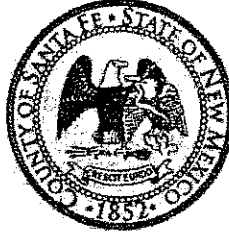


Henry P. Roybal
Commissioner, District 1

Anna Hansen
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Anna T. Hamilton
Commissioner, District 4

Ed Moreno
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: January 10, 2018

TO: Board of County Commissioners

VIA: Michael Kelley, Public Works Department Director MK 1/17/18
Katherine Miller, County Manager

FROM: Mary Helen Follingstad, Chair, Water Policy Advisory Committee

ITEM AND ISSUE: BCC Meeting January 30, 2018
Resolution No. 2018-___, A Resolution Adopting the Water Policy Advisory Committee's Meeting Calendar and Calendar Year 2018 Work Plan (Mary Helen Follingstad, Chair, WPAC)

SUMMARY:

Water Policy Advisory Committee (WPAC) seeks approval of the 2018 meeting calendar and work plan developing and reviewing policies regarding 1) the County's water policies and direction on the Aamodt Settlement and the County-owned portion of the Pojoaque Basin regional water system; 2) the County's resolution adopting procedures governing acquisition, integration, and provision of technical assistance to community water or wastewater systems; 3) the Sustainable Land Development Code (SLDC); 4) the water and wastewater utility master plan; 5) water holdings and commitments, and 6) options for reclaimed water produced from the Quill waste water treatment plant.

BACKGROUND:

Resolution No. 2013-42, adopted by the BCC on April 30, 2013, created the WPAC. Paragraph 10 of the resolution says:

Within two months of the creation of the Committee and at the second BCC meeting in January of each year thereafter, the chair of the Committee shall present to the BCC for approval a draft work plan for the upcoming calendar year or portion thereof. The work plan shall include a list of tasks or topics to be addressed by the Committee over the year along with a delivery schedule of updates, reports, and other deliverables. The chair may from time to time amend this work plan with approval from the BCC. The BCC can amend this work plan at any time. The chair shall update the BCC in accordance with this work plan.

Paragraph 9 of the resolution outlines the various tasks that the WPAC may include in a work plan.

DISCUSSION:

The WPAC solicited feedback for possible 2018 tasks from both the BCC and from staff. The feedback received has been incorporated in the proposal presented. The attached work plan represents the Committee's best estimate of its capacity. As the year progresses, the Committee will gain a better understanding of its capacity and may seek to amend the work plan accordingly.

REQUESTED ACTION:

Approval of subject resolution.

Attachments:

Resolution NO. 2013-42

**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY
RESOLUTION NO. 2018 - _____**

**A RESOLUTION ADOPTING THE WATER POLICY ADVISORY
COMMITTEE'S MEETING CALENDAR AND CALENDAR YEAR 2018
WORK PLAN**

WHEREAS, on April 30, 2013, Board of County Commissioners (Board) approved Resolution 2013-42 creating the Water Policy Advisory Committee (WPAC); and

WHEREAS, Paragraph 10 of Resolution 2013-42 requires the WPAC present to the Board for approval a work plan each January for the upcoming calendar year; and

WHEREAS, the WPAC has developed a Calendar Year 2018 Work Plan attached to this Resolution

NOW, THEREFORE, BE IT RESOLVED by the Board as following:

1. The attached 2018 WPAC Meeting Calendar and Work Plan are hereby approved
2. The Work Plan shall not be amended except as approved by the Board

PASSED, APPROVED, AND ADOPTED THIS _____ **DAY OF** _____ **2018.**

BOARD OF COUNTY COMMISSIONERS

By: _____
_____, Chair

ATTEST:

Geraldine Salazar, Santa Fe County Clerk

Date: _____

APPROVED AS TO FORM:



R. Bruce Frederick, Santa Fe County Attorney

Date: 1/17/2018

SANTA FE COUNTY WATER POLICY ADVISORY COMMITTEE CALENDAR YEAR 2018 WORK PLAN

<u>Date</u>	<u>Activity</u>
January 30, 2018	Present WPAC 2018 work plan to BCC for approval
2018 Task 1:	Provide input to and review the County's water policy and direction on the Aamodt Settlement and the County-owned portion of the Pojoaque Basin Regional Water System.
2018 Task 2:	Review preliminary and final applications for retail and wholesale water and/or wastewater service pursuant to Resolution 2015-121 a resolution adopting procedures governing acquisition, integration, and provision of technical assistance to community water and wastewater systems (ongoing).
2018 Task 3:	Review of the Sustainable Land Development Code relating to water resources, water systems and land use. (ongoing).

<u>Date</u>	<u>Activity</u>
July 26, 2018	WPAC will present a status report on the Aamodt Settlement and the County-owned portion of the Pojoaque Basin Regional Water System and provide recommendations as appropriate.
2018 Task 4:	Provide input to and review the County's water and wastewater master plans and provide recommendations regarding the master plans and how they address regional water planning needs and issues.
2018 Task 5:	Review and provide recommendations on Santa Fe County's water holdings and commitments including water rights, BDD capacity, Water Service Agreements, Water Delivery Agreements, etc..
2018 Task 6:	Evaluate options for reclaimed water produced from the Quill WWTP.

<u>Date</u>	<u>Activity</u>
January 29, 2019	WPAC presentation of policy recommendations with a proposed resolution regarding the County's water and wastewater master plans and water allocation policies; present WPAC 2019 work plan to BCC for approval.

CALENDAR YEAR 2018 MEETING DATES

<u>Date</u>	<u>Location</u>
Thursday, February 08, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, March 08, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, April 12, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, May 10, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, June 14, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, July 12, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, August 09, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, September 13, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, October 11, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, November 08, 2018	Projects Complex Conf. Rm., 901 W. Alameda
Thursday, December 13, 2018	Projects Complex Conf. Rm., 901 W. Alameda

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

RESOLUTION NO. 2013- 402

A RESOLUTION ESTABLISHING A WATER POLICY ADVISORY COMMITTEE

WHEREAS, the Board of County Commissioners seeks to create and maintain a coherent water policy that encompasses the full spectrum of water use and meets, to the extent possible, the needs of all water users;

WHEREAS, the County's Sustainable Growth Management Plan identifies water as an important County matter and in particular lists seven key water issues and eight keys to sustainability that will require a full community effort to address or implement;

WHEREAS, the County has numerous existing water policy documents that require occasional updating and cross-referencing;

WHEREAS, Resolution 2011-88 requires that a water focus group be convened to discuss aquifer storage and recharge (ASR) when the County begins to address this issue;

WHEREAS, it is in the interest of all residents of Santa Fe County to address water issues in a regional manner, including utility water service, source of supply, irrigation, and water reuse;

NOW, THEREFORE BE IT RESOLVED by the Board of the County Commissioners (BCC) that:

1. A Water Policy Advisory Committee (the Committee) is hereby created for the express purpose of providing factual information to the BCC regarding water, wastewater, and water management within the County and regionally.
2. The Committee shall be comprised of 12 voting members appointed by the BCC.
3. Six members of the Committee will be appointed for an initial term of two years and six members shall be appointed for an initial term of three years. Thereafter Committee members shall serve terms of three years. In the event of a vacancy, the BCC shall appoint a member to serve out the remainder of the departing member's term, taking into consideration any recommendation from the Committee and Public Works staff to fill that vacancy. There shall be no limitation on the number of consecutive terms that a member may serve. Members may be removed by the BCC with or without cause.

4. Committee members shall annually elect a chair and a vice-chair by majority vote of the quorum.
5. The Committee shall meet as often as necessary to carry out its work, but no less than quarterly. The meetings of the Committee shall be held in the County Public Works facility and such other locations as may be conducive to visible and publicly accessible meetings. Meetings shall be held in accordance with all relevant County policies with regard to public notice, open meetings, and rules of order.
6. All matters coming before the Committee shall be resolved by majority vote of the quorum.
7. All Committee members shall reside within the exterior boundaries of Santa Fe County.
 - a. One committee member shall be from a mutual domestic water consumers' association;
 - b. One committee member shall be from a soil and water conservation district;
 - c. One committee member shall be a member of an acequia association;
 - d. One committee member shall be from the Estancia Basin Water Planning Committee;
 - e. One committee member shall be from the central water planning area;
 - f. One committee member shall be from the northern water planning area;
 - g. One committee member shall be the public member of the Buckman Direct Diversion Board;
 - h. The balance of the committee members shall be chosen by commissioners from their respective districts.

Membership should span a wide range of expertise and experience not limited to water. Expertise may be demonstrated by membership in an established community water group; by professional practice in the field of water, wastewater, hydrology, agriculture, or similar; or by other documented relevant professional or volunteer experience. Individuals with expertise in the water policies and practices of other governmental entities in the region are also qualified to serve on the Committee. Interested residents must submit a letter of interest and documented qualifications. In the event more than one individual seeks appointment to a position on the Committee, the Public Works Department will be asked to rank the competing applicants.

8. The County Manager shall appoint a member of the County Staff to serve as liaison to the Committee.
9. The scope of duties of the Committee shall include the following:
 - a. To make recommendations related to water policies in the County land development code, with focus on making recommendations in areas such as: land restoration practices and techniques that lead to water collection, restoration, and conservation; implementation of grey water and closed re-circulating systems; agricultural land

SEC. CLERK RECORDED 05/01/2013

restoration; protection of waterways such as the Santa Cruz River, within existing water resource allocations; etc.

- b. To make recommendations related to County water and wastewater utility growth;
 - c. To assist the County in addressing proposed aquifer storage and recharge activities, design plans, and projects;
 - d. Explore the concept of an independent regional water authority or authorities, including interfacing with the City of Santa Fe, the City of Espanola, the Town of Edgewood, mutual domestic water consumer associations, and other regional water users regarding a regional water authority or authorities;
 - e. Recommend updates to the current 40-year Water Plan, the Conjunctive Management Plan, or other plans;
 - f. Such other water related topics and issues as directed by the BCC.
 - g. Identify and flag applications for appropriations that affect the County.
10. Within two months of the creation of the Committee and at the second BCC meeting in January of each year thereafter, the chair of the Committee shall present to the BCC for approval a draft work plan for the upcoming calendar year or portion thereof. The work plan shall include a list of tasks or topics to be addressed by the Committee over the year along with a delivery schedule of updates, reports, and other deliverables. The chair may from time to time amend this work plan with approval from the BCC. The BCC can amend this work plan at any time. The chair shall update the BCC in accordance with this work plan.
11. The Committee may be incorporated into other County standing committees or otherwise dissolved at any time.

PASSED, APPROVED AND ADOPTED this 30th day of April, 2013.
THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

By: Kathy Holian
Kathy Holian, Chair

Attest: Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk

4/30/13



Approved to form:


Stephen C. Ross, Santa Fe County Attorney

C CLERK RECORDED 05/01/2013



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 4

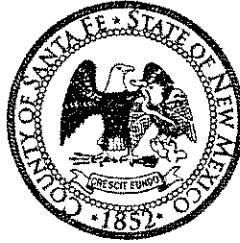
I Hereby Certify That This Instrument Was Filed for
Record On The 1ST Day Of May, 2013 at 03:35:31 PM
And Was Duly Recorded as Instrument # 1704257
Of The Records Of Santa Fe County

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

Henry P. Roybal
Commissioner, District 1

Anna Hansen
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Anna T. Hamilton
Commissioner, District 4

Ed Moreno
Commissioner, District 5

Katherine Miller
County Manager

DATE: January 11, 2018

TO: Board of County Commissioners

VIA: Katherine Miller, County Manager

FROM: Michael K. Kelley, Public Works Department Director MK 1/16/18

ITEM AND ISSUE: BCC Meeting January 30, 2018.

Resolution 2018-____, A Resolution Establishing A Water Rights Fee For Purposes Of County Resolution No. 2006-57 And Delegating Authority To The County Utilities Director To Approve Payment Of The Water Rights Fee In Lieu Of Providing Water Rights In Certain Instances (Public Works/John Dupuis).

SUMMARY:

The Public Works Department is requesting approval of Resolution 2018-____, A Resolution Establishing A Water Rights Fee For Purposes Of County Resolution No. 2006-57 And Delegating Authority To The County Utilities Director To Approve Payment Of The Water Rights Fee In Lieu Of Providing Water Rights In Certain Instances.

BACKGROUND:

Resolution No. 2006-57, A Resolution Adopting A Santa Fe County Water Resources Department Line Extension And Water Service Policy, Attachment A, Section X(A), provides for the cash deposit in lieu of depositing water rights with the County to support deliveries pursuant to the Water Delivery Agreement, plus 20%. Additionally, this resolution provides for the cash equivalent to the value of water rights to be established by the County.

Resolution 2018-____, A Resolution Establishing A Water Rights Fee For Purposes Of County Resolution No. 2006-57 And Delegating Authority To The County Utilities Director To Approve Payment Of The Water Rights Fee In Lieu Of Providing Water Rights In Certain Instances will establish this needed policy.

ACTION REQUESTED:

Please approve Resolution 2018-____, A Resolution Establishing A Water Rights Fee For Purposes Of County Resolution No. 2006-57 And Delegating Authority To The County Utilities Director To Approve Payment Of The Water Rights Fee In Lieu Of Providing Water Rights In Certain Instances.

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY
RESOLUTION NO. 2018 - _____**

**A RESOLUTION ESTABLISHING A WATER RIGHTS FEE FOR
PURPOSES OF COUNTY RESOLUTION NO. 2006-57 AND
DELEGATING AUTHORITY TO THE COUNTY UTILITIES
DIRECTOR TO APPROVE PAYMENT OF THE WATER RIGHTS
FEE IN LIEU OF PROVIDING WATER RIGHTS IN CERTAIN
INSTANCES**

WHEREAS, Section X(A) of the Santa Fe County ("County") Water Department Line Extension and Water Service Policy ("Water Service Policy"), adopted by Resolution No. 2006-57, provides:

At the time of execution of a Water Delivery Agreement, or before at the Applicant's election, an Applicant shall be required to deposit with the County water rights (or the cash equivalent at the County's option to the value of the water rights required, both as established by the County), to support deliveries pursuant to the Water Delivery Agreement, plus 20%; and

WHEREAS, under its Administrative Procedures for Water Demand Offset Requirements, the City of Santa Fe ("City") assess a total water rights fee of \$16,000; and

WHEREAS, the County should establish a minimum water rights cash equivalent fee ("Water Rights Fee") under the Water Service Policy that is comparable to the City's total water rights fee; and

WHEREAS, the County Utilities Director should be delegated discretion in certain instances to allow applicants for new County water service to pay the Water Rights Fee in lieu of providing water rights.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners ("Board") as follows:

1. The Water Rights Fee is hereby adopted.
2. The Water Rights Fee shall be \$16,000 per acre-foot or the last cost per acre-foot paid by the County for pre-1907 surface water rights that are divertable at the Buckman Direct Diversion, whichever is greater.

3. In cases where the total amount of water requested is 10 acre-feet per year or less, inclusive of the additional 20% required under the Water Service Policy, the County Utilities Director is granted discretion to determine whether to allow an applicant to pay the Water Rights Fee in lieu of providing water rights.
4. Applicants for new water service greater than 10 acre-feet per year, inclusive of the additional 20% required under the Water Service Policy, shall not be eligible to pay the Water Rights Fee unless otherwise approved by the Board in a contract or resolution.

PASSED, APPROVED, AND ADOPTED THIS ____ DAY OF _____ 2018.

BOARD OF COUNTY COMMISSIONERS

By _____,
_____, Chair

ATTEST:

Geraldine Salazar, Santa Fe County Clerk

Date: _____

APPROVED AS TO FORM:



R. Bruce Frederick, Santa Fe County Attorney

Date: 4/17/2018

