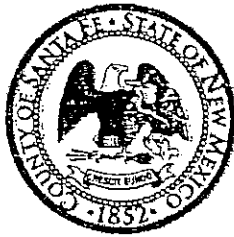


Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

To: Board of County Commissioners

Fr: Don Moya, Interim Finance Division Director

CC: Undersheriff Ron Madrid

Date: November 30, 2016

Re: Resolution No. 2016 - _____, A Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget One (1) Grant Awarded through the US Marshals SWIFT Task Force / \$5,000 (Finance Division/Don Moya)

Issue:

The Santa Fe Sheriff's Office is requesting a budget increase to budget grant funds for overtime reimbursement through 6/30/17.

Background:

United States Marshals has awarded the Sheriff's Office funding for overtime reimbursement in support of the 2016 SWIFT Fugitive Task Force. The primary mission of the task force is to investigate and arrest, as part of the Joint Law Enforcement Operations (JLEO), persons who have active state and federal warrants for their arrest. The intent of the joint effort is to investigate and apprehend local, state and federal fugitives, thereby improving public safety and reducing violent crimes.

Action Requested:

The Sheriff's Office requests approval to increase the Law Enforcement Operation Fund (246) for overtime reimbursement through 6/30/2017.



SANTA CRUZ COUNTY

RESOLUTION 2016- _____

Page 1 of 4

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

Whereas, the Board of County Commissioners meeting in regular session on Dec. 13, 2016, did request the following budget adjustment

Department / Division: _____

Sheriff's Office / DWI Seizure Program

Fund Name: Law Enforcement Operations Fund (LEOF): 246

Budget Adjustment Type: _____

Increase

Fiscal Year 2017 (July 1, 2016 - June 30, 2017)

BUDGETED REVENUE: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1232	381	0300	SWIFT FUGITIVE TASK FORCE	\$ 5,000	
TOTAL (IF SUBTOTAL, check here) →					\$ 5,000	\$

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXX	CATEGORY/LINE/ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1232	424	1025	OVERTIME	\$ 5,000	
TOTAL (IF SUBTOTAL, check here) →					\$ 5,000	\$

Requested by: _____

Date: 11-30-16

Title: _____

Finance Department Approval: _____

Date: 12-1-16 Entered by: _____

Date: _____

County Manager Approval: _____

Date: _____ Updated by: _____

Date: _____

SANTA FE COUNTY

RESOLUTION 2016-

ATTACH ADDITIONAL SHEETS IF NECESSARY

DEPARTMENT CONTACT:

Name: Undersheriff Ron Madrid Dept/Div: Sheriff's Office / DWI Phone No: 505-986-2457

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

1) Please Summarize the Request and its purpose

The Sheriff's Office has been awarded \$5,000 for overtime reimbursement in support of the 2016 SWIFT Fugitive Task Force. The primary mission of the task force is to investigate and arrest, as part of JLEO, persons who have active state and federal warrants for their arrest. The intent of the joint effort is to investigate and apprehend local, state and federal fugitives, thereby improving public safety and reducing violent crimes.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclasse Overtime)	Position Type (permanent, term)	Position Title
1025	Overtime	Permanent, Sworn Staff	Deputy / Patrol

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

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

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

SANTA J COUNTY

RESOLUTION 2016-

Page 3 of 4

ATTACH ADDITIONAL SHEETS IF NECESSARY

DEPARTMENT CONTACT:

Name: Undersheriff Ron Madrid Dept/Div: Sheriff's Office / DWI Phone No: 505-986-2457

3) Does this request impact a revenue source? If YES, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following

a. If this is a state special appropriation, Yes No X

b. Does this include state or federal funds? Yes X No

If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of an award letter and proposed budget.

Name: US Marshals, SWIFT Fugitive Task Force

Grant Number: 16-JAG-SWIFT-SFY17

Award Date: 10/1/16 - 9/30/17

Amount: \$5,000

c. Is this request a result of Commission action? Yes No X

If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

d. Please identify other funding sources used to match this request.

SANTA FE COUNTY

RESOLUTION 2016-

Page 4 of 4

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

Approved, Adopted, and Passed This 13th Day of December, 2016.

Santa Fe Board of County Commissioners

Miguel M. Chavez, Chairperson

ATTEST:

Geraldine Salazar, County Clerk



Bernalillo County Sheriff's Department

Manuel Gonzales III
Sheriff

Rudy Mora
Undersheriff

Greg Rees
Undersheriff

November 18, 2016

Sheriff Robert A. Garcia
Santa Fe County Sheriff's Office
35 Camino Justicia
Santa Fe, New Mexico 87508

Attention Diego Lucero:

Below is the breakdown of funds in which the Santa Fe County Sheriff's Office will be able to use for overtime reimbursement in support of the 2016 SWIFT Fugitive Task Force. This document will serve as your official notification and award letter. The Edward Byrne Memorial Justice Assistance Grant (JAG) is effective October 1, 2016 until September 30, 2017. All funds are currently available, which means you may begin to spend your allocated amount.

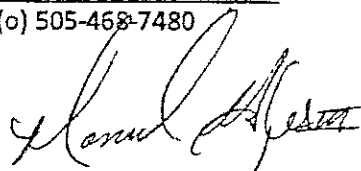
The grant reference number is 16-JAG-SWIFT-SFY17. Please list reference number on all supporting documents. There have been some changes to the grant reimbursement requirements. Please review the attached memorandum regarding reimbursement requirements so that you are familiar with what is required for reimbursement.

Santa Fe County Sheriff's Office has been awarded **\$ 5,000,000** in overtime reimbursement for Detectives/Officers in support of the 2016 SWIFT Fugitive Task Force. Santa Fe County Sheriff's Office was funded this amount because they are very active on the task force.

Thank you and we look forward to working with you this year.
If you have any questions please contact:

Rita Erickson
BCSO
rerickson@bernco.gov
(o) 505-468-7480

Sergio Hermosillo
Deputy U.S. Marshal
Sergio.hermosillo-murillo@usdoj.gov
(C) 505-228-7140


Manuel Gonzales III, Sheriff



Bernalillo County Sheriff's Department

Manuel Gonzales III
Sheriff

Rudy Mora
Undersheriff

Greg Rees
Undersheriff

November 18, 2016

MEMO: Reimbursement requirements.

- Address Letter or Invoice to Bernalillo County Sheriff's Office (BCSO) since payment comes from this entity. BCSO, P.O. Box 25927, ABQ, NM 87125-5927
- When emailing invoice to Rita Erickson, always CC: Sergio Hermosillo
- Any invoice submitted after the 10th of the month will be submitted in the following month for payment. **Submit invoice by the 5th of the month, if possible.**
- The final invoice should be submitted **no later than October 15. Contact me if this is not possible.**

When submitting a reimbursement request, please include the following documents:

- Request for Reimbursement Form (RFR) *See attached
- Agency Letter on Letter Head with the following information:
 - Periods you are requesting reimbursement
 - Total amount being requested
 - Overtime Hours spent on operations
- Personal Activity Report (PAR) Form *See attached
 - One for each agent or officer
 - One PAR per pay period
 - Original wet signature from both employee and supervisor (electronic signatures will not be accepted)
- Time sheet
- Overtime authorization signed by employee and supervisor
- Copy of paycheck stub verifying the overtime was paid to the Employee
- All documents must be turned in to USMS by the 5th of every month.
 - From USMS to BCSO within 5 business days.
 - From BCSO to DPS by the 15 of every month.
- All agencies shall be required to expend at least thirty-five percent (35%) of their award by the end of the second quarter and at least seventy percent (75%) of their award by the end of the third quarter, of any award period.

Rita Erickson
Bernalillo County Sheriff's Office
rerickson@bernco.gov
(o) 505-468-7480

Sergio Hermosillo
Deputy U.S. Marshal
Sergio.hermosillo-murillo@usdoj.gov
(C) 505-228-7140

Manuel Gonzales III, Sheriff

Bernalillo County Sheriff's Office
on behalf of the
NM Dept. of Public Safety &
United States Marshals Service
South West Fugitive Team (SWIFT)

Santa Fe County Sheriff's Department

16-JAG-SWIFT-SFY17

DFDA number: 16.738

Amount - \$5,000.00

Period of Performance – October 1, 2016 – September 30, 2017

Programatic Contact:

Sergio Hermosillo, Sergio.hermosillo-murillo@usdoj.gov 505/681-7965

Fiscal Agency Contact:

Rita Erickson, rerickson@bernco.gov 505/468-7480

Grants Management Bureau Contact:

Sheila McDonald, Sheila.McDonald@state.nm.us 505/827-9115

United States Marshals Service
Violent Offender Task Force – Memorandum of Understanding

PARTIES AND AUTHORITY:

This Memorandum of Understanding (MOU) is entered into by the
Santa Fe County Sheriff's Office

and the United States Marshals Service (USMS) pursuant to 28 U.S.C. § 566(e)(1)(B). As set forth in the Presidential Threat Protection Act of 2000 and directed by the Attorney General, the USMS has been granted authority to direct and coordinate permanent USMS Violent Offender Task Forces consisting of Federal, state, and local law enforcement authorities for the purpose of locating and apprehending fugitives. The authority of the USMS to investigate fugitive matters as directed by the Attorney General is set forth in 28 USC § 566. The Director's authority to direct and supervise all activities of the USMS is set forth in 28 USC § 561(g) and 28 CFR 0.111. The authority of United States Marshals and Deputy U.S. Marshals, "in executing the laws of the United States within a State . . . [to] exercise the same powers which a sheriff of the State may exercise in executing the laws thereof" is set forth in 28 USC § 564. Additional authority is derived from 18 USC § 3053 and Office of Investigative Agency Policies Resolutions 2 & 15. (See also) "Memorandum for Howard M. Shapiro, General Counsel, Federal Bureau of Investigation" concerning the "Authority to Pursue Non-Federal Fugitives", issued by the U.S. Department of Justice, Office of Legal Counsel, dated February 21, 1995. (See also) Memorandum concerning the Authority to Pursue Non-Federal Fugitives, issued by the USMS Office of General Counsel, dated May, 1, 1995. (See also) 42 U.S.C. § 16941(a) (the Attorney General shall use the resources of federal law enforcement, including the United States Marshals Service, to assist jurisdictions in locating and apprehending sex offenders who violate sex offender registration requirements).

MISSION:

The primary mission of the task force is to investigate and arrest, as part of joint law enforcement operations, persons who have active state and federal warrants for their arrest. The intent of the joint effort is to investigate and apprehend local, state and federal fugitives, thereby improving public safety and reducing violent crime.

Each participating agency agrees to refer cases for investigation by the VOTF (Violent Offender Task Force). Cases will be adopted by the VOTF at the discretion of the District Chief Deputy. Targeted crimes will primarily include violent crimes against persons, weapons offenses, felony drug offenses, failure to register as a sex offender, and crimes committed by subjects who have a criminal history involving violent crimes, felony drug offenses, and/or weapons offenses. Upon receipt of a written request, the VOTF may also assist non-participating law enforcement agencies in investigating, locating and arresting their fugitives. Task force personnel will be assigned federal, state, and local fugitive cases for investigation. Investigative teams will consist of personnel from different agencies whenever possible. Participating agencies retain responsibility for the cases they refer to the VOTF.

Federal fugitive cases referred to the task force for investigation by any participating agency will be entered into the National Crime Information Center (NCIC) by the USMS or originating agency, as appropriate. State or local fugitive cases will be entered into NCIC (and other applicable state or local lookout systems) as appropriate by the concerned state or local agency.

SUPERVISION:

The VOTF will consist of law enforcement and administrative personnel from federal, state, and local law enforcement agencies. Agency personnel must be approved by the District Chief Deputy prior to assignment to the VOTF. Agency personnel may be removed at any time at the discretion of the District Chief Deputy.

Direction and coordination of the VOTF shall be the responsibility of the USMS District Chief Deputy. Administrative matters which are internal to the participating agencies remain the responsibility of the respective agencies. Furthermore, each agency retains responsibility for the conduct of its personnel.

A Task Force Advisory Committee, consisting of representatives of participating agencies and USMS district personnel, may be established at the discretion of the District Chief Deputy and will meet and confer as necessary to review and address issues concerning operational matters within the VOTF.

PERSONNEL:

In accordance with Homeland Security Presidential Directive 12, personnel assigned to the task force are required to undergo background investigations in order to be provided unescorted access to USMS offices, records, and computer systems. The USMS shall bear the costs associated with those investigations. Non-USMS law enforcement officers assigned to the task force will be deputized as Special Deputy U.S. Marshals.

Task force personnel may be required to travel outside of the jurisdiction to which they are normally assigned in furtherance of task force operations. State or local task force officers traveling on official business at the direction of the USMS shall be reimbursed directly by the USMS for their travel expenses in accordance with applicable federal laws, rules, and regulations.

REIMBURSEMENT:

If the Marshals Service receives Asset Forfeiture funding for either 1) overtime incurred by state and local investigators who provide full time support to USMS VOTF joint law enforcement task forces; or 2) travel, training, purchase or lease of police vehicles, fuel, supplies or equipment for state and local investigators in direct support of state and local investigators, the USMS shall, pending availability of funds, reimburse your organization for expenses incurred, depending on which category of funding is provided.

Reimbursement of overtime work shall be consistent with the Fair Labor Standards Act. Annual overtime for each state or local law enforcement officer is capped at the equivalent of 25% of a GS-1811-12, Step 1, of the general pay scale for the RUS. Reimbursement for all types of qualified expenses shall be contingent upon availability of funds and the submission of a proper request for reimbursement which shall be submitted quarterly on a fiscal year basis, and which provides the names of the investigators who incurred overtime for the VOTF during the quarter, the number of overtime hours incurred, the hourly regular and overtime rates in effect for each investigator, and the total quarterly cost.

The request for reimbursement must be submitted to the District Chief Deputy, who will review the request for reimbursement, stamp and sign indicating that services were received and that the request for reimbursement is approved for payment. Supporting documentation must accompany requests for reimbursement for equipment, supplies, training, fuel, and vehicle leases.

VEHICLES AND EQUIPMENT:

Notwithstanding the above, pending the availability of asset forfeiture funding and approval by the USMS in advance of any purchase, the USMS may reimburse the undersigned state or local agency for vehicles and equipment purchased in support of full time state and local investigators assigned to the VOTF involved in joint law enforcement operations. Such vehicle and equipment purchases are to be contracted for and titled in the name of the state or local law enforcement agency and must comply with requirements prescribed by the USMS pursuant to this MOU and applicable policies of the United States Department of Justice. Vehicles and equipment purchased by state and local law enforcement agencies with asset forfeiture monies provided by the USMS must remain available for exclusive use of the task force officers assigned to the VOTF by the undersigned participant agency for the duration of the task force. Upon termination of the agreement, usage and disposition of such vehicles are at the discretion of the undersigned state or local law enforcement agency.

Pending the availability of funds and equipment, the USMS will issue USMS radios, telephones, and other communication devices to each task force officer to be used for official VOTF business. All equipment used by or assigned to task force officers by the USMS or an agency will remain the property of the agency issuing the equipment and will be returned to that agency upon termination of the task force, or upon agency request.

RECORDS AND REPORTS:

Original reports of investigation, evidence, and other investigative materials generated, seized, or collected by the VOTF shall be retained by the agency in the VOTF responsible for the case. However, evidence may be turned over to other law enforcement agencies as appropriate. Copies of investigative reports and other materials may be provided to other agencies in accordance with applicable laws, rules, and regulations. Task force statistics will be maintained in the USMS Justice Detainee Information System (JDIS) - Warrant Information Network (WIN). Statistics will be made available to any participating agency upon request.

INFORMANTS:

Pending the availability of funds, the USMS may provide funding for the payment of informants. However, all payments of informants utilizing USMS funding shall comply with USMS policy.

USE OF FORCE:

All members of the VOTF shall comply with their agencies' guidelines concerning the use of firearms, deadly force, and less-lethal devices. Copies of all applicable firearms, deadly force, and less-lethal policies shall be provided to the District Chief Deputy and each concerned task force officer. In the event of a shooting involving task force personnel, the incident will be investigated by the appropriate agency(s).

NEWS MEDIA

Media inquiries will be referred to the District Chief Deputy. A press release may be issued and press conference held, upon agreement and through coordination with participant agencies' representatives. All press releases will exclusively make reference to the task force.

RELEASE OF LIABILITY:

Each agency shall be responsible for the acts or omissions of its employees. Participating agencies or their employees shall not be considered as the agents of any other participating agency. Nothing herein waives or limits sovereign immunity under federal or state statutory or constitutional law.

EFFECTIVE DATE AND TERMINATION:

This MOU is in effect once signed by a law enforcement participant agency. Participating agencies may withdraw their participation after providing 30 days advanced written notice to the District Chief Deputy U.S. Marshal.

District: New Mexico

United States Marshal:

Carlos E. Contreras
Print Name

[Signature]
Signature

3-1-12
Date

Participant Agency:

Name: Santa Fe County Sheriff's Office

Location (City & State): Santa Fe, NM

Phone: 505-986-2455

Participant Agency Representative:

Katherine Miller
KATHERINE MILLER, Santa Fe County Manager

ROBERT A. GARCIA Sheriff
Print Name & Title

[Signature]
Signature

2-16-12
Date

Assistant Director, Investigative Operations Division:

David L. Hagan
Geoffrey S. Shank
Print Name

[Signature]
Signature

4/4/12
Date



Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Memorandum

To: Santa Fe Board of County Commissioners

From: Don Moya, Interim Finance Director

Thru: David Sperling, Fire Chief *DS*
Pablo Sedillo, Public Safety Director *PS*
Katherine Miller, County Manager

Date: November 21, 2016

Re: Resolution No. 2016 - _____, A Resolution Requesting a Budget Increase to the Fire Fund (209) to Adjust the Budget Allotments to the Actual FY-2017 Disbursement Amount Awarded for an Increase of \$75,211 (Finance Division / Don Moya)

ISSUE:

Requesting BCC approval to increase the Fire Fund (209) FY-2017 to adjust the budget to the actual disbursement amount awarded in FY-2017 for each fire district.

BACKGROUND:

The Santa Fe County Fire Department bases the fire allotment budgets for the fire districts on the disbursement amounts awarded for the prior fiscal year during the budget preparation period since the actual authorized disbursement amounts are not received from the PRC/State Fire Marshal's Office until the month of July. This resolution will adjust the budget balance for the Fire Fund to reflect the actual awarded disbursement amount for FY-2017.

SUMMARY:

Please approve this request for an overall budget increase of \$75,211 to the individual fire district's Fire Fund (209) to adjust the budgets to the actual disbursement amount for FY-2017.



SANTA FE COUNTY

Page 1 of 6

RESOLUTION 2016 -

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

Whereas, the Board of County Commissioners meeting in regular session on December 13, 2016, did request the following budget adjustment:

Department / Division: Fire Department/Various Fire Districts

Fund Name: Fire Fund (209)

Budget Adjustment Type: Budget Increase

Fiscal Year: 2017 (July 1, 2016 - June 30, 2017)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0831	371	07-00	State Grants / Fire Allotment	2,306	
209	0832	371	07-00	State Grants / Fire Allotment	6,198	
209	0833	371	07-00	State Grants / Fire Allotment	4,914	
209	0834	371	07-00	State Grants / Fire Allotment	3,774	
TOTAL (if SUBTOTAL, check here X)					17,192	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0831	422	60-07	Supplies / Operational Supplies	2,306	
209	0832	422	70-01	Other Operating Costs / Rent of Equipment	300	
209	0832	422	70-33	Other Operating Costs / Seminars & Workshops	1,500	
209	0832	422	80-09	Capital Purchases / Vehicles	4,398	
209	0833	422	35-03	Vehicle Expenses / Vehicle Maintenance	2,975	
TOTAL (if SUBTOTAL, check here X)					11,479	

Requesting Department Approval: [Signature] Title: Fire Chief Date: 11-30-16

Finance Department Approval: [Signature] Date: 12-1-16 Entered by: _____ Date: _____

County Manager Approval: _____ Date: _____ Updated by: _____ Date: _____

SANTA FE COUNTY

Page 2 of 6

RESOLUTION 2016 -

BUDGET ADJUSTMENT CONTINUATION SHEET

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0835	371	07-00	State Grants / Fire Allotment	19,346	
209	0836	371	07-00	State Grants / Fire Allotment	2,457	
209	0837	371	07-00	State Grants / Fire Allotment	4,255	
209	0838	371	07-00	State Grants / Fire Allotment	2,905	
209	0839	371	07-00	State Grants / Fire Allotment	2,905	
209	0840	371	07-00	State Grants / Fire Allotment	11,380	
209	0841	371	07-00	State Grants / Fire Allotment	1,798	
209	0842	371	07-00	State Grants / Fire Allotment	1,798	
209	0843	371	07-00	State Grants / Fire Allotment	3,596	
209	0844	371	07-00	State Grants / Fire Allotment	1,798	
209	0846	371	07-00	State Grants / Fire Allotment	5,781	
TOTAL (if SUBTOTAL, check here)					75,211	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0833	422	40-03	Maintenance / Infrastructure	205	
209	0833	422	60-12	Supplies / Rehab / Prom / Facility Food	600	
209	0833	422	70-03	Other Operating Costs / Telephone	700	
209	0833	422	70-06	Other Operating Costs / Garbage & Sewer	150	
209	0833	422	80-95	Capital Purchases / Inv. Exempt - Computer	284	
209	0834	422	50-90	Services / Other Services	1,874	
209	0834	422	70-01	Other Operating Costs / Rent of Equipment	700	
209	0834	422	70-06	Other Operating Costs / Garbage & Sewer	1,000	
209	0834	422	70-33	Other Operating Costs / Seminars & Workshops	200	
209	0835	422	60-03	Supplies/Uniform Expense	4,000	
209	0835	422	60-09	Supplies / Educational Supplies	276	
209	0835	422	80-09	Capital Purchases / Vehicles	15,070	
TOTAL (if SUBTOTAL, check here X)					25,059	

SANTA FE COUNTY

RESOLUTION 2016 -

BUDGET ADJUSTMENT CONTINUATION SHEET

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
TOTAL (if SUBTOTAL, check here)						

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
209	0836	422	60-03	Supplies / Uniform Expense	535	
209	0836	422	60-07	Supplies / Operational Supplies	897	
209	0836	422	70-01	Other Operating Costs / Rent of Equipment	1,025	
209	0837	422	40-03	Maintenance / Infrastructure	1,076	
209	0837	422	70-03	Other Operating Costs / Telephone	1,500	
209	0837	422	80-03	Capital Purchases / Equipment	1,679	
209	0838	422	60-03	Supplies / Uniform Expense	1,741	
209	0838	422	60-05	Supplies / Non-Capital Med & Lab	360	
209	0838	422	60-07	Supplies / Operational Supplies	804	
209	0839	422	35-03	Vehicle Expenses / Vehicle Maintenance	2,905	
209	0840	422	35-03	Vehicle Expenses / Vehicle Maintenance	5,000	
209	0840	422	70-03	Other Operating Costs / Telephone	650	
209	0840	422	80-02	Capital Purchases / Bldg. Capitalized Cont. Svc.	1,462	
209	0840	422	80-99	Capital Purchases / Inventory Exempt	4,268	
209	0841	422	70-37	Other Operating Costs / Printing / Publishing / Ads	100	
209	0841	422	80-99	Capital Purchases / Inventory Exempt	1,698	
209	0842	422	60-07	Supplies / Operational Supplies	1,314	
209	0842	422	70-03	Other Operating Costs / Telephone	200	
209	0843	422	80-95	Capital Purchases / Inv. Exempt - Computer	284	
209	0843	422	60-07	Supplies / Operational Supplies	2,700	
209	0843	422	70-06	Supplies / Garbage & Sewer	596	
209	0843	422	80-02	Capital Purchases / Bldg. Capitalized Cont. Svc.	300	
209	0844	422	35-01	Vehicle Expenses / Vehicle Fuel	948	
209	0844	422	70-03	Other Operating Costs / Telephone	850	
209	0846	422	35-03	Vehicle Expenses / Vehicle Maintenance	4,000	
209	0846	422	60-07	Supplies / Operational Supplies	1,781	
TOTAL (if SUBTOTAL, check here)					75,211	

SANTA FE COUNTY

RESOLUTION 2016 - _____

Page 4 of 6

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Donna Morris Dept/Div: Fire Department/Administration Phone No.: 992-3082

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

- 1) Please summarize the request and its purpose.

This request is for a budget increase to the Fire Fund (209) for the districts to adjust the budget allotments to the actual FY-2017 disbursement amount awarded for an increase of \$75,211

a) Employee Actions

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

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

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
80-02	Correct negative line items for contractual services of infrastructure	1,762
80-03	Correct negative line items for equipment purchases	1,679
80-09	Fire apparatus purchases	19,468
80-95 / 80-99	Correct negative line items for computer purchases and budgeting funds for fire equipment over \$500	6,534

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

SANTA FE COUNTY

RESOLUTION 2016 - _____

Page 5 of 6

ATTACH ADDITIONAL SHEETS IF NECESSARY:

DEPARTMENT CONTACT:

Name: Donna Morris Dept/Div: Fire Department Administration Phone No.: 992-3082

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

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES NO X
If YES, cite statute and attach a copy.

- b) Does this include state or federal funds? YES X NO NO
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.

Fire Fund Disbursement

- c) Is this request a result of Commission action? YES NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

- d) Please identify other funding sources used to match this request.

SANTA FE COUNTY

RESOLUTION 2016 - _____

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

Approved, Adopted, and Passed This 13th Day of December, 2016.

Santa Fe Board of County Commissioners

Miguel Chavez, Chair

ATTEST:

Geraldine Salazar, County Clerk

DEPARTMENT	CL	MS	SS	AD	Main/admin	Sub	Total per	Total per	Total	Fire Fund	NMFA	TOTAL
Rows				bldgs	Stations	Station	main	sub	Admin	Distribution	amount	to Dept.
San Miguel Co. Admin	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$12,174	\$58,197
Sapello-Rodiada	7	0	0	1	\$71,685	\$25,225	\$0	\$0	\$71,685	\$71,685	\$0	\$71,685
Sheridan	6	2	1	0	\$75,667	\$26,549	\$151,334	\$26,549	\$0	\$177,883	\$22,681	\$155,202
Tecolote Fire And Rescue	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
Tremolina	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
# records 13	# Admin Bldgs 1											
San Miguel County subtotal \$1,063,367.00 \$59,334.00 \$1,004,033.00												
count of depts. 12												
Sandoval												
La Cueva	8	2	2	0	\$67,703	\$23,897	\$135,406	\$47,794	\$0	\$183,200	\$0	\$183,200
La Madera	8	1	0	0	\$67,703	\$23,897	\$67,703	\$0	\$0	\$67,703	\$5,940	\$61,763
Peta Blanca	8	1	0	0	\$67,703	\$23,897	\$67,703	\$0	\$0	\$67,703	\$0	\$67,703
Ponderosa	6	3	1	0	\$75,667	\$26,549	\$227,001	\$26,549	\$0	\$253,550	\$31,459	\$222,091
Regina	5	2	0	0	\$79,650	\$29,206	\$159,300	\$0	\$0	\$159,300	\$8,684	\$150,616
Sandoval Co. Admin	7	0	0	1	\$71,685	\$25,225	\$0	\$0	\$71,685	\$71,685	\$0	\$71,685
South Fire Dist.	5	5	0	0	\$79,650	\$29,206	\$398,250	\$0	\$0	\$398,250	\$47,256	\$350,994
Torreón	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
Zia Pueblo	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$5,344	\$45,104
# records 9	# Admin Bldgs 1											
Sandoval County subtotal \$1,302,287.00 \$98,683.00 \$1,203,604.00												
count of depts. 8												
Santa Fe												
Agua Fria	5	2	0	0	\$79,650	\$29,206	\$159,300	\$0	\$0	\$159,300	\$0	\$159,300
Chimayo	6	1	1	0	\$75,667	\$26,549	\$75,667	\$26,549	\$0	\$102,216	\$0	\$102,216
Edgewood	5	2	2	0	\$79,650	\$29,206	\$159,300	\$58,412	\$0	\$217,712	\$0	\$217,712
El Dorado	3	3	0	0	\$91,599	\$34,517	\$274,797	\$0	\$0	\$274,797	\$0	\$274,797
Gallisteo	5	1	0	0	\$79,650	\$29,206	\$79,650	\$0	\$0	\$79,650	\$0	\$79,650
Glorieta Pass	5	1	0	0	\$79,650	\$29,206	\$79,650	\$0	\$0	\$79,650	\$0	\$79,650
Hondo	4	2	0	0	\$83,633	\$31,860	\$167,266	\$0	\$0	\$167,266	\$0	\$167,266
La Cienega	5	2	0	0	\$79,650	\$29,206	\$159,300	\$0	\$0	\$159,300	\$0	\$159,300
La Puebla	4	2	0	0	\$83,633	\$31,860	\$167,266	\$0	\$0	\$167,266	\$0	\$167,266
Madrid	5	1	0	0	\$79,650	\$29,206	\$79,650	\$0	\$0	\$79,650	\$0	\$79,650
Pojoaque	5	1	1	0	\$79,650	\$29,206	\$79,650	\$29,206	\$0	\$108,856	\$0	\$108,856
Santa Fe Co. Admin.	4	0	0	1	\$83,633	\$31,860	\$0	\$0	\$83,633	\$83,633	\$0	\$83,633
Stanley	5	2	1	0	\$79,650	\$29,206	\$159,300	\$29,206	\$0	\$188,506	\$0	\$188,506
Tesuque	6	1	2	0	\$75,667	\$26,549	\$75,667	\$53,098	\$0	\$128,765	\$0	\$128,765
Turquoise Trail	6	1	2	0	\$75,667	\$26,549	\$75,667	\$53,098	\$0	\$128,765	\$0	\$128,765

DEPARTMENT	CL	MS	SS	AD	Main/admin	Sub	Total per main	Total per sub	Total Admin	Fire Fund Distribution	NMFA amount	TOTAL to Dept.			
# records	15	# Admin Bldgs 1				count of depts. 14		Santa Fe County subtotal					\$2,125,332.00	\$0.00	\$2,125,332.00
Sierra															
Arroyo-Derry	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$25,567	\$44,804			
Cabello	5	1	0	0	\$79,650	\$29,206	\$79,650	\$0	\$0	\$79,650	\$0	\$79,650			
Hillsboro	6	1	1	0	\$75,667	\$26,549	\$75,667	\$26,549	\$0	\$102,216	\$20,378	\$81,838			
Lakeshore	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$3,421	\$47,027			
Las Palomas	8	1	0	0	\$67,703	\$23,897	\$67,703	\$0	\$0	\$67,703	\$14,386	\$53,317			
Monticello	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$31,672	\$38,699			
Poverty Creek	8	1	0	0	\$67,703	\$23,897	\$67,703	\$0	\$0	\$67,703	\$28,476	\$39,227			
Sierra Co. Admin.	7	0	0	1	\$71,685	\$25,225	\$0	\$0	\$71,685	\$71,685	\$0	\$71,685			
Winston-Chloride	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$19,325	\$51,046			
# records	9	# Admin Bldgs 1				count of depts. 8		Sierra County subtotal					\$650,518.00	\$143,225.00	\$507,293.00

Socorro												
Abaytas	7	2	0	0	\$71,685	\$25,225	\$143,370	\$0	\$0	\$143,370	\$55,453	\$87,917
Hop Canyon	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$15,422	\$35,026
Midway Hose Co.	6	1	0	0	\$75,667	\$26,549	\$75,667	\$0	\$0	\$75,667	\$0	\$75,667
San Antonio	5	2	1	0	\$79,650	\$29,206	\$159,300	\$29,206	\$0	\$188,506	\$62,437	\$126,069
Socorro Co. Admin.	6	0	0	1	\$75,667	\$26,549	\$0	\$0	\$75,667	\$75,667	\$0	\$75,667
Vegulla	6	2	0	0	\$75,667	\$26,549	\$151,334	\$0	\$0	\$151,334	\$52,758	\$98,576
# records	6	# Admin Bldgs	1		count of depts.	5	Socorro County subtotal					
							\$684,992.00					
							\$186,070.00					
							\$498,922.00					

Taos												
Amalia	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$0	\$70,371
Carson Fire & Rescue	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
Cerro	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
Cosilla	7	1	0	0	\$71,685	\$25,225	\$71,685	\$0	\$0	\$71,685	\$0	\$71,685
Hondo-Seco	6	1	1	0	\$75,667	\$26,549	\$75,667	\$26,549	\$0	\$102,216	\$26,138	\$76,078
La Lama	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448
Latir	8	1	0	0	\$67,703	\$23,897	\$67,703	\$0	\$0	\$67,703	\$4,671	\$63,032
Ojo Caliente	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$18,750	\$31,698
Penasco (Taos County)	7	1	1	0	\$71,685	\$25,225	\$71,685	\$25,225	\$0	\$96,910	\$0	\$96,910
Rio Fernando	9	1	1	0	\$50,448	\$19,923	\$50,448	\$19,923	\$0	\$70,371	\$0	\$70,371
Taos Co. Admin.	8	0	0	1	\$67,703	\$23,897	\$0	\$0	\$67,703	\$67,703	\$0	\$67,703
Taos Piedras	9	1	0	0	\$50,448	\$19,923	\$50,448	\$0	\$0	\$50,448	\$0	\$50,448

FY-2017 FIRE FUND DISBURSEMENT ADJUSTMENTS

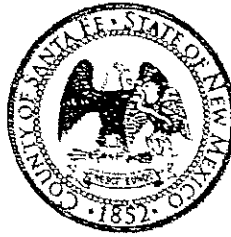
FIRE DISTRICT	COST CENTER	ORIGINAL BUDGET	FY-2017 FUND DISBURSEMENT	ADJUSTMENT
Chimayo	209-0831-422	99,910	102,216	2,306
Eldorado	209-0832-422	268,599	274,797	6,198
Edgewood	209-0833-422	212,798	217,712	4,914
Hondo	209-0834-422	163,492	167,266	3,774
La Puebla	209-0835-422	147,920	167,266	19,346
Pojoaque	209-0836-422	106,399	108,856	2,457
Stanley	209-0837-422	184,251	188,506	4,255
Tesuque	209-0838-422	125,860	128,765	2,905
Turquoise Trail	209-0839-422	125,860	128,765	2,905
La Cienega	209-0840-422	147,920	159,300	11,380
Madrid	209-0841-422	77,852	79,650	1,798
Glorieta	209-0842-422	77,852	79,650	1,798
Agua Fria	209-0843-422	155,704	159,300	3,596
Gallisteo	209-0844-422	77,852	79,650	1,798
Fire Administration	209-0846-422	77,852	83,633	5,781
TOTALS		2,050,121	2,125,332	75,211



Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Memorandum

To: Santa Fe Board of County Commissioners

From: Don Moya, Interim Finance Director

Thru: David Sperling, Fire Chief *MS*
Pablo Sedillo, Public Safety Director *[Signature]*
Katherine Miller, County Manager

Date: November 17, 2016

Re: Resolution No. 2016 - _____, A Resolution Requesting a Budget Increase to the EMS Fund (206) to Adjust the Budget Allotments to the Actual FY-2017 Disbursement Amount Awarded for an Increase of \$4,375 (Finance Division / Don Moya)

ISSUE:

Requesting BCC approval to increase the EMS Fund (206) FY-2017 to adjust the budget to the actual disbursement amount awarded in FY-2017 for each fire district.

BACKGROUND:

The Santa Fe County Fire Department bases the EMS budgets for the fire districts on the disbursement amounts awarded for the prior fiscal year during the budget preparation period since the actual authorized disbursement amounts are not received from the EMSB/DOH until the end of August. This resolution will adjust the budget balance for the EMS Fund to reflect the actual awarded disbursement amount for FY-2017.

SUMMARY:

Please approve this request for an overall budget increase of \$4,375 to the individual fire district's EMS Fund (206) to adjust the budgets to the actual disbursement amount for FY-2017.



SANTA LUISE COUNTY

Page 1 of 5

RESOLUTION 2016 -

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

Whereas, the Board of County Commissioners meeting in regular session on December 13, 2016, did request the following budget adjustment:

Department / Division: Fire Department/Various Fire Districts Fund Name: EMS Fund (206)

Budget Adjustment Type: Budget Increase Fiscal Year: 2017 (July 1, 2016 - June 30, 2017)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
206	0851	371	05-00	State Grants / DOH	217	
206	0852	371	05-00	State Grants / DOH	215	
206	0853	371	05-00	State Grants / DOH	442	
206	0854	371	05-00	State Grants / DOH	424	
TOTAL (if SUBTOTAL, check here <input checked="" type="checkbox"/>)					1,298	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
206	0851	423	60-05	Supplies / Non Capital Med & Lab	217	
206	0852	423	60-05	Supplies / Non-Capital Med & Lab	215	
206	0853	423	60-05	Supplies / Non-Capital Med & Lab	442	
206	0854	423	60-07	Supplies / Operational Supplies	424	
206	0855	423	60-05	Supplies / Non-Capital Med & Lab	351	
TOTAL (if SUBTOTAL, check here <input checked="" type="checkbox"/>)					1,649	

Requesting Department Approval: [Signature] Title: Fire Chief Date: 11.22.16

Finance Department Approval: [Signature] Date: 12-1-16 Entered by: _____ Date: _____

County Manager Approval: _____ Date: _____ Updated by: _____ Date: _____

SANTA FE COUNTY

Page 2 of 5

RESOLUTION 2016 -

BUDGET ADJUSTMENT CONTINUATION SHEET

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
206	0855	371	05-00	State Grants / DOH	351	700
206	0856	371	05-00	State Grants / DOH		
206	0857	371	05-00	State Grants / DOH	9	
206	0858	371	05-00	State Grants / DOH	308	
206	0859	371	05-00	State Grants / DOH	700	
206	0860	371	05-00	State Grants / DOH		1,918
206	0861	371	05-00	State Grants / DOH	16	
206	0862	371	05-00	State Grants / DOH	251	
206	0863	371	05-00	State Grants / DOH	500	
206	0864	371	05-00	State Grants / DOH	23	
206	0865	371	05-00	State Grants / DOH	2,660	
206	0866	371	05-00	State Grants / DOH	877	
TOTAL (if SUBTOTAL, check here)					6,993	2,618

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
206	0856	423	30-03	Travel / In-State Travel		700
206	0857	423	80-99	Capital Purchases / Inventory Exempt	9	
206	0858	423	60-05	Supplies / Non-Capital Med & Lab	308	
206	0859	423	60-09	Supplies / Educational Supplies	700	
206	0860	423	20-10	Employee Benefits / Emp. Related Certs.		1,200
206	0860	423	70-33	Other Operating Costs / Seminars & Workshops		718
206	0861	423	60-05	Supplies / Non-Capital Med & Lab	16	
206	0862	423	60-05	Supplies/Non-Capital Med & Lab	251	
206	0863	423	60-05	Supplies / Non-Capital Med & Lab	500	
206	0864	423	60-05	Supplies/Non-Capital Med & Lab	23	
206	0865	423	35-01	Vehicles / Vehicle Fuel	2,660	
206	0866	423	35-01	Vehicles / Vehicle Fuel	877	
TOTAL (if SUBTOTAL, check here)					6,993	2,618

SANTA FE COUNTY

Page 3 of 5

RESOLUTION 2016 -

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Donna Morris Dept/Div: Fire Department/Administration Phone No.: 992-3082

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

- 1) Please summarize the request and its purpose.

Requesting BCC approval to increase the EMS Fund (206) FY-2017 to adjust the budget to the actual disbursement amount awarded in FY-2017 for each fire district.

a) Employee Actions

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

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

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
80-99	Capital Purchases as needed for vehicle accessories and inventory exempt items	9

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

SANTA FE COUNTY

Page 4 of 5

RESOLUTION 2016 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Donna Morris Dept/Div: Fire Department Administration Phone No.: 992-3082

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

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES NO NO X
If YES, cite statute and attach a copy.
 - b) Does this include state or federal funds? YES X NO NO
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.
EMS Fund Act
 - c) Is this request a result of Commission action? YES NO NO X
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).
 - d) Please identify other funding sources used to match this request.

SANTA FE COUNTY

Page 5 of 5

RESOLUTION 2016 - _____

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

Approved, Adopted, and Passed This 13th Day of December, 2016.

Santa Fe Board of County Commissioners

Miguel Chavez, Chair

ATTEST:

Geraldine Salazar, County Clerk



SUSANA MARTINEZ, GOVERNOR



LYNN GALLAGHER, SECRETARY DESIGNATE

August 20, 2016

Santa Fe County
P O Box 276
Santa Fe, NM 87504

Dear Sir/Mam:

In accordance with the terms of Rules governing in Emergency Medical Services Fund Act, DOH 7.27.4 NMAC, a warrant in the amount of \$126,167.00 is authorized for disbursement on behalf of the following local recipient (s) in accordance with their approved applications:

Agua Fria - \$9,000.00, Chimayo - \$5,742.00, Edgewood - \$9,865.00, El Dorado - \$8,143.00, Gallisteo - \$5,084.00, Glorieta - \$7,599.00, Hondo - \$8,115.00, La Cienega - \$7,278.00, La Puebla - \$8,599.00, Madrid - \$5,316.00, Pojoaque - \$7,200.00, Rocky Mountain EMS-SF - 12,971.00, Stanley - \$5,177.00, Tesuque - \$8,181.00, Turquoise Trail - \$8,200.00, Superior-SF - \$9,697.00

These funds from the Local Funding Program of the EMS Fund Act for FY 17 (July 1, 2016 – June 30, 2017) must be accounted for in accordance with the rules set forth by the New Mexico Department of Finance and Administration, Local Government Division and the EMS Fund Act Rules 7.27.4 NMAC.

In order to keep our records in order, we are asking that each Applicant (Fiscal Agent) submit an itemized expenditures report for FY16 EMS Fund Act Local Funding Award (July 1, 2015 – June 30, 2016). If you administer funds for more than one (1) Local recipient, please submit a report for each service.

Please submit no later than October 1, 2016. Failure to do this can affect future Fund Act Allotments.

If you have any questions, please contact me at (505) 476-8233 or by e-mail at ann.martinez1@state.nm.us

Sincerely,

Ann Martinez

Ann Martinez FF I / EMT- I
EMS Fund Act Coordinator

Xc: EMS Regional Director
Santa Fe County
Local Government Division/DFA

EMS BUREAU

1301 Siler Road, Building F • Santa Fe, New Mexico • 87507
(505) 476-8200 • FAX: (505) 471-2122 • www.nmems.org



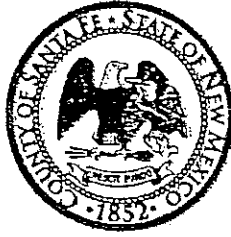
FY-2017 EMS FUND DISBURSEMENT ADJUSTMENTS

FIRE DISTRICT	COST CENTER	ORIGINAL BUDGET	FY-2017 FUND DISBURSEMENT	ADJUSTMENT
Chimayo	206-0851-423	5,525	5,742	217
Eldorado	206-0852-423	7,928	8,143	215
Edgewood	206-0853-423	9,423	9,865	442
Hondo	206-0854-423	7,691	8,115	424
La Puebla	206-0855-423	8,248	8,599	351
Pojoaque	206-0856-423	7,900	7,200	(700)
Stanley	206-0857-423	5,168	5,177	9
Tesuque	206-0858-423	7,873	8,181	308
Turquoise Trail	206-0859-423	7,500	8,200	700
La Cienega	206-0860-423	9,196	7,278	(1,918)
Madrid	206-0861-423	5,300	5,316	16
Glorieta	206-0862-423	7,348	7,599	251
Agua Fria	206-0863-423	8,500	9,000	500
Galisteo	206-0864-423	5,061	5,084	23
Rocky Mountain EMS	206-0865-423	10,311	12,971	2,660
Superior Ambulance	206-0866-423	8,820	9,697	877
TOTALS		121,792	126,167	4,375

Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

To: Board of County Commissioners

Fr: Don Moya, Interim Finance Division Director

CC: Undersheriff Ron Madrid

Date: November 30, 2016

Re: Resolution No. 2016 - _____, A Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget One (1) Grant Awarded through the New Mexico Department of Transportation For Highway Safety Projects DWI Clerical Position / \$60,500 (Finance Division/Don Moya)

Issue:

The Santa Fe Sheriff's Office is requesting a budget increase to budget grant funds for a term grant funded position through 6/30/17.

Background:

New Mexico Department of Transportation (NMDOT) awarded the Sheriff's Office funding for a clerical position to assist with the DWI Seizure Program, which expires September 30, 2017. Without this grant, a deputy from the field was handling the administrative side of the program as well as required field responsibilities for the DWI/Traffic division. This position has been an added asset to the program because there isn't a dedicated assistant in this division. This position assists in forfeiture cases on vehicles seized for DWI and Traffic operations.

Action Requested:

The Sheriff's Office requests approval to increase the Law Enforcement Operation Fund (246) to fund the term DWI Administrative Assistant position through 6/30/2017.



SANTA FE COUNTY

RESOLUTION 2016-

Page 1 of 4

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

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

Department / Division: Sheriff's Office / DWI Seizure Program Fund Name: Law Enforcement Operation Fund
 Budget Adjustment Type: Increase Fiscal Year: 2017 (July 1, 2016 - June 30, 2017)

BUDGETED REVENUE: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1233	372	0904	DWI SEIZURE GRANT	\$ 60,500	
TOTAL (IF SUBTOTAL, check here) →					\$ 60,500	\$

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY/LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
246	1225	427	1026	SALARY & WAGES	\$ 33,000	
246	1225	427	1025	OVERTIME	\$ 800	
246	1225	427	2001	FICA / REGULAR	\$ 2,100	
246	1225	427	2002	FICA / MEDICARE	\$ 500	
246	1225	427	2003	RETIREMENT / PERA	\$ 6,800	
246	1225	427	2005	HEALTHCARE	\$ 11,100	
246	1225	427	2006	RETIREE HEALTH	\$ 700	
246	1225	427	5002	ATTORNEY FEES	\$ 1,000	
246	1225	427	6007	OPERATIONAL SUPPLIES	\$ 3,000	
246	1225	427	7037	PRINTING / PUBLISHING / ADVERTISING	\$ 1,500	
TOTAL (IF SUBTOTAL, check here) →					\$ 60,500	\$

Requested by: [Signature]

Date: 4-30-16

Title: Asst. Dir.

Finance Department Approval: [Signature]

Date: 12-1-16

Entered by: _____

Date: _____

County Manager Approval: _____

Date: _____

Updated by: _____

Date: _____

SANTA FE COUNTY

RESOLUTION 2016-

ATTACH ADDITIONAL SHEETS IF NECESSARY

DEPARTMENT CONTACT:

Name: Undersheriff Ron Madrid Dept/Div: Sheriff's Office / DWI Phone No: 505-986-2457

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

- 1) Please Summarize the Request and its purpose
 Sheriff's Office has received the final year of funding for the existing DWI seizure clerical position. Funding from this program can be used for one (1) full-time clerical position to assist with processing the required paperwork for vehicle forfeiture cases. Plus, funds to process print ads, attorney fees and selective supplies.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclass Overtime)	Position Type (permanent, term)	Position Title
1026	Salary	Term	Forfeiture Coordinator
1025	Overtime	Term	Forfeiture Coordinator
20xx	Benefits	Term	Forfeiture Coordinator

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

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
5002	Attorney Fees	\$1,000

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

SANTA FE COUNTY

Page 3 of 4

RESOLUTION 2016- _____

ATTACH ADDITIONAL SHEETS IF NECESSARY

DEPARTMENT CONTACT:

Name: Undersheriff Ron Madrid Dept/Div: Sheriff's Office / DWI Phone No: 505-986-2457

- 3) Does this request impact a revenue source? If YES, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following
- a. If this is a state special appropriation, Yes ☒ No ☐
- This impacts the DWI Seizure Program fund, the Sheriff's Office has also requested this position be a permanent position for SF County.

b. Does this include state or federal funds? Yes ☒ No ☐

If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of an award letter and proposed budget.

Name: NMDOT: DWI Clerical Position

Grant Number: 17-AL-64-P07

Award Date: 10/1/16 - 9/30/17

Amount: \$60,500

c. Is this request a result of Commission action? Yes ☐ No ☒

If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

d. Please identify other funding sources used to match this request.

SANTA FE COUNTY

RESOLUTION 2016- _____

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

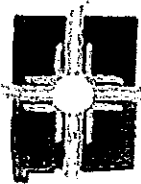
Approved, Adopted, and Passed This 13th Day of December, 2016.

Santa Fe Board of County Commissioners

Miguel M. Chavez, Chairperson

ATTEST:

Geraldine Salazar, County Clerk



NEW MEXICO DEPARTMENT OF
TRANSPORTATION

November 4, 2016

Cpl. Jared Mosher
Santa Fe County Sheriff's Office
35 Camino Justicia
Santa Fe, NM 87508

RE: Project Agreement

Dear Cpl. Jared Mosher:

Enclosed is one fully executed project agreement for the federal 2017 fiscal year. This letter contains information required to meet Federal Funding Accountability and Transparency Act (FFATA) and 2 CFR Part 200 requirements. Please provide a copy of this letter to the person responsible for meeting those requirements at your City, County, Town or Tribal agency. The following table contains the information necessary to meet these requirements.

Project Number	Funding Source	CFDA #	FAIN	Award Date	Amount
17-AL-64-P07	23 U.S.C. § 164	20.608	18X9205464NM16	1/8/2016	\$60,500

2 CFR Subpart F 200.500-521

(a) Audit required. A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single or program-specific audit conducted for that year in accordance with the provisions of this part.

(b) *Single audit.* A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single audit conducted in accordance with §200.514 Scope of audit except when it elects to have a program-specific audit conducted in accordance with paragraph (c) of this section.

(c) *Program-specific audit election.* When an auditee expends Federal awards under only one Federal program (excluding R&D) and the Federal program's statutes, regulations, or the terms and conditions of the Federal award do not require a financial statement audit of the auditee, the auditee may elect to have a program-specific audit conducted in accordance with §200.507 Program-specific audits. A program-specific audit may not be elected for R&D unless all of the Federal awards expended were received from the same Federal agency, or the same Federal agency and the same pass-through entity, and that Federal agency, or pass-through entity in the case of a subrecipient, approves in advance a program-specific audit.

(d) *Exemption when Federal awards expended are less than \$750,000.* A non-Federal entity that expends less than \$750,000 during the non-Federal entity's fiscal year in Federal awards is exempt from Federal audit requirements for that year, except as noted in §200.503

Susana Martinez
Governor

Tom Church
Cabinet Secretary

Commissioners

Ronald Schmelts
Chairman
District 4

Dr. Kenneth White
Secretary
District 1

David Sepich
Commissioner
District 2

Keith Mortensen
Commissioner
District 3

Butch Mathews
Commissioner
District 5

Jackson Gibson
Commissioner
District 6

Relation to other audit requirements, but records must be available for review or audit by appropriate officials of the Federal agency, pass-through entity, and Government Accountability Office (GAO).

If expenditures are less than \$750,000 during your agency's fiscal year 2016, please submit a statement to the Traffic Safety Division at the address listed on this letterhead. The Statement should read, "We did not meet the \$750,000 expenditure threshold and therefore we are not required to have a single audit performed for FY {16 }."

Your agency must submit copies of any audits and review reports which they have had prepared to the Department for informational purposes if requested regardless of whether the criteria for audit or review are met.

Performance Goal

Your agency is required develop a jurisdiction-specific performance goal. Performance goals should be specific, measurable, action-oriented, realistic, and time-bound.

We look forward to working with you to prevent injuries and fatalities. Thank you for your cooperation.

Sincerely,



Paul Montoya, Director
Traffic Safety Division

Enclosure

Contract # TSO 4253
Vendor # 54297

CONTRACT NUMBER: 2017-0125-S0/K0

GRANTEE DUNS NUMBER: 053297131

GRANT AGREEMENT

This grant agreement is between the New Mexico Department of Transportation (the "Department") and Santa Fe County (the "Grantee"). The Department and the Grantee agree as follows:

1. **Award.** The Department hereby awards the Grantee funding for the following projects: Santa Fe County Vehicle Forfeiture Program, Project No., 17-AL-64-P07, \$60,500.00.
2. **Scope of Work.** The Grantee shall perform the professional services stated in Exhibit A.
3. **Payment.** To be reimbursed for eligible expenses, the Grantee must submit timely, properly prepared reimbursement requests as provided in the Department's Traffic Safety Bureau Financial Management Manual. The Grantee acknowledges that the Department will not pay for any expenses incurred prior to both parties signing the agreement, after termination of the agreement, or in excess of the amount of the award noted in section 1. The Grantee must submit its final reimbursement request no later than thirty days after termination of this agreement, unless otherwise approved by the Department.
4. **Records and Audit.** The Grantee shall strictly account for all receipts and disbursements related to this agreement. The Grantee shall record costs incurred, services rendered and payment received, and shall maintain these financial records during the agreement and for three years from the date of submission of the final reimbursement request. On request, the Grantee shall provide the financial records to the Department and the state auditor, and shall allow the Department and the state auditor to inspect or audit these financial records during business hours at the Grantee's principal office during the agreement and for three years from the date of submission of the final reimbursement request. If the financial records provided by the Grantee are insufficient to support an audit by customary accounting practices, the Grantee shall reimburse the Department for any expense incurred related to the insufficient documentation within thirty days of written notice from the Department. If an audit or inspection reveals that funds were used for expenses not directly related to the project, or otherwise used inappropriately, or that payments were excessive or otherwise erroneous, the Grantee shall reimburse the Department for those funds or payments within thirty days of written notice.
5. **Officials Not to Benefit.** The parties intend that no member of the New Mexico legislature or the United States Congress, or any public official, public employee or tribal council member, in that person's individual capacity, will benefit from this agreement.
6. **Termination.** The Department may terminate this agreement for any reason, by giving the Grantee thirty days written notice. The Grantee may only terminate this agreement based on the

Department's uncured, material breach of the agreement. On receipt of a "Notice of Cancellation," the Grantee shall suspend work unless otherwise directed by the Department in writing. The parties acknowledge that termination will not nullify obligations incurred prior to termination.

7. Appropriations. The Grantee acknowledges that:

- a. this agreement is contingent upon sufficient appropriations and authorizations being made by the Congress of the United States or the New Mexico state legislature;
- b. if sufficient appropriations and authorizations are not made, this agreement will terminate upon written notice by the Department to the Grantee; and
- c. the Department will not expend any funds until they are approved for expenditure, and the Department's determination as to whether approval has been granted will be final.

8. Compliance with Law. The Grantee, its employees, agents and contractors, shall comply with the following:

- a. Title VI and Title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans with Disabilities Act of 1990, the Environmental Justice Act of 1994, the Civil Rights Restoration Act of 1987, and 49 C.F.R. § 21;
- b. all federal and state laws, rules, and regulations, and executive orders of the Governor of the state of New Mexico pertaining to equal employment opportunity, including the Human Rights Act, NMSA 1978, §§ 28-1-1 through -15 (In accordance with such, the Grantee states that no person, on the grounds of race, religion, national origin, sex, sexual orientation, gender identity, spousal affiliation, serious medical condition, age or handicap, will be excluded from employment with or participation in, denied the benefits of, or otherwise subjected to, discrimination in any activity performed under this agreement. If the Grantee it is found to be in violation of any of these requirements, the Grantee shall take prompt and appropriate steps to correct such violation.);
- c. state laws applicable to workers compensation benefits for the Grantee's employees, including the Workers' Compensation Act, NMSA 1978, §§ 52-1-1 through -70, and related regulations; and
- d. 2 C.F.R. Subpart F §200.500 - §200.521 audit requirements.
- e. those sections in exhibit B labeled "applies to subrecipients as well as states."

9. Notices. For a notice under this agreement to be valid, it must be in writing; be delivered by hand, registered or certified mail return receipt requested and postage prepaid, fax or e-mail; and be addressed as follows:

to NMDOT at:

to the Grantee at:

New Mexico Dept. of Transportation
Attn: Traffic Safety Division
P.O. Box 1149
Santa Fe, NM 87504

Santa Fe County
Attn: Cpl. Jared Mosher
35 Camino Justicia
Santa Fe, NM 87508

10. **Severability.** The parties intend that if any provision of this agreement is held to be unenforceable, the rest of the agreement will remain in effect as written.
11. **Tort Claims.** The parties intend that (1) immunity from liability for tortious conduct under NMSA 1978, § 41-4-4(A) will apply to all conduct relating to this agreement, (2) only the waivers of immunity from liability under NMSA 1978, §§ 41-4-4 through -12 will apply, and (3) this agreement does not waive immunity from liability for tortious conduct relating to this agreement of any employee of the Department or the Grantee.
12. **Jurisdiction and Venue.** The Grantee acknowledges the jurisdiction of the courts of the state of New Mexico for any adversarial proceeding arising out of this agreement, and that venue for any such proceeding will be in the First Judicial District Court for the county of Santa Fe, New Mexico.
13. **Project Responsibility.** The Grantee acknowledges that it bears sole responsibility for performing the services referred to in section 2.
14. **Term.** This agreement takes effect upon signature of all parties. If the Grantee does not deliver the signed agreement to the Department within sixty days of the Department's signature, the agreement will be voidable by the Department. The agreement terminates at midnight on September 30, 2017 unless earlier terminated as provided in section 6 or section 7.
15. **Applicable Law.** The laws of the state of New Mexico, without giving effect to its choice of law principles, govern all adversarial proceedings arising out of this agreement.
16. **Amendment.** No amendment of this agreement will be effective unless it is in writing and signed by the parties.
17. **No Third-party Beneficiary.** This agreement does not confer any rights or remedies on anyone other than the Department and the Grantee.
18. **Merger.** This agreement constitutes the entire understanding between the parties with respect to the subject matter of the agreement and supersedes all other agreements, whether written or oral, between the parties, except that this agreement does not supersede the Grantee's rights under any other grant agreement.
19. **Disadvantaged Business Enterprise.** The recipient shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR part 26. The recipient shall

take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of DOT-assisted contracts. The recipient's DBE program, as required by 49 CFR part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the recipient of its failure to carry out its approved program, the Department may impose sanctions as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

Each party is signing this agreement on the date stated opposite that party's signature.

Date: 3 Nov, 2016

DEPARTMENT OF TRANSPORTATION

By: [Signature]
Cabinet Secretary or Designee

Date: Oct 13, 2016

SANTA FE COUNTY

By: [Signature]
Title: County Manager

Approved as to form and legal sufficiency.

Date: 9-22, 2016

By: [Signature]
Assistant General Counsel
Department of Transportation

Approved as to form and legal sufficiency.

Date: 9-28, 2016

By: [Signature]
Counsel for Santa Fe County

Exhibit A

SCOPE OF WORK, TRAINING, REIMBURSEMENT AND REPORTING

1. **Scope of Work.** The Grant provides funding to Santa Fe County for one (1) full-time clerical position to assist with the processing of all necessary paperwork required for vehicle forfeiture cases. The Grantee shall provide one full time Deputy Position to oversee the program. The Grantee shall conduct public awareness campaigns related to the Vehicle Forfeiture Program. This funding will offset costs until the program becomes self-sufficient. The Grantee shall develop a self-sufficiency plan by the end of the grant to determine and commit funding beyond the end of this agreement.
2. **Definitions.** For purposes of this exhibit, the following definitions apply:
"Agency Coordinator" means the person assigned by the Grantee to assume direct responsibility for administering all phases of the grant agreement.
3. **Training and qualifications.** The Agency Coordinator must attend Department training as required. The Grantee shall notify the Department of any changes in the Agency Coordinator.
4. **Reimbursement.** The Department will pay the Grantee for the actual cost of activities listed in the scope of work section of this attachment. The Grantee should submit claims at minimum quarterly no later than January 30th, April 30th and July 30th during this Agreement period. The final claim shall be submitted no later than October 31st 2017. If the final claim is submitted after October 31, 2017, the claim must be accompanied by a justification letter. The Department may chose to deny the claim based on the justification. The claim must be on a form approved by the Department. The Department will pay the Grantee for the following:
5. **Reporting.** The Grantee must submit activity reports by the 10th of each month using the activity report form provided unless otherwise directed by the Department. Activity reports must include payroll reports and time sheet as well as number of seizure cases processed for the reporting period as required by the Department. The final activity report must assess whether performance goals were met, and must include a summary of the project activities, an analysis of the data reported from the project, and an analysis of the accomplishments of the project.
6. **Funding.** The Department expects the funding source to be 23 U.S.C. § 164 and the Catalog of Federal Domestic Assistance (CFDA) number to be 20.608. However, both funding source and CFDA number are subject to change at the Department's discretion. The Grantee may transfer funds between budget categories only with prior written approval from the Department. The project's itemized budget is as follows:

Personal Services	\$55,000.00
Contractual Services	\$2,500.00
Commodities	\$3,000.00

Indirect	\$0.00
Other	\$0.00
TOTAL	\$60,500.00

7. **Goals.** The Department's performance goals for the project is to:
- a. Reduce unrestrained occupant fatalities by 8 percent from 103 in 2014 to 95 by December 31, 2017. (FARS)(5-year averages)
 - b. Increase seatbelt use by 0.2 percent from 93.3 percent in 2015 to 93.5 percent by December 31, 2017. (State)(Annual data)
8. **Equipment.** The Grantee may only purchase equipment under this agreement with prior approval of the Department.

Exhibit B –CERTIFICATIONS AND ASSURANCES

APPENDIX A TO PART 1300—
CERTIFICATIONS AND ASSURANCES
FOR HIGHWAY SAFETY GRANTS
(23 U.S.C. CHAPTER 4; SEC. 1906, PUB. L. 109-59,
AS AMENDED BY SEC. 4011, PUB. L. 114-94)

[Each fiscal year, the Governor's Representative for Highway Safety must sign these Certifications and Assurances affirming that the State complies with all requirements, including applicable Federal statutes and regulations, that are in effect during the grant period. Requirements that also apply to subrecipients are noted under the applicable caption.]

State: New Mexico

Fiscal Year: 2017

By submitting an application for Federal grant funds under 23 U.S.C. Chapter 4 or Section 1906, the State Highway Safety Office acknowledges and agrees to the following conditions and requirements. In my capacity as the Governor's Representative for Highway Safety, I hereby provide the following Certifications and Assurances:

GENERAL REQUIREMENTS

The State will comply with applicable statutes and regulations, including but not limited to:

- 23 U.S.C. Chapter 4—Highway Safety Act of 1966, as amended
- Sec. 1906, Public Law 109-59, as amended by Sec. 4011, Public Law 114-94
- 23 CFR part 1300—Uniform Procedures for State Highway Safety Grant Programs
- 2 CFR part 200—Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards
- 2 CFR part 1201—Department of Transportation, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

INTERGOVERNMENTAL REVIEW OF FEDERAL PROGRAMS

The State has submitted appropriate documentation for review to the single point of contact designated by the Governor to review Federal programs, as required by Executive Order 12372 (Intergovernmental Review of Federal Programs).

FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT (FFATA)

The State will comply with FFATA guidance, OMB Guidance on FFATA Subaward and Executive Compensation Reporting, August 27, 2010, (https://www.fsrs.gov/documents/OMB_Guidance_on_FFATA_Subaward_and_Executive_Compensation_Reporting_08272010.pdf) by reporting to FSRS.gov for each sub-grant awarded:

- Name of the entity receiving the award;
- Amount of the award;

- Information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, State, congressional district, and country; and an award title descriptive of the purpose of each funding action;
- A unique identifier (DUNS);
- The names and total compensation of the five most highly compensated officers of the entity if:
 - (i) the entity in the preceding fiscal year received—
 - (I) 80 percent or more of its annual gross revenues in Federal awards;
 - (II) \$25,000,000 or more in annual gross revenues from Federal awards; and
 - (ii) the public does not have access to information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986;
- Other relevant information specified by OMB guidance.

NONDISCRIMINATION

(applies to subrecipients as well as States)

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination ("Federal Nondiscrimination Authorities"). These include but are not limited to:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin) and 49 CFR part 21;
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. 324 *et seq.*), and Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683 and 1685-1686) (prohibit discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. 794 *et seq.*), as amended, (prohibits discrimination on the basis of disability) and 49 CFR part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. 6101 *et seq.*), (prohibits discrimination on the basis of age);
- The Civil Rights Restoration Act of 1987, (Pub. L. 100-209), (broadens scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the Federal aid recipients, sub-recipients and contractors, whether such programs or activities are Federally-funded or not);
- Titles II and III of the Americans with Disabilities Act (42 U.S.C. 12131-12189) (prohibits discrimination on the basis of disability in the operation of public entities,

public and private transportation systems, places of public accommodation, and certain testing) and 49 CFR parts 37 and 38;

- **Executive Order 12898, Federal Actions To Address Environmental Justice in Minority Populations and Low-Income Populations** (prevents discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations); and
- **Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency** (guards against Title VI national origin discrimination/discrimination because of limited English proficiency (LEP) by ensuring that funding recipients take reasonable steps to ensure that LEP persons have meaningful access to programs (70 FR 74087-74100)).

The State highway safety agency—

- Will take all measures necessary to ensure that no person in the United States shall, on the grounds of race, color, national origin, disability, sex, age, limited English proficiency, or membership in any other class protected by Federal Nondiscrimination Authorities, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any of its programs or activities, so long as any portion of the program is Federally-assisted.
- Will administer the program in a manner that reasonably ensures that any of its subrecipients, contractors, subcontractors, and consultants receiving Federal financial assistance under this program will comply with all requirements of the Non-Discrimination Authorities identified in this Assurance;
- Agrees to comply (and require any of its subrecipients, contractors, subcontractors, and consultants to comply) with all applicable provisions of law or regulation governing US DOT's or NHTSA's access to records, accounts, documents, information, facilities, and staff, and to cooperate and comply with any program or compliance reviews, and/or complaint investigations conducted by US DOT or NHTSA under any Federal Nondiscrimination Authority;
- Acknowledges that the United States has a right to seek judicial enforcement with regard to any matter arising under these Non-Discrimination Authorities and this Assurance;
- Insert in all contracts and funding agreements with other State or private entities the following clause:

“During the performance of this contract/funding agreement, the contractor/funding recipient agrees—

- a. To comply with all Federal nondiscrimination laws and regulations, as may be amended from time to time;

- b. Not to participate directly or indirectly in the discrimination prohibited by any Federal non-discrimination law or regulation, as set forth in appendix B of 49 CFR part 21 and herein;
- c. To permit access to its books, records, accounts, other sources of information, and its facilities as required by the State highway safety office, US DOT or NHTSA;
- d. That, in event a contractor/funding recipient fails to comply with any nondiscrimination provisions in this contract/funding agreement, the State highway safety agency will have the right to impose such contract/agreement sanctions as it or NHTSA determine are appropriate, including but not limited to withholding payments to the contractor/funding recipient under the contract/agreement until the contractor/funding recipient complies; and/or cancelling, terminating, or suspending a contract or funding agreement, in whole or in part; and
- e. To insert this clause, including paragraphs a through e, in every subcontract and subagreement and in every solicitation for a subcontract or sub-agreement, that receives Federal funds under this program.

THE DRUG-FREE WORKPLACE ACT OF 1988 (41 U.S.C. 8103)

The State will provide a drug-free workplace by:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b. Establishing a drug-free awareness program to inform employees about:
 - o The dangers of drug abuse in the workplace.
 - o The grantee's policy of maintaining a drug-free workplace.
 - o Any available drug counseling, rehabilitation, and employee assistance programs.
 - o The penalties that may be imposed upon employees for drug violations occurring in the workplace.
 - o Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- c. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—
 - o Abide by the terms of the statement.
 - o Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
- d. Notifying the agency within ten days after receiving notice under subparagraph (c)(2) from an employee or otherwise receiving actual notice of such conviction.
- e. Taking one of the following actions, within 30 days of receiving notice under subparagraph (c)(2), with respect to any employee who is so convicted—

- Taking appropriate personnel action against such an employee, up to and including termination.
 - Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.
- f. Making a good faith effort to continue to maintain a drug-free workplace through implementation of all of the paragraphs above.

POLITICAL ACTIVITY (HATCH ACT)

(applies to subrecipients as well as States)

The State will comply with provisions of the Hatch Act (5 U.S.C. 1501-1508), which limits the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

CERTIFICATION REGARDING FEDERAL LOBBYING

(applies to subrecipients as well as States)

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who

fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

RESTRICTION ON STATE LOBBYING

(applies to subrecipients as well as States)

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

CERTIFICATION REGARDING DEBARMENT AND SUSPENSION

(applies to subrecipients as well as States)

Instructions for Primary Certification (States)

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below and agrees to comply with the requirements of 2 CFR parts 180 and 1300.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default or may pursue suspension or debarment.
4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms *covered transaction*, *debarment*, *suspension*, *ineligible*, *lower tier*, *participant*, *person*, *primary tier*, *principal*, and *voluntarily excluded*, as used in this clause, have the

meaning set out in the Definitions and coverage sections of 2 CFR part 180. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.

6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by NHTSA.
7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Instructions for Lower Tier Certification" including the "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions and will require lower tier participants to comply with 2 CFR parts 180 and 1300.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, the department or agency may disallow costs, annul or terminate the transaction, issue a stop work order, debar or suspend you, or take other remedies as appropriate.

Certification Regarding Debarment, Suspension, and Other Responsibility Matters—Primary Covered Transactions

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that its principals:
 - (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

Instructions for Lower Tier Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below and agrees to comply with the requirements of 2 CFR parts 180 and 1300.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

4. The terms *covered transaction*, *debarment*, *suspension*, *ineligible*, *lower tier*, *participant*, *person*, *primary tier*, *principal*, and *voluntarily excluded*, as used in this clause, have the meanings set out in the Definition and Coverage sections of 2 CFR part 180. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by NHTSA.

6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Instructions for Lower Tier Certification" including the "Certification

Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transaction,” without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions and will require lower tier participants to comply with 2 CFR parts 180 and 1300.

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, the department or agency with which this transaction originated may disallow costs, annul or terminate the transaction, issue a stop work order, debar or suspend you, or take other remedies as appropriate.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

BUY AMERICA ACT

(applies to subrecipients as well as States)

The State and each subrecipient will comply with the Buy America requirement (23 U.S.C. 313) when purchasing items using Federal funds. Buy America requires a State, or subrecipient, to purchase only steel, iron and manufactured products produced in the United States with Federal funds, unless the Secretary of Transportation determines that such domestically produced items would be inconsistent with the public interest, that such materials are not reasonably available and of a satisfactory quality, or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. In order to use Federal funds to purchase

foreign produced items, the State must submit a waiver request that provides an adequate basis and justification to and approved by the Secretary of Transportation.

PROHIBITION ON USING GRANT FUNDS TO CHECK FOR HELMET USAGE
(applies to subrecipients as well as States)

The State and each subrecipient will not use 23 U.S.C. Chapter 4 grant funds for programs to check helmet usage or to create checkpoints that specifically target motorcyclists.

POLICY ON SEAT BELT USE

In accordance with Executive Order 13043, Increasing Seat Belt Use in the United States, dated April 16, 1997, the Grantee is encouraged to adopt and enforce on-the-job seat belt use policies and programs for its employees when operating company-owned, rented, or personally-owned vehicles. The National Highway Traffic Safety Administration (NHTSA) is responsible for providing leadership and guidance in support of this Presidential initiative. For information on how to implement such a program, or statistics on the potential benefits and cost-savings to your company or organization, please visit the Buckle Up America section on NHTSA's Web site at www.nhtsa.dot.gov. Additional resources are available from the Network of Employers for Traffic Safety (NETS), a public-private partnership headquartered in the Washington, DC metropolitan area, and dedicated to improving the traffic safety practices of employers and employees. NETS is prepared to provide technical assistance, a simple, user-friendly program kit, and an award for achieving the President's goal of 90 percent seat belt use. NETS can be contacted at 1 (888) 221-0045 or visit its Web site at www.trafficsafety.org.

POLICY ON BANNING TEXT MESSAGING WHILE DRIVING

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to adopt and enforce workplace safety policies to decrease crashes caused by distracted driving, including policies to ban text messaging while driving company-owned or -rented vehicles, Government-owned, leased or rented vehicles, or privately-owned when on official Government business or when performing any work on or behalf of the Government. States are also encouraged to conduct workplace safety initiatives in a manner commensurate with the size of the business, such as establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving, and education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

SECTION 402 REQUIREMENTS

1. To the best of my personal knowledge, the information submitted in the Highway Safety Plan in support of the State's application for a grant under 23 U.S.C. 402 is accurate and complete.
2. The Governor is the responsible official for the administration of the State highway safety program, by appointing a Governor's Representative for Highway Safety who shall be responsible for a State highway safety agency that has adequate powers and is suitably

equipped and organized (as evidenced by appropriate oversight procedures governing such areas as procurement, financial administration, and the use, management, and disposition of equipment) to carry out the program. (23 U.S.C. 402(b)(1)(A))

3. The political subdivisions of this State are authorized, as part of the State highway safety program, to carry out within their jurisdictions local highway safety programs which have been approved by the Governor and are in accordance with the uniform guidelines promulgated by the Secretary of Transportation. (23 U.S.C. 402(b)(1)(B))
4. At least 40 percent of all Federal funds apportioned to this State under 23 U.S.C. 402 for this fiscal year will be expended by or for the benefit of political subdivisions of the State in carrying out local highway safety programs (23 U.S.C. 402(b)(1)(C)) or 95 percent by and for the benefit of Indian tribes (23 U.S.C. 402(h)(2)), unless this requirement is waived in writing. (This provision is not applicable to the District of Columbia, Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.)
5. The State's highway safety program provides adequate and reasonable access for the safe and convenient movement of physically handicapped persons, including those in wheelchairs, across curbs constructed or replaced on or after July 1, 1976, at all pedestrian crosswalks. (23 U.S.C. 402(b)(1)(D))
6. The State will provide for an evidenced-based traffic safety enforcement program to prevent traffic violations, crashes, and crash fatalities and injuries in areas most at risk for such incidents. (23 U.S.C. 402(b)(1)(E))
7. The State will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State, as identified by the State highway safety planning process, including:
 - Participation in the National high-visibility law enforcement mobilizations as identified annually in the NHTSA Communications Calendar, including not less than 3 mobilization campaigns in each fiscal year to—
 - Reduce alcohol-impaired or drug-impaired operation of motor vehicles; and
 - Increase use of seatbelts by occupants of motor vehicles;
 - Submission of information regarding mobilization participation into the HVE Database;
 - Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits;
 - An annual Statewide seat belt use survey in accordance with 23 CFR part 1340 for the measurement of State seat belt use rates, except for the Secretary of Interior on behalf of Indian tribes;
 - Development of Statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources;
 - Coordination of Highway Safety Plan, data collection, and information systems with the State strategic highway safety plan, as defined in 23 U.S.C. 148(a).
 - (23 U.S.C. 402(b)(1)(F))

8. The State will actively encourage all relevant law enforcement agencies in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 U.S.C. 402(j))
9. The State will not expend Section 402 funds to carry out a program to purchase, operate, or maintain an automated traffic enforcement system. (23 U.S.C. 402(c)(4))


The State: **[CHECK ONLY ONE]**

☐ Certifies that automated traffic enforcement systems are not used on any public road in the State;

OR

☐ Is unable to certify that automated traffic enforcement systems are not used on any public road in the State, and therefore will conduct a survey meeting the requirements of 23 CFR 1300.13(d)(3) AND will submit the survey results to the NHTSA Regional office no later than March 1 of the fiscal year of the grant.

I understand that my statements in support of the State's application for Federal grant funds are statements upon which the Federal Government will rely in determining qualification for grant funds, and that knowing misstatements may be subject to civil or criminal penalties under 18 U.S.C. 1001. I sign these Certifications and Assurances based on personal knowledge, and after appropriate inquiry.


Signature Governor's Representative for Highway Safety

7/1/16
Date

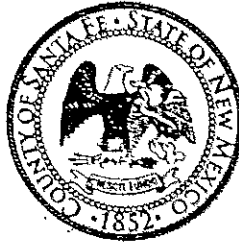
Tom Church, Secretary, NMDOT

Printed name of Governor's Representative for Highway Safety

Henry P. Roybal
Commissioner, District 1

Miguel Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: November 29, 2016

TO: Board of County Commissioners

FROM: Don Moya, Interim Finance Director

VIA: Katherine Miller, County Manager

RE: Resolution No. 2016-___, Requesting an Increase to the Project Funding Allocation for Alamo Lane, Los Pinos Road, La Tierra Subdivision and Eldorado Road Improvements, And Requesting a Budget Increase in the Road Projects Fund (311) to Budget Grants Received for Those Projects./\$365,000 (Finance / Don Moya)

SUMMARY:

The purpose of this request is to increase the project funding allocation for three projects for which Santa Fe County has received grants and to budget those grants in the Road Projects Fund (311).

BACKGROUND:

Santa Fe County received Contract Number D15435/Control Number C5162583 in the 2016 Legislative Session to plan design and construct improvements to Alamo Lane in Agua Fria in Santa Fe County in the amount of \$70,000. This grant funding is new funding that did not exist when the February 24, 2015, project allocations were set.

Santa Fe County received Contract Number D15436/Control Number C5162584 in the 2016 Legislative Session to plan, design and construct improvements to the water crossing at Los Pinos Road, also known as County Road 54 and Arroyo Hondo in La Cienega in Santa Fe County in the amount of \$100,000. This grant was not yet made when the project allocation of \$876,000 was approved in February 24, 2015 and, if approved, would increase the total project allocation to \$1,106,000.

Santa Fe County received Contract Number D15437/Control Number C5162585 in the 2016 Legislative Session to plan, design and construct road improvements in La Tierra Subdivision in Santa Fe County in the amount of \$95,000. This grant funding is new funding that did not exist when the February 24, 2015, project allocations were set.

Santa Fe County received Contract Number D15438/Control Number C5162586 in the 2016 Legislative Session to plan, design and construct road improvements in Eldorado in Santa Fe County in the amount of \$100,000. This grant funding is new funding that did not exist when the February 24, 2015, project allocations were set.

ACTION REQUESTED:

Approve an increase to the project allocations for Alamo Lane, Los Pinos Road, La Tierra Subdivision and Eldorado road improvements as noted above and approve a budget increase to the Road Projects Fund (311) to budget grants received for those projects.

SANTA CRUZ COUNTY

Page 1 of 5

RESOLUTION 2016 -

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

Whereas, the Board of County Commissioners meeting in regular session on December 13, 2016, did request the following budget adjustment:

Department / Division: CMO/Finance Fund Name: Road Projects Fund (311)

Budget Adjustment Type: Budget Increase Fiscal Year: 2017 (July 1, 2016 - June 30, 2017)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
311	6216	371	0200	Grant / State / NM State Highway	\$70,000	
311	6167	371	0200	Grant / State / NM State Highway	\$100,000	
311	0668	371	0200	Grant / State / NM State Highway	\$95,000	
311	0621	371	0200	Grant / State / NM State Highway	\$100,000	
TOTAL (if SUBTOTAL, check here)					\$365,000	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/ OBJECT XXXX	CATEGORY/LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
311	6216	453	8010	Alamo Lane	\$70,000	
311	6167	453	8010	Capital Purchases / Roadways (Bridge/Culvert)		
311	0668	453	8010	Los Pinos Road	\$100,000	
311	0621	453	8010	Capital Purchases / Roadways (Bridge/Culvert)		
				La Tierra Subdivision	\$95,000	
				Capital Purchases / Roadways (Bridge/Culvert)		
				Eldorado Road Projects	\$100,000	
				Capital Purchases / Roadways (Bridge/Culvert)		
TOTAL (if SUBTOTAL, check here)					\$365,000	

Requesting Department Approval: Don May Title: Interim Finance Director Date: 12-1-16

Finance Department Approval: Don May Date: 12-1-16 Entered by: _____ Date: _____

County Manager Approval: _____ Date: _____ Updated by: _____ Date: _____

SANTA FE COUNTY

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RESOLUTION 2016 -

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Don Moya

Dept/Div: CMO/Finance

Phone No.: 995-2780

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

- 1) Please summarize the request and its purpose.

This request is to increase the budget to the Road Projects Fund (311) for four projects which Santa Fe County has received grants for:

Los Pinos Road (aka County Road 54 and Arroyo Hondo)
Alamo Lane in Agua Fria
La Tierra Subdivision
Eldorado

Contract Number D15436 / Control Number C5162584
Contract Number D15435 / Control Number C5162583
Contract Number D15437 / Control Number C5162585
Contract Number D15438 / Control Number C5162586

a) Employee Actions

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

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

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
8010	To plan, design and construct improvements to Alamo Lane in Agua Fria	\$70,000
8010	To plan, design and construct improvements to the water crossing at Los Pinos road, also known as County Road 54, and Arroyo Hondo in La Cienega	\$100,000
8010	To plan, design and construct road improvements in La Tierra subdivision	\$95,000
8010	To plan, design and construct road improvements in Eldorado	\$100,000

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

SANTA FE COUNTY

Page 3 of 5

RESOLUTION 2016 -

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Don Moya Dept/Div: CMO/Finance Phone No.: 995-2750

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

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES X NO
If YES, cite statute and attach a copy.

Laws of 2016 HB219, Chapter 81, Section 24, Subsection 64, Seventy Thousand Dollars (\$70,000) to plan, design and construct improvements to the lane in Agua Fria in Santa Fe County. The Grantee's total reimbursements shall not exceed the appropriation amount Seventy Thousand Dollars \$70,000 (the "Appropriation Amount") minus the allocation for Art in Public Places ("AIPP amount"), if applicable, \$0.00, which equals Seventy Thousand Dollars \$70,000 (the "Adjusted Appropriation Amount").

Laws of 2016 HB219, Chapter 81, section 24, Subsection 65, One Hundred Thousand Dollars (\$100,000) to plan, design and construct improvements to the water crossing at Los Pinos road, also known as county road 54, and Arroyo Hondo in La Cienega in Santa Fe County. The Grantee's total reimbursements shall not exceed the appropriation amount One Hundred Thousand Dollars \$100,000 (the "Appropriation Amount") minus the allocation for Art in Public Places ("AIPP amount"), if applicable, \$0.00, which equal One Hundred Thousand Dollars \$100,000 (the "Adjusted Appropriation Amount").

Laws of 2016 HB219, Chapter 81, Section 24, Subsection 66, Ninety-Five Thousand Dollars (\$95,000) to plan, design and construct road improvements in La Tierra subdivision in Santa Fe County. The Grantee's total reimbursements shall not exceed the appropriation amount Ninety-Five Thousand Dollars \$95,000 (the "Appropriation Amount") minus the allocation for Art in Public Places ("AIPP amount"), if applicable, \$0.00, which equals Ninety-Five Thousand Dollars \$95,000 (the "Adjusted Appropriation Amount").

Laws of 2016 HB219, Chapter 81, Section 24, Subsection 67, One Hundred Thousand Dollars (\$100,000) to plan, design and construct road improvements in Eldorado in Santa Fe County. The Grantee's total reimbursements shall not exceed the appropriation amount One Hundred Thousand Dollars \$100,000 (the "Appropriation Amount") minus the allocation for Art in Public Places ("AIPP amount"), if applicable, \$0.00, which equals One Hundred Thousand Dollars \$100,000 (the "Adjusted Appropriation Amount").

- b) Does this include state or federal funds? YES X NO
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.

Alamo Lane	DFA Appropriation ID A2583 / NMDOT Control Number C5162583 / \$70,000 / Appropriation Reversion Date 6/30/2020
Los Pinos road	DFA Appropriation ID A2584 / NMDOT Control Number C5162584 / \$100,000 / Appropriation Reversion Date 6/30/2020
La Tierra Subdivision	DFA Appropriation ID A2585 / NMDOT Control Number C5162585 / \$95,000 / Appropriation Reversion Date 6/30/2020
Eldorado	DFA Appropriation ID A2586 / NMDOT Control Number C5162586 / \$100,000 / Appropriation Reversion Date 6/30/2020

- c) Is this request is a result of Commission action? YES X NO
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

- d) Please identify other funding sources used to match this request.

SANTA FE COUNTY

Page 5 of 5

RESOLUTION 2016 - _____

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

Approved, Adopted, and Passed This _____ Day of _____, 2016.

Santa Fe Board of County Commissioners

Miguel M. Chavez, Chairperson

ATTEST:

Geraldine Salazar, County Clerk



Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Office of the County Attorney

To: Board of County Commissioners
From: Gregory S. Shaffer, County Attorney *BS*
Via: Katherine Miller, County Manager
Date: December 5, 2016

Re: A Resolution Determining Reasonable Notice for Public Meetings During Calendar Year 2017 of the Board of County Commissioners of Santa Fe County and for Boards and Committees Appointed By or Acting Under the Authority of the Board of County Commissioners; Establishing Permissible Meeting Locations and a Webcast and Broadcast Policy; and Rescinding Parts of Resolution No. 2015-172

Issue: For Calendar Year 2017, the Board of County Commissioners (Board) needs to adopt a resolution determining what constitutes reasonable notice of its public meetings as well as of meetings of boards and committees appointed by or acting under the authority of the Board. The above-referenced resolution does this and gives notices of the Board's regular meetings in 2017.

Background: The Open Meetings Act, NMSA 1978, Chapter 10, Article 15, requires the Board to annually determine what constitutes reasonable notice of its meetings. The Board does so by resolution, which also establishes the meeting dates and times for regular meetings of the Board for the period covered by the resolution.

The above-referenced resolution is the required resolution for calendar year 2017. There are no substantive differences concerning what constitutes reasonable notice between the proposed resolution and the Board's current Open Meetings Act resolution for calendar year 2016, Resolution No. 2015-172.

With regard to meeting dates, under the proposed resolution, the Board would meet twice per month, on the second and last Tuesday, with the exception of December, 2017. In December, the Board would have only one meeting, on the second Tuesday, December 12, 2017.

The above-referenced resolution would be effective on January 1, 2017. It would also rescind Resolution No. 2015-172, except the part of that resolution that rescinded a previous Open Meetings Act resolution.

Recommendation: Approve the subject resolution, so as to comply with the Open Meetings Act and give notice of the Board's 2017 regular meetings.

Attachments:

Exhibit A – Proposed Resolution

Exhibit B – Resolution No. 2015-172

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**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY, NEW MEXICO**

RESOLUTION NO. 2016-_____

**A RESOLUTION
DETERMINING REASONABLE NOTICE FOR PUBLIC MEETINGS DURING
CALENDAR YEAR 2017 OF THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY AND FOR BOARDS AND COMMITTEES APPOINTED BY OR
ACTING UNDER THE AUTHORITY OF THE BOARD OF COUNTY
COMMISSIONERS; ESTABLISHING PERMISSIBLE MEETING LOCATIONS AND A
WEBCAST AND BROADCAST POLICY; AND RESCINDING PARTS OF
RESOLUTION NO. 2015-172**

WHEREAS, the Open Meetings Act, NMSA 1978, Chapter 10, Article 15 (hereinafter referred to as "the Act") provides that "[a]ll meetings of a quorum of members of any board, commission, administrative adjudicatory body or other policymaking body of . . . any county, . . . held for the purpose of formulating public policy, including the development of personnel policy, rules, regulations or ordinances, discussing public business or taking any action within the authority of or the delegated authority of any board, commission or other policymaking body are declared to be public meetings open to the public at all times, except as otherwise provided in the constitution of New Mexico or the [Act]" (NMSA 1978, Section 10-15-1(B) (2013));

WHEREAS, the Act further provides that "[a]ny meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs and at which a majority or quorum of the body is in attendance, and any closed meetings, shall be held only after reasonable notice to the public" (NMSA 1978, Section 10-15-1(D));

WHEREAS, the Act further requires a public body to "determine at least annually in a public meeting what notice for a public meeting is reasonable when applied to that body" (NMSA 1978, Section 10-15-1(D)); and

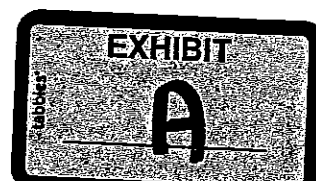
WHEREAS, for calendar year 2017, the Board of County Commissioners of Santa Fe County (hereinafter referred to as "the Board") desires to determine what constitutes reasonable notice to the public of its meetings and for meetings of boards and committees appointed by or acting under the authority of the Board, as required by the Act, and to otherwise specify important elements of its continuing compliance with the Act, establish permissible meeting locations, and establish a policy concerning the webcasting and broadcasting of meetings.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD AS FOLLOWS:

1. Regular Meetings.

A. Board Meetings.

i. Time and Place; Schedule for Calendar Year 2017. From January 1, 2017, through December 31, 2017, regular meetings of the Board will be held beginning at 2:00 p.m. on the second and last Tuesday of each month, except that there will be only one Board



meeting in December, on December 12, 2017. A copy of the complete calendar of regular meetings of the Board for calendar year 2017 is attached to this resolution as Appendix 1.

ii. Notice. This Resolution and Appendix 1 shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building. So long as the meetings are held on the days and times and at the location specified in Appendix 1, posting of this Resolution and Appendix 1 shall constitute reasonable and appropriate notice of each regular meeting of the Board.

iii. Notice of Rescheduled Regular Meeting. If a regular meeting is rescheduled from the date, time, or location specified in Appendix 1, notice of the rescheduled meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least ten (10) days prior to the date of the meeting.

iv. Notice to Radio, Television and Print Media. Notice of a regular meeting shall be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such Notice.

B. Other Meetings Requiring Notice.

i. Time and Place. A regular meeting of a board or committee appointed by or acting under the authority of the Board shall be held at a time and place to be specified in the resolution creating such board or committee or, if not specified, upon a decision of the board or committee.

ii. Notice, Annual Schedule. Notice of a regular meeting of each board or committee shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least ten (10) days before such meeting. Alternatively, a regular meeting schedule of a board or committee may be developed for calendar year 2017 and posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building; if so posted and so long as meetings are held on the days and times and at the location specified, posting of the annual meeting schedule shall constitute reasonable and appropriate notice of each regular meeting of the board or committee.

iii. Notice of Rescheduled Regular Meeting. If a regular meeting is rescheduled from the date, time, or location specified on the annual schedule, notice of the rescheduled meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least ten (10) days prior to the date of the meeting.

iv. Notice to Radio, Television and Print Media. Notice of a regular meeting of a board or committee shall also be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such notices.

2. Special Meetings.

A. When Held. A special meeting of the Board may be called by the Chair or by a majority of the members of the Board at such time and place as the Chair or a majority of the members of the Board deem appropriate. A special meeting of a board or committee appointed by or acting under the authority of the Board may be called by the chair of that board or committee or by a majority of the members of that board or committee at such time or place as

the chair of that board or committee or a majority of members of the board or committee deem appropriate.

B. Notice of Special Meeting. Notice of a special meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least three (3) days before such meeting.

C. Notice to Radio, Television and Print Media. Notice of a special meeting shall be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such notice.

3. Emergency Meetings.

A. Board Emergency Meeting, When, Where Held. An emergency meeting of the Board may be called by the Chair or by a majority of the members of the Board to consider unforeseen circumstances that, if not addressed immediately, will likely result in injury or damage to persons or property or substantial financial loss to the County. An emergency meeting may be conducted at a time and place as the Chair or a majority of the members of the Board deem appropriate.

B. Board or Committee Emergency Meetings, When, Where Held. An emergency meeting of a board or committee appointed by or acting under the authority of the Board may be called by the chair of that board or committee or by a majority of the members of that board or committee to consider unforeseen circumstances that, if not addressed immediately, will likely result in injury or damage to persons or property or substantial financial loss to the County, to be held at such time or place as the chair of that board or committee or a majority of members of the board or committee deem appropriate.

C. Notice. If possible given the emergency circumstances, notice of an emergency meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least twenty-four (24) hours prior to the meeting. If twenty-four (24) hours advance notice cannot be given, notice shall be posted as soon as possible.

D. Notice to Radio, Television and Print Media. Notice of an emergency meeting shall be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such notice.

E. Required Report. Any action taken at an emergency meeting shall be reported to the Attorney General's Office as described in paragraph 4 of this Resolution.

4. Agendas. Meeting notices shall include an agenda containing a list of specific items of business to be discussed or transacted at the meeting or information on how the public may obtain a copy of such an agenda. If not included in the notice of meeting, a final agenda shall be prepared and posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building and on the County's internet web site at least seventy-two (72) hours before the meeting. Except for emergency matters, action shall be taken only on items appearing on the final agenda. An "emergency" refers to "unforeseen circumstances that, if not addressed immediately by the public body, will likely result in injury or damage to persons or property or substantial loss to the public body." NMSA 1978, Section 10-15-1(F). Within ten (10) days of taking action on an emergency matter, the County shall report to the Attorney General's Office

the action taken and the circumstances creating the emergency, except in the event of a declared state or federal emergency.

5. **Recessed Meetings.** A meeting may be recessed to a later day, if, prior to recessing, the date, time and place for continuation of the meeting is specified, and, immediately following the recessed meeting, notice of the date, time and place for the reconvened meeting is posted on or near the door of the place where the original meeting was held. Only matters appearing on the agenda of the original meeting may be discussed at the reconvened meeting unless notice of the reconvened meeting is provided as otherwise set forth herein.

6. **Cancelled Meetings.** A meeting may be cancelled by posting a notice of cancellation in a conspicuous and appropriate place at the Santa Fe County Administrative Building and posting notices of the cancelled meeting on the doors of the building where the meeting was to be held as soon as practicable prior to the time and date of the cancelled meeting.

7. **Participation by Conference Telephone.** A member of the Board may participate in a meeting of the Board by means of conference telephone or other similar communications equipment when it is difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the Board who speaks, during the meeting.

8. **Closed Meetings.** A meeting may be closed in the following manner:

A. If the Board or board or committee appointed by or acting under the authority of the Board is in an open meeting when a closed meeting is desired and authorized by the Act, then the closed meeting shall be approved on motion by a majority of a quorum of the Board, or committee and the authority for the closure shall be stated in the motion. The votes of the members on the motion shall be recorded in the minutes.

B. If the Board or committee appointed by or acting under the authority of the Board is not in a public meeting and a closed meeting is desired and authorized, public notice of the closed meeting, appropriate under the circumstances, shall be given stating the authority for the closure.

C. Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state that the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

9. **Application to County Boards, Committees.** This Resolution shall apply to each meeting of a board or committee whose members are appointed by the Board or which is acting under the authority of the Board, except the Extraterritorial Land Use Authority, the Extraterritorial Land Use Commission, the Buckman Direct Diversion Board, the Regional Planning Authority, the Regional Emergency Communications Committee, the Northern Central Regional Transit District, and the Solid Waste Management Authority.

10. Definitions.

A. "Board." For purposes of this Resolution, Board means the Board of County Commissioners of Santa Fe County.

B. "Meeting." For purposes of this Resolution, the term "meeting" shall be defined as a meeting of a quorum of the members of the Board and each meeting of a board or committee whose members are appointed by the Board held for the purpose of formulating public policy, including the development of personnel policy, rules, regulations or ordinances, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of the Board or board or committee whose members are appointed by the Board.

C. "Santa Fe County Administrative Building." For purposes of this Resolution, the term "Santa Fe County Administrative Building" means 102 Grant Avenue Santa Fe NM 87501.

11. Meeting Locations. Pursuant to NMSA 1978, Section 4-38-8 (1981), Board meetings shall be held in the City of Santa Fe, except that meetings concerning matters of local interest only may be held in the community affected. All Board meetings shall be held in a public building owned by the State, County, or public schools.

12. Webcasting and Broadcasting. Unless it is impracticable or impossible to do so, Board meetings shall be webcast live on the County's internet site and broadcast live on local radio and television stations. In addition, video recordings of Board meetings shall be made available on the County's internet site.

13. Parts of Prior Resolution Rescinded. Resolution No. 2015-172, except for Paragraph 13 of that resolution, is hereby rescinded.

14. Effective Date. This Resolution shall become effective on January 1, 2017.

PASSED, APPROVED, AND ADOPTED this 13th day of December, 2016.

**THE BOARD OF COUNTY
COMMISSIONERS OF SANTA FE COUNTY**

Robert A. Anaya, Chair

ATTEST:

Geraldine Salazar, County Clerk

APPROVED AS TO FORM:

Gregory S. Shaffer, County Attorney

APPENDIX 1

**NOTICE OF REGULAR MEETINGS OF THE BOARD OF COUNTY
COMMISSIONERS OF SANTA FE COUNTY TO BE HELD FROM JANUARY 1, 2017,
TO DECEMBER 31, 2017, IN THE COMMISSION CHAMBERS ON THE SECOND
FLOOR OF THE SANTA FE COUNTY ADMINISTRATIVE BUILDING
LOCATED AT 102 GRANT AVENUE SANTA FE NM 87501**

January 10, 2017	2:00 PM
January 31, 2017	2:00 PM
February 14, 2017	2:00 PM
February 28, 2017	2:00 PM
March 14, 2017	2:00 PM
March 28, 2017	2:00 PM
April 11, 2017	2:00 PM
April 25, 2017	2:00 PM
May 9, 2017	2:00 PM
May 30, 2017	2:00 PM
June 13, 2017	2:00 PM
June 27, 2017	2:00 PM
July 11, 2017	2:00 PM
July 25, 2017	2:00 PM
August 8, 2017	2:00 PM
August 29, 2017	2:00 PM
September 12, 2017	2:00 PM
September 26, 2017	2:00 PM
October 10, 2017	2:00 PM
October 31, 2017	2:00 PM
November 14, 2017	2:00 PM
November 28, 2017	2:00 PM
December 12, 2017	2:00 PM

Final agendas for these meetings shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building located at 102 Grant Avenue Santa Fe NM 87501 and on the County's internet web site at least seventy-two (72) hours before the meeting.

THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY, NEW MEXICO

RESOLUTION NO. 2015- 172

A RESOLUTION
DETERMINING REASONABLE NOTICE FOR PUBLIC MEETINGS DURING
CALENDAR YEAR 2016 OF THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY AND FOR BOARDS AND COMMITTEES APPOINTED BY OR
ACTING UNDER THE AUTHORITY OF THE BOARD OF COUNTY
COMMISSIONERS; ESTABLISHING PERMISSIBLE MEETING LOCATIONS AND A
WEBCAST AND BROADCAST POLICY; AND RESCINDING PARTS OF
RESOLUTION NO. 2015-59

SFC CLERK RECORDED 12/09/2015

WHEREAS, the Open Meetings Act, NMSA 1978, Chapter 10, Article 15 (hereinafter referred to as "the Act") provides that "[a]ll meetings of a quorum of members of any board, commission, administrative adjudicatory body or other policymaking body of . . . any county, . . . held for the purpose of formulating public policy, including the development of personnel policy, rules, regulations or ordinances, discussing public business or taking any action within the authority of or the delegated authority of any board, commission or other policymaking body are declared to be public meetings open to the public at all times, except as otherwise provided in the constitution of New Mexico or the [Act]" (NMSA 1978, Section 10-15-1(B) (2013));

WHEREAS, the Act further provides that "[a]ny meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs and at which a majority or quorum of the body is in attendance, and any closed meetings, shall be held only after reasonable notice to the public" (NMSA 1978, Section 10-15-1(D));

WHEREAS, the Act further requires a public body to "determine at least annually in a public meeting what notice for a public meeting is reasonable when applied to that body" (NMSA 1978, Section 10-15-1(D)); and

WHEREAS, for calendar year 2016, the Board of County Commissioners of Santa Fe County (hereinafter referred to as "the Board") desires to determine what constitutes reasonable notice to the public of its meetings and for meetings of boards and committees appointed by or acting under the authority of the Board, as required by the Act, and to otherwise specify important elements of its continuing compliance with the Act, establish permissible meeting locations, and establish a policy concerning the webcasting and broadcasting of meetings.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF AS
FOLLOWS:

I. Regular Meetings.

A. Board Meetings.

i. Time and Place; Schedule for Calendar Year 2016. From January 1, 2016, through December 31, 2016, regular meetings of the Board will be held beginning at 2:00 p.m. on the second and last Tuesday of each month, except that there will be only one Board



meeting in December, on December 13, 2016. A copy of the complete calendar of regular meetings of the Board for calendar year 2016 is attached to this resolution as Appendix 1.

ii. Notice. This Resolution and Appendix 1 shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building. So long as the meetings are held on the days and times and at the location specified in Appendix 1, posting of this Resolution and Appendix 1 shall constitute reasonable and appropriate notice of each regular meeting of the Board.

iii. Notice of Rescheduled Regular Meeting. If a regular meeting is rescheduled from the date, time, or location specified in Appendix 1, notice of the rescheduled meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least ten (10) days prior to the date of the meeting.

iv. Notice to Radio, Television and Print Media. Notice of a regular meeting shall be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such Notice.

B. Other Meetings Requiring Notice.

i. Time and Place. A regular meeting of a board or committee appointed by or acting under the authority of the Board shall be held at a time and place to be specified in the resolution creating such board or committee or, if not specified, upon a decision of the board or committee.

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SEC CLERK RECORDED 12/09/2015

the chair of that board or committee or a majority of members of the board or committee deem appropriate.

B. Notice of Special Meeting. Notice of a special meeting shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building at least three (3) days before such meeting.

C. Notice to Radio, Television and Print Media. Notice of a special meeting shall be provided to broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made written request for such notice.

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4. Agendas. Meeting notices shall include an agenda containing a list of specific items of business to be discussed or transacted at the meeting or information on how the public may obtain a copy of such an agenda. If not included in the notice of meeting, a final agenda shall be prepared and posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building and on the County's internet web site at least seventy-two (72) hours before the meeting. Except for emergency matters, action shall be taken only on items appearing on the final agenda. An "emergency" refers to "unforeseen circumstances that, if not addressed immediately by the public body, will likely result in injury or damage to persons or property or substantial loss to the public body." NMSA 1978, Section 10-15-1(F). Within ten (10) days of taking action on an emergency matter, the County shall report to the Attorney General's Office

SFC CLERK RECORDED 12/09/2015

the action taken and the circumstances creating the emergency, except in the event of a declared state or federal emergency.

5. **Recessed Meetings.** A meeting may be recessed to a later day, if, prior to recessing, the date, time and place for continuation of the meeting is specified, and, immediately following the recessed meeting, notice of the date, time and place for the reconvened meeting is posted on or near the door of the place where the original meeting was held. Only matters appearing on the agenda of the original meeting may be discussed at the reconvened meeting unless notice of the reconvened meeting is provided as otherwise set forth herein.

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B. If the Board or committee appointed by or acting under the authority of the Board is not in a public meeting and a closed meeting is desired and authorized, public notice of the closed meeting, appropriate under the circumstances, shall be given stating the authority for the closure.

C. Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state that the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

9. **Application to County Boards, Committees.** This Resolution shall apply to each meeting of a board or committee whose members are appointed by the Board or which is acting under the authority of the Board, except the Extraterritorial Land Use Authority, the Extraterritorial Land Use Commission, the Buckman Direct Diversion Board, the Regional Planning Authority, the Regional Emergency Communications Committee, the Northern Central Regional Transit District, and the Solid Waste Management Authority.

SFC CLERK RECORDED 12/09/2015

10. Definitions.

A. "Board." For purposes of this Resolution, Board means the Board of County Commissioners of Santa Fe County.

B. "Meeting." For purposes of this Resolution, the term "meeting" shall be defined as a meeting of a quorum of the members of the Board and each meeting of a board or committee whose members are appointed by the Board held for the purpose of formulating public policy, including the development of personnel policy, rules, regulations or ordinances, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of the Board or board or committee whose members are appointed by the Board.

C. "Santa Fe County Administrative Building." For purposes of this Resolution, the term "Santa Fe County Administrative Building" means 102 Grant Avenue Santa Fe NM 87501.

11. **Meeting Locations.** Pursuant to NMSA 1978, Section 4-38-8 (1981), Board meetings shall be held in the City of Santa Fe, except that meetings concerning matters of local interest only may be held in the community affected. All Board meetings shall be held in a public building owned by the State, County, or public schools.

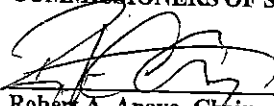
12. **Webcasting and Broadcasting.** Unless it is impracticable or impossible to do so, Board meetings shall be webcast live on the County's internet site and broadcast live on local radio and television stations. In addition, video recordings of Board meetings shall be made available on the County's internet site.

13. **Parts of Prior Resolution Rescinded.** Resolution No. 2015-59, except for Paragraph 13 of that resolution, is hereby rescinded.

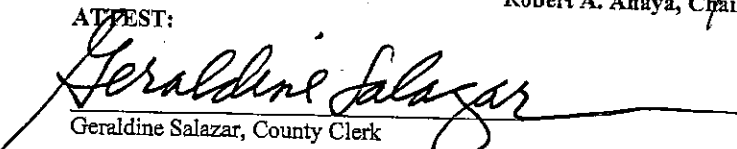
14. **Effective Date.** This Resolution shall become effective on January 1, 2016.

PASSED, APPROVED, AND ADOPTED this 8th day of December, 2015.

THE BOARD OF COUNTY
COMMISSIONERS OF SANTA FE COUNTY

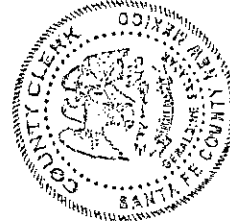

Robert A. Anaya, Chair

ATTEST:


Geraldine Salazar, County Clerk

APPROVED AS TO FORM:


Gregory S. Shaffer, County Attorney



SFC CLERK RECORDED 12/09/2015

APPENDIX 1

**NOTICE OF REGULAR MEETINGS OF THE BOARD OF COUNTY
COMMISSIONERS OF SANTA FE COUNTY TO BE HELD FROM JANUARY 1, 2016,
TO DECEMBER 31, 2016, IN THE COMMISSION CHAMBERS ON THE SECOND
FLOOR OF THE SANTA FE COUNTY ADMINISTRATIVE BUILDING
LOCATED AT 102 GRANT AVENUE SANTA FE NM 87501**

January 12, 2016	2:00 PM
January 26, 2016	2:00 PM
February 9, 2016	2:00 PM
February 23, 2016	2:00 PM
March 8, 2016	2:00 PM
March 29, 2016	2:00 PM
April 12, 2016	2:00 PM
April 26, 2016	2:00 PM
May 10, 2016	2:00 PM
May 31, 2016	2:00 PM
June 14, 2016	2:00 PM
June 28, 2016	2:00 PM
July 12, 2016	2:00 PM
July 26, 2016	2:00 PM
September 13, 2016	2:00 PM
September 27, 2016	2:00 PM
October 11, 2016	2:00 PM
October 25, 2016	2:00 PM
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November 29, 2016	2:00 PM
December 13, 2016	2:00 PM

Final agendas for these meetings shall be posted in a conspicuous and appropriate place at the Santa Fe County Administrative Building located at 102 Grant Avenue Santa Fe NM 87501 and on the County's internet web site at least seventy-two (72) hours before the meeting.

SFC CLERK RECORDED 12/09/2015



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 6

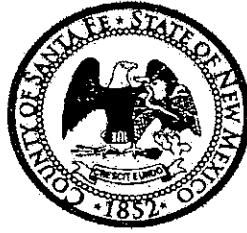
I Hereby Certify That This Instrument Was Filed for
Record On The 9TH Day Of December, 2015 at 10:47:52 AM
And Was Duly Recorded as Instrument # 1781443
Of The Records Of Santa Fe County

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

Henry P. Roybal
Commissioner, District 1

Miguel Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

DATE: December 13, 2016

TO: Board of County Commissioners

FROM: Jaome R. Blay, Fire Marshal

VIA: David Sperling, Santa Fe County Fire Chief *DS*
Pablo Sedillo, Public Safety Director *PS*

RE: Resolution To Authorize The County Fire Marshal And County Fire Protection Specialists To Issue Citations For Violations Of Santa Fe County Ordinances That Relate To Fire And Life Safety, Including Santa Fe County Ordinance No. 1998-11, The Fire Prevention Code

BACKGROUND:

On March 28, 2006, Resolution No. 2006-53 was adopted which authorized certain County staff, including Fire Staff, to issue citations of violations of County Ordinances.

On June 25, 2013, Resolution No. 2013-62 was adopted, repealing and replacing Resolution No. 2006-53, which removed the Fire Department's ability to issue citations for violations of County Ordinances.

Ordinance No. 1998-11, The Fire Prevention Code has an enforcement and penalty section which allows for notice of violations to be issued by the Fire Department. Under NMSA 1978, Section 4-37-3 (1993) county ordinances may only be enforced by county employees who are authorized by the Board of County Commissioners. The Fire Marshal and Fire Protection Specialists are the individuals in the County who inspect potential fire and life safety hazards; therefore the Fire Marshal and Fire Protection Specialists are the best individuals to have the authority to issue citations for fire code violations.

STAFF RECOMMENDATION:

Staff recommends adoption of this resolution, memorializing that the Fire Marshal and Fire Protection Specialists may enforce the Santa Fe County Fire Prevention Code and the Santa Fe County Urban Wildland Interface Code through the ability to issue citations.

ATTACHMENTS:

Exhibit A—Resolution No. 1998-11

Exhibit B—Resolution No. 2006-53

Exhibit C—Resolution No. 2013-62

Exhibit D—NMSA 1978, Section 4-37-3 (1993)

**SANTA FE COUNTY
RESOLUTION NO. 2016- _____**

**A RESOLUTION TO AUTHORIZE THE FIRE MARSHAL AND FIRE PROTECTION
SPECIALISTS TO ISSUE CITATIONS FOR A VIOLATION OF
SANTA FE COUNTY ORDINANCE NO. 1998-11, THE FIRE PREVENTION CODE,
AND SANTA FE COUNTY ORDINANCE NO. 2001-11, SANTA FE COUNTY URBAN
WILDLAND INTERFACE CODE**

WHEREAS, pursuant to NMSA 1978, § 4-37-3 (2016), County Ordinances may be enforced by prosecution for violations of such Ordinances in any Court of competent jurisdiction of the County;

WHEREAS, pursuant to NMSA 1978, § 4-37-3 (B) (2016), citations for violations of County Ordinances may be commenced by the issuance of a citation charging the violation and may be issued by County employees who are authorized by the Board of County Commissioners to issue citations;

WHEREAS, pursuant to Santa Fe County Ordinance No. 1998-11, The Fire Prevention Code, and Santa Fe County Ordinance No. 2001-11, Santa Fe County Urban Wildland Interface Code, Notices of Violation may be issued for violations of these Ordinances; and

WHEREAS, the Santa Fe County Fire Marshal and Fire Protection Specialists will uphold The Fire Prevention Code and the Urban Wildland Interface Code by being authorized to issue citations for violations to ensure compliance.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County the Santa Fe County Fire Marshal and Fire Protection Specialists are commissioned and authorized to issue citations for violations of Santa Fe County Ordinance No. 1998-11, The Fire Prevention Code, and Ordinance No. 2001-11 Santa Fe County Urban Wildland Interface Code. The Fire Marshal and Fire Protection Specialist that are commissioned are:

- Jaome R. Blay
- Renee Nix
- Victoria DeVargas

APPROVED, ADOPTED AND PASSED this _____ day of _____, 2016.

BOARD OF COUNTY COMMISSIONERS

Miguel Chavez, Chairman

Attest:

Geraldine Salazar, County Clerk

Approved as to Form:

_____
Gregory S. Shaffer, County Attorney

Santa Fe County

Ordinance No. 1998 - //

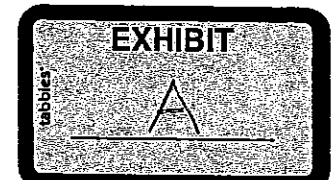
1528131

An Ordinance Amending Ordinance 1991-7, Fire Prevention Code to Adopt the 1997 Uniform Fire Code (UFC) and the Most Recently Published Edition Thereof

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY, THAT THIS ORDINANCE WILL AMEND THE SANTA FE COUNTY FIRE CODE AS FOLLOWS:

Sections:

- Section 1. Intent and Scope
- Section 2. Adoption of Fire Codes
- Section 3. Establishment, Authority and Duties the Fire Prevention Division
- Section 4. Definitions
- Section 5. Establishment of Limits of Districts In Which Storage of Flammable Combustible Liquids in Outside Aboveground Tanks Is To Be Prohibited/Restricted.
- Section 6. Establishment of Limits of Districts In Which Bulk Storage of Liquefied Petroleum Gases Is To Be Prohibited/Restricted.
- Section 7. Establishment of Limits of Districts in Which Storage of Explosives And Blasting Agents Is To Be Prohibited.
- Section 8. Amendments Made In the Fire Prevention Code.
- Section 9. Conflicting Provisions.
- Section 10. Appeals.
- Section 11. New Materials, Processes or Occupancies Which May Require Permits.
- Section 12. Enforcement - Penalties
- Section 13. Repeal of Conflicting Ordinances
- Section 14. Validity
- Section 15. Renovations and Modifications
- Section 16. Effective Date



It is the duty of the Fire Marshal to implement, interpret and enforce the provisions of all adopted Fire Codes and this Ordinance in order to protect the life, safety and welfare of the people and property of Santa Fe County.

1528133

The Fire Marshal shall consider the unique environment, economy, social structure and living patterns of the residents of Santa Fe County in the application of this Ordinance and adopted Codes.

Section 4. Definitions.

- A. Whenever the words "adopted codes" are used herein, they mean the Codes adopted in Section 1, pursuant to this Ordinance.
- B. Whenever the words "Chief Of The Bureau or DOF Fire Prevention" are used in the adopted codes, they mean the Fire Marshal. Whenever the word "jurisdiction" is used in the adopted codes, it means the County. "Heavy industrial" means gas or service stations, wholesale, warehouse, distribution or general industry as established in the County Land Use Code.
- C. Ordinance means this Ordinance Amending and adopting the 1997 Uniform Fire Code and the most recently published edition thereof.
- D. All other adopted definitions shall be those found in the Uniform Fire Code.

Section 5. Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited/restricted.

The limits referred to in the Uniform Fire Code in which storage of flammable or combustible liquids is restricted, are hereby established as follows:

All areas except those within heavy industrial zone, M-2, as defined in Title 16 of the Code and those areas outside the County's zoning authority by reason of exclusive ownership and control by the United States of America or the State of New Mexico.-

Upon presentation of plans conforming with design criteria as established by the Uniform Fire Code, the Fire Marshal, as defined by the Uniform Fire Code, may approve the storage of flammable liquids in approved vaulted aboveground tanks in areas where such storage is not prohibited.

The portions of property, referred to in the Uniform Fire Code, as areas in which bulk plants or terminals for flammable or combustible liquids are received, shall be limited as follows:

In the event there exists conflicting requirements within the provisions of the adopted Codes, such conflicts shall be resolved in favor of the stricter provisions.

Section 10. Appeals.

1528135

Whenever the Fire Marshal disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the adopted Codes do not apply, or that the true intent and meaning of the Codes have been misconstrued or wrongly interpreted, the applicant may appeal, in writing, from the decision of the Fire Marshal, to the Santa Fe County Development Review Committee, Extraterritorial Zoning Authority and Extraterritorial Zoning Commission or the Board of County Commissioners whichever body governs the jurisdiction in which the affected property lies. The appeal must be submitted five (5) calendar days from the date of the decision. The applicant must state the grounds for the appeal, consisting of specific statements of fact, specifying the sections of the Codes and Ordinance upon which the appeal is based, and cause for appeal.

Section 11. New materials, processes or occupancies which may require permits.

The Fire Marshal, in consultation with the Chief of the Fire Department, shall determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies for which permits are required in addition to those now enumerated in the adopted Codes. Such determinations and specifications shall be posted in a conspicuous place in the office of the County Clerk, and copies thereof shall be made available to interested persons.

Section 12. Enforcement-Penalties.

A. Complaints.

Whenever a violation of this Ordinance or adopted Code occurs or is alleged to have occurred, any person may file a written complaint, such complaint, stating fully the causes and basis thereof, shall be submitted to the Office of the Fire Marshal. The Office of the Fire Marshal shall investigate promptly and take action thereon as follows:

B. Inspection.

The Fire Marshals Office shall, when required, inspect a site or building(s) where provisions of the Ordinance or adopted Codes are alleged to have been violated

C. Notice of Violation.

The Fire Marshal shall make his determination on a case by case review utilizing his discretionary powers the Uniform Building Code (UBC), and the Uniform Fire Code in conjunction with other relative sections of this Ordinance as applicable.

1528137

Section 16. Effective Date.

This Ordinance Code shall become effective on the 30th day after recording of the Ordinance in the County Ordinance book. Any re-recordings or recompilation of the adopted Codes or this Ordinance shall not effect this "Effective Date."

Fire Prevention Permits, Fines and Damage Obligations

Section 1. Fire Prevention Code Permits.

Applications for the following permits are required:

- A. Permit for outdoor burning of vegetation
 - B. Permit for bonfire
 - C. Permit for fireworks display
- NOTE: Fireworks permits must be reviewed and approved by the Fire Marshal.
- D. Permit for blasting

A permit constitutes permission to maintain, store, use or handle materials, or to conduct processes, which may produce conditions hazardous to life or property and to install equipment used in connection with such activities. Such permission is conditional and shall not be construed as authority to violate, cancel or set aside any of the provisions of this code. Such permit shall not take the place of any license required by State or Federal law. Fireworks displays and permit-required blasting require a temporary business license from the County Land Use Administrator that must be approved by the Fire Marshal.

Permits shall be kept on the premises designated therein at all times and shall be posted in a conspicuous location on the premises or shall be kept on the premises in a location designated by the Fire Marshal and/or the Land Use Administrator as appropriate. Permits shall be subject to inspection at all times by the Fire Department and the Land Use department or other authorized person(s) and shall also comply with applicable Santa Fe County Land Use and Environmental regulations.

1997 UNIFORM FIRE CODE REVISIONS

1528139

Article 79 - Flammable and Combustible Liquids

To enforce the Code as written, plastic containers of Class I and Class II liquids must be removed from store shelves and out of general purpose warehouses with very few exceptions. Section 7902.1.8.1.3 of the Uniform Fire Code (1997 Edition and all subsequent amendments) requires that an exception be added to allow mercantiles, such as auto parts stores, convenience stores, etc., to continue to display Class I and Class II liquids in plastic containers for merchandising purposes on their shelves. This exception will not preclude the installation of automatic fire protection systems as defined or required in subsequent applicable or related sections.

This exception is designed to allow this latitude to business owners while not limiting recognized fire protection methodologies designed to minimize/mitigate the magnitude of a fire involving this type of hazard.

7902.1.8.1.3 Plastic Containers.

Exception: 1) Mercantile establishments shall be allowed to display Class I and Class II liquids in plastic containers up to one-liter in size, for merchandising purposes. This exception is not intended to become a substitute for large quantity storage as defined by Liquid Storage Warehouse and Aerosol Warehouse of the Code.

Article 88 - Aerosols

8802.1.9.2 Retail display. Not more than 500 pounds of Levels 2 and 3 aerosols shall be displayed in retail sales occupancy. The display of Levels 2 and 3 aerosols shall be permitted in basements, per 8802.1.5.

Appendix III-A. Minimum Rural Modification Requirements

Whereas the development lies outside the two mile Extra Territorial Zoning boundaries of the City of Santa Fe and/or is outside of the boundaries of an approved water system capable of supplying required flow as specified in Table III-A-1 of this Code, the Santa Fe County Fire Marshal shall make the best assessment and determination of required water supplies, storage, delivery systems, pressures and other fire protection measures for fire suppression based upon all applicable standards, codes, economic factors, development type and public safety concerns. Fire flow and/or other fire protection requirements shall be determined through a combination of standards relevant to rural fire fighting operations. Minimum water supply for any single structure shall be in accordance with NFPA 1231 and all applicable County Codes. Total fire flow shall be determined according to the Insurance Services Organization Standards and NFPA 1231 as applicable. Water supplies for fire fighting shall be available from either a conventional water system or storage facilities to be determined and approved by the Fire Marshal. Establishment of water supplies for fire suppression and achievement of

SANTA FE COUNTY

Resolution No. 2006- 53

A RESOLUTION TO COMMISSION AND AUTHORIZE CERTAIN LAND USE DEPARTMENT STAFF, THE COUNTY FIRE MARSHAL AND COUNTY FIRE PROTECTION SPECIALISTS TO ISSUE CITATIONS OF VIOLATIONS OF COUNTY ORDINANCES

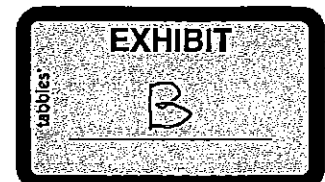
WHEREAS, pursuant to N.M. Stat. Ann. Sec. 4-37-3 NMSA 1978 (1998 Supp) county ordinances may be enforced by prosecution for violations of such ordinances in any court of competent jurisdiction of the county; and

WHEREAS, pursuant to N.M. Stat. Ann. Sec. 4-37-3 (B) NMSA 1978 (1996 Supp) citations of violations of county ordinances may be commenced by the issuance of a citation charging the violation; and

WHEREAS, pursuant to N.M. Stat. Ann. Sec. 4-37-3 (B) NMSA 1978 (1996 Supp) citations may be issued by county code enforcement officers or other county employees who are authorized by the Board of County Commissioners to issue such citations.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Code Enforcement Officers of the County Land Use Department, the County Fire Marshal and the County Fire Protection Specialists are commissioned and authorized to issue citations for violations of the Santa Fe County Land Development Code, The Extra Territorial Zoning Ordinance, The Extra Territorial Subdivision Regulations, Fire Prevention Code (Ordinance 1998-11), the Urban-Wildland Interface Code (Ordinance 2001-11 and EZA Ordinance 2001-04) and all other applicable County Ordinances. This resolution replaces all previous relevant resolutions. The officers commissioned are the following:

- Hank Blackwell
- Buster Patty
- Renee Nix
- Tim Gilmore
- Victoria DeVargas
- Greg Gallegos
- Paul Kavanaugh
- Oliver Garcia
- John Sanchez
- Rick Lovato
- Miguel Romero



SFC CLERK RECORDED 04/06/06

SANTA FE COUNTY
RESOLUTION NO. 2013- 62

**A RESOLUTION TO AUTHORIZE CERTAIN GROWTH MANAGEMENT
DEPARTMENT STAFF AND THE ENFORCEMENT OFFICER FOR THE SOLID
WASTE DIVISION TO ISSUE CITATIONS FOR VIOLATIONS OF COUNTY
ORDINANCES AND ASSOCIATED WAIVER OF REQUIREMENTS OF RESOLUTION
NO. 2013-026.**

WHEREAS, pursuant to NMSA 1978, Section 4-37-3 (1993), County Ordinances may be enforced by prosecution for violations of such Ordinances in any Court of competent jurisdiction of the County;

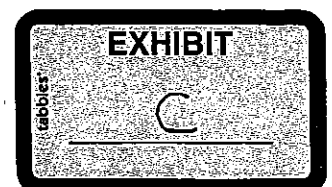
WHEREAS, pursuant to NMSA 1978, Section 4-37-3 (B) (1993), citations for violations of County Ordinances may be commenced by the issuance of a citation charging the violation;

WHEREAS, pursuant to NMSA 1978, Section 4-37-3 (B) (1993), citations may be issued by County Code Enforcement Officers or other County employees who are authorized by the Board of County Commissioners to issue citations; and

WHEREAS, pursuant to Ordinance 2013-026 resolutions must be placed on an agenda for review and discussion at least one BCC meeting prior to being placed on a BCC agenda as an action item unless that procedure is waived by the BCC.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that:

- A. The requirements of Ordinance 2013-026 are hereby waived;
- B. Code Enforcement Officers of the County Growth Management Department and the Enforcement Officer for the Solid Waste Division are commissioned and authorized to issue citations for violations of Santa Fe County Ordinances;
- C. This Resolution repeals and replaces all previous relevant resolutions, including Resolution 2006-53;
- D. The following officers are authorized and commissioned to issue citations charging violations of County ordinances:
 - Wayne Dalton
 - John Lovato
 - Miguel "Mike" Romero
 - Rick Lovato
 - Arthur "Gene" Portillo



West's New Mexico Statutes Annotated

Chapter 4. Counties

Article 37. County Ordinances

N. M. S. A. 1978, § 4-37-3

§ 4-37-3. Enforcing county ordinances; jurisdiction

Currentness

A. County ordinances may be enforced by prosecution for violations of those ordinances in any court of competent jurisdiction of the county. Penalties for violations of any county ordinances shall not exceed a fine of three hundred dollars (\$300) or imprisonment for ninety days or both the fine and imprisonment; except that a county may enact and enforce ordinances that impose the following penalties in addition to any other penalty provided by law:

- (1) no more than one thousand dollars (\$1,000) for discarding or disposing of refuse, litter or garbage on public or private property in any manner other than by disposing it in an authorized landfill;
- (2) no more than five thousand dollars (\$5,000) for the improper or illegal disposal of hazardous materials or waste in any manner other than as provided for in the Hazardous Waste Act; and
- (3) no more than imprisonment for three hundred sixty-four days or a fine of one thousand dollars (\$1,000), or both, for violation of an ordinance regarding driving while under the influence of intoxicating liquor or drugs.

B. Prosecution of violations under this section may be commenced by the issuance of a citation charging the violation. Citations may be issued by the code enforcement officer of the county or an employee or employees of the county authorized by the board of county commissioners to issue such citations.

Credits

L. 1975, Ch. 312, § 3; L. 1989, Ch. 370, § 1; L. 1993, Ch. 66, § 2.

Formerly 1953 Comp., § 15-36A-3.

Notes of Decisions (2)

NMSA 1978, § 4-37-3, NM ST § 4-37-3

Current through the end of the Second Regular and Special Sessions of the 52nd Legislature (2016)

End of Document

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