

Daniel "Danny" Mayfield
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

DATE: July 23, 2014

TO: Board of County Commissioners

FROM: Julia Valdez, Constituent Services Liaison, Manager's Office

VIA: Katherine Miller, County Manager

A handwritten signature in black ink, appearing to be "KM", is located to the right of the "FROM" line.

ITEM AND ISSUE:

A Resolution from Santa Fe County to Support Safe Nurse Staffing Levels in the Health Care System at the Federal, State, Local Government, and Private Levels (Commissioner Stefanics)

BACKGROUND

Massive reductions in nursing budgets, combined with the challenges presented by a growing nursing shortage, have resulted in fewer nurses working longer hours and caring for sicker patients. This situation compromises care and contributes to the nursing shortage by creating an environment that drives nurses from the bedside.

This resolution supports legislation to hold hospitals accountable for the development and implementation of valid, reliable, staffing levels.

There will be no staff time associated with implementation of this resolution. Therefore, there is no Fiscal Impact report.

SANTA FE COUNTY
RESOLUTION NO. 2014-____

A RESOLUTION FROM SANTA FE COUNTY
TO SUPPORT SAFE NURSE STAFFING LEVELS IN THE HEALTH CARE SYSTEM
AT THE FEDERAL, STATE, LOCAL GOVERNMENT, AND PRIVATE LEVELS

WHEREAS, there is a strong relationship between adequate nurse-to-patient ratios and positive patient outcomes within hospitals;

WHEREAS, rising patient acuity and shortened hospital stays have contributed to diminished quality of health care;

WHEREAS, finding an optimal nurse-to-patient ratio within hospitals has been a national and state challenge;

WHEREAS, according to the American Nurses Association, ensuring adequate registered nurse staffing levels within each unit of a hospital has been shown to:

- Reduce medical and medication errors;
- Decrease the frequency and severity of patient complications;
- Decrease mortality;
- Improve patient satisfaction;
- Reduce nurse fatigue;
- Decrease nurse burnout;
- Improve nurse retention and job satisfaction;

WHEREAS, health care leaders have an opportunity to create innovative strategies to improve patient outcomes through development of optimal staffing patterns for hospitals, thereby creating a safer environment for patients and nurses;

WHEREAS, staffing solutions require leadership, support, and recognition to assure an appropriate number and skill mix of staff, including registered nurses, who are able to deliver safe quality patient care;

WHEREAS, optimal staffing within a hospital is essential in order to provide optimal patient care;

WHEREAS, innovative and collaborative strategies that focus on developing long-term solutions will improve the quality of patient care outcomes;

WHEREAS, in 2012 the New Mexico Legislature, through House Memorial 51, charged named stakeholder groups to recommend staffing standards to the legislature and tasked the Department of Health to collect information about the hospitals that adopt standards and to report the cost of implementing an oversight program;

WHEREAS, at a minimum Connecticut, Illinois, Nevada, Ohio, Oregon, Texas and Washington require hospitals to have staffing committees responsible for plans and staffing policy;; and

WHEREAS, at least thirteen states currently address nurse staffing levels in hospitals through state law and/or regulation, including California, Connecticut, Illinois, Minnesota, Nevada, New Jersey, New York, Ohio, Oregon, Rhode Island, Texas, Vermont and Washington.

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

1, Supports bipartisan efforts in Congress and specifically by our Congressional members, to pass H.R.1821, the Registered Nurse Safe Staffing Act of 2013;

2. Encourages our New Mexico State Legislature to develop a state standard for quality of care through prescribed minimum nurse staffing levels, and in particular through minimum registered nurse staffing levels;

3. Recognizes that health care leaders have an opportunity to collaborate to create innovative strategies to develop solutions to quality of care issues resulting from current staffing patterns, in order to ensure a safer environment for patients and nurses.

4. Requests that hospitals in the area consider implementing a hospital wide staffing plan developed by a nurse staffing committee (that includes nurses, nurse managers, and other managers) to address the unique characteristics of the patients and hospital units that result in the delivery of safe, quality patient care; and

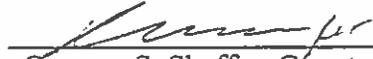
PASSED, APPROVED, AND ADOPTED ON THIS 29th DAY OF JULY, 2014

Daniel W. Mayfield,

Chair, District 1

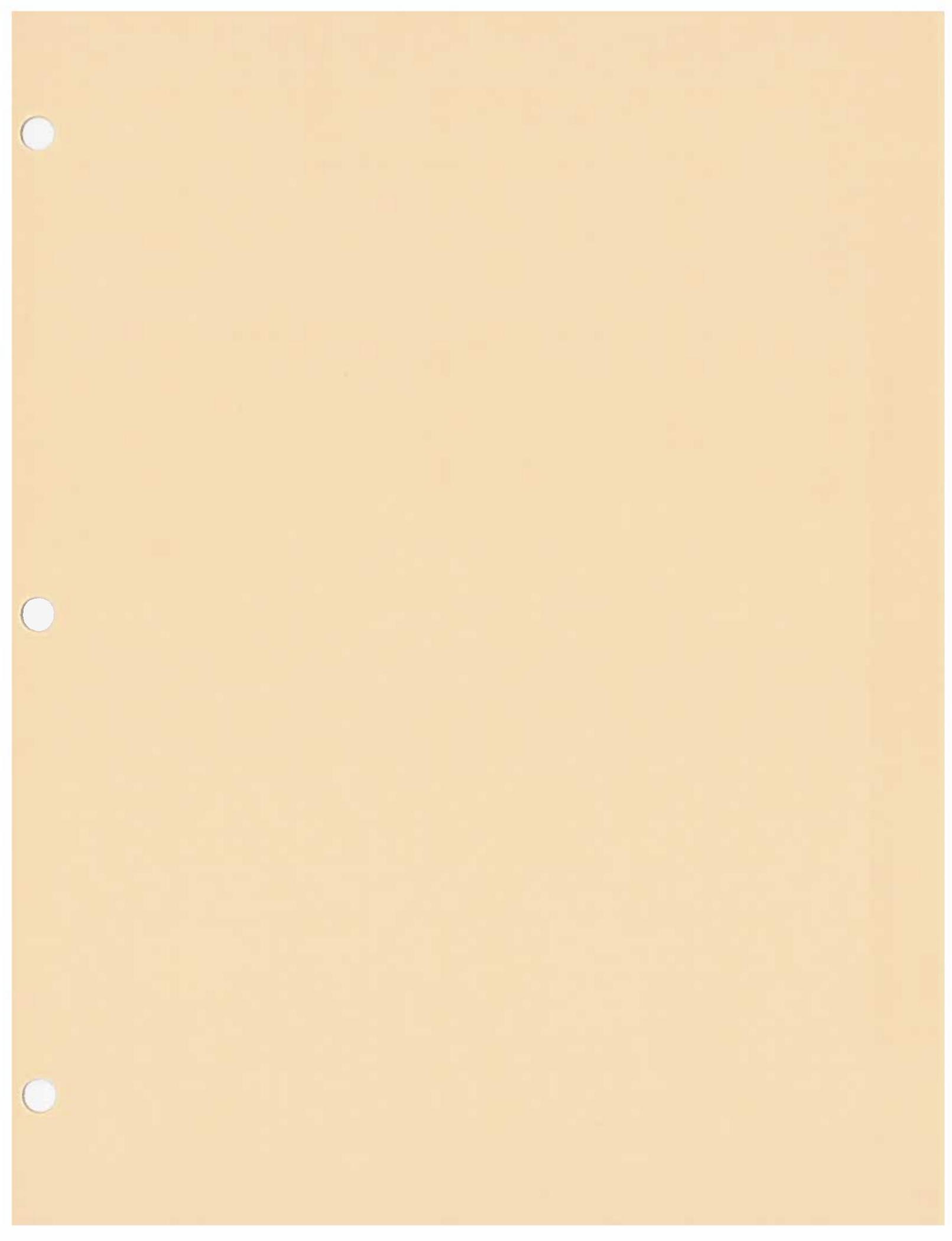
APPROVED AS TO FORM:

ATTEST:



Gregory S. Shaffer, County Attorney

Geraldine Salazar, County Clerk



IV. Matters of Public Concern



V. Discussion/Information Items/Presentations

A. Discussion Items

- 1. Report on Legislative Finance Committee Meetings**

B. Presentations

- 1. Update And Information On The Upcoming 2014 County Fair August 6-9, 2014**

C. Matters From The Commission

- 1. Commissioner Issues and Comments**

D. Matters From The County Manager

- 1. Miscellaneous Updates**
 - a. Fitness Challenge Update**
 - b. Public Safety Day August 2, 2014 10AM At Sam's Club**



VI. Matters From County Attorney

A. Executive Session



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Katherine Miller
County Manager

Date: July 16, 2014
To: Board of County Commissioners
From: Penny Ellis-Green, Growth Management Director 
Via: Katherine Miller, County Manager
Re: Growth Management Monthly Report –June 2014

This report is a summary of projects for Growth Management with statistics from June 2014. Growth Management consists of 3 divisions; Planning, GIS and Building and Development Services.

Planning Division

Affordable Housing

Home Sales

Affordable Housing staff is working with the Housing Authority to prepare a resale unit in Valle Vista for sale. The home will be marketed with the obligation to provide SFCHA-funded new cabinets, fixtures, flooring, painting, stucco. The home will be offered to households earning under 80% AMI with available down payment assistance and low cost financing from USDA Rural Development Service.

Affordable Home Closings

The sale of 2 affordable homes were closed in June. One resale was sold to a buyer who was able to purchase a \$175,000 home in Turquoise Trail with \$15,000 in down payment assistance and \$67,400 in an assumed affordability mortgage from the previous owner. Another new home in Turquoise Trail was sold at an effective price of \$91,930 after a \$67,670 subsidy was provided by the developer under its affordable housing agreement. The note and mortgage for this subsidy is held in favor of the County.

Down Payment Assistance

One new down payment assistance subsidy was reviewed and approved for an amount of \$15,000. Another two applications were received and are in the review process.

Cimarron Village Affordable Housing Plan

After several months of meetings, staff completed preparation of a draft affordable housing plan for Cimarron Village development.

Community Planning

Chimayó Community Plan:

Community planning staff has met individually with key stakeholders and community members to address public comments and seek further input on the Community Review Draft and to discuss next steps. Staff is working with UNM's Center for a youth vision workshop planned for this fall in Chimayó.

Tesuque Community & Code Enforcement

Community planners facilitated the first semiannual meeting between the county code enforcement team and representatives from Tesuque to review possible code violations and strategies for continued collaboration between the community and the County.

Economic Development

Santa Fe County Economic Development staff in collaboration with City of Santa Economic Development staff organized and hosted a site tour for the NM Partnership Board of Directors. The tour was designed to highlight the business development opportunities in the Santa Fe area, and showcase the features attractive to business recruiters.

Santa Fe County Economic Development staff closed out the NM Economic Development Department's Certified Communities Initiative grant, which was used to assist the communities of Madrid and Cerrillos in their marketing efforts. Radio spots were created, and a new tourist map was designed and distributed to outlets in the region.

Advertisements were placed in local and regional news media for candidates for the Arts, Culture, Cultural Tourism committee, and 14 applications were received.

Open Space and Trails

Staff worked with the Federal Highway Administration and consultant HDR Engineering to conduct a project scoping study as the final step in the application review process for a Federal Lands Access Program grant for El Camino Real Buckman Road Retracement Trail. Inter-agency partners including the National Park Service, US Forest Service, BLM, MPO, and the City of Santa Fe participated in the scoping effort, and these partnerships will be key in ensuring the success of this exciting and internationally significant National Historic Trail project. The final project scoping report will include detailed construction estimates and schedule and will be used by the FLAP Program Decision Committee to make final award decisions in August.

Entered into a contract with Earth Analytic, Inc. for the Resources Inventory and Assessment in support of the development of the Santa Fe County Open Space, Trails and Parks Strategic Plan. The study will compile existing data on the County's natural, cultural, visual and stewardship resources, assess strategic areas for open space acquisition, and provide a baseline of information for the development of countywide goals and management strategies.

Initiated a new cooperative management agreement with the Santa Fe Botanical Gardens for the operations and maintenance of the Ortiz Mountains Educational Preserve. The contract is projected to be finalized in July.

Worked with COLTPAC to review and update the Open Space and Trails Program vision and mission statements to be included in the Santa Fe County Open Space, Trails and Parks Plan. COLTPAC plans to present the resulting vision and mission statements at a BCC meeting later this summer.

Coordinated COLTPAC review and comments on the public review draft of the Cerrillos Hills State Park Management Plan. COLTPAC will provide a recommendation on the plan to the BCC in July.

Worked with Volunteer Coordinator Carol Branch and the City of Santa Fe to assess mapping and signage needs at Talaya Hill Open Space. The City is revising and reprinting the "Foothills Trails" map, which includes the Talaya Hill Open Space as part of the Dale Ball Trails.

North Central Regional Transit District (NCRTD)

The BCC approved the Santa Fe County service plan for FY15 for submittal to the NCRTD at the July 8th BCC meeting. The NCRTD did not meet in July; the June agenda is attached for reference.

North Central NM Economic Development District (NCNMEDD)

The last NCNMEDD board meeting was held on June 20 at the SF Business Incubator (agenda attached). The primary discussion was around the statewide Jobs Council, which is being coordinated by Mark Lautman. There will be a series of meetings this summer and fall to strategize around how to create 160,000 economic base jobs in next 10 years, and what specific pieces of legislation will be needed in the next Legislative session. Mr. Lautman will be working with the Counties on creating a "dashboard" for jobs creation.

At the March board meeting, the Board discussed the NM Higher Education Dept's proposal to do a pilot project in northern NM linking education with workforce development and training. A task force is being established for this initiative. Also discussed was the NCNMEDD Revolving Loan Fund, and a recent investment of \$100k in a film entitled "Drunk Town's Finest" as part loan, part equity. The production created 40 temporary jobs during filming, and Robert Redford was the Executive Producer. The next NCNMEDD Board meeting will be September 19th at the SF Business Incubator.

Zoning Map and SLDC changes

Staff continued to assist in the Zoning Map Adoption Draft effort by researching the planning and legal framework for community overlay districts, managing the public comment data base, securing venues and advertisement for upcoming public meetings and providing assistance to members of the public who have questions related to the zoning map, process and/or zoning district assignments.

The Second BCC public meeting on the zoning map was held on June 25th. The BCC has requested 3 area meetings which will be held on:

- Wednesday August 27th at 6.30PM at the Edgewood, 1 Municipal Way, Edgewood (Tentative)
- Tuesday September 16, 2014 6:00 p.m. at the Pojoaque multi-purpose building, 1797 State Highway S02, Pojoaque
- Tuesday September 23, 2014 6:00 p.m. at Santa Fe County Fairgrounds, 3229 Rodeo Rd, Santa Fe

Flyers will be posted in all satellite offices, community centers, senior centers and on the Web and notices on the LED signs owned by the County at the Fairgrounds and the Edgewood fire station.

Building and Development Services Division

Permits and Development Review

The following statistics are provided for permits and approvals issued in June 2014:

	June 2014
New Residential Permits - Stick Built Homes	9
New Residential Permits - Mobile Homes	2
Commercial Building Permits	0
Number of Lots Created – Subdivision Exemptions	7 lots
Summary Review Subdivisions	2 lots
Subdivisions	0 lots
Commercial Business Licenses	1
Home Occupations Business licenses	2
Film Permits	5

Code Enforcement

The following statistics are provided for code enforcement actions in June 2014:

	June 2014
Number of Initial Notices of Violation Issued	12
Number of Final Notices of Violation Issued	2
Number of Notices of Violation resolved without court action	8

Attached is a report that covers 2013 and 2014 of projects that were given a timeframe for complying with a condition or approval.

GIS Division

E-911 Field staff assisted Open Space / Trails to GPS some trail junctions on the Dale Ball Trails. They also assisted Utilities in GPS-ing some water measuring stations downstream from Santa Fe on the Santa Fe River. They also assisted the Fire Department to GPS and test new fire hydrants in the Edgewood area.

GIS Coordinator and Database Administrator assisted the Assessor's Office in upgrading their mapping software and database server to the latest versions.

In May the E911 Addressing staff replaced 141 addresses.



**NORTH CENTRAL REGIONAL TRANSIT DISTRICT
BOARD MEETING AGENDA**

June 6, 2014
9:00 AM - 1:00 PM
Jim West Regional Transit Center
Board Room

CALL TO ORDER:

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. ROLL CALL
4. INTRODUCTIONS
5. APPROVAL OF AGENDA
6. APPROVAL OF MINUTES – May 2, 2014
7. PUBLIC COMMENTS

PRESENTATION ITEMS:

- A. **Presentation of Above and Beyond and Safe Driver Awards**
Sponsor: Dan Barrone, Chairman and Anthony J. Mortillaro, Executive Director

ACTION ITEMS FOR APPROVAL/ DISCUSSION:

- B. **Discussion and Consideration of Resolution 2014-09 Adopting Fiscal Year 2015 Final Budget**
Sponsor: Anthony J. Mortillaro, Executive Director and Glenda Aragon, Finance Director. Attachment
- C. **Discussion and Consideration of Resolution 2014-10 Authorizing the submittal of applications for Federal funding for \$5304, \$5309, \$5310 and \$5311 in Federal fiscal year 2016**
Sponsor: Anthony J. Mortillaro, Executive Director and Stacey McGuire, Project and Grants Specialist. Attachment
- D. **Discussion and Consideration of Resolution No. 2014-11 Providing for the Adoption of the 2015 Compensation Plan and the Employee Performance Increase Schedule and Authorizing the Distribution of Salary Increases for Fiscal Year 2015 for Non-Collective Bargaining Positions**
Sponsor: Anthony J. Mortillaro, Executive Director. Attachment
- E. **Discussion and Consideration of Sustainability Committee Appointments**
Sponsor: Anthony J. Mortillaro, Executive Director and Michael J. Kelly, Transit and Facilities Operations Director. Attachment

- F. **Discussion and Consideration of Resolution 2014-12 Adopting an Infrastructure Capital Improvement Plan (ICIP)**
Sponsor: Anthony J. Mortillaro, Executive Director and Stacey McGuire, Project and Grants Specialist. Attachment

DISCUSSION ITEMS:

- G. **Financial Report for May 2014:**
Sponsor: Anthony J. Mortillaro, Executive Director and Glenda Aragon, Finance Director. Attachment
- H. **Finance Subcommittee Report:**
Sponsor: Chair Tim Vigil and Anthony J. Mortillaro, Executive Director. Minutes from January 24, 2014 and April 25, 2014.
- I. **Tribal Subcommittee Report:**
Sponsor: Chair Mary Lou Valerio and Anthony J. Mortillaro, Executive Director. No Report.
- J. **Executive Report for May 2014 and Comments from the Executive Director:**
- 1) Executive Report
 - 2) Performance Measures for April 2014
 - 3) Ridership Report for April 2014

CLOSED SESSION

Closed session of the meeting pursuant to NMSA 1978, Section 10-15-1 (H) (5) regarding "collective bargaining" for the discussion of bargaining strategy preliminary to collective bargaining negotiations.

Closed session of the meeting pursuant to NMSA 1978, Section 10-151 (H) (2) limited personnel exception for the purposes of the performance evaluation of the Executive Director.

- K. **Reconvene in Open Session:** Possible action item(s) from closed session.
- L. **Review and Acceptance of Goals and Objectives for Executive Director for the period of June 2014 to June 2015**
Sponsor: Daniel Barrone, Chairman. Attachment

MATTERS FROM THE BOARD

MISCELLANEOUS

ADJOURN

NEXT BOARD MEETING: July 11, 2014 at 9:00 a.m.

If you are an individual with a disability who is in need of a reader, amplifier, qualified Sign Language interpreter or any other form of auxiliary aid or service to attend or participate in the hearing of the meeting, please contact the NCRTD Executive Assistant at 505-629-4702 at least one week prior to the meeting, or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats.



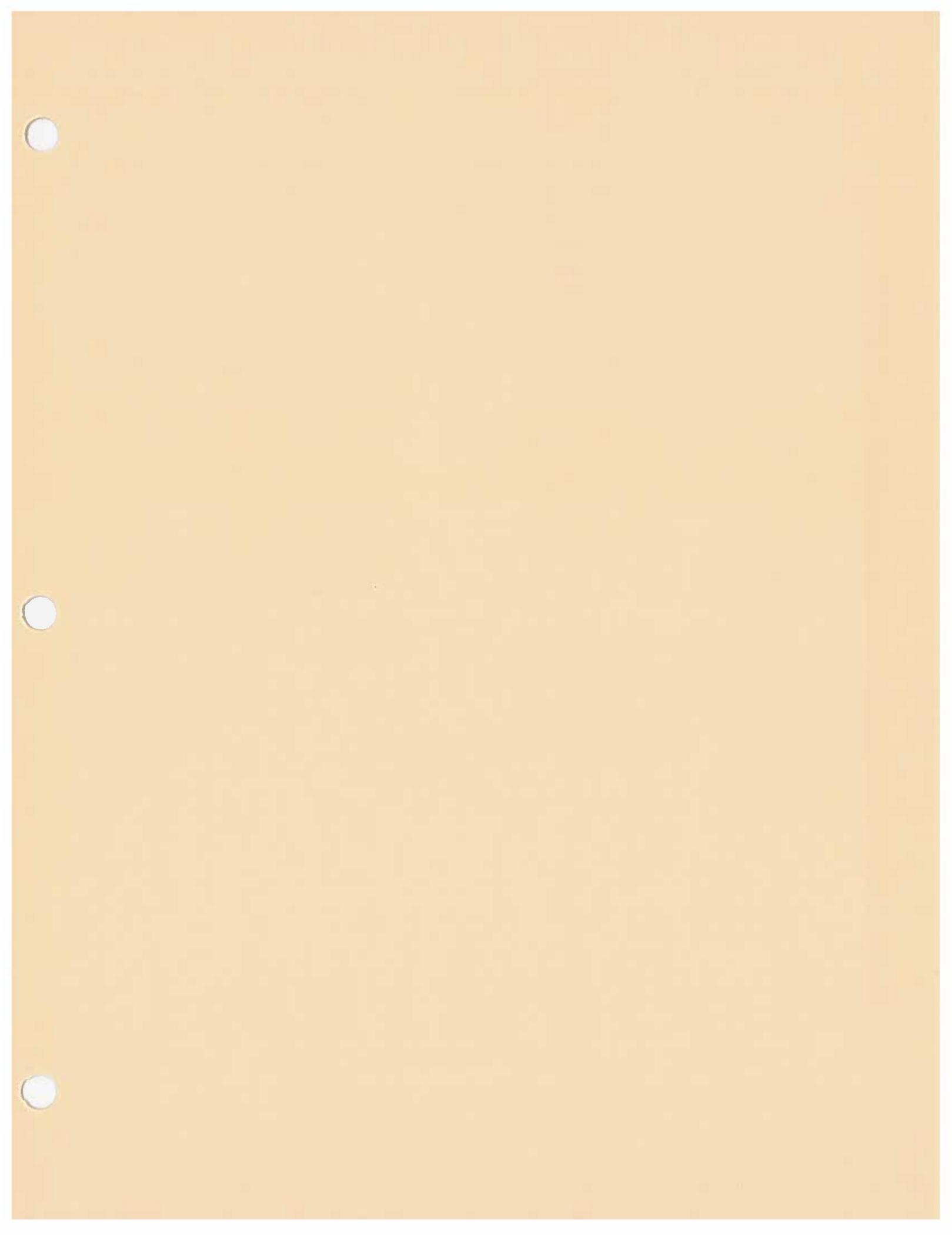
NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT

Board of Directors Meeting Agenda

Friday, June 20, 2014, 1:30 p.m.

**NCNMEDD Offices at the Santa Fe Business Incubator, Conference Room B
3900 Paseo del Sol, Santa Fe, New Mexico, 87507**

- 1. Call to Order and Introductions**
- 2. Approval of Agenda**
- 3. Approval of Minutes of March 20, 2014**
- 4. President's Report**
- 5. Executive Director's Report**
- 6. New Business**
 - A. Presentation of Economic Development Activities in the State and the Region**
 - B. Discussion and Action Regarding the FY 2014-2015 Budget**
- 7. Old Business**
 - A. Discussion and Action of Draft NCNMEDD Policies and Procedures**
 - B. Discussion of Regional Issues**
- 8. Next Board Meeting**
- 9. Adjourn**



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County Manager

Pablo Sedillo, III
Public Safety Director

To: Santa Fe County Board of County Commissioners
From: Pablo Sedillo, III
Public Safety Department Director
Via: Katherine Miller
County Manager
Date: 7/9/14
Re: SFC Public Safety Department Monthly Report for June 2014

The purpose of this memo is to provide you information relative to the SFC Public Safety Department for the month of June 2014.

CORRECTIONS DEPARTMENT

Adult Detention Facility (ADF)

- Capital projects continue at the Adult Facility to include: The Shower Project and the Exterior and Interior Lighting Project.
- Dr. Ayad, Facility Psychologist, attended training on dealing with mentally ill population and the federal guidelines of inmates who are at the competency status that has been assigned by the judicial system.
- Behavioral Health Therapist, Lawrence Herdade began working with the Corrections Department, and is located at the Youth Facility.
- The Front Entrance Gate project has been completed and functioning at 100%. Individuals entering and exiting the Facility will be let in and out by master control.
- The Warden met with the Public Defender, Ben Bauer and private attorneys to discuss visitation hours and space to ensure that the jail is not denying attorney access and that the jail is providing adequate space for attorneys to meet with inmates.
- Warden Gallegos conducted training with department heads to address Kronos, leave requests and HR issues that have impacted the Facility.

Electronic Monitoring Program

- Providing services to 264 clients.
- Clients Financial Obligation – Paying - 34%, Waived - 0%, Unemployed- 62%, Out of County- 4%.
- There were 20 successful releases for June.
- Revenue increased by \$1,714.25 (from \$13,178.00 to \$14,892.25).
- Cost of equipment decreased by \$3,370.97.
- No absconders for June.
- Arrests have decreased for June (decreased by 3).

- Other Client Data – Arrests – 20, Absconded – 0, Intakes – 39, Releases – 20, Drug Tested – 331, Surety Bonds – 119, Cash Bonds – 51, Municipal Bonds – 36 and Municipal Fees - \$360.00

Youth Development Program (YDP)

- Treatment Team meeting- discusses resident's special needs.
- Therapeutic programing
- Promotion Detention Officer Jose Jacquez to Senior Shift Supervisor.
- Promotion LSWI John Ortega to LSWII
- Attended conference for NM Association of Counties conference in Deming, NM
- FY15 Corrections Budget review with Steve Shepherd and Elvia Martinez-Sanchez.
- Closing out FY14 funds and Purchase Orders.
- SFC-YDP and The Freedom in Music Project collaborate in programming to assist at risk youths. A concert was performed on June 10, 2014 on site for all residents.
- FY13 & 14 close out with finance department for the end of fiscal year
- Review and update policies with Anthony Martinez, Auditing Compliance Manager, Lt. Wade Ellis, and Senior Shift Supervisor.
- Preparation for upcoming NCCHC accreditation
- NM Public Education Department (PED) Coordinated School Health Wellness Bureau approved SF-YDP in compliance with federal and Stated regulations
- Continuous training for all staff.
- Conducted Narcan training program for all staff
- New handbook was completed and all residents will be orientated upon intake when being referred to YDP.
- The US Marshals Detention Monitoring Team headed by US Marshal, Joe Barrajas completed an unannounced audit of the entire facility consisting of policy and procedures and operations with our Compliance Coordinator, Anthony Martinez. The final results were that the YDP Facility scored a 100% with no deficiencies noted.

FIRE DEPARTMENT

Total Emergency Responses – 476

Fire – 36

EMS – 440

Operations and Administration

- 3 career paramedic students graduated June 19th from the AFD/UNM Paramedic Training Program. Graduation service held at the Kimo Theatre in Albuquerque
- 7 career and volunteer students graduated from the EMT-Intermediate class at the SFCC and are in various stages of testing for national certification
- 6 career Cadets graduated on June 6th with their IFSAC Firefighter 2 certification. Placed into the field on all three shifts
- 14 Volunteer Fire Academy students graduated on June 27th with IFSAC FF 1 certification. Next VFA scheduled for September
- Participated in the EMS Region 1 Conference held at the Santa Fe Convention Center June 23-28. A number of members participated from multiple Districts
- Delivery of Brush Engine for Chimayo District and three replacement staff vehicles

- Hired Administrative Assistant and Senior Secretary
- Closed out of fiscal year finances
- Working with Moss Adams on audit of fixed assets including volunteer districts
- Design work continues on Hondo Station 1 apparatus bay addition and roof
- La Cienega Fire Station Library construction underway. Completion scheduled for September
- Pojoaque station remodel project design underway
- Glorieta La Joya Station design underway
- Completed paving at two Edgewood substations
- Proceeding on our Fire Year Planning process with volunteer district meetings. Three remaining Districts will meet in July
- 42 fleet repair orders processed and completed along with 22 requisitions
- 3 annual pump tests and 1 major pump overhaul

Fire Prevention and Wildland

- Business registrations – 5
- Development Reviews – 29
- Lot line Adjustments/Land Division/Family Transfers – 5
- Burn Permits – 0 (Burn Restrictions Ordinance 2014-3); special permits 2
- Hydrants tested - 42
- Movie permits processed – 4
- Work Place (County) fire prevention trainings conducted - 2
- Inspections - 13
- Wildland community outreach meetings - 4
- Wildland property assessments – 18
- 14 fire training sessions completed (98 personnel)
- 23 acres fuel mitigation work completed in San Pedro with an additional 20 acres underway
- Little Tesuque project started with monitoring plots established
- YCC crew deployed to Diego fire

Volunteer Recruitment and Retention

- New member applications received and approved – 12 (YTD 46)
- Attended National Volunteer Fire Council Training Summit
- East Mountain Interagency Fire Protection Association President work on-going
- Assisting Assistant County Manager Flores conduct the 5 Year Strategic Planning sessions for Fire Districts

Emergency Management

- Participated in NM Preventative Radiological/Nuclear Detection (PRND) Steering Committee
- Chaired PRND Public Affairs Workgroup meeting, and attended Equipment Workgroup, Training Exercise, and Legal workgroups
- Attended State Radioactive/Hazardous Materials Committee Hearing at NM Legislature
- Technical Team Swift Water training with 16 career and volunteer students attending
- Attended 2014 Initial organizational meeting for the Albuquerque Balloon Fiesta

- Coordinated 2013 storm reimbursement from FEMA (\$324,708)
- Work to maintain Emergency Management organizational readiness

RECC

Operations

- Total Calls Handled
 - June -- 49,476
- 911 calls
 - June -- 6,878
- County calls for service
 - June -- 7,733
- City calls for service
 - June -- 11,976
- Town of Edgewood calls for service
 - June -- 491

Staffing

- Current Vacancies
 - 2 Call Taker positions
 - 4 Trainee positions

If you have any questions, I can be contacted at 992-3092. Thank you.



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Katherine Miller
County Manager

MEMORANDUM

DATE: *July 14, 2014*

TO: *Board of County Commissioners*

VIA: *Katherine Miller, County Manager*

FROM: *Adam Leigland, Public Works Director*

ITEM AND ISSUE: *BCC Meeting July 29, 2014*

PUBLIC WORKS MONTHLY REPORT FOR JULY 2014

DISCUSSION

Capital Project Delivery

We are currently managing 67 procurements. Details on 38 of them follow below.

0. **Camino Torcido Loop:** Drainage report and plan set with three alternatives for roads sections and preliminary costs submitted on July 11, 2014; currently under review.
1. **CR67F, La Barbaria Drainage and Road Improvement Project:** Cost estimates scheduled for delivery on July 17, 2014. Once the cost estimates are submitted and reviewed, determination will be made whether to proceed with design services.
2. **NE/SE Connector Alignments:** Meeting completed with NE/SE Connector evaluation committee on July 7, 2014, to discuss agenda for the July 30, 2014, public meeting that will be held at the Santa Fe Community College beginning at 6:30 pm. A position letter from the Community College on the alignment is expected but has not yet been received.
3. **Herrada Road Drainage and Road Improvements:** Construction Bids were received on June 11, 2014. Santa Fe Engineering has reviewed the bid tabulations and has provided a recommendation. BCC approval of construction contract is scheduled for August 26, 2014.
4. **CR55A General Goodwin Drainage and Road Improvements:** Sent a project design update on July 9, 2014, to the residents along CR55A. Purchasing and Legal working on Amendment

No. 3 to Miller Engineering's contract for surveying and design services along NM14 to address drainage off NM14 and divert these flows further west.

5. **CR54 Los Pinos All-Weather Water Crossing:** Received 100% drawings and specifications.
6. **Old Santa Fe Tail Multi-Modal Road Improvements/TL2N Water Line:** Working on appraisal of the Ortiz property. Meeting was held July 9, 2014, with the City of Santa Fe and Moltzen-Corbin to finalize the requirements for the master meter.
7. **Vista Redonda Drainage and Road Improvements:** Design drawings completed. Meeting on July 14, 2014, with consultant to complete the final review, identify which roads in this subdivision can be completed with the allotted funding, and prepare the bid package to submit bid documents to Purchasing to begin procurement of construction services and schedule pre-bid meeting.
8. **CR84D Drainage Improvements and Paving Design:** Requested authorization from San Ildefonso governor for surveyors to set survey panels on pueblo land on July 3, 2014.
9. **CR89D Construct Road Shoulders:** A site visit was conducted on June 10th to develop a detail for the road shoulder construction and material quantities. Week of July 27th, will develop PPR and submit to Purchasing to contact prospective contractors. Once the contractor list is developed, will set a Pre-Bid meeting at the job site location.
10. **CR105 Drainage Improvements and Paving Design:** Meeting set for July 15, 2014, with Townsend Archaeological Consultants to review cultural survey report.
11. **CR109 Drainage Improvements and Paving Design:** No Cultural study required in this project area. Will submit a PPR to Purchasing on the week of July 21, 2014.
12. **Caja del Oro Waterline Extension:** Pressure test and disinfection of line completed July 14, 2014. Tie-in to building to be done on Saturday, July 19, 2014, to not disrupt users in the building.
13. **Quill Plant Staff Modular Office:** Building has been set on foundation. Electric tied in on July 10, 2014.
14. **County Road 89 and 89C Drainage and Road Improvements:** Pueblo in process of reviewing plans and determining whether to grant additional road easement to SFC. Expect a public meeting to take place middle of August. Cultural Resource Study & Report finalized and sent to SHPO for review; no response yet.
15. **TL6S Waterline Design:** Right-of-Entry for appraiser to enter Ellis property for tank easement work prepared and has been signed by owner. Appraiser is in place and will complete appraisal upon signing of Right-of-Entry by parties. Geotechnical testing on Rancho Viejo property completed.

16. **Nambe Park:** Landscape contract work underway, irrigation system currently being installed. Contract completion July 31, 2014.
17. **El Rancho Play Equipment:** Installation of play equipment is complete. Fencing is complete. The retaining wall to address drainage sediments on the basketball court is underway.
18. **Madrid Oscar Huber Phase 2:** Construction is on schedule and is currently at 80% complete. Contractor will finish top boards for seating by end of the week. The ADA parking and tying in the electrical is next on the schedule. Contract completion is expected by August 7, 2014.
19. **La Bajada Ranch Foreman's House:** Schematic design to be completed by July 18, 2014.
20. **Romero Park:** The landscape architect will submit 95% construction documents for review by July 30, 2014. Plan to submit Development Plan on 8/8/14 for CDRC approval on October 16, 2014 and BCC approval on October 28, 2014.
21. **Santa Fe River Greenway Wayside Exhibits:** The consultant will prepare and submit 50% designs for each of the wayside exhibit panels the week of July 7, 2014.
22. **Arroyo Hondo Trail:** Pending negotiations with Warren Thompson regarding the proposed trail alignment.
23. **Mt. Chal:** Plan on submitting the offer packages to BCC for approval on August 26, 2014. Anticipate closing by December 2014.
24. **Pojoaque Sports Fields:** Gave the landscape architect approval to move forward with the 60% Design for the Phase I improvements. Plan to award the construction contract after fall season play has concluded.
25. **Thornton Ranch Open Space:** The schedule for completion of Phase I of the cultural resource investigations is as follows: July 15 - delivery of Class I report, July – September - survey and documentation, October 15 – delivery of the preliminary archaeological survey report and preliminary historic built environment and ethnographic documents, November 1 – delivery of the draft Thornton Ranch resource management plan. The master plan site analysis and program phase will be completed in the same time frame as the Phase I cultural resource investigations. Anticipate submittal of the Program Report Document in mid-October.
26. **Agua Fria Monument Sign:** This project is part of the El Camino Real de Tierra Adentro National Historic Trail. Working to modify architect to modify the construction documents in order for construction contractor Cornerstones to construct the monument as a traditional adobe and mud plaster structure with community volunteers.
27. **Santa Fe Rail Trail:** The County received a protest from one of the bidders regarding NMDOT's determination that they did not show a good faith effort in meeting the DBE requirements. NMDOT is reviewing. Plan on awarding the contract for construction of

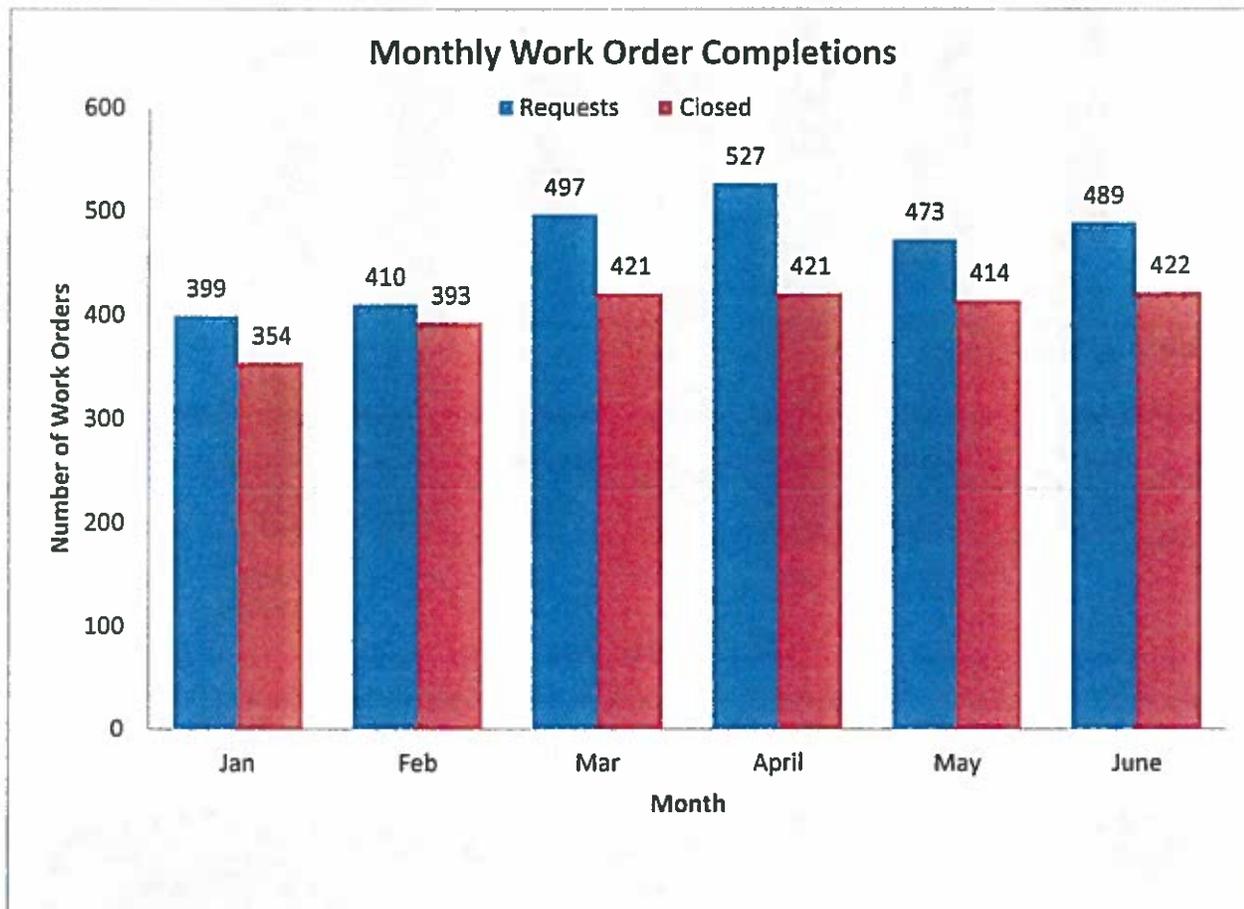
segments 2 and 3 on hold pending the outcome of the protest. Received the final certification on July 9, 2014. Anticipate obtaining project authorization from NMDOT for segment 4 in July 2014.

28. **Santa Fe River – Frenchy’s Field to Siler Road Permitting:** The Cultural Resource Survey has been received and submitted to the Army Corp of Engineers and SHPO for review. Weston Solutions has completed their response to FEMA regarding the CLOMR application.
29. **Santa Fe River – El Camino Real Design:** Staff walked the stretch with the engineers on Monday to discuss the design and address issues. Plans are 60% complete.
30. **Admin Building IT Upgrades:** The installation of the new unit is completed and start-up of the new system is planned for July 14, 2014.
31. **Quill Upgrades:** Staff is working with procurement to finalize a contract for the electrical at the plant and it is anticipated that the work will be completed in August.
32. **Las Lagunitas Sewer/Preliminary design for CID project:** First draft of cost-benefit analysis due July 18, 2014.
33. **Glorieta Waterline Project / CDBG:** The project is progressing with no major issues. The waterline is complete and has been activated for community use.
34. **ADF Shower Resurfacing Project:** Walk-through for final punch list was held on July 2, 2014. Contractor will begin addressing items on punch list on July 14 and should be completed by July 15, 2014.
35. **ADF Lighting Upgrade Project:** Change Order No. 1 for additional work requested by Corrections was approved and work began on July 7, 2014. Completed installation of fixtures in Booking and Medical. Contractor has also roughed-in for the wall packs and expects delivery of wall pack fixtures by July 23, 2014. Contractor started work at YDP on the wall packs on July 16, 2014.
36. **Sally port Gate at YDP:** American Fence began installation of gate and completed on June 26, 2014. Received invoice from American Fencing on July 16, 2014, and currently processing.
37. **Preliminary Programming Study for Animal Control Facility:** Consultant presented a programming draft to County staff at meeting held on June 26, 2014. Follow-up meeting will be scheduled following a meeting after internal discussion in the Sheriff’s Office regarding the site and possible locations of the facility.

Information on all active projects can be found in the attached Table 1: Capital Project Status Update.

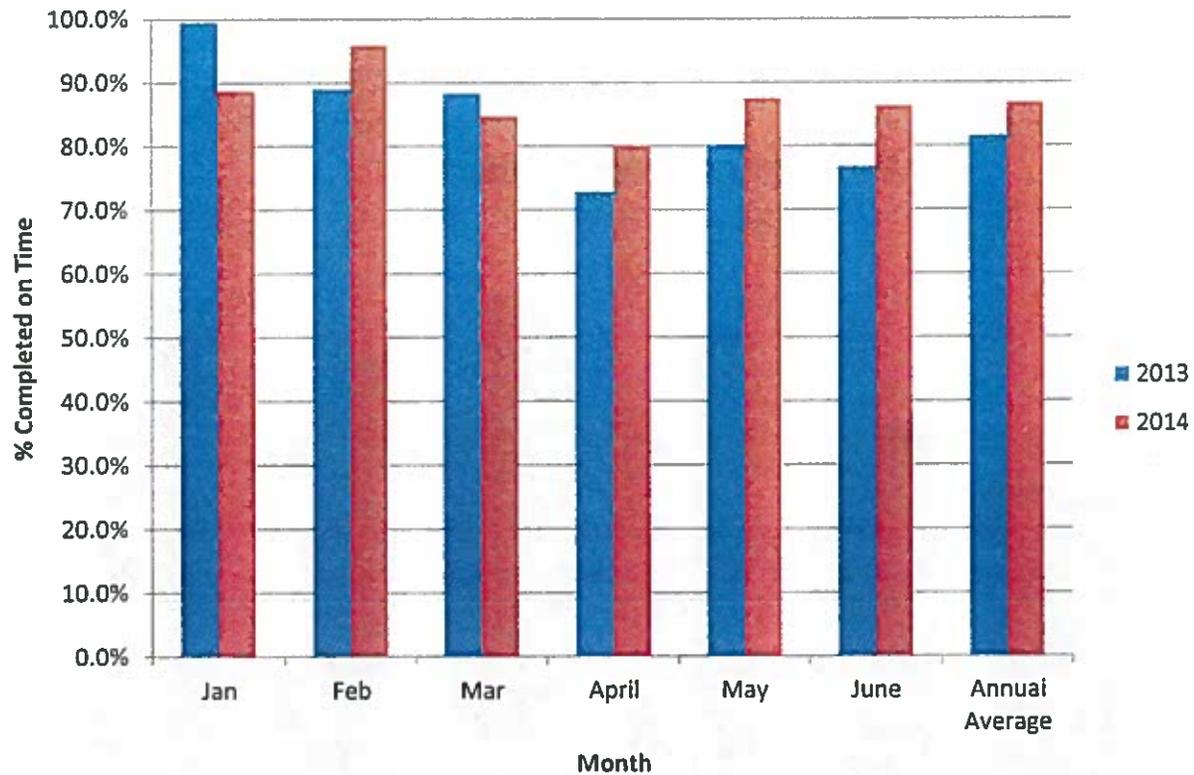
Operations and Maintenance

Work order completion rates by work area for the month of June are shown at Table 2 (attached). The June overall on-time completion rate was 86%. Month-to-month and year-to-year work order completion comparisons are shown in the two charts below. The year-to-date average completion rate remains 87%, compared to 81% this time last year. Our goal is 75%.

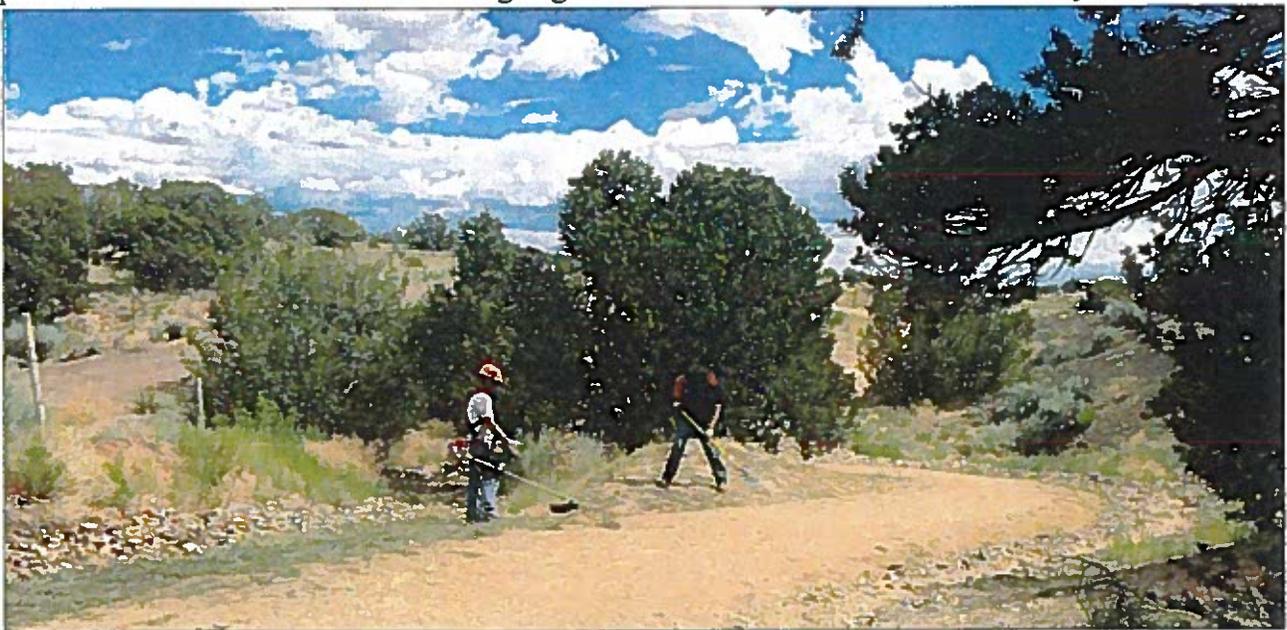


The on-time work order close-out rate for customer-generated requests in Roads was 41%, well below the standard. This can be attributed to two things. First was an unusually high volume of culvert requests in Eldorado that generated a backlog. Second, because of the expiration of our grader lease at the end of the fiscal year, the County had to return graders to the lessor over the course of the month. This resulted in a two-week period of a shortage of graders, which led to a backlog in road grading requests.

Year-to-year On-time Completion Rates



Open space maintenance in particular had a good month, with a 98% on-time completion rate. The photo below shows the crew controlling vegetation on the Rail Trail the week of July 7, 2014.



Fleet Maintenance Statistics:

Category	Work Orders Opened	Work Orders Closed	Out-Sourced
Vehicles	80	70	6
Heavy Equipment	46	30	6

Solid Waste:

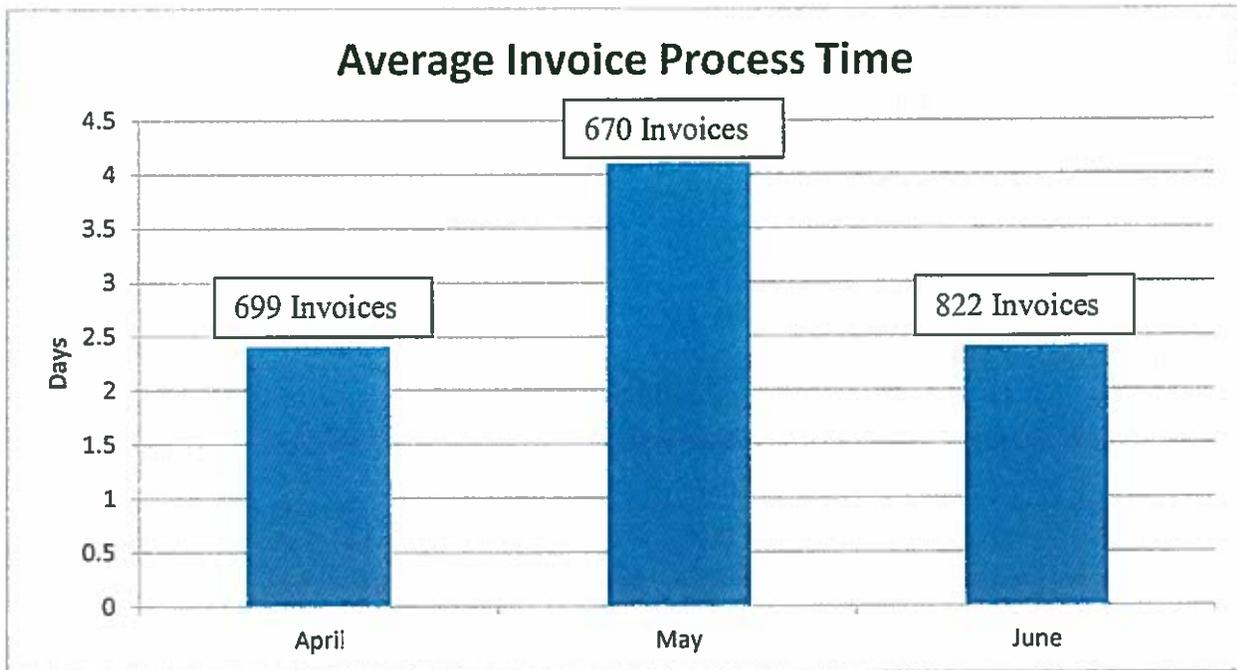
June 2014 Collection Statistics

	Tons	Pulls
Solid Waste	890	129
Recycling	120	62
Diversion Rate	12%	

Solid waste permits sales lag last year's numbers, as seen in the chart below. This is due in large part to the FY14 permits not expiring, obviating the need for users to purchase new FY15 permits.

Permit Type	Number Sold in Time Period			
	FY14 Total	FY15 YTD	June FY14	June FY15
24-trip	3718	373	615	373
Senior	1539	119	253	119
Low Income	90	7	20	7
Bag tags	842	35	265	35
1-trip	987	48	68	48
Commercial	10	2	0	2

Administration Turn-around Time: The Public Works Administrative team processed 822 invoices in June, a large increase from the previous two months. The average turn-around time was 2.4 days. The internal goal is 5 days. See chart below.



Utilities

Aamodt. By April 7, 2014, non-Pueblo residents of the Aamodt settlement area had to file with the Federal District Court any objections they had with the Aamodt Settlement Agreement. In the end, over 700 objections were filed. The primary objections were that the residents didn't have enough information about the regional water system, and in particular, that various subsidiary implementing agreements needed to be complete before the residents could make reasoned decisions. Also, certain residents also claimed that the Settlement Agreement could erroneously deprive them of water rights. These residents asked for a stay on the settlement/order to show cause proceedings until these issues could be resolved. On July 7, 2014, the Court denied the motion to stay the settlement/order to show cause proceedings, saying that the residents' claims were unpersuasive. The judge's ruling is attached.

Further, Judge Vasquez has recused herself from the case. Her husband is Joseph Maestas, recently elected to the City Council of Santa Fe, and this constituted a conflict of interest for the judge. The order of recusal is attached.

Meanwhile, at their request, a meeting has been scheduled for July 22, 2014, with USBR technical staff to discuss the alignment of pipelines in the El Rancho area and the upcoming design criteria workshop and to review drawings with updated pipeline alignments for private in-holdings in Pueblo de San Ildefonso, Nambe Pueblo, Tesuque Pueblo and the Jacona land grant.

Committee Meetings

BDD Board. The Board agreed with staff's plan to interview the one qualified applicant for the position and to replace the position description if the applicant was not hired. Robert George will serve on the interview team. **BDD Board** also has auditor under contract. The auditor, Accounting and Consulting Group, will begin work soon on auditing the BDD FY12, FY13, and FY14 financials.

ACTION REQUESTED:

None; for information only.

Capital Project Status Update as of 7/14/2014 1:17:01 PM

PW ProjectNbr	Project Name	Nature of Procurement	% Comp	District	Project Budget	Estimated Start Date	Estimated Completion Date	Project Manager
1	Repair and replace recreation doors and cement on yard floors	Design	15	1 2 3 4 5	\$60,000.00	6/30/2014		Joseph Martinez
2	Replace Salyport Gate at YDP	Construction	100	1 2 3 4 5	\$40,000.00	6/25/2014	6/27/2014	Joseph Martinez
3	Upgrade interior light fixtures, exterior wall packs, light pole and LED fixture head	Construction	95	3	\$360,435.00	4/7/2014	6/30/2014	Joseph Martinez
4	Replace and Repair Brick Retaining Wall at ADF	Design	0	1 2 3 4 5	\$30,000.00	5/7/2014	12/31/2014	Joseph Martinez
5	Repair hot and cold plumbing at YDF	Design	0	1 2 3 4 5	\$50,000.00	5/7/2014		Joseph Martinez
6	Upgrade Eldorado Transfer Station Up Grades	Construction	100	5	\$90,000.00			Joseph Martinez
7	Construct Playground at Cundiyo	Construction	100	1	\$25,000.00	3/3/2014	4/15/2014	David Padilla
8	Perform design an all weather crossing for Pinon Hills Subdivision in SFC	Design	0	2	\$50,000.00	7/7/2014	1/30/2015	Chuck Virgil
9	Preliminary Programming Study -- Animal Control Facility	Plan	75	1,2,3,4,5	\$10,000.00	4/23/2014	5/26/2014	Joseph Martinez
10	Public Safety Complex Upgrade Design	Design	100	1 2 3 4 5	\$200,000.00	1/30/2014	7/31/2014	Paul Olafson
11	Romero Park	Design	60	2	\$175,000.00	5/17/2013	5/31/2015	Colleen Baker
12	Pojoaque Sports Fields	Design	15	1	\$1,785,000.00	1/28/2014	5/31/2015	Colleen Baker
13	Vista Grande Library Addition / Construction	Construction	99	5	\$1,050,000.00	9/20/2013	6/30/2014	Ron Sandoval
14	Oscar Huber Grandstand Phase II	Construction	80	3	\$332,000.00	2/5/2014	8/7/2014	David Padilla
15	Construct Addition to Ken & Patty Adam Senior Center	Construction	5	5	\$1,275,531.00	8/4/2014	5/8/2015	Ron Sandoval
16	Cundiyo Parking Lot	Design	95	1	\$8,557.63	2/18/2013	12/26/2014	Chuck Virgil
17	Design Old Santa Fe Trail Multimodal	Design	98	4	\$264,692.00	3/5/2013	8/29/2014	Chuck Virgil
18	Design Hondo Fire Station #1 Addition	Design	95	4	\$325,348.00	2/10/2014	6/30/2014	Ron Sandoval
19	TL6S Water Transmission Line	Design	60	4 5	\$333,080.30	2/17/2012	12/5/2014	Scott W. Rivers
20	Design La Cienega Water Line Improvements	Design	29	3	\$300,000.00	1/8/2014	9/17/2014	Paul Olafson
21	Construct Glorietta MDWCA Water System Improvements	Construction	27	4	\$424,759.00	2/28/2014	7/7/2014	Paul Olafson
22	Rio Quemado Watershed Restoration	Construction	57	1	\$306,000.00	5/8/2013	11/30/2014	Colleen Baker
23	Purchase and Install Quill Plant Utilities Office	Other	65	1 2 3 4 5	\$75,000.00	3/31/2014	6/30/2014	Scott W. Rivers
24	Quill Water Reclamation Plant - Treatment Improvements	Construction	10	5	\$500,000.00	1/1/2014	10/31/2014	Paul Olafson

Capital Project Status Update (As of 7/14/2014 1:17:01 PM)

25	1474	Old Santa Fe Trail Water Line	Design	92	4	\$190,000.00	2/15/2013	10/24/2014	Chuck Vigil
26	1474	Design Lamy Junction Water Transmission Line	Design	60	4 5	\$411,368.96	5/4/2012	12/5/2014	Scott W. Rivers
27	1478	Construct CR62/Caja del Oro Waterline Extension	Construction	20	2	\$212,636.00	6/23/2014	9/30/2014	Scott W. Rivers
28	1486	Design & Construction of Las Laquintas Waste Water System	Other	25	3	\$150,000.00	2/19/2014	7/31/2014	Paul Olafson
29	1760	Renovate shower resurfacing at Adult Detention Facility	Construction	95	1, 2, 3, 4, 5	\$307,160.00	2/10/2014	6/27/2014	Joseph Martinez
30	1860	Upgrade server rooms at Adult Detention Facility and Youth Development Program	Design	30	1,2,3,4,5	\$363,000.00	3/5/2014	11/30/2014	Joseph Martinez
31	1860	Upgrade Perimeter & Interior Lighting at Adult Detention Facility, Upgrade Perimeter Lighting at Youth Development Program	Construction	95	1 2 3 4 5	\$387,305.86	1/20/2014	6/26/2014	Joseph Martinez
32	1870	Youth Development Center Perimeter Lighting	Construction	99	1 2 3 4 5	\$200,000.00	8/5/2013	6/16/2014	Joseph Martinez
33	1870	Upgrade Security Cameras At Adult Detention Facility, Upgrade Control Panel At Youth Development Program, Renovate Old Judicial Courthouse	Construction	15	1 2 3 4 5	\$310,000.00		6/30/2015	Joseph Martinez
34	2219	CR 54 Los Pinos Road All Weather Structure Design	Design	0	1 2 3 4 5	\$475,000.00	6/2/2014	2/27/2015	Paul Olafson
35	6167	NE-SE Connectors Location Study	Design	99	3	\$95,000.00	8/12/2013	12/26/2014	Chuck Vigil
36	6181	CR 55A General Goowin Rd Design Upgrade	Plan	60	5	\$500,000.00	2/4/2013	3/13/2015	Chuck Vigil
37	6182	Torcido Loop - Design/Archaeological Survey	Design	50	3	\$100,000.00	9/23/2013	9/26/2014	Chuck Vigil
38	6183	Herrada Road Paving and Drainage Construction	Design	20	3	\$48,683.69	7/18/2013	9/26/2014	Chuck Vigil
39	6184	Upgrade County Road 26 - Simmons Road	Construction	100	5	\$874,000.00	7/14/2014	10/30/2014	Chuck Vigil
40	6196	Visia Rendonda Drainage and Road Paving Design	Construction	0	3	\$460,000.00	8/30/2013	9/16/2013	David Padilla
41	6197	Programming for Drainage and Roadway Improvements on County Road 89.	Design	60	1	\$120,000.00	12/16/2013	6/27/2014	Chuck Vigil
42	6198	Programming for Drainage and Roadway Improvements on County Road 89 C	Design	75	1	\$55,000.00	2/12/2014	7/30/2014	Scott W. Rivers
43	6199	Design drainage and roadway improvements on County Road 84 D	Design	75	1	\$35,000.00	3/28/2014	7/30/2014	Scott W. Rivers
44	6202	Design and construct drainage and pavement improvements for County Road 105	Design	20	1	\$80,000.00	5/21/2014	12/25/2014	Chuck Vigil
45	6203		Design	5	1	\$400,000.00	2/26/2014	9/30/2014	Chuck Vigil

Capital Project Status Updates of 7/14/2014 1:17:01 PM)

46	6204	Design and construct drainage and pavement improvements for County Road 109 S	Design	5	1	\$260,000.00	2/26/2014	9/30/2014	Chuck Vigil
47	6205	Construct Pavement improvements for bike lanes on County Road 89 D	Construction	10	1	\$170,000.00	4/16/2014	8/1/2014	Chuck Vigil
48	6208	Public Works Programming & Master Plan	Plan	100	1 2 3 4 5	\$25,000.00	2/28/2014	6/30/2014	Paul Olafson
49	7006	La Bajada Ranch Planning, Programming, & Design	Plan	10	3	\$120,000.00	9/28/2012	3/29/2015	Mark Hogan
50	7120	Santa Fe River Greenway: Wayside Exhibit Planning, Design, Fabrication	Other	80	2	\$84,841.50	7/1/2012	9/30/2015	Colleen Baker
51	7121	Design and Construct Stanley Community Wellness Center Phase 2	Design	10	3	\$50,000.00	9/2/2013	12/30/2014	David Padilla
52	7122	Highway 14 Senior/Community Center	Acquisition	10	3	\$350,000.00	11/5/2012	5/1/2014	Agnes Leyba-Cruz
53	7124	Admin Building Computer & Communications Room	Construction	0	1 2 3 4 5	\$275,000.00	3/31/2014	7/31/2014	Paul Olafson
54	7701	Arroyo Hondo Trail	Design	22	5	\$470,572.00	12/13/2012	12/31/2014	Colleen Baker
55	7706	Mt. Chalchihuitl	Acquisition	40	3	\$988,499.00	8/1/2012	12/31/2014	Colleen Baker
56	7707	Santa Fe Rail Trail	Construction	9	4, 5	\$1,578,212.00	7/1/2014	1/31/2015	Colleen Baker, Scott W. Rivers
57	7708	Santa Fe River Greenway Engineering Design Services	Design	88	2	\$412,725.85	10/3/2012	12/31/2014	Scott Kaseman
58	7708	Santa Fe River Greenway Acquisition	Acquisition	20	2	\$1,814,850.60	10/9/2012	11/1/2014	Scott Kaseman
59	7708	Santa Fe River Greenway: Frenchy's Field to Siler Rd.	Archaeology	100	2	\$59,406.47	3/1/2009	12/31/2013	Scott Kaseman
60	7711	Thornton Ranch Open Space	Plan	11	3	\$200,000.00	3/3/2014	7/30/2015	Colleen Baker
61	7723	Nambe Community Center, Park and Head Start Site Improvements	Construction	99	1	\$354,065.00	2/27/2014	7/7/2014	Scott Rivers
62	7725	El Rancho Retaining wall	Construction	0	1	\$45,000.00	4/24/2014	7/28/2014	David Padilla
63	7732	Agua Fria Monument Signs	Construction	11	2	\$83,846.00	4/21/2014	9/30/2014	Colleen Baker
64	8008	La Cienega Fire Station No. 2 Apparatus bay expansion and Library remodel.	Construction	35	3	\$494,091.00	3/24/2014	9/30/2014	Ron Sandoval
65	8009	Glorieta Fire Station #2 - New Construction	Design	30	4	\$50,000.00	5/16/2014	9/30/2014	Ron Sandoval
66	8010	Pojoaque Fire Station - Interior Remodel Volunteer Side	Design	50	1	\$181,470.00	3/24/2014	7/31/2014	Ron Sandoval
67	9692	CR67F La Barbara Drainage and Road Paving Design	Design	35	4	\$100,000.00	12/16/2013	6/27/2014	Chuck Vigil

Table 2: On-time Order Completion
June 2014

Property Control

COMM. DIST.	REQUESTS	ISSUED	CLOSED	ON TIME
1	4	4	4	4
2	5	5	4	4
3	2	2	2	2
4	6	6	3	3
5	25	24	17	17
All	70	65	46	46
TOTAL	112	106	76	76
		95%	68%	68%

Roads

COMM. DIST.	Overall WO's from public & staff	Overall WO Issued from public & staff	Overall WO Closed from public & staff	Request from public only	On-time request from public only
1	5	5	0	5	0
2	2	2	1	1	0
3	28	28	24	3	1
4	64	64	64	2	2
5	29	29	22	17	8
All	7	7	7	1	1
TOTAL	135	135	118	29	12
		100%	87%		41%

Traffic

COMM. DIST.	Overall WO's from public & staff	Overall WO Issued from public & staff	Overall WO Closed from public & staff	Request from public only	On-time request from public only
1	43	43	41	2	1
2	14	14	12	2	1
3	25	25	22	12	12
4	3	3	3	0	0
5	24	24	23	3	3
All	7	7	7	2	2
TOTAL	116	116	108	21	19
		100%	93%		90%

Building Services

COMM. DIST.	REQUESTS	ISSUED	CLOSED	ON TIME
1	2	2	2	2
2	0	0	0	0
3	0	0	0	0
4	0	0	0	0
5	3	2	2	2
All	18	15	15	15
TOTAL	23	19	19	19
		83%	83%	83%

Open Space

COMM. DIST.	REQUESTS	ISSUED	CLOSED	ON TIME
1	37	37	37	37
2	16	16	16	16
3	17	17	17	17
4	11	11	11	11
5	11	11	11	11
All	11	9	9	9
TOTAL	103	101	101	101
		98%	98%	98%

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO *ex rel.*
State Engineer,

Plaintiff,

v.

66cv06639 MV/WPL

R. LEE AAMODT *et al.*,

Defendants,

and

UNITED STATES OF AMERICA,
PUEBLO DE NAMBÉ,
PUEBLO DE POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,

Plaintiffs-in-Intervention.

ORDER

THIS MATTER comes before the Court on the Opposed Motion for Partial Stay of Proceeding *Nunc Pro Tunc* (Doc. 8336, filed March 31, 2014). For the reasons stated below, the Court will **DENY** the motion.

Settlement negotiations regarding the water rights of the Pueblos began in 2000 and resulted with a completed Settlement Agreement in 2006. On December 18, 2007, the Court entered an order establishing the procedure for approval of the Settlement Agreement. (Doc. 6282). That order provided that after notification of federal approval of the Settlement Agreement, or notification of completion of the process to address any required modifications of the Settlement Agreement, the Court would enter an order to show cause why the Court should not approve the Settlement Agreement. Parties objecting to the proposed Settlement Agreement would then have 90 days to file their objections.

On December 8, 2010, the Aamodt Litigation Settlement Act was enacted. Pub. L. No. 111-291 §§ 601 *et seq.*, 124 Stat. 3134. The Settlement Act authorizes the Settlement Agreement on the condition that the Court approves a partial final decree that sets forth the water rights and other rights to water to which the Pueblos are entitled under the Settlement Agreement and a final decree that sets forth the water rights for all parties to this case by September 15, 2017. Settlement Act §§ 621(a) and 623(a)(2)(G) and (H). If the final decrees are not approved by September 15, 2017, the Settlement Agreement will no longer be effective and any unexpended federal funds appropriated to carry out the activities authorized by the Act will be returned to the federal government. Settlement Act §§ 621(b)(1) and (3). The Settlement Act also authorizes the design and construction of a Regional Water System to distribute water to the Pueblos and the Santa Fe County Water Utility. Settlement Act § 611(a).

During 2011 and 2012, the Settlement Parties revised the Settlement Agreement to conform to the provisions in the Settlement Act. In October, 2013, the Settlement Parties notified the Court that conformed Settlement Agreement had been executed by the Settlement Parties. On December 6, 2013, the Court entered an order to show cause why the Court should not approve the Settlement Agreement. (Doc. 8035). Parties objecting to approval of the Settlement Agreement must “demonstrate that adoption and implementation of the Settlement Agreement and entry of the Partial Final Decree and Interim Administrative Order are not fair, adequate, reasonable, are not in the public interest, or are not consistent with applicable law.” (Procedural Order at 5, Doc. 7310, filed February 9, 2011). The deadline for objections was April 7, 2014. Over 700 objections have been filed.

Defendants ask the Court to stay proceedings until the following documents regarding the Settlement Agreement are provided:

(i) The Joint Powers Agreement, including the authority and rules of operation of the County Water Authority;

(ii) The Water Master Rules required by Section 5.3 of the Settlement Agreement;

(iii) The Operating Agreement required by Section 612 Settlement Act;

(iv) The Environmental Impact Statement Published Record of Decision as required by Section 616 of the Settlement Act, including the engineering design of the Regional Water System; and,

(v) The easements required for the Regional Water System.

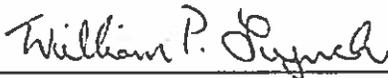
(Motion at 5-6). Defendants argue that without these documents, they are unable to determine the feasibility of the Regional Water System. (Motion at 6). Defendants' argument is not persuasive because the feasibility of the Regional Water System is not one of the criteria relevant to approval of the Settlement Agreement. Furthermore, the Settlement Act provides for the right to void the final decree if the Regional Water System is not substantially complete by June 30, 2024. Settlement Act § 623(e). If the final decree is void because the Regional Water System is not substantially complete by June 30, 2024, the Settlement Agreement will no longer be effective.

Defendants also argue that because the requested documents are not available, there is a "risk of erroneous deprivation of water rights," and make the conclusory allegation that approval of the Settlement Agreement could "potentially result in the loss of water rights and the loss of rights and immunities guaranteed by state law, depending on how the relevant agreements, rules, and reports are drafted and how the system is designed." (Motion at 7, 9). Section 3 of the Settlement Agreement sets forth the non-Pueblo water rights. Defendants do not identify any provisions in the Settlement Agreement or the Settlement Act which would provide for

deprivation of the water rights set forth in the Settlement Agreement based on provisions in the requested documents.

Because Defendants have not shown that the requested documents are relevant to the determination of whether the Settlement Agreement is fair, adequate, reasonable, in the public interest, or consistent with applicable law, the Court will deny the motion for a stay of proceedings.

IT IS SO ORDERED.



WILLIAM P. LYNCH
UNITED STATES MAGISTRATE JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO *ex rel.*
State Engineer,

Plaintiff,

v.

66cv06639 MV/WPL

R. LEE AAMODT *et al.*,

Defendants,

and

UNITED STATES OF AMERICA,
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PUEBLO DE POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,

Plaintiffs-in-Intervention.

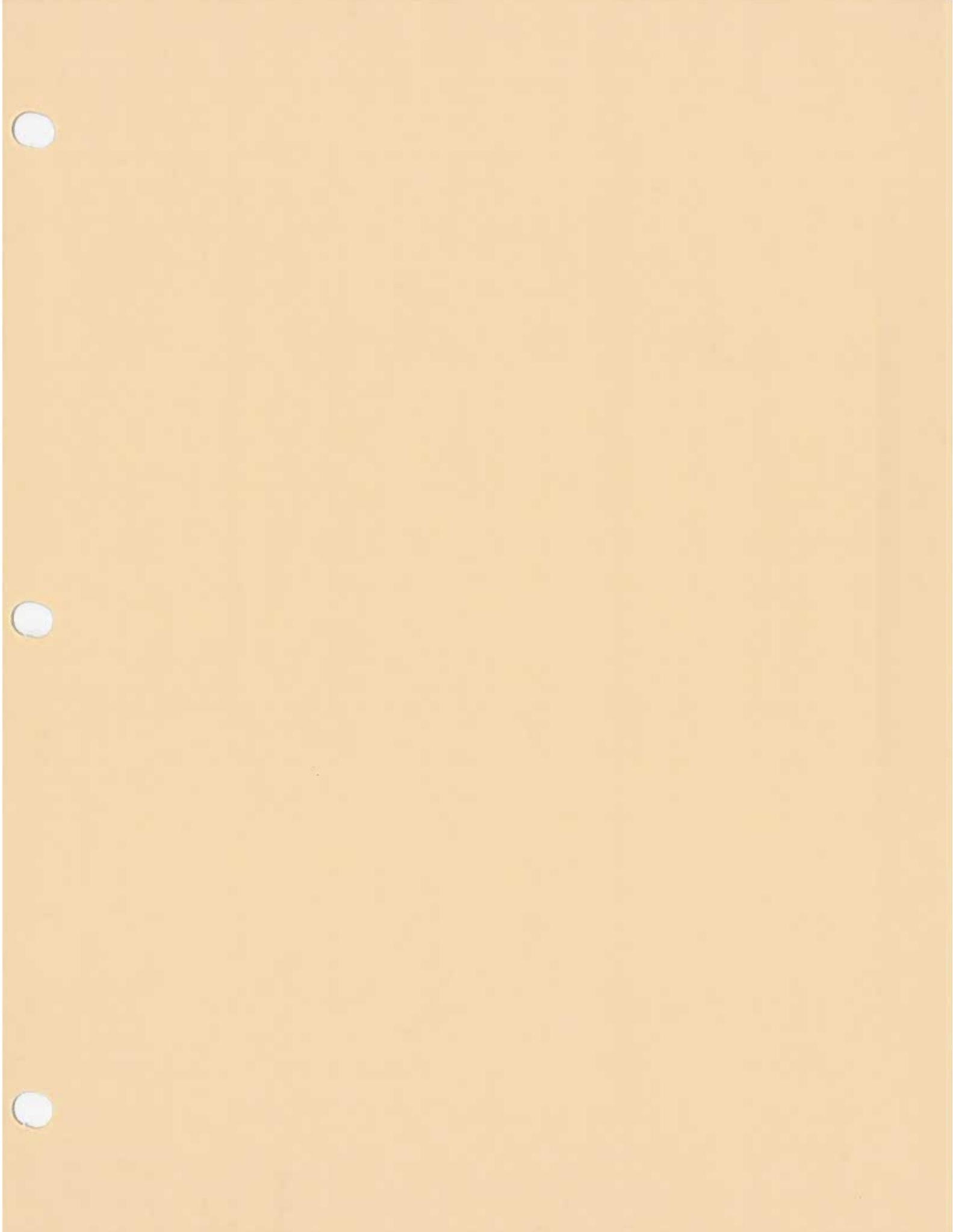
ORDER OF RECUSAL

I have a conflict of interest which requires my recusal in this case. Earlier this year my husband became a member of the City Council for the City of Santa Fe. The City of Santa Fe is a party in this case. The statute governing disqualification of federal judges, 28 U.S.C. § 455(b)(5)(i), requires that a federal judge disqualify herself where her spouse is an officer of a party. None of the approximately 65 orders I have entered in this case since the beginning of 2014 involved the City of Santa Fe.

IT IS THEREFORE ORDERED that United States District Judge Martha Vázquez recuses in this case. The Clerk of the Court shall refer this matter to another district judge.



MARTHA VÁZQUEZ
UNITED STATES DISTRICT JUDGE



Daniel "Danny" Mayfield
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: Board of County Commissioners

Via: Katherine Miller, County Manager
Bernadette Salazar, Human Resources Director

Date: July 11, 2014

Re: HR Monthly Report June 2014

Issue:

The HR Division provides the Santa Fe County Board of County Commission with a monthly report regarding highlighted HR information and events.

Background:

The purpose of this memo is to provide you with information relative to various HR functions and statistics for the month of June 2014. Throughout the month of June, HR coordinated/ conducted thirty-eight training sessions. Two hundred ninety-three employees attended these training sessions. In addition, we had eight of our employees graduate from the New Mexico Edge Program. Carole Jaramillo, Budget Administrator, Adamina Pino, Accounts Payable Supervisor, Theresa Romero, Department Administrator, and Evelyn Valencia, Senior Accountant graduated with their Certified Public Official Certification. Johnny Baca, Traffic Manager, Les Francisco, Solid Waste Superintendent, and Robert Martinez, Solid Waste Division Director graduated with their Certified Public Supervisor Certification, and Patrick Varela graduated with his Certified Treasury Official Certification. We are very pleased with the graduation rate of our employees.

HR is currently planning for our Employee Picnic and Health and Wellness Fair. This is scheduled for July 18, 2014 and is anticipated to be a wonderful event for employees. 20 vendors will be there to assist employees with wellness information to include conducting simple fitness tests and mini boot-camp sessions. They will be providing helpful information on wellness topics like weight loss, tobacco counseling and explaining employee health benefits. Additionally, there will be many fun "mini-fitness challenges" such as a men's and women's pull-up contest, men's and women's push-up contest, individual sit-up challenges and much more.

We are also planning for our third annual Public Safety Day to provide members of the public the opportunity to learn about public safety careers within Santa Fe County and to take practice tests to help them prepare for the actual test. The event will take place on Saturday, August 2, 2014 from 10:00 a.m. to 2:00 p.m. at the Sam's Club parking lot at 4201 Rodeo Road. In addition, our Sheriff Deputies will be present to provide child ID finger printing.

Lastly, our Health and Wellness Fitness Challenge is going great! We have lots of participation from employees and they are really working hard to earn points. This has been a wonderful initiative in raising awareness about health and wellness while creating positive team building among staff. Some groups have also experimented with new healthy recipes for their groups. As the program evolves, HR will keep the Board of County Commissioners apprised. We are very excited about this great initiative!

Attached are the HR Statistics Report, the New Hire Report, and the Labor Statistics Report for June 2014. The year-end statistics will be provided at the next BCC meeting. If you have any questions, I can be contacted at 992-9886. Thank you.

SANTA FE COUNTY HR STATISTICS FOR THE MONTH OF JUNE 2014

Department	Division	Regular Employees	Part Time Employees	Full Time Employees	Elected/Officials	Temporary Employees	Vacancies	Total Positions	New Hires/Re-employments	Resignations	Retirements	End of term/temp status	Terminations	Total separations
MANAGER'S OFFICE	01-COUNTY MANAGER ADMINIS.	8		8				8						
	02-COMMISSION	5		5	5			5						
	15-HUMAN RESOURCES	10		10			1	11						
	21-FINANCE	23		23			1	24						
CMO TOTAL		46		46	5		2	48						
	01-LEGAL ADMINISTRATION	7		7			1	8						
LEGAL TOTAL		7		7			1	8						
ADMINISTRATIVE SERVICES DEPARTMENT	00-ADMINISTRATION	3		3				3						
	02-INFORMATION TECHNOLOGY	13		13			1	14						
	12-PURCHASING	6		6			1	7						
	16-MAIL ROOM	1		1				1						
	17-RISK MANAGEMENT	3		3				3						
ASD TOTAL		26		26			2	28						
COMMUNITY SERVICES DEPARTMENT	01-ADMINISTRATION	3		3				3						
	20-INDIGENT HOSPITAL FUND	3		3				3						
	21-EMS-HEALTH CARE	3		3				3						
	74-MOBILE HEALTH FAIR VAN	3	1	2			2	5		1				1
TOTAL		12	1	11	0	0	2	14	0	1	0	0	0	1
	04-DWI LOCAL	7		7			1	8						

SANTA FE COUNTY HR STATISTICS FOR THE MONTH OF JUNE 2014

Department	Division	Regular Employees	Part Time Employees	Full Time Employees	Elected/Officials	Temporary Employees	Vacancies	Total Positions	New Hires/Re-employments	Resignations	Retirements	End of term/temp status	Terminations	Total separations
TOTAL		7	0	7	0	0	1	8	0	0	0	0	0	0
	09-DWI TEEN COURT	3		3		0		3						
TOTAL		3	0	3	0	0	0	3	0	0	0	0	0	0
	89-SENIOR PROGRAMS - ADMIN.	10		10			2	12						
	90-SR SVCS-CONGREGATE MEALS	9	2	7				9						
	92-SR SVCS - HOME DELIVERED	3	1	2		1		3						
	93-SR SVCS - TRANSPORTATION	4		4		1		4						
TOTAL		26	3	23	0	2	2	28	0	0	0	0	0	0
	01-POJOAQUE SATELLITE OFFICE					1		1						
	02-EDGEWOOD SATELLITE OFFICE					1		1						
TOTAL						2		2						
CSD TOTAL		48	4	44	0	4	5	53	0	1	0	0	0	1
HOUSING														
	30-ADMINISTRATION	11		11			1	12						
	49-HOUSING SECTION 8 VOUCHER	2		2				2						
	82-HOUSING CFP - 2012	1		1				1						
HOUSING TOTAL		14		14			1	15						
GROWTH MANAGEMENT DEPARTMENT														
	01-LAND USE ADMINISTRATION	4		4				4						
	02-PLANNING	6		6			1	7						
	14-GIS	9		9				9						1

SANTA FE COUNTY HR STATISTICS FOR THE MONTH OF JUNE 2014

Department	Division	Regular Employees	Part Time Employees	Full Time Employees	Elected/Officials	Temporary Employees	Vacancies	Total Positions	New Hires/Re-employments	Resignations	Retirements	End of term/temp status	Terminations	Total separations
	15-AFFORDABLE HOUSING-COUNTY	2		2				2						
	16-BUILDING & DEVELOPMENT	14		14			1	15		1				1
GMD TOTAL		35		35			2	37	1	1				1
PUBLIC WORKS DEPARTMENT	00-OFFICE OF THE DIRECTORS	5		5				5						
	01-PUBLIC WORKS ADMIN.	10		10				10						
	02-FLEET SERVICE	7		7		1	2	9						
	03-TRAFFIC ENGINEERING	7		7			1	8						
	05-SOLID WASTE	21	1	20		1		21						
	11-ROAD MAINTENANCE	38		38			1	39	1					
TOTAL		88	1	87		2	4	92	1					
	02-PROPERTY CONTROL	9		9			6	15						
	03-BUILDING SERVICES	16	1	15			2	18	1				1	1
	18-PROJECT DEVELOPMENT DIV	8		8			2	10						
	26-OPEN SPACE	4		4			1	5						
TOTAL		37	1	36			11	48	1				1	1
	08-SANTA FE RIVER GREENWAY	1		1				1						
TOTAL		1	0	1	0	0	0	1	0	0	0	0	0	0
	10-WATER	15		15		1	4	19					1	1
	15-AAMODT						1	1						

SANTA FE COUNTY HR STATISTICS FOR THE MONTH OF JUNE 2014

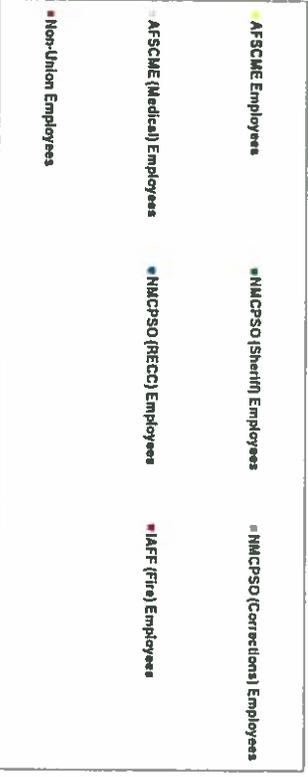
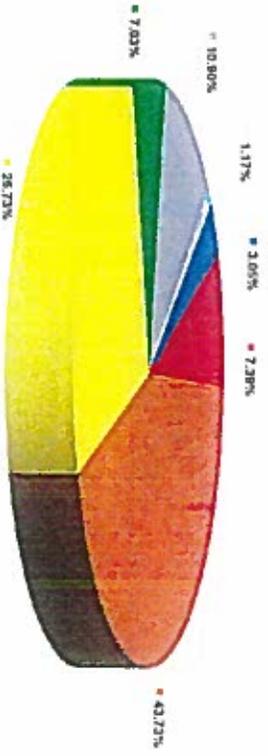
Department	Division	Regular Employees	Part Time Employees	Full Time Employees	Elected/Officials	Temporary Employees	Vacancies	Total Positions	New Hires/Re-employments	Resignations	Retirements	End of term/temp status	Terminations	Total separations
	20-WASTEWATER	1		1				1						
TOTAL		16		16		1	5	21					1	1
TOTAL		142	2	140	0	3	20	162	2	0	0	0	2	2
PUBLIC SAFETY DEPARTMENT	01-FIRE ADMINISTRATION	26		26			3	29						
	09-FOREST RESTORATION	2		2				2						
	11-FIRE REGIONS	70		70			3	73						
	14-FEMA GRANT	1		1				1						
	76-2013 NMAC	1	1					1						
	78-2014 YCC GRANT					10								
TOTAL		100	1	99		10	6	106						
	01-ADMINISTRATION	8	1	7			2	10						
	60-ADULT FACILITY	124		124			31	155		1				1
	62-MAINTENANCE DIVISION	4		4			3	7		1				1
	63-MEDICAL SERVICES	24		24			6	30	1					
	65-ELECTRONIC MONITORING	9		9				9						
	70-YOUTH DEVELOPMENT FAC.	22		22			7	29	2					
TOTAL		191	1	190			49	240	3	2				2
	01-RECC ADMINISTRATION	42		42			6	48						
TOTAL		42	0	42	0	0	6	48	0	0	0	0	0	0

SANTA FE COUNTY HR STATISTICS FOR THE MONTH OF JUNE 2014

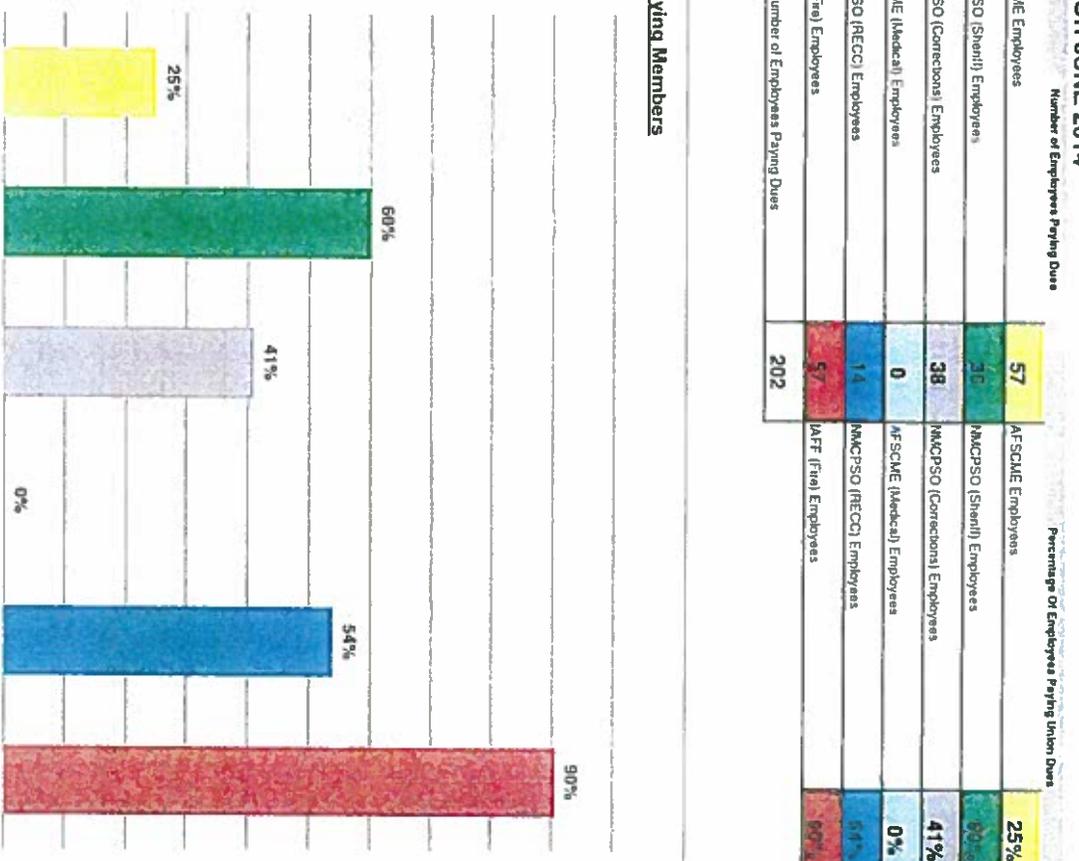
Department	Division	Regular Employees	Part Time Employees	Full Time Employees	Elected/Officials	Temporary Employees	Vacancies	Total Positions	New Hires/Re-employments	Resignations	Retirements	End of term/temp status	Terminations	Total separations
PSD TOTAL		333	2	331	0	10	61	394	3	2	0	0	0	2
COUNTY CLERKS OFFICE	01-REPORTING & RECORDING	19	2	17	1		3	22					2	2
	02-BUREAU OF ELECTIONS	10	2	8		2	2	12						
CLERKS OFFICE		29	4	25	1	2	5	34					2	2
COUNTY TREASURES OFFICE	01-COUNTY TREASURER ADMIN.	12		12	1			12						
COUNTY ASSESSOR'S OFFICE	01-COUNTY ASSESSOR ADMIN.	28		28	1		1	29						
	11-PROPERTY VALUATION	14		14		1		14						
ASSESSOR'S OFFICE		42		42	1	1	1	43						
COUNTY SHERIFFS OFFICE	01-ADMIN/ANIMAL CNTRL/ENFORC	116		116	1		2	118	4	1			1	2
	04-REG.III DRUG ENF GRANT-A	2		2				2						
	06-REG.III-HIDTA GRANT	1		1				1						
	33-DWI SEIZURE GRANT					1								
SHERIFF'S OFFICE		119		119	1	1	2	121	4	1			1	2
COUNTY PROBATES OFFICE	01-COUNTY PROBATE JUDGE				1									
		853	12	841	10	21	102	955	10	5	0	0	5	10

LABOR STATISTICS FOR JUNE 2014

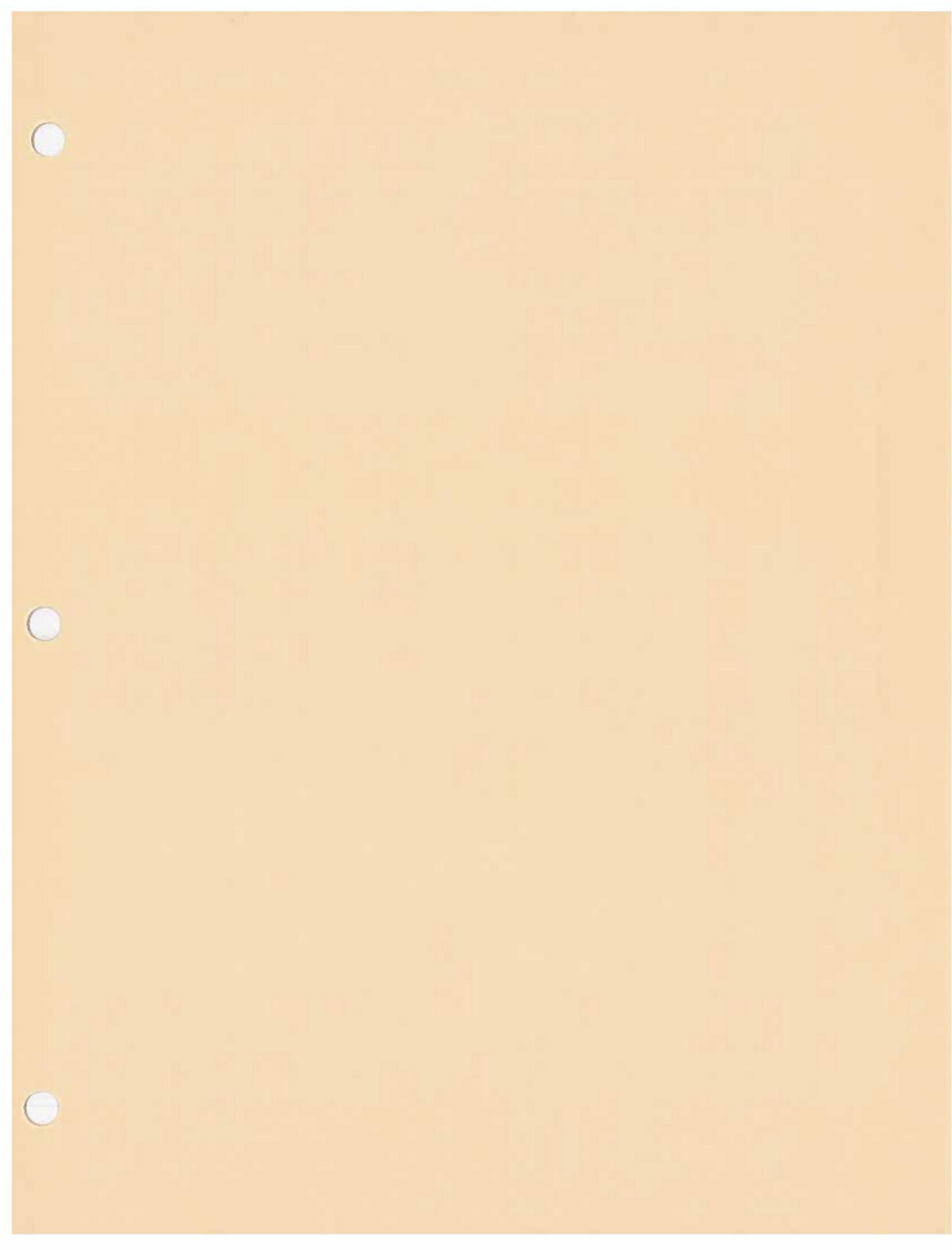
Union Status	Percentage of Union Status	Number of Employees Paying Dues	Percentage of Employees Paying Union Dues
AFSCME Employees	228	AFSCME Employees	57
NMCP SO (Sheriff) Employees	60	NMCP SO (Sheriff) Employees	36
NMCP SO (Corrections) Employees	93	NMCP SO (Corrections) Employees	38
AFSCME (Medical) Employees	10	AFSCME (Medical) Employees	0
NMCP SO (RECC) Employees	26	NMCP SO (RECC) Employees	14
IAFF (Fire) Employees	0	IAFF (Fire) Employees	57
Total Number of Union Employees	480	Total Number of Employees Paying Dues	202
Non-Union Employees	373		
Total Number of Employees	853		



Paying Members







Daniel "Danny" Mayfield
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

Date: July 14, 2014
To: Board of County Commissioners
From: Jeffery Trujillo, ASD Director *JST*
Via: Katherine Miller, County Manager
Subject: Administrative Services Monthly Report -- June 2014

Below is an informational report in regards to the Administrative Services Department for the month of June 2014.

Information Technology

	FY 2014												
Work Orders/Technical Support All IT requests are captured using a work order tracking system located on SharePoint.	242 work orders were completed/resolved in June 2014.												
Systems and Network uptime for June 2014.	Q1 2014 Actual: 99.56% Q2 2014 Actual: 99.86% Q3 2014 Actual: 99.95% Q3 2014 Actual: 99.95% FY 2014 YTD: 99.83%												
<table border="1"><thead><tr><th colspan="3">May Unscheduled Downtime</th></tr><tr><th>Date</th><th>Description</th><th>Hours</th></tr></thead><tbody><tr><td></td><td></td><td>0.0</td></tr><tr><td></td><td>Total</td><td>0.0</td></tr></tbody></table>		May Unscheduled Downtime			Date	Description	Hours			0.0		Total	0.0
May Unscheduled Downtime													
Date	Description	Hours											
		0.0											
	Total	0.0											

Legal

Legal processed 465 contracts and 93 resolutions and reviewed or drafted (or participated in drafting) 12 ordinances during Fiscal Year 2014.

Legal has a number of lawsuits pending, including several administrative appeals.

Mailroom

The Mailroom processed the following in the month of June

Name	Items
Co. Manager (Commissioners)	91
DWI	26
MCH	3
PFMD	24
Clerks	281
Elections	730
Assessors	548
Treasurers	821
Probate Judge	0
Attorney or Legal	26
Sheriff	155
Human Resources	96
Corrections Admin	4
Home for Good Program	0
Purchasing	36
PW-Solid Waste	0
Care Connection	0
HHS Admin	28
Sobering Center	0
Adult Jail	0
Teen Court	87
ASD	0
Fire Department	727
E-911	2
RECC	5
Senior Services	1
YDF	0
Natural Resources	0
Affordable Housing	0
Section 8	76
Finance/Payroll	1093



—



Daniel "Danny" Mayfield

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Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Memorandum

To: Santa Fe County Board of County Commissioners

From: Katherine Miller, County Manager, SFC
Rachel O'Connor, Director, Community Services Department, SFC

Date: July 15, 2014

Subject: Community Services Monthly Report/July

Health Services

CSD is working on the final procedures for the Health Care Assistance Program.

We have held two community meetings on the development of the Mobile Crisis Response Unit and are preparing a Request for Proposals for release.

Year-end numbers for the Mobile Health Van show increases, including in the number of visits to the van and services received. Overall there were 2,468 visits to the van this past fiscal year, up from 1,578.

We are moving forward with the Baby Fund, CHRISTUS, La Familia etc in hiring a contractor for the public awareness/outreach campaign. It will largely be print materials and perhaps some bus wraps.

Community Safety



The DWI program staff this week kicked off the new campaign called "Think Safe". It includes bus wraps, van wraps, T-shirts, coasters, rack cards, napkins and paid media advertisement. This will be followed up by a second campaign called "Two Too Many"; which warns Santa Fe drivers that they can lose their vehicles if they are arrested twice for DWI.

The DWI program is funding special law enforcement operations that focus on the sale of alcohol to minors or intoxicated individuals. The Santa Fe Police Department and SID will be collaborating on these special operations. The funding provided by the DWI program will cover the overtime cost of the officers. The operations will start this weekend and will continue through the remainder of the month.

Youth Education and Recreation Programs, funded by Santa Fe County have begun and Teen Court staff plan to visit each site over the following few months for the purpose of learning and evaluation.

The DWI program has submitted the Community DWI Grant application (CDWI). Funding from the grant will be used to support increased law enforcement operations in Santa Fe County throughout the year. Agencies receiving funding include the Santa Fe Sheriff's department, New Mexico State Police, Santa Fe City Police, Pojoaque Tribal Police and the Department of Public Safety Special Investigation Division. The CDWI grant will be in the amount of \$42,743.00.

The collection of fees for compliance monitoring began as of July 1. We probably will not collect any fees until August. Please note that the revenue will be limited for the first year.

Community Operations

Carol Branch is working with HR to develop a written policy on the use of volunteers in Santa Fe County. The practice now is very confusing and each Division is using different forms to have signed off by volunteers.

In celebration of National Trails Week, Santa Fe County Open Space & Trails teamed up with 10 students and 2 instructors to repair and beautify Arroyo Hondo Trail. We worked for 3 hours, totaling 36 volunteer hours and then went on a hike led by Bill Johnson, a local historian of the Trail. Projects included clearing and leveling ground and installation of a picnic table, clearing dead and down trees and brush and obliterating a non-system trail to keep hikers from getting lost.

Carol submitted a grant with New Mexico Clean and Beautiful and Santa Fe County was awarded \$5,000 for trail signs.

Senior Services

Following a series of interviews with excellent candidates the Human Resources Department has chosen Greg Smith to serve as the Senior Services Administrative Program Manager. We are pleased that he has accepted the position.

AAA conducted their annual audit in June and we are very pleased with the results. In the exit interview the auditors stated that they were impressed particularly with our cooks, our kitchens and the quality of the work. They noted improvements from last year in the areas of training, kitchen services and cleanliness. Suggestions in the areas of policies and procedures will be included in their report, which is due out in the next month.

Senior Services exceeded last year's figures for all services including congregate meals, home delivered meals and transportation. Final numbers will be available next month.

Memorandum

To: Santa Fe Board of County Commissioners

From: Teresa C. Martinez, Finance Director 

Via: Katherine Miller, County Manager

Date: January 11, 2014

Re: *Financial report for the quarter ending 06/30/2014*

ISSUE:

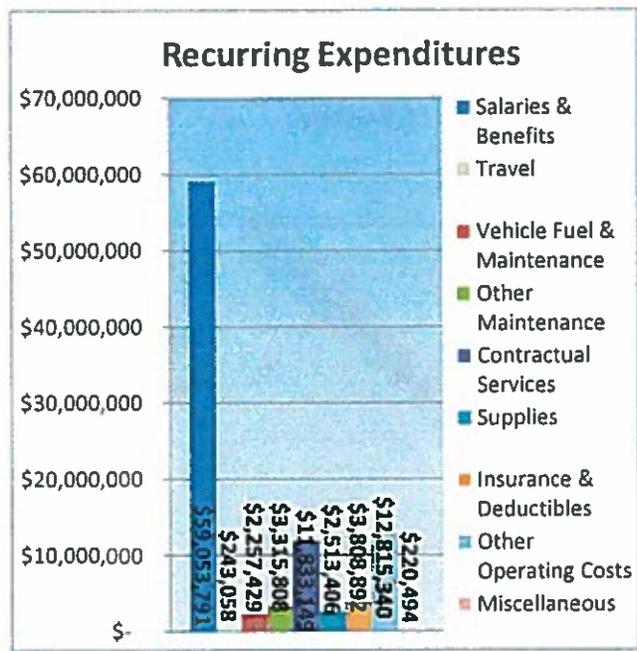
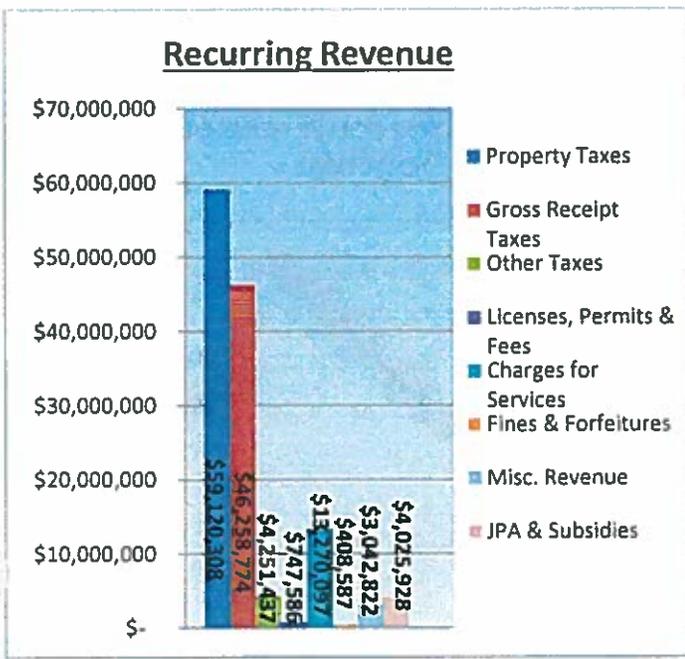
Enclosed is a report summarizing the financial activities of the County through the quarter ending June 30, 2014.

BACKGROUND:

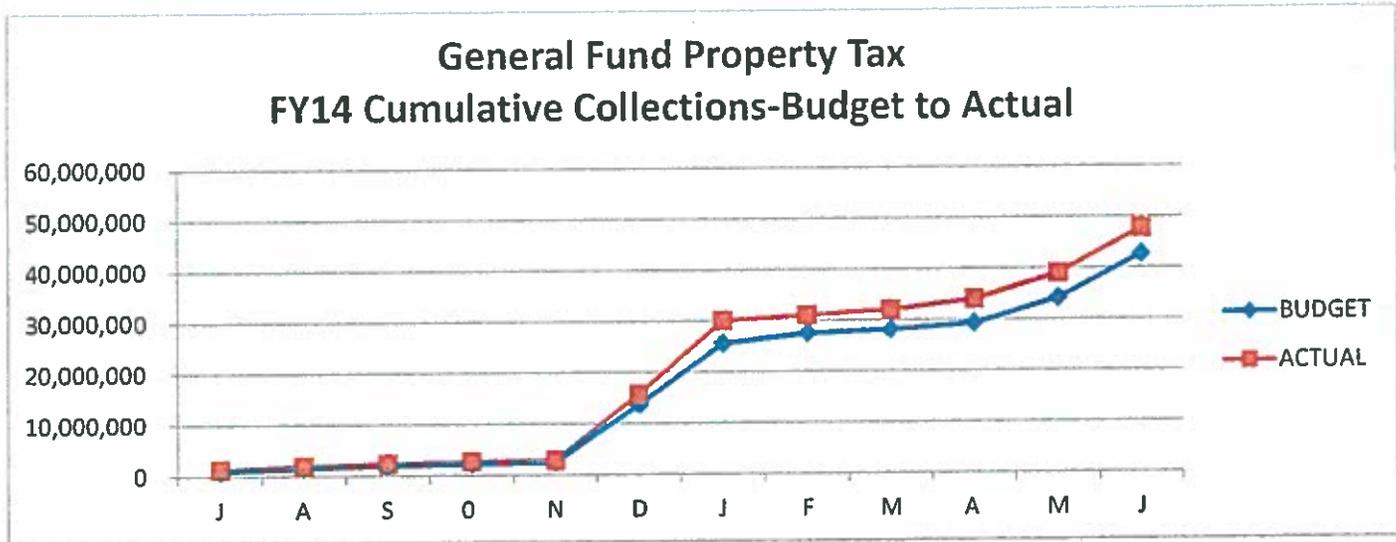
The following report will summarize total revenues and expenditures county-wide and by major fund. The numbers presented within this report are as of June 30, 2014.

ALL FUNDS:

For the final quarter ending June 30, 2014, the county collected a total of \$142.4 million from all revenue sources. The largest share of revenue sources were generated by taxes; property taxes of \$59.1 million and GRT's of \$46.3 million excluding \$4.2 million which is a pass-through to the regional transit district. On June 30th, expenditures across all funds totaled \$136.8 million. Capital expenditures totaled \$23.7 million, debt service payments totaled \$17 million and operational expenditures totaled \$96.1 million. The capital expenditures were mainly for the Judicial Complex \$1.1 million, Santa Fe County Town of Edgewood fire station \$919K, vehicles/heavy equipment for Open Space, Fire, Land Use, Public Works, Senior Services and Road Maintenance of \$4.4 million and other projects funded by the capital outlay GRT \$9.3 million (includes expended and outstanding encumbrance amounts).

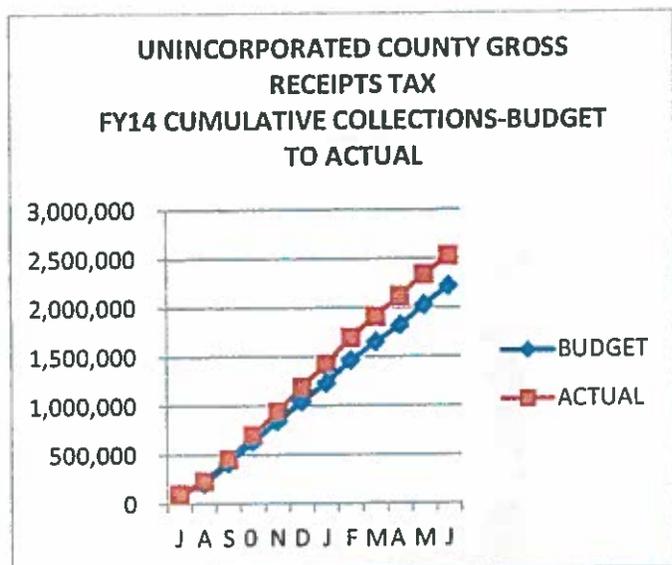
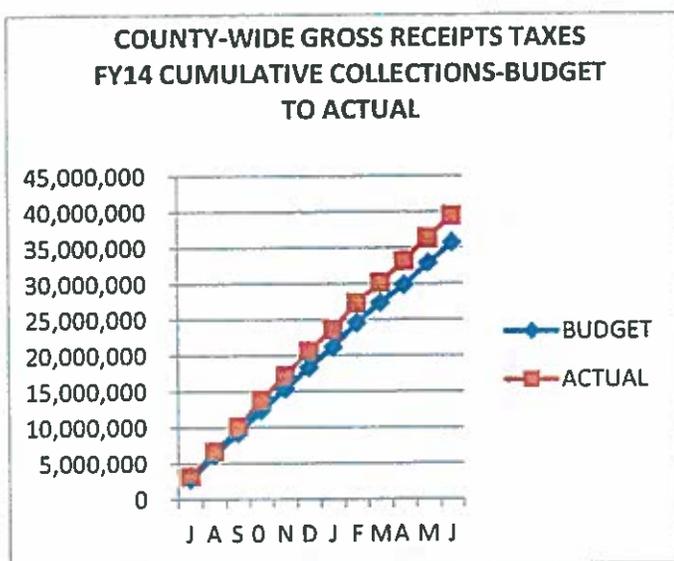


The following charts reflect how the two largest revenue sources fared when compared to the budgeted amounts. Actual property tax collections of \$47.8 million through the end of June exceeded the projected budget of \$43 million by \$5 million. The property tax collections of \$47.8 million through June 30th are \$1.1 million or 2.4% more than the previous year's collections of \$46.7 million.



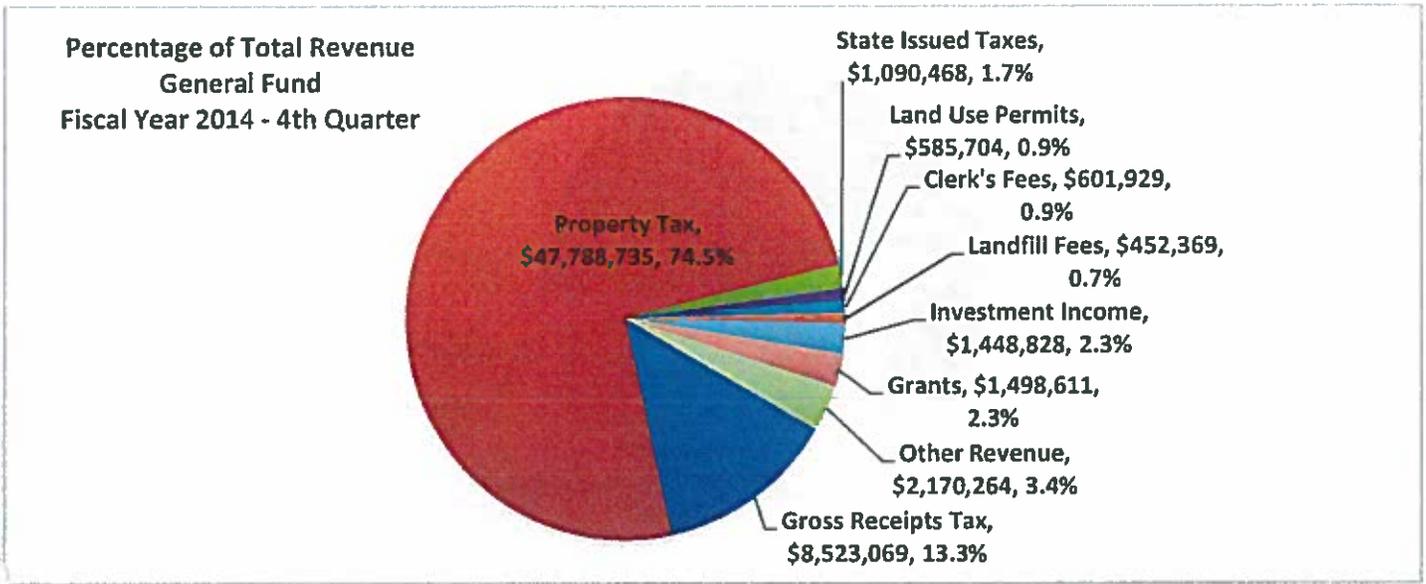
Cumulatively, both the county-wide and the unincorporated gross receipt taxes collected through June total \$42 million (excluding \$4.2 million which is passed through to the regional transit district). The GRT collections are \$4.1 million greater than the cumulative budgeted amount of \$37.9 million. The collections are above the prior year collections by \$3.3 million or 8%. The total county-wide GRTs collections of \$39.5 million are \$3.8 million or 10% greater than the prior year's collections. The unincorporated GRTs are up a total of \$1.2 million or 94% from the previous year's collections of \$1.3 million. This large increase may be attributed to the newly enacted Fire Excise tax, which began witnessing actual collections on the average of \$100K per month in September. Fire Excise Tax collections total \$1.1 million through June.

Lastly, the unincorporated GRT collections have exceeded budgeted amounts each month for an overall net excess of \$312,197. This is the first time the collections have been greater than the budgeted amount since the economic recovery began. Thus far the collections exceed the budgeted amount by 14%.

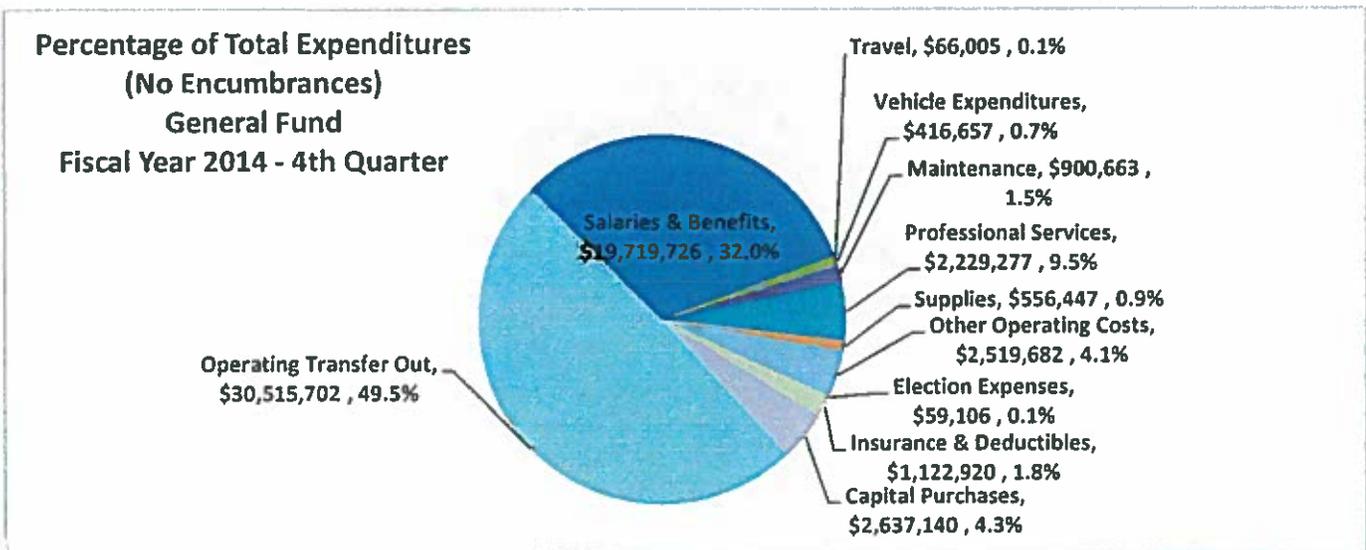


GENERAL FUND

The chart below summarizes all revenue for the general fund; all revenue sources total \$64.2 million. Recurring revenue totaled \$62.4 million; recurring revenue includes property taxes, gross receipt taxes, state issued taxes, construction permits, clerk’s fees, landfill fees and other revenue. In recent years, with the recessed economy, investment income has been calculated in the total revenue picture and has supported recurring expenditures, and for the quarter ending 06/30/2014 totaled \$1.4 million; which is a decrease of \$438K from the previous year. Overall, total general fund revenues in FY 2014 of \$62.4 million are slightly greater than the previous fiscal year’s revenues by \$2.4 million or 4%.

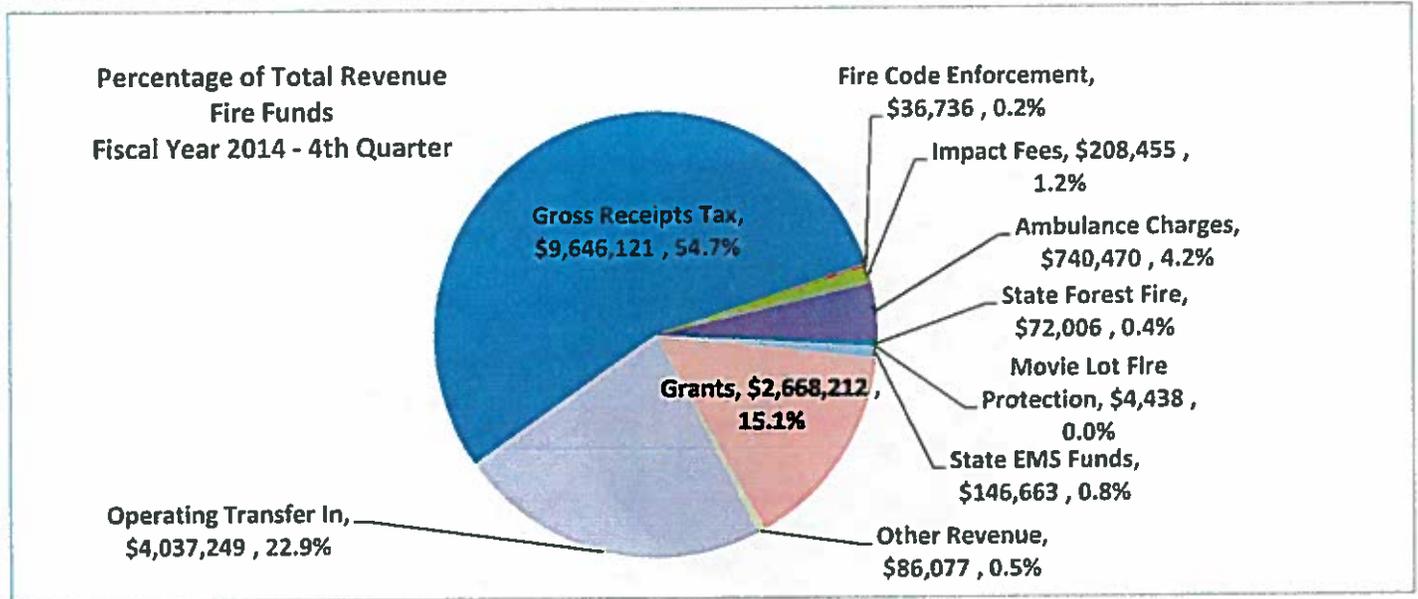


General fund expenditures totaled \$61.7 million. Recurring expenditures totaled \$59.1 million. On June 30th, the Fund still had outstanding encumbrances of \$2.7 million. Total General Fund expenditures were \$619K less than the expenditures incurred in the prior fiscal year for the same time period. The decrease is mainly related to decreased expenditures in the contractual services category, reduced operating transfers and reduced capital expenditures. These decreases were additionally offset by increased expenditures in the salaries and benefits, maintenance and other operating costs categories.

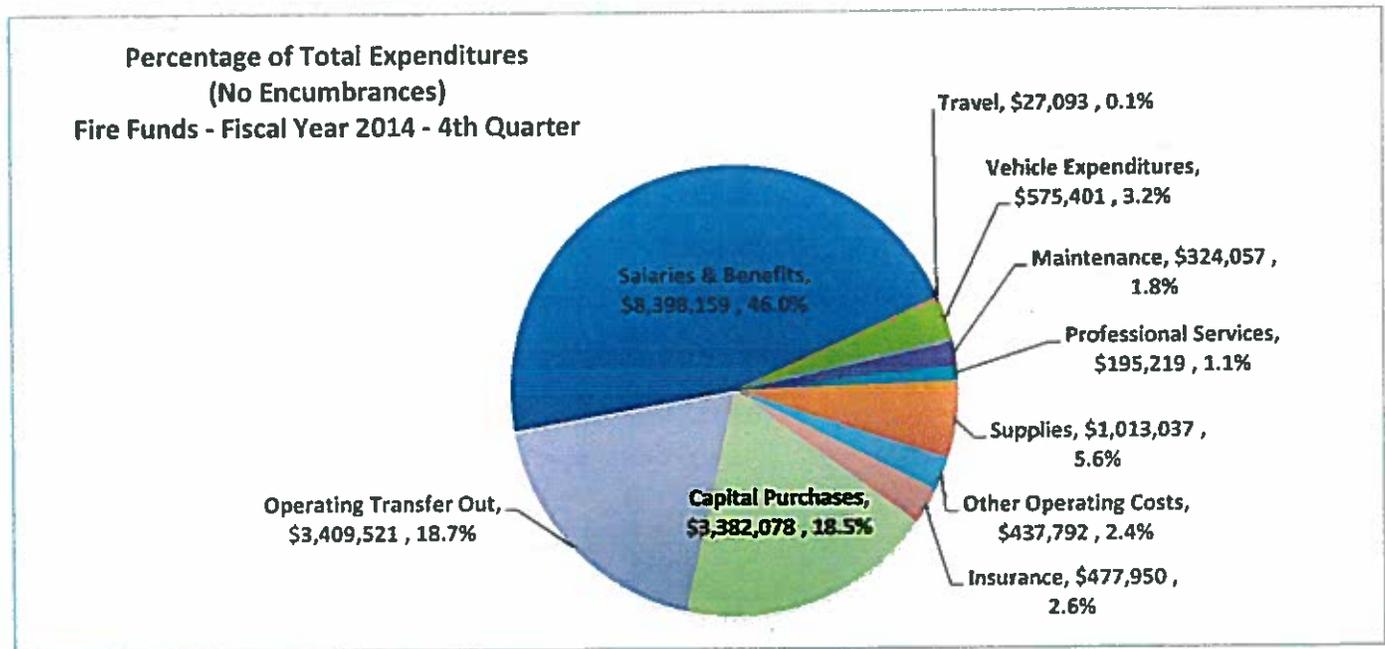


FIRE FUNDS:

The chart below identifies the major revenue sources for all Fire Funds. Total recurring revenues of \$14.8 million were collected and consist mainly of gross receipt taxes, ambulance charges and some of the grants. Through June 30th, the ambulance charges were less than the budgeted amount by \$9K and are \$192K less than the prior year's collections. The remaining revenue sources for the fire operations are considered non-recurring and are highly impacted by the economic activity.

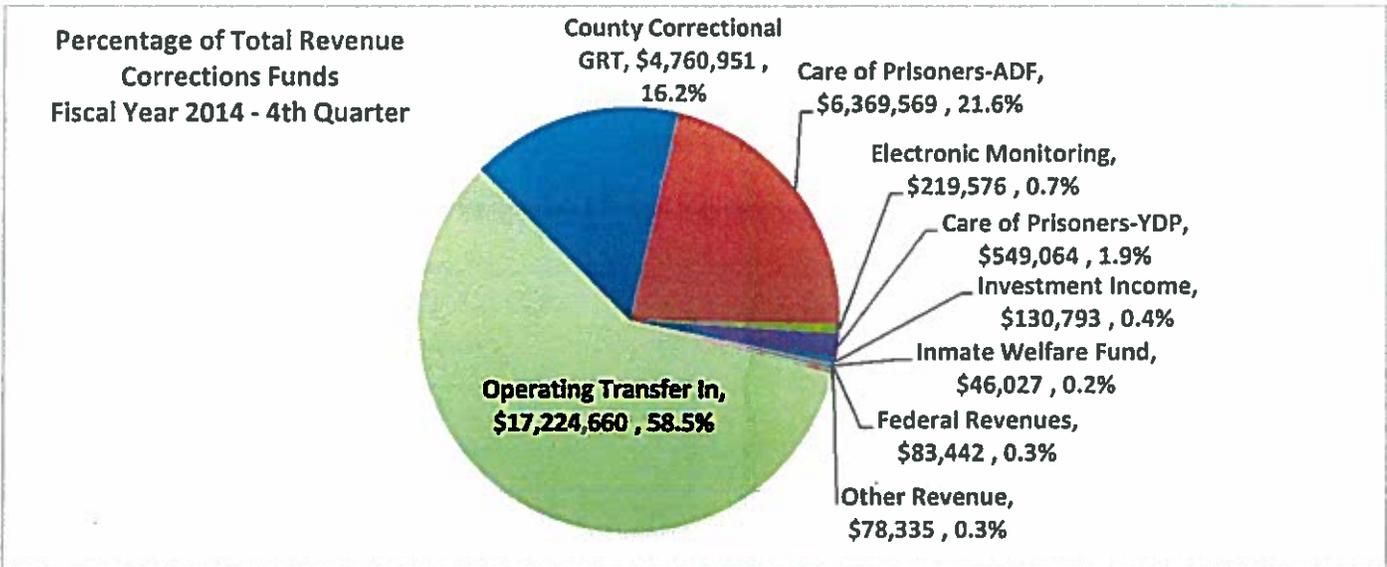


Expenditures for fire operations totaled \$18.2 million and included operational expenditures of \$14.9 million. The FY 2014 operational expenditures are \$1.6 million more than the previous fiscal year. Capital expenditures of \$3.4 million were incurred and included such projects as the Santa Fe County Town of Edgewood Fire station \$919K, Hondo Station 1 \$23K, La Cienega Fire \$503K, \$310 for vehicle purchases and \$155K for equipment purchases.

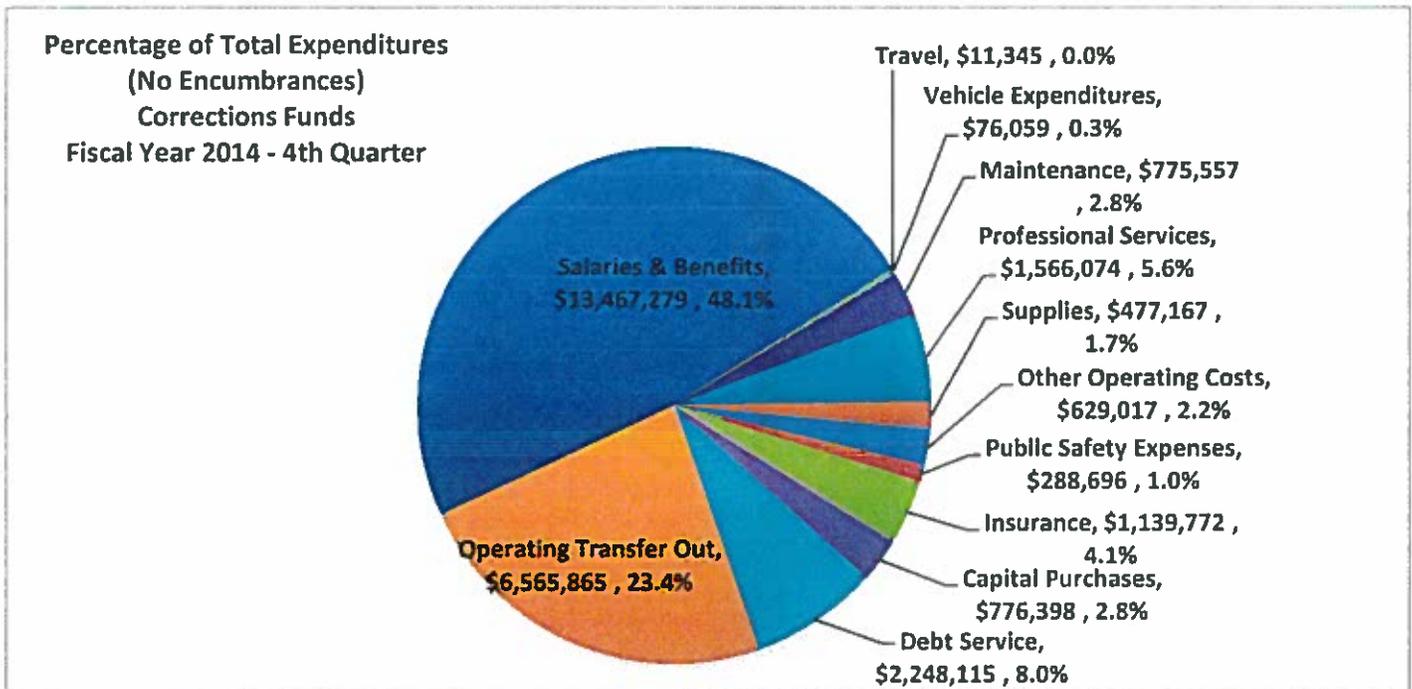


CORRECTIONS FUNDS:

The chart below identifies the major revenue sources for the Corrections Funds. Recurring revenue, which mainly includes Correctional GRT collections, operating transfers and care of prisoner revenue, totaled \$29.4 million. The Care of Prisoner revenues of \$7.1 million in FY 2014 are slightly under the previous year's collections of \$7.2 million.



Total expenditures for the Corrections fund are \$28 million and the operational expenditures totaled \$25 million. Capital expenditures totaled \$776K. The total expenditures are \$348K or 1.3% greater than the prior year expenditures. This increase can mainly be attributed to increased costs in the categories of salaries and benefits, maintenance and other operating costs.



CLOSING:

The numbers reflected within this report reflect activity as of close of business on June 30th. Capital expenditures, one-time expenditures and debt service payments are not considered recurring expenditures.

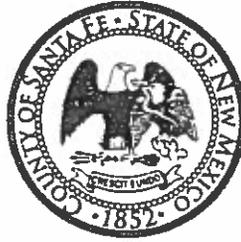
In summary, the 4th quarter revenues and expenditures were as follows:

- Property Taxes of \$47.8 million – collections exceeded budget by \$5 million and were greater than the prior year's collections by \$1.1 million.
- Gross Receipt Taxes of \$42 million – cumulatively, collections have exceeded budget by \$4.1 million and are above the prior year's collections by \$3.3 million.
- Capital expenditures totaled \$23.7 million and debt service payments totaled \$17 million.

Daniel "Danny" Mayfield
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

DATE: July 29, 2014
TO: Board of County Commissioners
VIA: Katherine Miller, County Manager
FROM: Rudy Garcia, Legislative Project Coordinator
Hvtce Miller, Intergovernmental Project Coordinator
Tony Flores, Assistant County Manager
RE: Inter-governmental Relations Report June 1 – July 11, 2014

BACKGROUND and SUMMARY:

In July of 2014, the County Manager's Office implemented the inter-governmental relations effort, which provides the opportunity for Santa Fe County to develop and foster relationships with governments such as towns and cities, school districts, pueblos/tribes/nations, state and federal agencies, community organizations, utilities and co-ops, other quasi-governmental entities.

The attached report, while not inclusive of all activities that have occurred during the reporting period, provides a detail of activities and includes material and handouts that have a nexus to Santa Fe County.

Santa Fe County Governmental Relations



Santa Fe County Manager's Office

June - July

2014

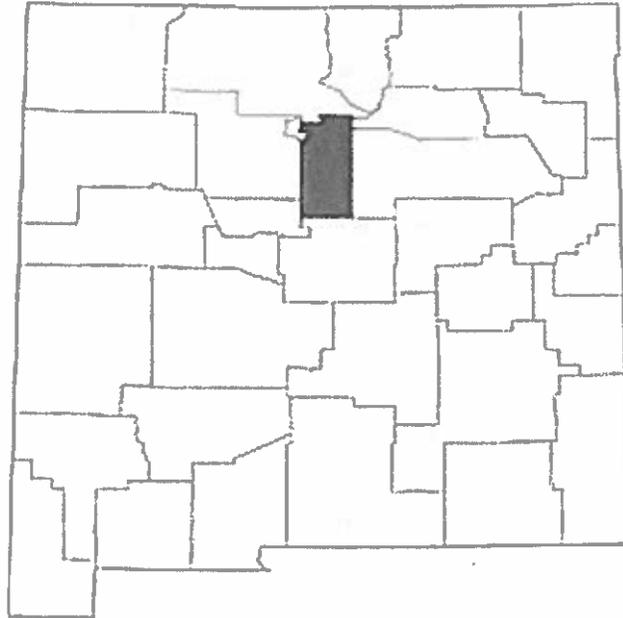
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Introduction

Based upon the 2012 United States Census figures, the County has an estimated population of 146,375 persons and is comprised of approximately 1,904 square miles, and has contiguous borders with the following County governments:

- Bernalillo County
- Los Alamos County
- Mora County
- Rio Arriba County
- Sandoval County
- San Miguel County
- Torrance County



In addition to its contiguous borders with the above referenced Counties, the County includes the City of Santa Fe, the Town of Edgewood and portions of the City of Espanola.

The County, through its property tax collection program, has a relationship with the following school districts:

- Santa Fe Public Schools
- Pojoaque Valley Public Schools
- Espanola Valley Public Schools
- Sandoval Public Schools
- Moriarty – Edgewood Public Schools
- Pecos Independent School District
- Santa Fe Indian School

In the northern part of the County, the Pueblos of Tesuque, Pojoaque, San Ildefonso, Nambe, and Ohkay Owingeh are located and in the southwestern part of the County, the pueblos of Cochiti and Santo Domingo are located.

The County has relationships with various State of New Mexico agencies and departments including but not limited to the Department of Finance and Administration, State Land Office, Taxation and Revenue Department, Office of the State Engineer/Interstate Stream Commission, New Mexico Environment Department, New Mexico Department of Transportation, the New Mexico Finance Authority/New Mexico Water Trust Board, the New Mexico Legislature and the Santa Fe County legislative delegation.

In addition to the State of New Mexico governmental relationships, the County has relationships with various Federal agencies including but not limited to the Department of Housing and Urban Development, United States Forestry, Federal Emergency Management Agency, the Department of Justice and through the field offices of the County's Federal delegation members.

Located within the County are fourteen Traditional/Historic Communities and numerous homeowner associations and groups that are actively involved in Growth Management and Public Works related issues, including various utility co-ops, economic development and non-profit organizations.

Governmental Relations

Governmental relations provide the opportunity for Santa Fe County to develop and foster relationships with governments, school districts, pueblos/tribes/nations, state and federal agencies, community organizations and associations, utilities and co-ops, other quasi-governmental entities, and the New Mexico Legislature.

This effort is important in order to understand common regional goals; identify areas that may have an impact, either positive or negatively, on the County; keep the County management structure including our elected officials abreast of matters as they relate to County government; and, to nurture communication and collaboration.

Monthly Governmental Relations Activities



Santa Fe County Governmental Relations Calendar June 2014

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	2 *Agua Fria Village Association Meeting *Madrid Fire District Strategic Planning Meeting *REDI NET Meeting	3 *La Cienega Fire District Strategic Planning Meeting	4 *COLTPAC *Chimayo Fire District Strategic Planning Meeting	5 *United Communities Association Meeting	6 *Revenue Stabilization and Tax Policy Interim Committee Meeting	7
8	9 *Science, Technology and Telecommunication Interim Committee Meeting	10 *Transportation & Infrastructure Interim Committee Meeting *JOBS Council Meeting *Glorieta Fire District Strategic Planning Meeting	11 *Legislative Finance Committee – Las Cruces *Pojoaque School Board Meeting – Jacoma *Land Grant Interim Committee Meeting	12 *Legislative Finance Committee – Las Cruces *Camino Torcido Loop Project Meeting – La Cienega *City of Espanola Council Meeting	13 *Legislative Finance Committee – Las Cruces	14
15	16 *Legislative Education Interim Committee Meeting *Pecos Independent School District Board Meeting	17 *Legislative Education Interim Committee Meeting *Investments and Pensions Interim Committee Meeting *Santa Fe Public Schools Board Meeting *Pecos Independent School Board Meeting	18 *Legislative Education Interim Committee Meeting *Military and Veterans Affairs Interim Committee Meeting *Tobacco Settlement Interim Committee Meeting *Agua Fria Water Consumers Association Meeting *Agua Fria District Strategic Planning Meeting *Town of Escondido Meeting	19 *Turquoise Trail Fire District Strategic Planning Meeting *Courts Correction and Justice Interim Committee Meeting	20 *Public School Capital Outlay Meeting	21 *NM Municipal League Policy Committee Meeting
22	23 *Capital Buildings Planning Committee Meeting *Stanley Fire District Strategic Planning Meeting	24 *San Juan Feast Day – Taos *City of Espanola Council Meeting	25 *Special BCC Meeting – SLDC *Santa Fe Civic Housing Authority Meeting *City of Santa Fe Council Meeting *Pojoaque School District Board Meeting	26 *La Cienega Community Meeting *Rio Arriba County Commission Meeting	27 *REDI Board Meeting *Los Alamos City/County Meeting	28
29 *San Pedro Feast Day – Santa Ana Pueblo	30					



Santa Fe County Governmental Relations Calendar July 2014

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
6	7	8	9	10	11	12
	*Economic and Rural Development Interim Committee Meeting	*Economic and Rural Development Interim Committee Meeting *Revenue Stabilization and Tax Policy Committee Meeting *Los Alamos City/County Meeting	*Water and Natural Resources Interim Committee Meeting *Edgewood Town Council Meeting *Economic and Rural Development Interim Committee Meeting *Revenue Stabilization and Tax Policy Committee Meeting *Legislative Finance Committee Meeting *Santa Fe City Council Meeting *Physique School Board Meeting	*MFA Legislative Oversight Committee Meeting	*Legislative Finance Committee Meeting	*Annual Inter-tribal Pow-wow
13	14	15	16	17	18	19
*Annual Inter-tribal Pow-wow	*San Buenaventura Feast Day *Indian Affairs Interim Committee Meeting *Legislative Education Interim Committee Meeting *Santa Fe Public Schools Board Meeting *Manzanito Edgewood School District Board Meeting	*Community Development Council Meeting *Indian Affairs Interim Committee Meeting *Legislative Education Interim Committee Meeting *Santa Fe Public Schools Board Meeting *Manzanito Edgewood School District Board Meeting	*Indian Affairs Interim Committee Meeting *Legislative Education Interim Committee Meeting *Veterans Affairs Interim Committee Meeting *NMFA Meeting *ICIP Meeting (Lunch) *Town of Edgewood Council Meeting	*Legislative Health and Human Services Interim Committee Meeting *NMFA Meeting	*Regional Coalition of LANL Communities *Legislative Health and Human Services Interim Committee Meeting *NMFA Meeting	
20	21	22	23	24	25	26
	*Land Grant Interim Committee Meeting	*Land Grant Interim Committee Meeting *ICIP Meeting (Lunch) *ICIP Meeting (Evening)	*JOBS Council Meeting *Radioactive and Solid Waste Interim Committee Meeting *Transportation and Infrastructure Committee Meeting *ICIP Meeting (Lunch) *ICIP Meeting (Evening)	*Courts, Corrections and Justice Interim Committee Meeting *ICIP Meeting (Lunch) *ICIP Meeting (Evening) *Santa Cruz Impaction District Meeting	*Courts, Corrections and Justice Interim Committee Meeting *Sanilago Feast Day	*Santa Ana Feast Day
27	28	29	30	31		
	*Investment and Pension Interim Committee Meeting *Agua Fria Village Association Meeting *ICIP Meeting (Evening)	*Science and Technology Interim Committee Meeting	*Economic and Rural Development Interim Committee Meeting *Criminal Justice Reform Interim Committee Meeting	*Economic and Rural Development Interim Committee Meeting *Tobacco Settlement Committee Meeting		

Summary of Activities

Below is a synopsis of meetings that were attended by County staff, with issues as identified as having a nexus to Santa Fe County government. This summary does not include all the public meetings attended during the reporting period.

Meetings the week of 6/15 – 6/21

LEGISLATIVE EDUCATION STUDY COMMITTEE/June 16-18, 2014 (two Santa Fe locations)
State Capitol, Room 322

New Mexico School for the Deaf

New teacher evaluations were discussed and provided by the Moriarty-Edgewood and Pojoaque School Districts, among others. A concern identified with the new evaluations was teacher carryover. That is, an evaluation for a new school district teacher did not entirely represent the current school district performance solely, but also could include work performed at another school district. Another issue raised was the review of teacher evaluations had not all been verified by teachers and schools after initial evaluation reports had been compiled. Discrepancies in reports may have not been corrected from the initial reports compiled by the Public Education Department. Thus causing skewed teacher evaluation findings. It was reported that discrepancies in evaluation reports did not provide a clear picture of school districts and the teachers within the district.

SANTA FE PUBLIC SCHOOLS BOARD MEETING/June 17

610 Alta Vista Street, Santa Fe, NM

A presentation was made about student truancy at the board meeting which stated that schools have partnered with local agencies to examine and recommend solutions to addressing the problem. Since some of the school district's schools are located outside city limits it was directed by the school board to inform the Santa Fe County Sheriff's Office to be aware of the initiatives underway to address truancy.

As a result of this request, County staff provided the Sheriff's Office with a copy of the presentation made and the Sheriff's Office has now assigned a representative to the task force.

Meetings the week of 6/22 -6/28

ESPANOLA CITY COUNCIL MEETING/June 24

Espanola City Hall

A large number of members of the public were present to speak concerning the recent police shooting in the City and also to be present for the swearing in of the new police chief.

One of the items spoken about related to the police shooting was a behavioral health allocation for Rio Arriba County that had been vetoed by Governor Martinez. The Council now would like to have the State Health and Human Services Department make the change to have the \$100k allocation be provided to Rio Arriba County.

Richard Gallegos, the new City Police chief was appointed and sworn in.

State Senator Richard C. Martinez was present and briefly spoke about the police shooting as well as the other affairs of the City and thanked the council and mayor for their support in addressing the needs of residents in the city and also its surrounding communities.

The Senator also suggested a capital outlay request be made by the City for an expansion to the city council chambers so that it could accommodate more room for the public.



It was announced that Councilor Adrianna Ortiz who works for the County Clerk's Office in Los Alamos County was appointed to be the new deputy clerk under Sharon Stover.

The budget resolution related to Santa Fe County and the City in regard to "Promotion of Reading & Literacy" was approved by the council.

POJOAQUE SCHOOL BOARD MEETING/June 25

Pojoaque School Board Chambers, Jacona Campus

At the school board meeting a presentation was made about the Northern Area Local Workforce Development Board (WBD) and how this board works with several other entities to provide employment resources to various individuals in certain regions of the State.

Commissioner Robert A. Anaya is the Workforce Development Board member for Santa Fe County.

The reason for this presentation was to make the Pojoaque School Board aware of resources that are available for high school aged children and early adult aged children. Members of the WDB board and partner agencies will be going throughout northern New Mexico to make this presentation to various school boards. It was mentioned that the Moriarty Edgewood Board will receive a presentation in the near future.

During the workforce development discussion, it was mentioned by a Rio Arriba County board member that during a town hall meeting in Rio Arriba County (RAC) some youth residents who attend Pojoaque High School provided a good suggestion to the RAC government staff to have a youth advisory board established to provide input on government issues and services that are provided for the youth. The Assistant Manager said that Rio Arriba was going to explore how such an advisory committee or board could be established in Rio Arriba County.

RIO ARRIBA COUNTY COMMISSION MEETING/June 26

Tierra Amarilla Commission Chambers

The proposed Rio Arriba County Resolution No. 2014-081, Senate Bill 268 Veto Challenge was discussed but not acted upon by the Commission at the June 26 meeting but was tabled until the July 7 special Commission meeting. The Commission did not desire to act upon a resolution related to this matter before consulting with the New Mexico Association of Counties (NMAC). It was discussed that the NMAC Executive Board may act upon this issue based upon discussions had at the annual meeting held in Deming. It was stated that Lea County has in place a resolution opposing the line item vetoes made by Governor Martinez in SB268, which eliminated the 3 year sunset of the state imposed local option gross receipts tax.

REDINET BOARD MEETING/June 27

Los Alamos County 1000 Central Avenue, Los Alamos, NM 87544

Due to a lack of a quorum no meeting took place

Meetings the week of 7/6 – 7/12

ECONOMIC AND RURAL DEVELOPMENT COMMITTEE/July 7-9, 2014

Science Rotunda, University of New Mexico Albuquerque, NM

Two agenda items discussed at this legislative meeting related to SFC activities were Job Creation Through Procurement Reform and New Mexico Broadband Working Group — Report and Strategic Plan.

The Job Creation item provided discussion regarding establishing a process that would simplify steps taken to have local (New Mexico) small businesses obtain preferences for State government purchases of goods and services. It was stated that currently there are too many obstacles to be certified as a local business and therefore a lot of businesses don't compete for State government business because of the difficulties. This committee is to begin work towards changes that can be made to resolve these issues without legislative action.

The broadband working group item is an item that relates to REDI Net which is the government broadband group that Santa Fe County is a part of along with other local

governments in the region. The particular update was in regard to the specific goals that this group has achieved, which relate primarily to identifying available broadband throughout the entire state.

This working group is headed up by NM Department of Information Technology. The purpose in identifying available broadband is to continue working towards connecting areas of the state that do not have high-speed services. Currently providers of broadband (both private and public) throughout the state have worked with this group to compile information and the unserved areas are being assessed.

JOINT MEETING OF THE LEGISLATIVE FINANCE COMMITTEE AND THE REVENUE STABILIZATION AND TAX POLICY COMMITTEE/July 8-9, 2014

Zia Conference Center, Room 55400 Health & Human Performance Center San Juan College Farmington

The main item of discussion related to counties was the changes made by Senate Bill 268 and what if any changes were yet needed to this change in law. A major issue with the eventual legislation that was signed into law is the line item veto of the 3 year sunset of the local option tax. This sunset clause was line item vetoed by Governor Martinez. Another item of the new safety net pool questioned was the formula that determines which hospitals in the state receive safety net pool funds. No action to address any of the matters of concern were made by the joint committees only a request to have the affected parties come together and bring forward proposals for solutions at a Fall Interim Committee meeting.

NORTHERN NEW MEXICO CITIZENS ADVISORY BOARD (MEETING OF COMBINED COMMITTEES)/ July 9, 2014

NNMCAB office 94 Cities of Gold Rd Santa Fe New Mexico 87506

The recent events of a barrel of waste originating from the LANL facility causing an event at the WIPP facility in Carlsbad was the topic of discussion. All shipments of waste from LANL to WIPP have been halted while an investigation into the causes of the event is still underway. The halting of shipments has caused the Department of Energy to miss deadlines imposed by the State to remove certain waste at LANL by June 2014. Reports from LANL staff at the meeting provided information that extra precautions have been taken to monitor and ensure the safety of remaining barrels of waste remaining at LANL that contain similar items as the barrel that breached and caused an event at the WIPP site. No timeline has been provided for removing remaining waste from the area 54 site at LANL.

SANTA FE CITY COUNCIL/ July 9, 2014

Santa Fe City Council Chambers 200 Lincoln Avenue Santa Fe, NM 87501

A report from the Immigration Committee provided information that Santa Fe County has become a regular participant with this committee now through the participation of Commissioner Stefanics. It was reported that through this participation the committee will be able to address city/county immigration issues.

REDI NET BOARD MEETING/ July 11, 2014

Rio Arriba County Annex – Espanola

The REDI Net Board took action to approve the operating budget with projected revenues at an amount of \$386,850 for the next fiscal year and also approved two new additional last mile providers to operate on and utilize the REDI Net system.

Informational Handouts



**Revenue Stabilization and Tax Policy
And
Legislative Finance Committee**

July 9, 2014

San Juan College - Farmington, New Mexico





**Safety Net Care Pool and Implementation of Senate Bill 268 et al
Presentation to the Legislative Finance Committee and
Revenue Stabilization and Tax Policy Committee
Brent Earnest, Deputy Secretary, Human Services Department
July 9, 2014**

Sole Community Provider Payments – Historically

- The program provided additional payments to support hospitals in New Mexico that are the principal or sole provider of hospital services in their service areas, as well as the primary point of access to health care for uninsured or indigent patients.
- Available funding generally grew every year, and payments reached \$278 million by FY11. Counties, since the program's inception, contributed matching funds for these payments. State general fund appropriations did not support this program.
- The program helped county governments meet their statutory obligations to provide or pay for the care of indigent patients in their counties.

Change and Transition in 2013

- At the end of 2012, the state faced a reduction in the amount of money available for hospitals under the Sole Community Provider Program.
- The change would have reduced payments by more than 70% – from \$246 million to only \$69 million dollars for FY13.
- Recognizing the severe impact this reduction would have on hospitals, HSD proposed a new payment structure to the federal government (CMS) that resulted in payments in FY13 of \$159 million.
 - The state and the managed care organizations now participate in these payments
 - Counties continued to provide the state matching funds
- Payment structure served as a bridge to new program starting in 2014.

Safety Net Care Pool and Hospital Rate Increase

- HSD negotiated with the Centers for Medicare and Medicaid Services (CMS), through the Centennial Care waiver, a replacement program and funding for this same set of hospitals.
- Beginning January 1, the Sole Community Provider Program was replaced by:
 1. Safety Net Care Pool – Payments for uncompensated care (beginning Jan. 1, 2014) and hospital quality improvements (beginning 2015)

- \$68.8 million available for payments to address uncompensated care
 - Requires a standard application that is the same for each hospital. Hospitals recently submitted applications for Calendar Year 2014 payments, which HSD is reviewing.
 - UC pool payments focused first on smaller hospitals
2. Hospital rate increases for former SCP hospitals;
- Initial estimate of about \$120 million for higher Medicaid rates for former-SCP hospitals, increasing the amount they receive for inpatient services
 - With Medicaid expansion and more enrollment, this estimate is now \$171 million
 - Larger hospitals that do more Medicaid business benefit from this increase
- These changes alter the distribution based on the amount of services provided by hospitals.
 - Individual hospital payments can no longer be tied directly to the amounts contributed by counties.
 - Instead tied more directly to the amount of care provided by those hospitals

Senate Bill 268 et al

- The bill recognizes that HSD needed a consistent, dedicated revenue stream to make these hospital payments. (HSD cannot turn these payments on and off depending on a changing level of county support.)
- Counties still have a significant role in supporting their hospitals and other indigent fund programs. The bill allows for reduced contributions from counties than provided historically.
- Requires new reporting to counties by the department and hospitals, while providing additional flexibility to counties in the use of county indigent funds.
 - Senate Bill 268 requires counties to dedicate the equivalent of 1/12th of county gross receipts tax revenue for this program – statewide about \$24 million (originally sought a 1/8th equivalent – about \$36 million).
 - This results in counties contributing less than they have in the past (FY14 county budgets proposed \$56 million for contribution to hospital payments).
 - To make up part of the difference, the Legislature appropriated \$9 million from the general fund – the first time state revenue has been appropriated for these payments to hospitals.

- This left about a \$10 million to \$12 million hole in state funding necessary to make the anticipated hospital payments.
- HSD is seeking a one-year fix for FY15, but there is still a recurring funding gap for these hospital payments.

2015 -- Hospital Quality Improvement Incentive Pool – Looking Forward

- The second component of the Safety Net Care Pool is another pool of money for payments to hospitals to improve the quality of care.

(\$ in millions)	2014	2015	2016	2017	2018	Total
Hospital Quality Improvement	-	2.82	5.76	8.83	12.01	29.42

- Hospitals will track metrics to set baselines during CY 2015 and then 'earn' incentive payment by reaching targets in subsequent years. Performance measures include such things as reducing infections, reducing adverse drug events, and reducing injuries from falls, among others.
- Similar to the UC Pool, the HQII pool recognizes differences between small and larger hospitals.
- Hospitals will receive additional payments if they make improvements in these metrics, as well as future population-based metrics, such as reduced admission rates due to complications from diabetes or asthma.

Expenditures	Fiscal Year 2013		Calendar Year 2014			Calendar Year 2014		
	Total Sole Community Payments ¹		Estimates During Session			Current Estimates		
	UC Payments	Rate Increase Payments	Total	UC Applications ²	Rate Increase Payments ³	Total		
Smallest Hospitals	\$ 25,933,702	41,333,594	9,079,357	27,079,927	124,078,740	99,152,067		
Small Hospitals	\$ 22,404,424	20,666,797	15,800,924	25,951,724	22,297,327	47,849,451		
Medium Hospitals	\$ 14,572,977	6,888,932	21,888,275	19,281,508	83,730,859	47,012,467		
Large Hospitals	\$ 37,457,639	-	30,790,427	2,982,764	37,153,792	40,136,516		
Largest Hospital	\$ 58,870,630	-	45,642,964	68,889,323	66,389,939	66,182,899		
Total	\$ 159,239,372	68,889,323	123,201,947	68,889,323	471,448,407	240,332,730		

¹ Includes transition payments through managed care organizations.

² HSD is reviewing the final applications; amounts could vary pending final review and approval. CY14 payments projected to be made from FY14 budget.

³ Based on estimates submitted in the UC applications

Revenues	Fiscal Year 2013	Calendar Year 2014 (Session Estimate)		Calendar Year 2014 (Current Estimate)
Total	\$ 159,239,372	\$	192,091,270	\$ 240,332,730
Federal	\$ 101,720,322		133,791,570	180,937,941
State	\$ 47,519,050		58,299,700	59,394,789
UNMH transfer/CPE	\$ 18,132,154		13,852,640	14,129,693
County Transfer	\$ 29,386,895		24,197,807	24,197,807
General Fund	\$ -		9,000,000	9,000,000
Total State	\$ 47,519,049		47,050,447	47,327,500
State/County Shortfall	\$ -		(11,249,254)	(12,067,250)

*May vary depending on county contributions for the first half of calendar year 2014, before effective date of 58268. Amount reflected here is the estimated county transfers equivalent to 1/12th GRT revenue.

**Will vary depending on FY14 county transfers and any UC pool payments completed in FY15. In general, this amount represents the recurring state budget shortfall for this level of payment

**SUMMARY OF EFFECT OF SB 268 et.al.
ON COUNTY GOVERNMENT**

- Counties (other than Bernalillo and Sandoval) are required under Section 16(A) to pass an ordinance that takes effect July 1, 2014, which dedicates to the new state Safety Net Care Pool fund an amount equal to a gross receipts tax rate of 1/12th percent applied to the taxable gross receipts reported during the prior fiscal year. A county may use public funds from any existing authorized revenue source for such purpose.
- Section 16(B) provides that counties subject to the bill shall transfer to the safety net care pool fund by the last day of March, June, September and December of each year an amount equal to 1/4th of the county's payment to the state Safety Net Care Pool Fund. Thus, the first payment under SB268 is due on the last day of September 2014.
- Under Section 3(D) of the bill, counties subject to the bill are authorized, until June 30, 2017, to enact an ordinance imposing an excise tax of 1/16th percent or 1/12th percent of the gross receipts of any person engaging in business in the county. This is a general purpose increment.
- The wording in Section 3(D) indicates that the tax does not sunset on June 30, 2017. Rather, the county must enact an ordinance imposing the tax no later than June 30, 2017, but the bill does not provide that the tax is only effective until such date. This appears to be the case although language in the title of the bill references a three-year limit on imposition of the tax.
- The Governor line item vetoed the provision in Section 16(A) which limited the ordinance requiring transfers to the safety net care pool fund to a three-year period (July 1, 2014 through June 30, 2017). The three-year sunset clause was a major provision of SB268. **NMAC has serious concerns that the original limited appropriation mandated by the legislature to county government of approximately \$25 million annually for a fixed three year period, could now cost counties that much each year for an undetermined and unlimited period of time. Thus, for a ten year period, the counties will be obligated to pay an additional amount totaling over \$250 million!**



Exhibit B

RESOLUTION PROPOSED BY DETENTION ADMINISTRATORS AFFILIATE TO NEW MEXICO ASSOCIATION BOARD OF DIRECTORS, JUNE, 2014

WHEREAS, the County Detention Facility Reimbursement Act was passed unanimously by the Legislature in 2007, as a Legislative Finance Committee bill, was signed by the Governor, and funded at \$5 million; and

WEREAS THE Act specifies reimbursement by the state to counties for three specific categories of offenders in county jails: 1) parole violators, 2) inmates sentenced to prison and awaiting transport, and 3) offenders under supervision for both probation and parole violations; and

WHEREAS, the cost to counties for housing the three categories of offenders covered by the Act is currently \$4,718, 448, according to the New Mexico Sentencing Commission; and

WHEREAS, funding for the Act has been reduced to \$3.3 million and has remained at that level for several years; and

WHEREAS, the cost to county government for detention centers is, on the average, at least one third of county budgets;

NOW THEREFORE BE IT RESOLVED THAT the New Mexico Association of Counties supports an increase in the 2015 General Appropriations Act that would fund the County Detention Facilities Reimbursement Act at a level sufficient to reimburse counties for the actual cost of holding the three categories of prisoners specified under the Act.



Exhibit C

COUNTY GROSS RECEIPTS TAX (GRT) LOCAL OPTION INCREMENTS

The county gross receipts taxes are collected at the same time and in the same manner as the state gross receipts. The local option tax rate changes are combined with the state gross receipts tax rate and incorporated into the gross receipts tax rate schedule that is revised and provided to the taxpayers every six months. The Enactment Date Table is posted on the Taxation & Revenue Department website: <http://www.tax.newmexico.gov/Tax-Library/For-Governments/Municipal-and-County-Governments/Pages/Enactment-Date-Tables.aspx>

DESCRIPTION & IMPOSITION, BY COUNTY, AS OF JULY 1, 2014

Unless otherwise noted, all impositions are imposed countywide.

NAME OF TAX, PURPOSE, & INCREMENTS AUTHORIZED	STATUTES & COUNTIES IMPOSING TAX
COUNTY GROSS RECEIPTS TAX	
First 1/8 % (general purpose and/or county road fund	7-20E-9 through 7-20E-11 All counties
Second 1/8 % (county indigent patients)	All counties but Harding & Socorro
Third 1/8 % (general purpose)	26 counties
Fourth 1/16 % (general purpose)	23 counties
COUNTY INFRASTRUCTURE GROSS RECEIPTS TAX	
General purposes, waste/wastewater facilities, jails, economic development, etc.	7-20E-19
.First 1/16 %	11 counties
Second 1/16 %	11 counties

<p>COUNTY CAPITAL OUTLAY GROSS RECEIPTS TAX Building & infrastructure projects, payment of revenue bonds for infrastructure</p> <p>First 1/16 % Second 1/16 % Third 1/16 % Fourth 1/16 %</p>	<p>7-20E-21</p> <p>6 counties 6 counties 6 counties 6 counties</p>
<p>COUNTYWIDE/COUNTY AREA EMERGENCY COMMUNICATIONS & EMERGENCY MEDICAL & BEHAVIORAL HEALTH SERVICES GROSS RECEIPTS TAX Eligibility contingent on having emergency communications center and/or behavioral health services facility. May be imposed countywide or outside incorporated areas only.</p> <p>First 1/16 % Second 1/16 % Third 1/16 % Fourth 1/16 %</p>	<p>7-20E-22</p> <p>12 counties 12 counties 10 counties 9 counties</p>
<p>COUNTY EDUCATION GROSS RECEIPTS TAX For payment of county education GRT bonds for public school capital projects & off-campus program capital projects. Only Taos county is authorized.</p> <p>One ½ % increment</p>	<p>7-20E-20</p> <p>Taos</p>
<p>COUNTY HEALTH CARE GROSS RECEIPTS TAX Must be dedicated to the state's county-supported Medicaid Fund</p> <p>First 1/16 % Second 1/16 % is available only to counties w/ populations over 500,000.</p>	<p>7-20E-18</p> <p>18 counties Bernalillo</p>
<p>SPECIAL COUNTY HOSPITAL GROSS RECEIPTS TAX For operations & maintenance of hospital for care of sick & indigent persons (Quay) & county ambulance transport or rural health clinic costs (Luna).</p> <p>One 1/8 % increment</p>	<p>7-20E-13 & 7-20E-14</p> <p>Luna</p>
<p>COUNTY HOSPITAL EMERGENCY GROSS RECEIPTS TAX To design & construct a county hospital facility, acquire land or</p>	<p>7-20E-12.1</p>

buildings, or repay bonds or loans for acquiring, equipping, remodeling, or improving county hospital or health facility.	
One ¼% increment	Sierra
LOCAL HOSPITAL GROSS RECEIPTS TAX	7-20C-1 through 7-20C-17
Four 1/8 % increments to pay principal & interest on revenue bonds for acquisition of land or buildings for hospital or healthcare facilities. Authorized for 14 counties; only 4 have imposed it.	
First 1/8 %	Quay, Roosevelt, San Juan, Union
Second 1/8 %	Quay, Roosevelt, Union
Third 1/8%	Quay, Roosevelt
Fourth 1/8 %	Quay, Roosevelt
COUNTY CORRECTIONAL FACILITY GROSS RECEIPTS TAX	7-20-F-1 through 7-20F-12
Originally for purchasing & constructing jails; expanded to include operating detention facilities & transportation of prisoners. No election required but voters may petition for an election to approve or disapprove.	
First 1/16 %	26 counties
Second 1/16%	26 counties
COUNTY ENVIRONMENTAL SERVICES GROSS RECEIPTS TAX	7-20E-17
For acquiring, constructing, operating & maintaining solid waste, water, wastewater, sewer, & other systems. Imposed <u>only</u> on businesses outside incorporated municipalities.	
One 1/8 %	29 counties
COUNTY FIRE PROTECTION SERVICES EXCISE TAX	7-20E-15 & 7-20E-16
For operational expenses (no salaries), ambulance services, capital outlay costs of independent fire districts or county ambulance services. Imposed <u>only</u> on businesses outside incorporated municipalities.	
Increment can be either 1/8 or ¼ %. All imposing counties have enacted ¼ % except for Los Alamos, which has only the first 1/8.	21 counties
COUNTY REGIONAL TRANSIT GROSS RECEIPTS TAX	7-20E-23
For purposes authorized in the Regional Transit District Act. County must be member of a regional transit district; all counties in district must elect to enact the tax.	

Four 1/16 % increments. All counties appear to have enacted the first 2 increments only.	Bernalillo, Los Alamos, Rio Arriba, Sandoval, Santa Fe, Taos and Valencia counties
COUNTY QUALITY OF LIFE GROSS RECEIPTS TAX To promote & expand cultural programs	7-20E-24
Four 1/16 th % increments	No counties
COUNTY REGIONAL SPACEPORT GROSS RECEIPTS TAX County must be a member of a regional spaceport. At least 75 % is for a regional spaceport district financing, planning, designing, engineering, constructing, and/or projects of the district.	7-20E-25
First & second 1/16 % increments	Dona Ana & Sierra counties
COUNTY WATER & SANITATION GROSS RECEIPTS TAX If board of directors of water & sanitation district approves a resolution, county must impose the tax on persons engaged in business in the district.	7-20-E-26
One ¼ % increment	No counties
COUNTY BUSINESS RETENTION GROSS RECEIPTS TAX To retain local businesses in the county, by reducing the impact to the State General Fund of gaming tax lost to the state because of reduced economic activity in the county. May be imposed only by a county containing gaming operator licensees that are racetracks (racinos).	7-20E-27
Four 1/16 % increments	Lincoln county (enacted 2011; expires 2015)
COUNTY HOLD HARMLESS GROSS RECEIPTS TAX County may designate specific purpose, including but not limited to police or fire protection, public transportation or street repair and maintenance.	
Three 1/8 % increments; no voter referendum or petition	Otero and Cibola county have imposed the first 1/8 th .

Data sources: New Mexico Department of Taxation & Revenue
 County Gross Receipts Tax Local Options, revised June 2013
Enactment Dates of Local Option Taxes, as of January, 2014

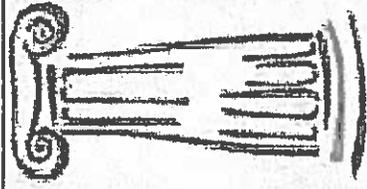
Prepared by Tasia Young, New Mexico Association of counties Lobbyist
 tyoung@nmcountries.org; 505-469-6409
 updated 07.01.14

Revenue Stabilization and Tax Policy Interim Committee

July 8, 2014

San Juan College - Farmington, New Mexico





NEW MEXICO
TAX RESEARCH
INSTITUTE

*Fiscal Impacts of Oil & Gas Production in
New Mexico*

Presented to the Revenue Stabilization and Tax Policy
Committee

Farmington, NM

July 8, 2014

RICHARD L. ANKLAM, PRESIDENT &
EXECUTIVE DIRECTOR

NMTRI Principles of Good Tax Policy

2

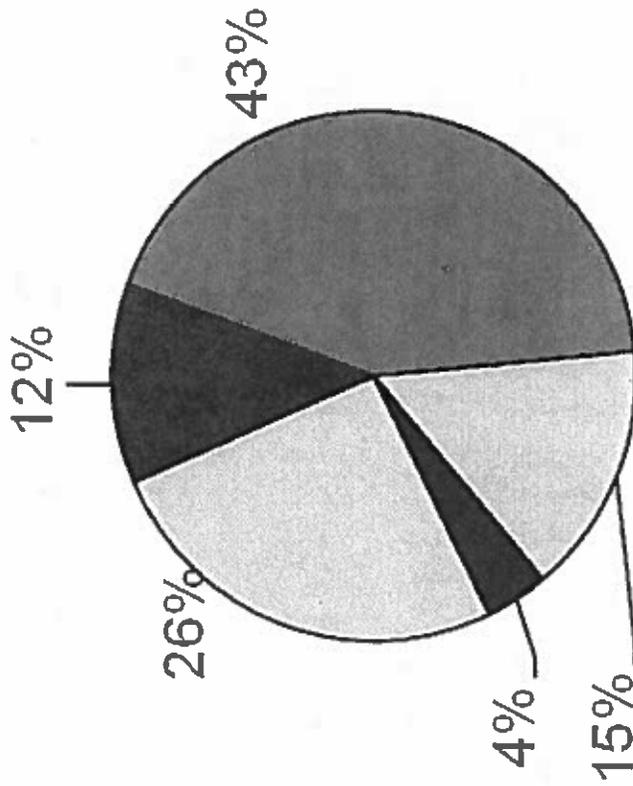
N.M. Tax Research Institute is a non-profit, non-partisan member-supported organization dedicated to advancing the following principles of good tax policy in New Mexico:

- **Adequacy**
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- **Accountability**
 - Exceptions should be rare and should be carefully evaluated and justified

FY2013 Contribution from Oil and Natural Gas Production – Economic Environment

3

FY12 General Fund Revenue



■ Sales □ Energy ■ Other □ Income ■ Investments

Source: Consensus Revenue Estimate

FY2013 Contribution from Oil and Natural Gas

4

Question: How Much Does the Oil and Gas Industry Contribute to the state and local governments, schools, etc.?

NMTRI and primary research contractor Laird Graeser complete preliminary study February, 2014.

FY2013 Contribution from Oil and Natural Gas Production – General Approach

5

- Attempt to quantify the DIRECT fiscal contributions of the oil and gas industry to NIM beneficiaries (general fund, local gov'ts, schools, etc.)
- Few assumptions/models – primarily data driven
- No attempt made to quantify indirect, secondary or dynamic effects
- Accordingly, the methodology leaves “money on the table” - so the results can be viewed as a LOWER BOUNDARY of actual industry contributions
- We make no attempt to quantify “externalities” or other costs presented by industry activity

FY2013 Contribution from Oil and Natural Gas Production – General Approach

6

- **Gross Receipts and Compensating Tax**
NAICS codes utilized
- **Corporate Income Tax**
NAICS codes utilized
- **Personal Income Tax**
NAICS codes – Withholding (PIT)
Oil and Gas Proceeds Withholding

FY2013 Contribution from Oil and Natural Gas Production – General Approach

7

- **Severance and Land Grant Permanent Model**
 - Money goes in and out – have to give credit - but can't double count
 - Measured historic contributions and applied a historical percentage of O&G contributions to the funds – to the outflows to the general fund, capital projects, etc.
- **Other revenues where O&G has to be teased out**
 - Conservation Tax
 - Federal Mineral Leasing
 - Land Office Income

FY2013 Contribution from Oil and Natural Gas Production – General Approach

8

- While other revenue sources entirely general fund
 - Oil and Gas School Tax
 - Natural Gas Processors Tax

FY2013 Contribution from Oil and Natural Gas Production – Significant Findings

9

Fund or Program	Revenue Detail	% Attrib. to OGAS
Severance Tax Permanent Fund	Interest transferred to the General Fund for FY 2013 attributable to OGAS.	86 %
Land Grant Permanent Fund	Interest transferred to the General Fund for FY 2013 attributable to OGAS.	96.6%
State General Fund	GRT paid by industry in OGAS-related categories, CIT, PIT with holding, OGAS withholding, Emergency School Tax, Conservation Tax, Natural Gas Processors Tax, STPF interest, LGPF interest, federal royalty sharing and SLO revenues, for FY 2013 attributable to OGAS.	31.5%
School funding (State Equalization Guarantee)	General Fund portion of K-12 education attributable to OGAS.	31.5%
Higher Education funding	General Fund portion of Constitutional institutions attributable to OGAS for FY 2012 and FY 2013.	31.5%
Severance Tax Bonds	2007-2013 STBs total listed by County and portion attributable to OGAS.	95% 5-year average

FY2013 General Fund Contribution from Oil and Natural Gas Production

10

FY 2013 General Fund			
Category	Amount (\$ millions)	OGAS Attributed Amounts (\$ millions)	Approx. % OGAS
Gross Receipts Tax	\$1,912.7	\$127.5	6.7%
Compensating Tax	\$50.7	\$14.8	29.2%
Selective Sales Taxes	\$405.2	>0	0.0%
Net Personal Income	\$1,225.7	\$120.3	9.8%
Corporate Income Tax	\$263.0	\$54.0	20.5%
Oil & Gas School Tax	\$385.0	\$385.0	100.0%
7% Oil Conservation	\$21.2	\$20.2	95.2%
Resources excise	\$15.1	\$0.0	0.0%
Natural Gas Processors	\$24.2	\$24.2	100.0%
Perm. Fund Income	\$440.9	\$425.9	96.6%
Sev Tax Income Fund	\$176.2	\$151.5	86.0%
Federal Mineral Leasing	\$459.6	\$407.6	88.7%
Land Office Income	\$44.6	\$30.3	68.0%
All other categories	\$166.2	\$0.0	0.0%
Recurring General Fund/Total	\$5,590.2	\$1,761.2	31.5%

FY2013 Contribution from Oil and Natural Gas Production

11

- **Percentage of LGPF attributed to Oil and Natural Gas Production**
96.6%
- **Percentage of STPF attributed to Oil and Natural Gas Production**
86%
- **Percentage of General Fund Attributed to Oil and Natural Gas Production**
31.5%
- **FY 2013 Severance Taxes Paid to STBF and a portion thence to STPF (after bond repayments)**
\$419,992,937, with \$0 to STPF
- **FY 2013 Severance Tax Bond projects**
769 projects for \$218,132,000 (of which \$207,225,000 is attributed to Oil and Natural Gas production – Severance Taxes)
- **7-year total Severance Tax Bond Projects**
\$1,449,994,000 (of which, \$1,248,767,000 attributed to Oil and Natural Gas production (severance taxes paid))

FY2013 Contribution from Oil and Natural Gas Production

12

- **FY 2013 Ending Balance in STPF**
\$3,873,169,911
- **FY2013 Royalties paid for production on State Lands**
\$494,082,929
- **FY2013 Bonus Payments to SLO for the right to produce on State Lands**
\$30,349,730
- **FY 2013 Ending Balance in LGPF**
\$13,280,000,000
- **Royalties Paid to MMS for production on Federal of which a portion is returned as federal revenue sharing**
\$835,156,988, with \$407,603,643 returned as revenue sharing

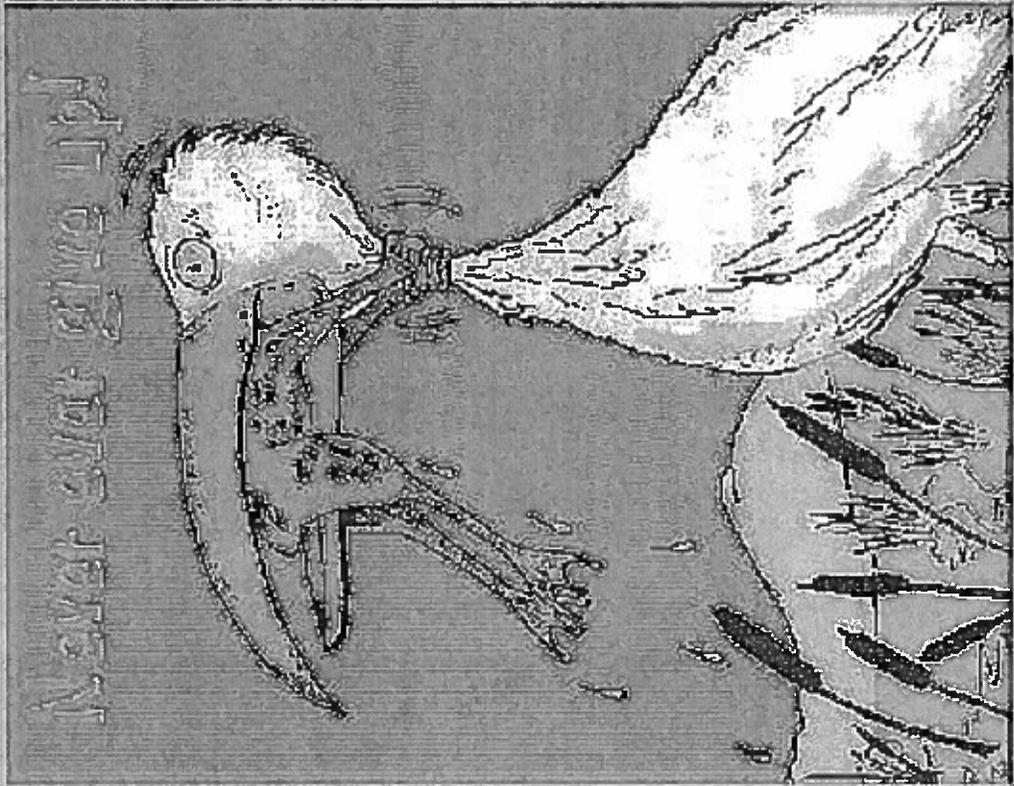
FY2013 Contribution from Oil and Natural Gas Production

13

- **Royalties paid for production on Indian Lands**
\$31,118,909
- **In Lieu of School and Severance Taxes paid for production on Indian Land**
\$3,159,824
- **Total Ad Valorem Production Taxes paid**
\$126,391,042 (approximately \$6.3 million for state GO Bond Debt Service and \$120.1 million for all local property tax beneficiaries)
- **Total Ad Valorem Production Equipment Tax**
Approximately \$79.4 million (approximately \$4.0 million state GO Bond Debt Service and \$75.4 million for all local property tax beneficiaries)
- **General Fund School Support to 89 local school districts (31.5%)**
\$714,223,614
- **General Fund Higher Education Funding (31.5%)**
\$227,797,800

Questions

14



The Impacts of Oil and Natural Gas Production in New Mexico on Santa Fe County

A Summary of Important Economic and Revenue Issues

Santa Fe County Summary

Santa Fe County is not an oil and natural gas producing area. However, oil and natural gas production is important to the County indirectly. This summary details some of these important issues. Complete data are available on the accompanying CD.

1. What products and land types generate the OGAS production in the County?
2. Is there more detail on specific product? Absolutely, but not for Santa Fe County.
3. What does this production mean for state and local direct revenues? No OGAS production in Santa Fe County.
4. The industry also makes bonus payments for the rights to lease federal and state lands for production. These leases are primarily in the producing counties, but exploratory leases are also executed. In previous years, there has been some exploratory drilling and at least one well produced for a short period of time. However, currently the County has significant regulations against drilling. No state or federal leases have been sold recently, however. Bonus payments for leases on federal land are shared with the State General Fund. Bonus payments for leases on state lands become part of the land maintenance fund at the State Land Office, distributed to beneficiaries after deducting the expenses of the SLO.
5. How about Gross Receipts Tax revenue to county and municipal governments for the NAICS codes 211110 - Oil & Gas Extraction, 213111 - Drilling Oil and Gas Wells and 213112 - Support activities for oil and gas operations? Refer to the main document for an explanation of the economic burden concept for Gross Receipts Tax.

Santa Fe County Gross Receipts Tax Activity									
Fiscal Year	NAICS Description	Count	Gross Receipts (\$1,000)	Txbl Gross Rcpts (\$1,000)	Gross Tax (\$1,000)	Derived Total Rate (%)	Approx. State (\$1,000)	Approx. County (\$1,000)	Approx. Muni (\$1,000)
FY2013	Oil & Gas Extraction	*							
FY2013	Drilling Oil and Gas Wells	40	\$224	\$140	\$9.5	6.776%	\$7.3	\$2.5	-\$0.3
FY2013	OGAS Support Activities	4	\$314	\$27	\$2.2	8.167%	\$1.1	\$0.3	\$0.8
FY2013	Total OGAS-related	44	\$538	\$167	\$11.7	7.001%	\$8.4	\$2.8	\$0.5

Note: an asterisk in the "Count" column indicates that some activity was reported under this NAICS code in the County, but the detailed data were redacted for confidentiality. Where no asterisk appears in the column, no activity was reported. The Total row only includes the NAICS activity not redacted. Note also that in the course of 2013, a total of 31 counties had reported activity in at least one of the three NAICS codes. Only DeBaca and Mora Counties reported no gross receipts activity.

6. Put into context, this \$11,700 of GRT derived in Santa Fe County in the three NAICS codes represents a small portion of \$176 million total GRT impact.

Incorp Status	NAICS Description	Count	Gross Receipts (\$1,000)	Txbl Gross Rcpts (\$1,000)	Gross Tax (\$1,000)	state (\$1,000)	County/Muni (\$1,000)	Tribe/Nation Pueblo (\$1,000)
Municipal	Oil & Gas Extraction	317	\$36,715	\$30,161	\$2,099	\$1,176	\$923	\$0
Municipal	Drilling Oil and Gas Wells	221	\$7,692	\$5,874	\$412	\$229	\$183	\$0
Municipal	OGAS Support Activities	4,467	\$4,295,292	\$1,311,854	\$91,473	\$51,162	\$40,311	\$0
Nation Non-Taxable:	OGAS Support Activities	138	\$15,451	\$12,723	\$824	\$0	\$0	\$824
Nation Taxable	Oil & Gas Extraction	14	\$670	\$612	\$35	\$6	\$1	\$28
Nation Taxable	Drilling Oil and Gas Wells	13	\$930	\$938	\$50	\$9	\$0	\$40
Nation Taxable	OGAS Support Activities	134	\$3,465	\$3,478	\$225	\$34	\$12	\$180
Pueblo Non-Taxable	OGAS Support Activities	3	\$282	\$175	\$11	\$0	\$0	\$11
Unclassified	Oil & Gas Extraction	88	\$31,965	\$30,512	\$1,564	\$1,564	\$0	\$0
Unclassified	Drilling Oil and Gas Wells	58	\$10,052	\$8,321	\$426	\$426	\$0	\$0
Unclassified	OGAS Support Activities	1,177	\$1,391,511	\$419,062	\$21,477	\$21,477	\$0	\$0
Unincorporated	Oil & Gas Extraction	345	\$91,303	\$88,450	\$4,959	\$4,533	\$426	\$0
Unincorporated	Drilling Oil and Gas Wells	537	\$361,422	\$358,738	\$20,343	\$18,385	\$1,957	\$0
Unincorporated	OGAS Support Activities	4,065	\$726,410	\$555,864	\$32,260	\$28,488	\$3,772	\$0
All Jurisdictions	Oil & Gas Extraction	764	\$160,652	\$149,735	\$8,657	\$7,279	\$1,350	\$28
All Jurisdictions	Drilling Oil and Gas Wells	829	\$380,096	\$373,871	\$21,231	\$19,050	\$2,141	\$40
All Jurisdictions	OGAS Support Activities	9,984	\$6,432,412	\$2,303,156	\$146,270	\$101,161	\$44,094	\$1,015
		11,577	\$6,973,160	\$2,826,761	\$176,158	\$127,490	\$47,585	\$1,083

7. So, if you include the Gross Receipts Tax indirect economic burden and a substantial portion of the interest accruing to the General Fund from the Land Grant Permanent Fund (96+%) and the Severance Tax Permanent Fund (86%) attributable to oil and gas production in the state, what is the plausible percentage of the total General Fund derived from oil and gas production? Answer -- 31.5%

	FY 2013 General Fund Amount (\$ millions)	Approx. Amount paid by State/General Fund (\$ millions)	OGAS Industry	Approx. % OGAS
Gross Receipts Tax	\$1,913	\$128		6.7%
Compensating Tax	\$51	\$15		29.2%
Selective Sales Taxes	\$405	>0		0.0%

	FY 2013 General Fund Amount (\$ millions)	Approx. Amount paid by State General Fund (\$ millions)	Approx. % OGAS
Gross PIT Withholding (CRS)	\$1,071	\$30	2.8%
PIT-Final Stlmnts (TAA)	\$419	>0	0.0%
PIT TAA - Oil & Gas Withholding	\$90	\$90	100.0%
Fiduciary	\$7	>0	0.0%
Less: Trsf PIT Suspende	-\$340	>0	0.0%
Less: Trsf Retiree Health Care	-\$22	\$0	0.0%
Net Personal Income	\$1,226	\$120	9.8%
Corporate Income Tax	\$263	\$54	20.5%
Oil & Gas School Tax (see Note: below)	\$385	\$385	100.0%
7% Oil Conservation	\$21	\$20	95.2%
Natural Gas Processors	\$24	\$24	100.0%
Perm. Fund Income *	\$441	\$426	96.6%
Sev Tax Income Fund	\$176	\$152	86.0%
Federal Mineral Leasing *	\$460	\$408	88.7%
Land Office Inc. *	\$45	\$30	68.0%
Recurring General Fund/Total	\$5,590	\$1,761	31.5%

8. Since the oil and gas producing industry supports 31.5% of the State General Fund, this same percentage is the level of support by the OGAS industry is attributable to Public School and Higher Education funding in the County. More detail, for example the funding for Charter Schools in the County, is available on the CD.

General Fund OGAS Allocation Percentage for FY 2013			
DISTRICT	2012-2013 Final Funded Program Costs Less Deducts	# Statewide Charters	OGAS Supported
CHARTER SCHOOLS			
Moriarty	\$157,188,737	95	\$49,514,452
Pojoaque	\$20,952,264		\$6,599,963
Santa Fe	\$12,124,866		\$3,819,333
Statewide Total	\$81,762,564		\$25,755,208
	\$2,267,376,553		\$714,223,614
Note: highlighted cell is total OGAS support of statewide charter schools. Amount in final column is the OGAS support of County Charters.			

FY 2012, Higher Education Support (\$1,000)		Total Higher Education Formula Support	30.0% OGAS Supported
Institution			
SFCC Santa Fe Campus		\$12,166	\$3,650
NMSD Santa Fe		\$3,385	\$1,016
Total Santa Fe County		\$15,551	\$4,665
FY 2013, Higher Education Support (\$1,000)			31.5%
Institution		Total Higher Education Formula Support	OGAS Supported
SFCC Santa Fe Campus		\$12,501	\$3,938
NMSD Santa Fe		\$3,768	\$1,187
Total Santa Fe County		\$16,269	\$5,125

Note: NMSD is a constitutional institution and receives a distribution of income from designated lands.

Oil and Natural Gas Production in New Mexico -- County Information Project January 2014

9. The oil and natural gas production industry also supports the lion's share of state-authorized and funded capital outlay projects whether supported by Severance Tax Bonds or via general fund appropriations. All counties benefit from this funding. In addition to the capital outlay detailed here, the state has also established a Water Trust Fund that receives an annual tranche of 10% of the amount of Severance Tax Bonds. There is also a Tribal Projects Permanent Fund and a Colonias Project Fund that get an annual tranche of a percentage of Severance Tax Bonds. Details on these special funds will be provided in the next edition of this report. For this purpose, Oil and Natural Gas production provide 95% of Severance Tax Bond funding and 31.5% of General Fund appropriations.

Oil and Gas Support of Severance Tax and Other Capital Outlay Bond Programs				
OGAS % of STBs	95%		95%	
OGAS % of General Fund	30%		30%	
	SANTA FE (\$1,000)		GRAND TOTAL (\$1,000)	
2007 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Summary for County	266	\$59,813	3,448	\$721,609
General Fund	222	\$33,828	2,887	\$488,382
STBs	12	\$10,144	156	\$211,999
Other	4	\$15,842	7	\$19,178
Reauthorizations	28	\$0	377	\$0
Amount Attributable to Oil and Gas (Through STBs and GF)		\$35,179		\$527,563
2008 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Summary for County	123	\$26,901	1,777	\$341,187
STBs	30	\$17,425	340	\$215,491
General Fund	92	\$7,976	1,434	\$122,996
Other Funds	1	\$1,500	3	\$2,700
Amount Attributable to Oil and Gas (Through STBF and GF)		\$18,946		\$241,615
Vetoes	6	\$300	187	\$7,033
2009 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Summary for County	16	\$14,709	143	\$139,960
STBs	16	\$14,709	143	\$139,960
Amount Attributable to Oil and Gas (Through STBF and GF)		\$13,974		\$132,962
2009 SS CAPITAL OUTLAY SWAPS AND VOIDS	Projects	Amount	Projects	Amount
Voids and reversions	19	\$7,660	236	\$185,971
Voided GF funding swapped for STB funding	19	\$7,510	240	\$144,697
New Project Added			1	\$1,500
PSCO Funding Omitted			1	\$31,600
Net Amount Attrib. to Oil and Gas (Through STBs and GF)		\$4,837		\$81,671
Vetoes	1	\$150	45	\$12,902
2010 2ND SS CAPITAL OUTLAY PROJECTS AND REAUTHORIZATIONS	Projects	Amount	Projects	Amount
Summary for County	2	\$0	49	\$42,150
STB funding	0	\$0	23	\$41,800
Other Funding	0	\$0	1	\$350
Reauthorizations	2		25	
Amount Attributable to Oil and Gas-- STBs		\$0		\$38,760
2010 SS CAPITAL OUTLAY SWAPS AND VOIDS	Projects	Amount	Projects	Amount
Voids and reversions	167	\$13,911	2,516	\$177,457
General Fund	129	\$10,736	2,026	\$123,111
STB	38	\$3,175	490	\$54,346
Vetoes	5	\$3,134	74	\$44,783
Voided GF funding swapped for STB funding	0	\$25	0	\$5,679
STB	1	\$25	29	\$5,679
Net Attributable to Oil and Gas Production		-\$6,214		-\$83,167
Attributable to Oil and Gas Production Voids		-\$6,237		-\$88,562
Attributable to Oil and Gas Production Swaps		\$24		\$5,395

Oil and Natural Gas Production in New Mexico – County Information Project January 2014

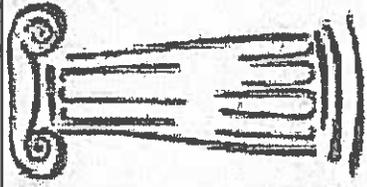
Oil and Gas Support of Severance Tax and Other Capital Outlay Bond Programs				
OGAS % of STBs	95%		95%	
OGAS % of General Fund	30%		30%	
	SANTA FE (\$1,000)		GRAND TOTAL (\$1,000)	
2011 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Reauthorizations by County	9		123	
No new STBs were authorized				
2012 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Summary for County	50	\$14,822	484	\$137,318
STBs	27	\$11,514	280	\$107,514
Other Funds	0	\$0	7	\$6,898
Reauthorizations	0		3	\$0
Amount Attributable to Oil and Gas Production		\$10,938		\$102,138
Vetoed	23	\$3,308	194	\$22,906
2013 CAPITAL OUTLAY PROJECTS	Projects	Amount	Projects	Amount
Summary for County	67	\$18,391	785	\$269,340
STBs	62	\$9,821	769	\$218,132
Other Funds	5	\$8,570	16	\$51,208
Amount Attributable to Oil and Gas Production		\$9,330		\$207,225
Vetoed	13	\$730	72	\$4,402

10. For questions, comments or criticisms of this work, contact:

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or

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NEW MEXICO
TAX RESEARCH
INSTITUTE

*Revised New Mexico Business Tax
Competitiveness Study*

Presented to the Revenue Stabilization and Tax Policy

Committee

Farmington, NM

July 8, 2014

RICHARD L. ANKLAM, PRESIDENT &
EXECUTIVE DIRECTOR

NMTRI Principles of Good Tax Policy

2

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 - Laws, regulations, forms and procedures should be as simple as possible
- **Comprehensiveness**
 - All taxes should be considered when evaluating the system
- **Accountability**
 - Exceptions should be rare and should be carefully evaluated and justified

Revised Study Commissioned

3

November, 2013 – NMTR engaged Ernst & Young LLP to “refresh” previous study to account for:

- **Tax law/rate changes in NM and other states**
- **Assuming fully-phased in law changes in all states**
- **Assuming 1/4% GRT increase in muni/county rates to allow for the increased rate authority provided in HB 641**
- **Hypothetical firm assumptions remain constant**
- **Broad range of government and business support**

Recall How This Started: New Mexico Loses Opportunity

4

- Solar manufacturer chooses Mesa, AZ
 - Gets “deal” in Arizona
 - Company cites some tax concerns
 - Absence of single sales factor option (corporate income tax)
 - GRT on electricity
 - Targets costliest input
 - Consumes as much power as Santa Fe
 - Mayor Berry wants to address “problem”
 - Advisors suggest credible study of tax competitiveness
 - Recall 1997 KPMG Barents Group Study by EDD, Silver City
 - But, time consuming and expensive

New Study Published

5

- Council on State Taxation (“COST”) commissioned Ernst & Young’s Quantitative Economic and Statistics group to perform 50 state study:
 - Looks at \$100M investment in:
 - ✦ C-corporation
 - ✦ Largest City (property tax)
 - ✦ Statewide Average (sales tax)
 - ✦ Five sectors
 - Durable Goods Manufacturing
 - Non-durable Goods Manufacturing
 - Office and call center facilities
 - Research and Development facilities
 - Headquarters facilities

New Study Published

6

Study looked at effective tax rate/after tax
ROI over 30 year investment

AND NEW MEXICO RANKED...

New Study Published

7

51!

*** Study included District of Columbia**

Study Has Flaws and Limitations

8

- **Study did not include incentives**
 - i.e. states that don't tax manufacturing equipment "got credit", while our Investment Credit did not count
 - IRB's not in model, nor JTIP, HWJTC, TJTC, etc
- **Used simple corporate income assumptions**
 - Combined filing not modeled
 - NM filing options not considered/evaluated
- **Modeling GRT difficult**
 - Mistakes likely
- **Reminder: taxes are certainly not only determinative factor in site selection and overall cost**

Enhanced Study Commissioned

9

NMTRI engaged E&Y to:

- Include incentives in tax calculations for eight states
 - AZ, CA, CO, NV, OK, OR, TX, UT
- Add rural location (Deming)
- Add industries
 - Computer & electronic mfg, electrical equip, aerospace products and parts, management scientific, and technical consulting, and food processing
- Ask additional policy questions
 - Effect of rate changes, deductions, etc.

In addition, NM detail validated by NMTRI/TRD/DFA

Results Without Incentives

10

- Essentially the Same as in Initial E&Y Study
- New Mexico presented the Highest effective tax rate on investment in ALL sectors
- Distinguishing Issues:
 - Broad taxation of business inputs at relatively high rates
 - Corporate Income Tax
 - ✦ High rates (above national average/highest in region except CA)
 - ✦ No favorable apportionment

Results Without Incentives

11

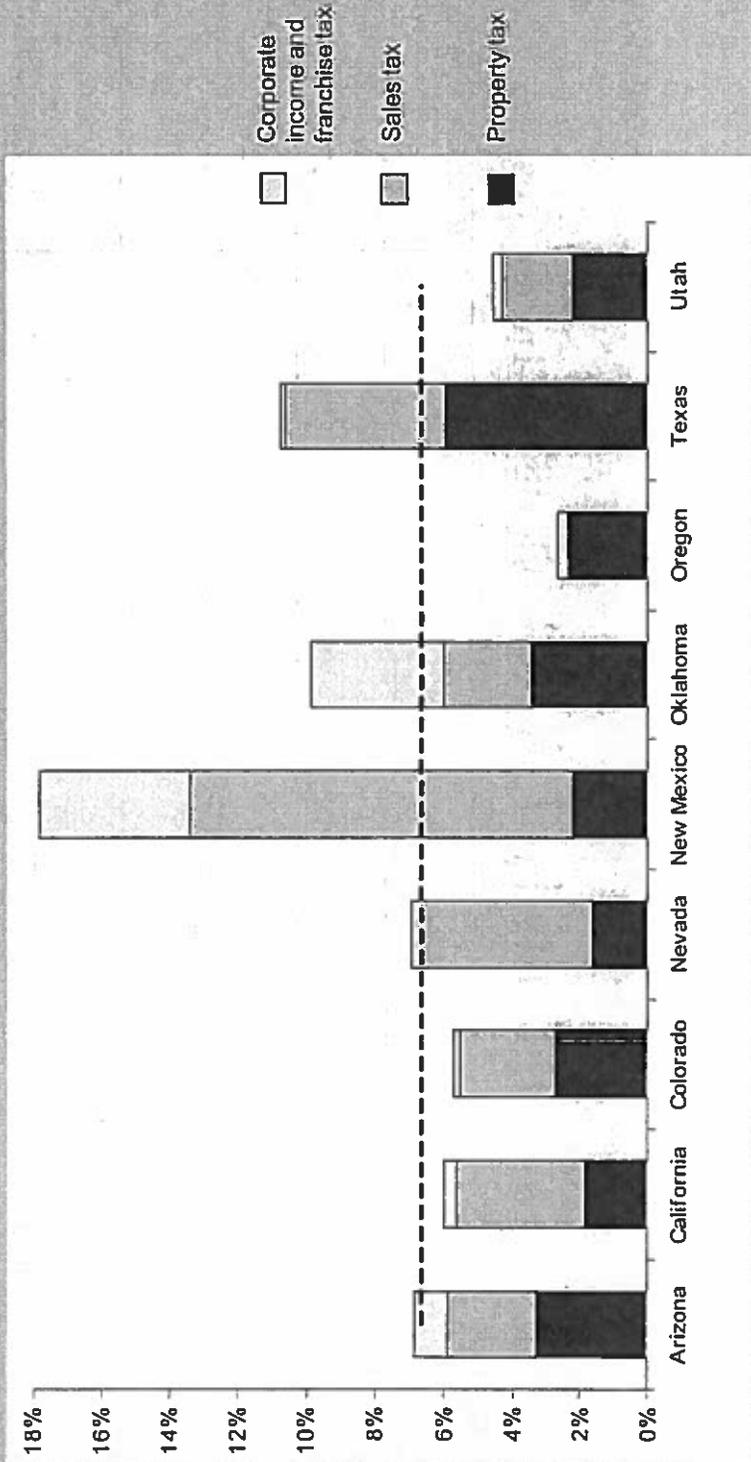
Effective Tax Rate Ranking Before Incentives

Industry	NM's Effective Rate
Headquarters	1 st Highest
Research and Development	1 st Highest
Renewable Energy Equipment Manufacturing	1 st Highest
Business Support Services	1 st Highest
Food Products Manufacturing	1 st Highest
Computer & Electronics Manufacturing	1 st Highest
Electrical Equipment Manufacturing	1 st Highest
Aerospace Products and Parts Manufacturing	1 st Highest
Management, Scientific and Tech. Consulting Services	1 st Highest

Results Without Incentives

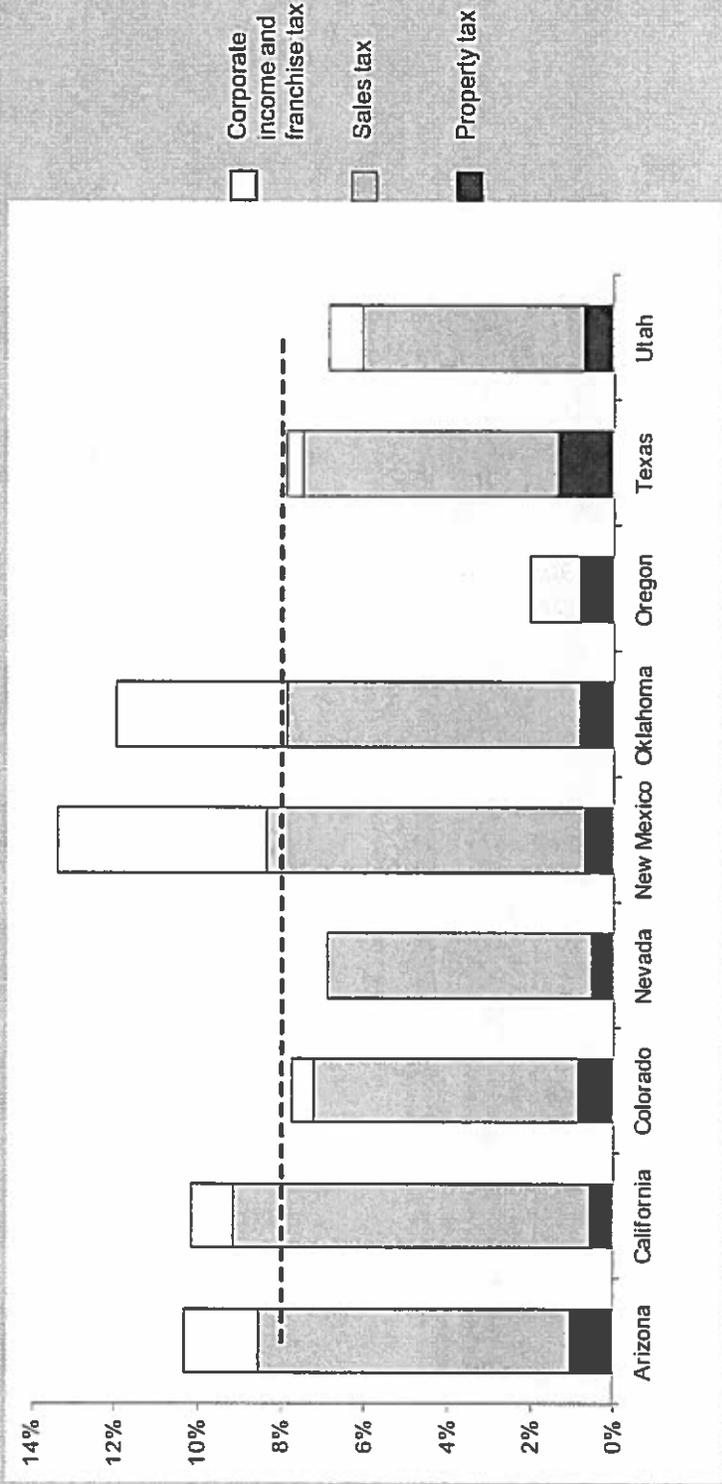
12

Average Effective Tax Rates for Manufacturing Industries



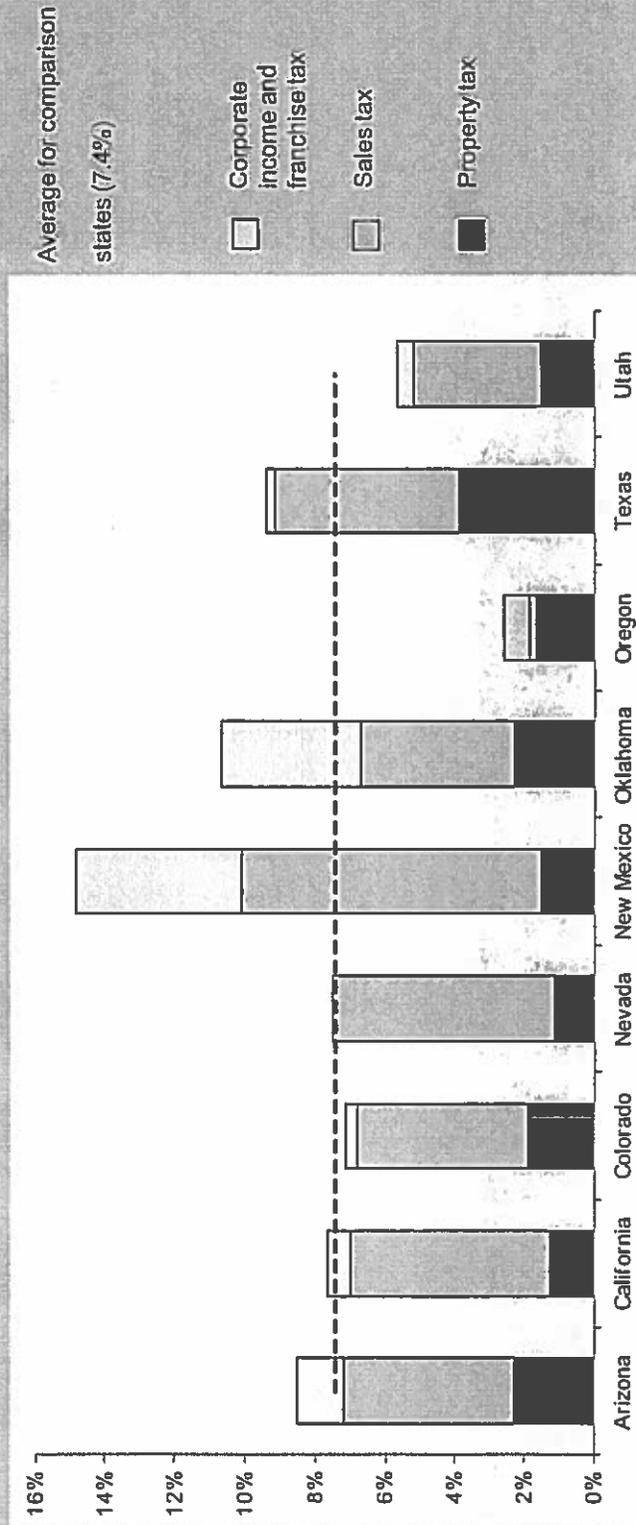
Results Without Incentives

Average Effective Tax Rates for Services



Results Without Incentives

Overall Average Effective Tax Rates for All Included Industries



Results With Incentives

15

Effective Tax Rate Ranking After Incentives

Industry	NM's Effective Rate
Headquarters	1 st Highest
Research and Development	9 th Highest (Lowest)
Renewable Energy Equipment Manufacturing	1 st Highest
Business Support Services	8 th Highest
Food Products Manufacturing	1 st Highest
Computer & Electronics Manufacturing	3 rd Highest
Electrical Equipment Manufacturing	1 st Highest
Aerospace Products and Parts Manufacturing	9 th Highest (Lowest)
Management, Scientific and Tech. Consulting Services	9 th Highest (Lowest)

Results With Incentives

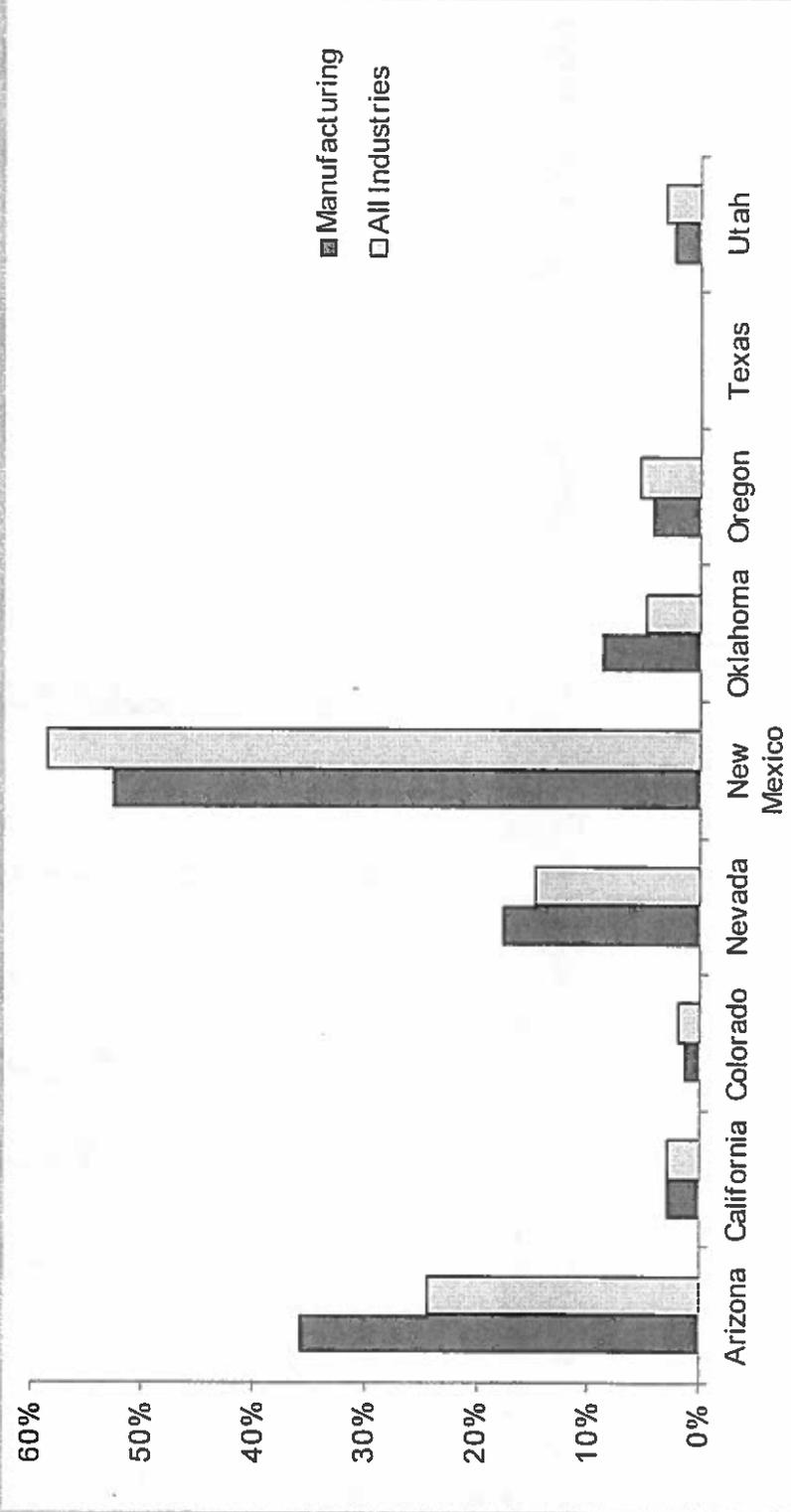
16

Average Effective State and Local Business Tax Rates, After Credits by Investment Type

State	Services		Manufacturing		All Industries	
	ETR	Rank	ETR	Rank	ETR	Rank
Arizona	9.0%	3	4.4%	8	6.5%	5
California	9.8%	2	5.8%	4	7.6%	3
Colorado	7.5%	5	5.7%	6	6.5%	4
Nevada	6.3%	7	5.7%	5	6.0%	7
New Mexico	3.4%	8	8.1%	3	6.0%	6
Oklahoma	12.0%	1	9.0%	2	10.3%	1
Oregon	1.9%	9	2.6%	9	2.2%	9
Texas	7.9%	4	10.8%	1	9.5%	2
Utah	6.5%	6	4.4%	7	5.3%	8
Other States' Average ETR	7.6%		6.1%		6.7%	

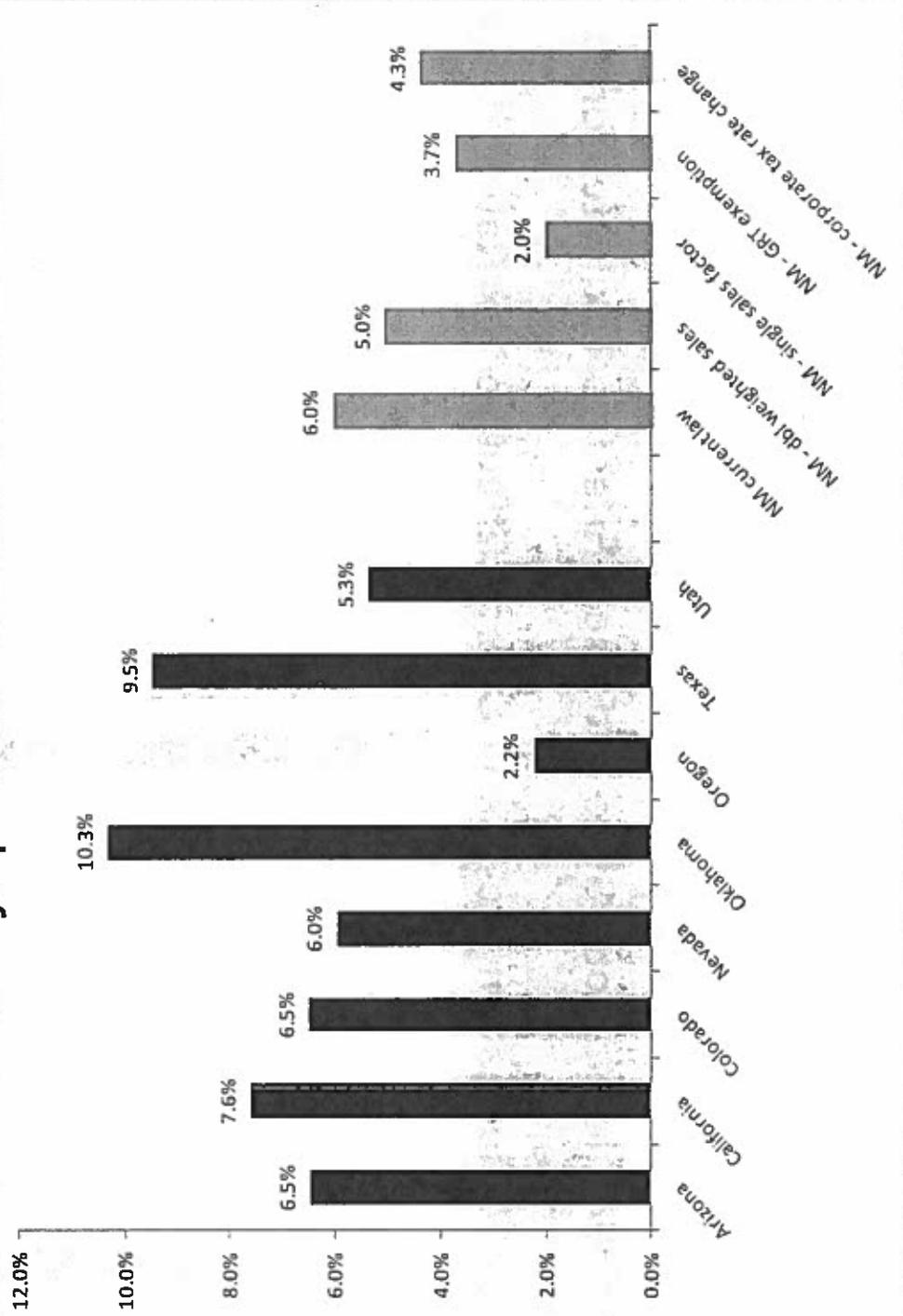
Results With Incentives

Potential Reduction in Total State and Local Effective Tax Rate from Statutory Credits, (Percentage Reduction in Pre-Credit Overall Effective Tax Rate)



E&Y Conclusions

Comparison of After-Tax Effective Tax Rate for Comparison States and New Mexico under Selected Policy Options



NMTRI Conclusions

19

New Mexico is uncompetitive without incentives.

With Incentives, New Mexico is more or less competitive depending on industry/facts

- New Mexico is more reliant on incentives to manage effective tax rate
- If facts and law don't provide for incentive eligibility, a NM business faces high ETR's

Numerous options, targeted or broad based, can reduce the ETR, however other trade-offs, costs, and policy issues arise

And Then the 2012 Session Happened...

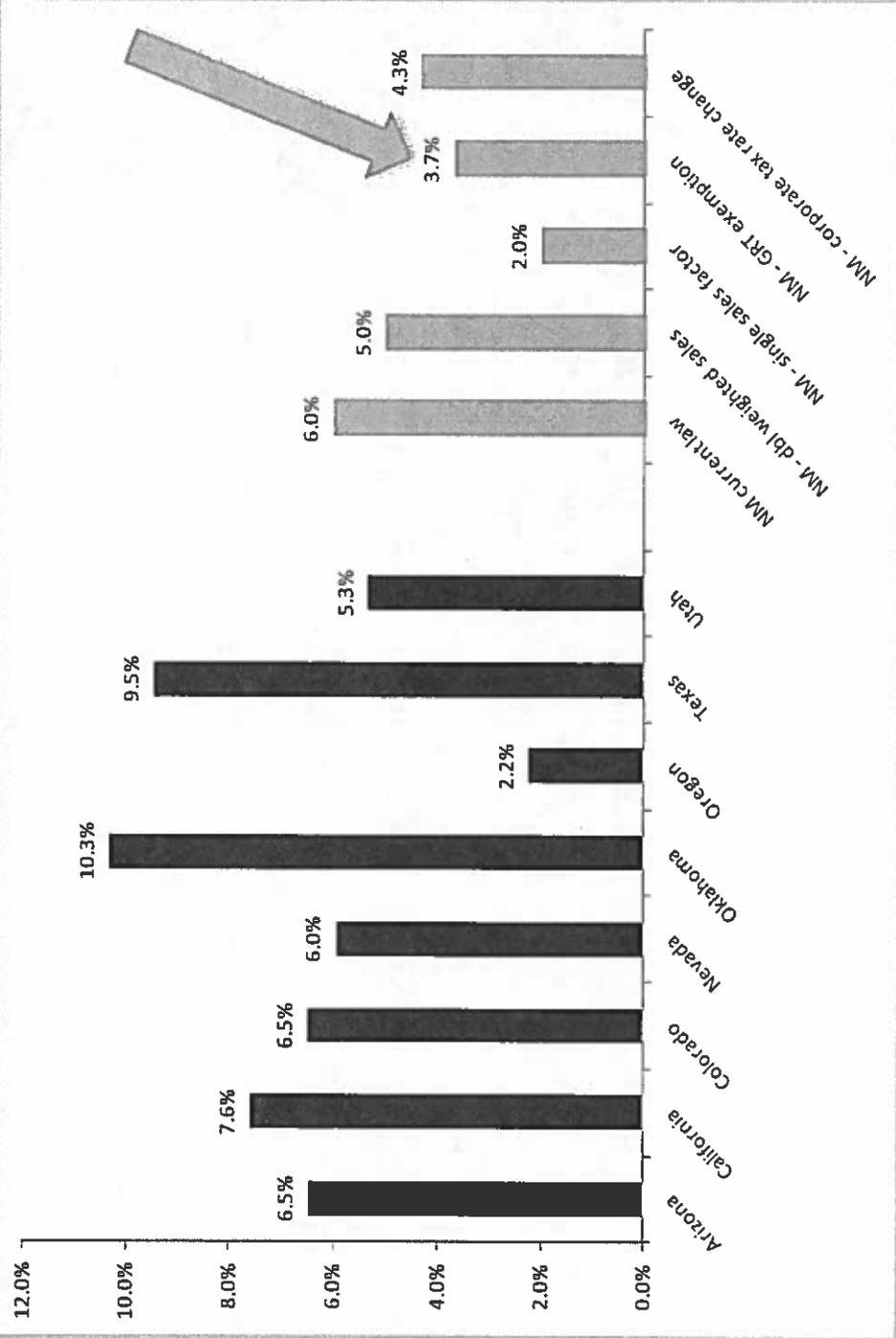
20

- **HB 184CS – Doyle – Construction Service for Gross Receipts**
 - CS includes provisions from Rep James' HB 256
 - Expands current manufacturing inputs GRT deduction to include "consumables"
 - ✦ i.e. electricity, natural gas, industrial gases, cleaning solvents, etc.
 - ✦ Phased-in over 5 years in 20% increments
 - ✦ Manufacturing definition in GRTA quite broad
 - Expands current construction services deduction to include project related non-construction services
 - ✦ i.e. architectural, engineering, security, sanitation
 - Creates new deduction for leasing equipment associated with construction projects
 - ✦ i.e. generators, saws, scaffolding, backhoes, etc.
- **Addresses "pyramiding" and represents a significant change in NM law/policy**

Remember this? We Did the 4th one...

21

Comparison of After-Tax Effective Tax Rate for Comparison States and New Mexico under Selected Policy Options



Results With Incentives

22

Effective Tax Rate Ranking After Incentives with HB 184

Industry	NM's Effective Rate Before HB 184	NM's Effective Rate After 184
Headquarters	1 st Highest	1 st Highest
Research and Development	9 th Highest (Lowest)	9 th Highest (Lowest)
Renewable Energy Equipment Manufacturing	1st Highest	8th Highest
Business Support Services	8 th Highest	8 th Highest
Food Products Manufacturing	1 st Highest	1 st Highest
Computer & Electronics Manufacturing	3rd Highest	8th Highest
Electrical Equipment Manufacturing	1st Highest	3rd Highest
Aerospace Products and Parts Manufacturing	9 th Highest (Lowest)	9 th Highest (Lowest)
Management, Scientific and Tech. Consulting Services	9 th Highest (Lowest)	9 th Highest (Lowest)

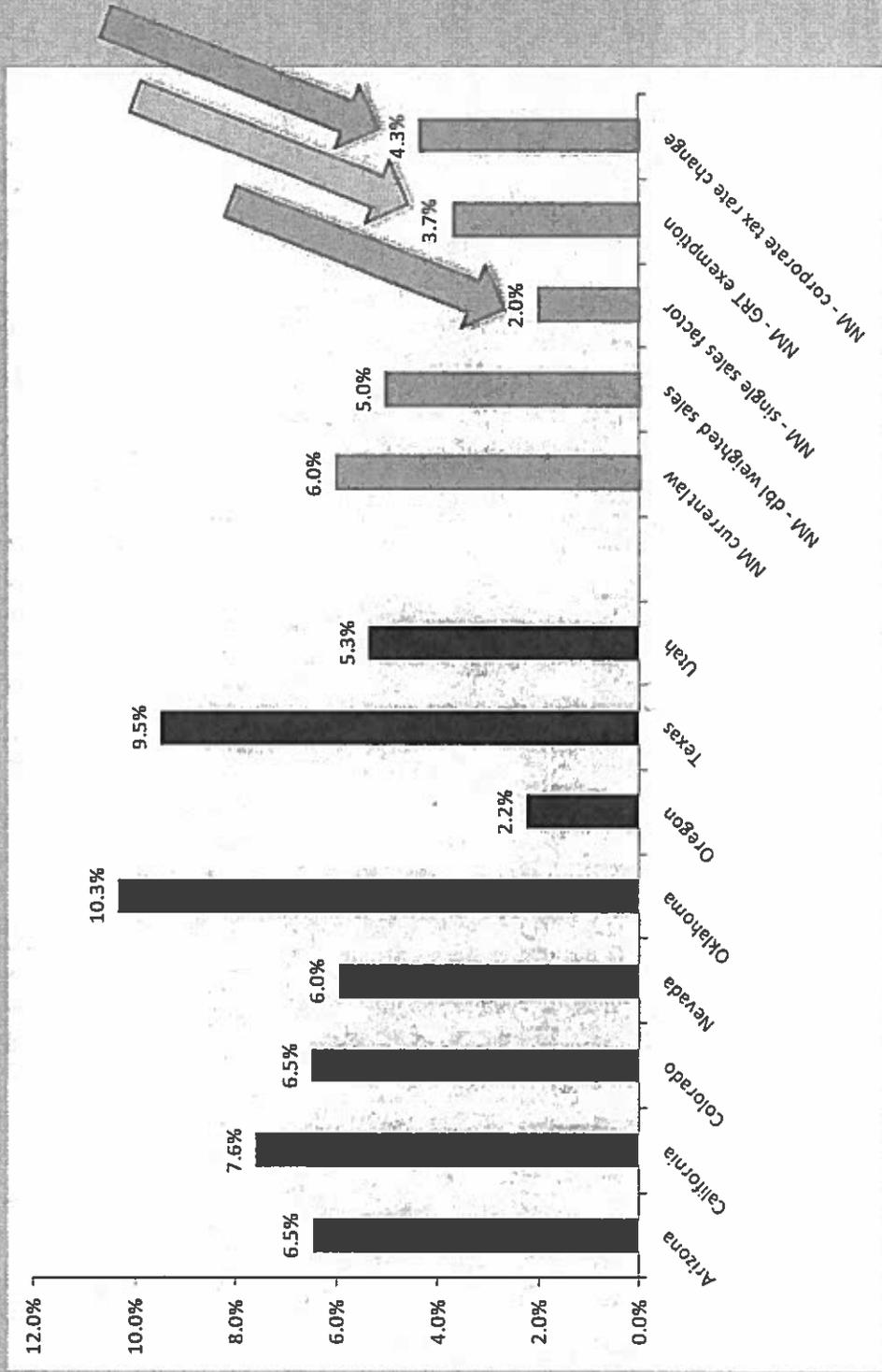
And Then the 2013 Session Happened...

23

- House Bill 641 Signed 4/4 (“Tax Package”)
 - ✦ Corporate Tax Relief/Reform
 - Rate Reduction (7.6-5.9% over 5 years)
 - Mfg Single Weighted Sales Factor (5 year phase-in)
 - “Big Box” Mandatory Unitary Combined Filing
 - ✦ Narrowing of Mfg GRT deduction
 - now excludes consumables used in power generation, natural resource processing, and food preparation
 - ✦ Hold Harmless Repeal (2+15 yr phase-in, rate authority)
 - ✦ HWJTC Fix
 - Closed “loopholes”, raised thresholds
 - ✦ “Breaking Bad” Film Credit Expansion

Remember this? We did the 3rd and last one...

Comparison of After-Tax Effective Tax Rate for Comparison States and New Mexico under Selected Policy Options



Revised Study Commissioned

25

November, 2013 – NMTR engaged Ernst & Young LLP to “refresh” previous study to account for:

- **Tax law/rate changes in NM and other states**
- **Assuming fully-phased in law changes in all states**
- **Assuming 1/4% GRT increase in muni/county rates to allow for the increased rate authority provided in HB 641**
- **Hypothetical firm assumptions remain constant**

Revised Study Commissioned - Results

26

Change in effective tax rates 2011 to 2013, before credits,
Average for manufacturers and services

States	Manufacturers			Services		
	2011	2013	Percent Change	2011	2013	Percent Change
Arizona	6.9%	5.8%	-15.1%	10.3%	8.3%	-19.3%
California	6.0%	5.8%	-3.5%	10.2%	9.7%	-4.2%
Colorado	5.8%	6.2%	7.1%	7.7%	8.2%	5.9%
Nevada	6.9%	6.8%	-2.0%	6.9%	6.7%	-2.3%
New Mexico	17.9%	9.5%	-46.9%	13.4%	12.6%	-6.3%
Oklahoma	9.9%	10.0%	1.5%	12.0%	12.4%	3.2%
Oregon	3.5%	3.6%	3.1%	2.3%	2.3%	1.7%
Texas	10.8%	10.9%	1.4%	7.9%	8.1%	2.7%
Utah	6.6%	6.8%	3.0%	6.9%	7.0%	2.8%
Average without NM	7.0%	7.0%	-0.7%	8.0%	7.9%	-2.0%

Revised Study Commissioned - Results

27

Change in effective tax rates 2011 to 2013, after credits,
Average for manufacturers and services

States	Manufacturers			Services		
	2011	2013	Percent Change	2011	2013	Percent Change
Arizona	4.4%	4.2%	-4.2%	9.0%	8.0%	-11.8%
California	5.8%	5.6%	-3.6%	9.8%	9.4%	-4.3%
Colorado	5.7%	6.1%	7.2%	7.5%	8.0%	6.0%
Nevada	5.7%	5.6%	-1.8%	6.3%	6.1%	-2.1%
New Mexico	8.1%	3.3%	-59.5%	3.4%	6.1%	81.0%
Oklahoma	9.0%	9.2%	1.7%	12.0%	12.4%	3.2%
Oregon	3.4%	3.5%	3.2%	2.1%	2.2%	1.8%
Texas	10.8%	10.8%	0.6%	7.9%	7.9%	0.0%
Utah	5.5%	5.7%	3.9%	6.5%	6.7%	2.9%
Average without NM	6.3%	6.3%	0.9%	7.6%	7.6%	-0.9%

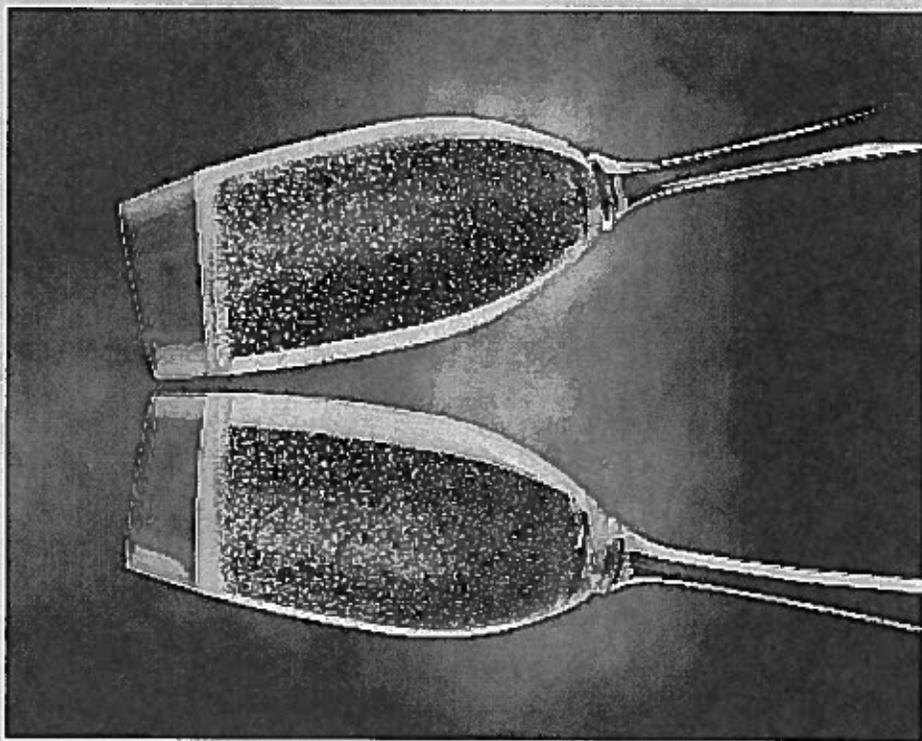
Revised Study Commissioned - Results

Change in effective tax rates comparative rankings from the 2011 to 2013 studies, after credits

Industry	NM's Effective Tax Rate (ETR) 2009 rates/2011 study after incentives	NM Effective Tax Rate (ETR) 2013 rates
Headquarters	1 st Highest	2 nd Highest
Research and Development	9 th Highest (Lowest)	9 th Highest (Lowest)
Renewable Energy Equipment Manufacturing	1 st Highest	8 th Highest(2 nd lowest)
Business Support Services	8 th Highest	3 rd Highest
Food Products Manufacturing	1 st Highest	4 th highest
Computer & Electronics Manufacturing	3 rd Highest	9 th Highest (Lowest)
Electrical Equipment Manufacturing	1 st Highest	7 th Highest/3 rd Lowest
Aerospace Products and Parts Manufacturing	9 th Highest (Lowest)	9 th Highest (Lowest)
Management, Scientific and Tech. Consulting Services	9 th Highest (Lowest)	8 th Highest(2 nd Lowest)

Thank You

29





Rural and Economic Development

July 8, 2014

University of New Mexico, Albuquerque



Procurement Reform Recommendations

Require regular and full disclosure on:

- Amount of revenue awarded to out-of-state vs. in-state companies.
- The point basis on how the contract was awarded (the basis for decision).
- Reasons requirements are included in RFP's are not required by the Procurement Code.

Implementation of HJM II passed in the 2014 session:

- Provide training by a qualified procurement authority for chief procurement officers of all agencies.
- Identify the businesses who qualify for the in-state preference on the price agreement.

Provide points for value-added including:

- Headquartered in New Mexico.
- Principle place of business in New Mexico.
- Number of New Mexicans hired.

And/or provide a set aside for small business like the federal government.

Create an independent hearing process for appeals.

From the Albuquerque Business First

:<http://www.bizjournals.com/albuquerque/blog/morning-edition/2014/07/chamber-wants-to-check-on-nm-s-outside-spending.html>

Jul 3, 2014, 6:35am MDT

Chamber wants to check on NM's outside spending



Gary Gerew

Assistant Editor- *Albuquerque Business First*

Email

The Association of Commerce and Industry, New Mexico's statewide chamber of commerce, is asking the state for records related to contract purchases by the New Mexico Department of Transportation, the New Mexico Department of Information Technology, and the New Mexico General Services Department.

ACI President and CEO Dr. Beverlee McClure, in a statement, said the association wants to know how much of the work is being given to companies outside of New Mexico.

"ACI is working to keep businesses, jobs, and opportunities here in New Mexico," McClure said. "Our members have raised concerns that New Mexico companies may not be getting a fair chance to compete for New Mexico tax dollars through the procurement process. If we want to grow as a state and improve the opportunities available to New Mexicans, our state government needs to be looking for opportunities to keep our money here in New Mexico, instead of handing over even more jobs, opportunities, and money to other states. We hope ACI's request will shed light on these concerns, and we will continue to work closely with the state government to improve process and opportunities for New Mexicans."

In the requests, ACI asks state officials to show how much was spent on contractual purchases from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico in 2013 and 2014. The three departments in question were selected as they represent the greatest percentages of state expenditures, according to the association.

The ACI also is asking businesses that have had issues with state procurement procedures to contact it in advance of a scheduled July 8 presentation before the Legislature's Interim Economic and Rural Development Committee.

ACI can be contacted at (505) 842-0644, or info@aci-nm.org.

Want Albuquerque news in your inbox? [Click here](#) to sign up for our email newsletters

505.348.8323 | ggerew@bizjournals.com

Jason Espinoza

From: Montoya, Ricardo, NMDOT <Ricardo.Montoya@state.nm.us>
Sent: Thursday, July 03, 2014 2:36 PM
To: Jason Espinoza
Cc: Coriz, David L., NMDOT
Subject: RE: IPRA Request
Attachments: IPRA Request NMDOT.PDF

Mr. Espinoza,

Upon review it has been determined that your attached request is broad and/or burdensome, pursuant to 14-2-10 of the Inspection of Public records Act. Please provide more specific information to better describe the specific record types you are requesting. The NMDOT does not maintain information in such a way to conduct a search according to the parameters of your request. Also, keep in mind that this agency is not obligated to create a record that does not already exist in order to comply with a record request. Your request will not be processed until you provide me with more specific information.

Please let me know if you have any questions.

Thanks,

Ricardo Montoya | Records Management Section
P.O. Box 1149 | Santa Fe, NM 87504
Ph. 505-827-5495 | Fax 505-827-0662
ricardo.montoya@state.nm.us



From: Jason Espinoza [<mailto:jespinoza@aci.nm.org>]
Sent: Wednesday, July 02, 2014 9:30 AM
To: Coriz, David L., NMDOT
Subject: IPRA Request

Mr. Coriz,

Please see the attached Inspection of Public Records Act request.

Thank you for your prompt attention in this matter, and please contact me at 505-842-0644 to discuss any aspect of this request.

Sincerely,
Jason

Jason A. Espinoza
Vice President, Government Affairs
Association of Commerce and Industry
PO Box 9706



July 2, 2014

David Coriz
NM Department of Transportation
Records Custodian SB-5
Santa Fe, NM 87501

Via email: David.Coriz@state.nm.us

Dear Mr. Coriz:

I am writing to request public information, pursuant to NMSA 1978, Article 14, Chapter 2, commonly known as the New Mexico Inspection of Public Records Act. I am seeking the following information:

The dollar amount of contractual purchases in Fiscal Year 2013 by the New Mexico Department of Transportation from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

The dollar amount of contractual purchases in Fiscal Year 2014 by the New Mexico Department of Transportation from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

A list of all contractual purchases between July 1, 2012 and June 30, 2014 by the New Mexico Department of Transportation. The list of contractual purchases should include company name, dollar amount billed, and billing address.

If the information requested is available in an electronic format, I wish to receive an electronic copy of the information requested at jespinoza@aci-nm.org. Please notify me of the cost of this request before any action is taken.

Thank you for your prompt attention in this matter, and please contact me at the 505-842-0644 to discuss any aspect of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Espinoza', written over a white background.

Jason Espinoza
Vice President for Government Affairs



July 3, 2014

Rebecca Latham
Communications Director
NM Tourism Department
491 Old Santa Fe Trail
Santa Fe, NM 87501

Via email: Rebecca.Latham@state.nm.us

Dear Ms. Latham:

I am writing to request public information, pursuant to NMSA 1978, Article 14, Chapter 2, commonly known as the New Mexico Inspection of Public Records Act. I am seeking the following information:

The dollar amount of contractual purchases in Fiscal Year 2013 by the New Mexico Tourism Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

The dollar amount of contractual purchases in Fiscal Year 2014 by the New Mexico Tourism Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

A list of all contractual purchases between July 1, 2012 and June 30, 2014 by the New Mexico Tourism Department. The list of contractual purchases should include company name, dollar amount billed, and billing address.

If the information requested is available in an electronic format, I wish to receive an electronic copy of the information requested at jespinoza@aci-nm.org. Please notify me of the cost of this request before any action is taken.

Thank you for your prompt attention in this matter, and please contact me at 505-842-0644 to discuss any aspect of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Espinoza', written over a horizontal line.

Jason Espinoza
Vice President for Government Affairs



July 2, 2014

Estevan Lujan, PIO
NM Department of Information Technology
PO Box 22550
Santa Fe, NM 87502-2550

Via email: Estevan.Lujan@state.nm.us

Dear Mr. Lujan:

I am writing to request public information, pursuant to NMSA 1978, Article 14, Chapter 2, commonly known as the New Mexico Inspection of Public Records Act. I am seeking the following information:

The dollar amount of contractual purchases in Fiscal Year 2013 by the New Mexico Department of Information Technology from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

The dollar amount of contractual purchases in Fiscal Year 2014 by the New Mexico Department of Information Technology from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

A list of all contractual purchases between July 1, 2012 and June 30, 2014 by the New Mexico Department of Information Technology. The list of contractual purchases should include company name, dollar amount billed, and billing address.

If the information requested is available in an electronic format, I wish to receive an electronic copy of the information requested at jespinoza@aci-nm.org. Please notify me of the cost of this request before any action is taken.

Thank you for your prompt attention in this matter, and please contact me at the 505-842-0644 to discuss any aspect of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Espinoza', written over a white background.

Jason Espinoza
Vice President for Government Affairs



July 2, 2014

Tim Korte, PIO
NM General Services Department
Public Information Office
180 Bataan memorial Building
407 Galisteo Street
Santa Fe, NM 87501

Via email: Tim.Korte@state.nm.us

Dear Mr. Korte:

I am writing to request public information, pursuant to NMSA 1978, Article 14, Chapter 2, commonly known as the New Mexico Inspection of Public Records Act. I am seeking the following information:

The dollar amount of contractual purchases in Fiscal Year 2013 by the New Mexico General Services Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

The dollar amount of contractual purchases in Fiscal Year 2014 by the New Mexico General Services Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico

A list of all contractual purchases between July 1, 2012 and June 30, 2014 by the New Mexico General Services Department. The list of contractual purchases should include company name, dollar amount billed, and billing address.

If the information requested is available in an electronic format, I wish to receive an electronic copy of the information requested at jespinoza@aci-nm.org. Please notify me of the cost of this request before any action is taken.

Thank you for your prompt attention in this matter, and please contact me at the 505-842-0644 to discuss any aspect of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Espinoza', written over a horizontal line.

Jason Espinoza
Vice President for Government Affairs

During the summer of 2013, my company, POD, was contacted by a former NM Superintendent of Insurance, about teaming with an out of state company on the State Health Insurance Exchange project. He said that this out of state firm was looking to team with local companies with specific capabilities and experience that had a good reputation with the State of NM. POD and another local company were the two companies they wanted to team with.

POD's proposed role was to provide the lead business analyst responsible for defining the state's requirements for the Exchange and software developers to help with programming. We were told that they wanted to work with us because we knew the State and we would save them spin up and travel costs. So, we entered into a legal teaming agreement with this out of state company that promised us work in specific areas. This teaming agreement included a clause that allowed the out of state firm to terminate our teaming agreement with written notice and justification from the State.

When this out of state firm was selected as a finalist and they were asked to make an oral presentation, we were asked to help prepare for this presentation and have our lead analyst attend the meeting in Santa Fe. When we told them that our lead analyst had plans to be out of state at a client meeting, they said that they thought it was vitally important that this person attend the meeting, and asked us to bear the additional expense to change his travel plans to travel back to help prepare for and attend the meeting. We agreed and attended the oral presentation.

After this out of state firm was notified of their selection by the State, we were subsequently told that during the price negotiations, the out of state firm was asked by the State of NM to drop the two local subcontractors as a cost savings measure. The out of state firm told us that they agreed to this and was subsequently awarded the contract.

We were very confused by this and when we asked the out of state firm to produce the written notice from the client denying our approval as a subcontractor as required under the teaming agreement, their attorney declined to produce it and threatened legal action if we pursued it any further. We decided it was not financially viable to pursue legal action on our part and we dropped it.

As you can see, this is a situation of bait and switch where the out of state firm makes certain representations to the State and the local vendor to secure the work and then walks away with the contract and does all the work themselves. This is not an isolated case.

As a result, our state tax dollars, paid to the State by the citizens and businesses in this state, flow out of the state.

We ask the legislature to work with NAWBO to enact legislation to help prevent this from happening in the future.

Thank you.

Samantha Lapin
President/CEO
POD, Inc.



STATE OF NEW MEXICO
Tourism Department

491 Old Santa Fe Trail • P.O. Box 20002 • Santa Fe, NM 87501

Susana Martinez
Governor

John Sanchez
Lt. Governor

Monique Jacobson
Cabinet Secretary

Brian O'Neill
Deputy Cabinet Secretary

July 7, 2014

Jason Espinoza
Vice President, Government Affairs
Association of Commerce and Industry
PO Box 9706
Albuquerque, NM 87199-9706
Jespinoza@aci-nm.org

Re: Request for Information

Mr. Espinoza:

I am in receipt of an emailed letter dated July 3, 2014, sent by you, in which you requested the following information:

"The dollar amount of contractual purchases in Fiscal Year 2013 by the New Mexico Tourism Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico;

"The dollar amount of contractual purchases in Fiscal Year 2014 by the New Mexico Tourism Department from companies with billing addresses located in New Mexico versus companies with billing addresses located outside of New Mexico; and

A list of all contractual purchases between July 1, 2012 and June 30, 2014 by the New Mexico Tourism Department. The list of contractual purchases should include company name, dollar amount billed, and billing address."

J. Espinoza IPRA letter
July 7, 2014
Page 2

The New Mexico Tourism Department (NMTD) has chosen to treat your request under the Inspection of Public Records Act (IPRA).

Pursuant to IPRA, a response will be forthcoming within 15 calendar days of our receipt of your request.

Sincerely,



Richard Pickering
Records Custodian
New Mexico Tourism Department
491 Old Santa Fe Trail
Santa Fe, New Mexico 87501
Richard.Pickering@state.nm.us

BROADBAND REPORT

New Mexico

Economic & Rural Development Committee

July 2014



NEW MEXICO
DEPARTMENT OF
INFORMATION TECHNOLOGY



BROADBAND PROGRAM



- NTIA Funds – Completion December 2014
- Total Federal Award: \$4.8M (Jan 2010)
 - State Match: \$1.2M (20%)

▪ Grant Components

- Mapping: \$3.1M (Five Years)
- Planning: \$500K (Five Years)
- Capacity Building \$600K (Four Years)
- Technical Assistance \$560K (Four Years)

▪ Contracted Services

- Twelve Contractors (One Out of State)
- No Government Growth
- Leverage GIT Build Out



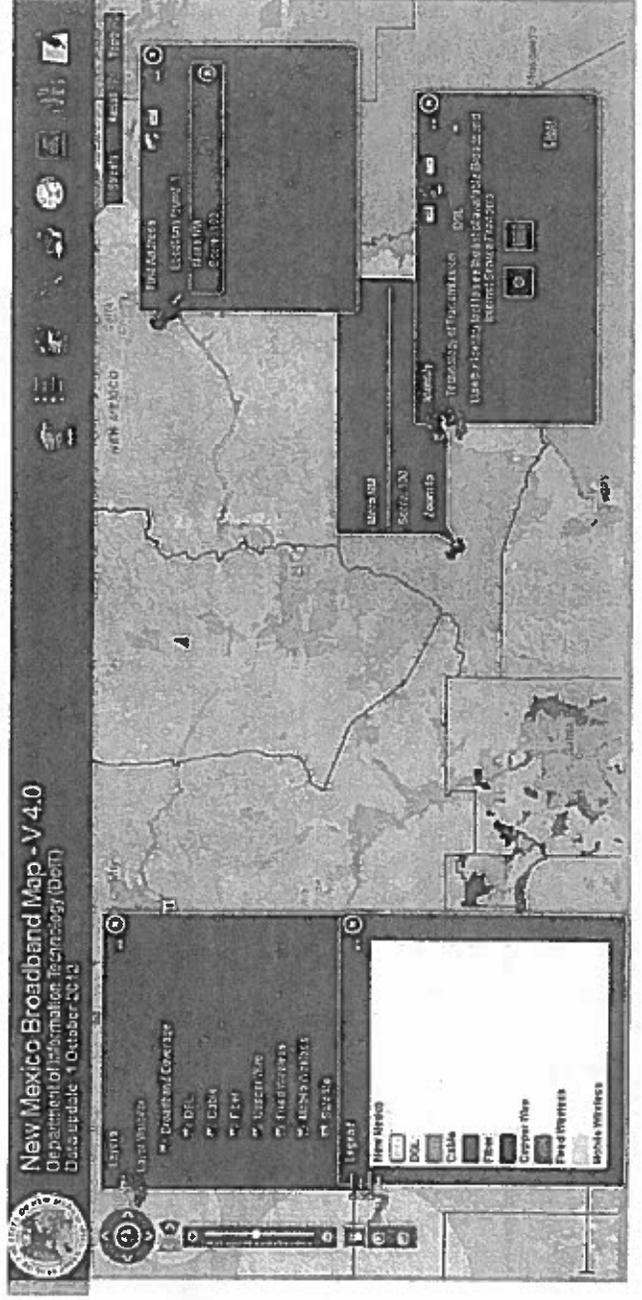
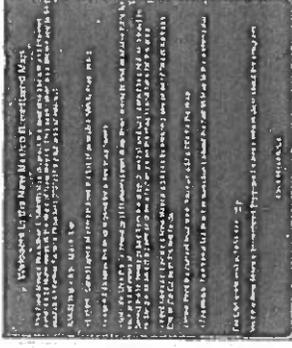
NEW MEXICO
DEPARTMENT OF
INFORMATION TECHNOLOGY



BROADBANDUSA
CONNECTING AMERICA'S COMMUNITIES

MAPPING: NM BB MAP

- New Mexico Broadband Map (Availability)
- Source – Internet Provider Data
 - Type of Technology
 - Provider Service Area and Contact
 - Search – Address, Community, Area, or Point
 - Speed Test

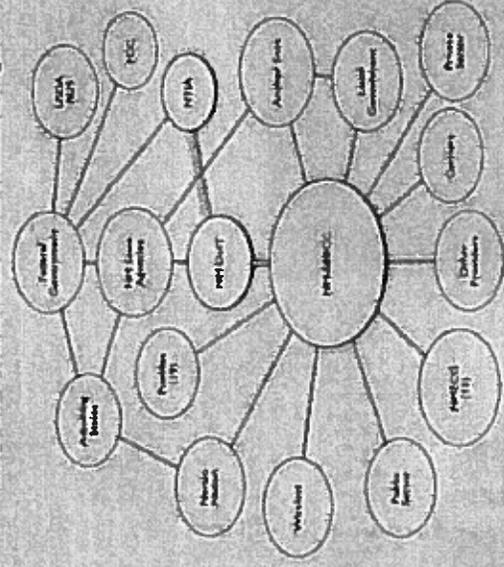


CAPACITY BUILDING: Framework

- Coordination
- Broadband Executive Committee
 - BEC Members: http://www.doit.state.nm.us/broadband/exec_committee.shtml
- Broadband Working Group
 - Working Group Info: http://www.doit.state.nm.us/broadband/bb_workinggroup.shtml
 - Health, Education, Economic Development
 - Governance, Digital Literacy, Tribal
- PSFA IT Advisory Group
- NM TeleHealth Alliance
- NM Technet
- EEIC of New Mexico



Collaborative Network: New Mexico Broadband Program



TECHNICAL ASSISTANCE

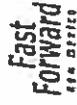
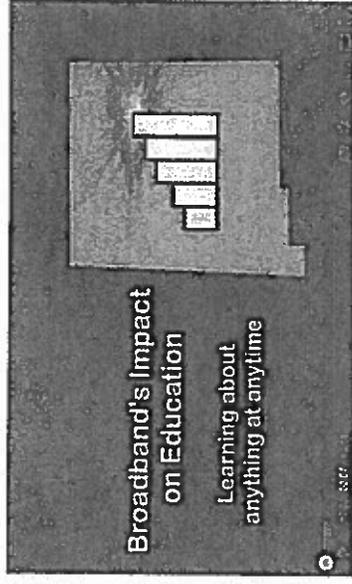
- New Mexico Broadband Videos
 - Overview, Education, and Health
- Public Internet Training & Access (PITA)
 - Statewide Inventory (275+)
 - Institutions, Content, Resources
- Train the Trainer Program
 - Locally Branded Content
 - Targeting Professional Sectors
 - Basic and Business Instruction
- Native Lands Broadband Pilot
 - Telecom Infrastructure Mapping
 - Pueblo Adult Care Centers
 - Navajo Chapter Houses



NM Broadband Videos: <http://www.youtube.com/NMBroadband>

Public Internet: <http://www.nmbbmapping.org/pita/>

Digital Literacy: <http://www.doit.state.nm.us/broadband/training/resources.shtml>



PLANNING: Strategic Plans

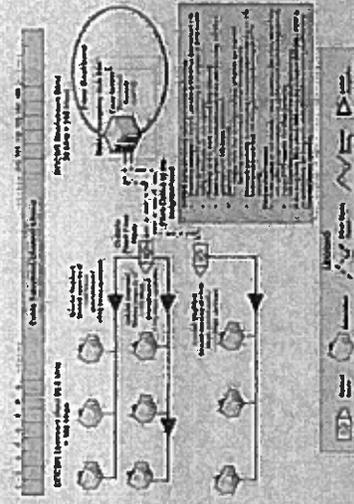
- Statewide Strategic Plan (October 2014)
 - Action Document
 - Issues, Gaps, and Actions (Solutions)
 - Administrative Structure, Governance, Industry, and Funding
 - Major Sectors: Education, Health, Economic Development



Strategic Business Sector Plans (November 2013)

- Business Sectors: **Health, Education, and Economic Development**

- Development of a Working Group
- Survey of Broadband Existing and Future Uses
- Broadband Gap Analysis
- Summary of Emerging Services
- Barriers to Service Adoption
- Broadband Applications
- Funding Sources
- Existing Initiatives
- Recommendations



Report: http://www.doit.state.nm.us/broadband/reports/NIMBBP_Report_Assess_Recommendations.pdf

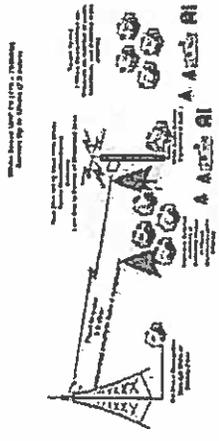
Health: <http://www.doit.state.nm.us/broadband/health.shtml>

Education: <http://www.doit.state.nm.us/broadband/education.shtml>

Economic Development: <http://www.doit.state.nm.us/broadband/economic.shtml>

PLANNING: TOOLS

- Community BB Master Plan Guidebook
 - Requirements (supply and demand analysis)
 - Collaborative structure
 - Technology models
 - Business cases
 - Funding strategies
 - Benefits
 - Risks
 - Community engagement



NEW MEXICO
DEPARTMENT OF
INFORMATION TECHNOLOGY

The New Mexico Broadband Program
Community Broadband Master Plan Guidebook

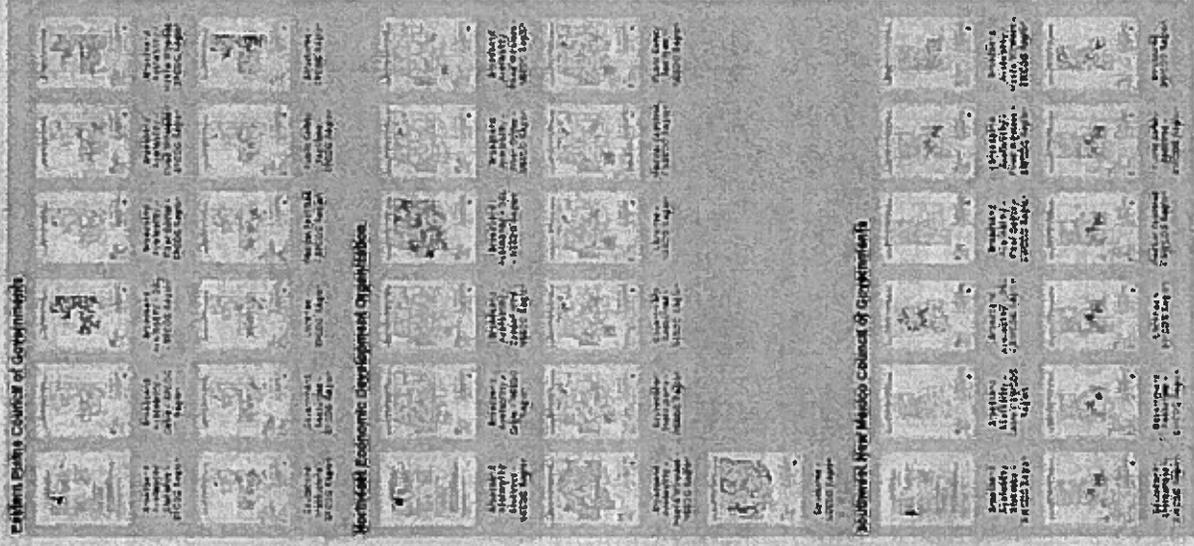
Version 1.1, March 2013
Version 1, December 2012

Prepared for:
The New Mexico Broadband Program
NM Department of Information Technology
<http://www.doit.state.nm.us/broadband/>

Prepared by:
ctc technology & energy
engineering & business consulting
<http://CTCnet.us>

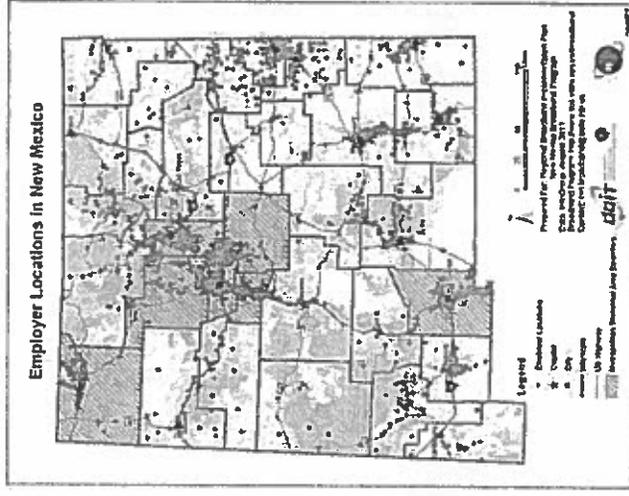
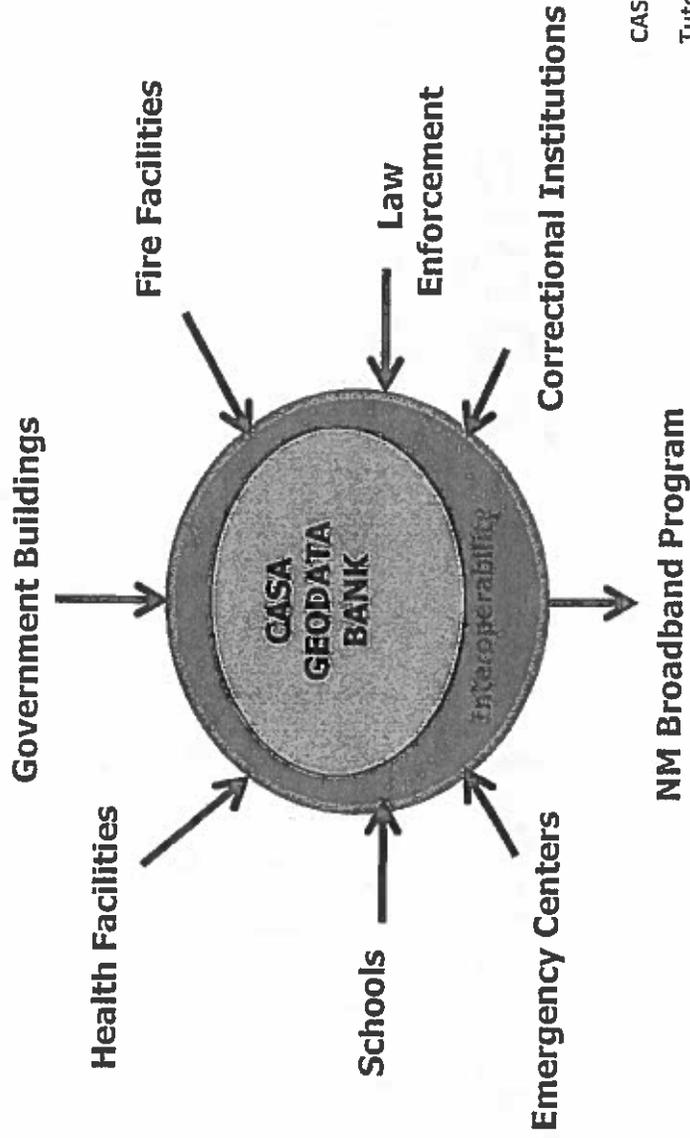
PLANNING: TOOLS

- Broadband Map Gallery
- Statewide, Regional, and County Maps
 - Native Lands
 - Telephone Exchange Boundaries
 - Census Blocks
 - Broadband Availability
 - Community Anchors
 - Statistics
 - Boundaries



PLANNING: Tools

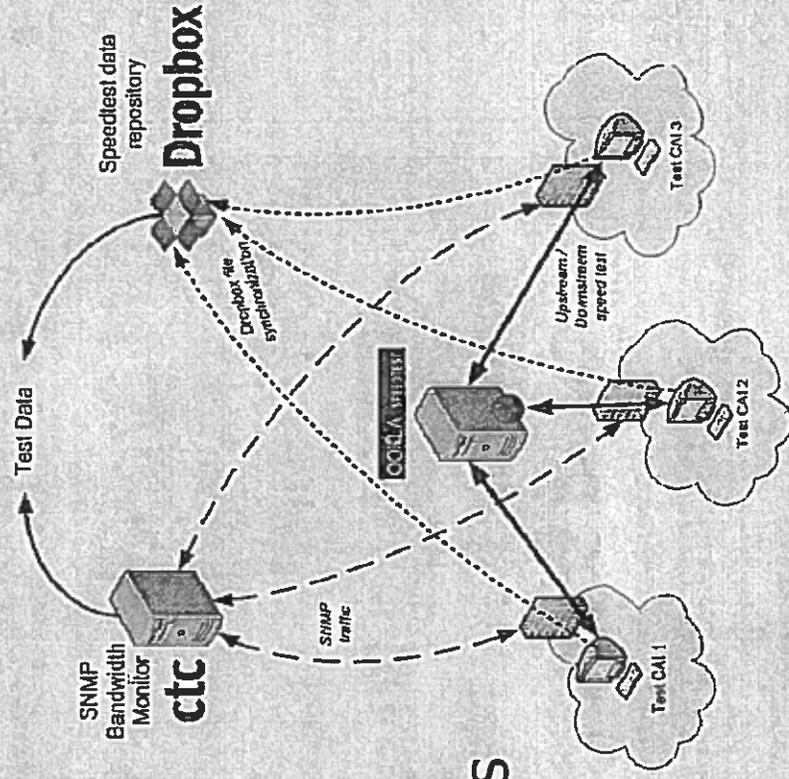
- NM Broadband Subscription and Use
 - Report: http://www.doit.state.nm.us/broadband/reports/NMBBP_bb_use_0613.pdf
- Community Anchor Site Assessment (CASA)
 - Public and Private Facilities Requiring BB
 - First in New Mexico within one Database
 - Crowd Sourcing Update



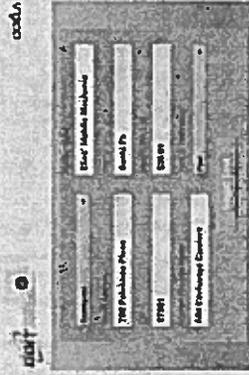
CASA Crowd Sourcing: <http://nmbbmapping.org/bbcrowd/>
Tutorial Video: <http://www.youtube.com/NMBroadband>

PLANNING: TOOLS

- Performance Testing
 - Public Institutions
 - Identify Bumps
 - Work with Industry for Solutions
 - Schools Testing in Progress
- Speed Test Performance
 - Implemented an Enhanced Upgrade
 - Speed Test Blitz – August 2014



TEST YOUR BROADBAND
SPEED & QUALITY



Speed Test: <http://www.doit.state.nm.us/broadband/speedtest.shtml>

**New Mexico Finance Authority Legislative Oversight
Committee**

And

Water and Natural Resources Committee

July 1, 2014

University of New Mexico, Albuquerque



Presentation to the
New Mexico Finance Authority
Legislative Oversight Committee
and the
Water and Natural Resources Committee

Overview of Water Project Fund Financing

Marquita D. Russel, NMFA Chief of Programs

July 1, 2014

Water & Wastewater Funding Programs

Today's overview will include a brief review of:

Major state funding programs for water and wastewater projects;

The Water Project Finance Act and the duties of the Water Trust Board and the NMFA under the Act;

Rules governing the Water Project Fund;
Eligibility and Prioritization Criteria; and

The annual Water Trust Board application cycle.



State Water & Wastewater Funding Programs

Monthly Application Process:

Public Project Revolving Fund* (NMFA)

§6-21-1.0 Loans for equipment and infrastructure. Interest rates are pegged to 'AAA' rated debt at the time the loan is made. Preferential pricing for entities with low median household incomes (MHI). Maximum loan size is determined by borrower's capacity to repay loan. Loans are typically processed and closed within 3-4 months.

Rural Infrastructure Program (NMED)

§75-1-2.1 Low-interest loans (2.375%) to eligible rural communities for the construction or modification of water supply, wastewater, and solid waste facilities. Maximum loan is \$2 million per fiscal year. Loans are typically processed and closed within 6-8 weeks.



State Water & Wastewater Funding Programs

Quarterly Application Process:

Drinking Water State Revolving Fund (NMFA)

§6-21A-1 Federally funded program provides low-interest loans for drinking water projects. Federal funds provide for limited “principal forgiveness.” Must be ranked on NMED’s quarterly Fundable Priority List to apply.

Local Government Planning Fund (NMFA)

§6-21-6.4 Grants for a variety of planning documents for water and wastewater public projects, other infrastructure projects and economic development plans. Grants are made on a sliding scale, based upon the applicant’s MHI and utility rates, up to a maximum of \$50,000 per planning document.



State Water & Wastewater Funding Programs

Annual Application Cycle Process:

Water Project Fund* (NMFA)

§72-4A-9 Grant/loan awards for a variety of water projects. NMFA funds projects authorized by the legislature and recommended by the WTB. Loan/grant funding structures are based upon the system's historic capacity to repay the loan.

Colonias Infrastructure Fund (NMFA)

§6-30-1 Severance Tax Bond funded programs provides grant/loan awards to a variety of infrastructure projects located in designated Colonia communities. NMFA funds projects recommended by the Colonias Infrastructure Board.

*requires prior legislative authorization



State Water & Wastewater Funding Programs

Annual Application Cycle Process:

Clean Water State Revolving Fund (NMED)

§74-6A-4 Federally funded program provides low-interest loans and grants for wastewater projects. Must be ranked on Integrated Project Priority List by July of each year to qualify.

Tribal Infrastructure Fund (IAD)

§6-29-1 Severance Tax Bond funded program provides grants to Pueblos, Tribes and the Navajo Nation for water, wastewater, solid waste, broadband, roads, housing and other infrastructure projects.



The Water Project Finance Act

The 2001 Legislature enacted the Water Project Finance Act (the “Act”) which created the Water Trust Board (“WTB”), a 16-member board representing a diverse set of water interests and staffed by the NMFA.

The statutory purpose of the Act is to provide for water use efficiency, resource conservation and protection and fair distribution and allocation of New Mexico's scarce water resources for beneficial purposes of use within the state.

The Act created the **Water Trust Fund** and the **Water Project Fund** to provide the necessary financial support for the five categories of water projects authorized under the Act.

Water Trust Board Duties

Pursuant to the Act, the WTB shall “adopt rules governing terms and conditions of grants or loans recommended by the board for appropriation by the legislature from the water project fund, giving priority to projects that have been identified as being urgent to meet the needs of a regional water planning area that has a completed regional water plan that has been accepted by the interstate stream commission; that have matching contributions from federal or local funding sources available; and that have obtained all requisite state and federal permits and authorizations necessary to initiate the project”

Water Trust Board Duties

Authorize **qualifying water projects** to the authority that are for:

- (1) storage, conveyance or delivery of water to end users;
- (2) implementation of federal Endangered Species Act of 1973 collaborative programs;
- (3) restoration and management of watersheds;
- (4) flood prevention; or
- (5) water conservation or recycling, treatment or reuse of water as provided by law;

The Act defines a **qualifying water project** as a project recommended by the WTB for funding by the legislature

NMFA Duties

NMFA provides staff support to the WTB and develops application procedures and forms for qualifying entities to apply for grants and loans from the Water Project Fund (the “Fund”)

NMFA is the administrator of the Fund, which is held at the NMFA. Pursuant to the Act, “Money in the Water Project Fund may be used to make loans or grants to qualified entities for any project approved by the Legislature.”

NMFA is also authorized to issue revenue bonds payable from the proceeds of loan repayments made into the Fund to replenish the balance.

Overview of Water Project Fund

The Water Project Fund has received various appropriations since its inception in 2001, including General Fund, Severance Tax Bond Proceeds, Special Appropriations, distributions from the Water Trust Fund and loan repayments

General Fund*	\$ 15,492,051
Severance Tax Bond Proceeds*	270,736,811
Special Severance Tax Bond Proceeds*	50,000
Water Trust Fund Distributions*	28,800,000
Loan Repayments	<u>3,420,218</u>
TOTAL	\$318,499,080

*Net of reversions and adjudication



Rules

The Act directs the WTB to adopt rules governing the terms and conditions of grants or loans recommended by the WTB and made by the NMFA.

Rules first published in 2002 and were replaced in 2008 after the WTB established its broad-based Project Management Policies. Rules were amended in 2010 to clarify that awards may be redirected to other projects made necessary by unanticipated events and to clarify how applicants seek reconsideration of a WTB decision.



Rules

In 2013, the WTB began conversations regarding changing the application procedures to help maximize efficiency and to provide smaller applicants with more time to complete the lengthy application.

Following a briefing of the proposed changes to the NMFA Legislative Oversight Committee in May 2013, the WTB initiated in August its rulemaking process to provide for the WTB to recommend to the Legislature a comprehensive list of projects rather than a prioritized list of projects. These rules were finalized in December 2013.





Presentation to the
New Mexico Finance Authority
Legislative Oversight Committee
and the
Water and Natural Resources Committee

Water Project Fund
Application and Approval Process

Marquita D. Russel, NMFA Chief of Programs

July 1, 2014

Water Trust Board Application and Approval Process: Overview

In August 2002, the Water Trust Board solicited its first round of applications for water projects seeking Water Project Funds as part of the 2003 funding cycle.

Since 2002, the WTB has utilized a variety of processes to help it determine which projects to recommend to the Legislature and to authorize the NMFA to fund.

Historically, the applications cycles have averaged 305 days from the opening of the application to the approval by the NMFA Board of Directors. The closing process typically adds 90 to 150 days to the process.



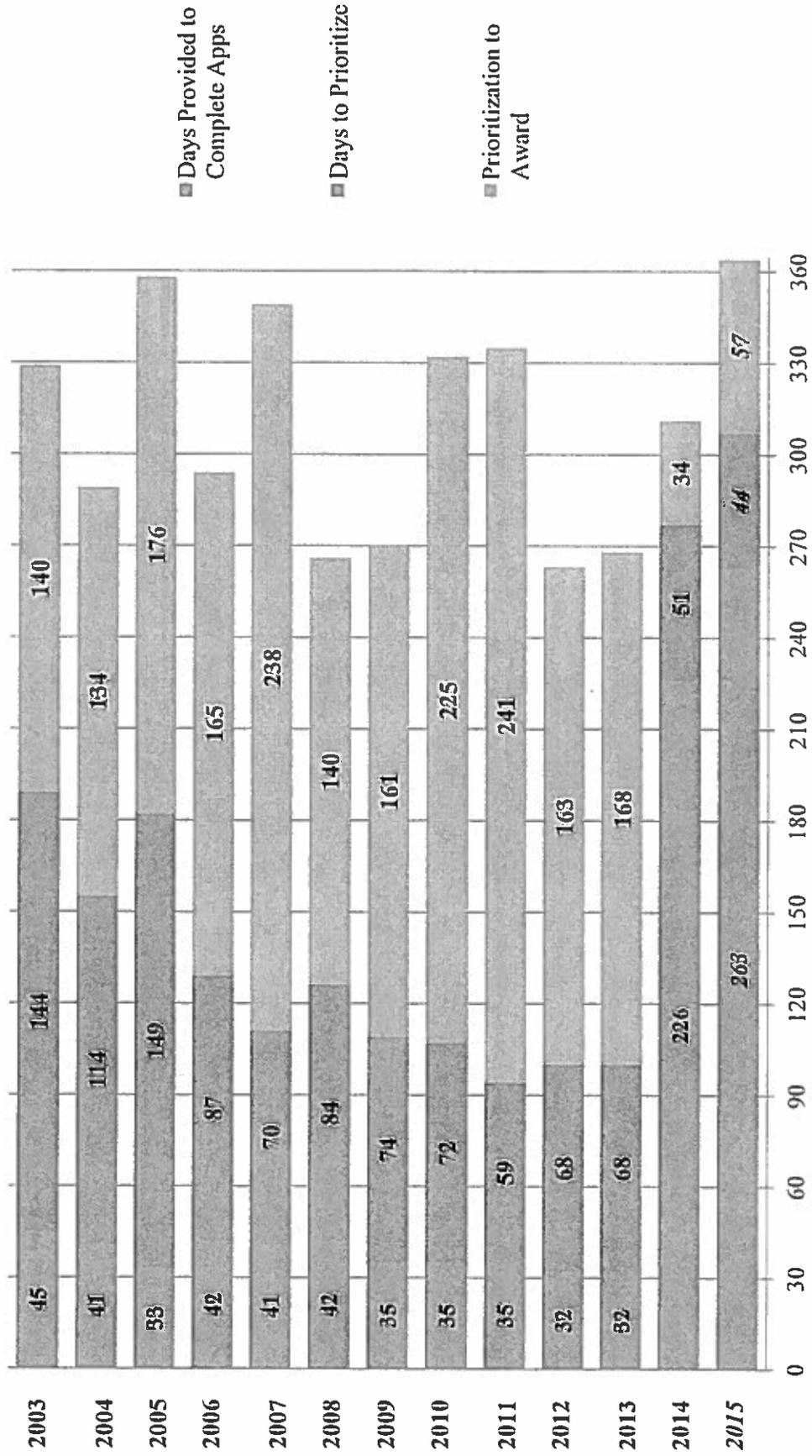
Year	LOI/Initial Application	Total Applications Endorsed by NMFA LOC for Authorization	Total Value of Endorsed Projects	Legislative Purpose/Amendments	Total WPF Authorized Projects	Total Applications Awarded	Total Dollars Awarded
2003	65 Full Applications	14	\$ 9,988,055	Legislative Authorization Bill for \$10 million in General Funds appropriated as part of 2002 Session (HB888)/House Floor: removed the \$50M SAP to the WPF	14	14	\$ 9,988,055
2004	144 Letters of Interest	17	\$ 20,954,794	Water Trust Board recommended 16 projects to the NMFA Legislative Oversight Committee for its endorsements. The NMFA LOC endorsed a final bill that included 17 projects	0	8	\$ 12,531,602
2005	99 Letters of Interest	17	\$ 50,897,317	HB271 HENRC: Added Ute Creek SWCD for a watershed project. <u>SCON</u> : added Santa Fe County, City of Sunland Park, Village of Chama, and El Prado for water and wastewater projects; and <u>OSE</u> for the Elephant Butte Channel extension and maintenance project. <u>SFC</u> : removed HENRC and <u>SCON</u> amendments; added Agua Fria MDWCA, Chama, El Prado WSD, Guadalupe County, Santa Fe County, Sunland Park, Upper La Plata MDWC for water projects; <u>OSE</u> for the Elephant Butte channel extension and maintenance project, and Ute Creek SWCD for a watershed project	25	19	\$ 17,721,400
2006	69 Letters of Interest	30	\$ 55,951,441	None	30	27	\$ 23,361,734
2007	93 Letters of Interest	30	\$ 58,815,351	HB268 HAFEC: Added City of Rio Rancho for a conveyance project. <u>SFC</u> : Strikes HAFEC amendment and adds City of Rio Rancho and Bernalillo County for conveyance projects	32	23	\$ 38,997,680
2008	52 Full Applications	48	\$ 75,133,522	<u>ETRC</u> : Added Cibola County to acquire water rights for public use. <u>HAFEC</u> : Added City of Rio Rancho for a flood prevention project	50	39	\$ 32,621,673
2009	62 Full Applications	60	\$ 127,112,352	<u>HAGC</u> : Added Accuin del Llano in Taos for the APF correcting a technical error. <u>JTRC</u> : Added ABCWUA for the Carmuel water improvements and the large scale aquifer storage and recovery project, and City of Las Vegas for a storage project	63	40	\$ 38,311,517
2010	62 Full Applications	61	\$ 118,332,150	Technical clean ups in amendments - no project changes	61	27	\$ 31,488,477
2011	75 Full Applications	49	\$ 88,220,508	Technical clean ups in amendments - no project changes	49	31	\$ 34,212,176
2012	78 Full Applications	55	\$ 110,992,324	A clarification amendment in SFC to make clear that Dona Ana County is the entity not City of Sunland Park	55	25	\$ 27,925,560
2013	87 Full Applications	62	\$ 87,649,629	<u>SCONC</u> : Pueblo of Cochiti was added for a flood preservation project and a watershed projects, plus Valley Estates MWSA for a storage project	65	35	\$ 36,938,535
2014	124 Initial / 44 Full Applications	120	\$ 139,500,000	SFC sub for <u>SCONC</u> Sub identified 62 projects out of the 120; <u>HAFEC</u> : added City of Gallup and <u>ENMWUA</u> for storage projects	0	24	\$ 33,048,330

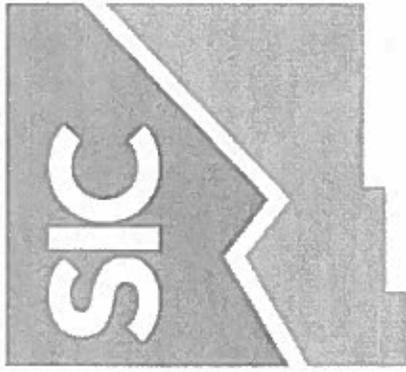
Overview of Application Timing

Year	Date Application		Date of WTB Recommendation to		Date Awarded by NMFA	
	Opened	Date Apps Submitted	Legislature	Board	Legislature	Board
2003	8/1/2002	9/15/2002	2/6/2003	6/26/2003		
2004	8/5/2003	9/15/2003	1/7/2004	5/20/2004		
2005	7/7/2004	8/9/2004	1/5/2005	6/30/2005		
2006	8/5/2005	9/16/2005	12/12/2005	5/26/2006		
2007	7/14/2006	8/24/2006	11/2/2006	6/28/2007		
2008	9/5/2007	10/17/2007	1/9/2008	5/28/2008		
2009	9/28/2008	11/2/2008	1/15/2009	6/25/2009		
2010	9/28/2009	11/2/2009	1/13/2010	8/26/2010		
2011	9/10/2010	10/15/2010	12/13/2010	8/11/2011		
2012	10/3/2011	11/4/2011	1/11/2012	6/22/2012		
2013	10/1/2012	11/2/2012	1/9/2013	6/26/2013		
2014	8/19/2013	9/27/2013 & 4/2/2014	10/30/2013	6/26/2014		
2015*	7/24/2014	9/24/2014 & 4/13/2015	10/21/2014 & 11/21/2014	7/23/2015		

* estimated, subject to change

Overview of Application Timing





SIC

**NEW MEXICO STATE
INVESTMENT
COUNCIL**

**WATER TRUST PERMANENT FUND
STATUS UPDATE**

FOR

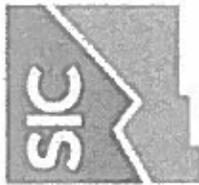
**THE NM FINANCE AUTHORITY OVERSIGHT COMMITTEE &
THE WATER AND NATURAL RESOURCES COMMITTEE**

SENATOR JOSEPH CERVANTES

&

REPRESENTATIVE GEORGE DODGE, JR.

JULY 1, 2014



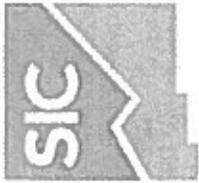
STATE INVESTMENT COUNCIL

Water Trust Permanent Fund: History



2

- **Water Trust Permanent Fund**
 - Created in statute in 2003
 - Approved by voters in 2006, given same constitutional protections as LGPF
 - Funded by legislature with \$40 million in 2007, another \$15 million in 2008
 - No subsequent legislative appropriations
 - Must distribute \$4 million/year for Water Project Fund & projects approved by Water Trust Board
 - Current fund value: \$45 million



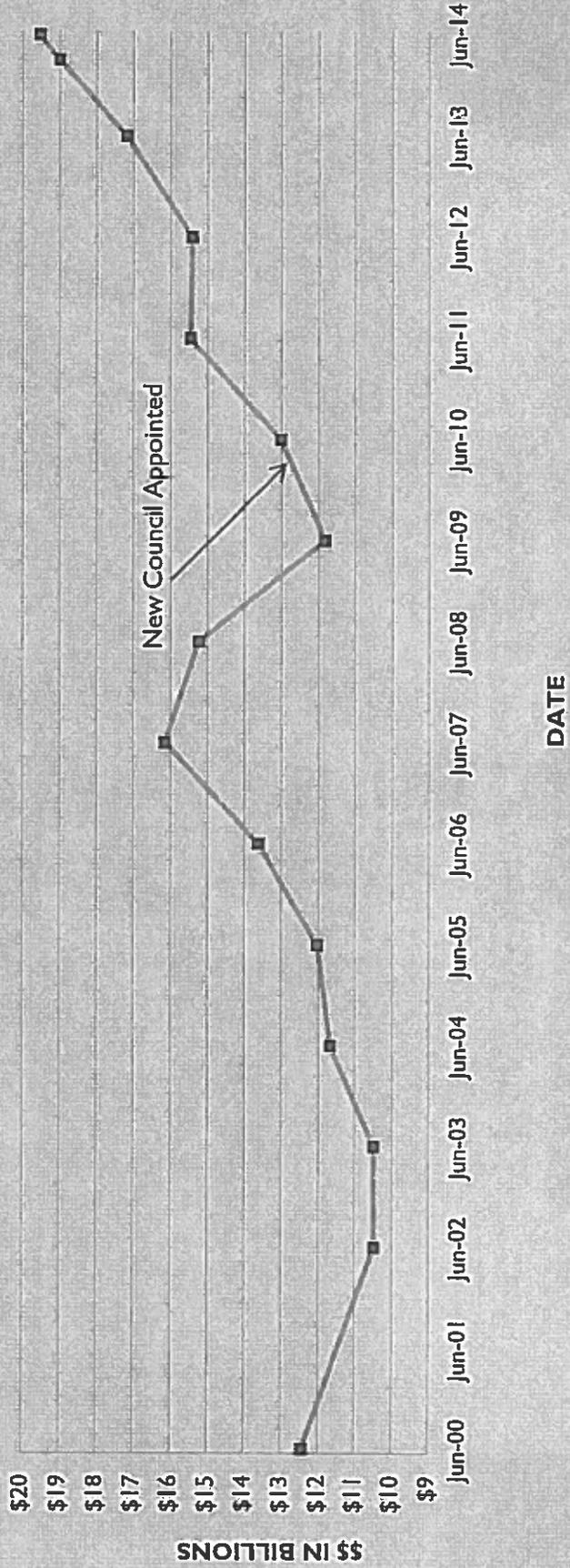
STATE INVESTMENT COUNCIL

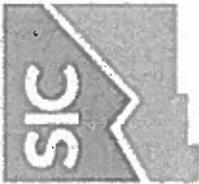
Permanent Fund Growth



- Growth of assets under management
- From \$14 billion (April 2010) to more than \$19 billion today

Net Asset Value 2000 - 2014





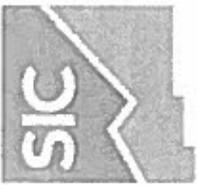
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Four Years of Fund Growth



- Investment returns for total assets: 9.9% annualized for four years ending 3/31/14
- Strong growth in all funds except Water Trust Fund
 - Returns outpaced 7% investment return target
 - Unlikely to maintain

SIC Funds	Value April 2010	Value May 2014	\$ Change	% Change	Distributions	Contributions
Land Grant	9,606,224,381	13,963,432,264	\$4.4B	31.3	\$535M/yr	\$495M/yr
Severance Tax	3,692,471,822	4,556,952,838	\$865M	19.1	\$180M/yr	\$30M/yr
Tobacco	179,445,603	219,527,713	\$40M	18.3	0	0
Water Trust	49,182,226	48,878,182	(\$304k)	-0.1	\$4M/year	0
Govt. Clients	568,447,773	735,023,526	\$167M	22.7	N/A	N/A
Net Asset Value	14,113,769,160	19,523,812,237	\$5.4B	28.7		

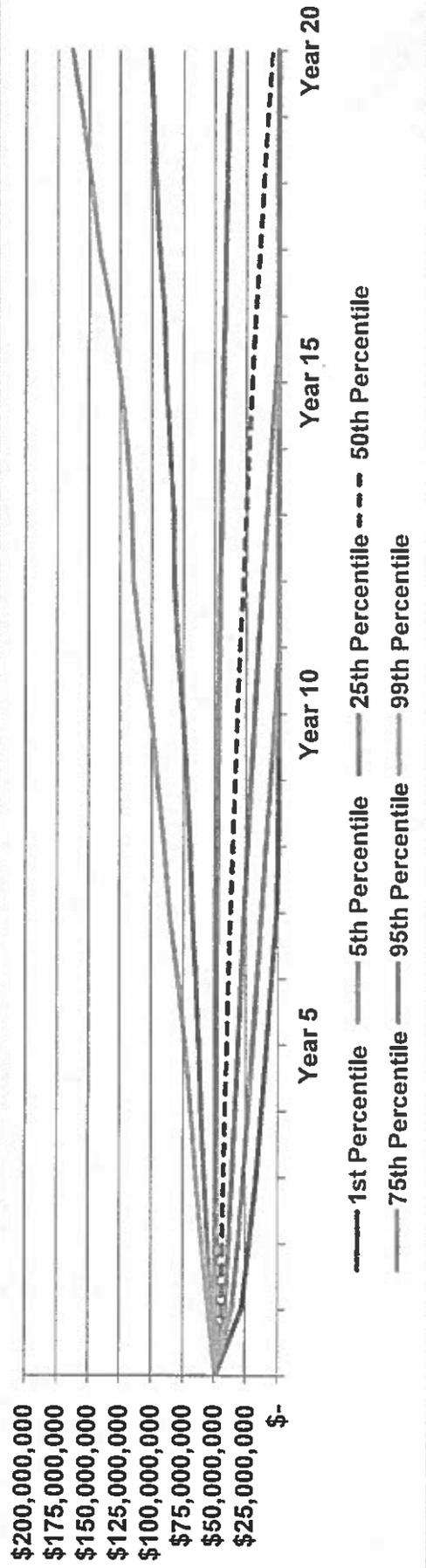


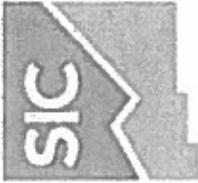
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Water Trust Fund Projections



Year 20 Projected Nominal Market Value	New Target Allocation
1st Percentile	\$0
5th Percentile	\$0
25th Percentile	\$0
50th Percentile	\$4,500,431
75th Percentile	\$37,440,239
95th Percentile	\$101,253,413
99th Percentile	\$163,368,499





STATE INVESTMENT COUNCIL

Asset Allocation



6

- Council changed the asset allocation last August to focus on capital preservation
 - Additional diversification
 - Reduced volatility
 - Risk reduction
 - Long-term performance improvement

Investment Strategies	6/30/13 Allocation	Portfolio Today
Broad US Equity	55	20
Broad International Equity	10	15
Intermediate Duration Fixed Income	25	15
Core Real Estate	0	15
Absolute Return Multi Strat. Fund of Fund	10	15
Private Equity	0	15
Diversified Infl. Strat	0	5
Total	100	100



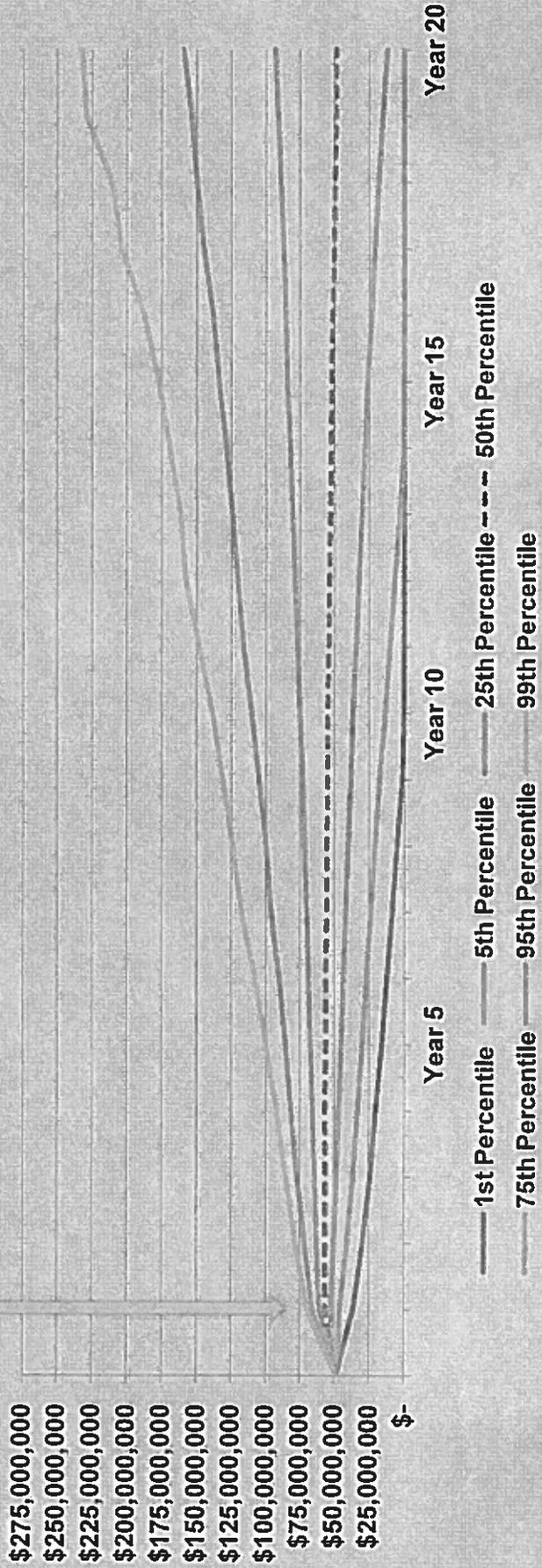
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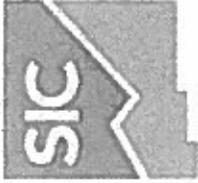
Potential Water Trust Fund Fixes



7

- \$12M contribution: improves chances to maintain fund





STATE INVESTMENT COUNCIL

Summary & Conclusions



8

- **Outlook has improved slightly since last year**
 - Estimated "day zero" now 2035
- **Cannot count on continued market outperformance**
 - Poor market returns could shorten life to 15 years or less
- **Ways to lengthen life of Water permanent fund:**
 - One-time infusion of \$12M (or more to adjust for inflation)
 - Find annual revenue source for Fund
 - Reduce annual distributions through statutory change
 - ✦ 4.7% of 5-year average=\$2.2 million
 - Base distributions on earnings

Legislative Finance Committee

June 11, 2014

New Mexico State University, Las Cruces





Center for Education Policy Research

HARVARD UNIVERSITY

Strategies to Improve Teaching in New Mexico

By Thomas J. Kane
Walter H. Gale Professor
Harvard Graduate School of Education



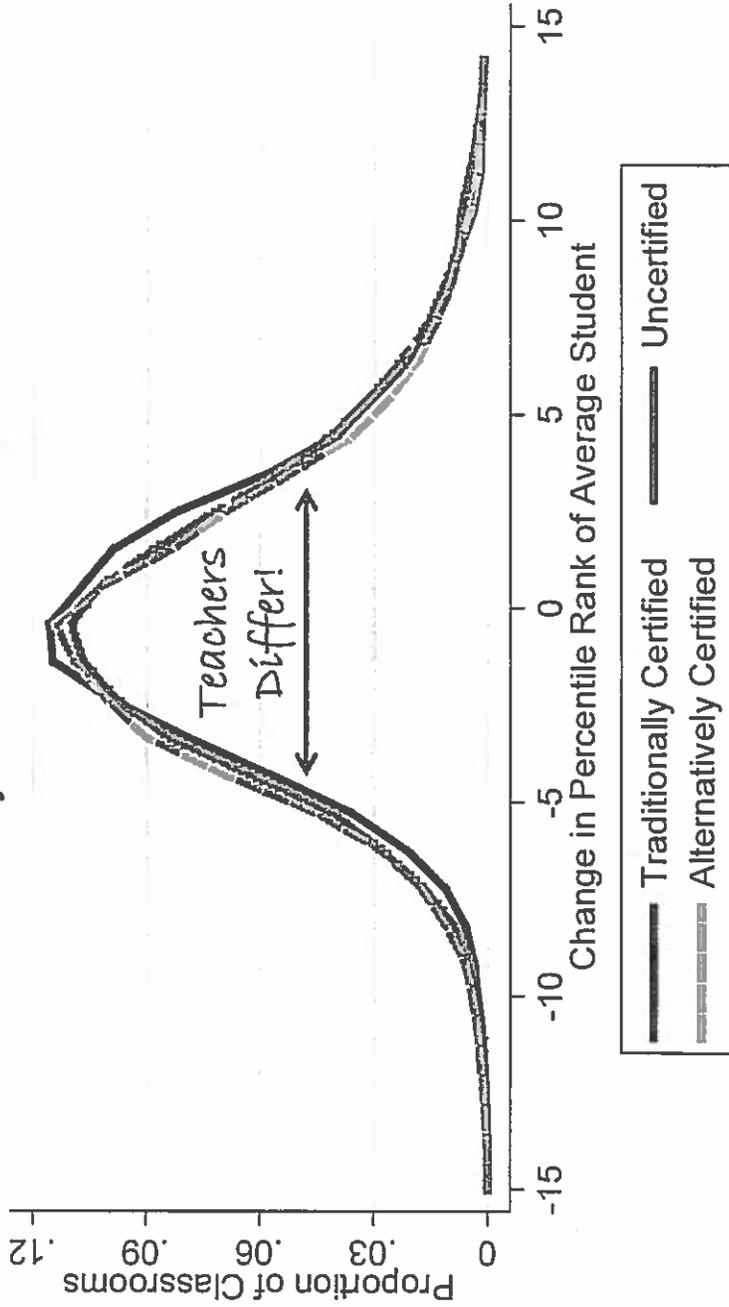
Outline

- I. Overview of teacher effectiveness research.
 - Traditional licenses, alternative licenses
 - Licensure exams and academic selectivity
 - On-the-job experience
 - Tenure reviews

- II. Implications for teacher preparation.

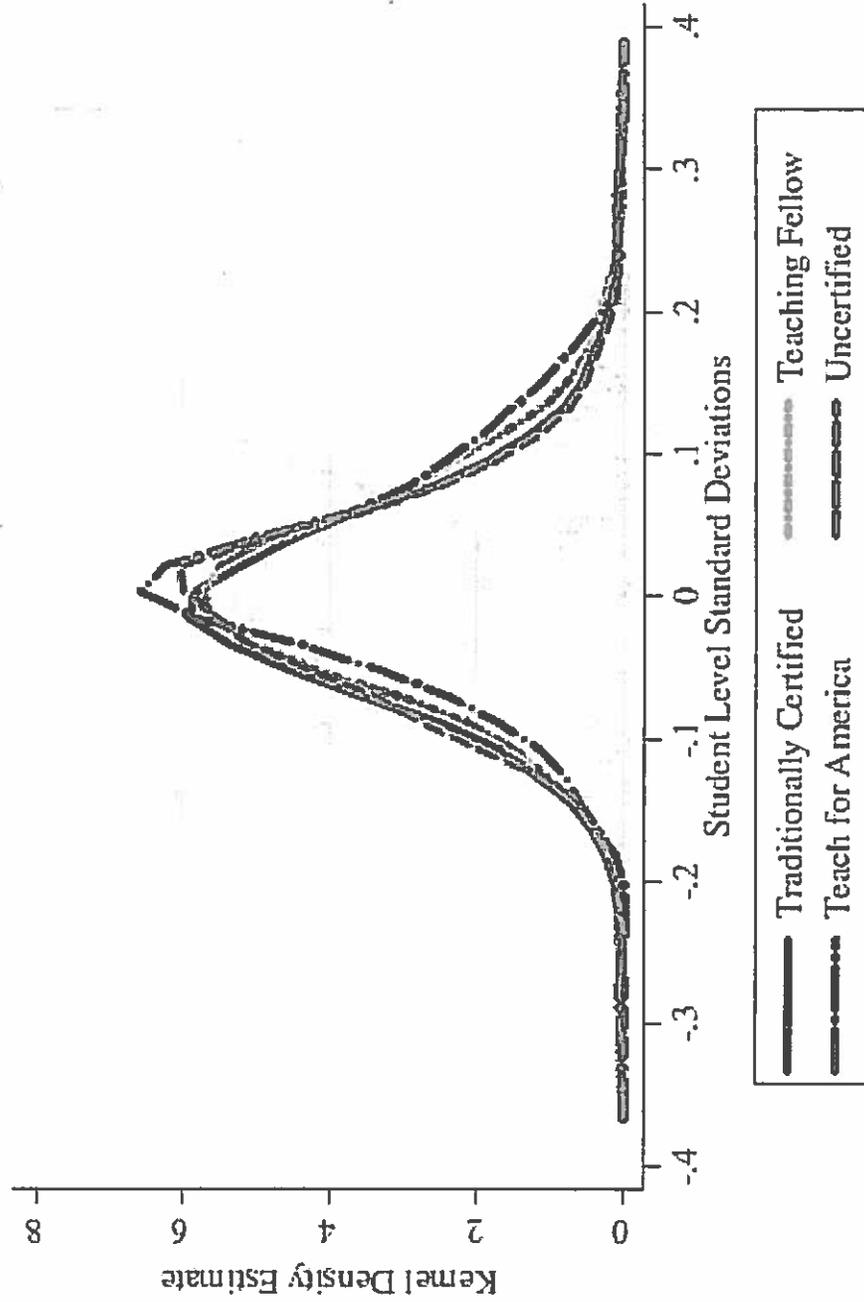


Teacher Impacts on Math Performance by Initial Certification



Note: Classroom-level impacts on average student performance, controlling for baseline scores, student demographics and program participation. LAUSD elementary teachers, grade 2 through 5.

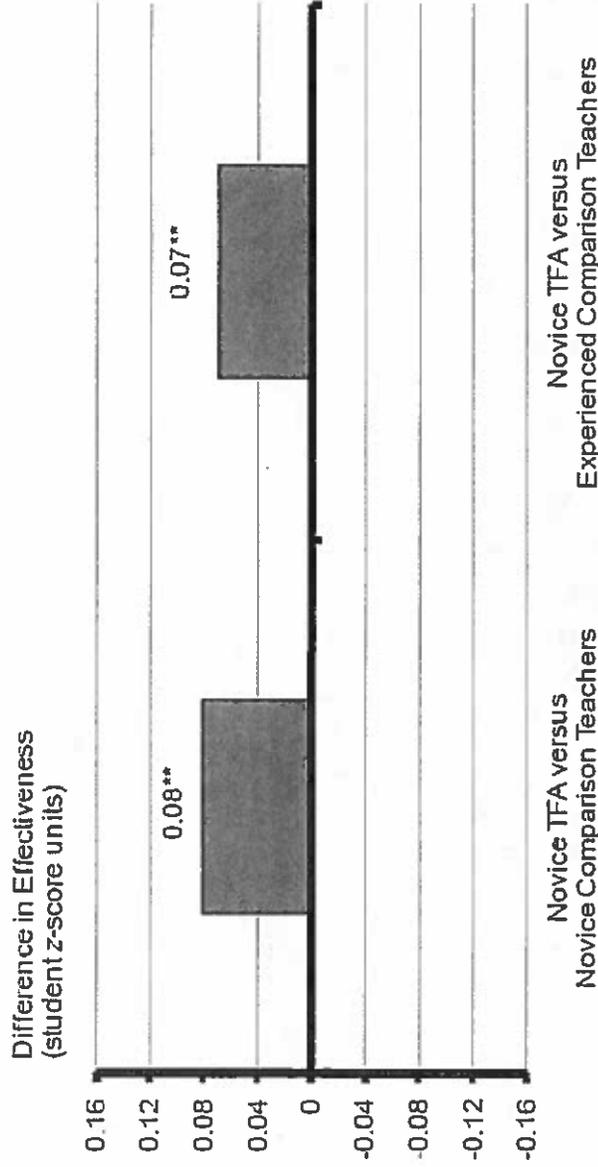
Teacher Effects in NYC by Initial Credentials



Note: Shown are estimates of teachers' impacts on average student performance, controlling for teachers' experience levels and students' baseline scores, demographics and program participation; includes teachers of grades 4-8 hired since the 1999-2000 school year.

TFA Teachers Are More Effective Than Comparisons (although the difference is not large)

Figure V.3. Differences In Effectiveness Between Novice TFA Teachers and Comparison Teachers, by Experience Level of Comparison Teacher



Sources: District administrative records and study-administered Northwest Evaluation Association (NWEA) assessments.

Note: Differences in effectiveness are adjusted for classroom match fixed effects and all covariates in Appendix Table B.1. Novice teachers are defined as teachers in their first three years of teaching. Experienced teachers are defined as teachers in their fourth or more year of teaching.

Source: Clark, Melissa A., Hanley S. Chiang, Tim Silva, Sheena McConnell, Kathy Sonnenfeld, Anastasia Erbe, and Michael Puma. (2013). "The Effectiveness of Secondary Math Teachers from Teach For America and the Teaching Fellows Programs" (NCEE 2013-4015). Washington, DC: National Center for Education Evaluation and Regional Assistance, Institute of Education Sciences, U.S. Department of Education.

...and it is not due to easy-to-measure academic qualifications.

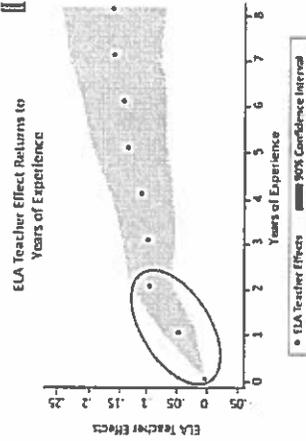
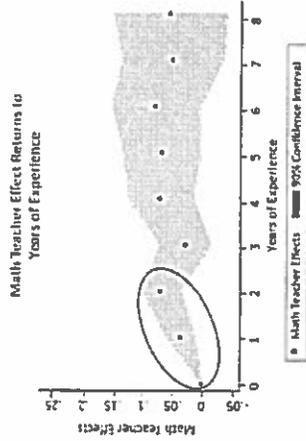
Academic qualification	Relationship to Student Gains in Math?
Attended selective college	No
Took more math courses in college	No
Teacher scored higher on Praxis II test of math content knowledge	No
Teacher had more days of student teaching in math	No
Teacher had more prior coursework in math pedagogy	No
Teacher was required to take more coursework while teaching	Yes (Negative)
Teaching experience	Yes (1 st to second year)

Source: Clark, Melissa A., Hanley S. Chiang, Tim Silva, Sheena McConnell, Kathy Sonnenfeld, Anastasia Erbe, and Michael Puma. (2013). "The Effectiveness of Secondary Math Teachers from Teach For America and the Teaching Fellows Programs" (NCEE 2013-4015). Washington, DC: National Center for Education Evaluation and Regional Assistance, Institute of Education Sciences, U.S. Department of Education.



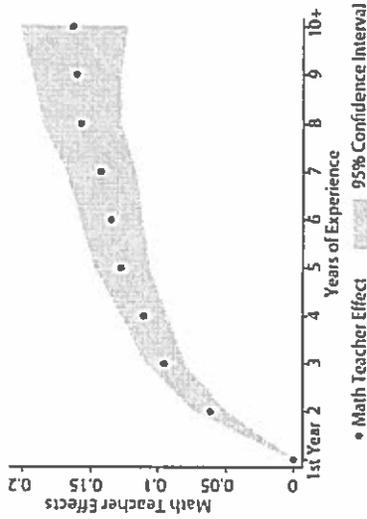
Teachers learn on the job (during the first three years.)

Fulton County, GA



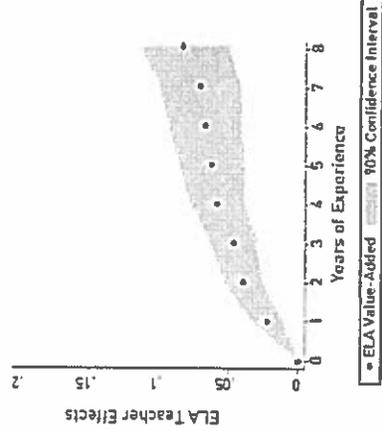
Los Angeles

Figure 10: Math Teachers' Returns to Experience
Grades 3-8 Math Teachers, 2004-05 to 2010-11

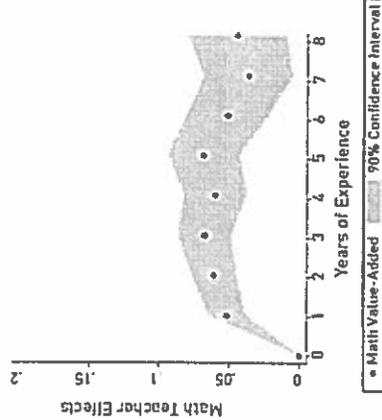


Gwinnett County, GA

ELA Teacher Effects Returns to Years of Experience



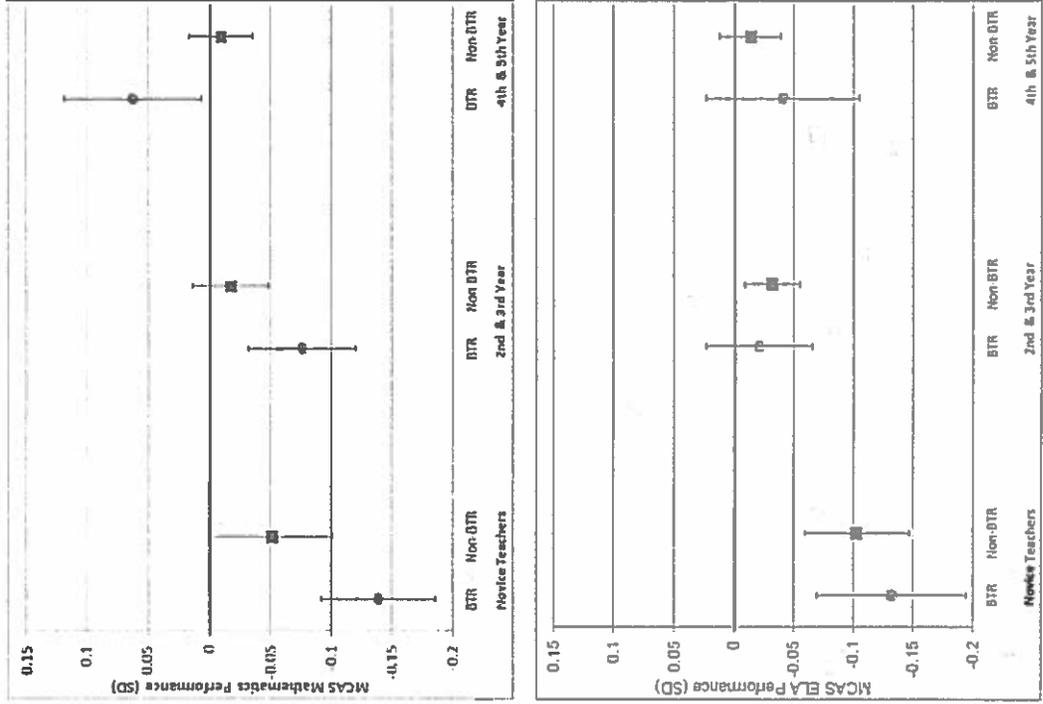
Math Teacher Effects Returns to Years of Experience





Teacher Residency Programs are Expensive and Unproven

Figure 2. Average value-added for BTR and non-BTR teachers, relative to BPS teacher with 6+ years of experience, with 90% confidence bands in mathematics (top) and ELA (bottom panel).



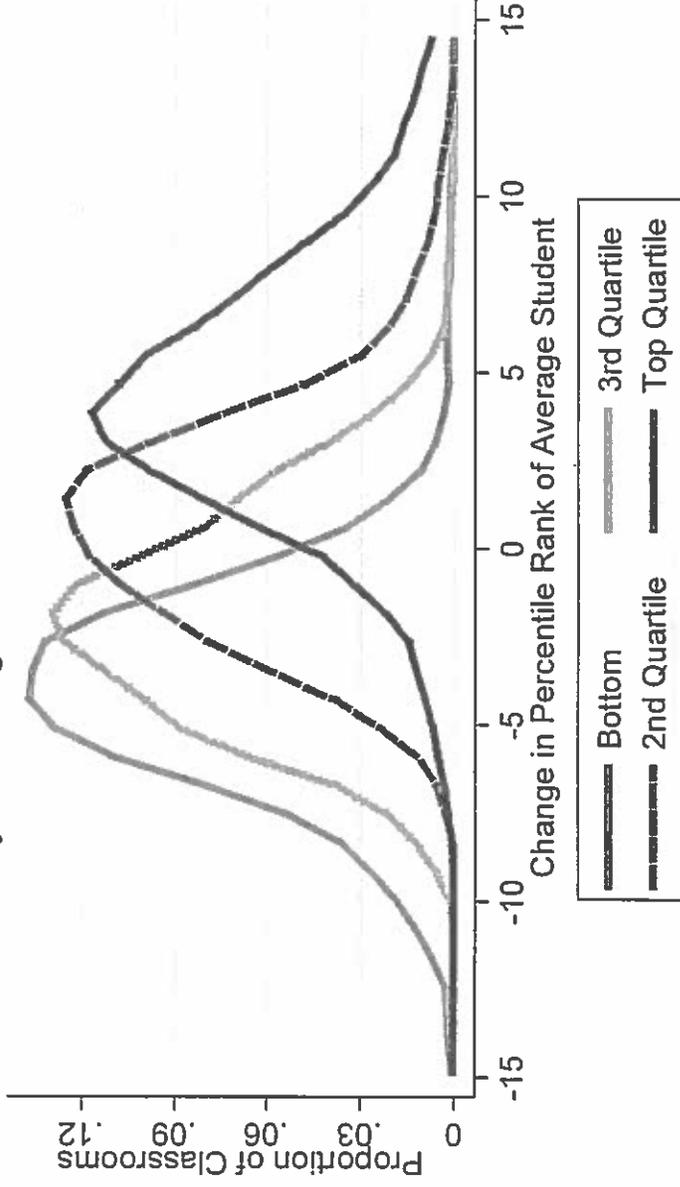


Center for Education Policy Research

HARVARD UNIVERSITY

Initial On-the-Job Performance is Predictive of Later Performance

Teacher Impacts on Math Performance in Third Year
by Ranking After First Two Years

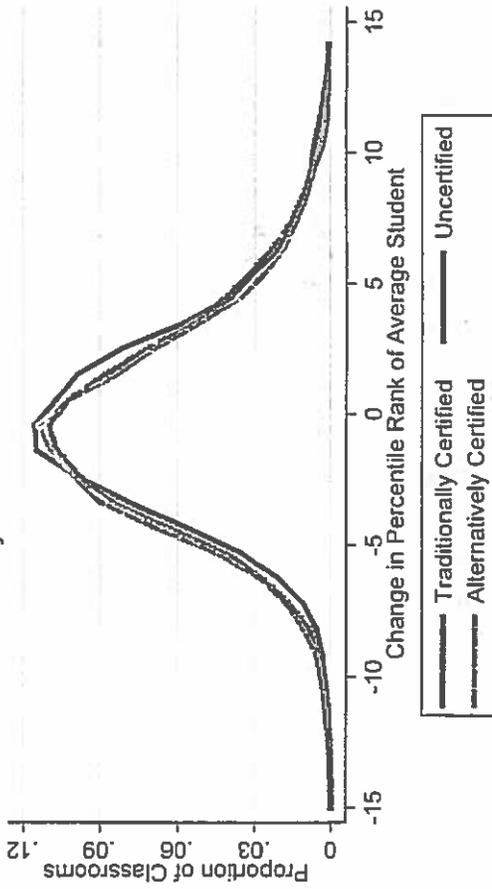


Note: Classroom-level impacts on average student performance, controlling for baseline scores, student demographics and program participation. LAUSD elementary teachers, < 4 years experience.



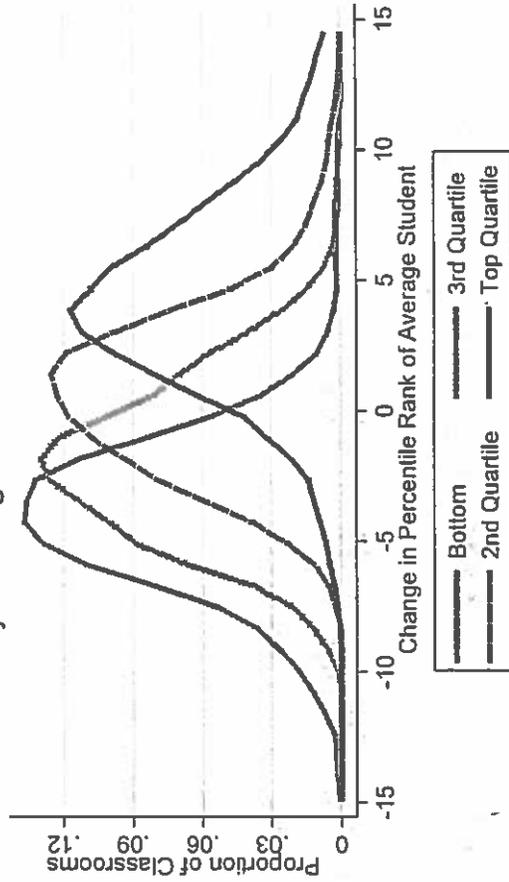
There is much more information at tenure review than in initial credential

Teacher Impacts on Math Performance
by Initial Certification



Note: Classroom-level impacts on average student performance, controlling for baseline scores, student demographics and program participation. LAUSD elementary teachers, grade 2 through 5.

Teacher Impacts on Math Performance in Third Year
by Ranking After First Two Years



Note: Classroom-level impacts on average student performance, controlling for baseline scores, student demographics and program participation. LAUSD elementary teachers, < 4 years experience.



Implications

- High standards at tenure review offer greater payoffs than higher admission standards or better pre-service training.
- Clinical experience matters, but neither student teaching nor residency programs provide it effectively.
- High course-load requirements for alternative pathway teachers diminish their students' achievement.



Suggested actions

- No automatic tenure for teachers in the bottom quarter of effectiveness at the end of the probationary period.
- Require pre-service preparation programs to provide instruction and practice in classroom management and other practical instructional skills (e.g. "Teach like a Champion")
- Require alternative certification programs to provide instruction and practice in practical skills during the summer and limit course-taking requirements during initial years of teaching.
- Require teaching candidates to submit video lessons to be rated at least once by faculty at another teacher preparation institution. (Using a common rubric.)
- Require programs to evaluate teachers' performance and weed out ineffective candidates at the end of student teaching.
- Require annual report on the effectiveness of recent graduates of each teacher preparation institution.

Radioactive Waste and Hazardous Materials Committee

June 10, 2014

State Capitol, Santa Fe





New Mexico Environment Department

Waste Isolation Pilot Plant NMED Activities

Radioactive and Hazardous Materials Committee
Tuesday, June 10, 2014

Overview

- NMED's Role at WIPP
- Overview of Recent Incidents
- NMED's Responses and Activities Related to the Incidents

NMED's Role at WIPP

6/10/2014

For the Radioactive and Hazardous
Materials Committee

Six NMED Bureaus

- **Hazardous Waste Bureau (HWB)**
- **DOE Oversight Bureau (DOE/OB)**
- **Air Quality Bureau (AQB)**
- **Ground Water Quality Bureau (GWQB)**
- **Radiation Control Bureau (RCB)**
- **Environmental Health Bureau (EHB)**
- **Note: NMED has also compiled a list of all regulatory agencies and stakeholders.**

Hazardous Waste Bureau

- Regulates the hazardous waste component of mixed waste stored and disposed at WIPP
- NMED issued the original hazardous waste permit to WIPP on October 27, 1999
- Renewed permit issued November 30, 2010
- Hazardous waste permits renewed every 10 years
- Next WIPP permit renewal in 2020

DOE Oversight Bureau

- NMED Oversight Bureau conducts oversight and monitoring activities at WIPP.
- Monitoring programs include both joint and independent evaluations of impacts to the environment and public health.
- Environmental sampling and analysis include air particulates, soil and sediment monitoring, vegetation, surface and ground water as well as direct penetrating radiation (gamma) monitoring.

Timeline of Events

6/10/2014

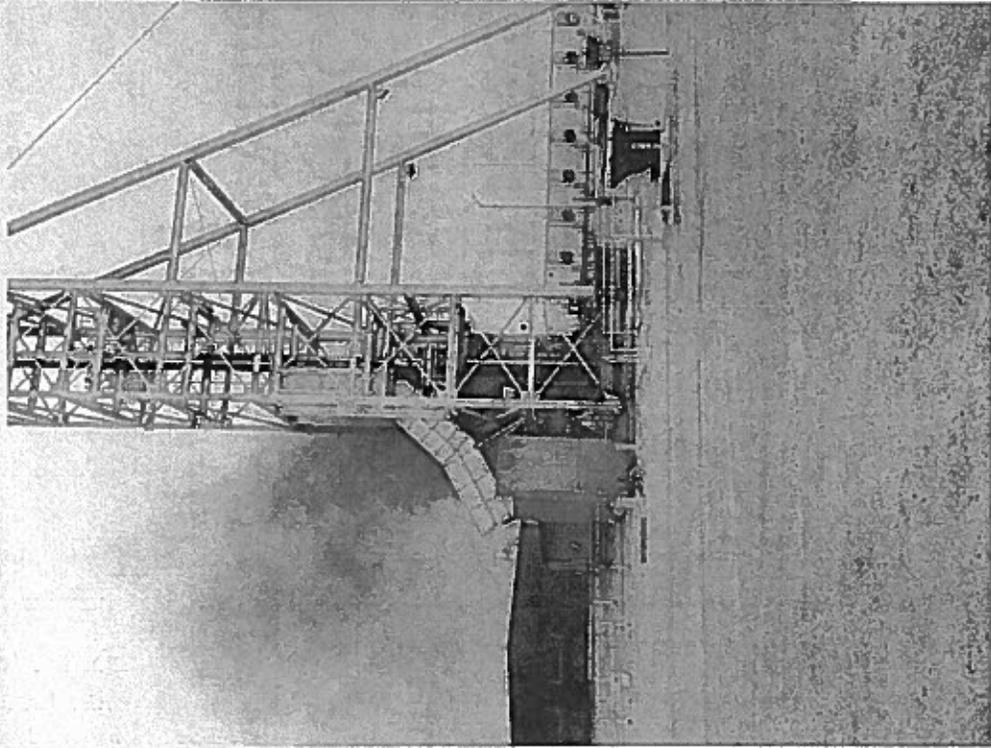
For the Radioactive and Hazardous
Materials Committee

Timeline of Events

- Feb 5: Underground Fire
- Feb 14: Rad Release Event
- Feb 19: NMED notified of release to atmosphere
- Feb 20: Secretary Flynn held news conference in Carlsbad with Joe Franco (DOE CBFO Manager)
- Feb 27: NMED Issued first Administrative Order (AO)
- Feb 28: NMED collected first ambient air samples
- March 18: First manned entry to underground (UG)
- March 26: NMED requested additional funding for DOE OB sampling and analysis

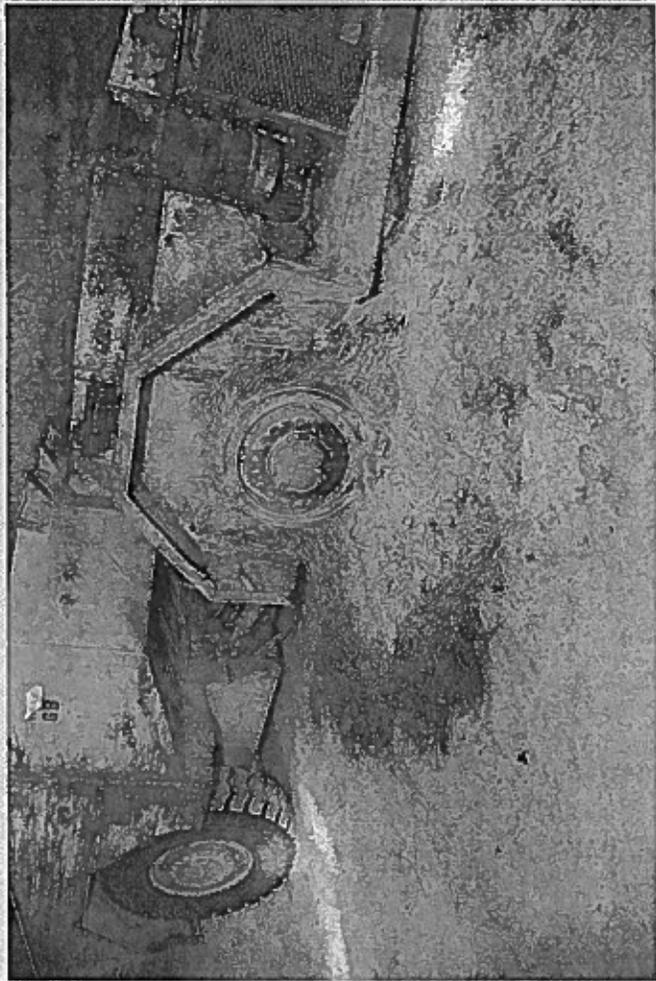
Timeline of Events (continued)

- April 1: LANL began Shipping TRU waste to WCS
- May 1: Suspension of shipments of all LANL transuranic (TRU) waste
- May 5: NMED notified of kitty litter issue
- May 12: Second AO (to WIPP)
- May 19: Third AO (to LANL)
- May 20: Fourth AO (to WIPP)
- May 30: Last UG entry
- June 1: HEPA Filtration System change commenced



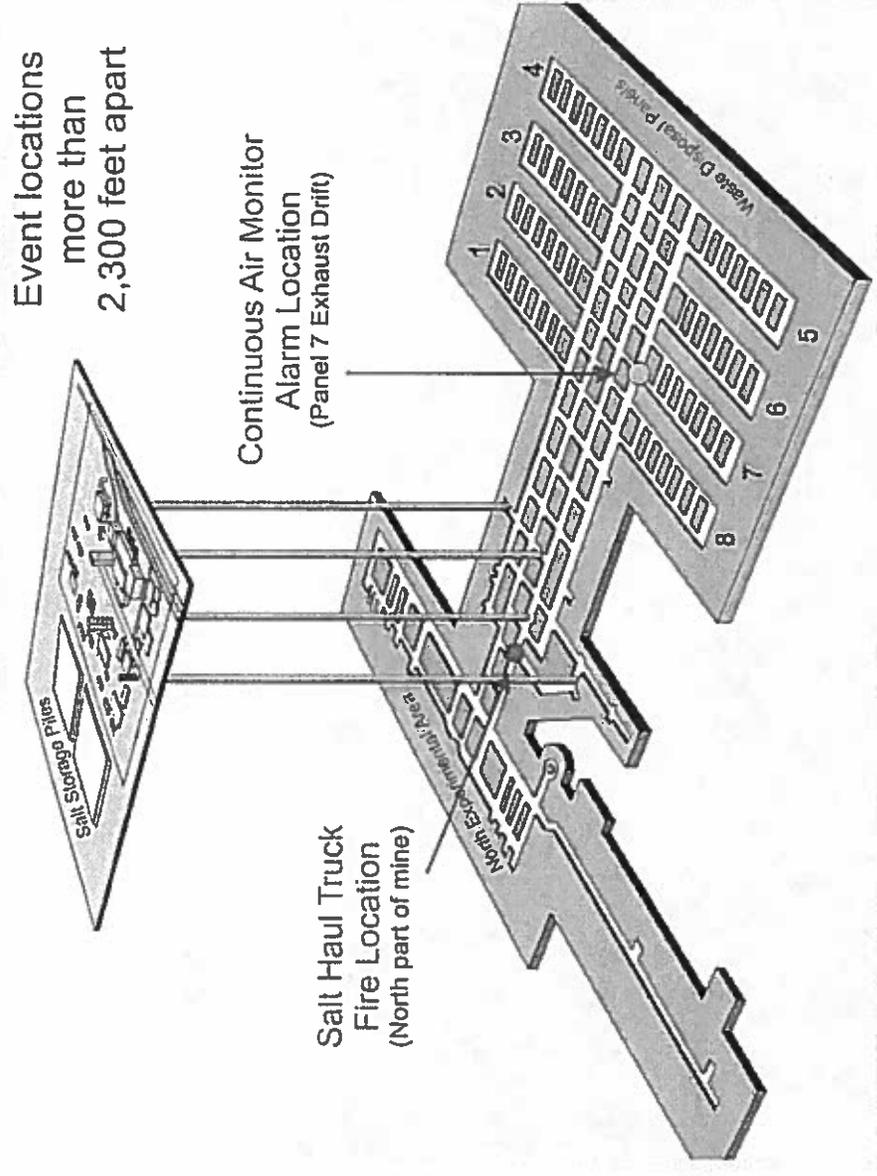
March 5th Salt Truck Fire

Smoke coming from salt hoist, burned tire remains on salt truck.



6/10/2014

For the Radioactive and Hazardous
Materials Committee



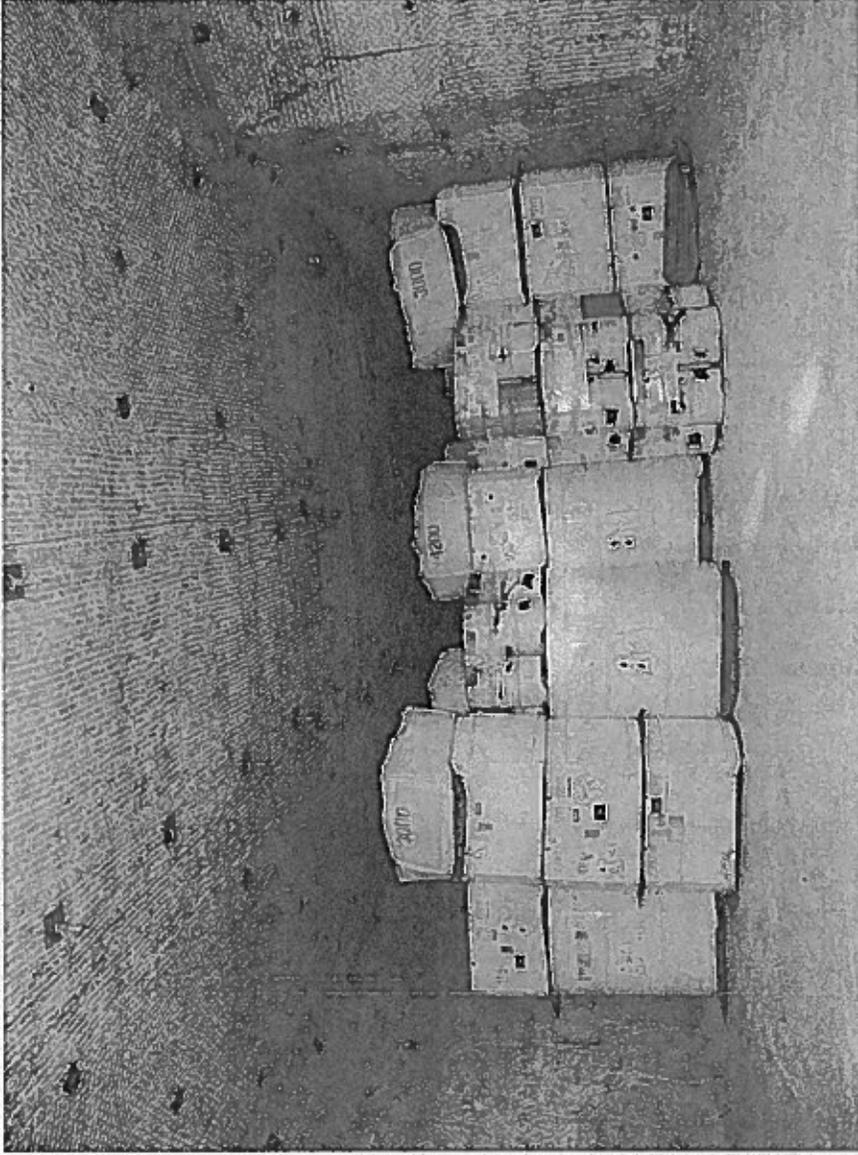
Event locations
more than
2,300 feet apart

Continuous Air Monitor
Alarm Location
(Panel 7 Exhaust Drift)

Salt Haul Truck
Fire Location
(North part of mine)

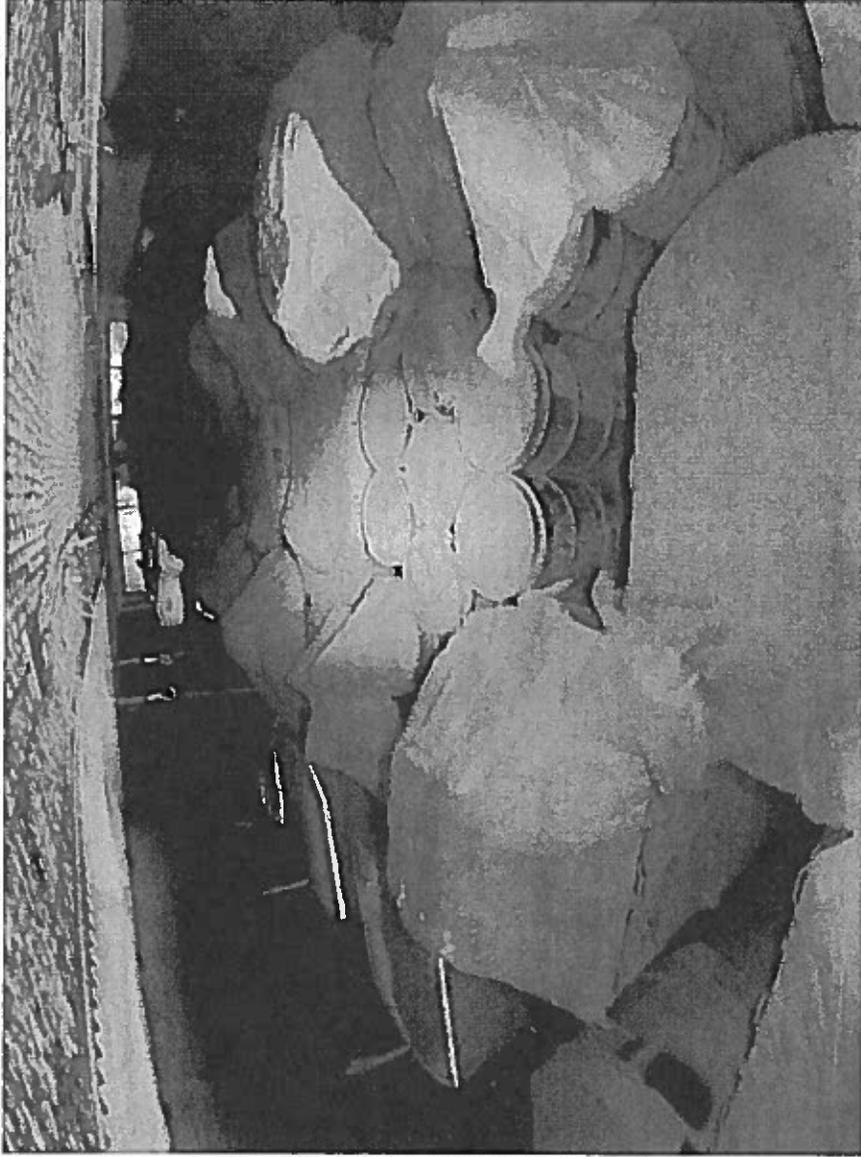
Locations of Fire and Radiologic Release

2,300 feet apart. DOE does not believe the events were related.



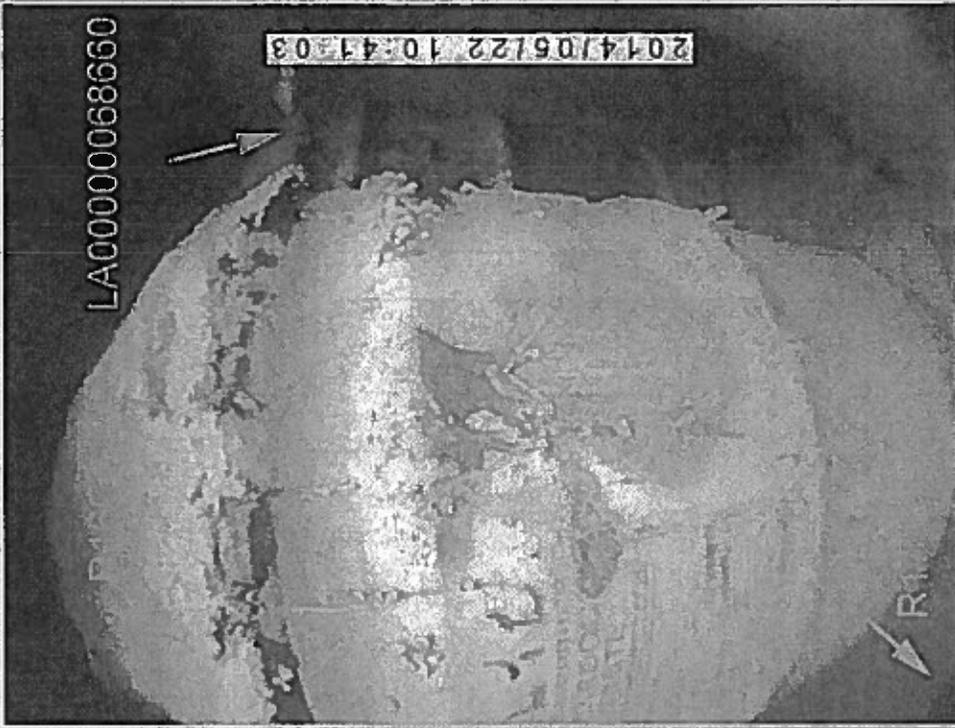
Waste Face Prior to Release

Panel 7 Room 7 taken on February 14th before the radiological release event.



After the Radiological Event

Pole with camera is extended over waste and looking down onto waste.

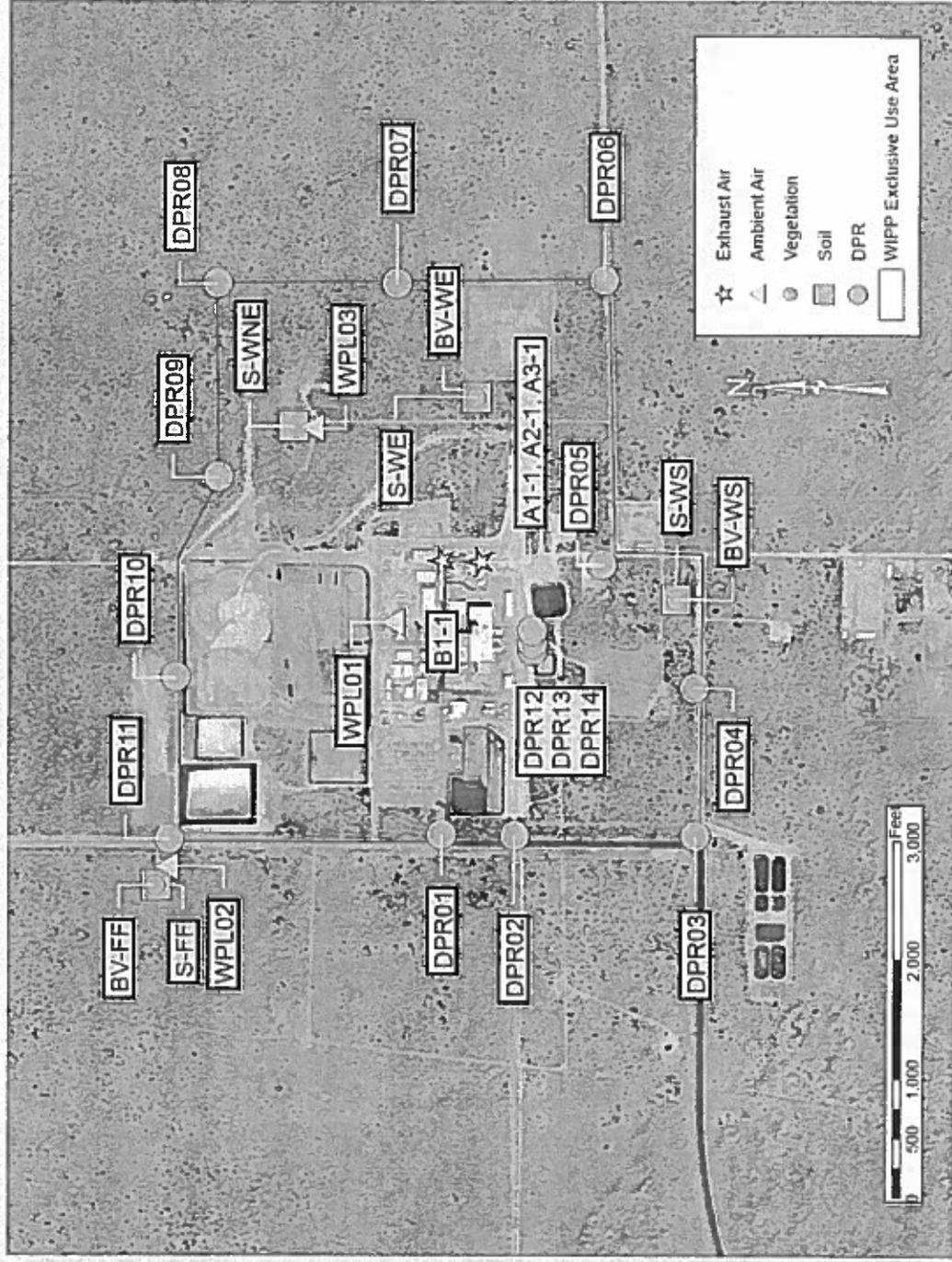


Suspect Drum

DOE Oversight Bureau Environmental Monitoring at WIPP and Vicinity

- Ambient Air
- Exhaust Air, Stations A and B
- General Environmental
 - Soil (plume area only)
 - Sediment
 - Surface water
 - Vegetation
- Penetrating radiation (gamma)

NMED Sampling Locations for Radiological Release Response (around facility)

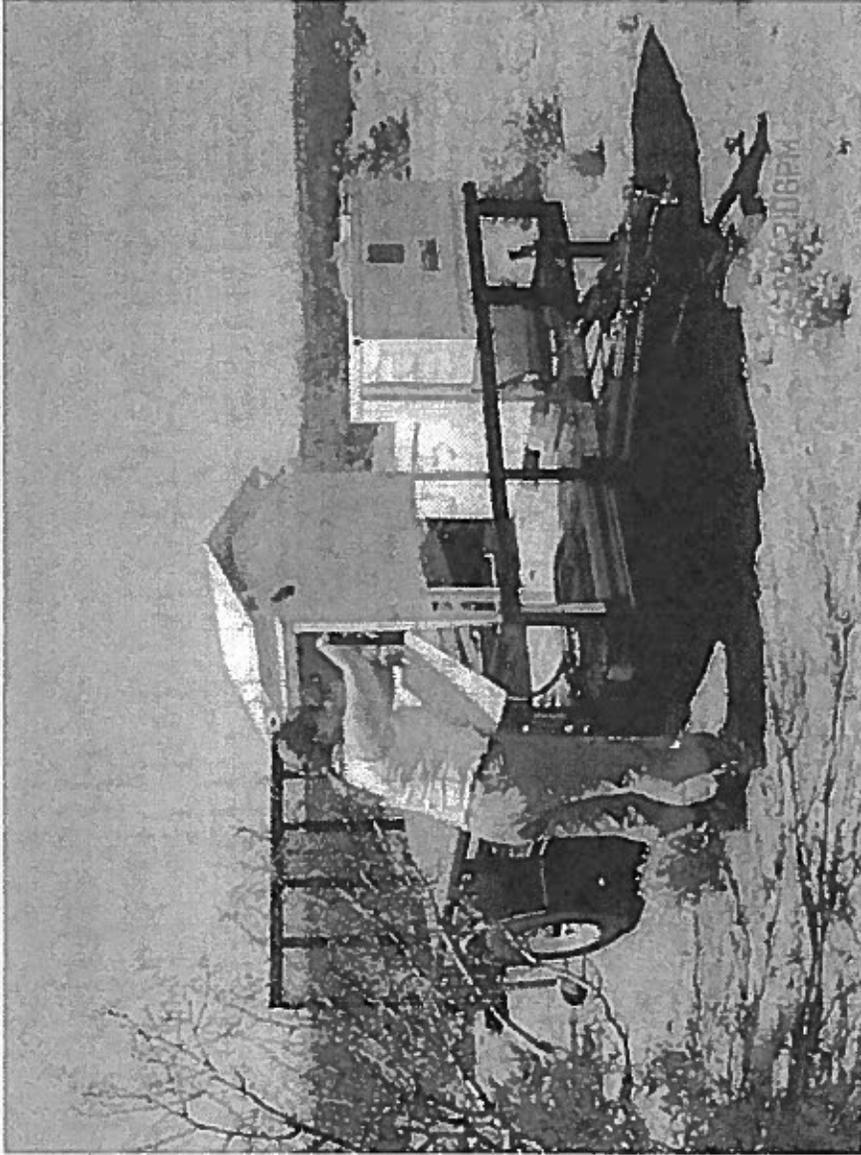


Exhaust Air, Stations A & B

- A total of 78 filter samples (individual and composite) were submitted for isotopic analyses.
- January and February, Station A, Station B, and Quality Control (QC) samples are at the analytical laboratory, expect data June 25, followed by data reduction and review
- March, Station B, and QC samples are at the analytical laboratory, also expect data June 25, followed by data reduction and review

Ambient Air Monitoring

- A total of 32 air samples were submitted for isotopic analyses.
- For the periods February 21 to 28 and February 28 to March 11, the draft air monitoring reports are under review
- March 11 to 25, and the month of April, results are in from the laboratory. Data reduction and review
- For the month of May, samples are at the analytical laboratory, expect data before June 30.



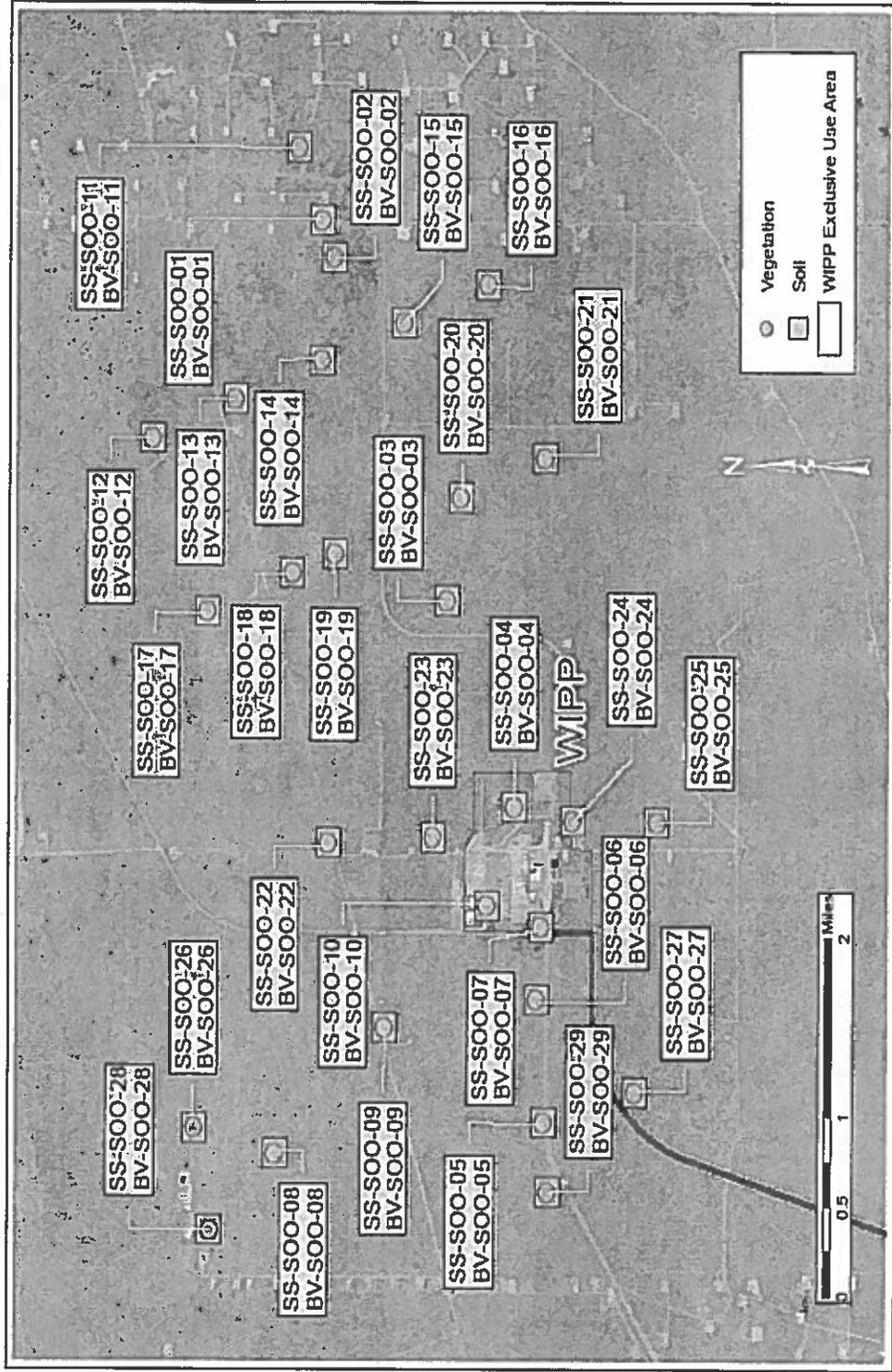
Solar Powered Ambient Air Monitor

A unique capability of the New Mexico Environment Department to protect public health.

6/10/2014

For the Radioactive and Hazardous
Materials Committee

DOE OB Soil and Vegetation Sampling in Plume Area



General Environmental Monitoring at WIPP and Vicinity

Sample Type	Number of Samples	Status
Sediment	6 +1	Undergoing data reduction and review
Surface Water	3 +1	Undergoing data reduction and review
Soil	18	Undergoing data reduction and review
Vegetation	18	Undergoing data reduction and review

DOE OB Funding

- Secretary Flynn requested and received an additional \$275,928 from the Department of Energy for the current fiscal year to pay the additional costs of laboratory analyses for this release response.
- The grant continuation funding request for next fiscal year (July 1) also includes supplemental funding in the amount of \$220,694 for sampling and analysis costs related to this release recovery.

What Will the Data Tell Us?

- Collaborating with CEMRC, DOE, and EPA on environmental monitoring
- Extent of contamination in the environment
- Impact of the event on the environment
- Potential impact on human health
- Provide correct information to policy makers

Four Administrative Orders

NMED Responsive Actions

6/10/2014

For the Radioactive and Hazardous
Materials Committee

Administrative Orders

- NMED has issued four Administrative Orders since the February 5th event.
- Provide immediate direction to address impending non-compliance of the permit.
- Can be found at:
<http://www.nmenv.state.nm.us/NMED/Issues/WIPP2014Docs.html>

NMED Administrative Orders

- **First: February 27, 2014 (WIPP)**
 - Extended storage time limits in the WHB
 - Weekly reports
- **Second: May 12, 2014 (WIPP)**
 - Underground Derived Waste Storage Plan (Contingency Plan)
 - Trichloroethylene (TCE) added to the Target Analyte List for VOCs.
 - Clarification to First Order

NMED Administrative Orders

- Third: May 19, 2014 (LANL)
 - Develop a LANL Nitrate-Bearing Waste Container Isolation Plan.
 - Required to stay in daily contact with NMED
 - An initial plan was received by NMED on May 21, 2014. NMED reviewed the Plan, found it to be deficient in several areas, and submitted comments back to LANL.
 - NMED approved the Plan on May 23 contingent upon implementation of the submitted comments.
 - Revised Plan was received May 29
 - Still Under Review

NMED Administrative Orders

- Fourth: May 20, 2014 (WIPP)
 - Develop a WIPP Nitrate-Bearing Waste Container Isolation Plan
 - Develop a Panel Closure Plan
 - Submitted plan to NMED on May 30th
 - Still Under Review

Activities

- Creation of Fire and Rad Release Webpage: <http://www.nmenv.state.nm.us/NMED/Issues/WIPP2014.html>
- Withdrawal of draft Class 3 permit modification on March 21, 2014
- Review of Reports submitted in response to Administrative Orders
- Rapid and comprehensive responses to media inquiries
- Diligently collecting and preparing IPRA responses.

Other Activities

- Request documentation of activities at WIPP and LANL
- Daily phone briefings and bi-weekly in-person meetings with WIPP and LANL
- Attended EPA Panel Closure Rule Making Public Meeting in Albuquerque, January 2014
- Continuation of regular work – audits, permit modification requests, etc.

Conclusions

- The New Mexico Environment Department will continue to aggressively regulate and monitor WIPP, to ensure it is in compliance with the Hazardous Waste Facility Permit and all applicable hazardous waste regulations to protect human health and the environment.

For more information...

- NMED Rad Release Event Page
 - <http://www.nmenv.state.nm.us/NMED/Issues/WIPP2014.html>
- NMED WIPP Permit Information Page
 - <http://www.nmenv.state.nm.us/wipp/>
- DOE OB Page
 - http://www.nmenv.state.nm.us/DOE_Oversight/

Questions?

Communication within our agency,
with Permittees and with stakeholders is key!

Please call or email:
Trais Kliphuis, Manager
Hazardous Waste Bureau
505-476-6051 or Trais.Kliphuis@state.nm.us

Thomas Skibitski, Chief
DOE Oversight Bureau
505-845-5932 or thomas.skibitski@state.nm.us

Revenue Stabilization and Tax Policy

June 6, 2014

State Capitol, Santa Fe



Presentation to
Interim Revenue Stabilization and Tax Policy Committee

At its First Meeting
June 6, 2014

Proposal for Reforming New Mexico's General Excise Tax

Richard Anklam
New Mexico Tax Research Institute
&
James O'Neill
O'Neill Consulting LLC

1. The Problem: New Mexico's general excise tax—called the “gross receipts tax”—does not fit our economy today. Worse, it may be a real hindrance to economic development.

a. The gross receipts tax started life in 1966 as a broad-based tax on business receipts from selling goods or providing services in New Mexico.

It has never been a true gross receipts, or “turnover”, tax. From its inception the tax's structure allowed exceptions for the bulk of business-to-business sales of tangible products and also for some inter-business services. Paraphrasing Franklin Jones, the tax was intended to fall on the transaction in which the good or service left the stream of commerce. Unfortunately however useful as a guiding principle, identifying that transaction can be more art than science.

Neither is the gross receipts tax a sales tax as generally conceived. Its broad taxation of services extends its reach well beyond the typical sales-to-consumers base. A few years ago, the New Mexico Tax Research Institute estimated that approximately one-third of the tax's revenue derives from pyramiding, that is, taxation of business-to-business transactions. Taxing business inputs has long been known to be economically inefficient. Practically, it puts New Mexico businesses at a disadvantage with out-of-state competitors who are not faced with such taxes.

A second unwritten but foundational concept was taxing (indirectly) the federal government. Why? At least since the 1950s the federal government has been one of the biggest “industries” in New Mexico. States can tax only what they have. Taxing the federal government directly of course is unconstitutional. So the tax was designed to apply to federal contractors and suppliers. This is the reason vendors, not buyers, are taxpayers under the gross receipts tax. The revenue stream derived from the federal sector is still a major component of gross receipts tax collected.

b. Over the past half century, New Mexico has become much more integrated with both the national and international economies. New Mexico businesses, especially those performing services, face much more intense competition now than they did in the mid-1960's.

c. New Mexico has responded to pressures on taxpayers on a piece-meal basis, compounding the problem (literally). We've caused tax rates to rise significantly over the last decade or so as we've chipped away at the consumption tax—making the system even less competitive for business and more regressive on poor households than it would otherwise be.

Business: Some enactments responded to the underlying pyramiding problem by selectively removing some business-to-business transactions, such as 7-9-46B (consumables sold to manufacturers), 7-9-52.1 (leasing equipment to construction contractors) and 7-9-56.1 (internet services to ISPs). More commonly the tax breaks are for economic development reasons, whether up front as a gross receipts exemption or deduction or indirectly as a tax credit. In this case, only favored businesses/industries get relief, creating systematic equity issues.

Consumer: In the last twenty years or so, the political popularity of un-taxing transactions with consumers has proven irresistible. A prohibition on enforcing compensating tax on imports of household goods passed in 1993. Since then the several deductions for health care, drugs and prosthetic devices, 7-9-92 (food, as defined by the federal SNAP), 7-9-95 (annual back-to-school tax holiday) and 7-9-107 (professional boxing/wrestling) have been enacted, removing not insignificant segments of the tax base.

Government: New Mexico has noticeably moved away from taxing federal contractors—7-9-54.1 (aerospace services to “organizations” associated with the US Air Force), 7-9-54.2D (research, development, testing and evaluation services provided for the US Air Force’s operationally responsive space program), 7-9-62.1 (maintenance/remodeling services on certain commercial or military aircraft), 7-9-94 (military transformational acquisition programs) and the now-expired 7-9-106 (military construction services at Cannon AFB). Several others have been offered in recent sessions. This reacts to budgetary pressures on federal agencies, who now need to shop seriously.

d. The result is a shrunken tax base having no unifying principle but still differing from every other state’s and constantly changing. We all know that businesses desire certainty in the tax arena. The gross receipts tax’s quirky nature and the steady upward creep of its rates do not provide that necessary sense of solidity or fairness to either in-state businesses or those looking to locate here.

2. Possible Solutions: The gross receipts tax system is broken. Can it be fixed in any meaningful sense? We argue an emphatic NO! The fundamental problem is the tax’s design.

Gross receipts tax issues have been thoroughly studied over the years. Consult the work of the 1996 Professional Tax Study Committee chaired by Dean Robert Desiderio, the 1997 New Mexico Business Tax Competitiveness Study by the Barents Group LLC (of KPMG Peat Marwick) and the 2003 Blue Ribbon Tax Reform Commission, among others. The follow-up (or rather, the lack thereof) to these studies suggests that New Mexico cannot nudge, fiddle or tweak its way to fundamentally sound tax policy.

a. **Now is the time to replace the gross receipts tax.**

b. Two general paths for accomplishing this feat beckon.

- **Turnover tax**--expand the tax base and dramatically drop the rate. This is the approach of the Sharer-Taylor proposition, embodied in 2013’s HB 369 and SB 368. Essentially all business-to-business transactions are subject to tax, as well as business-to-consumer transactions.

- **Consumption tax**--reduce the tax base and increase the rate. Pull all or most of the remaining pyramiding from the tax base, perhaps adding back some or all of the consumption items currently deductible. This generates a tax on retail sales or consumption, similar to that in most other states.

3. Our proposal: Charge a group, under general Revenue Stabilization and Tax Policy Committee supervision, with examining the two general alternatives, creating detailed designs, estimating tax base size and requisite rates and potential revenue offsets, outlining their pros and cons, preparing alternatives and, if so instructed by the Committee, draft legislation to enact one or more alternatives. This task is large enough that it cannot be accomplished realistically before the 2015 legislative session. We propose that it be split into two major chunks: preparing the ground (2014) and then resolving the policy/design issues (2015).

a. For 2014, the main job would be getting the data and putting it into usable form.

Even Taxation and Revenue Department does not have all the data necessary to scope out the size of a turnover tax base. The four corners of such a tax have to be thoughtfully considered first. Then the base needs to be estimated, relying on federal data and possibly information from other states, input-output tables and the like.

Establishing the consumption (retail sales) tax base is also not straight-forward. For example, are sales to governments or non-profits "consumption"? Although it would be economically pure to pull out all pyramiding from this tax base, pragmatically this is not necessary (and perhaps not possible). All state sales taxes contain a level of pyramiding. Since New Mexico would not be at a competitive disadvantage by including commonly-taxed business-to-business transactions (i.e. tangible property or construction materials), it could include them and thereby lower the ultimate tax rate commensurately.

Because any single base likely will be controversial, alternative bases should be constructed for consideration. Estimates of some of the individual items may also serve as the basis for creating separate user taxes.

Keep in mind that the new tax, turnover or consumption, must serve not only the state but also the municipalities and counties. Revenue effects on individual local governments could be sizable and must be well analyzed and understood.

b. Other 2014 tasks:

- List the possible policy goals. For example, does New Mexico want to qualify for joining the streamlined sales tax system (or any similar regime that may be authorized by federal law)? It would really help to know where we're headed before we move very far down the road. We assume as an initial standard that the new system must generate the same revenue as the current one.

- Decide how imports and exports are to be treated for tax purposes. Under the gross receipts tax, there is a difference between case law and statutory/regulatory law. Is the state in which the customer is located the state with authority to tax, or is some other regime to be followed? The choice could have significant revenue effects, particularly for local governments.



Daniel "Danny" Mayfield
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

DATE: July 29, 2014
TO: Board of County Commissioners
VIA: Katherine Miller, County Manager
FROM: Rudy Garcia, Legislative Project Coordinator
Hvtce Miller, Intergovernmental Project Coordinator
Tony Flores, Assistant County Manager
RE: 2016 - 2020 Infrastructure Capital Improvement Plan – 1st Public Hearing

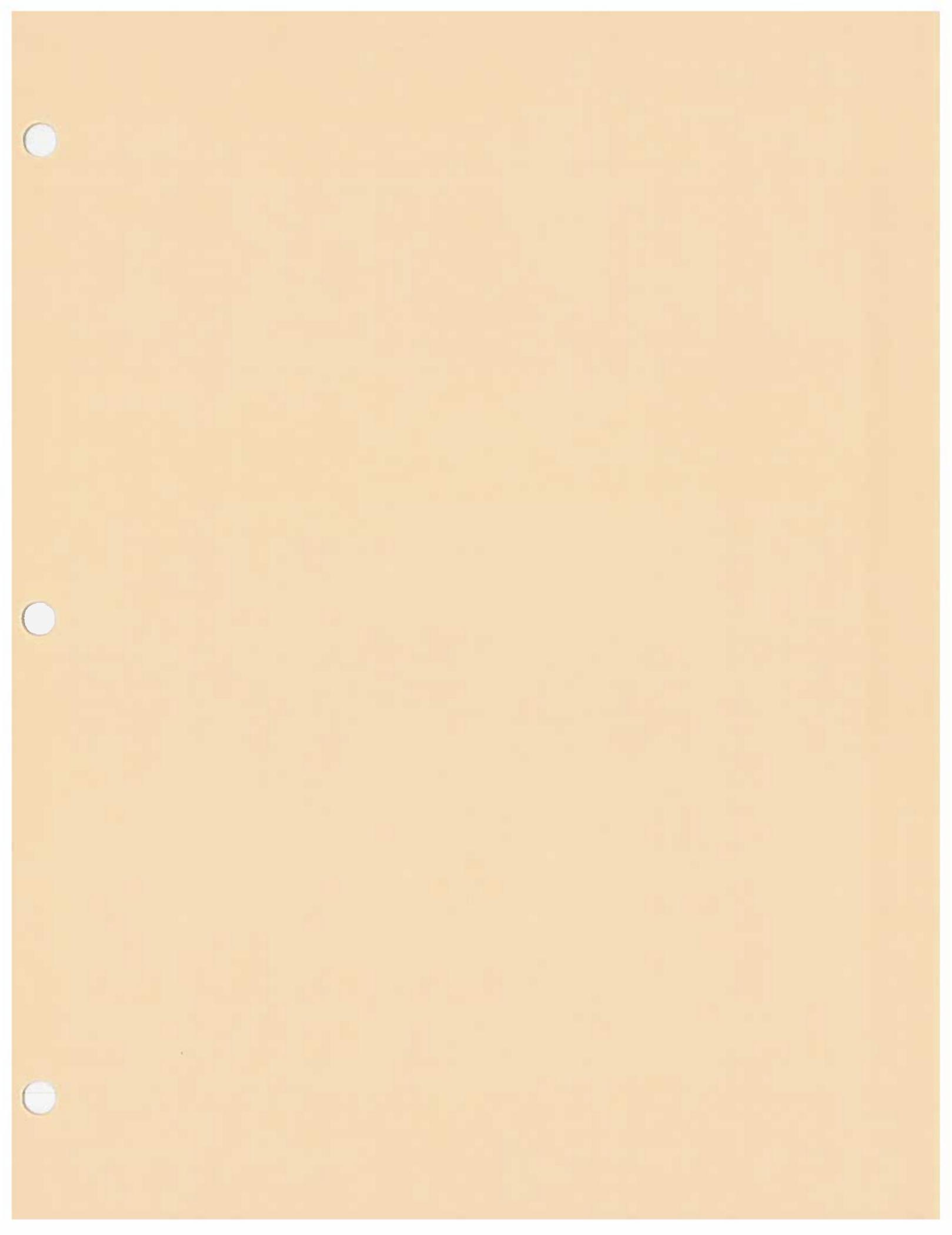
BACKGROUND and SUMMARY:

The New Mexico Department of Finance Administration (DFA) has initiated the annual Infrastructure and Capital Improvements Plan (ICIP) process for 2016 - 2020. DFA requires that each local unit of government submit their ICIP to the State by September 1st, 2014.

On July 8, 2014, the Board of County Commission approved the following public participation schedule:

- Community Meetings:
 - Bennie J. Chavez Senior Center – July 16, 2014 11:30 AM
 - Pojoaque Satellite Office – July 16, 2014 7:00PM
 - El Rancho Senior Center – July 22, 2014 11:30AM
 - Nancy Rodriguez Community Center – July 22, 2014 7:00PM
 - Edgewood Senior Center – July 23, 2014 11:30AM
 - El Dorado Senior Center – July 24, 2014 11:30AM
 - Hondo Fire Station (Regional HQ) – July 24, 2014 7:00PM
 - El Dorado Library – July 28, 2014 7:00PM
 - Edgewood Town Council Meeting – August 6, 2014 7:00PM
- Board of County Commission Meetings:
 - July 29, 2014 – 1st Public Hearing
 - August 12, 2014 – Final Public Hearing and Adoption of ICIP Resolution

Staff has begun the series of community meetings and today's Commission meeting is the first scheduled public hearing on the plan, which is intended to garner public input on capital projects.



IX. Concluding Business

A. Announcements

B. Adjournment

