

RESOLUTION 2025- 056

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on May 27, 2025, did request the following budget adjustment:Department / Division Sheriff's OfficeBudget Adjustment Type (drop down): Other Fiscal Year: 2025 (July 1, 2024 - June 30, 2025)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT OBJECT XXXX	LINE DESCRIPTION	INCREASE AMOUNT	DECREASE AMOUNT
246	1242	371	08-01	DPS LERF Grant	\$ 21,106	
Total					\$ 21,106	\$ -

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/ DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT OBJECT XXXX	LINE DESCRIPTION	INCREASE AMOUNT	DECREASE AMOUNT
246	1242	425	10-22	Classified Employee	\$ 20,804	
246	1242	425	20-02	FICA-Medicare	302	
Total					\$ 21,106	\$ -

Requesting Department Approval: Ken Johnson Title: UndersheriffDate: May 1, 2025 Log # 85Capital/Grants Approval: [Signature] Date: 5/20/2025Budget Administrator: [Signature] 5/20/25Finance Dept Approval: [Signature] Date: 5/18/2025

Entered by: _____ Date: _____

County Mgr Approval: [Signature] Date: 5/27/25

Updated by: _____ Date: _____

SFC CLEAR RECORD **SANTA FE COUNTY** 06/06/2025
RESOLUTION 2025- 056

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT

(If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.)

1	Please summarize the request and its purpose in the area below.
	The Santa Fe County Sheriff's Office has been awarded funding for the Law Enforcement Retention Fund via DPS for the purpose of providing Law Enforcement retention differential disbursements to the eligible Santa Fe County Sheriff's Office deputies listed on Exhibit A.

2	Is this Budget Action for a Recurring or Non Recurring Expense(one-time)	Recurring	Non-Recurring
			X

3	Does this request impact a revenue source?	Yes	No
		X	

A. Is this a State Special Appropriation? If Yes, cite Statute and attach a copy		X
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B. Does this include state or federal funds? If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.	X	
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C. Is this request a result of Commission action? If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.)		X
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D. Is a match required? If Yes, please identify funding source in the line below.		X
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PLEASE PROVIDE THE LINE ITEM OF THE MATCH BELOW

FUND	DEPARTMENT	ACTIVITY	ELEMENT	CATEGORY / EMBROIDER	AMOUNT	BUDGETED (Drop Down)

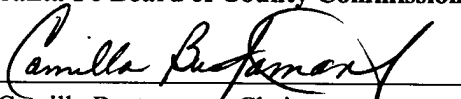
SFC CLERK **SANTA FE COUNTY** 06/06/2025
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NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the New Mexico Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

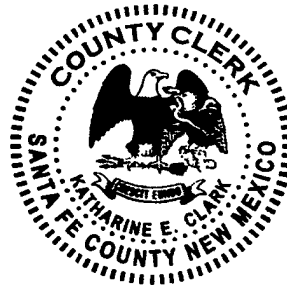
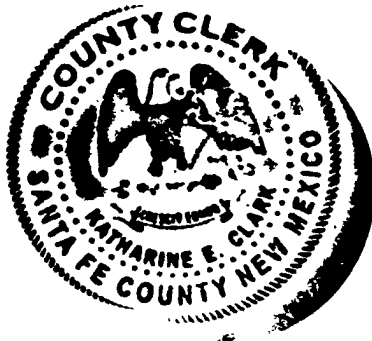
Approved, Adopted, and Passed This 27th Day of May, 2025.

Santa Fe Board of County Commissioners


Camilla Bustamante, Chairperson

ATTEST:



Katharine E. Clark, County Clerk



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 7

I Hereby Certify That This Instrument Was Filed for
Record On The 6TH Day Of June, 2025 at 07:25:37 AM
And Was Duly Recorded as Instrument # 2060365
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Katharine E. Clark
Deputy  County Clerk, Santa Fe, NM



New Mexico
Department of Public Safety

MICHELLE LUJAN GRISHAM
GOVERNOR

JASON R. BOWIE
CABINET SECRETARY

W. TROY WEISLER
CHIEF / DEPUTY SECRETARY

SYLVIA M. SERNA
DEPUTY SECRETARY

March 19, 2025

Santa Fe County
35 Camino Justicia
Santa Fe, NM 87508

Attn: Adan Mendoza

Re: Law Enforcement Retention Fund – Notice of Intent to Disburse

Dear Valued Law Enforcement Partner:

DPS is in receipt of the Santa Fe County request for a disbursement of funds from the Law Enforcement Retention Fund ["LERF"] for the purpose of providing law enforcement retention differential disbursements to the Santa Fe County Sheriff's Office officers listed on **Exhibit A** and paying the employer tax liability (consisting of payroll taxes outlined in the Federal Insurance Contribution Act for Social Security and Medicare but not any employer contribution for retirement or other benefit plans) related to each law enforcement retention differential disbursement to be paid.

DPS has reviewed the information the Santa Fe County Sheriff's Office submitted to the DPS as required by NMSA 1978 Section 9-19-14 and the then extant permanent rule NMAC 10.2.4.9 in order to be an agency eligible to receive monies from the LERF. The information submitted appears to substantially comply with that required to be submitted by the statute and the rule.

Based on the information provided by the Santa Fe County for each officer for whom a request was made, DPS has asked the Secretary of the Department of Finance and Administration ["DFA"] to issue a warrant to the Santa Fe County in the amount of **\$21,105.76**. Of the \$21,105.76, \$20,804.10 is attributable to the projected retention differential disbursement ["PRDD"] and \$ 301.66 if applicable, is attributable to the employer tax liability for Federal Insurance Contribution Act ["FICA"] and/or Medicare.

Since the balance in the LERF is sufficient to pay all PRDDs requested by all eligible law enforcement agencies as well as the employer tax liability for FICA and/or Medicare, attributable to each PRDD requested, no pro rata deduction was applied to the amounts requested.

1. **Acknowledgement:** If you believe the amount that DPS (Department of Public Safety) is advising DFA (Department of Finance and Administration) will be disbursed to your agency for the purpose of paying retention differentials and employer tax liabilities is **correct**, you should:
 - o Sign the acknowledgement form.
 - o Return the signed form to the provided email address DPS.LERF@dps.nm.gov within **15 calendar days** from the date of the notice.
2. **Objections:** If you believe the disbursement amount is **incorrect**, your agency has **15 calendar days** from the date of receiving the notice to submit any objections. You would need to send these objections to the same email: DPS.LERF@dps.nm.gov

DPS will review your objections and respond as soon as possible.

Please be advised that disbursement of LERF funds to Santa Fe County, obligates the Santa Fe County to the following:

- 1) Any monies disbursed to for the purpose of paying PRDDs and related tax liability may not be paid to an eligible officer until the date the officer attains eligibility⁴²;
- 2) Once an officer attains eligibility, the PRDD should be paid to the officer no later than thirty (30) days following the date the officer attains eligibility. If an officer has attained eligibility, but departs from the agency prior to the disbursement of LERF funds to your agency, the officer shall remain eligible for payment;
- 3) Tax liability for FICA and Medicare related to the PRDD must be paid in accordance with applicable law;
- 4) Monies disbursed for the purpose of providing PRDDs to those officers who are projected to, but who have not yet attained eligibility therefore, should be placed in an interest-bearing account;
- 5) Monthly reporting to DPS on or before the tenth (10th) day of the month following the disbursement of funds to an eligible officer or the non-disbursement of funds to an officer projected to be but ultimately found to be ineligible for a disbursement. The monthly reporting will include the name of the officer, the amount paid or not paid and, if not paid, the reason therefore;
- 6) Monies disbursed from the LERF which are not paid out as PRDD or taxes by your agency, shall be reported to DPS as not having been paid out, **no later than July 21, 2025**. DPS will provide a reporting template for your use. All funds shall be returned to DPS for redeposit into the LERF **no later than August 21, 2025**.

If you are a **state agency** and have not been contacted by DPS with respect to the detailed SHARE accounting information needed to disburse funds to your agency via operating transfer, please contact Christina Tyson, State Projects Staff Manager, at christina.tyson@dps.nm.gov or 505-629-8865. Disbursement will not occur until DPS has been provided with the detailed account information and financial point-of-contact required.

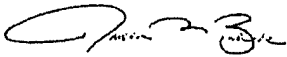
⁴² The officer attains eligibility to receive the PRDD the day following the date on which the officer completes one year more than four, nine, fourteen, nineteen or twenty-plus years of eligible employment.

If you are **not a state agency**, a manual warrant will be issued for the monies to be disbursed to you from the LERF. If you have not already done so, please contact Christina Tyson, State Projects Staff Manager, at christina.tyson@dps.nm.gov or 505-629-8865 to advise her of:

- 1) The legal name of the entity entitled to receive the LERF funds, e.g., the City of _____, etc.; and
- 2) The name or job title and preferably, both, and the address of the individual to whose attention the warrant should be addressed for delivery by certified mail, return receipt requested.

Should you have any questions regarding this Notice of Intent to Disburse, please do not hesitate to contact Christina Tyson, State Projects Staff Manager at DPS.LERF@dps.nm.gov.

Very truly yours,



Jason R. Bowie
Cabinet Secretary

Cc: Kenneth Johnson

ACKNOWLEDGEMENT

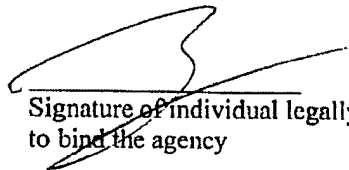
I hereby swear or affirm under penalty of perjury that I, GREGORY S. SHAFFER on behalf of the Santa Fe County have received this Notice of Intent to Disburse to the Santa Fe County from the LERF the sum of \$21,105.76. I understand that of \$21,105.76, disbursed, \$20,804.10 is attributable to the PRDD and \$ 301.66 is attributable to the employer tax liability for Federal Insurance Contribution Act ["FICA"] and/or Medicare. I further acknowledge the obligations placed on the Santa Fe County as set forth in the Notice of Intent to Disburse with respect to the receipt, handling, further disbursement and return of the monies disbursed from the LERF.

Date:

3/21/25-

GREGORY S. SHAFFER

Printed name and job title of COUNTY MANAGER
individual legally authorized to bind the
agency



Signature of individual legally authorized
to bind the agency

LERF Year 3 - Compliant Agencies with Eligible Officers_Master xlsx
Santa Fe County SD - Compliant

Agency	Officer ID	Name	Year	Compensation	5% PRDD	Social Sec	Medicare	Total	Agency Hire Date	LERF Payout Date	Note
Santa Fe County Sheriff's Office	747	Dakota Moore	4.26	\$ 76,315.00	\$ 3,815.75	\$ -	\$ 55.33	\$ 3,871.08	2/27/2021	2/27/2025	
Santa Fe County Sheriff's Office	725	Gabriel Gonzales	23.00	\$ 122,657.00	\$ 6,132.85	\$ -	\$ 88.93	\$ 6,221.78	12/6/1999	12/6/2024	
Santa Fe County Sheriff's Office	755	Jose Rodriguez JR	23.00	\$ 108,555.00	\$ 5,427.75	\$ -	\$ 78.70	\$ 5,506.45	6/26/2000	6/26/2025	
Santa Fe County Sheriff's Office	708	Michael Delgado	20.00	\$ 108,555.00	\$ 5,427.75	\$ -	\$ 78.70	\$ 5,506.45	9/22/2003	9/22/2024	
Totals			4.00	\$ 416,042.00	\$ 20,804.10	\$ -	\$ 301.66	\$ 21,105.76			