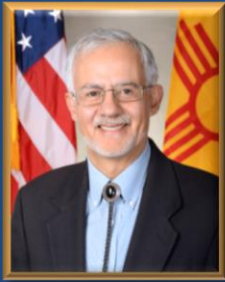


SANTA FE COUNTY NEWS FROM DISTRICT 5  
COMMISSIONER ED MORENO  
JANUARY 10 & 31, 2017 BCC SUMMARIES



Ed Moreno  
Commissioner District 5

This Op-Ed piece was released by the  
New Mexico Association of Counties

A message to Governor Martinez and the New Mexico Legislature:  
Don't balance the state budget on the backs of counties

As state budget talks continue, New Mexico's counties are asking Governor Martinez and the New Mexico Legislature to take a careful look at the services provided by county government, and especially those programs financed by funds that are now being depleted.

We understand the difficult choices the Legislature is facing, but New Mexico's counties request that the executive and legislature identify and find alternative sources of revenue to make up the state's revenue shortfall. If the state budget is balanced on the backs of local governments, the citizens of New Mexico will suffer the consequences.

Many counties are struggling mightily to balance their budgets, and having to make do with less.

***In fact, over the last several years, the state has forced many counties to raise taxes as a direct result of the state's reduction in services and funding, and placing more obligations on local government.***

While the state has not directly raised taxes in many years, counties have been forced to raise taxes to continue providing essential services to their residents. This is not a healthy or sustainable situation.

Counties and municipalities have stepped up to the plate, and will continue to do so. However, the state needs to do its share too.

To balance the budget over the last several years, the state has swept all fund balances in the county E-911 fund which pays for emergency medical equipment, the county local DWI fund which provides a broad spectrum of services involving DWI prevention and treatment, the Fire Protection Fund which helps finance fire and emergency services equipment and vehicles, and the Law Enforcement Protection Fund which provides for law enforcement equipment and services.

These funds are used by county governments to provide critical public safety services, leaving counties with a draconian choice: cut critical services or raise taxes to pay for them. This has been necessitated by the state's unwillingness to raise taxes at a state level.

County government has a direct and substantial impact on peoples' lives in New Mexico, representing every citizen in the state. Counties provide the most vital services for the health, safety, and welfare of their residents:

- Maintenance of approximately 30,000 miles of roads (more than the state and municipalities combined)
- Primary law enforcement coverage through each county's sheriff's office
- Fire and emergency medical services

- Comprehensive anti-DWI programs that include treatment, screening, enforcement, and prevention
- Operation of adult and juvenile detention centers
- Indigent health care services including substance abuse and behavioral health counseling, senior services, and primary care
- Administration of local, state, and federal elections
- Assessment of real and personal properties and tax collection
- Emergency E-911 dispatch services

In addition, counties are saddled with some very significant unfunded mandates. They are responsible for:

- housing the state district courts (as well as providing court security), state district attorney offices, and state public health offices
- paying the state approximately \$28 million to help fund the state Medicaid program and approximately \$23 million to fund the Safety Net Care Pool for uncompensated care and Medicaid rate increases for hospitals.

New Mexico's counties are well aware of the Governor's pledge to reject any tax increases. However, that does not mean that counties should be forced to bear the burden for increasing taxes. Please do not continue to rob Peter to pay Paul!

Steve Kopelman, Executive Director, 505-469-5584

Tyler Massey, President, 928-308-8628

## **January 10, 2017 BCC Summary**

Below is a summary of the actions taken by the Santa Fe Board of County Commissioners (BCC). Four of the five Commissioners were present, Commissioner Robert Anaya was excused.

**During the Election of Board of County Commissioners Chair for 2017, Commissioner Henry Roybal was elected as Chairman. During the election of the Board of County Commissioners Vice-Chair for 2017, Commissioner Anna Hansen was elected.**

**The minutes of the November 29, 2016 BCC Meeting were approved by a unanimous vote 4-0.**

### **Consent Agenda - All Items approved by unanimous vote 4-0**

#### **Final Orders**

- CDRC CASE #S10-5362 Saint Francis South Preliminary Plat and Development Plan. Vegas Verdes, LLC, Applicant, JenkinsGavin Design and Development Inc. (Jennifer Jenkins), Agent, Request Preliminary Plat and Development Plan Approval for Phase 1 of the St. Francis South Mixed-Use Subdivision which Consists of 5 lots on 68.94 Acres.

#### **Resolutions**

- Resolution No. 2017-01, Requests to Realign the FY2017 Budget for the 2016 Edward Byrne Justice Assistance Grant Program to the Actual Grant Amount Awarded Resulting in A Budget Decrease /-\$4,000.00.
- Resolution No. 2017-02, A Budget Increase to the Law Enforcement Operations Fund (246) / DWI Seizure Program to Budget Cash Carryover for a Term Position / \$6,583.00.
- Resolution No. 2017-03, The Santa Fe County Title VI Plan and Authorizing the County Manager to Submit the Plan to the New Mexico Department of Transportation on Behalf of the County.

#### **Miscellaneous**

- Delegates Authority to the County Manager to Sign an Amendment of New Mexico State Land Office (SLO) Right-Of-Way (ROW) Easement No. R-35280 on Behalf of Santa Fe County.
- Authorization of the Use of District 3 Capital Funds, Per Capital Outlay Policy, Allocating \$50,000 for Capital Improvements and Equipment for the Stanley Cyclone Center Project.

*(End of Consent Agenda)*

**Action Items– all items approved by unanimous (4-0) vote, unless otherwise noted**

- Appointment of County Commissioners and Staff to Boards or Committees of the Following Entities:
  - Buckman Direct Diversion- Commissioners Roybal and Hamilton. Commissioner Hansen will serve as alternate.
  - Santa Fe Metropolitan Planning Organization- Commissioners Hansen, Anaya and Moreno. Commissioner Roybal will serve as alternate.
  - North Central New Mexico Economic Development District- Commissioner Hansen. Commissioners Hamilton and Moreno will serve as alternates.
  - North Central Regional Transit District- Commissioner Moreno. Commissioner Hansen will serve as alternate.
  - Regional Coalition of LANL Communities- Commissioner Roybal. Commissioner Anaya will serve as alternate.
  - Santa Fe Solid Waste Management Agency- Commissioners Hansen, Hamilton and Moreno. Commissioner Roybal will serve as alternate.
  - Santa Fe County Investment Committee- Commissioners Roybal and Hansen. Commissioner Hamilton will serve as alternate.
  - Santa Fe County Internal Audit Committee- Commissioners Hansen and Hamilton.
  - Estancia Valley Economic Development Association- Commissioner Anaya.
  - New Mexico Association of Counties Multiline Pool- County Manager Katherine Miller. Commissioner Moreno will serve as alternate.
  - New Mexico Association of Counties Worker’s Compensation Pool- Commissioner Anaya. Commissioner Moreno as alternate.
- Appointment of Santa Fe County’s Representative to the City of Santa Fe’s Film Commission-Appointment of Lee David Zlotoff
- Re-Appointment of One Member to the Santa Fe County Ethics Board- Carol Thompson
- Appointment of Santa Fe County Representatives to the Regional Economic Development Initiative Broadband Network Board (REDI Net Board)- Appointment of Chris Hyer, Santa Fe County Economic Development Manager. Rudy Garcia, Legislative Liaison/Project Manager, will serve as alternate.
- Appointment/ Reappointment of Three Members to the County Open Lands, Trails and Parks Advisory Committee (COLTPAC). Reappointment of Dave Dannenberg. Appointment of Linda Siegle and Jean Pike.
- Appointment of Resident Member to the Santa Fe County Housing Authority Board. Appointment of Cathy Hurtado.
- Appointment of Four Members to the Santa Fe County Planning Commission from Commission Districts 1, 3, 4 and 5- District 1: Leroy Lopez, District 3: Filandro “Phil” Anaya, District 4: Frank Katz, District 5: Renea Gray.

**Resolutions – all items approved by unanimous (4-0) vote, unless otherwise noted**

- Resolution No. 2017-04, Delegates Authority to the County Manager to Acquire Real Property Interests Necessary for Construction of a Drainage Improvement Project on County Roads 89 and 89C.
- Resolution No. 2017-05, Delegates Authority to the County Manager to Negotiate and Execute all Documents Necessary for the Acquisition of the Bennie J. Chavez Community Center.
- Resolution No. 2017-06, Requests the Establishment of an Internal Service Fund (601) for the Santa Fe County Self-Funded Benefit Program and Requesting an Increase to the Fund (601) of \$4,002,000 to Budget Revenue Received from Employer and Employee Contributions for the Santa Fe County Self-Funded Benefit Program / \$4,002,000.
- Resolution No. 2017-07, A Budget Increase to the Fire Operations Fund (244) to Budget New Funding for Multiple Grants for the County Fire Department/ \$832,961.
- Resolution No. 2017-08, A Budget Increase to the Fire Protection Fund (209) to Budget the Available FY-2016 Carryover for the Santa Fe County Fire Districts / \$5,445,792.

**Miscellaneous – All items approved by unanimous (4-0) , unless withdrawn or tabled**

- Approval of Amendment No. 1 to Lease Agreement No. 2017-0211-HHS-KE Between Santa Fe County and La Familia Medical Center, Inc., as Required Prior to La Familia Medical Center, Inc. Accepting a Federal Grant for Improvements to the County Owned Building at 2145 Caja Del Oro Grant Road.
- WITHDRAWN- Approval of Amendment No. 2 to Professional Service Agreement No. 2015-0188-CSD/MM Between Santa Fe County and Presbyterian Medical Services, Extending the Term of the Agreement an Additional Year and Increasing the Compensation an Additional \$100,000, Inclusive of NM GRT for a Total Agreement Amount of \$450,000, for the Operation of the Mobile Crisis Response Team and Grant of Authority to the County Manager to Sign the Purchase Order.
- Amendment No. 2 to Agreement No. 2015-0063-CORR/IC Between Santa Fe County and Keefe Group for Commissary Services at the Adult Detention Facility and the Youth Development Program.
- Amendment No. 2 to Agreement No. 2015-0353-CORR/TRV Between Santa Fe County and Diamond Pharmacy Services to Increase Compensation in the Amount of \$165,000, Inclusive of NM GRT, for Pharmaceutical Supplies and Services for the Corrections Department and Grant of Authority to the County Manager to Sign the Purchase Order.
- Direction of staff to negotiate with the City of Santa Fe to remove the remainder of Area 1 from the areas to be annexed by the City, including agreements concerning water and wastewater service to Area 1, to make definite the County's financial responsibility (if any) for drainage improvements to West Alameda Road and to address fire and EMS service in Areas 2, 4, and 18 and any other outstanding annexation issues.

**Matters From the County Attorney**

**Closed Executive Session**

- Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, Including the Following:
  - Rights-of-Way for County Roads.
  - Buckman Direct Diversion Structure Issues.
  - Potential Claims of the County Under Water Services Agreements.
  - Causes of Action Potentially Assigned to Santa Fe County Due to Payment of Claims by the County Indigent Hospital Claims Fund.
  - Pojoaque Basin Regional Water Authority Joint Powers Agreement.

- Resolution No. 2017-09, Authorizes the County Manager to Negotiate and Execute a Cost-Sharing Agreement with the City of Santa Fe to Fund the Construction of a Finished Water Storage Tank as Part of the Buckman Direct Diversion Project and Execute and Submit Documents in Support of Water Trust Board Funding for the Tank.
- Motion approved, with regard to causes of action potentially assigned to Santa Fe County due to payment of claims by the County Indigent Hospital Claims Fund, to authorize the County Manager to determine the amount due to the County with regard to claims paid on behalf of Michael Geraghty and to execute such documentation as is necessary to resolve the County's interest in the cause of action assigned.

*Action Items as a Result of Discussions in Closed Executive Session – All Items Approved 4-0*

## **Public Hearings**

### **Land Use Cases**

- CASE #S 16-5270 Tessera 2 Final Plat Approval. Homewise Inc., Applicant, Design Enginuity (Oralynn Guerrerortiz), Agent, Request Final Plat Approval for the Tessera Phase 2 Residential Subdivision Consisting of 78 Lots on 69.56 Acres. The Approved with conditions. Approved by unanimous vote, 4-0.
- BCC CASE #APP 16-5151 Hearts Way Ranch Appeal. Richard Bank, Appellant, is Appealing The Santa Fe County Planning Commission's Decision to Grant Heart's Way Ranch, Susan Carter, Property Owner, JenkinsGavin Design & Development Inc., Agents, Three Variances of The Sustainable Land Development Code (SLDC) to Allow a Retreat Facility Consisting of 2 Casitas, a Yoga Area, and a Main Residence on 39.5 Acres. The Property Owner Requested a Variance of Chapter 7, Section 7.11.6.6 to Allow the Grade of the Approach at the Intersection to Exceed 5%, a Variance of Chapter 7.11.2, Table 7-13, to Allow the Overall Grade of the Driveway to Exceed 10% in Three Separate Locations in Order to Get to the Casitas and Main Residence, and a Variance of 7.11.2 Table 7-13 Local Road Design Standards to Allow Access from Offsite Roads that Do Not Meet Code Requirements. Appeal approved with a denial of the variances by unanimous vote, 5-0 (Commissioner Anaya present telephonically).

## **January 31, 2017 BCC Summary**

Below is a summary of the actions taken by the Santa Fe Board of County Commissioners (BCC). All five commissioners were present.

**BCC meeting minutes from December 13, 2016 meeting was approved by unanimous vote, 5-0.**

### **Employee Recognitions**

#### **Introduction of New Employees**

#### **Recognition of Years of Service for Santa Fe County Employees**

#### **November Anniversaries:**

Kimberly Martinez – PWD/Administration/Department Administrator – 5 years  
 Sammy Abeyta – PWD/Road Maintenance/Heavy Equipment Operator Lead – 10 years  
 Deseray Gallegos – PSD/Corrections/YDP Shift Supervisor – 10 years  
 Jared Rivera – PWD/Road Maintenance/Foreman – 15 years

#### **December Anniversaries:**

Jeffery Spiller – PWD/Solid Waste/Adopt-A-Road Coordinator – 5 years  
 Casey Arnold – PSD/Corrections/Detention Officer – 5 years

Hanna Padilla – PSD/RECC/Emergency Communications Specialist – 5 years  
Pablo Sedillo III – PSD/Administration/Public Safety Director – 5 years  
Yessenia Ramirez – PSD/Corrections/Detention Officer – 5 years  
Ida Lucero – SCD/Health & Human Services/Cook – 5 years  
Timothy Sedillo – PWD/Projects & Facilities/Maintenance Foreman – 10 years  
Chris Sena – PWD/Roads/Heavy Equipment Operator Lead – 10 years

### **Employee of the Quarter for the fourth quarter of calendar year 2016**

#### **Nominees:**

Anthony Martinez/Auditing Compliance Manager – Public Safety/Corrections, Fire, RECC  
Dolores Olivas/Accounting Tech. Senior – Support Services/CMO/Legal, HR, Finance, ASD  
Monica Acevedo/DWI Compliance Monitor – Community Services/Health, Growth Management, Housing  
*Employee of the fourth quarter is Monica Acevedo. Congratulations to all the nominees!*

### **Recognition of Association of Counties Workers Compensation Risk Awareness Program, Safety Award, Adult Detention Professional Standards Council Accreditation, State Auditors Audit Accountability Award, and NM Edge County College Graduates**

### **Consent Calendar - All Consent Agenda items, passed by unanimous vote, 4-0 (Commissioner Anaya not present for vote)**

#### **Final Orders**

- CASE #CP/S 16-5090 Turquoise Trail North Conceptual Plan. RCS-Turquoise Trail South I, LLC, Applicant, Sommer Karnes & Associates LLP, Agent, Requested Conceptual Plan Approval to Phase the Previously Approved Turquoise Trail North Residential Subdivision (290 Dwelling Units on 101.49 acres) into 8 phases, to Modify the Approved Housing Types, and to Re-Designate the Commercial Lot into a Multi-Family Lot (23 Dwelling Units). The Application Also Included a Request for Preliminary Plat Approval for All 8 Phases and Final Plat Approval for Phase 1, Which Consists of 30 Residential Lots.
- CASE #CP/S 16-5250 High Summit III Conceptual Plan, Preliminary Plat for Phases 3, 4, 5, and 6 and Final Plat for Phase 3. White Bear Properties, LLC., Applicant, Sommer Karnes & Associates LLP, Agent, Requested Conceptual Plan Approval to Modify the Previously Approved High Summit III Phased Residential Subdivision to Reduce the Amount of Lots from 55 Lots to 12 Lots with No More Than 20 Dwelling Units. The Application also Included a Request for Preliminary Plat Approval for Phases 3, 4, 5 and 6 (Consisting of 12 Lots on 87.34 acres), and a Request for Final Plat Approval for Phase 3 (Consisting of 3 Lots on 15.96 Acres).

#### **Resolutions**

- Resolution No. 2017-10, An Increase to the Project Funding Allocation for Antonio Lane, and Requesting a Budget Increase in the State Special Appropriation Fund (318) to Budget a Grant Received for the Project / \$50,000.
- Resolution No. 2017-11, A Budget Increase to the Law Enforcement Operations Fund (246) to Budget Grant Funds From the New Mexico Department of Transportation (NMDOT) / \$17,690.00.

#### **Miscellaneous**

- Notice of Federal Interest for Improvements to the La Familia Medical Center Southside Clinic as Required Prior to La Familia Medical Center, Inc. Accepting a Federal Grant for Improvements to the County Owned Building Located at 2145 Caja Del Oro Grant Road.



- Assignment of Bureau of Land Management (BLM) Right-of-Way Grant No. NMNM131733 to John T. Morris on Horcado Ranch Road.

*(End Of Consent Agenda)*

**Action Items – All Action Items approved by unanimous vote 4-0 (Commissioner Anaya not present for votes)**

**Appointments/Reappointments/Resignations**

- Jayne Levant, Michelle Laflamme-Childs and Ramona Sakiestewa were appointed to the Arts, Culture, Cultural Tourism Committee.
- Mackenzie Allen was appointed to the Santa Fe County Ethics Board.
- Erica Abeyta and Tamara Zawistowski were appointed to the DWI Planning Council.
- Appointment of Trustees for the following Community Centers:
  - Gerald Castaneda - El Rancho Community Center
  - John Kadlucek - Rio En Medio Community Center
  - Lisa Lincoln, Janice Abrams & Joan Mitchell - Max Coll Corridor Community Center

**Miscellaneous**

- Approval of County Health Care Assistance Claims in the Amount of \$292,162.67.
- Approval to Utilize the Houston Galveston Area Council Cooperative Purchase Agreement Pursuant to Ordinance No. 2012-5 Section 1, Outside Contracts, to Purchase Thirteen (13) Fire Department Apparatus In An Amount Not to Exceed \$3,700,000 and Authorization for the County Manager to Sign the Purchase Orders.
- Approval of Agreement No. 2017-0154-CORR/IC to GSA Contract GS-07F-0518N with BI Technologies, Inc. to Provide Electronic Monitoring Services for a Total Contract Amount of \$420,000.00 and Authorization for the County Manger to Sign the Purchase Order.

**Resolutions**

- WITHDRAWN - Resolution No. 2017-\_\_\_, A Resolution Adopting A Schedule of New Water Deliveries for the First Six Months of 2017 and Setting Aside Additional Water for Arroyo Hondo de Santa Fe.

**Matters From The County Manager**

- Miscellaneous Updates
  - Update and Discussion on Draft Santa Fe Water Reuse Feasibility Study
  - Thornton Ranch Management Plan Update – Tribal Consultation Process.
  - Update on the Jacona Convenience Center Project.
- Legislative Update

**Matters from the County Attorney**

**Closed Executive Session**

- Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, Including the Following:
  - Rights-of-Way for County Roads.
  - *Board of County Commissioners of Santa Fe County v. Gregory Fuess*, State of New Mexico, County of Santa Fe, First Judicial District, No. D-101-CV-2015-01936.

- Potential Nuisance Inspection and Abatement Action.
- Potential Enforcement Actions for Violations of the Santa Fe County Sustainable Land Development Code and New Mexico Subdivision Act.

Actions taken as a result of discussion in Executive Session:

- In the matter of Board of County Commissioners of Santa Fe County v. Gregory Fuess, a motion to authorize the County Manager to negotiate a settlement of the matter and to execute all documents necessary to effectuate the settlement was approved 3-0.

### **Presentations**

- Stanley Volunteer Fire District
- Santa Fe Business Incubator
- A Proclamation Distinguishing the Members of the Fire Districts for Chimayo, La Puebla, and Pojoaque for Achieving a Higher Rating Under the Insurance Service Office (ISO) in 2016.

### **Public Hearings**

- The Low-Income Taxpayer Property Tax Rebate Adopted by Ordinance No. 2009-2. (County Attorney's Office/Gregory S. Shaffer)(Item Previously Listed on Agenda as Item VIII.B) Board directed staff to bring Ordinance 2009-2 back to the Board for amendments and possible sunset. Approved by unanimous vote 5-0.
- Ordinance
  - Ordinance No. 2017- 1, Amends Ordinance No. 1991-6, the Santa Fe Animal Control Ordinance, to Increase Fees; Prohibit Fixed Point Tethering; Conform Rabies Vaccination Requirements to State Law and Regulations; Set Forth a Process for Revocation of Permits Issued; Incorporate the Dangerous Dog Act, NMSA 1978, §§ 77-1A-1 to -6; and Establish Penalty Provisions that Comport with State Law. Approved by unanimous vote 5-0.

### **Information Items (no discussion)**

- Growth Management Monthly Report
- Public Safety Monthly Report
- Public Works Monthly Report
- Human Resources Monthly Report
- Administrative Services Monthly Report
- Community Services Monthly Report

The BCC Packet is available online by clicking the BCC meeting event on the Events calendar or visiting the BCC committee page [www.santafecountynm.gov/committees/board\\_of\\_county\\_commissioners\\_bcc](http://www.santafecountynm.gov/committees/board_of_county_commissioners_bcc). All approved Ordinances and Resolutions are available on the County website at [www.santafecountynm.gov/ordinances\\_and\\_resolutions](http://www.santafecountynm.gov/ordinances_and_resolutions) once they are approved and recorded. All BCC meetings are broadcast live at [www.santafecountynm.gov](http://www.santafecountynm.gov), on Comcast Ch. 28 and on Que Suave AM 810. To view recorded video of this BCC meeting, visit [www.santafecountynm.gov/video\\_on\\_demand/](http://www.santafecountynm.gov/video_on_demand/). Transcripts of the meeting will be available within 10 working days at [www.santafecountynm.gov](http://www.santafecountynm.gov), once approved.

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