

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

July 25, 2023

1. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:31 p.m. by Chair Anna Hansen in the County Commission Chambers, 102 Grant Avenue, Santa Fe, New Mexico.

B. Roll Call

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

Members Present:

Commissioner Anna Hansen, Chair
Commissioner Hank Hughes, Vice Chair
Commissioner Anna Hamilton
Commissioner Camilla Bustamante
Commissioner Justin Greene

Members Excused:

None

C. Pledge of Allegiance

D. State Pledge

E. Moment of Reflection

E. O'ga P'ogeh Owingeh Land Acknowledgement

F. Moment of Reflection

The Pledge of Allegiance and the State Pledge were led by Chair Hansen, and the Moment of Reflection by Andres Lujan of the Public Works Department. Chair Hansen acknowledged that this building and Santa Fe County are part of the original homeland of the Tewa people also known as Ogha Po'oga Owingeh, "White Shell Watering Place."

Chair Hansen requested a moment of silence for community member and someone who has worked with the County, Eric Witt.

G Approval of Agenda

GREG SHAFFER (County Manager): Thank you, Madam Chair and

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Commissioners, the initial agenda for today's meeting was posted on Tuesday, July 18th at approximately 5:53 p.m. An amended agenda was posted on Friday, July 21st, more than 72 hours in advance of today's meeting as required by the Open Meetings Act.

In terms of substantive changes to the agenda itself, item 3. B, approval of a letter from the Board of County Commissioners in support of the Espanola Pathways Shelter, Pathways Village traditional housing project, was added to the agenda. Under Matters from the County Attorney and executive sessions item numbers 5 through 7 were added to the agenda but we'd like to withdraw item number 6, Road Settlement Agreement with San Ildefonso Pueblo to a future meeting of the Board. And finally, Public Hearings, item 12. B, a Resolution Adopting the Santa Fe County Affordable Housing Plan, was added to the agenda.

So those were the changes from the agenda as initially posted through today, and again, we're asking to withdrawn item number 6 from the executive session agenda to a future meeting. Thank you.

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

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

COMMISSIONER GREENE: Second.

CHAIR HANSEN: I have a motion from Commissioner Hamilton, a second from Commissioner Greene.

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

1. H. Years of Service, Retirements, and New Hire Recognitions

CHAIR HANSEN: Manager Shaffer.

MANAGER SHAFFER: Thank you, Madam Chair. We do want to recognize again those who are starting their careers with Santa Fe County as well as those who have recently ended their careers with Santa Fe County through retirement, and finally those who are recognizing significant milestones with the County in terms of their years of service. We'll do them in the order of years of service, new hires, and retirements.

In terms of those who are observing five-, ten- and fifteen-year anniversaries with the County, at the five-year mark we have Christopher Chappell in the Water Utilities Division, Angelica Mendoza in the Adult Corrections of Detention Facility, Patrick Romero on the Maintenance Division of the Corrections Department, and Joseph Barela in the Housing Authority Division of the County.

We have three people who are recognizing ten-year anniversaries with the County. Larice Griego in the Housing Authority Division of the County, Frederick Archuleta in Fleet Service in Public Works, and Clay Cullison in the Sheriff's Department.

We have five individuals who are recognizing the 15th year anniversaries with the County, all in the Fire Department actually: Robert Gabaldon, Frank Gallegos, William Graves, Melissa Moya, and Jeremiah Sandoval are all recognizing their 15-year anniversary with the County, all starting on the same date.

In terms of new hires for June of 2023, we have two in the Corrections Department, both case managers: Pilar Jaehn, Natalia Lopez. We have one new employee in the County Assessor's Department, Donald Delgado, and one new employee in the Human Resources Division of the County Manager's Office, Angel Larrañaga. We have two hires in the Health and Human Services Department, or Community Services Department, that's Danielle Miera, and Devin Roybal.

In our Public Works Department, we have a new Project Manager, Robert Lambert. Also in the Public Works Department, Hector Huerta Jaime has joined the team as a vehicle mechanic, and we're pleased to get some support to our RECC Director and welcome Frankie Gonzales to the RECC as a Deputy Director. And finally, we have two Sheriff's deputies, a cadet and a Sheriff's Deputy III in Joshua Thomas and Rudy Vallejo.

Finally, we'll just note for the record that Robert Griego did complete his retirement as the Board has previously recognized on July 14th. So again, please join me in welcoming our new hires, recognizing the continued and continuous service of those who are celebrating significant anniversaries with the County, and wishing Robert Griego all the best in his retirement. Thank you.

CHAIR HANSEN: Thank you, Manager Shaffer. So yes, welcome to all the new hires. Congratulations to our Fire Department and Housing and Administration and Maintenance and Public Works for retaining these employees and we are grateful to continue to have your service at the County. And last but not least, we will all miss Robert Griego very much, but we wish him the best in retirement. Any other comments from Commissioners? Okay, thank you very much.

1. I. Employee of the Quarter, 2nd Quarter 2022

MANAGER SHAFFER: Thank you, Madam Chair and Commissioners. So the purpose of the eee program is to recognize employees who make a significant contribution to Santa Fe County during the previous three-month period. The significant contribution may include providing excellent service to our constituents, developing and implementing new programs that will benefit our organization, providing exemplary performance to Santa Fe County in their daily job performance, demonstrating a willingness to work above and beyond the call or duty, or another contribution which the nominator believes to be important to recognize.

The process for selecting the Countywide Employee of the Quarter begins with the designated Recognition Teams selecting on department/elected office Employee of the Quarter for their group. These department/elected office Employees of the Quarter are then considered for the Countywide Employee of the Quarter award.

And what I would do, Madam Chair and Commissioners, is go ahead and read through the entire list of nominees as well as the comments that were provided by the nominator for each of the nominated employees. Once that's been concluded, I think it would be appropriate for the Board to make any comments that you would wish to the entire assembled group, and then once that's accomplished I'll go ahead and announce the winner of the Countywide eee award, as which point the Board can have photos taken with all the nominees and the Countywide award winner.

So all start with from the Public Safety group, Jennifer Horta, the department administrator for RECC. Jennifer has played a major role in the smooth transition for the new RECC Director. She has lead numerous projects and assignments and shows respect and professionalism to all county staff, emergency responders, and the public. She displays dedication to RECC by ensuring that her duties as Department Administrator are met while also assisting on the dispatch floor. She is consistently going above and beyond her typical tasks to provide assistance that is needed for the RECC Director. So, Jennifer, if you want to please come forward at this time.

From the Community Services Group, Travis Darnell was nominated. He is a Cook's Assistant and Driver for the group. His department reports that Travis has shown love and concern for the Edgewood community in the careful and thoughtful way he treats the senior citizens. Travis is an amazing co-worker and team member, and is always willing to assist in whatever way he can. He consistently receives praise from the elder community members he serves in Edgewood. He is a role model and perfect example of what it means to serve the community. So, Travis, if you are present, if you could please come forward.

Moving on to the Public Works group, we have Camille Garay-Chavez, who is an administrative assistant Camille has great attention to detail and is extremely thorough when reviewing approximately 300 invoice packets per month. She is so good at quality control that she has been asked to review packets for other staff and she has gladly taken on the extra work without complaining. Camille's great work ethic, quality of work and great attention to detail are a great reflection of what we are striving for in the Public Works Department. And I'm looking to see if Camille is present. Okay, strike two.

But I see the Sheriff's Office is in the house so now we're really going to hit the jackpot. With regard to the Sheriff's Office, my understanding is there are four names that are going to be brought forward and the Undersheriff, if he'd like, can speak to this. But the Sheriff's Office, as different parts of the County are, has struggled with some staffing-related issues, and all four of the individuals who are nominated from the Sheriff's Office as a team stepped up to assist the office in navigating and working through those vacancies while the Sheriff's Office continues to recruit, to find capable tem members to fill those vacancies. So rather than singling out one individual person, the Sheriff's Office requested that they be able to recognize four individuals who again, each stepped up in some way in order to help manage through those vacancies.

So I'll start with Clarissa Garcia who is an Accountant Senior. Clarissa has revamped processes, cleaned up deficiencies, manages numerous large grants and has assumed the financial duties of the vacant Accountant Technician position. Clarissa takes her position with great seriousness and ensures all tasks are completed timely. Clarissa has a reputation as a true professional and has developed strong working and professional relationships with Finance Department staff and vendors. So is Clarissa present, Undersheriff? Thank you.

We also have Marissa Poppell, from the crime scene technicians in the Sheriff's Office. Marissa was recently an active participant in a case involving an overwhelming amount of evidence while also taking on the responsibilities of the vacant Evidence

Specialist position without complaint. Marissa is positive, has a professional attitude and is respectful of County and law enforcement policies. So Marissa, if you are present, could you please come forward.

We also have Justine Calabaza from the Sheriff's Office, who is a Records Clerk Lead. Justine has kept up her daily work and eliminated the backlog while taking on extra duties to cover the vacant Records Clerk positions. Justine's dedication and willingness to work extra hours has helped maintain the daily functions of the Records Division.

And then finally, we have Anna Perez, a Secretary Senior in the Sheriff's Office. Anna has kept up her daily work and eliminated the backlog while taking on extra duties to cover the vacant Records Clerk positions. Anna's dedication and willingness to work extra hours has helped maintain the daily functions of the Records Division.

So what I very much appreciate about the eee program is that it really allows Management as well as the Board of County Commissioners to highlight the fact that we have a very diverse workforce and there is a job at the County for almost any skill set and any interest and passion that folks might have, number one. Number two, everybody's roles in the County, whether it's records and evidence in the Sheriff's Department to administrative support in Public Works, to really being the person that touches our seniors in terms of being a Cook's Assistant or a Driver, to being a department administrator, it takes everybody doing their level best for the County to function at the level that we need it to function. And so it is always for those reasons that this part of our monthly or on a quarterly basis, our meeting has a tremendous amount of significance to me as County Manager. So again, congratulations to everybody who was nominated for their group, and I'll pause here if the Board has anything they would like to say to the nominees who are present and who are not.

COMMISSIONER BUSTAMANTE: Madam Chair, may I?

CHAIR HANSEN: Commissioner Bustamante.

COMMISSIONER BUSTAMANTE: I just want to commend you and thank you for bringing your excellence to the County and for sharing your excellence in what you strive for. To your colleagues, to those people that we serve, you make me proud. You make me proud to be of your service and proud for knowing that the taxpayers are well served in the work that you do. I'm so grateful. So thank you. Thank you for being an example, and congratulations.

CHAIR HANSEN: Thank you, Commissioner Bustamante. I couldn't have said it better myself. So thank you. Any other comments? Commissioner Greene.

COMMISSIONER GREENE: Just keep it short and say thank you. So thank you very much, guys.

CHAIR HANSEN: Commissioner Hughes.

COMMISSIONER HUGHES: Yes, thank you, and I think Commissioner Bustamante put it very eloquently.

CHAIR HANSEN: Commissioner Hamilton.

COMMISSIONER HAMILTON: Yes, I think Commissioner Bustamante put it so eloquently. I like Tolkien and one of the characters said something about the value of praise from the praiseworthy, and I think the County is full of so many wonderful people. You guys were nominated as outstanding examples of a group of

really high quality people, that's really something and you should be very, very proud of that and I'm very proud to be associated with it. Thank you.

CHAIR HANSEN: Thank you. Likewise. I feel the same way. As I have said numerous times from up here, we would be nothing without the employees of Santa Fe County. They are what make this County great. And so I want to thank you all from the bottom of my heart. So please continue, Manager Shaffer.

MANAGER SHAFFER: Thank you, Madam Chair and Commissioner. And the Countywide eee award goes to Jennifer Horta from RECC. Congratulations.

CHAIR HANSEN: Jennifer, would you like to say anything? You don't have to but we would love it if you would.

JENNIFER HORTA (RECC): I too will keep it short and simple. I am honored to have been nominated and you are all correct; the County is full of amazing people. I've only been in this position for approximately a year and a half and it's been thanks to a lot of the people that I work with and that have helped me along the way, so thank you.

CHAIR HANSEN: Thank you very much. Congratulations. Would you like to say anything? We love accountants. We need more of them.

CLARISSA GARCIA (Sheriff's Office): Like Jennifer said, it's been an honor to be nominated and we all put in a lot of hard work, so it's an honor. Thank you, guys.

CHAIR HANSEN: Yes, thank you so much for your service to the County.

MANAGER SHAFFER: So then if you could assemble for a picture so that we could put that on the Sharepoint site for everyone to see, that would be great.

[Photographs were taken.]

CHAIR HANSEN: Once again, thank you to all the Santa Fe County employees for all the great work that you continue to do every day, in and out of this County. We are grateful.

2. APPROVAL OF MEETING MINUTES

A. Request Approval of the June 20, 2023 Special Meeting Minutes

CHAIR HANSEN: Can I have a motion for approval?

COMMISSIONER HUGHES: Madam Chair, I move to approve the June 20, 2023 minutes.

COMMISSIONER GREENE: And I'll second that.

CHAIR HANSEN: Okay, I have a motion from Commissioner Hughes, a second from Commissioner Greene.

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

B. Request Approval of the June 26, 2023 Special Meeting Minutes.

COMMISSIONER BUSTAMANTE: Move to approve.

COMMISSIONER GREENE: And I'll second.

CHAIR HANSEN: Okay, I have a motion from Commissioner Bustamante, and a second from Commissioner Greene.

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

C. Request Approval of the June 27, 2023 Regular Meeting Minutes.

COMMISSIONER GREENE: And I'll move to approve those.

COMMISSIONER HUGHES: Second.

CHAIR HANSEN: Okay, I have a motion from Commissioner Greene, a second from Commissioner Hughes.

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

3. CONSIDERATION PROCLAMATIONS, RESOLUTIONS, AND/OR RECOGNITIONS

A. Request Approval of Letter from the Board of County Commissioners to the Federal Housing Finance Agency Re: Support for the Implementation of Federal Tenant Protections. This Agenda Item Contains an Attachment.

CHAIR HANSEN: Commissioner Hank Hughes.

COMMISSIONER HUGHES: Thank you, Madam Chair. So this is a letter that the Federal Housing Finance Agency is requesting comment on the possibility of them putting some regulations in place for renter protections for multi-family housing that they finance. I think it's a very clever way to get some renter protections into the works. They fund quite a few multi-family housing projects around the country, including in Santa Fe and Albuquerque and elsewhere in New Mexico. I had a lot of help writing this letter from Enrique Romero at the Attorney's Office as well as Jordan Barela, our Housing Director. And Jordan noted that we do have trouble getting vouchers placed and also that people are experiencing very high increases in rents, so the two things we highlighted in this letter were that we would like source of income protections, which means that landlords who accept FHFA funding would not be allowed to refuse people housing simply because they were bringing a voucher to the table, or any other kind of subsidized income.

And then the other thing that we highlighted in this letter was the need to limit rent increases to reasonable amounts when there are increases which would be perhaps tied to inflation with allowable for higher increases when there's capital improvements to be made to a project, but not just raise the rent because we can. And so if there's any questions, I'd be happy to answer those. Otherwise we would request the Board to approve the letter. Commissioner Hamilton did note there was a typo on page 2 so Gabe Bustos just brought me a correct letter. The second word on page 2 is supposed to be holders not holds.

CHAIR HANSEN: Okay, so with that do I have a motion to approve the letter? Would you like to make a motion, Commissioner Hughes.

COMMISSIONER HAMILTON: Yes, I'll make a motion to approve the letter.

COMMISSIONER GREENE: And I'll second that.

CHAIR HANSEN: Okay, so we have a motion from Commissioner Hughes, a second from Commissioner Greene. Under discussion, I just want to say I'm honored to be able to sign this letter and send it off because I think it is really important. So thank you for putting this letter together.

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

B. Request Approval of Letter from the Board of County Commissioners in Support of the Española Pathways Shelter's Pathways Village Traditional Housing Project

CHAIR HANSEN: Commissioner Greene.

COMMISSIONER GREENE: Thank you, Madam Chair. Santa Fe County has been involved with the Espanola Pathways Shelters over the last few years, prior to my taking on this seat, but over the last six months since I have taken on the seat I've built a relationship with many of the folks that are up at Pathways Shelter and watched what they're doing in great works up in the Española Valley. They've created a homeless shelter and now a transitional housing project that converted a vacant hotel into a transitional and supportive housing project up there.

In the last year, in the last few months we've helped them get money from the state through including them in their RICIP list and we helped them get about \$710,000 to put in a new sewer line, and there is another significant amount of money that is being requested through a Casas Connection grant that is running through the Governor's office. This is a letter of support toward getting this money through the Casas Connection grant, and they're doing great work up there and I hope that we can all support this letter.

CHAIR HANSEN: Any comments from the Board?

COMMISSIONER HUGHES: Madam Chair, I just want to say the Espanola Pathways Shelter is a great group and we should support everything they do.

COMMISSIONER BUSTAMANTE: Madam Chair, I'm in concurrence. I want to thank Commissioner Greene and I know that Commissioner Hughes has done some work with this group as well. It is an incredibly worthy project. We have an opportunity to support and seeing people move from places in their lives where they would otherwise just contribute to the recidivism problem, be it from a judicial standpoint or in SUD recovery projects such as these give people hope and move people forward when they're willing to commit. So I'm grateful and I'm grateful for the opportunity to support it.

CHAIR HANSEN: Commissioner Greene, would you like to make a motion?

COMMISSIONER GREENE: Absolutely. Thank you, Madam Chair. I request that the Board of County Commissioners approve this letter. I make a motion that we approve this letter of support for the Española Pathways Shelter's application for the Casas Connection grant.

COMMISSIONER HUGHES: Second.

CHAIR HANSEN: Okay, I have a motion from Commissioner Greene, a second from Commissioner Hughes.

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

CHAIR HANSEN: I'm also honored to be able to sign this letter, and thank you, Commissioner Greene, for bringing it forward.

COMMISSIONER GREENE: Madam Chair.

CHAIR HANSEN: Yes.

COMMISSIONER GREENE: I know some folks from Pathways Shelter are here and might want to speak in thanks and if you give them a moment, they might –

CHAIR HANSEN: Briefly.

COMMISSIONER GREENE: Very briefly. Mateo, are you here? Please.

MATEO PEIXINHO: Good afternoon, Madam Chair and Commissioners. I'm just overwhelmed with how much support that you all have given. It is nice to be able to inform the community of the Espanola Valley how much support has been coming from our partners here. In the time, I just heard you appreciate your staff, and your staff has been amazing with all this, and we look forward to your oversight and producing a product that you can all be very happy with. So thank you so much.

COMMISSIONER GREENE: Thank you, Mateo.

CHAIR HANSEN: Good luck with the grant.

4. CONSENT AGENDA

- A. Resolution No. 2023-076, a Resolution Authorizing the Disposition of Fixed Assets Worth \$5,000 or Less in Accordance with State Statute (Finance Division/Yvonne S. Herrera) This Agenda Item Contains an Attachment.**
- B. Resolution No. 2023-077, a Resolution Authorizing the Disposition of Fixed Assets Worth \$5,000 or Less in Accordance with State Statute (Finance Division/Yvonne S. Herrera) This Agenda Item Contains an Attachment.**
- C. Request (1) Approval of Amendment No. 2 to Agreement No. 2022-0266-A-CSD-MR with The Life Link, Increasing the Compensation by \$372,000 to Provide Navigation Services to Low-Income Residents of Santa Fe County for a Total Contract Sum of \$744,000, Inclusive of NM GRT; and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s) (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero) This Agenda Item Contains an Attachment.**
- D. Request (1) Approval and Acceptance of the 2024 Enhanced 911 Act Grant Program Award No. 24-E-11 in the Amount of \$831,472 for Improvement and Updates for the Regional Emergency Communication Center Operations and (2) Delegation of Signature Authority to the County Manager to Sign the Grant Agreement**

- (Public Safety Department/Roberto Lujan and Purchasing Division/Bill Taylor) This Agenda Item Contains an Attachment.**
- E. Request (1) Approval of Amendment No. 13 to Agreement No. 2019-0053-CSD/CW Between Santa Fe County and FireStik Studio to Continue Services for the County Public Awareness Campaign, Increasing the Compensation by \$123,530, for a Total Contract Sum of \$1,103,120, Inclusive of NM GRT; and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s) (Purchasing Division/Bill Taylor and Community Services Department/Chanelle Delgado) This Agenda Item Contains an Attachment.**
- F. Resolution No. 2023-078, a Resolution Adopting the Local Governments Road Improvement Fund Project No. CAP-L500546 for Pavement Rehabilitation/Improvements of La Joya Road (CR 63) (Public Works Department/Brian Snyder) This Agenda Item Contains an Attachment.**
- G. Resolution No. 2023-079, a Resolution Adopting the Local Governments Road Improvement Fund Project No. SB-L500551 for Pavement Rehabilitation/Improvements of Valle Vista Boulevard, Las Lomas Drive, San Mateo Way, Sierra Place, Tusa Drive, & Val Verde Drive. (Public Works Department/Brian Snyder) This Agenda Item Contains an Attachment.**
- H. Resolution No. 2023-080, a Resolution Adopting the Local Governments Road Improvement Fund Project No. SP-L500526 for Pavement Rehabilitation/ Improvements of CR 74, Frasco Road, Frasco Way, Frasco Terrace, Avenida Buena Ventura, & Dinkle Road (CR 8). (Public Works Department/Brian Snyder) This Agenda Item Contains an Attachment.**
- I. Resolution No. 2023-081, a Resolution Approving the County's Fiscal Year 2023 Fourth Quarter Financial Report for Submittal to the New Mexico Department of Finance and Administration, Local Government Division, as a Component of the Fiscal Year 2024 Final Budget Submission (Finance Division/Yvonne S. Herrera) (Packet Material Added)**

CHAIR HANSEN: Is there anything on the Consent Agenda that anyone would like to pull off to have further discussion? Hearing none, what's the pleasure of the Board?

COMMISSIONER GREENE: Move to approve the Consent Agenda as stated.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: I have a motion from Commissioner Greene, a second from Commissioner Hamilton.

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

[Clerk Clark provided the resolution and ordinance numbers throughout the meeting.]

5. **APPOINTMENTS/REAPPOINTMENTS** - None were brought forward.
6. **MISCELLANEOUS ACTION ITEMS**
 - A. **Plan Request Authorization to Publish Title and General Summary of Ordinance No. 2023-___, an Ordinance Repealing and Replacing Santa Fe County Ordinance No. 2018-08 Thereby Updating the Santa Fe County Fire Code by Adopting with Modifications the 2021 Edition of the International Fire Code; Adopting with Modifications the 2021 Edition of the International Wildland-Urban Interface Code; Regulating Fireworks and Excessive Fire Alarms; Requiring Fire Inspections; Providing for Fire Protection System Reviews; and Providing for the Issuance of Permits and Collection of Fees. This Agenda Item Contains an Attachment.**

CHAIR HANSEN: Jaome, welcome.

JAOME BLAY (Assistant Fire Chief): Madam Chair, Commissioners, Santa Fe County Fire Department respectfully requests that the Board authorize publication of title and general summary of an ordinance repealing and replacing Santa Fe County Ordinance 2018-8, thereby updating the Santa Fe County Fire Code by adopting the modifications in the 2021 edition of the International Fire Code; adopting with modifications the 2021 edition of the International Wildland-Urban Interface Code; regulating fireworks and excessive fire alarms; requiring fire inspections; providing for fire protection system reviews; and providing for the issuance of permits and collection of fees.

We also would like to respectfully request one public hearing to be set on August 29, 2023.

A little bit of background: On the 27th of June of this year the Santa Fe County Fire Department presented to the Board of County Commissioners an overview of the New Mexico Fire Code minimum requirements, the Insurance Service Office rating impact on code adoption, and the benefits our county may gain from updating the Santa Fe County Fire Code. On November 22, the State Fire Marshal's Office adopted the ICC International Fire Code, 2021 edition to establish and develop strong relationships with all stakeholders while enforcing the approved fire and life safety standards and laws in a diligent, fair, and consistent manner.

This rule establishes the state's minimum requirements that apply to structures, processes, premises, and safeguards regarding the hazard of fire and explosion arising from the storage, handling, or use of structures, materials or devices, conditions hazardous to life, property or public welfare in the occupancy of structures or premises by hazards in the structure or on the premises from occupancy or operation; matters related to the construction, extension, repair, alteration or removal of fire protection systems, and conditions affection the safety of firefighters and emergency responders due to the emergency operations.

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In addition, ISO's fire suppression rating schedule, Section 1021 considers whether the jurisdiction adopts and enforces the latest edition of one of the nationally recognized fire prevention codes. For full credit in Section 1021 a jurisdiction must adopt and enforce the latest edition of one of the nationally recognized fire prevention codes. And finally, this adoption would revise the current Santa Fe County Fire Code and add more commercial occupancies to the annual fire inspection program and other critical fire and life safety mitigation measures. Thank you for your attention, and with that I stand for any questions.

CHAIR HANSEN: Are there any questions from the Board?

Commissioner Greene.

COMMISSIONER GREENE: Thank you, Madam Chair. Once we adopt this, obviously we have another round of this, when would the effective date be for this?

ASST. CHIEF BLAY: For the public hearing?

COMMISSIONER GREENE: Yes.

ASST. CHIEF BLAY: ms, Commissioner Greene, August 29th.

COMMISSIONER GREENE: August 29th. Thank you. And then –

CHAIR HANSEN: That would not be the effective date. That would be the day that we hear it, and then it's 30 days.

COMMISSIONER GREENE: Thirty days after that. Okay. Thank you. And then does this ordinance and do these guidelines have anything – do they include anything for lithium ion batteries or any of these new technologies that are working in the energy space?

ASST. CHIEF BLAY: Madam Chair, Commissioner Greene, yes. We actually went above and beyond and adopted, with your adoption, the NFPA 855 standard, which regulates electrical energy storage systems safety regulation. Two of the main selling points of that NFPA that has not been currently anywhere else is fire suppression systems in these installations, and also the fact that they would be required to train local first responders on how to fight those fires.

COMMISSIONER GREENE: Okay. And is there a capacity threshold? Like is it one Tesla firewall, or not a firewall but a power wall? Or is it a large capacity system that would be regulated for fire suppression and things like that?

ASST. CHIEF BLAY: Madam Chair, Commissioner Greene, we're talking about large installations and anything in between.

COMMISSIONER GREENE: Okay. Thank you.

CHAIR HANSEN: Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't actually have any questions. We spent some time talking about it. I just wanted to really thank both the Chief and Assistant Chief and everybody who worked with them for doing all the work on this, because it actually is really advancing our cause in terms of having appropriate regulations and trying to improve the way things are done. So there was a lot of thought put into this, which I really, really appreciated. And I wouldn't mind making a motion to approve.

CHAIR HANSEN: Go ahead.

COMMISSIONER HAMILTON: Okay. I'll make a motion to approve.

COMMISSIONER HUGHES: I wouldn't mind seconding it.

CHAIR HANSEN: Well, go ahead.

COMMISSIONER HUGHES: So I second it.

CHAIR HANSEN: So we have a motion from Commissioner Hamilton to publish title and general summary of an ordinance repealing and replacing Santa Fe County Ordinance No. 2018-08, thereby updating the Santa Fe County Fire Code by adopting with modifications the 2021 edition of the International Fire Code, adopting with modifications the 2021 edition of the International Wildland-Urban Interface Code, regulating fireworks and excessive fire alarms, requiring fire inspections; providing for fire protection system plan review, and providing for the issuance of permits and collection of fees.

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

CHAIR HANSEN: Thank you. It's now on the books and can be put out there for everyone to review. Thank you for all your hard work on this. We're all grateful.

COMMISSIONER BUSTAMANTE: Yes, thank you.

6. B. Ordinance No. 2023-04, an Ordinance Repealing and Replacing Ordinance No. 1989-2, and Amending Ordinance No. 2009-011 to Update and Define Property Nuisance Abatement and Provide for a Clean and Lien Enforcement Process

CHAIR HANSEN: Welcome, Estevan Sanchez.

ESTEVAN SANCHEZ (Assistant County Attorney): Madam Chair, thank you. So as you've just stated, what's on the agenda for today is voting on the ordinance to repeal and replace those previous ordinances, the junk vehicle ordinance and our current public nuisance ordinance, to update and define property nuisance abatement and provide for a clean and lien enforcement process.

Since the last meeting on June 27th, after additional comments were received, we've made a couple small changes. The first is under Section B(4), excessive vegetation or invasive or nuisance plants and weeds, and that section has been changed to meet the definition of that vegetation threatened public health or safety, such as plants or weeds that obstruct the view or access to any public right-of-way.

Also, we have modified the mechanical equipment, trailers, construction equipment, mobile home and recreational vehicle section. We took out the work "substantial." And lastly, in the enforcement section, on abatement, we have once again modified what standards should be met before abatement can actually be undertaken by the Board. As it currently reads, in addition to finding that the property is a public nuisance the Board must find that the nuisance poses a threat to public health, safety or wellbeing. We've been trying to reach a middle ground there between the concerns of the members of this Board.

That being said, I think a public hearing has been held so I'll stand for any questions that the Board has.

CHAIR HANSEN: Thank you, Estevan. Are there any other questions

from the Board? Commissioner Hughes.

COMMISSIONER HUGHES: Not a question. I just want to thank Estevan for putting a lot of time into this and everyone else who helped – Commissioner Hamilton with her comments, the people who came to the public hearing. I think if the ordinance isn't perfect it must be almost perfect by now by all the work that has gone into tweaking it here and there. But I think it is also very important because we do have properties that need, unfortunately, the full force of this ordinance. Thank you.

CHAIR HANSEN: Commissioner Hamilton.

COMMISSIONER HAMILTON: Yes, I just really do want to thank you, Estevan and everybody else, Jeff, those who really took comments seriously in terms of thinking about how to address them and what was a good happy medium and I really respect the effort that was put into that and appreciate it and appreciated the whole process.

CHAIR HANSEN: So likewise. I completely agree. This is something I've wanted for the last four or five years and so I am really happy to see us updating what we had on the books because that was not adequate for our code enforcement officers, and I hope now that we have given them the ability to actually be able to enforce what they feel like they need to be able to do with this ordinance. So I am really grateful for your hard work both everyone in the County Attorney's Office, County Attorney Jeff Young and Estevan Sanchez. Thank you so much.

These are hard ordinances to do and I think like Commissioner Hughes said, we have spent the time to really try to get it as close to perfect as we could, or as close to a good compromise, which is what we as elected officials are responsible to do and make sure that our constituents are protected with their public health and safety. So with that, if I could please –

COMMISSIONER BUSTAMANTE: Actually, I have a question.

CHAIR HANSEN: Oh, I'm sorry, Commissioner.

COMMISSIONER BUSTAMANTE: Madam Chair, and I'm grateful as well, and actually did not have as many questions or maybe concerns until they were brought to my attention about how this resolution, this ordinance, could bring things that are less of a nuisance but maybe more of an irritation and have it overblown. And as we're agreeing that this isn't perfect, and the way I've read it, it looks as if others are comfortable I feel much better because it was brought to my attention from someone else as I stated, and as we go and if it is misused, I do think of some words that were said to me earlier about maybe not having a Commission that would have the same sense, that at some point they would say, well, it's just an ugly mobile home and we just don't – at what point and how it would be addressed to be refined and made a better ordinance so that people aren't just arbitrarily being attacked by unhappy neighbors.

So I say this that I do actually appreciate the work and the effort and the time that's been put into this, acknowledging that there is opening in the future if in fact there are elements of it that would need to be revisited to make sure that these windows for sort of just beating someone over the head with something – oh, I know what we'll use; it's a nuisance. And I just want to make sure that I acknowledge that out loud and that we do acknowledge that in its passing that perfection is a difficult thing to get to, and that we do need to get to something that helps us address those problems as we have heard numerous

examples, and they're not just in the two Commissioners' areas that were disclosed. They're all over the county. We can't do anything about it because there is no authority by the CEOs to actually address that. And this puts those tools into their hands.

I just want to acknowledge that in the future there would be opportunity to make any revisions if identified or as identified in that interest. Thank you for the opportunity to share that.

CHAIR HANSEN: Commissioner Greene.

COMMISSIONER GREENE: Just a quick comment, Madam Chair.

Thank you very much. Thank you for putting this together. Thank you to the Commissioners. Thank you for Legal staff. I'm sure the code enforcement officers in Land Use had a lot of insight into this as well. Since this came forward a month ago I've been made aware of use cases that are going to come forward in my district. So I'm sure we have some long legacy property that have been problematic and in my district one of the homes actually caught fire in the last few months and somebody mentioned that in fact this could have solved the problem if we had gone in there previously. So this is not just a nuisance but it actually can become something dangerous. So thank you for bringing this forward, guys.

CHAIR HANSEN: I also want to thank having Commissioner Hughes as a partner to bring this forward. It was really good and I'm grateful to be able to work with you on that. With that I would like to know if you'd like to make a motion.

COMMISSIONER HUGHES: Yes, thank you, Madam Chair. I'll make a motion that we pass the ordinance repealing and replacing Ordinance No. 1989-2, and amending Ordinance No. 2009-011 to update and define property nuisance abatement and provide for a clean and lien enforcement process.

CHAIR HANSEN: Do I have a second?

COMMISSIONER BUSTAMANTE: Second.

CHAIR HANSEN: I have a motion from Commissioner Hughes, a second from Commissioner Bustamante. This is a roll call vote, so may I please have a roll call?

The motion to approve Ordinance No. 2023-04 passed by unanimous roll call vote as follows:

| | |
|-------------------------|-----|
| Commissioner Bustamante | Aye |
| Commissioner Greene | Aye |
| Commissioner Hamilton | Aye |
| Commissioner Hughes | Aye |
| Commissioner Hansen | Aye |

CHAIR HANSEN: Thank you once again, County Attorney staff, Estevan and Jeff, for everything.

COMMISSIONER HUGHES: Madam Chair, if I could make one more quick comment.

CHAIR HANSEN: Of course.

COMMISSIONER HUGHES: You thanked me but I wanted to thank you

because once you got involved is when this really started moving. So I really appreciated like when you started helping me push it along.

CHAIR HANSEN: I'm always happy to push things along. So thank you everybody. This is an important ordinance that we just passed.

7. PRESENTATIONS

A. Presentation on the Current Activities of the City of Santa Fe/Santa Fe County Food Policy Council

CHAIR HANSEN: I want to welcome – please come forward, Nate. Nice to see you.

NATE CRAIL (Growth Management): Good afternoon, Madam Chair and County Commissioners. I'm here to present – this is an informational presentation about the Santa Fe Food Policy Council priorities and overview of the New Mexico Food, Farm and Hunger initiative, as well as some upcoming events we have planned. So I'm one of the County staff representatives and I am – my position with the County is a Community Planner in the Growth Management Department Planning Division.

I'm also joined by several council members including Pam Roy, Sue Perry and Sherry Hooper, and then also Htcve Miller is not an official member but he is working alongside of us in many different things.

So the council top nutrition and food program priorities include school meal programs, senior meal programs, intergenerational meals, local food procurement for youth and elder meal programs, as well as food production and infrastructure. So now moving on to the New Mexico Food, Farm and Hunger Initiative. The central goal of that initiative is to cultivate a just food system that measurably reduces hunger, provides equitable access to nutritious, culturally meaningful foods and honors the wisdom of our land-based tradition. The goals include community food programs that integrate and innovate New Mexico's hunger relief and nutrition security efforts so resources can be optimized for health equity and efficiency.

Our next goal is New Mexico Grown that invests in New Mexico producers through an intentional and value-based expansion of New Mexico's farms to institution programs. The next goal is supply chain through inventory and measurably improving food supply chain infrastructure to address gaps, weak linkages and regulatory road blocks and the final goal of the initiative is sustainability – working with the legislature and other partners to create a sustainable financial model to support our mission.

State budget is a tool for policy change, and so before the session, as you can see, there wasn't as much funding. There's \$15 million initially in the state agency request and around \$24.5 million for executive recommendation. And through the impact of the legislative session, we were able to get \$24.7 million through the general appropriations act funding for the Food, Farm and Hunger Initiative. And so to kind of break that down and what that means for that \$24.7 million, so here are some of the highlights. Some of the highlights include 3,025 more seniors are going to be receiving food boxes. 1,960 households will have increased access to fresh produce, 9,975 additional children will be served in new or expanded summer, after-school nutrition programs, 17,500 food insecure college students are served, 150,340 additional New Mexicans receive food

bank assistance, 260,000 children and seniors can eat locally grown food through the New Mexico Grown program, as well as 219 additional farmers are trained and approved to sell to schools, pre-schools, senior centers and grocery stores. And finally, it will also support 64 additional healthy soil projects.

And so in addition to the Farm, Food and Hunger Initiatives, there was also the Health Universal School meals, and so here is kind of a high-level budget breakdown of all the different funds that went into general food activities. So it's a total of \$116 million through \$58 million in new investment, \$24 million in capital, junior and agency funds, \$23 million in recurring funds, and \$11 million one-time funds.

So as the Santa Fe Food Council, our central role is kind of local food advocacy. And so advocacy helps shine a light on critical issues that might otherwise go unnoticed. By raising awareness advocates inform the public, policymakers, and relevant stakeholders about important problems and their potential solutions. It helps create a sense of urgency and prompts action.

Furthermore, advocacy can shape public policies and decision-making processes by engaging with policymakers, legislators and government officials, advocates can provide evidence, share perspectives, and propose solutions to address societal challenges. Their efforts can result in policy changes, amendments or the introduction of new laws that address the needs and concerns of communities.

Taking a step back, our mission for the Food Policy Council is we're devoted to creating and maintaining a regional food system that provides safe and nutritious food at reasonable prices to all residents, particularly those in need. Just a little background that was also covered in the memo is we were established in 2008 as a joint council through the City of Santa Fe as well as Santa Fe County, and where the members encompass both city and county representatives, tribal communities, emergency food programs, agriculture, nutrition education, as well as the for-profit food industry.

Looking forward, coming this fall, with more details to come, we'll be doing a farm tour at ReUnity September 27th for the Board of County Commissioners as well as City Councilors, and then a couple weeks after that we will be having a food summit sometime in October, date to be determined, and there we will involve local policymakers such as you, as well as local farmers and other people, other stakeholders in the food economy.

So that's everything. Thank you so much for letting me talk about the Food Policy Council and we stand for any questions. Thank you.

CHAIR HANSEN: Thank you, Nate. I think this Board is a huge supporter of this initiative and we have been for obviously 15 years and probably longer. But it is really important that we continue to support this. One year is not enough, clearly, and so it's great to see the presentation. I'm extremely excited that you're all going to come to my farm in my district which I love, ReUnity Resources, which I'm more than happy to promote at anytime, anywhere at any day, no matter what. And that I get to hold my Coffee and Tea under the Trees there is an incredible pleasure.

And I see that we have a number of people in the audience but I want to go to my fellow Commissioners to say a few words also. Commissioner Greene.

COMMISSIONER GREENE: Thank you, Madam Chair. Thank you, Nate, and as a supporter of food security some of you may or may not know, but I'm a

big believer in food security as a basic need and do what I can through my business interests and doing some things to support that as well. I do have one question that I ask about – sort of the modern time crunch for families, that I’m hearing more and more about, that sometimes it isn’t food supplies that are the issue. Of course that definitely helps for those that are in need, but it’s the time crunch.

And so I’m hearing that families are relying on fast food for its main purpose, which is fast. Right? It may not be healthy but it is fast. And so for working families that don’t have time to cook, is there potential to look at programs that might do healthier prepared meals for families, so that we could expedite the time crunch and allow families to come home from work and spend less time in the kitchen that they may not have any time for, but more quality family time working on homework and other family things with prepared meals that are as healthy as we want to be eating and provide them with that. Again, sourcing things locally, whether it’s produce or meats and things like that, but also utilizing the expertise and the efficiencies that we have in prepared foods.

I see Sherry standing up and I know there’s the Kids’ Kitchen that was operating, and I’m just wondering, just to hear where those programs might go, and please.

SHERRY HOOPER: Madam Chair, County Commissioners, thank you very much, Commissioner Greene, for your question. My name is Sherry Hooper. I’m the Executive Director of the Food Depot, which is the food bank serving northern New Mexico. The Food Depot actually has a pilot program that we’re looking at right now. We have an executive chef, Russell Johnson, who actually worked in our Kids’ Kitchen program. He’s beginning to put together recipes that we’ll be able to use for preparing meals. Those meals will be usually packaged and frozen and then taken out on either mobile bus, which is our Food Mobile. It’s a bright blue bus, and former bookmobile, actually, of the state, that we renovate, and we do have a new program that will start within the next couple of months. It’s called Food Mobile 2.0, which is actually – it’s a big one. It’s a 56-foot trailer that expands out on the sides creating a 900 square foot space that we have set up like a small grocery store.

And with that, we’ll go into neighborhoods, into tribal communities and into rural communities that have no resources, and into frontier communities, providing that grocery store experience for people in need. I bring that up because these frozen meals will be offered in those ways to people in need. And you are absolutely correct in saying that we have a lot of low income families. The parents are both working multiple jobs to try and make ends meet. They have no time to prepare a nutritious meal, and so we hope to be able to provide that to them free of charge so that they’re accessing a very nutritious meal for themselves and their children. Does that answer your question?

COMMISSIONER GREENE: That’s wonderful. Thank you. You’re two steps ahead of. Thank you.

MS. HOOPER: We’re very excited about it. We have had, especially some of the seniors that we support, tell us they’re afraid to cook because they are afraid they’ll leave the stove on and start a fire. They also are excited that we have so much fresh produce that we’re providing through our programs, but they have let us know that they cannot chew that produce because they don’t have teeth. So we’re really trying to pay close attention to what the specific needs are of the people that we’re reaching through our different programs, and that also – by providing those frozen prepared nutritious

meals we'll be able to also reach seniors that need that help.

COMMISSIONER BUSTAMANTE: Wonderful.

MS. HOOPER: Thank you very much for the opportunity.

CHAIR HANSEN: Thank you, Sherry. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Madam Chair, and thank you for the presentation, and I assume that as we go through the fall you'll be making some specific requests of us. I've heard there's a need for local farmers to have places to process their food and things like that. I heard about that when I first got elected and I haven't heard much since so I'm hoping that some of these things will be on the agenda for us to consider going forward. Is that the case? Sherry's nodding her head. Okay. Good.

CHAIR HANSEN: Commissioner Bustamante.

COMMISSIONER BUSTAMANTE: Thank you. Thank you so much for your presentation. Thank you to the advocates who have also showed up to say advocacy and how critical and important. I'm so grateful for the work that you do given the importance of local food, and it does need to be said as often as we can that we are eating local and that we do still maintain our local access to food, and that food can be processed within our area for it to be more readily acceptable and those issues with regard to the quality of food, when it's locally grown, the health maintenance within that particular product that it does not degenerate in its ability to convey nutrients to community members, in supporting our communities who would not otherwise have access to food to make sure that they are also getting the healthiest food. So I'm so grateful for your work.

I see one of my most favorite people in the entire world in the audience, so thank you so much, dear you. So I am grateful for all that you do. I think it's incredibly – it couldn't be more important because it also ties us to our water, and it maintains our need for production and ensuring that we keep our land growing food, for whatever it may be used for in the interim, be it grapes, be it marijuana, whatever the case may be. In the long run, to deprive future generations from their ability to grow local, healthy food would be absolutely the most immoral thing I can think of.

So I'm absolutely grateful for your work and thank you all for being here, sincerely.

CHAIR HANSEN: Thank you. Commissioner Hamilton, do you have anything? So once again, I'm always grateful to see all of you here. It's something we all share in common. You're all welcome to my Coffee and Tea under the Trees at the end of the month. This month it's sustainability. Next month it will be on the Caja del Rio, so please come and join us but we all look forward to the farm tour on the 27th, right?

MR. CRAIL: September 27th.

CHAIR HANSEN: September 27th. At what time?

MR. CRAIL: To be determined. You'll get more details.

CHAIR HANSEN: Great. So anything else? Any other comments from the Food Depot or from Food Policy? But short and brief. I knew you wouldn't resist the microphone.

MS. HOOPER: Thank you so much, Madam Chair, Commissioners. I do want to make you aware as well that the Food Depot and the Food Policy Council are

involved in a program in partnership with the New Mexico Department of Ag, and this is a statewide program that's federally funded and it's called the Regional Farm to Food Bank program. So we are fortunate to have several million dollars coming from the USDA to New Mexico and the Food Depot is heading that up for the five food banks in the state to actually purchase New Mexico grown and produced food which would go to the food banks and distributed to people in need.

So Commissioner Bustamante, I'd love to talk to you more about that because I know that that is a passion of yours, but we're very exciting to be able to offer market prices to New Mexico growers and producers. And this is all actually a project that's part of the New Mexico Grown program. So it is something that our governor has really supported and encouraged. So I want you to be aware that that is a program as well, and of course if you know farmers, ranchers, that would like to be a part of that program please have them reach out to me and we'll contact them. Thank you very much.

COMMISSIONER BUSTAMANTE: Thank you sincerely for your good work, sincerely.

MS. HOOPER: Thank you.

PAM ROY: Thank you. Sorry. One last detail, and I want to thank Nate so much for an excellent presentation, and I want to thank you all as Commissioners. My name is Pam Roy. I am executive director of Farm to Table based here in Santa Fe. We also coordinate the New Mexico Food and agriculture policy council and the Santa Fe City-County Food Policy Council. So it's a privilege to get to do this work from the local, tribal and state, and also federal levels. So part of what you all have done to prioritize this work is to give us the leverage as a council to focus on what the greatest needs are here and also how our state legislature works and the federal farm bill that we're working on now.

Hvtce Miller, he too is partnering with us at the capitol and as Sherry mentioned, federal funding that comes here to, Madam Chair, and Commissioner Greene and Commissioner Bustamante, in that presentation that Nate provided, we are one of six, now seven states in the nation that now have a healthy school meal for all students. So to your question, Commissioner, all students in New Mexico will have lunch available to them free of charge no matter what, so that students and parents themselves as well will be supported in that effort, and we are the only state that has a health component on the front end of that, so food service directors will be providing education and trainings and things like that towards using scratch cooking. The state is moving to scratch cooking, and that means that recurring funding that Nate mentioned over \$20 million is recurring and that is specific to universal school meals for all students in New Mexico as an example.

New Mexico Grown, several million dollars in New Mexico Grown funding specific to schools, senior centers, early daycare centers to be able to purchase New Mexico Grown and raised now, up to 40 percent of that can be New Mexico raised meats, and there are some processed items that can be minimally processed in that package as well. So really a huge expansion in Santa Fe County, Santa Fe Public Schools, Moriarty, and several of the charter schools, over \$100,000 has been allocated to those schools for New Mexico Grown, and we're seeing them use some of their own federal budgets as well, funding to buy local to add to that.

And one last – Double-up, Food Bucks, which is the Supplemental Nutrition Assistance program. New Mexico again, \$2.3 million in New Mexico Grown went straight to families who purchased at farmers’ markets, roadside stands, and New Mexico is a shining star in that because we’ve got great partners in this work, including you all. Thank you so much.

CHAIR HANSEN: So on that note, the three of us were just at the National Association of Counties, which we all work on the farm bill there, but also this program and these programs that we at Santa Fe County are doing I would like to see them being nominated for awards at the NACo level because it’s important to share the work that we are doing in New Mexico. And even though we are a small, poor state, the work that we are doing has incredible impact across the country. And the more we can share that the more important it is.

I also want to recognize Hvtce for all his work on this and thank you very much for keeping us up to date and aware of what’s happening, and of course, Nate, for your great presentation. I think one of the things that has been so successful is this healthy soils project, and educating people about that healthy soils project. A number of years ago I tried to bring forward a resolution at NACo about healthy soils and no one seemed to get it, and doesn’t seem to get what regenerative agriculture is, and I think that’s something that we in New Mexico can share with people, and especially with the farm bill coming up.

I don’t expect the farm bill to be passed any time soon because of the Congress that we have right now but it does need to get passed and so it might happen later, or next year, but it is something that the Congress does try to work on, so thank you for your work on that. And now I’ll go to Commissioner Bustamante.

COMMISSIONER BUSTAMANTE: Thank you, Madam Chair. I just can’t go without saying how important the work that Pam Roy has done over the decades, sincerely, and this is real, because before policy councils, Food Policy Councils, and seeing, and frankly having known you since high school, but really seeing the impact that you’ve had. And so I think in the interests of just really putting more of a reflection on the years and the effort, because this is something that you have been doing consistently for decades, and it has been so important. It makes such a huge difference, and it has made a difference already.

Food Policy Councils were like a little shell. Like it was nothing. It was a thing. I remember the first meeting where I attended you and a group of interested parties, and you have taken this to something where I would say it’s not every county, at least almost every county, actively has some type of food policy initiative in a state that did not have food lines, soup lines, during the Great Depression. You have kept a flashlight on the fact that we can grow food in areas that are not mega-farm lands, like not the multi-hundred acre corn and soy, but those food policy efforts that really do bring food to a table. I’m so grateful for your good work, Pam Roy. I don’t know any other way to say it. You are a precious resource. Gosh. I hate to reduce you to a resource. You’re more than a resource but you have had a huge impact on people’s lives, and I say that with absolute gratitude. Thank you.

CHAIR HANSEN: Thank you, Commissioner Bustamante. I think we all feel that way about Pam Roy, Sherry Hooper, and everybody who works in this arena,

because this is important work and it's also hard work. So thank you once again. Thank you, everybody. Thank you, Nate, very, very much, and Hvtce and everybody, for your dedication to this process.

8. MATTERS OF PUBLIC CONCERN

There was no one wishing to speak.

9. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous Updates

MANAGER SHAFFER: Thank you, Madam Chair and Commissioners. I wanted to make the Board aware that Santa Fe County Community Development Department received a New Mexico Tourism Department cooperative advertising award. The County's investment will be matched with approximately \$260,000 through cooperative marketing program. This is one of the largest awards that the County has applied for and received to date. The County was amongst an unprecedented 47 applicant organizations who applied and were eager to partner with the New Mexico True brand through exciting new digital packages, content creation options and innovative flex fund requests. So congratulations to the Community Development Department on that cooperative marketing program award.

In addition, I just wanted to remind the Board as well as the public that the County Fair will be held from August 2nd to the 5th at the County Fairgrounds at 3229 Rodeo Road. It's a really great event and I strongly encourage you to attend and show support and appreciation for all the many participants, especially members of the 4-H program who've invested a lot of money, time and effort into growing their animals. It's a really rewarding experience to get the opportunity to talk to them after the auction and in the lead-up to it.

Finally, on a more somber note, I did want to highlight that our fire conditions are worsening due to the fact that the county is in the middle of an extreme heat wave with near record temperature and we are expecting an atypical "monsoon" period to persist with unusually hot temperatures, frequent lightning, strong gusty down-burst winds, and really localized heavy rainfall. So we are continuing to monitor weather conditions but do anticipate that things will get worse before they get better. I'd just like to take this as an opportunity to remind folks that given these conditions that everyone should use caution with any outdoor flame, grilling or recreational fires, ensure proper vehicle maintenance, including tire inflation, trailer axles, maintained and keep tire chains up to avoid sparks, refrain from any open burning to control vegetation, and be mindful when using small engines near vegetation, avoid using fireworks, make sure you extinguish cigarettes properly, and always endeavor to stay fire-wise. And it doesn't take much to start a brushfire and we've had several in recent days and weeks and they can get out of control quite rapidly. So it's incumbent upon all of us to do what we can to ensure that we're not the source of fires.

That's all I have. Thank you.

10. MATTERS FROM COUNTY COMMISSIONERS AND OTHER ELECTED OFFICIALS

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

COMMISSIONER HUGHES: Thank you, Manager Shaffer. So that brings us along to Matters from County Commissioners and other elected officials and we can start perhaps at the other end with Commissioner Hamilton.

COMMISSIONER HAMILTON: Thank you. I don't have anything at this time.

COMMISSIONER HUGHES: So Commissioner Bustamante.

COMMISSIONER BUSTAMANTE: Thank you for the opportunity to reflect and share what our last week with our County Clerk and Commissioner Greene and Commissioner Hansen at NACo in Travis County. It was very informative. It was a very good use of taxpayer dollars because I think that's an important thing to reflect on when we go on any kind of travel, we're expected to bring something back, and it as rich. It is an opportunity to share, get information about best practices, and I think we all came back with just such a sense of the opportunities out there and what we can do to further the issues and concerns of our constituents, which is always top of mind with me when I go out of state to hear something. It's like, what is this going to mean to the people who are living down the road from me? And there was plenty. It was very, very good. So thank you for that.

I did want to mention one thing, just sort of our talks and collaboration with the City on things like noise ordinances with the airport, which is somewhat of a minor issue but it was a big conversation as the airport was developing and as we reflect on the County's role with the City and what it takes to really – there are some things we need to do together and some things we don't need to do together but we need to stay informed about and one of those was the long awaited concern that people in that area had always had that an airplane would eventually crash into our neighborhood, and we are very sorry for the family of the pilot and that the family that was living in the house that the airplane went down in the La Cienega area and did hit a residence and fortunately the people were not home. But it is one of those issues that was always top of mind when you hear them and they seem to be very close and you can actually count the rivets on the bottom of the plane.

All right. That might be a little hyperbole; that was an exaggeration. You can't really count them under the plane; they're not that close. But we actually have very close calls some times and we've actually had an accident. So it's one of those issues that working with the City and the County recognizing that we are neighbors and governmental jurisdictions are just that. They're governmental but the boundaries are sometimes less important than our ability to address common issues or issues together. So that's pretty much all I want to share. Thank you.

CHAIR HANSEN: Thank you, Commissioner Bustamante. Commissioner Greene.

COMMISSIONER GREENE: Thank you, Madam Chair. I too just got back from NACo. I arrived about an hour before this meeting and thank you for patiently dealing with my brain fog right now. But some of the take-aways that I'd like come up with to put out there from NACo, this was very valuable. You've heard me in the past bring up the idea of our capacity and our ability to go after federal money, and nothing was made more apparent to all of us out there was the plethora of federal funds and lots of federal agencies asking us to find uses for them. And some of the best practices that I heard about was the concept that is kind of being utilized at the state level but might need to be used at the County or regional level and I'd like to investigate this, which is sort of a federal money czar, somebody that could be the point of contact within our organization and that knows what's available is continuously pinging the federal agencies, whether it is the Department of Transportation, the Department of Energy for improvements in efficiency. DOT works on Highway projects and bridge projects. The EPA has water and wastewater projects. NTIA has broadband projects, and there are so many different agencies it's very confusing and to ask all of our individual groups and services within the County to know and how and where to go get this money may be a little too confusing, and there may be an opportunity to fund the position with the goal of going out and getting millions and millions and millions of dollars. It will pay back – this position will pay back and add to our capacity to go grant-write, to get the funding secured, and to go administer that.

Also, in that same point, Santa Fe County is relatively well organized, but still not perfectly organized to this point and I'm going to encourage us to put together a regional federal opportunity summit, so that not only we could help ourselves and all of our individual services within the County, but maybe our neighboring partners and that we would invite our neighboring partners and all our County services to a summit, maybe in the October month, to know what is available, present this to the different communities that surround us, whether it's the cities or our neighboring counties, to go out and get some of these funding opportunities, and then with a follow-on to say, okay, now how can we help these. And so I'm going to start toying with that idea and I hope I have the support of the Commissioners and of staff to create this opportunity summit.

Another thing that came up while we were there is Airbnb made a presentation and they now have a technical support organization to help us work on our ordinances and how we administer our short-term rental program in the County. They offered to work with us to take a look at what we've set up and to help give us some best practices and as Commissioner Bustamante and I have promised to potentially help us refine the ordinance in a way that could allow a second tier of imperfect housing but perfectly good housing for vacation and experiential travel, that they have some language from other communities that might work in our behalf.

Also, those are some of the most top-of-mind things from the take-aways from NACo. I'll come up with some more in the next few days as I review my notes.

We are having a REDI-Net summit here at the County on Friday afternoon. It is going to be a strategic planning summit. We are also meeting with the State Office of Broadband Equity and Expansion on Thursday and they are doing an outreach program to the County to understand what our plans are going forward, and we're going to try to understand what their goals are going forward and how we can work together and be

successful with some of the money that is flowing into New Mexico. As some of you may have heard, New Mexico has been granted \$675 million. And if we don't go and put a good plan together we will get none of it. So we're working potentially with our northern tribes to collaborate across the Aamodt area and so that's one potential project but I'm sure there's a project or two or three in each of our districts that could go to serve our communities.

And lastly, it came to my attention that once upon a time, probably about four or five years ago, the Regional Coalition of LANL Communities presented an impact and impact study of what LANL's impacts are on our community, both in terms of who lives where, who commutes how, and in terms of who is working from LANL. I know this study is probably out of date but if we could dig it up and understand where things were five years ago we may be able to look at a refresh of that to understand a little bit of that impact right now and how we might move forward with some of that. Thank you, Madam Chair, and I look forward to working on all of these things with you all.

CHAIR HANSEN: Thank you very much. Yes, I was really happy to have a team from Santa Fe County with me at NACo. For the last five or six years I've gone by myself. Last year, Commissioner Hughes joined me and it was really fun to have a group from Santa Fe County and for them to see how important NACo is and the ability that we have there to find out resources. As many of you know, I am a vice chair of the Energy, Environment and Land Use Committee and one of the most interesting presentations was about producers' responsibility for recycling, and that Pepsico in Colorado has a program that they are working on with the producers to enact responsible and make sure that their packaging is recyclable. And this group included Pepsico but General Mills, P&G – it was big companies. And it was really impressive.

So as we're working on our recycle resolution I'm hoping that we can put some of that in there, because I think that the producers' responsibility Act is really important and that if we're going to get recycling done and we're going to clean up the environment, it has to start with the people who are producing it.

There was a lot of exciting things that happened at NACo. Both of my resolutions were passed, which was a repeat of the legislative conference, which was my pollinator resolution to protect pollinators, and then of course a national historic places and it was supporting legislation from Theresa Leger Fernandez.

Probably the most exciting thing that happened for me was that I was elected president of the Women of NACo, which now means that I have a national constituency and also more work. But part of my platform and what I want to help with Women of NACo is helping them write policy, being a policy wonk and somebody who likes to write policy or write resolutions is to help women understand how important that is at NACo because the real importance of NACo is that it is a lobbying organization, and getting them to lobby for what we want and what we believe is really important.

The other committee I created was a Counties for Climate Accountability, so working with women legislators from Michigan – and so there's a lot of opportunity. It's a one-year terms, which is perfect, and I am honored to have been recruited and elected. This was not something I even went after, but Kay Cashion, who is in charge of the nominating committee for the whole board of NACo recruited me and asked me to please be the president and I'm honored to be able to serve in that position.

On the point that Commissioner Greene was making about LANL and its impacts, LANL is the wealthiest county in New Mexico and has a huge, \$11 million I believe, is their income. It could be much higher. I think somebody mentioned that to me this morning and I didn't really know. But the other problem is that their economy keeps going up and the surrounding neighbors, myself, ourselves, Santa Fe County, Rio Arriba County, Taos County, Sandoval County, are the counties that are impacted by their workforce and many other things. So I think a fair distribution and equal distribution among counties and cities that surround Los Alamos is a proper way to go and I also believe that the Regional Coalition of LANL Communities was completely the wrong vehicle and did not work and was not intended to benefit the communities around LANL. It was a DOE organized organization.

So I think there are ways that we could work with Los Alamos and I think we need to talk about that, and I think they need to be aware of the impacts that they have on the counties that surround them, because it is not always positive.

So the other thing I attended was on July 17th. It was Archbishop John Wester had a day of recognition for Trinity downwinders who have been affected by the atomic bomb and brief speeches were there. Our representative, Theresa Leger Fernandez was there along with myself and it was an important discussion that was had on the impacts of nuclear on New Mexico.

And so with that, I am also a little tired and not quite a sharp as I could be from traveling, but it was an incredibly good conference and there was a lot of good material presented, and I look forward to continuing our service in NACo. Commissioner Hughes.

COMMISSIONER HUGHES: Just a couple things I wanted to report. Commissioner Hamilton and I went to the reuse center in -- Eldorado, and the other communities along 285 last week to see where they want their fence put and thanks to Les Francisco, the fence is already in place. But it was really interesting to see how many people were there dropping stuff off and people picking stuff up, diverting a lot of stuff from the landfill. Knickknacks and furniture and all sorts of things.

The other thing I wanted to mention, fire is a big issue right now. We had a little fire in Eldorado, on Avenida Eldorado a couple weeks ago and so people are interested in talking about evacuation routes out of Eldorado. I talked to Deputy Chief Martin Vigil and he's willing to do a little workshop, which I think I'll set up for my district on evacuation, how to be ready, what to do if there's a fire that's blocking your normal route out of your community.

I also met with Chief Black and Chief Vigil last week to talk about the ALERT system, which I think we're still perfecting that, but I appreciated the meeting. Interestingly, during our meeting there was a fire on Route 14 that called both chiefs out of our meeting and Gabe and I had to detour around to Galisteo to get back to town. So wildfires are really an issue right now for sure.

The next hour with Hank is August 1st at 5:30, and I also wanted to mention that the northeast-southeast connector project is moving along and I think the first of the redone roundabouts on Richards Avenue was completed and opened last week and they'll soon be closing Richards at Dinosaur Trail to build the second roundabout on Richards Avenue. So I think we're just a little behind schedule but basically moving along. And thanks to the Public Works Department and everybody involved with that project for

keeping it moving. Thank you, Madam Chair. That's it for me.

CHAIR HANSEN: Thank you. I want to also remind everyone that I have Coffee and Tea this Saturday at ReUnity Resources, 10:00 a.m. under the Grandmother Tree. And then also, I think with all these fires going on I think it was really important to not forget that on the front page of today's paper the Forest Service took blame and responsibility for the Cerro Pelado fire that happened in Jemez last year. It was a prescribed pile burn that was left unattended. And I want to thank Forest Supervisor Sanchez for calling me yesterday and giving me a heads-up that they were responsible and that they were taking that responsibility. I find that a step in the right direction.

10. B. Elected Officials' Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions and Requests for Updates or Future Presentations

CHAIR HANSEN: Madam Clerk. Madam Clerk also joined us in NACo which was also very nice.

KATHARINE CLARK (County Clerk): Thank you, Madam Chair. You all made me feel very welcome. It was my first time at NACo and I did learn the Women of NACo line dance, so I'm ready Madam President.

So NACo was actually, as I would like to echo Commissioner Greene, really a lesson in don't leave money on the table. There were a lot of things we learned about in terms of money, not just federal grants but actually the insulin lawsuits that are going on where there was price fixing and we as an entity that had our own health insurance policy can sue, trying to get some of that money back, because I am certain that there are folks in our county who were overcharged for insulin.

So for me NACo was about learning new things, what other people are doing, but it is also a place to see how New Mexico is ahead in election law because Michigan just passed early voting, and many of those clerks were asking us, as New Mexico clerks, how we implement those new bills and changes, so we're considering hosting a seminar and workshop for some of those clerks about how to implement our early voting. So that's pretty exciting for us to think about best practices starting in New Mexico but then traveling to other places.

So I did want to bring up that there is an election coming up and there is some confusion out there. If you are filing for public financing through the City, you file with the City Clerk. We have nothing to do with the public financing portion of the election if you're running for City Council. You would only file if you were not choosing to do public financing at the County Clerk's Office. That's August 29th, 9:00 to 5:00, and that's fairly strict statute.

I did also want to mention that we were able to officially launch our online document self-serve portal, so folks in their pajamas at 2:00 a.m. can use their handy-dandy credit card, buy some documents and have it emailed to them, so we're hoping that that will be efficient, transparent and accessible government for folks who really want their real estate records. So we're very proud. It took us a long time to get that connected and get all 480,000 documents digitized and up on the website, but we now are officially digital. We are done. We've been working on this since 2004 and we can check that off

our list. So thank you very much to the Commissioners for supporting that initiative.

CHAIR HANSEN: Thank you, Madam Clerk. Thank you, County Commissioners, for all your updates.

11. MATTERS FROM THE COUNTY ATTORNEY

A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1(H)(8) NMSA 1978, including:

- 1. National Prescription Opiate Litigation, MDL-2804, U.S. District Court, Northern District of Ohio, Eastern Division, Case No. 1:17-md-2804**
- 2. Solid Waste in Valle Vista Subdivision**
- 3. Potential Acquisition of Low-Income Apartment Complex**
- 4. *The City of Santa Fe vs. The Board of County Commissioners*, Santa Fe County, New Mexico, First Judicial District Court, Case No. D-101-CV-2023-01555**
- 5. Concentrations of *E. coli* in Discharge from City of Santa Fe's Paseo Real Wastewater Treatment Plant; NPDES Permit No. NM0022292**
- 6. Road Settlement Agreement with San Ildefonso Pueblo
WITHDRAWN**
- 7. Acquisition of Real Property Interests for the Santa Fe River Greenway Project**

CHAIR HANSEN: Mr. Young.

MR. YOUNG: Thank you, Madam Chair and Commissioners. We do have a sizable agenda for tonight's executive session. There are around seven items there. I would ask that we go into executive session to discuss threatened or pending litigation in which Santa Fe County is or may become a participant, as allowed by Section 10-15-1(H)(7) NMSA 1978; and discussion of the purchase, acquisition or disposal of real property or water rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, specifically including: national prescription opiate litigation, MDL-2804, U.S. District Court, Northern District of Ohio, Eastern Division, Case No. 1:17-MD-2804. Also solid waste in

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Valle Vista Subdivision; potential acquisition of low-income apartment complex; *The City of Santa Fe vs. The Board of County Commissioners*, Santa Fe County, New Mexico, First Judicial District Court, Case No. D-101-CV-2023-01555; concentrations of *E. coli* in discharge from City of Santa Fe's Paseo Real Wastewater Treatment Plant; NPDES Permit No. NM0022292; and then finally, acquisition of real property interests for the Santa Fe River Greenway Project.

CHAIR HANSEN: Do I have a motion to go into executive session?

COMMISSIONER HUGHES: Madam Chair, I'll move that we go into executive session to discuss the items mentioned by Attorney Young.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: I have a motion from Commissioner Hughes, a second from Commissioner Hamilton. May I please have a roll call vote.

The motion to go into executive session passed by unanimous roll call vote as follows:

| | |
|-------------------------|-----|
| Commissioner Bustamante | Aye |
| Commissioner Greene | Aye |
| Commissioner Hamilton | Aye |
| Commissioner Hughes | Aye |
| Commissioner Hansen | Aye |

[The Commission met in executive session from 4:18 to 5:34.]

COMMISSIONER GREENE: I move we come out of executive session, stating that we did not discuss anything other than what we went into executive session for.

CHAIR HANSEN: Is there a second?

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: We have a motion from Commissioner Greene to come out of executive session, and we have a second from Commissioner Hamilton.

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

11. B. **Resolution No. 2023-082, a Resolution Authorizing Santa Fe County to Enter Into Settlement Agreements with Walgreens, Hikma Pharmaceuticals, Amneal Pharmaceuticals, and KVK-Tech, Inc. to Resolve the County's Pending Litigation Consolidated and Currently Pending in the Northern District of Ohio, In re: Opioid Litigation, MDL 2804, and Authorizing the County Manager to Execute on Behalf of the County All Documents Necessary or Proper to Effectuate the County's Participation in the Settlement Agreements**

CHAIR HANSEN: Commissioner Hughes, did you want to make a motion?

COMMISSIONER HUGHES: Yes, I'll make a motion that we pass a resolution authorizing Santa Fe County to enter into settlement agreements with Walgreens, Hikma Pharmaceuticals, Amneal Pharmaceuticals, and KVK-Tech, Incorporated to resolve the County's pending litigation consolidated and currently pending in the Northern District of Ohio, in regards to opioid litigation, MDL 2804 and authorizing the County Manager to execute on behalf of the County all documents necessary or proper to effectuate the County's participation in the settlement agreements.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: I have a motion from Commissioner Hughes. I have a second from Commissioner Hamilton.

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

CHAIR HANSEN: I want to ask if the Board would accept moving number 13, Public Hearing on administrative adjudicatory matters to be heard next. Is that okay with the Board?

COMMISSIONER HUGHES: That's okay with me.

COMMISSIONER GREENE: It's fine with me.

13. PUBLIC HEARINGS ON ADMINISTRATIVE ADJUDICATORY MATTERS

- A. CASE # 23-5120 Jambo Bobcat LLC, Restaurant A Liquor License. Ahmed Obo, Owner, Requests Approval of a Restaurant-A Liquor License to Serve Beer and Wine With On Premises Consumption Only, with Patio Service. The Site is Located at 418 Old Las Vegas Highway. The Property is Zoned Commercial Neighborhood within Section 29, Township 16 North, Range 10 East (Commission District 4)**

CHAIR HANSEN: Is Jose Larrañaga available? Yes, there you are, Jose. Okay, if we could please have this presentation.

JOSE LARRAÑAGA (Case Manager): Thank you, Madam Chair. Ahmed Obo, owner, requests approval of a Restaurant-A Liquor License to serve beer and wine with on premises consumption only, with patio service. The site is located at 418 Old Las Vegas Highway. The property is zoned Commercial Neighborhood within Section 29, Township 16 North, Range 10 East, Commission District 4.

Ahmed Obo is the owner of Jambo Bobcat, which is located at 418 Old Las Vegas Highway. Mr. Obo is seeking approval of a Restaurant-A Liquor License to serve beer and wine with meals including patio service. Jambo Bobcat holds a current Santa Fe County business license. The zoning for this property is regulated by Ordinance No. 2016-09, the Sustainable Land Development Code. This site is zoned as Commercial Neighborhood. Appendix B, Use Table, illustrates the uses allowed with the above mentioned zoning district, subject to all other applicable standards of the SLDC.

SLDC Appendix B, Use Table, allows for a restaurant with incidental consumption of alcoholic beverages as a permitted use with the commercial

neighborhood subdistrict. The State Alcoholic Beverage Control Division granted preliminary approval of this request in accordance with Section 60-6-B-4, NMSA of the Liquor Control Act. The Liquor Control Act requires a local option district to conduct a public hearing on the request to grant a Restaurant-A Liquor License at this location.

In accordance with the Liquor Control Act the BCC may disapprove the transfer of the license of the location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico, the issuance would be in violation of the zoning or other ordinance, or the transfer would be detrimental to the public health, safety and/or morals of the residents of the local option district.

Growth Management staff has reviewed this request for compliance with pertinent code requirements and finds the following facts to support this submittal: The SLDC, Appendix B, Use Table, allows for a restaurant with incidental consumption of alcoholic beverages as a permitted use within the Commercial Neighborhood Subdistrict; the applicant has met the State of New Mexico requirements for noticing; the site is 5.5 miles from the nearest church and 5.2 miles from the nearest school.

Staff recommends approval of a Restaurant-A Liquor License to serve beer and wine with meals with patio service to be located at 418 Old Las Vegas Highway. I stand for any questions, Madam Chair.

CHAIR HANSEN: Thank you, Jose. Do we have any questions from the Board? Commissioner Hamilton.

COMMISSIONER HAMILTON: Yes. I actually don't have a question but this is in my district and if you guys haven't been there I highly recommend it. It's an incredibly wonderful place. It's just the perfect place for this kind of license.

CHAIR HANSEN: So would you like to make a motion? So with that I would like to open it up for public hearing. Okay, seeing no one here for public hearing I'm going to close the public hearing. I'm going to let him come up and speak but I just thought I would go directly to the public hearing and get that out of the way. Please come forward and you need to be sworn in.

[Duly sworn, Ahmed Obo testified as follows:]

AHMED OBO: My name is Ahmed Obo. My address is 2316 La Senda. I am under oath.

CHAIR HANSEN: Welcome, and please say whatever you'd like to say.

MR. OBO: I'd just say I am so grateful for you accepting my application and also I'm looking forward to serve as I've been doing with Jambo Café and to continue with the Jambo Bobcat Bite. And I appreciate all your support.

CHAIR HANSEN: Welcome. So anything else? Okay. Great. So with that I'm going to go to Commissioner Hamilton.

COMMISSIONER HAMILTON: Yes, I'd like to move to approve this application.

COMMISSIONER GREENE: And I'll second that.

CHAIR HANSEN: Okay, so I have a motion to approve from Commissioner Hamilton. I have a second from Commissioner Greene.

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

CHAIR HANSEN: Congratulations. Jambo is now officially approved.
MR. OBO: Thank you.

12. PUBLIC HEARINGS ON PROPOSED RESOLUTION AND ORDINANCE CONCERNING THE AFFORDABLE HOUSING PLAN AND SANTA FE COUNTY INFRASTRUCTURE AND CAPITAL IMPROVEMENT PLAN
A. Presentation and Public Hearing on the Santa Fe County Fiscal Years 2025-2029 Infrastructure Capital Improvement Plan (ICIP) (First of Two Public Hearings) This Agenda Item Contains an Attachment.

CHAIR HANSEN: Maxx Hendren, welcome.

MAXX HENDREN (Capital Planner): Thank you, Madam Chair and Commissioners. This request is to conduct the first of two public hearings for the Santa Fe County infrastructure Capital Improvement Plan for fiscal years 2025-2029. The second public hearing will be held August 8th where the Board of County Commissioners will be asked to adopt a resolution for the fiscal year 2025-2029 ICIP, including the County's top five capital projects.

So the County annually updates, prepares, adopts and submits a five-year ICIP to the New Mexico Department of Finance and Administration. The ICIP is used to prioritize the capital projects over a five-year span, and the ICIP is a subset of long-range capital planning structure within the Santa Fe County's 20+ years Sustainable Growth Management Plan. The SGMP outlines a 20-year capital improvement plan, a ten-year new development impact fee capital improvement plan, and the five-year ICIP, infrastructure capital improvement plan.

The ICIP is a planning tool; it's not a funding source. It outlines capital projects that are not fully funded, and it's provided to our New Mexico elected representatives for capital projects to be considered for capital outlay and also provides other potential funding sources. The draft ICIP does not contain fully funded projects and it does not contain every capital project in the capital budget that was adopted by the Board in June.

So in August of 2019 the capital planning process was adopted by the Board through Resolution 2019-101. It's Exhibit A in your packet. It establishes a planning and assessment procedure for capital projects. Through this method project can be requested, vetted, planned and prioritized based on the County's four strategic planning goals, the Sustainable Growth Management Plan and other planning documents. This evaluation process helps to measure a project's efficacy in achieving the County's goals and priorities.

The County's 2025-2029 ICIP is due to the DFA by August 18th. The source of our projects on this list is the final fiscal 2024-2028 ICIP that was adopted by the Board through Resolution 2023-09 on January 10, 2023. That's Exhibit B. Also, an outreach to solicit capital project requests from County staff, elected officials, and Commissioners was conducted between December 2022 and March of 2023. In addition, a virtual community outreach to solicit capital projects from the public and non-profits was conducted on June 28th. As a result of the outreach for capital projects the Scoping Committee and the Capital Planning Committee met to consider all of the new projects. Exhibit D displays the new capital projects that were reviewed and scored in accordance

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with the capital planning process and were evaluated by factors like: does the project provide a basic need? A yes means the project is necessary for the County's functionality and it ranks higher. And will the project address the County's strategic goals of promoting a healthy, safe and sustainable community and provide a proficient, transparent and accessible government? And is the project shovel-ready and phased for successful completion. And is there staffing capacity to implement and successfully complete a capital project in a timely manner?

So staff recommends that several projects that are included in the fiscal year 2024-2028 which is Exhibit B be removed from the draft fiscal year 2025-2029 ICIP, along with removing some of the capital projects that are on the fiscal year 2024 new capital projects list. That's Exhibit D. And primarily because the projects or defined phase of the project is fully funded, it's scheduled for completion or it's recognized as no longer necessary. So these removed projects are all identified in Exhibit C.

The draft fiscal year 2025-2029 ICIP is Exhibit E. It includes all the capital projects that are not recommended for removal and sorted by the basic need and the project score. There are still a few capital projects that are on the draft ICIP that the committee needs to evaluate. So between now and the August 8th Board meeting the committee will evaluate all the remaining proposed capital project requests. They will prioritize the projects based on basic need, planned year, rank, and make recommendations concerning the top five projects.

The action that we request is to conduct the public hearing. There is no formal action required on this item. And along with subject matter experts we do stand for questions and comments.

CHAIR HANSEN: Thank you, Maxx. I'm going to go to the public hearing first, and then I'll go to Commissioners. So I don't see Daniel here, so I'm assuming there is nobody on line to make comments about public hearings.

COMMISSIONER HUGHES: Madam Chair, there was one of my constituents who expressed interest in speaking to this. I don't know if she was going to be on line.

CHAIR HANSEN: Daniel.

MR. FRESQUEZ: Madam Chair, we do have Audra Hench.

CHAIR HANSEN: Okay, let her open it up and then I'll have Evonne swear her in.

[Duly sworn, Audra Hansche testified as follows:]

AUDRA HANSCHER: My name is Audra Hansche. I live at 37 Camino Cerro Escondido, and that's in Rancho Viejo, and I understand that I am under oath. I have a statement prepared.

CHAIR HANSEN: Okay. Go ahead.

MS. HANSCHER: Good evening. I'm speaking in support of a Rancho Viejo Senior and Community Center. I've lived in Santa Fe for eight years. I moved to Rancho Viejo in August of 2015 and started the Rancho Viejo Ladies Group in March of 2016. We had 16 ladies attending the first luncheon at Panera Bread. Currently there are 165 members. [audio difficulties] We have a social lunch once a month, usually at restaurant. Our book club meetings are every other month. We do service projects and other activities presented by our members; that happens throughout the year.

Our holiday party every December poses a challenge finding a place comfortable enough. Driving distance, location, parking, accessibility, and acoustics can be problematic. Our first four years we were able to use a conference room located in offices inside our Rancho Viejo community. This is no longer available to us. Other venues require rental fees and sometimes insurance. Since I do not collect dues this has become an issue. Finding a place to socialize and gather for events and presentations has become a real challenge.

The age range of our members is 57 to 87. We could be doing so much more if we had a place to call home. Thank you.

CHAIR HANSEN: Thank you very much. Next. Do we have anyone else online, Daniel, for a public hearing?

MR. FRESQUEZ: Madam Chair, yes. We have two more sign-ups. We have Linda Venturoni.

[Duly sworn, Linda Venturoni testified as follows:]

LINDA VENTURONI: My name's Linda Venturoni, and I live at 8 Silver Rock Road, and I understand I am under oath. Okay, can I proceed with a statement?

CHAIR HANSEN: Yes, please.

MS. VENTURONI: My name's Linda Venturoni and I've been living in Rancho Viejo for the past seven years. I want to speak to the need for a senior/community center in the area. As you know, there has been a lot of growth in this area and there will be a lot more in the future. The area has attracted a lot of retirees aged 60 and older, in fact, resident of Rancho Viejo who are age 60 and over account for over a third of the population. I looked it up in the census tract and found that we were at 37.4 percent of the people in Rancho Viejo are over 60. So this is significantly higher than state and national 60+ population percentages.

There's a strong sense of community in this area and you just heard from Audra, she's actually done a lot to build that sense of community. The Rancho Viejo Ladies Group has provided great opportunities for the neighbors to get to know each other and participate in a variety of activities and projects. We are lacking meeting space and a sense of place that a senior and community center could provide. So we urge the Board of County Commissioners to highly prioritize this project. Thank you for your time.

CHAIR HANSEN: Thank you. Next, Daniel.

MR. FRESQUEZ: Madam Chair, our next speaker is Kris Jameyson.

[Duly sworn, Kris Jameyson testified as follows:]

KRIS JAMEYSON: My name's Kris Jameyson. I live at 7 Camino Puerto Solita, and I understand that I'm under oath. I also have a prepared statement. I'm speaking in support of the Rancho Viejo Senior and Community Center also. I've lived in Rancho Viejo for five years. I moved here right after I retired. I'm an active participant in the Ladies Group, and this group has introduced me to a real community here and I've made really good friends through this group.

I want to speak a little bit beyond that though. I think a senior/community center I close proximity to Rancho Viejo or in Rancho Viejo would strengthen this community. There are many people, as Linda said, over 60 living here. In addition, the development and growth in south Santa Fe County will provide services and a place to gather and learn, far beyond the Rancho Viejo development. So I also urge support for this project.

Thank you.

CHAIR HANSEN: Thank you. Daniel, do we have anyone else who wishes to speak?

MR. FRESQUEZ: Madam Chair, I don't see anybody else wanting to speak during public comment.

CHAIR HANSEN: Okay. I'm going to close public comment and go to the Commissioners. I will start with Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't actually have any questions for Maxx or for – I think one of the strengths we have developed over years, frankly, since you and I have been Commissioners is this progressive improvement in the whole ICIP process, which includes what has now become a much more structured and formal committee-driven assessment process, which I think is really to everybody's benefit. And I think what I appreciate about what's recommended and having the ICIP list as it's been presented is it kind of moves the good recommendations and pulling things off for the reasons presented; they don't need to be there anymore. They've already been funded.

And so I think we actually have a good list. So I guess I'm speaking in support of the process because – except for over the years a few kind of amusing exceptions, right?. The vast majority of projects that are put on the list are really, really important. What we now are litigating to a certain extent, who speaks more strongly to a project or who, I don't know, has more power or pull, is to keep placing projects that have been moving up over time and have been scored. The whole scoring process gives priority to projects that are more critical, more important for public health and safety, etc., etc.

And so while there are times to subvert any process when something of such critical importance, I think we have a good list.

CHAIR HANSEN: Thank you, Commissioner Hamilton. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you. I just had a couple of questions. I've been looking at Exhibit D which is the final – not the final but I mean the list. So the first question is I understand – does the order of the projects on the list mean anything at this point? Did you score some of them? I don't see the scores, so are they in order of importance, or not yet?

MS. HENDREN: Madam Chair and Commissioner Hughes, they are in order of scores. There's a score listed and they're ranked high to low, and with the yes, the basic need is first, and then the noes are below the yes, and they're ranked high to low on the scores. That is Exhibit E. There is no really true structure at this point. That's just the way we thought that we would present it to you today.

COMMISSIONER HUGHES: Now I see the score. Okay, so they are ranged according to score.

MS. HENDREN: And basic need.

COMMISSIONER HUGHES: The basic need is either yes or no. Gotcha. Okay, and all these projects, are there any projects on here that you're recommending taking off, or you've already taken off the ones you want to take off?

MS. HENDREN: All the projects that we recommended removal are on Exhibit C.

COMMISSIONER HUGHES: Okay. None of the Exhibit C made it on to

Exhibit E, right?

MS. HENDREN: None of them.

COMMISSIONER HUGHES: Okay. Thank you. Thank you, Madam Chair.

CHAIR HANSEN: Commissioner Greene.

COMMISSIONER GREENE: Thank you, Madam Chair. Thank you, Maxx. I appreciate staff's listening to us to bring new projects to this. As a new Commissioner, some things that were brought to my attention and ideas that came from staff that resonated with me have appeared in this and I think there's a great opportunity to move forward with some of these. But circling back to what we found at NACo is that I think that there's an opportunity for us in the next generation of this to start looking at prioritizing projects based on the opportunity to go get federal funding for these things.

So some things are going to be things that things that might have come out of general fund. Some things might be things that are going to be state funding that we can go to the ICIP sort of solution. But having a new category of things that are prioritized by what federal source. So if it's DOT, if it's a transportation project. If it's a wastewater project it's probably the EPA. If it's a broadband project it's probably NTIA and so on. And that might give us a little more oomph behind prioritizing things in these next few years to get them teed up to get funding for that. And so just those two thoughts along this. I think this is a great list and I look forward to voting for it.

CHAIR HANSEN: Commissioner Bustamante.

COMMISSIONER BUSTAMANTE: Maxx, thank you very much. Thank you, Madam Chair. I see the La Cienega transportation safety plan, but that was to include the Galisteo area as well, and I don't see that on there. And I do have a question about the removals, so just noting that and then going back to Exhibit C. I just have a question on the ramifications of the removal for the Edgewood apparatus bay. I'm not familiar with what transpired in having that removed and understand that that cannot continue and I'm wondering if there are – it says there's a design issue with the outlay of the building. So I'm not sure what the ramifications are if we're not able to do that.

MS. HENDREN: Madam Chair and Commissioner Bustamante, this information came from Chief Black. There was a PER or a design and because of where the building was situated, there's no room for another apparatus, is my understanding. So that's why this project was removed from the list.

COMMISSIONER BUSTAMANTE: Okay. Thank you, Maxx. Well, that – so I understand that's why it's removed. What are the safety ramifications? How does it affect their operations? is my question.

MS. HENDREN: Madam Chair and Commissioner Bustamante, I don't know.

P.J. MONTANO (Public Works): Madam Chair, from my understanding from Chief Black is that they were able to house the apparatus at another facility and it would not – I guess it wouldn't provide any negative support not having it there. We did look at this. There was a design that was requested to actually extend for the apparatus, extend the facility. But on the lot itself, it would not be able to accommodate that with the space needs.

COMMISSIONER BUSTAMANTE: Okay. So Madam Chair and P.J.,

Maxx, to reiterate, it doesn't have any negative effect on their operations. It would be moved to another location.

MR. MONTANO: According to – yes.

COMMISSIONER BUSTAMANTE: It won't be accommodate on the site due to geography in that particular area, but it will be at another facility.

MR. MONTANO: Yes. According to Chief Black it would not provide any negative impact to the facility.

COMMISSIONER BUSTAMANTE: Thank you. Thank you very much.

CHAIR HANSEN: Any other questions?

COMMISSIONER HUGHES: Yes, Madam Chair. I have another question.

CHAIR HANSEN: Okay. Go ahead.

COMMISSIONER HUGHES: So Maxx, I know we did this last year, but how do we select the first five. How do you select the five priorities?

MANAGER SHAFFER: So Madam Chair, if I may, Maxx, I'm sorry to jump in. So staff will provide you with our recommendations based upon our analysis of the criteria used to score the projects and also any other factors that may be germane in terms of continuation of potential ongoing projects, what have you. We'll also reach out in between now and the next meeting to our state legislative delegation to see if they can provide us with any spending priorities that they may have going into the session – water, roads, what have you – so that we have that data to provide you as well. And then ultimately, how you rank them is a Board decision but to sum up we would be using primarily a scoring criteria but then we'll overlay that with considerations about what legislators may have as a priority in terms of their spending allocations, and then also other factors that may not have been captured by the scoring itself.

But we'll lay all that out for you in a memo, but ultimately, the top five projects again, it's for the Board to choose. I hope that answers your question.

COMMISSIONER HUGHES: Yes. So I guess I have a comment, because on the scoring list, the first two projects in District 5 are actually Countywide projects. The public housing upgrades in Valle Vista, and then the adult funding for recreational yard construction. Those are very important projects but those are Countywide projects. Are we limited to a top five, or should we do one for each district and then a couple of Countywide ones. Because I'm afraid what will happen this year is what happened last time which is if we rank one of the Countywide projects as the number one choice for District 5, that will be fine, but then the legislators will say, yes, but did your constituents want, and I can guarantee that the rec yard at the Adult Detention Center is not top of mind to many of my constituents' brains. So that won't get funded; something else will get funded.

So I just wonder if we shouldn't have a Countywide category so that we can vote for things that our constituents want that affect their lives directly, like we heard about the senior center, which probably won't be the number one choice this time but eventually that will be. And then come choices that are Countywide so that we can sort of lobby for those as well, as Countywide projects.

MANAGER SHAFFER: Maxx, I'll go ahead and take a stab at that. So I believe the Local Government Division requires that you have a top five list of projects.

What money is actually requested or what capital outlay requests are submitted to the legislature, that's a different issue. You could in theory submit for everything on the ICIP. It would be a particularly effective strategy, but you could submit multiple capital outlay requests beyond your top five. Historically, that's where we've endeavored to try and pick what I'll call community-driven projects is to suggest that the individual Commissioners select one or two specific projects from their district in addition to the five projects that were chosen by the Board as a body.

So to sum up, it's required that you have a top five. There's no requirement from the Local Government Division how you select those, but you're not limited to requesting capital outlay for those top five projects. You can and in the past we have in fact requested funding for other projects, again, primarily selected by individual Commissioners to best represent the needs of their district. I hope that answers the question.

COMMISSIONER HUGHES: That does, and I think that makes sense. So we have to have a top five, but I think maybe going into the legislative session, we should perhaps internally have our own top ten or something so that we do get funding for all the ones that we really care about. But we can talk about that later, obviously. I think that answers my question. Thank you.

CHAIR HANSEN: Thank you. So for the last six years, maybe six and a half, I have advocated for the Agua Fria Village utility sewer expansion. That is the most important thing that I care about in this list. There is nothing more important. It is public health and safety. It is groundwater protection. And for some reason, it is not getting the due that it deserves at the legislature. And I don't know why that is. I have lobbied. I will continue to lobby. When I saw the Governor a couple weeks ago I expressed to her that this was an important project. And she said, well, you need to have it to be number one on your list.

Well, it's number two, because I'm in District 2, so it gets to be the top one in that top five. But this is something that I look at the list and I see it says we have \$7,496,000. It means we can do seven streets, maybe. And you're asking for another \$15 million. Is that on top of the \$7 million?

MS. HENDREN: Madam Chair, the \$15 million is the total project cost.

CHAIR HANSEN: That can't be true.

MS. HENDREN: Madam Chair, that whole column is going to be updated. It has to be updated. What we have here is exactly what was on the 2024-2028 fiscal year ICIP. This column does need to be updated before the next County Board meeting.

CHAIR HANSEN: Okay.

PAUL CHOMAN (Utility Director): Madam Chair, nice to meet you all. You are correct. It will take at least another \$15 million to complete this project of all 38 streets.

CHAIR HANSEN: In addition to the \$7 million.

MR. CHOMAN: That's correct, Madam Chair.

CHAIR HANSEN: I still don't think those numbers are quite correct, and I think to complete this project it will probably take more than that. But this is incredibly important to my constituents. They have been asking for this for 50 years or longer. Since

1950. They deserve to have sewers and as you can well tell from the letters that we're getting now from constituents who are clearly upset, clearly upset, that they're not being listened to. I will do everything I can to get as much money as possible, but I need another \$10 million. And we could spend \$10 million in one year. There's no problem. And like Commissioner Greene said, there's lots of money out there; we need to go after it and get it. We can't just depend, obviously, on the legislature, because there is money out there for sewers and so we need to go find it. That's all you're going to hear from me for the next year and a half is how important these sewers are and that they need to be installed.

So besides that I don't have anything else to say. I think it deserves to be higher ranked on the list because of the community need that exists and the impact. Lopez Lane, we have a man with a cesspool where sewage is being spilled into the neighbor's yard because of the laterals and because there is not enough capacity, because it's so old. So I think as a responsible government we need to be taking care of our community and making sure that we're protecting our groundwater. So I'm hoping that number goes up, and I'm hoping that we figure out some federal way to look for some other money for sewers.

So if there's no other questions we'll have another update in a couple weeks. Thank you.

MS. HENDREN: Thank you, Madam Chair and Commissioners.

12. B. Resolution No. 2023-083, a Resolution Adopting the Santa Fe County Affordable Housing Plan as Approved by the New Mexico Mortgage Finance Authority Thus Enabling Santa Fe County to Establish an Affordable Housing Ordinance to Promote Affordable Housing in Santa Fe County. This Agenda Item Contains an Attachment.

CHAIR HANSEN: Welcome, Ms. Benavidez, and yay.

DENISE BENAVIDEZ (Affordable Housing Coordinator): Thank you so much, Madam Chair, Commissioners. Tonight we are here seeking approval of a resolution. That resolution will adopt our Affordable Housing plan which you all know we've been working on for quite some time. We're happy to be here tonight. I want to start first of all by thanking our committee members for all of their time in attending meetings with us, for their suggestions, the changes, just everything that they went through with us for many, many weeks. So I really want to give a huge thank you to the committee members.

I believe we had around 35 committee members of various different entities – bankers, just different entities, so I really want to thank them as well. And I also want to thank Carlos Gemora from Site Southwest who's here with us tonight. He's the third party who put together the plan for us. It's a large plan, so I definitely want to thank Carlos, and he'll be going over items in the plan with us here shortly. I also want to take some time to just mention that we're currently in the process of looking for funding sources. We're going to be following up with putting together a budget for each of the programs that will be established on behalf of this Affordable Housing plan.

Southwest is also working with us as the third party to amend Chapter 13 and the

inclusionary zoning codes along with Growth Management so that we can improve on our coding so that we can get developers and developments through the process as quickly as possible. And so we're working on those items. And so I'm going to invite Carlos up to just go through a little bit of the plan with us, and then we can follow up thereafter with questions.

CHAIR HANSEN: Thank you. Thank you, welcome, Carlos.

CARLOS GEMORA: Hi, Commissioners. Thank you very much. As Denise said, my name's Carlos Gemora. I work at Planning from Site Southwest. I'm really happy to be talking with you all this evening. This has been a multi-year effort. As Denise was saying, there's been a great deal of support from staff. Also a great deal of support from a lot of community partners.

The purpose of this plan is two-fold. One, it establishes compliance with the Affordable Housing Act. It's required to have an Affordable Housing Act in order to provide services and support related to affordable housing. So that's one of the main things that this establishes. It allows the County to provide support and services for affordable housing.

The second part of this plan is that it recommends strategies to get more affordable housing and provides a foundation to start implementing potential affordable housing strategies. That's the main purpose of this plan. That's what this plan establishes. Two of the findings, as many of you know, housing is unaffordable for the majority of Santa Fe County citizens and growing more so. One number we found was that 90 percent of community members don't have incomes that are high enough to support a single-family home in Santa Fe County, the average single-family home.

We also found that there's not enough supply of housing. There's just not enough units within Santa Fe County, which means kind of this game of musical chairs, where if other people are coming in, existing residents are moving out. A lot of severe community impacts because of a lack of supply.

The recommendations in this plan mainly revolve around trying to incentivize affordable housing, trying to remedy some of the existing regulatory barriers regarding land use and affordable housing policies, and expand and strengthen some of the housing action programs. Those are the main kinds of things we have here. Again, this plan is a foundational plan, so it's providing that data. It's providing the legal support, and it's providing some of that foundation for programs. But this plan itself is not actually establishing those. As Denise was saying, those are coming after this plan.

And I'm available for questions.

CHAIR HANSEN: Thank you. Questions. Commissioner Greene.

COMMISSIONER GREENE: Thank you, Denise, and thank you, Carlos and thank you, Paul and thank you, Jordan and thank you, everybody that's been working on this. It's been a long haul. And the only real benefit that I can see that it's taken this long is that I get to put my name on it and it didn't happen with the last Commission. So wonderful. Thank you very much.

But I do get to ask a comments in an earlier iteration of this and so one of the – I think there's two questions. One, general updates or changes you might have made since the last time, if you have any specific areas you could point out, either through public comment or through comments that we made from the dais. And then I'll ask the second

question, which is related, which is I'd ask specifically about the ADU. And then put a third part to this is we just got back from Austin which seemed to have, at least in the parts of Austin that we explored, seemed to have a sort of housing mix which is not what we make here. Not to say that their housing mix is perfect, but it seemed like they worked on a mixture of housing that seemed to be addressing both in being more attractive and more urban. It's not towers, but instead of two-, three-story dated apartment complexes, these were urban, full block, walkable communities with a mixed-use or a profile to them. And then they did do single-family homes, but they also did homes with ADUs, and homes with duplexes, triplexes and four-plexes.

So I hope you can address sort of where in this, and then maybe some follow-on steps that we may be able to take to address the ADU as a concept, maybe even putting ADUs as a requirement in development plans. So the inclusionary housing at the very simplified individual home site. And then whether it's apartment complexes that are ground floor commercial and community use, and then upper story residential.

MS. BENAVIDEZ: Just really quick, Commissioner. We did add a sentence at your request that references that, so that is currently in the plan. In addition, I think we've made just some minor changes, some formatting, a few things. I think I'll let Carlos talk to a table that he updated, but other than that, no major changes since we last spoke about the plan, just the addition of the sentence regarding LANL, and I think that's it. Carlos.

MR. GEMORA: Yes. As far as changes, I want to say there were no real substantive changes. There have been clarifying changes to some of the tables. One table had a type. We corrected that. There were some other – I think there might have been some legal changes or some language from MFA that's again, didn't really substantively change the intent of the plan but was trying to clarify some of the aspects of that.

MS. BENAVIDEZ: In addition, Commissioner Greene, we'd mention that we are currently in discussion regarding ADUs. We do have a loan program that we're working on that will assist with ADUs, so we are currently meeting with Growth Management in discussions of ADUs. So we hope to bring something forward. I know it's something that's on your plate, so we are definitely looking and discussing ADUs currently.

MR. GEMORA: And Commissioner, as far as ADUs, I believe it's page 76, is a section that talks about accessory dwelling units. The plan didn't get so specific that it was really recommending specific housing types. It's more just laying out that small housing types, housing types and more compact types of land can definitely achieve affordable housing. So we put together some pro formas that were kind of looking at – when you think about the 2,000 square foot single-family home on an acre, there is no way to actually make that an affordable unit. But when you start to make that more compact, when you start to get to ten dwelling units per acre, 20 dwelling units per acre, when you start to shrink the size of the structure, it can bring down the price drastically. Right? So that's the kind of non-subsidized way of lowering the cost of housing. It's a regulatory change, so I think exactly as you're saying, trying to create more of those incentives inside the code, trying to have less of the barriers to smaller units I think is exactly what this plan is recommending.

How that plays out within SLDC amendments and things like that, that would be

a different question and of course that would be something that would be coming before the BCC.

COMMISSIONER GREENE: Thank you. One of my concerns in the – I find that a lot of our transplants and our incoming population are usually the first to buy a single-family house on a small lot. They're coming from California or Texas, and they're downsizing and they're okay with a 2,000 square foot or 1,800 square foot home, and they can pay premium dollars for it, even though that is a "small lot" and on a small property.

And I'm wondering if there's ways that we can really look at making sure that those – if you're going to buy one of those that it also includes the ADU onsite, built at time of development. Right? And so we want to downsize and then replace, that's great. There's no requirement that you would have to rent that to anybody. That could be a Pilates studio. It could be your little home office sort of thing, but it also could be, because it's built at the same time, an affordable way to bring people on to your property. It's a yes in my backyard, YIMBY solution, and it's the lower impact solution than a single-use apartment complex.

PAUL OLAFSON (Community Development): Madam Chair, Commissioner, that is exactly the type of thing we're looking at with this study of the SLDC and ways we might make adjustments, and to be as flexible and creative and talking to your other comment about the full city block and the multiple types and typologies that could be mixed together. So the plan enables us in part to continue that discussion, but I think the exact specifics won't come out of the plan. They'll come out of our next steps and looking at not only the SLDC but all the other tools that we might have to bring more housing, specifically affordable housing forward to really support our community.

COMMISSIONER GREENE: That's wonderful. Thank you.

CHAIR HANSEN: Other comments.

COMMISSIONER HUGHES: Thank you, Madam Chair. I don't have any other comments other than thank you for working on this and bringing it forward. It's been a lot of effort and I appreciate all the work that the volunteers and everybody who participated and I look forward to what comes after this, the actual implementation of the programs.

CHAIR HANSEN: Okay. Just once again, fee in lieu, making sure that we deal with that, whether we raise it, we get rid of it – preferably we get rid of it. So I know that won't come probably not know. It's next, but another item I will drive home that I have been opposed to for a good 20 years.

MR. OLAFSON: Madam Chair, yes. We did discuss this in the previous Housing Authority Board meeting, but for the record here, yes, we did year you loud and clearly and that will be an item we're definitely looking at, especially in the SLDC.

CHAIR HANSEN: Okay. Thank you. Yes, Commissioner Greene.

COMMISSIONER GREENE: Seeing no further comments, I'd make a motion to adopt this resolution of the Santa Fe County Affordable Housing Plan as approved by the New Mexico Mortgage Finance Authority, thus enabling Santa Fe County to establish an Affordable Housing Ordinance to promote affordable housing in Santa Fe County.

COMMISSIONER HUGHES: And I second.

CHAIR HANSEN: Okay, I have a motion by Commissioner Greene and multiple seconds, I think Commissioner Hughes, Commissioner Bustamante, Commissioner Hamilton. Okay, under discussion, the one other item is making sure that we have money when we go to do the money, we have money for people to connect to sewers and that we have money for grinder pumps. We have money for well metering and many other things that low income people cannot afford. I just wanted to make sure we got that on the record. And with that I will call for the vote.

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

CHAIR HANSEN: Yay. It's only taken us – how long have you been on the Commission, Commissioner Hughes?

COMMISSIONER HUGHES: I think it's 2 ½ years since we passed the resolution asking for this resolution. Thank you for waiting.

MR. YOUNG: And Madam Chair, if I could add one thing on this. So I think we were voting on the resolution for this, which is 12. B.

CHAIR HANSEN: Yes, we are.

MR. YOUNG: Okay. And then we also have 12. C which is the ordinance. So that's the next item.

CHAIR HANSEN: Right.

MR. YOUNG: Okay. Just clarifying that.

- 12. C. Ordinance No. 2023-05, an Ordinance Adopting the 2023 Santa Fe County Affordable Housing Plan and Establishing the Santa Fe County Affordable Housing Assistance Grant and Loan Ordinance Pursuant to the New Mexico Affordable Housing Act and the New Mexico Mortgage Finance Authority Rules; Repealing and Replacing Ordinance Nos. 2009-14, as Amended, and 2011-3, as Amended**

CHAIR HANSEN: Ms. Benavidez.

MS. BENAVIDEZ: Thank you again, Madam Chair, Commissioners. We are seeking approval of the ordinance here tonight, the ordinance to establish the housing plan. It will assist us in promoting affordable housing which we do daily, but we want to get out there and be more active and diligent and see what we can accomplish in Santa Fe County as far as affordable housing.

CHAIR HANSEN: Yay. So do we have any comments?

COMMISSIONER HUGHES: Madam Chair, I just want to ask whoever wants to answer this. Why do we have a resolution and an ordinance adopting the Affordable Housing Plan? I understand why the ordinance includes the other programs, but why is adopting the Affordable Housing Plan included in a resolution and an ordinance?

MS. BENAVIDEZ: I can defer to Legal but I believe the reason, Commissioner Hughes, is because there's recording that needs to get done and I think that resolution allows us for recording. I'll defer to Legal.

MR. YOUNG: Madam Chair, Commissioner Hughes, so the ordinance establishes here the overarching plan or provides a framework, I guess for the Affordable Housing Grant Ordinance required by statute. And although that ordinance talks about implementing that plan, it doesn't actually attach a plan for that, and some jurisdictions may actually approve the plan and then approve the ordinance some time later. In this sequence, what the Board is asked to do is approve a resolution adopting the plan itself, and then secondly and separately, which requires a public hearing on the ordinance to implement the framework for the Affordable Housing Assistance Grant and loans that the County can provide.

COMMISSIONER HUGHES: Thank you. You mention the word public hearing. I guess, Madam Chair, should we have a public hearing? I don't think anybody's here to speak to it.

CHAIR HANSEN: We had a public hearing.

COMMISSIONER HUGHES: On the ordinance?

CHAIR HANSEN: Yes. Haven't we had a public hearing?

MR. YOUNG: So Madam Chair and Commissioners, the ordinance – this is actually the public hearing for the ordinance, as stated under item 12.

CHAIR HANSEN: I apologize.

MR. YOUNG: And Madam Chair, Commissioners, you did authorize title and general summary at the last month's meeting.

CHAIR HANSEN: Okay. I didn't need to do a public hearing for the resolution, right? So now, before we adopt this, we will do a public hearing. So is there anybody from the public who wishes to speak on this ordinance? Daniel, do you have anyone online?

MR. FRESQUEZ: Madam Chair, I don't see anybody on line that would like to speak.

CHAIR HANSEN: Okay, seeing none, I will close the public hearing. So the public hearing is closed. Any other comments from the Commissioners? What's the pleasure of the Board?

COMMISSIONER GREENE: I move to adopt the Ordinance 2023 – whatever number it's going to be – for the 2023 Santa Fe County Affordable Housing Plan and establishing the Santa Fe County Affordable Housing Assistance Grant and Loan Ordinance pursuant to the New Mexico Affordable Housing Act and the New Mexico Mortgage Finance Authority Rules; repealing and replacing Ordinance Nos. 2009-14, as amended, and 2011-3, as amended.

COMMISSIONER HUGHES: Second.

COMMISSIONER HAMILTON: Second.

CHAIR HANSEN: So I have a motion from Commissioner Greene and I have a second from Commissioners Hughes and Hamilton.

The motion to approve Ordinance No. 2023-05 passed by unanimous roll call vote as follows:

Commissioner Bustamante
Commissioner Greene

Aye
Aye

SFC CLERK RECORDED 09/12/2023

| | |
|-----------------------|-----|
| Commissioner Hamilton | Aye |
| Commissioner Hughes | Aye |
| Commissioner Hansen | Aye |

CHAIR HANSEN: Yay. A long time coming. Congratulations, everybody, for all your hard work – Paul, Jordan, Carlos, Denise – I don't know the lawyer's name sitting back there.

COMMISSIONER HUGHES: Enrique.

CHAIR HANSEN: Enrique. I'm sorry. I'm a little tired still. And all the Commissioners and the County Manager and the County Attorney, Jeff, and everyone who has worked on this because it has been a monumental effort. And I see you standing there, so I bet you would like to say something, Paul.

MR. OLAFSON: Madam Chair, you just said all the thank yous I was going to try and make and I want to thank the Board as well for the support and the direction and the commitment to this important element for our community. And so thank you all.

CHAIR HANSEN: Yes. I hope you will send the plan to the *New Mexican* and they will actually write about our Affordable Housing Plan because I think we have produced something really good.

COMMISSIONER HUGHES: Yes, because I think they're watching on TV, so I think we might see something about it.

COMMISSIONER GREENE: Madam Chair, may I recommend that we have a press statement that helps them with some of the highlights to this that would give them some – it's a long plan and you never know what they're going to write, but if we highlight what is important to us that would be great.

CHAIR HANSEN: I do, I think that's important. I think direction about doing more press releases and getting more press out into the paper about the positive things that Santa Fe County does for its community and its constituents is always a good thing.

14. INFORMATIONAL ITEMS / REPORTS

- A. Community Development Department June 2023 Monthly Report
- B. Community Services Department June 2023 Monthly Report
- C. Finance Division May 2023 Monthly Report
- D. Growth Management Department June 2023 Monthly Report
- E. Human Resources Division June 2023 Monthly Report
- F. Public Works Department June 2023 Monthly Report
- G. Public Safety Department June 2023 Monthly Report
- H. HB 364 Restrictive Housing Second Quarter Report

There were no questions or comments regarding the reports.

15. CONCLUDING BUSINESS

- A. Announcements**
- B. Adjournment**

Commissioner Hughes moved to adjourn and Commissioner Greene seconded. With no further business to come before this body, Chair Hansen declared this meeting adjourned at 6:45 p.m.



ATTEST

KATHARINE E. CLARK
SANTA FE COUNTY CLERK

Approved by:

Anna Hansen, Chair
Board of County Commissioners

Respectfully submitted:

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

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