

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

RESOLUTION NO. 2014 - 62

A RESOLUTION AMENDING RESOLUTION NO. 2009-10,  
THE VOLUNTEER RECRUITMENT  
AND RETENTION INCENTIVE PROGRAM

WHEREAS, the Board of County Commissioners enacted its Resolution No. 2009-10 (a Resolution Amending resolution 2007-158, Adopting a Volunteer Recruitment and Retention Incentive Program) on January 27<sup>th</sup>, 2009.

WHEREAS, that resolution amended a previous resolution which created a program whereby a volunteer firefighter or volunteer emergency medical technician may receive a nominal reimbursement arising from volunteer services rendered to the County;

WHEREAS, Wage and Hour Opinion Letter FLSA-2005-51 (November 10, 2005) of the Wage and Hour Division of the United States Department of Labor (interpreting provisions of the Fair Labor Standards Act, 29 U.S.C. Section 201 *et seq.*) permits payments of a nominal fee to persons volunteering service for a public agency so long as the fee does not exceed twenty percent of what the public agency would otherwise pay to hire a person for the same services;

WHEREAS, twenty percent of the salary of a firefighter/intermediate under the County's pay structure is \$7,344.00, and this represents the limit of payments that may be made to volunteer firefighters and volunteer emergency medical technicians without making those persons employees for purposes of the Fair Labor Standards Act; and

WHEREAS, the Santa Fe County Fire Department desires to increase the amount of the reimbursement permitted in Resolution 2009-10 as set forth below so that volunteer firefighters and volunteer emergency medical technicians will be better reimbursed for the costs arising from their volunteer activities, so long as the aggregate payments to the volunteer does not exceed the sum of \$7,344.00, annually.

2014-01-27 10:30 AM RECEIVED

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY, AS FOLLOWS:

1. Paragraph 1 of Resolution No. 2009-10 is amended as follows:

"Each volunteer firefighter and volunteer emergency medical technician participating in the Program shall now be paid the sum of \$11.00 for an emergency response."

2. Paragraph 2 of Resolution No. 2009-10 is amended to provide as follows:

"Each volunteer firefighter and volunteer emergency medical technician participating in the Program shall now be paid the sum of \$8.00 for training approved by the County Fire Chief as verified in the Department's electronic records system."

3. All other paragraphs of Resolution No. 2009-10 shall remain unchanged.

PASSED, APPROVED, AND ADOPTED THIS 29th DAY OF July, 2014.

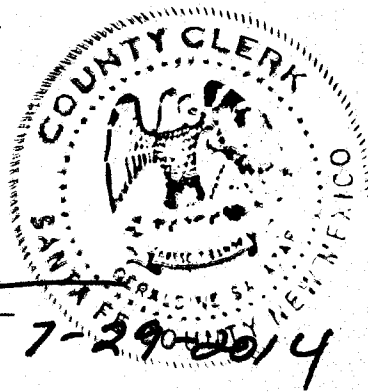
BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SANTA FE

By:

[Signature] Daniel W. Mayfield, Chair

Attest:

[Signature] Geraldine Salazar, Santa Fe County Clerk



Approved as to form:

[Signature] Gregory S. Shaffer, County Attorney

COUNTY OF SANTA FE ) BCC RESOLUTIONS
STATE OF NEW MEXICO ) ss PAGES: 2
I Hereby Certify That This Instrument Was Filed for Record On The 30TH Day Of July, 2014 at 11:02:55 AM And Was Duly Recorded as Instrument # 1742415 Of The Records Of Santa Fe County
Witness My Hand And Seal Of Office Geraldine Salazar Deputy County Clerk, Santa Fe, NM

REC'D CLERK RECORDED 07/30/2014