

SANTA FE COUNTY
SFC RESOLUTION 2026 D 02 60 2/13/2026

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

Whereas, the Board of County Commissioners meeting in regular session on February 10, 2026 did request the following budget adjustment:

Department / Division Sheriff's Office

Budget Adjustment Type (drop down): Other Fiscal Year: 2026 (July 1, 2025 - June 30, 2026)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE 200	DEPARTMENT / DIVISION 2000	ACTIVITY BASIC/OBJ XXX	ELEMENT OBJECT XXXX	LINE DESCRIPTION	INCREASE AMOUNT	DECREASE AMOUNT
246	1246	380	02-02	Revenue - DHSEM EO 2025-358	\$ 156,649	
Total					\$ 156,649	\$ -

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE 200	DEPARTMENT / DIVISION 2000	ACTIVITY BASIC/OBJ XXX	ELEMENT OBJECT XXXX	LINE DESCRIPTION	INCREASE AMOUNT	DECREASE AMOUNT
246	1246	425	10-25	OVERTIME	\$ 100,000	
246	1246	482	80-03	CAPITAL PURCHASES/EQUIPMENT & MACHINERY - LPRs and Drones	38,179	
246	1246	425	60-07	SUPPLIES/OPERATIONAL SUPPLIES - Batteries for Drones	1,554	
246	1246	425	50-15	SERVICES/SOFTWARE LICENSE/MAINTNCE - Licenses for Drones & LPRs	10,625	
246	1246	425	40-09	MAINTENANCE/SERVICES - Extended Warranties	6,291	
Total					\$ 156,649	\$ -

Requesting Department Approval: Ken Johnson Title: Undersheriff Date: 1/30/2026 Log # 46

Capital/Grants Approval: Elena Tercero Date: 1/28/2026 Budget Administrator: _____

Finance Dept Approval: John S. Hen Date: 1/30/2026 Entered by: _____ Date: _____

County Mgr Approval: J. S. Hen Date: 2/6/2026 Updated by: _____ Date: _____

SANTA FE COUNTY
SECURED DEBT 12/13/2026 DEB 602

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.		
<p>The Sheriff's Office received funding from the Department of Homeland Security and Emergency Management Pursuant to Executive Order 2025-358 declaring a State of Emergency in Santa Fe County due to a surge in criminal activity, addiction and associated public safety threats. Approved funding is to be utilized for the following expenses; \$100,000 for Overtime, \$37,099.32 for License Plate Reader (LPR) Cameras, and \$19,550 for Drone equipment.</p>			
2	Recurring	Non-Recurring	
	Is this Budget Action for a Recurring or Non Recurring Expense(one-time)		
3	Yes	No	
	Does this request impact a revenue source?		
	A. Is this a State Special Appropriation? If Yes, cite Statute and attach a copy		
	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.		
	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.)		
	D. Is a match required? If Yes, please identify funding source in the line below.		
PLEASE PROVIDE THE LINE ITEM OF THE MATCH BELOW			

SANTA FE COUNTY
SFC RESOLUTION 2026-026 2/13/2026

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.

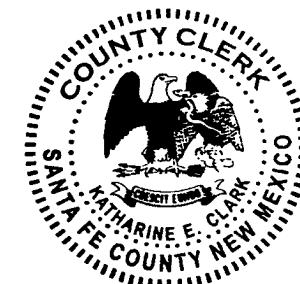
Approved, Adopted, and Passed This 10th Day of February, 2026.

Santa Fe Board of County Commissioners

Justin Greene, Chairperson

ATTEST:

Katharine E. Clark, County Clerk



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 12

I hereby Certify That This Instrument Was Filed for
Record On The 13TH Day Of February, 2026 at 08:58:01 AM
And Was Duly Recorded as Instrument # 2077098
In The Records Of Santa Fe County

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

Deputy K

Michelle Lujan Grisham
Governor

Major General Miguel Aguilar
Cabinet Secretary

Regina Chacon
Deputy Cabinet Secretary

Ali Rye
State Director

Randy Varela
State Fire Marshal



DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

MEMORANDUM OF UNDERSTANDING BETWEEN THE NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT (DHSEM) AND SANTA FE COUNTY

This Memorandum of Understanding ("MOU") is entered into by and between the New Mexico Department of Homeland Security and Emergency Management (DHSEM) and Jurisdiction, hereinafter collectively referred to as the "Parties."

RECITALS

WHEREAS, the Governor of the State of New Mexico, by Executive Order 2025-358, declared a state of emergency in Santa Fe County due to a surge in criminal activity, addiction, and associated public safety threats; and

WHEREAS, Executive Order 2025-358 authorized the Department of Finance and Administration to make available emergency financial resources in an amount not to exceed seven hundred fifty thousand dollars (\$750,000.00) to the Department of Homeland Security and Emergency Management to address this emergency; and

WHEREAS, DHSEM is charged with coordinating requests for assistance and ensuring that such funds are expended in accordance with state policy and procedures, as approved by the State of New Mexico; and

WHEREAS, Santa Fe County has requested funding support to address extraordinary burdens on public safety and emergency response capacity resulting from the declared emergency; and

WHEREAS, both Parties recognize that these funds must be expended only on projects approved by the State of New Mexico, and that all expenditures must comply with applicable state and federal laws, regulations, and executive directives; and

WHEREAS, the Parties further acknowledge the importance of ensuring that funds are not used for any unlawful purpose, and that all expenditures will conform to fair labor standards, nondiscrimination provisions, and generally accepted financial accountability practices.

SFC CLERK RECORDED 02/13/2026

NOW, THEREFORE, the Parties agree as follows:

I. PURPOSE

Pursuant to Executive Order 2025-358, the Governor has authorized emergency funds in an amount not to exceed seven hundred fifty thousand dollars (\$750,000.00) to DHSEM for expenditure in Santa Fe County.

The purpose of this MOU is to establish the terms and conditions under which DHSEM shall transfer funds to the Santa Fe County for use in addressing the declared emergency. All funds shall be expended solely on projects approved by the State of New Mexico and in compliance with all applicable state and federal laws, regulations, and executive directives.

II. DEFINITIONS

- A. **“State Approval”** means written approval issued by the State of New Mexico pursuant to Executive Order 2025-358 and any related directives or approvals issued under the authority of the Governor or her Authorized Representative.
- B. **“Allowable Purposes”** means actions necessary to avoid or minimize economic or physical harm until the situation stabilizes, including, on a temporary emergency basis, lodging, sheltering, health care, food, transportation or shipping necessary to protect lives or public property, or other actions necessary to protect public health, safety, welfare, and property.
- C. **“Funds”** means the state emergency monies made available by state approved projects.
- D. **“Jurisdiction”** means the agency receiving reimbursement funds for the purposes listed in EO 2025-358

III. TERM

This MOU is effective upon the last signature and remains in effect until all authorized funds are expended or no longer necessary to provide emergency assistance, as determined by the State of New Mexico. Either Party may terminate on thirty (30) days' written notice.

IV. SCOPE OF WORK

- A. **Local Jurisdiction Responsibilities:**
 - Expend funds only on projects or activities that have received State Approval.
 - Ensure all expenditures fall within Allowable Purposes as defined in Section II.B.
 - Comply with all applicable federal, state, and local laws, including procurement, labor, nondiscrimination, and environmental requirements (see Section VII).
 - Maintain internal controls to ensure allowability, allocability, necessity, and reasonableness of costs.
 - Submit required project lists, documentation, and reports per Section VI.

- For the duration of the declared emergency and on a 24-7 basis make available a Rio Arriba County Sheriff's Office Deputy, New Mexico State Police Officer, Santa Fe County Sheriff's Office Deputy and Espaniola Police Department Officer to be dispatched to adjacent tribal participants jurisdiction for the purpose of arresting, transporting, and serving outstanding warrants for arrests of non-native individuals encountered and found to be verified as wanted by participating Tribal Law Enforcement Agencies.

B. DHSEM Responsibilities

- Transfer funds consistent with this MOU and Executive Order 2025-358.
- Provide oversight, technical assistance, and monitoring as described in Sections VI and VIII.
- Confirm that each project identified for funding has State Approval and fits Allowable Purposes.

V. FUNDING, DISBURSEMENT, AND PAYMENT

- A. Not-to-Exceed Amount. Total funds under this MOU shall not exceed the amount allocated to the Jurisdiction as identified in the award letter.
- B. Method. Intergovernmental transfer or prior approval of method of reimbursement from DHSEM to the Jurisdiction, in one or more tranches tied to approved projects and documentation milestones.
- C. Draws/Advances. The Jurisdiction may request reimbursements supported by invoices, receipts, payrolls, contracts, or other evidentiary documents. DHSEM may pay on a reimbursement.
- D. Interest/Segregation. Funds shall be held in a segregated account or tracked via a dedicated cost center to ensure transparency and auditability.
- E. No Property Interest. The Jurisdiction has no property interest in unexpended funds and acknowledges DHSEM authority to withhold, adjust, or recoup funds for noncompliance or ineligibility, consistent with state authority and SGA-modeled practices.

VI. PROJECT APPROVAL, REPORTING, AND CLOSEOUT

A. Project Approval Workflow.

1. Jurisdiction submits a Project Approval Request (PAR) for each proposed project, including scope, budget, schedule, and justification under Allowable Purposes.
2. State of New Mexico confirms State Approval before any expenditure is eligible.
3. Modifications to scope or budget require written concurrence and continued State Approval.

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B. Reporting.

1. The Jurisdiction will provide weekly reporting to the State of New Mexico that includes the following:
 - a. Felony arrests
 - b. Misdemeanor arrests
 - c. Law Enforcement officers on duty by agency
 - d. Public Safety Telecommunicators on duty by agency
 - e. Running total of outstanding felony warrants in Santa Fe County

C. Closeout.

DHSEM will close out each project and the award upon receipt and acceptance of final financial and performance reports; any disallowed or unspent funds must be returned at closeout.

VII. COMPLIANCE REQUIREMENTS

- A. Procurement. The Jurisdiction procurements shall comply with the New Mexico Procurement Code, NMSA 1978, §§ 13-1-28 through -199, and any applicable emergency procurement provisions, and be conducted with full and open competition.
- B. Labor Standards. The Jurisdiction shall comply with fair labor practices and applicable wage and hour requirements.
- C. Nondiscrimination and Accessibility. The Jurisdiction shall comply with nondiscrimination obligations modeled on 44 C.F.R. Part 7 and Title VI principles and ensure program accessibility.
- D. Debarment/Suspension. Jurisdiction shall not contract with or make subawards to suspended or debarred parties.
- E. Anti-Lobbying. No funds under this MOU may be used for lobbying. The Jurisdiction acknowledges the anti-lobbying principles reflected in FEMA grant certifications.
- F. Drug-Free Workplace. The Jurisdiction shall maintain a drug-free workplace policy.
- G. Environmental/Historic. For any construction or ground-disturbing work, the Jurisdiction will obtain necessary permits and comply with environmental and cultural resource protections as applicable.
- H. Conflicts of Interest. The Jurisdiction shall maintain written conflict-of-interest standards covering selection, award, and administration of contracts.
- I. Confidentiality and Public Records. The Parties will comply with applicable public records and confidentiality laws; nothing herein waives statutory obligations.

J. No Unlawful Use. Funds may not be used for any unlawful purpose.

VIII. MONITORING, AUDIT, AND REMEDIES

- A. Monitoring. DHSEM may review records, conduct site visits, and require corrective actions.
- B. Records Retention. The Jurisdiction shall retain financial and program records for three (3) years after final reporting, and longer if litigation, audit, or claim is pending.
- C. Audit/Recoupment. DHSEM may disallow costs and recover funds expended in error, misrepresentation, fraud, ineligibility, or noncompliance, following SGA-modeled practices.
- D. Remedies for Noncompliance. DHSEM may withhold payments, condition future payments, impose special terms, or suspend/terminate funding for material noncompliance.

IX. ALLOWABLE AND PROHIBITED USES

- A. **Personnel** **Costs**
Compensation for pre-approved personnel directly engaged in activities covered by this MOU, including:
 - a. Salaries and wages based on actual time worked;
 - b. Applicable fringe benefits;
 - c. Overtime pay, when pre-approved in writing and in accordance with the applicable labor regulations or collective bargaining agreements;
 - d. Backfill or replacement staffing costs, where necessary and approved in advance.
- B. **Equipment** **and Supplies**
Use of equipment and supplies necessary for the execution of MOU-related activities, including:
 - a. Consumable materials and supplies used during the performance of MOU-related tasks.
- C. **Administrative** **and Support** **Costs**
Reasonable and necessary administrative support costs, including:
 - a. Clerical and support staff time, if directly attributable to the performance of duties under this MOU.
- D. **Other** **Direct** **Costs**
Any other direct costs incurred in the performance of this MOU, provided they are:

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- a. Reasonable and necessary;
- b. Pre-approved by the authorized representative(s) of each party;
- c. Properly documented and aligned with the scope and intent of this MOU.

E. Prohibited Uses

- a. include lobbying, political activities, fines/penalties unrelated to project performance, entertainment, alcohol, severance unrelated to project needs, and any expenditure outside the geographic or purpose scope of the Executive Order.

X. RELATIONSHIP OF THE PARTIES

Each Party acts in its own capacity as an independent entity. Nothing in this MOU creates an agency, partnership, or joint venture. No third-party beneficiaries are created by this MOU.

XI. LIABILITY

Each Party reserves all immunities available under law. Neither Party shall be responsible for the other Party's acts or omissions in connection with this MOU. Any liability incurred in connection with this MOU is subject to all the immunities provided in the New Mexico Tort Claims Act, NMSA 1978, Sections 41-4-1 through -30.

XII. AMENDMENTS

This MOU may be amended in writing by mutual agreement of both Parties.

XIII. THIRD-PARTY BENEFICIARIES

Third-Party Beneficiaries: This MOU is not intended to and does not create any rights in any person or entity not a Party to this MOU.

XIV. GOVERNING LAW

This MOU shall be construed and governed by the substantive laws of the State of New Mexico, without regard to its choice of law rules.

XV. AUTHORITY

The parties signing this MOU attest that they have the proper authority to enter into such agreement.

XVI. NOTICES

Formal notices under this MOU shall be in writing and delivered to the following points of contact:

For DHSEM

Regina Chacon

13 Bataan Blvd., Santa Fe, NM 87508

regina.chacon@dhsem.nm.gov | (505)795-3058

For Santa Fe County Sheriff

Undersheriff Johnson- (505)986-2457

Captain Delgado- (505)896-2478

XVIII. ENTIRE AGREEMENT; SEVERABILITY; COUNTERPARTS

This MOU constitutes the entire agreement between the Parties on this subject; if any provision is held invalid, the remainder remains in effect. This MOU may be executed in counterparts, including electronic signatures.

XIX. SIGNATURES

NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

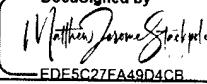
Signed by:

EDE47DD84173475

Major General Miguel Aguilar
Cabinet Secretary

12/10/2025
Date

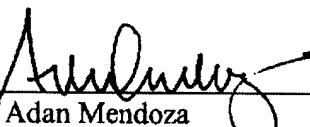
Approved as to legal form and sufficiency:

DocuSigned by:

EDE5C27FA49D4CB

By: Matthew Stackpole, General Counsel

12/1/2025
Date

SANTA FE COUNTY SHERIFF'S OFFICE


Sheriff Adan Mendoza

11/18/25
Date


County Manager Greg Shaffer

11/21/2025
Date

Approved as to form by Roberta D. Joe, Assistant County Attorney
for W.B., Santa Fe County Attorney 11/19/2025

Approved as to legal form and sufficiency:

Jurisdiction Attorney

Date

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Michelle Lujan Grisham
Governor

Ali Rye
State Director

Regina Chacon
Deputy Cabinet Secretary

Major General Miguel Aguilar
Interim Cabinet Secretary

Randy Varela
State Fire Marshal

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

November 10, 2025

Lieutenant Brian Brandle
Santa Fe County Sheriff

RE: Executive Order 2025-358 Approved Reimbursement

Pursuant to Executive Order 2025-358 declaring a state of emergency in Santa Fe County due to a surge in criminal activity, addiction, and associated public safety threats, the New Mexico Department of Homeland Security and Emergency Management (DHSEM) has approved the following reimbursement to your agency.

<u>Project Approved</u>	<u>Amount to be Reimbursed (as of Nov. 10, 2025)</u>
Overtime (Awarded on Oct. 29)	\$100,000
LPR Cameras (Awarded on Nov. 10)	\$37,099.32
Drones (Awarded on Nov. 10)	\$19,550

All funds shall be expended solely on the projects listed above, as approved by the State of New Mexico. DHSEM will transfer the funds to your agency and will ensure the use of the funds is in compliance with all applicable state and federal laws, and the

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November 10, 2025

Lieutenant Brian Brandle
Santa Fe County Sheriff

Memorandum of Understanding signed by the state and jurisdiction within Santa Fe County.

In accordance with the MOU, a weekly report shall be submitted to samantha.calder@exec.nm.gov and regina.chacon@dhsem.nm.gov.

If you have questions regarding this information, please contact Regina Chacon, Deputy Secretary of DHSEM at (505) 795-3058 or regina.chacon@dhsem.nm.gov.

Sincerely,

Danielle Silva

Danielle Silva on behalf of
Regina Chacon
Deputy Cabinet Secretary
New Mexico Dept. of Homeland Security and Emergency Management