only takes about ten minutes to complete and benefits can begin in as little as 6-8 weeks.



### Commissary

Last month a meeting was held with the Warden, Trinity Services, the Programs Manager and a few other volunteers to discuss changing some of the items on the commissary menu. A few items were removed due to their low sales. The bulk of the meeting was about adding new items and going over the suggestions made by the inmate population. The new items range from new drinks to new cooking and flavoring supplies. A memo has been posted in the units detailing all the changes and their prices. Please be patient as the new popularity and slipping quantities could affect your ability to order some of the new items.



### Pardon Our Mess

As many have noticed, there are several construction crews working throughout the facility. At times this requires much of the inmate population to be placed in their cells. These crews are working to resurface the showers throughout the facility. Many of the showers have years of paint and build up on them. These work crews are grinding the showers down to bare block and then applying an epoxy coating that should seal all nooks and crannies. This work should not only make the showers easier to clean, but also make them more resistant to unhealthy build up. The new surface should also cut back on some of those unnecessary falls.



## The Holidays of April



**Easter:** is a Christian festival and holiday celebrating the resurrection of Jesus Christ on the third day after his crucifixion at Calvary as described in the New Testament. Easter is the culmination of the Passion of Christ, preceded by Lent, a forty-day period of fasting, prayer, and penance.

The last week of Lent is called Holy Week, and it contains the days of the Easter Triduum, including Maundy Thursday, commemorating the Last Supper and its preceding foot washing, as well as Good Friday, commemorating the crucifixion and death of Jesus. Easter is followed by a fifty-day period called Eastertide, or the Easter Season, ending with Pentecost Sunday.

**Passover:** is a Jewish festival. The Jewish people celebrate Passover to commemorate their liberation over 3,300 years ago from slavery by the Pharaohs.

Passover begins on the 15th of the Hebrew month of Nisan and lasts for either seven days (in Israel) or eight days (in the diaspora). In Judaism, a day begins at dusk and lasts until the following dusk.

In the narrative of the Exodus, the Bible tells that God helped the Children of Israel escape from their slavery by inflicting ten plagues upon the ancient Egyptians, the tenth and worst of the plagues was the death of the Egyptian first-born.

The Israelites were instructed to mark the doorposts of their homes with the blood of a slaughtered spring lamb and, upon seeing this, the spirit of the Lord knew to *pass over* the first born in these homes, hence the English name of the holiday.

When the Pharaoh freed the Israelites, it is said that they left in such a hurry that they could not wait for bread dough to rise (leaven). To commemorate, *Matzo* (flat unleavened bread) is eaten for the duration of Passover.

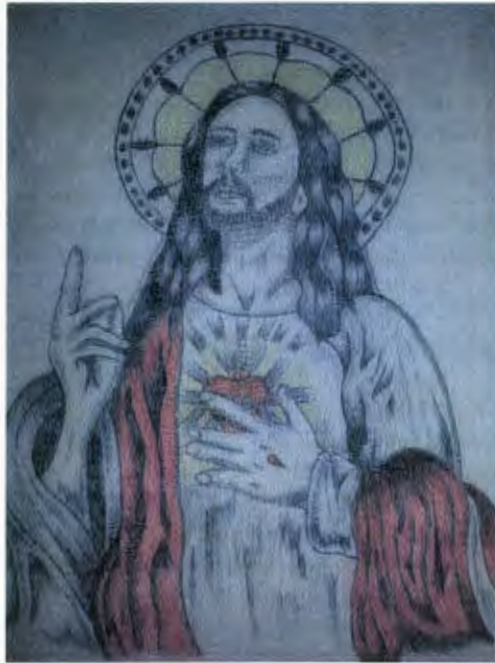


**The Easter Bunny:** is a fantasy character depicted as a rabbit bringing Easter eggs. The Easter Hare originally played the role of a judge, evaluating whether children were good or disobedient in behavior at the start of the season of Eastertide. In legend, the creature carries colored eggs in his basket, candy and sometimes also toys to the homes of children. The custom was first mentioned in 1682 referring to a German tradition of an Easter Hare bringing Easter Eggs for the children.

**Easter eggs:** are special eggs that are often given to celebrate Easter or springtime. As such, Easter eggs are common during the season of Eastertide. The oldest tradition is to use dyed and painted chicken eggs, but a modern custom is to substitute chocolate eggs, or plastic eggs filled with confectionery such as jelly beans. In Christianity, for the celebration of Eastertide, Easter eggs symbolize the empty tomb of Jesus: though an egg appears to be like the stone of a tomb, a bird hatches from it with life; similarly, the Easter egg, for Christians, is a reminder that Jesus rose from the grave, and that those who believe will also experience eternal life.

The custom of the Easter egg, however, originated in the early Christians of Mesopotamia, who stained eggs red in memory of the blood of Christ, shed at his crucifixion. The Christian Church officially adopted the custom, regarding the eggs as a symbol of the resurrection; in A.D. 1610.

March Art Contest 2014



The results for our art competition are in. with the time of year in mind we asked for something that made you think of family. For some that was religion, a favorite pastime, and others put the longing of being apart to paper. We know it is never easy to submit a piece of yourself but we do thank everyone who did contribute and as a result we decided to share all of the submissions. All drawings were produced on "Panjos". A Panjo is a stiffened piece of cloth, the most readily available being a handkerchief sold on commissary.

Delta Winner

T.O.-



Alpha Winner

-S.M.-

Charlie Winner

-D.G.-



### Missing You

Often it may feel like we are so far away  
And time is against us like a never ending day  
The days stretch long and may seem like years  
But deep in my heart, you are always near  
In a place where it is dark and darkness is all around  
I imagine your voice, such a sweet loving sound  
My days are lonely and so very blue  
I can't stop this feeling, I am missing you  
I promise to treat you right and never wrong  
Together we will always go forward like the hands of  
time  
Moment by moment until you are mine  
As I know softly sigh gently to myself  
I pray that you'll be my baby girl and no one else  
In a short time we have come a long way  
And I think back to that special day  
The day I will always remember and will never forget  
That very special day, my love, on the day we met

-E.R.-



-C.L.-

### Family

Family is your best friend. They are there for you till the end. They never abandon you and they love you too. Try never to let them down or ever to make them frown. Family is for life. Even through great strife. Always treat them with them with care. Show them you'll always be there. Show them you love them too. After all that you've been through. They are still there for you too. **-BT-**



## Inmate Submissions Continued



**Emiliano Zapata (1879-1919)** was a village leader, farmer and horseman who became an important leader in The Mexican Revolution (1916-1920) he was instrumental in bringing down the corrupt dictatorship of Porfirio Diaz in 1911 and soon joined forces with other revolutionary generals to defeat Victorian Huerta in 1914. Zapata commanded an imposing army, but he rarely sallied forth, preferring to stay on his home land of Morelos. Zapata was idealistic and his insistence on land reform became one of the pillars of the revolution. He was assassinated in 1919. **-H.M.-**



**-J.R.M.-**



**-J.D.-**



**-C.L.-**

### **Art Contest Part Two:**

**Who is ready to put more pen to paper or cloth? Show us what you've got with the theme of Portraits.**



## Medical News

### Opioid Overdose Prevention

New Mexico's drug overdose death rate has been the highest in the nation for most of the last two decades. In addition, more New Mexican's die from drug overdoses than those dying from car crashes. Beginning in April, the nursing staff at Santa Fe County Adult Detention facility will be providing opioid prevention classes for the inmates. Upon completion of the class, each patient will receive a naloxone (Narcan) nasal kit upon release from the facility. Santa Fe County Fire Department will also be conducting classes for family members and friends beginning in Pojoaque.



### What Is Autism? What is Autism Spectrum Disorder?

Autism spectrum disorder (ASD) and autism are both general terms for a group of complex disorders of brain development. These disorders are characterized, in varying degrees, by difficulties in social interaction, verbal and nonverbal communication and repetitive behaviors.

ASD can be associated with intellectual disability, difficulties in motor coordination and attention and physical health issues such as sleep and gastrointestinal disturbances. Some persons with ASD excel in visual skills, music, math and art.

Autism appears to have its roots in very early brain development. However, the most obvious signs of autism and symptoms of autism tend to emerge between 2 and 3 years of age. Early intervention with proven behavioral therapies can improve outcomes. Increasing autism awareness is a key aspect of this work.

### Autism Awareness Facts from [www.AutismSpeaks.org](http://www.AutismSpeaks.org)

- 1 in 68 children is diagnosed with autism, 1 in 54 are boys
- There is no medical detection or cure for autism
- Autism is the fastest-growing serious developmental disability in the U.S.
- Autism prevalence figures are growing
- Autism receives less than 5% of the research funding of many less prevalent childhood diseases

The following "red flags" may indicate your child is at risk for an autism spectrum disorder. If your child exhibits any of the following, please don't delay in asking your pediatrician or family doctor for an evaluation:

- No big smiles or other warm, joyful expressions by six months or thereafter
- No back-and-forth sharing of sounds, smiles or other facial expressions by nine months
- No babbling by 12 months
- No back-and-forth gestures such as pointing, showing, reaching or waving by 12 months
- No words by 16 months
- No meaningful, two-word phrases (not including imitating or repeating) by 24 months
- Any loss of speech, babbling or social skills at any age



## P.R.E.A

Tell Someone you Trust...Together we can **STOP** the Violence

Sexual assault takes many forms—it is any unwanted sexual contact, including rape, attempted rape, and child sexual abuse. It can affect people of any gender, age, ethnicity, sexual orientation, or ability.



1-800-469-4499

### Speak Up Say No to Sexual Assault / Abuse

We are here to respond to the needs of individuals who are in crisis or suffering from trauma. We combine the healing power and life changing services of a specialized clinical team, advocacy center, and education /prevention experts to help survivors and our community restore strength in the face of adversity.



**SOLACE**  
CRISIS TREATMENT CENTER

1-800-721-7273



#### Outside Resources

**Life Link** program primarily focuses on housing, mental health, and substance abuse. They provide help to people that are in need of one service and any combination of the three.

The Life Link

2325 Cerrillos Rd.

Santa Fe, NM 87505

Phone 505-438-0010

**St. Elizabeth Shelter** is dedicated to assisting homeless individuals and families by providing emergency shelter, food, case management, counseling, supportive housing and referrals to partnering human-service agencies. St. Elizabeth Shelter's ultimate goal is to end the cycle of homelessness

Address: 804 Alarid St, Santa Fe, NM 87505

Phone:(505) 982-6611

#### Look for the Next Issue on May 16, 2014

**Submissions:** Have an art piece to show off, A poem to share, or a family dedication, we want to know about it. Submit your work to your unit's Case Manager. Deadline for submissions is April 30, 2014