THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

RESOLUTION NO. 2020 – 36

A RESOLUTION
AMENDING RESOLUTION NO. 2019-96 TO ADJUST CERTAIN PRECINCT BOUNDARIES AND TO DESIGNATE A NEW POLLING PLACE/VOTER CONVENIENCE CENTER

WHEREAS, on July 30, 2019, the Santa Fe County (County) Board of County Commissioners (Board) adopted Resolution No. 2019-96, which (1) designated polling places in each precinct in the County, (2) consolidated precincts, and (3) divided or adjusted boundaries of certain precincts pursuant to NMSA 1978, Sections 1-3-1, 1-3-4 and 1-3-5; and

WHEREAS, in Resolution No. 2019-96, the Board designated Legacy Church to serve as the polling place/voter convenience center for consolidated Precincts 15,18, 73, 84, 85, 115, 125, and 148; and

WHEREAS, the County Clerk's Office was recently informed that Legacy Church is no longer available to serve as a polling place/voter convenience center; and

WHEREAS, the Town of Edgewood has agreed to allow the County to utilize the Town of Edgewood Administrative Offices, 171A State Road 344, Edgewood, NM, as the polling place/voter convenience center for consolidated Precincts 15,18, 73, 84, 85, 115, 125, and 148; and

WHEREAS, the Town of Edgewood Administrative Offices is the most convenient and suitable public building in the precinct that can be obtained for use as a polling place/voter convenience center; and

WHEREAS, the purpose of the Precinct Boundary Adjustment Act, NMSA 1978, Sections 1-3-10 through 1-3-14, is "to comply with the criteria established pursuant to the provisions of Subsection (c) of Section 141 of Title 13 of the United States Code in order to obtain an enumeration of the populations of election precincts by the bureau of the census in the federal decennial census and in order to provide such enumeration data to the New Mexico legislature for purposes of legislative reapportionment"; and

WHEREAS, before each federal decennial census, NMSA 1978, Section 1-3-12 requires the Board to adjust precinct boundaries on the standard base map submitted to and approved by the Secretary of State so that each boundary coincides with a feature or a boundary that is:

(1) shown on the standard base maps developed pursuant to Subsection B of this section;

(2) a designated census block boundary on the proposed federal PL 94-171 2020 census block maps; or

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(3) approved by the secretary of state and the United States bureau of the census.

WHEREAS, "[t]he precincts shown upon the standard base maps submitted pursuant to the provisions [Section 1-3-12 NMSA 1978] and as revised and approved by the secretary of state pursuant to the Precinct Boundary Adjustment Act shall become the official precincts of each county for the 2021 redistricting"; and

WHEREAS, precinct boundaries approved in Resolution No. 2019-96 were established in accordance with the Precinct Boundary Adjustment Act; however, implementation of certain of those boundaries for the 2020 and 2021 statewide elections was premature because they would result in modifications to certain New Mexico House and Senate District boundaries; and

WHEREAS, the modifications to the New Mexico House and Senate District boundaries were impermissible because modification of House and Senate District boundaries can only be accomplished through Legislative reapportionment, which, pursuant to (NM Const. art. IV, section 3(D), occurs once after publication of the official report of each federal decennial census; and

WHEREAS, Exhibits A through F of this Resolution concern the precincts at issue and show (1) the precinct boundaries adopted by the Board in Resolution No. 2019-96, which are depicted as "Precinct Boundaries as Adopted by BCC Resolution 2019-96" and should be used for purposes of the 2021 redistricting, and (2) the precinct boundaries as they should be for all statewide elections in 2020 and 2021, which adjusted precinct boundaries are labeled "Precinct Boundaries 2020" and correspond to the existing New Mexico House and Senate District boundaries; and

WHEREAS, the County Clerk recommends that the Board adopt the precinct boundary adjustments depicted in Exhibits A through F as Precinct Boundaries 2020 to correct the inadvertent modification of New Mexico House and Senate District boundaries for all 2020 and 2021 statewide elections; and

WHEREAS, pursuant to NMSA 1978, Section 1-3-5(B), no precinct shall be created, divided, abolished or combined or the boundaries adjusted less than four months prior to a statewide election, except by order of the district court; and

WHEREAS, on April 14, 2020, the Board authorized the County Attorney's Office to file a petition with the District Court to re-designate the polling place/voter convenience center for consolidated Precincts 15, 18, 73, 84, 85, 115, 125, and 148 as the Town of Edgewood Admin Office and for approval of the precinct boundary adjustments in Exhibits A through F; and

WHEREAS, contingent upon District Court approval, the Board wishes to amend Resolution No. 2019-96 in order to formalize the approvals granted by the Board on April 14, 2020.

NOW, THEREFORE, BE IT RESOLVED that, contingent upon District Court approval, the Board amends Resolution No. 2019-96 as follows:

1. Section 3 of Resolution No. 2019-96 is amended by replacing "Legacy Church 379 State Road 344" with "Town of Edgewood Administrative Offices, 171A State Road 344, Edgewood, NM" as the Polling Place/Voter Convenience Center for consolidated Precincts 15,18, 73, 84, 85, 115, 125, and 148.

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2. The precinct boundary adjustments depicted in Exhibits A through F as "Precinct Boundaries 2020" are hereby adopted to correct the inadvertent modification of New Mexico House and Senate District boundaries and shall be used for all statewide elections in 2020 and 2021.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the precinct boundaries depicted in Exhibits A through F as "Precinct Boundaries as Adopted by BCC Resolution 2019-96" shall be used for the 2021 redistricting pursuant to the Precinct Boundary Adjustment Act.

NOW, THEREFORE, BE IT FURTHER RESOLVED that, following adoption of this Resolution by the Board, the County Attorney shall seek approval of the District Court of the precinct boundary adjustments and new polling place/voter convenience center designation set forth above; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall include the new polling place/voter convenience center location provided for in this Resolution in the *Notice of Election* that is posted no later than Tuesday, May 12, 2020; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this Resolution to the Secretary of State and inform the Secretary of State when the District Court has approved the precinct boundary adjustments and polling place/voter convenience designation.

PASSED, APPROVED, AND ADOPTED THIS 4th DAY OF MAY, 2020.

BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

Henry P. Roybal, Chair

Rudy Garcia, Commissioner

Anna Hansen, Commissioner

Anna T. Hamilton, Commissioner

Ed Moreno, Commissioner

ATTEST:

Geraldine Salazar
Santa Fe County Clerk

Date: May 4, 2020

COUNTY CLERK
GERALDINE SALAZAR
SANTA FE COUNTY NEW MEXICO

SFC CLERK RECORDED 05/04/2020

Approved As To Form:

Gregory S. Shaffer
Santa Fe County Attorney

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 10

I Hereby Certify That This Instrument Was Filed for Record On The 4TH Day Of May, 2020 at 03:23:00 PM And Was Duly Recorded as Instrument # **1915519** Of The Records Of Santa Fe County

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

COUNTY CLERK GERALDINE SALAZAR SANTA FE COUNTY NEW MEXICO

SEC CLERK RECORDED 05/04/2020

Santa Fe County Precinct Adjustments - Exhibit A

SFC CLERK RECORDED 05/04/2020

Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 43

District 45

District 46

District 48

1:20,000

1 inch approximately 1,667 feet

0 1,000 2,000 3,000 4,000 Feet

Aerial Photgraphy from 2019

This information is for reference only. Santa Fe County assumes no liability for errors associated with the use of these data. Users are solely responsible for confirming data accuracy.

SANTA FE COUNTY

March 27, 2020

Santa Fe County Precinct Adjustments - Exhibit B

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Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 24

District 25

District 39

Aerial Photgraphy from 2019

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SANTA FE COUNTY

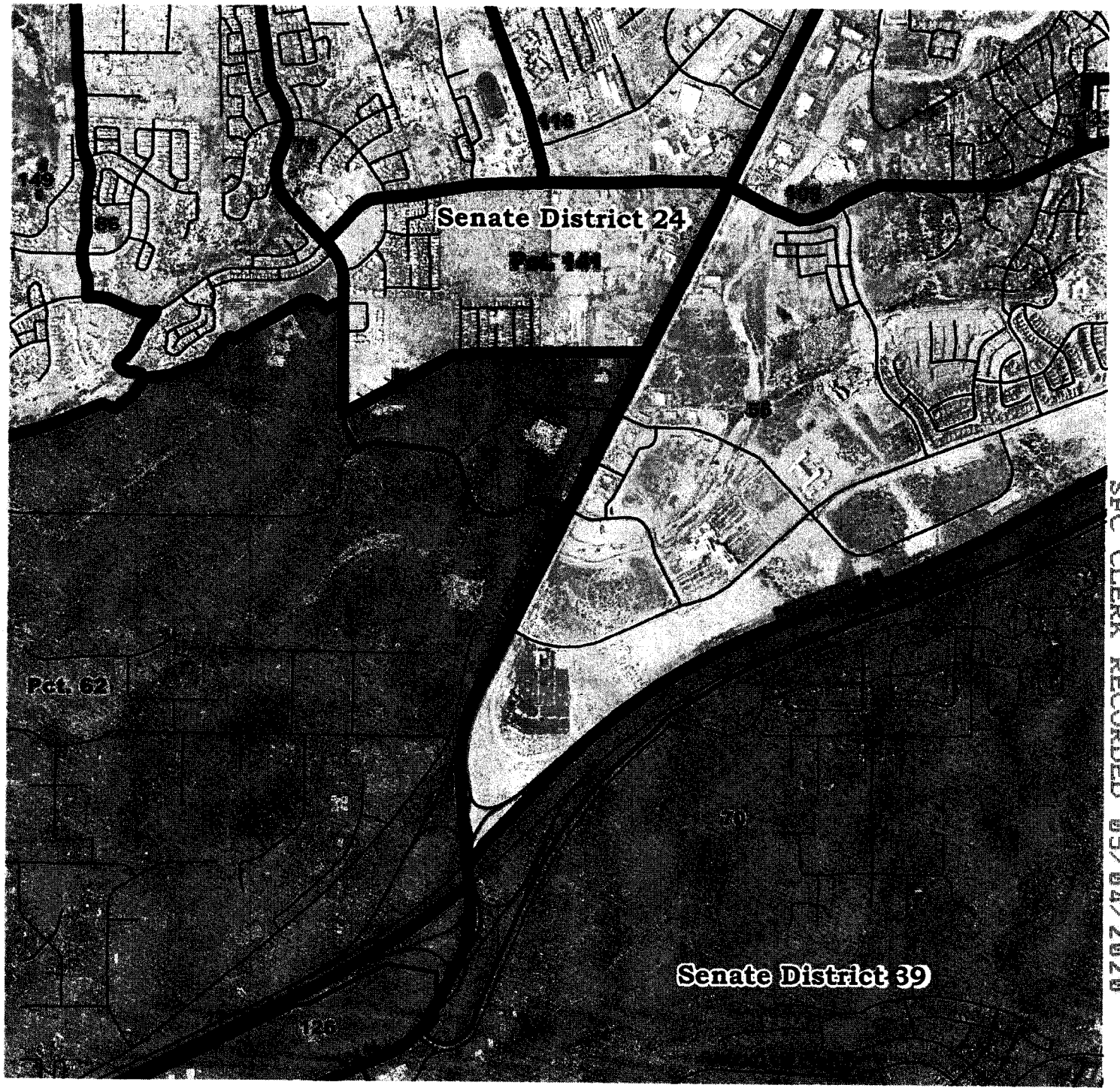
March 27, 2020

1:20,000

1 inch approximately 1,667 feet

0 1,000 2,000 3,000 4,000 Feet

Santa Fe County Precinct Adjustments - Exhibit C



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Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 24

District 39

Aerial Photgraphy from 2019

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SANTA FE COUNTY

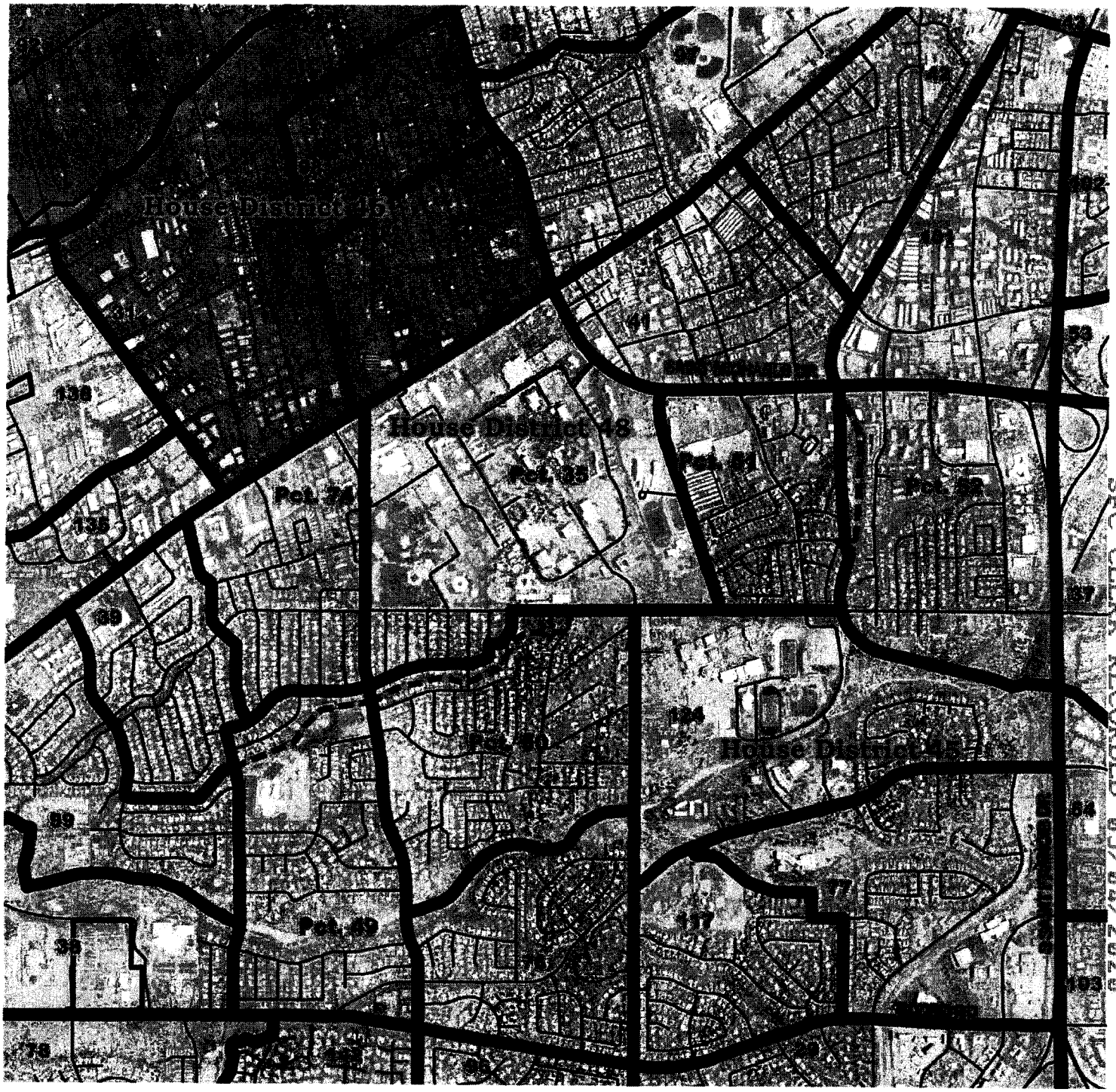
March 27, 2020

1:20,000

1 inch approximately 1,667 feet

0 1,000 2,000 3,000 4,000 Feet

Santa Fe County Precinct Adjustments - Exhibit D



Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 45

District 46

District 48

Aerial Photgraphy from 2019

This information is for reference only. Santa Fe County assumes no liability for errors associated with the use of these data. Users are solely responsible for confirming data accuracy.

SANTA FE COUNTY

March 27, 2020

1:20,000

1 inch approximately 1,667 feet

0 1,000 2,000 3,000 4,000 Feet

Santa Fe County Precinct Adjustments - Exhibit E

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Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 47

District 50

Aerial Photgraphy from 2019

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SANTA FE COUNTY

March 27, 2020

1:20,000

1 inch approximately 1,667 feet

0 1,000 2,000 3,000 4,000 Feet

Santa Fe County Precinct Adjustments - Exhibit F

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Legend

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Precinct Boundaries as Adopted by BCC Resolution 2019-96

Precinct Boundaries 2020

Incorporated Areas

District 6

District 25

Aerial Photgraphy from 2019

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SANTA FE COUNTY

March 27, 2020

1:30,000

1 inch approximately 2,500 feet

0 1,500 3,000 4,500 6,000 Feet