



Tuesday, February 14, 2023
Board of County Commissioners of Santa Fe County
SUMMARY

Commissioners present

Anna T Hamilton
Justin S Greene
Anna C Hansen
Hank Hughes
Camilla Bustamante

1. Opening Business

- A. Call to Order - 2:06 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Chair Anna C. Hansen)
- D. State Pledge. (Chair Anna C. Hansen)
- E. Moment of Reflection. (County Manager's Office/Anne Garcia)
- F. Approval of Agenda. (Action Item)

Motion & Voting

- Motion for approval of agenda as amended.
- Motion by Anna T Hamilton second by Justin S Greene.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the January 10, 2023, Board of County Commissioners Meeting Minutes.

Motion & Voting

- Motion for Approval of the January 10, 2023, Board of County Commissioners Meeting Minutes.
- Motion by Anna T Hamilton second by Justin S Greene.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

- B. Request Approval of the January 13, 2023, Board of County Commissioners Special Meeting Minutes.

Motion & Voting

- Motion for Approval of the January 13, 2023, Board of County Commissioners Special Meeting Minutes.
- Motion by Camilla Bustamante second by Hank Hughes.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Camilla Bustamante.
- Abstain: Justin S Greene.
- Final Resolution: Motion carries.

3. Consideration of Proclamations, Commissioner Resolutions, and/or Recognitions (Action Items)

A. Resolution No. 2023-___, A Resolution Supporting the Study of the Creation of a Regional Collaboration with the Purpose of Developing an Applied Science and Technology Collaboration Institute Dedicated to Achieving Global Sustainability. (Commissioner Justin S. Greene and Commissioner Hank Hughes)

Motion & Voting

- Motion to table.
- Motion by Anna T Hamilton second by Camilla Bustamante.
- Yea: Anna C Hansen, Anna T Hamilton, Camilla Bustamante.
- No: Justin S Greene.
- Abstain: Hank Hughes.
- Final Resolution: Motion carries.

B. Resolution No. 2023-017, A Resolution Establishing A Task Force to Analyze and Make Recommendations Concerning the Structure, Staffing, and Responsibilities of the Santa Fe County Office of Emergency Management to Best Position it to Meet Substantially Increasing Emergency Management Demands. (Commissioners Anna T. Hamilton and Anna C. Hansen) (Item Added)

Motion & Voting

- Motion for Approval of Resolution No. 2023-017, A Resolution Establishing A Task Force to Analyze and Make Recommendations Concerning the Structure, Staffing, and Responsibilities of the Santa Fe County Office of Emergency Management to Best Position it to Meet Substantially Increasing Emergency Management Demands.
- Motion by Anna T Hamilton second by Camilla Bustamante.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

4. Consent Agenda (Action Items)

Motion & Voting

- Motion for Approval of Consent Agenda Items Excluding Item E. Item E Withdrawn.
- Motion by Hank Hughes second by Anna T Hamilton.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

A. Final Order for Case # 22-5170 Santa Fe West Investments, LLC/ Arete Cole Development, LLC. Santa Fe West Investments, LLC/ Arete Cole Development, LLC, Applicant, JenkinsGavin, Agent, Requested Preliminary Subdivision Plat and Final Subdivision Plat Approval to Create 23 Residential Lots Within a 44.51-Acre Tract. The Applicant Also Requested Board of County Commissioners Approval of the Affordable Housing Agreement to Provide 8.0% Affordable Housing in Accordance with SLDC §13.2.1.1, Resulting in One Affordable Tier 1 Home. The Property is Accessed via Camino La Tierra (Commission District 2). (Growth Management Department/Kenneth Quintana, Case Manager) (APPROVED 5-0) (Packet Material Updated)

B. Request (1) Approval of Amendment No. 5 to MOA 2020-0165-GM-TVR Between Santa Fe County and the Santa Fe Community College Increasing the Compensation by \$350,000.00 for a Total Contract Sum of \$730,000.00, Inclusive of NM GRT, Extending the Term of the Agreement to Continue to Provide Professional Readiness & Technical Experience for Careers for Santa Fe County Residents and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Development Department/Paul Olafson)

C. Request (1) Approval of Memorandum of Understanding Between the City of Santa Fe and Santa Fe County Allowing Wastewater Discharge from the Santa Fe Rodeo Grounds into a County Wastewater Collection System and Then into the City Wastewater Collection and Treatment System and Establishment of a Connection to the City Water System and (2) Approval of Sanitary Sewer Line Agreement Between Santa Fe County and First Serve-NM, Inc. (Public Works Department/Michelle Hunter)

D. Resolution 2023-018, A Resolution Authorizing the County Manager to Complete and Submit a Local DWI Grant Program Application and Related Documents and Agreements. (Community Services Department/Chanelle Delgado)

~~E. Request (1) Approval of a Purchase Order in the Amount of \$318,613.60, Exclusive of NM GRT, in Accordance to Agreement No. 2021-0051-PW/APS-A with Associated Asphalt and Materials, LLC, for Road Maintenance and Road Construction Materials and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Finance Division/Bill Taylor and Public Works Department/Brian K. Snyder) **ITEM WITHDRAWN**~~

F. Request (1) Approval of Amendment No. 6 to Agreement No. 2019-0079-AO/KQ with Master Touch, Inc., Increasing the Compensation an Additional \$68,555.00, for a Total Contract Sum of \$396,611.00, Exclusive of NM GRT, and Extending the Term an Additional Year and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Finance Division/Bill Taylor and Assessor's Office/Jennifer C. Romero)

G. Request (1) Approval to Utilize the Houston Galveston Area Council Cooperative Purchase Agreement Pursuant to Ordinance No. 2012-5, Section 1, Outside Contracts, to Purchase One (1) 2023 BME International HV507 Pumper (Type 3 Engine) for the Santa Fe County Edgewood Fire District for a Total Sum of \$543,475.00, Inclusive of NMGRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Dealership Quotation, Purchase Order(s), and Other Contractual Documents. (Finance Division/Bill Taylor and Public Safety Department/Jacob Black)

5. Appointments and Reappointments (Action Items)

A. Resolution No. 2023-019, A Resolution Appointing Members to the Board of Registration to Fill Two Vacancies. (County Clerk Katharine E. Clark)

Motion & Voting

- Motion for Approval of Resolution No. 2023-019, A Resolution Appointing Members to the Board of Registration to Fill Two Vacancies. Zella Cox and Karen Sheffer.
- Motion by Anna T Hamilton second by Hank Hughes.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

6. Miscellaneous Action Items

A. Resolution No. 2023-020, A Resolution Adopting the Santa Fe County Open Space, Trails and Parks 2023 Work Plan. (Growth Management Department/Adeline Murthy)

Motion & Voting

- Motion for Approval of Resolution No. 2023-020, A Resolution Adopting the Santa Fe County Open Space, Trails and Parks 2023 Work Plan.
- Motion by Hank Hughes second by Justin S Greene.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

B. Request Approval of Replacement Water Delivery and Wheeling Agreement Between Santa Fe County and Eldorado Area Water and Sanitation District. (Public Works Department/John Dupuis)

Motion & Voting

- Motion for Approval of Replacement Water Delivery and Wheeling Agreement Between Santa Fe County and Eldorado Area Water and Sanitation District.
- Motion by Hank Hughes second by Anna T Hamilton.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

C. Request (1) Approval of Construction Contract No. 2023-079-GM/APS Between Santa Fe County and File Construction, LLC in the Amount of \$1,842,512.20, Exclusive of NM GRT, to Construct a Community Well and Water Utility System Improvements in Glorieta, NM and (2) Delegation of Signature Authority to the County Manager to Sign and Approve All Amendments Thereto and Other Project Agreements on Behalf of Santa Fe County for the Implementation of Community Development Block Grant #19-C-NR-I-01-G-17, per Resolution No. 2021-036. (Finance Division/Bill Taylor and Growth Management Department/Maxx PL Hendren)

Motion & Voting

- Motion for (1) Approval of Construction Contract No. 2023-079-GM/APS Between Santa Fe County and File Construction, LLC in the Amount of \$1,842,512.20, Exclusive of NM GRT, to Construct a Community Well and Water Utility System Improvements in Glorieta, NM and (2) Delegation of Signature Authority to the County Manager to Sign and Approve All Amendments

There to and Other Project Agreements on Behalf of Santa Fe County for the Implementation of Community Development Block Grant #19-C-NR-I-01-G-17, per Resolution No. 2021-036.

- Motion by Anna T Hamilton second by Hank Hughes.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

D. Request (1) Approval to Utilize Outside Contracts Pursuant to Ordinance No. 2012-5, Section 1, Outside Contracts, for the Purchase of Vehicles and Various Equipment Related to the Food Security Grant and the Equipment Lease and Service Agreement No. 2023-0106-CSD/BT with The Food Depot and (2) Delegation of Signature Authority to the County Manager to Execute All Necessary Purchase Agreements and Documentation, Including All Necessary Purchase Orders. (Finance Division/Bill Taylor and Community Services Department/Jennifer N. Romero)

Motion & Voting

- Motion for (1) Approval to Utilize Outside Contracts Pursuant to Ordinance No. 2012-5, Section 1, Outside Contracts, for the Purchase of Vehicles and Various Equipment Related to the Food Security Grant and the Equipment Lease and Service Agreement No. 2023-0106-CSD/BT with The Food Depot and (2) Delegation of Signature Authority to the County Manager to Execute All Necessary Purchase Agreements and Documentation, Including All Necessary Purchase Orders.
- Motion by Anna T Hamilton second by Hank Hughes.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Camilla Bustamante.
- Abstain: Justin S Greene.
- Final Resolution: Motion carries.

E. Consideration and Potential Action on Applications, Pursuant to Resolution No. 2019-102, for Santa Fe County to Act as Fiscal Agent for Non-Capital Outlay Appropriations of (1) New Mexico Coalition to End Homelessness and (2) Innovate+Educate NM. (Community Services Department/Rachel O'Connor) (Item Added)

Motion & Voting

- Motion for Approval for Santa Fe County to Act as Fiscal Agent for Non-Capital Outlay Appropriations of (1) New Mexico Coalition to End Homelessness and (2) Innovate+Educate NM.
- Motion by Anna T Hamilton second by Justin S Greene.
- Yea: Anna C Hansen, Anna T Hamilton, Justin S Greene, Camilla Bustamante.
- Abstain: Hank Hughes.
- Final Resolution: Motion carries.

7. Presentations

A. Presentation on the Cause and Effect of the Insurance Services Office (ISO) Fire Score Rating. (Public Safety Department/Jacob Black, Jaome Blay, and Craig Fulmer)

B. Presentation on the Implementation of the Short-Term Rental Regulation, Registration, and Licensing Ordinance. (Growth Management Department/Penny Ellis-Green)

8. Matters of Public Concern (Subject to Three (3) Minutes or Other Time Limit Imposed by the Chair; Pre-Register at www.santafecountynm.gov/comment)

9. Matters from the County Manager

A. Miscellaneous and COVID-19 Updates.

- The Governor did extend the statewide Public Health Emergency related to COVID-19 into March.
- The Santa Fe County Office of Emergency Management is hosting COVID-19 and Flu vaccine events in February. Events are open to the public at various County fire stations. At this time, the following vaccinations will be offered: Flu Vaccine, as well as Moderna primary and Omicron booster (12 years +), and Pfizer primary, booster (ages 5 and up), and Omicron booster (12 years +). Boosters are available as long as it's been 2 months from your last shot.

Date: Thursday, February 16, 2023

Time: 10:00 a.m. to 02:00 p.m.

Location: Santa Fe County Public Safety Building, 35 Camino Justicia Santa Fe, NM, 87508

Date: Thursday, February 23, 2023

Time: 10:00 a.m. to 02:00 p.m.

Location: Hondo Fire Station 2, 645 Old Las Vegas HWY, Santa Fe, NM, 87505

Date: Tuesday, February 28, 2023

Time: 03:00 p.m. to 07:00 p.m.

Location: Agua Fria Fire Station, 58 County Road 62, Santa Fe, NM, 87507

B. First Session of the 56th Legislature: Updates and Potential Action to Express Support for or Opposition to Legislation that Has Been or May be Introduced. (County Manager's Office/Hvtce Miller) (Potential Action Item)

10. Matters from the County Commissioners and Other Elected Officials (Action/Non-Action Items)

A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

B. Other Elected Officials Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

11. Matters from the County Attorney

A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section

10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1(H)(8) NMSA 1978, including: (1) In Re: National Prescription Opiate Litigation, MDL-2804, U.S. District Court, Northern District of Ohio, Eastern Division, Case No. 1:17-md-2804 and (2) Breach of Settlement Agreement and Related Agreements Related to Annexation; and (3) Acquisition of Real Property Interests for Solid Waste Convenience Centers. (Item Nos. 2 and 3 Added)

B. Resolution No. 2023-021, A Resolution Authorizing Santa Fe County to Enter Into Settlement Agreements with Albertsons, CVS, Kroger, and Walmart to Resolve the County's Pending Litigation Consolidated and Currently Pending in the Northern District of Ohio, In re: Opioid Litigation, MDL 2804, and Authorizing the County Manager to Execute on Behalf of the County All Documents Necessary or Proper to Effectuate the County's Participation in the Settlement Agreements. (County Attorney's Office/Jeff S. Young)

Motion & Voting

- Motion for Approval of Resolution No. 2023-021, A Resolution Authorizing Santa Fe County to Enter Into Settlement Agreements with Albertsons, CVS, Kroger, and Walmart to Resolve the County's Pending Litigation Consolidated and Currently Pending in the Northern District of Ohio, In re: Opioid Litigation, MDL 2804, and Authorizing the County Manager to Execute on Behalf of the County All Documents Necessary or Proper to Effectuate the County's Participation in the Settlement Agreements.
- Motion by Justin S Greene second by Hank Hughes.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

12. Concluding Business

A. Announcements.

B. Adjournment. (Action Item)

Motion & Voting

- Motion to adjourn. 7:50PM
- Motion by Hank Hughes second by Anna T Hamilton.
- Yea: Anna C Hansen, Anna T Hamilton, Hank Hughes, Justin S Greene, Camilla Bustamante.
- Final Resolution: Motion carries.

Meeting adjourned at 7:50 p.m.