

START OF BOOK

MINUTES OF THE BOARD OF COUNTY
COMMISSIONERS

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CAMERA OPERATOR YVONNE SANCHEZ

REGULAR MEETING

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BOARD OF COUNTY COMMISSIONERS

SANTA FE, NEW MEXICO

REGULAR MEETING

JANUARY 27, 1998

Javier Gonzales, Chairman
Paul Duran, Vice Chairman
Richard Anaya, Commissioner
Joe Griñé, Commissioner
Marcos Trujillo, Commissioner [excused]

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

January 27, 1998

This regular meeting of the Santa Fe Board of County Commissioners was called to order at 1:30 p.m. by Chairman Javier Gonzales in the Santa Fe County Commission Chambers.

Roll Call preceded the Pledge of Allegiance and indicated the presence of a quorum as follows:

Members Present

Commissioner Javier Gonzales, Chairman
Commissioner Paul Duran, Vice Chairman [late arrival]
Commissioner Richard Anaya
Commissioner Joe Griñé

Member(s) Excused

Commissioner Marcos Trujillo

IV. APPROVAL OF AGENDA

CHAIRMAN GONZALES: Are there any changes at this time, Mr. Kopelman?

STEVE KOPELMAN (County Attorney): Mr. Chairman, there has been an amendment to the agenda that's been distributed and I will quickly run through the added items. VIII.A. 2 was added to read Agua Fria Development Review Committee. Item X.G.1 is amended to read Administrative Services Department, Resolution supporting Santa Fe County Maternal and Child Health Planning Council's efforts to improve maternal and child health in Santa Fe County and in New Mexico. And finally X.H.1 is added from General Services Department, Community Development Block Grant application update.

CHAIRMAN GONZALES: Okay. Any other changes? What's the pleasure

1455017

of the Commission?

Commissioner Anaya moved to approve the agenda. His motion was seconded by Commissioner Grifé and passed by unanimous voice vote.

V. APPROVAL OF THE MINUTES: November 25, 1997 and December 16, 1997

CHAIRMAN GONZALES: Are there any changes?

MR. KOPELMAN: Thank you, Mr. Chairman, on the minutes of the regular meeting of November 25 on page 16 toward the middle of the page, it says, "Commissioner Duran moved to name the road El Gancho Road" and then it says "Commissioner Duran seconded and the motion passed." I assume that Paul didn't both make the motion and second it. I'm not sure who did. I just wanted to bring that up so it could get corrected.

CHAIRMAN GONZALES: Commissioner Anaya, do you recall?

COMMISSIONER ANAYA: I don't recall. I think it was Commissioner Duran who did make the motion and I did second, because I made the comment here, I asked do you know what El Gancho Road means.

CHAIRMAN GONZALES: So would you like the record to reflect that you seconded that Commissioner?

COMMISSIONER ANAYA: Yes. I did.

CHAIRMAN GONZALES: Any other changes? What's the pleasure?

Commissioner Grifé moved to approve the minutes as amended. Commissioner Anaya seconded the motion which passed by unanimous voice vote.

MR. KOPELMAN: Mr. Chairman, there are two sets of minutes. I assume that that vote reflected approving both sets.

COMMISSIONER GRIFÉ: So moved.

COMMISSIONER ANAYA: Second.

VI. CONSENT CALENDAR

[County Attorney Kopelman presented the Consent Calendar as follows:]

- A. **Resolution No. 1998-05. A resolution requesting a budget transfer between funds to properly reflect the 3% salary increases in department budgets**
- B. **Resolution No. 1998-06. A resolution requesting a budget increase to budget insurance recovery proceeds to allow for expenditure in fiscal year**

1455017

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- C. Resolution No. 1998-07. A resolution requesting a budget decrease to properly reflect a decrease in the 1997 state fire allotment

Commissioner Griñé moved to approve the Consent Calendar and his motion was seconded by Commissioner Anaya. The motion passed by unanimous voice vote.

VII. BIDS, PROPOSALS AND AGREEMENTS

- A. 1. Request authorization to accept and award invitation to Bid 98-30 to the vendor submitting the lowest responsive bid for the lease of heavy construction equipment with an option to purchase

ANDREW CHAVEZ (Administrative Services Director): Thank you, Mr. Chairman. The Public Works Department seeks the acceptance of an offer to lease heavy construction equipment related to Bid 98-30. The department and the Purchasing Section request authorization to accept and award invitation for Bid 98-30 to the vendor submitting the lowest responsive bid, Tom Groning Equipment, Incorporated, for items one through four which include two motor graders, one loader, one steel wheel roller and one pneumatic tire asphalt roller and finally one asphalt paver as specified in the package. Items one through four in the amount of \$5,732.34. And item five in the amount of \$2,595.34 for the lease of heavy construction equipment.

Commissioner Griñé moved for approval. Commissioner Anaya seconded the motion, which passed by unanimous voice vote.

VIII. ADMINISTRATIVE ITEMS

- A. Committee expirations/resignations/vacancies
1. Maternal and Child Health Council

CHAIRMAN GONZALES: We have a request to approve the resignation of Ms. Julia Holt. Is that correct?

MR. CHAVEZ: That's correct, Mr. Chairman.

CHAIRMAN GONZALES: What's the pleasure of the Commission on the resignation?

Commissioner Griñé moved to approve the resignation. His motion was seconded by Commissioner Anaya and passed by unanimous voice vote.

1455017

VIII. A. 2. Agua Fria Development Review Committee

MR. KOPELMAN: Mr. Chairman, members of the Commission, as you might recall at the -- I believe it was the November meeting of the Board of County Commissioners, it was brought to the attention of this board that Mr. Gene Leyba, who's a member of the Agua Fria Development Review Committee had missed three consecutive meetings. I believe at that point you had asked the Land Use Administrator to call and find out if Mr. Leyba was interested in continuing and it is my understanding that he is. So we bring this matter back for Commission action as to whether to terminate Mr. Leyba from the committee or to retain him.

CHAIRMAN GONZALES: What's the pleasure of the Commission? Would you like to keep Mr. Leyba on?

Commissioner Griñé moved to retain Mr. Leyba on the committee. Commissioner Griñé seconded the motion, which passed by unanimous voice vote.

IX. PRESENTATION

A. The Santa Fe City-County Water Conservation Committee

CHAIRMAN GONZALES: Commissioners, we've been provided with some briefing notes. For the record, I understand that our committee members include the City, County and state agencies, retired government workers, city, rural and Eldorado residents and the League of Women Voters, and we'd also like to thank the City Water Company, who I understand supplied quite a few of the resources. We'd like to thank the committee. It was a big help, especially in the greater Santa Fe Metro area in getting the word out during the drought. So thank you all very much and I look forward to your presentation.

DANIFRYE: Thank you, Chairman Gonzales and Commissioners Anaya and Griñé. We really appreciate this opportunity to come before you to inform you of actions that we have taken on your behalf and on behalf of other citizens of Santa Fe County. The Santa Fe City-County Water Conservation Committee has been in existence about twenty years. It was formed as a requirement of the City and County receiving the San Juan Chama water contract. The committee was funded initially by the Metropolitan Water Board and the City and County have always contributed funding support for its programs.

Present members include David Wolf and Estevan Lopez of the Santa Fe County Water Company, Jack Frost County Hydrologist, Craig O'Hare and Edwin Lovato of the City of Santa Fe Water Administration, and Dee Furst, water conservation specialist for the City's Sangre de Cristo Water Company. State of New Mexico members are Patrick Torres of the County Extension Service and Alice Darilek, conservation director for the Office of the State Engineer. The ten other committee members were recruited for their expertise in

1455017

various fields of water conservation and dedication and are citizens of Santa Fe County.

We believe that educating our citizens about the problems connected with water conservation, ground water pollution and source protection and what to do about them is essential so that they can take active steps to conserve their water supply and protect their wells from contamination. We also need to promote the understanding that sustainable water management and source protection will have a positive effect on our future.

Our committee, along with the office of the State Engineer and the Bureau of Reclamation has sponsored an illustrated booklet for grade school children entitled "Coyote Tales" on water sources and why we must protect them. The booklets are in Spanish as well as English and dozens have already been distributed or are ready to be distributed for use in local schools. For adult use we have printed and distributed a series of handouts over the years. These show for the public the most practical and useful ways for them to conserve water including 25 things you can do to save water at home, how to conserve water in landscaping and garden, the Santa Fe Xeriscape Council plant list, how to catch and use rainwater and several others.

In your packets on your desk you have some of the many handouts that we pass out all over the County and also you probably have seen things like this advertised in the various newspapers around the County. These handouts, which we keep updated, are available in 21 different locations in Santa Fe including here at the County building, and at six local nurseries and four state buildings. We are looking for other locations out in the County to place them. For the last two years we have been aided with enthusiasm by all the local nurseries and landscape businesses in trying to encourage people to plant drought-resistant landscaping and gardens.

In the Spring and Summer of 1996 when we had a strong local foretaste of what drought conditions could do to water supply, we advertised extensively in the New Mexican, the Reporter and the East Mountain News, giving a practical advice on how to conserve water. The papers were generous in helping us spread the word, not only through the ads but also through timely news stories and editorials. Local radio stations had our members on their talk shows.

Our latest publication, an excellent booklet on septic systems -- I think you have a copy of it there before you -- and how they work, was put together by Dee Furst of Sangre de Cristo Water Company and printed by the Santa Fe County Water Company for distribution to County residents. A lot of people really don't understand how their septic system works and how to maintain it. This clearly written and illustrated booklet will show them what to do and how to protect their considerable investment in their septic system.

We are often asked questions by the general public. Some answers we know. Some answers will come in the form of decisions by the Commission. Some must be answered by experts and some can't be answered yet. For instance, some people who live in the Estancia Basin and get their water there are concerned and have questions about water mining in the basin and possible exit of water from the basin. Avid water conservationists

want to know if it's legal to recycle grey water and how to do it. People wonder how long the contract for water from the San Juan Chama project will last. How much will the County receive from the project? How big can the County water company grow?

Through our efforts in water education we can help you answer some of these questions and others and supply needed information to new homeowners, start-up businesses, young people and the public at large. We, however, also need your continued support to supply and extend our efforts and to support water conservation and source protection initiatives in the State Legislature by the Office of the State Engineer. We are sure you will continue to advance new local water planning and policy initiatives to insure adequate clean water into the future. We hope you will recommend to your planning and licensing departments and committees that water source protection is one of the first priorities for any kind of development, small or large. And be aware of our thanks for this opportunity to serve our communities in this positive and productive way.

We thought you might have questions that you had been asked and that you would also like to ask, so we have the members of our committee here today. Several of them are here to answer questions if you would like to answer any, and Curt Vorheis from the New Mexico Environment Department and Jack Frost, the County Hydrologist are all here to answer any questions you have about anything about water or what we're doing. Thank you very much.

CHAIRMAN GONZALES: Thank you. I have a question, I guess. Has the Water Conservation Committee had an opportunity to review our land use regulations and to identify potential areas that you feel we would be able to move more conservation measures into? Has that stuff happened yet?

MS. FRYE: We can do that. What we have done is read the latest County General Plan recommendation and we liked them very much. If you would like specific comments about anything that we find that we would like improved or something, we'd be happy to do that in as brief a manner as possible, but in general, we thought that your planning department really did a fine job on water planning.

CHAIRMAN GONZALES: I worry about asking you for so much since you spend so much of your time volunteering, but it just seems like you'd be -- because the experts really sit on this committee, and that maybe someone from our staff could get with your committee to do review areas of the code that deal with water and either say, it's Corky's or maybe it needs to be stronger maybe they don't need to be as strong. I don't know if there'd be a case like that but clearly it's something that --

MS. FRYE: We'd be happy to do that, Mr. Chairman.

CHAIRMAN GONZALES: Let me ask this. As far as looking for funding to continue this, is there a possibility between the County and the committee to do a joint partnerships in seeking funding?

MS. FRYE: What we have always done is -- since I've been on the committee, which has been during the time that the City took over the Sangre de Cristo and

the County developed its own water company, I can't tell you how it was funded, probably from the general fund before then. But we've received our monies through the water companies and they designate a specific amount to use for water conservation, as indeed they must because of our San Juan Chama agreement. So that's how we get our funding is from the water companies right now.

CHAIRMAN GONZALES: I know that a lot of the committee's efforts have been focused on what's going on in the City of Santa Fe metro area. Through your panel of experts have you had the opportunity to see or maybe identify concerns that might be coming to the areas in the northern and southern part of the County?

MS. FRYE: Yes. Can I ask Jack Frost to speak about some of that?

JACK FROST (County Hydrologist): Commissioner, we don't get the credit for the work we do in the south County to tell you the truth, but the committee helped us run an ad last fall several times regarding source protection which hit on water quality, source protection in general, well head protection and septic tank issues, and then we ran one in the Journal North a couple times too. So those were the committee's funds that they contributed and then they worked closely with me in composing that ad. I'd say they did the bulk of all the work. And that was directed intentionally away from the metro area.

CHAIRMAN GONZALES: Has there been much discussion among you about how a regional water plan would come about? I'm not talking only between the County and the City. I'm talking about discussions with the City of Española, the counties of Rio Arriba, Tarrant and Bernalillo. Has there been some movement on the committee to look at some types of regional planning, or does it mainly focus on conservation?

MS. FRYE: Mainly we've concentrated on Santa Fe City and County, which is most important to us. But you heard the make-up of our committee. We're living proof that the City and the County can work well together constantly on an everyday basis and support each other. The City has supplied funds for various projects, but these projects always go over into the County for use like the school project. It's used for the schools all over the County. The County, we've used your funds primarily to promote outside the City because we think it's important that the citizens of the north and south county also receive this information.

But we have thought about general regional planning. However, the members of this committee are a pretty heavy bunch for expertise and they could perhaps give you some suggestions if they applied themselves to it.

CHAIRMAN GONZALES: Any other questions? One of the things that I know that you focused on also was on septic tanks and well construction and wildlife protection. That's an important ingredient.

MS. FRYE: We think that's so important in the County because there are so many things that can go wrong with wells. They're very expensive and they're hard to maintain. Things break down in wells and then wells are placed too close to septic tanks or the other way around. I learned recently of an example of a well that was in a corral. And

another well that they let the ground water run in to. So well head protection is important. Source protection is vital to keep our water clean. And the best way to do it, you can make all the rules you want, if we don't educate people to understand them and follow them then they won't be effective and that's our job.

CHAIRMAN GONZALES: I had talked to Ms. Petchesky I guess when I first came in and I'm not sure if we could make ever much movement on this, but we had talked about providing an educational pamphlet on some of the mail-outs that we have at the County and I think we were thinking Jane, about the actual valuation notices or the tax bill as being the means of being a simple way to try and attach a one-page document to that so that people could have it. Has there been much movement in that area?

JANE PETCHESKY: We think that by sending out the information with the tax bills it would have a negative effect. What we're thinking about is sending them out with PNM because you have to have electricity to run your well.

CHAIRMAN GONZALES: Okay. Let us know how we can help with that.

MS. FRYE: I think if you will look at this booklet, gentlemen, that you will find that this is one of the best things we have to distribute and it's brand new.

CHAIRMAN GONZALES: Actually, I saw the other Commissioners with it, but I didn't get it in mine. Do you have an extra one. On behalf of the Commissioners, we want to thank the committee for your help and ask that you continue to help us. We need your continued support, especially as we move into the next phase of the General Plan where we're identifying areas to revise the code so that we can make sure that we have some conservation measures in there. We're also like a comprehensive water management plan and hopefully, we will be able to have released to the Commission and to the public within the next month, hopefully. So, it's putting a lot of pressure on the staff, but I think we can get it done.

If that's the case we're certainly looking forward to your review of it and your comments and any recommendations that you might have to really address the needs and the goals that we would have in that. So we're really looking -- you all have done such a good job that we're going to want you to stay heavily involved, I believe, as we go forward in making sure that our water conservation issues are addressed in the future as we deal with growth in Santa Fe County. So thank you all very much.

X. STAFF AND ELECTED OFFICIALS ITEMS

A. County Sheriff

1. Quarterly report

CHAIRMAN GONZALES: Sheriff, thank you for being with us.

BENJIE MONTAÑO (County Sheriff): Good afternoon, Mr. Chairman, Commissioners. I know you've got a busy afternoon so I'll be quick and give you an

1455017

overview of what I have and then if you have questions of me, because I think there's a lot of times we have the type of job that's hard to understand and there's a lot of questions. I was talking to Larry Velasquez, if there's anyway they're going to get after you, it's his department and mine.

This summer we were given a challenge with the County. I think the department as a whole has taken a challenge and stood well. Fortunately last year, or this past year, our cases were pretty even from the prior year. The end of 1996 we handled a total of about 23,000 cases, just under actually, and we handled about 600 less cases this past year. That makes it pretty even. That's about 40 cases a month, give or take some.

Some of the good things that happened when you look at it criminally is that we had about a 15% reduction in burglaries. We went from 385 to 325. In rape, criminal sexual penetration, we went from 36 to 8. But when you talk to Rape Crisis and we work very closely with them, their cases went up, so again it's a system that we have to work harder and to have the people believe in it. It's very difficult for women and men to go through.

Other than commercial burglaries, we had a significant decrease. Auto burglaries went from 207 to 177. Commercial burglaries stayed about the same. We went from 64 to 65. And we have a bunch of other categories that I have stats on. Our recovered property was really well, again well over \$1 million into the \$2 million range. Narcotics was real high this year because of the challenge. We had to work with State Police in a different way up north in the Chimayo area especially, because even though the majority of the property crimes problem they were having was on the Rio Arriba side, it's just across the street and we have to deal with the people.

So what Captain Forest Smith did was provide the extra patrol vehicles to do it and we worked extra hard with the narcotics and we were able to get it to where there was a significant decrease in burglaries in that area, which mainly benefitted the Rio Arriba side, because we didn't have as big a burglary rate up there as they did. But it is our community. They come in here and they work with us very closely.

The last time we spoke you were concerned as to how we were going to be able to deal with the loss of six people without stopping services to the rural communities. We really couldn't answer it at that time because everything came rather fast. What we've done is we had to pull everybody in without stopping the services we were giving. What we do know is instead of having the same people stationed, let's say, in the Edgewood or down south, or the north in Chimayo, Española and all that, is that everybody comes into town for briefing and someone is assigned to the north or to the south. Which means there is someone in every area 24 hours a day.

We don't have the overlap of two that we used to have, but I think overall, we've had a reduction in things, so I think it's worked. We'll always have a visibility complaint. That's the way it is. We'll never get to where we need to be.

Animal control, you just went through a big change there. We've gone through about four months of actually running an animal shelter and doing things. I have to give credit to

1455017

that group, especially since we're two down and they're only working with three. Pawprint Kennels has been a real asset. Unfortunately one of the things that we didn't realize would happen and we were told it wouldn't happen was that the cost of caring for animals went up, and we've seen that in our budget. We just got through with the midyear review. It's real hard to project what that's going to be like because we don't know. We can't tell you how many animals we pick up are going to be hurt. We have to take them for care.

Other than that it seems to be running smoothly and I understand from the County Manager and Finance Director that very shortly we will be negotiating a new contract, either with the shelter or with another kennel. And I hope that works. But so far it hasn't been as hard as I thought it would be but again, it's still early.

Contract negotiations with the law enforcement end, we'll start discussing dates in March, between the first part and the middle of March. So we'll set that up. I understand from Andrew, Mr. Chavez that AFSCME will start in June. Right now are feelers are it's not going to be as demanding as it was last year. We're hopeful that we can finish negotiations within a month or two months. Their new president, it feels real comfortable that we can do so.

The civil portion, the transport portion of our department again have remained the same from the last few years so we don't have any real increase or decrease with that. Our new jail corporation that we're working with, we seem to be getting smoother in our dealings with each other daily. I think we're -- it's whenever there's a change like that it takes a little bit and I think Mr. Estrada, the new director who I just met a few weeks ago and his staff are working with us well and we'll continue to work with them. I think we'll see some good things in the future. Again, you deal with Domingo and the jail and I guess we're not that far away from having that site.

Do you have any questions?

CHAIRMAN GONZALES: I have a few questions, Sheriff. There was a poll that was done in one of the local papers that described, and I'm not -- described I guess some sentiment that the people that actually took the poll or the people that responded to the poll reflected some concerns or at least the feeling of people not feeling very secure or safe. I'm assuming that that was all done with just City residents and not County residents. But do you have a general feeling or a poll about how people County-wide feel? Obviously you're citing crime statistics that show that things may be on the decline. Is there a general feeling of the County of people feeling more safe?

SHERIFF MONTAÑO I think it depends where we're at. I think that even though we handled fewer case there was an increase in juvenile crimes, an increase in juvenile sexual crimes, that's children on children and things of that nature. I think that the north feels a little better than they did some time back. I think the south portion of the County feels that we give less service. And in the middle, every major catastrophe that has happened, especially in the last year, we've responded in a timely fashion and we've been able to prioritize. We have to prioritize. We all do in government. That's just the way it

1455017

is. We'll never have what we need.

For instance, the husband who killed his wife in Edgewood, the deputy was there within two to five minutes. The deputy made a decision to not wait for back-up and go inside, not have to take a life, nor did he get his life taken. So he handled it, he was doing well, he did well. So I think sometimes we get the feeling that some people are comfortable. I think law enforcement, all in all, I don't care whether it's the City or the County, I think most people feel that they deserve more. They don't feel as secure as we'd like them to feel. But I think for the most part the community is doing -- has remained pretty even. They'd like to see more and realize that we're doing the best we can.

CHAIRMAN GONZALES: How's the DWI program working? I know there have been some blitzes.

SHERIFF MONTAÑO We've had several blitzes and the stats last year, we had, just off the top of my head, 850-some arrests this year. This year we had 530-some. That tells me that it's working. We've had twelve to nineteen blitzes last year compared to this year. Last year compared to this year, we had 19, but what we've done instead of having the roadblocks is we've alternated it with saturation patrols where we have deputies paid by the state or federal government actually patrolling the area, which not only helps prevent DUIs, it makes us visible and it stops crime in the area and that may be another reason for that. Any time they give us grants and we're in an area it stops burglaries. It stops all kinds of things. That could have been part of the reason that we had.

I think it's working. It's not to where we want to be.

CHAIRMAN GONZALES: This is a tough question. You were also like many other department heads unable to obtain new vehicles. I just want to have you give us an update on how that played out and maybe an anticipation of what you might be asking for in the area of vehicles.

SHERIFF MONTAÑO It was a tough year last year and I think ideally, in order for a vehicle maintenance program to work you have to be able to turn over a fourth to a third of your fleet. I think Larry Velasquez and his group have worked real hard. We're going to probably be asking for the same amount of vehicles as we did last year. But I think right now we're spending a little more but just coming through the midyear review, we seem to be doing all right. If we were hurting in any area I think in the category we were able to make it. The one category where we were way out was extraditions but you or I can't control that. We don't know how many people we're going to be picking up from out of state. But I think Domingo had put another \$15,000 to \$25,000 aside for in case this happens, so hopefully, we don't go over on that.

CHAIRMAN GONZALES: Last question. Is there a heads-up that we can get as far as the number of personnel that you might be requesting coming forward. I know we can't ever get --

SHERIFF MONTAÑO Anything you could give us would help. We're having a real hard time keeping up with the workload. I think that everybody, after we got

over the initial shock of losing the six last year, I think everybody tightened their belts and I'm real proud of the department because we didn't lose that many people for wrong reasons. Stats show that they did their job. Morale is hard to keep high in law enforcement, but I think they did fine and they showed what they were made of. Last year I asked for twelve and we lost six. We'll probably be asking for something like that but again, realistically, I don't expect.

CHAIRMAN GONZALES: All of us think safety is very important. We're really glad that you've been able to do what you've done over the last year but this may be, obviously not the norm in years, so we can't take for granted that this type of decline will continue to happen.

SHERIFF MONTAÑO Realistically, we have a field training officers program, and right now we have two categories which we hire from. One is certified officers, and I think we've had the pick of the litter. We don't want other people's problems, and the other is an uncertified person. We seem to have better luck training them the way we want them to respond. Sometimes we've been in a jam when we need get people out there. Right now we're like five or six short and we're hurting big time. We're having to put people on overtime. We're having to have people come in on their day off to work court security so we don't have to pull from the public. Those things are going to happen, but I think we can work together on it.

CHAIRMAN GONZALES: Thank you, Sheriff.

COMMISSIONER ANAYA: Thank you, Mr. Chairman. Benjie, because there's an increase in the cost of care in the animals you pick up in animal control, you're anticipating a budget increase request coming down the line. If I remember correctly, one of the reasons that we went with Pawprints was because of the supposedly good offer they gave us against the animal shelter, \$75,000 comes to my mind that the animal shelter was requesting. My question is, what do you anticipating now that Pawprints has it under control?

SHERIFF MONTAÑO It's not what Pawprints has or hasn't done. I think Pawprints has kept their end of the bargain. I think what we were told was that the majority of the time when the animals needed care rather than use the shelter we used local veterinarians, which again, in questioning Eileen is true. This year though we've seen an increase in the use of local veterinarians, which has been a higher cost than we anticipated. It's not skyrocketed, but it's higher than what we thought and anytime it's higher and you've budgeted a smaller amount, it looks a lot bigger.

Whether or not it's going to get much higher I don't know. Whether or not we're going to go back to the shelter is going to be up to you. So I don't know.

COMMISSIONER ANAYA: We based our vote strictly on that, trying to save some money here and there, so I guess my question again is what do you anticipate the budget increase that you're anticipating?

SHERIFF MONTAÑO I don't know. I think we're able to handle what we

1455017

had with the category during the midyear review. We don't have a history on it right now. This all came rather quickly last year and we're going to need history in order to really be able to judge it. Whether or not we're going to have that history or go back to the way it was again, I don't know until after all the negotiations and bids have been put out. I don't think it's going to be an enormous amount.

COMMISSIONER ANAYA: The Santa Fe Animal Shelter in my opinion is doing a good job.

SHERIFF MONTAÑO Yes, for sure.

COMMISSIONER ANAYA: They're the ones we went through and based on the recommendations from you and your staff is where we made the Pawprints decision. I'm kind of wondering now if you're coming back now in the middle of the year, maybe this is hindsight now that Santa Fe Animal Shelter was the one that should have gotten the contract. This is in my mind.

SHERIFF MONTAÑO I was never spoken to by the Commission on this.

COMMISSIONER ANAYA: It kind of came up before.

SHERIFF MONTAÑO I was sitting in the audience and no one asked me anything.

COMMISSIONER ANAYA: I realize that. About the vehicles, an inventory that came forth in the multi-line pool, if my recollection is right, the figures it seems like a 113 vehicles that you possess right now. Your utilization with 70 deputies?

SHERIFF MONTAÑO Sixty-six. When we're up to full force we have about 66.

COMMISSIONER ANAYA: Sixty-six deputies plus administrative use for whatever. One of the questions that surfaced at the multi-line pool, they looked at me as being the member representing Santa Fe County, versus Dona Ana County, for example, where they have a car for every individual in the Sheriff's Department. Anyway, that comment was brought forth in the multi-line pool. Did you understand that we have to protect exposure out there and that's the nature of our pool board.

SHERIFF MONTAÑO I don't understand your question. Are you asking does everyone have a vehicle?

COMMISSIONER ANAYA: Something like that.

SHERIFF MONTAÑO In New Mexico in just about every single department that is the case. In lots of Sheriff's Departments, Bernalillo County, Santa Fe County, are the two that handle every type of case you would want a law enforcement agency to do. Dona Ana doesn't handle the traffic nor near the caseload. I don't know what their vehicle take home is, but in our case we have SWAT teams, we have fatal teams, we have detectives, we have canine, we have several -- instead of like APD who has a SWAT team that does nothing but that. Canine who does nothing but that. We wear many hats in our area. And our people have to be able to respond if something goes on.

For instance, if we had something in Edgewood this last time and I didn't have a

1455017

deputy living in the area with a vehicle, we would probably had a murderer get away. And there's things like that that we have to have the vehicles in order to respond. As best we can. It's not going to be like a city response time. There's no way; we're a county.

COMMISSIONER ANAYA: I realize the nature of the justification behind it, I guess my concern is that the budgetary restraints that we might have to confront in making our decisions up here. I guess my request to you is the high-standard utilization of what you've got to work with. If it's a new fleet that we have to go for, fine. But first we have to try to break it down for uses without having the exposure out there if these vehicles are just sitting there for hailstorms, sitting there --

SHERIFF MONTAÑO You're talking about vehicles that are sitting there that are not good vehicles. You're talking about vehicles that are -- the vehicles that are issued to the deputies, right now, and I couldn't tell you because I didn't look at that today. Right now we've got many with over 120,000 miles. The vehicles that are sitting at the lot are vehicles that have as much but not as good a vehicle that deputies can use when theirs break down so they can get back on the road. So they don't have to double up.

COMMISSIONER ANAYA: I realize that.

SHERIFF MONTAÑO Most of the vehicles that sit at the lot, they're not good vehicles. They're just there so that the deputies have something to use. Now you're looking -- they're not just units. You're looking at a SWAT vehicle that's used for SWAT assignments. You're looking at trailers, you're looking at different things of that nature.

COMMISSIONER ANAYA: I realize that. We have the inventory. I don't have it on hand right here

SHERIFF MONTAÑO But most of those, the vehicles that are on the road, that are being used, aren't sitting waiting for hail damage and most of them have a lot of miles. If that's what you're asking. Other than that, I don't understand.

COMMISSIONER ANAYA: I think what I'm asking is for you to go back and really try to work out some kind of pattern or some kind of constructive utilization to help us with our own budget concerns.

SHERIFF MONTAÑO We work very closely with the County and the maintenance people.

CHAIRMAN GONZALES: Sheriff, thank you so much and give our best to everybody.

1455017

X. B. PUBLIC WORKS DEPARTMENT

- 1. Resolution No. 1998-08. A resolution requesting the New Mexico State Highway and Transportation Department, Litter Control and Beautification Section, to consider and approve an application for the New Mexico Beautiful grant**

LARRY VELASQUEZ (Public Works Director): Mr. Chairman, Commissioners, this resolution is for a request for a grant that we have gotten annually. This is in the amount of \$16,600 for the Adopt a Road and recycling programs. It's intended to provide increased awareness for the recycling programs and also beautification. We're requesting approval of the resolution.

CHAIRMAN GONZALES: Any discussion?

Commissioner Anaya moved to approve the resolution as presented. His motion was seconded by Commissioner Griñé and passed by unanimous voice vote.

- X. B. 2. Resolution No. 1998-09. A resolution authorizing the County Manager to submit an application to the New Mexico Department of Finance and Administration, Local Government Division, for an enhanced addressing grant**

MR. VELASQUEZ: Mr. Chairman, Commissioners, the DFA, Local Government Division has a grant available for providing assistance for the enhanced 911, that's for emergency response type of addressing. We have a program that's ongoing in doing that. The application requires that a resolution authorizing the staff to submit the application be approved by the Commission. This will accelerate the program that we have with this type of work if in fact we were to be successful in obtaining some funding. We're requesting your approval on that.

Commissioner Griñé moved to approve the resolution and his motion was seconded by Commissioner Anaya. The resolution was approved by unanimous voice vote.

X. D. MATTERS FROM THE COUNTY MANAGER

- 1. Resolution No. 1998-10. A resolution appointing James E. Leach as the agent for Santa Fe County for the emergency snow removal operations commencing on December 20, 1997 within Santa Fe County**

MR. VELASQUEZ: Mr. Chairman, the emergency assistance program requires that every time we declare an emergency resolution we appoint the coordinator as the applicant agent and we had the understanding that we could probably do that once but they required that it be done every time, so this is a follow-up for the declaration that was related to the December 20 storm. We request that James Leach be appointed as the applicant agent.

COMMISSIONER ANAYA: Larry, is this a replacement of Bud Lake?

MR. VELASQUEZ: Mr. Chairman, Bud Lake went to a different job about a year ago. James Leach replaced him.

Commissioner Anaya moved to approve the resolution. Commissioner Griñé seconded the motion which passed by unanimous voice vote.

X. E. MATTERS FROM THE COMMISSION

CHAIRMAN GONZALES: I've got a couple of items. I was prepared to come to the Commission and ask that we allow staff to proceed with looking at the options of submitting an application for leasing the Big Tesuque. I've actually had a chance over the last two days, especially today to speak with the member of the Ski Area Coalition that feel very comfortable that Senator Bingaman's staff and Senator Bingaman are very serious about working on federal legislation. Federal legislation is probably the only way or the best way to assure permanent protection. They are making some headway now so I think that what's been asked of the Commission, I think they really appreciate the fact that we would want to consider it. We want to watch and monitor what type of legislation that Senator Bingaman would bring forward and then see how that would be pursued.

I think at this point, I was going to ask us to go ahead and allow the staff to proceed forward with seeking the application, but the coalition feels very comfortable that Senator Bingaman is moving down that route. So I would just ask that we put that on hold maybe for maybe a couple of weeks until we see what comes out of Senator Bingaman's office.

COMMISSIONER ANAYA: Thank you, Mr. Chairman. I also spoke with some of the coalition members this morning and they too are concerned about that, whether we would be placing Senator Bingaman's activities in some kind of jeopardy. I think, talking about the changes over the past, that you deserved a pat on the back just for the fact

that you're on this Commission, Mr. Chairman. I think it's a good idea to keep it on the back burner and just as a cushion. I would be more than happy to support your idea with staff leading on as a cushion just in case that doesn't materialize. I don't know what we would be looking at. I think that's a very supportive issue.

CHAIRMAN GONZALES: I think the time frame would be -- they're going back into session today, in fact, the Congress. I think we're going to have to watch closely over the next week, next month, two months to see if it's moving in Senator Bingaman's office to bring legislation forward. If there's not any movement, which I hope there would be, to begin, I think we all agree that that's the way to protect the Big Tesuque is through federal legislation. But now if there's not movement then maybe we could bring this back for discussion. It would appear that Senator Bingaman and his staff is really listening to the Ski Area Coalition now and maybe we can move something forward.

COMMISSIONER ANAYA: Mr. Chairman, I might comment further, one of the major concerns that was submitted to me was whether the intentions of the Commission for this particular endeavor would be to subsidize the entertainment activities up there versus the protection of the watershed. To me the priority would be to steer Senator Bingaman's efforts in the direction of protecting the watershed as a priority and it would behoove this Commission to be supportive of that particular notion.

CHAIRMAN GONZALES: I would just remind the Commissioners that the legislative conference for the National Association of Counties takes place at the end of February. I think it's important that we all attend if we can and move that through and make it very clear to Senator Bingaman our support of that. But you're right, priority is the watershed and also the sacred grounds of the Tesuque Pueblo.

COMMISSIONER ANAYA: Absolutely.

CHAIRMAN GONZALES: Okay, so that was that issue. I wanted to address that because we addressed some media on that.

COMMISSIONER ANAYA: By the way, Mr. Chairman, I commend you, I told Dale to give Commissioner Gonzales a pat on the back for following through on that.

CHAIRMAN GONZALES: Thank you. I think it's important to all of us. The other issue was to Larry Velasquez concerning traffic on 599. The last time that I was on the EZA and there was the approval of the Super 8, we had sent out some direction to have Public Works staff bring something back to us, traffic counts or whatever. I'm talking about the bypass at La Cienega intersection. You know what area I'm talking about?

MR. VELASQUEZ: Mr. Chairman, are you talking about the intersection of the relief route and the frontage road?

CHAIRMAN GONZALES: Right.

MR. VELASQUEZ: Yes.

CHAIRMAN GONZALES: So we had sent some direction to the staff to bring back some traffic analysis. This was done, that direction was sent eight months ago, whenever it left the EZA.

1455017

MR. VELASQUEZ: Mr. Chairman, we did that, as you recall, the Commission adopted a resolution based on that information that went to the Highway Department requesting further analysis and the installation of traffic control at that site.

CHAIRMAN GONZALES: Could you bring that forward again then? Because a lot of people out there in the community that, for whatever reason, missed it. So we need to see where we stand on this traffic issue. The other thing is I was made aware that there are some funds, I think Senator Rodriguez and Senator Griego are going to look at putting up a street safety light up in that area. But I think there was some funding I was told of, safety funds, or however the Highway Department classifies it, available for areas where there are safety problems. So I don't know, I'm not asking you to give me a yes or no, but I'm just saying let's try and continue to proceed down those doors.

MR. VELASQUEZ: Mr. Chairman, Commissioners, the response to the resolution and the request that the Commission made to the Highway Department was that a statement from the traffic engineer was that if the County was interested in this project it had to be included in what's called the STIP, the State Traffic Improvement Program. We are in the process of doing that. The other thing that we also did is we amended our road improvement priority list to include both this intersection and the one in Arroyo Seco in the program, so I think that we've had a lot of follow-up on that request.

CHAIRMAN GONZALES: Can you give me something on my desk?

MR. VELASQUEZ: We can.

CHAIRMAN GONZALES: Any other announcements, Commissioners?

COMMISSIONER ANAYA: Larry, there's been some concern on the US 285 by the Eldorado area. I don't know who auspices that falls under, whether the Highway Department --

MR. VELASQUEZ: Mr. Chairman, Commissioner Anaya, that is the Old Las Vegas Highway and US 285 are under the jurisdiction of the State Highway Department.

COMMISSIONER ANAYA: Could you send a letter to them with the support of the Commission here that that's another major concern as far as some kind of traffic improvement need.

MR. VELASQUEZ: Mr. Chairman, Commissioner Anaya, what we can do for the next meeting is prepare a resolution similar to the ones before for the Commission's support and bring that to you for your consideration.

CHAIRMAN GONZALES: We need to find out how these resolutions are going. I read in the paper, we need to kind of work on making sure that these resolutions actually took somebody's problems and that we feel comfortable with this thing.

MR. VELASQUEZ: Mr. Chairman, Commissioners, the resolution was included in a letter that Domingo wrote to the Secretary of Transportation. And then he filtered it on down to the district.

CHAIRMAN GONZALES: If that's not working maybe we need to just handle it.

COMMISSIONER ANAYA: One more concern, Mr. Chairman. Larry, I was just reading here about the clearing of snowing roads in Lea County by Lea County Commission. I think we passed a resolution, you know allowing County support on in areas where it would be a health, safety and welfare issue.

MR. VELASQUEZ: Mr. Chairman, Commissioners, that was for the storm that occurred on December 20. So essentially, what would happen if we had another storm of the same magnitude, we would need another resolution allowing us to do so. If that were to be done. I guess the thing is we couldn't have a blanket resolution that says do it any time.

COMMISSIONER ANAYA: Thanks for the clarification on that. The reason being, and I bring this up because I got some calls on concerns Cook Road or Coyote Road, a private road.

MR. VELASQUEZ: That is correct. It's a private road.

COMMISSIONER ANAYA: I know I called Julian and he looked into it and Robert looked in to it. I don't know what to tell the constituents, whether we could even go in on a one-time shot and help them out. Can we or can't we?

MR. VELASQUEZ: Mr. Chairman, Commissioners, as I understand the law, we cannot do that. That is, I guess, the anti-donation clause. I'd refer that to Steve.

COMMISSIONER ANAYA: Is there anything we can do as County Commission?

MR. KOPELMAN: Mr. Chairman, Commissioner Anaya, my understanding is under the anti-donation they only way we can do it is if we got reimbursed. So in other words, if we had some type of agreement that we would do that, assuming it's a health and safety issue and then we would have to send out a bill to the property owners.

COMMISSIONER ANAYA: Can you make a ballpark of some kind of an engineer's estimate for what it would take to do that?

MR. VELASQUEZ: We could do that. I guess if you noticed in that article, that's how they solved the issue. They went back and back-charged the elder gentleman who was actually sick I guess. They back-charged him for the work that they did.

COMMISSIONER ANAYA: I'll take this home and read it.

CHAIRMAN GONZALES: One other thing, February 13 is the dedication of the fresco. Again, a quick reminder we have County staff that's actually working on it. The manager is doing a good job. They're working on getting invitations put together. They've been asked to actually sponsor an event at Sweeney Center on that night. So the staff from the manager's area from the Clerk, the Treasurer and the Assessor's Office that are working on this. Make sure you put that on your calendars, February 13. That will be the whole week for the 150th commemoration of the Treaty of Guadalupe Hidalgo.

COMMISSIONER ANAYA: Mr. Chairman, one more thing. I notice here that we have a special meeting here tomorrow. I was just wondering why it couldn't have been placed on this agenda. It takes up a whole day of our personal activities.

1455017

CHAIRMAN GONZALES: I think what it actually has to do with is because it's the bonds that we going to be issued. We couldn't hold that meeting today, so the day we can hold is actually tomorrow. It's on the bond issue.

X. F. MATTERS OF PUBLIC CONCERN: Non-Action Items

CHAIRMAN GONZALES: Is there anyone in the public who would like to address the Commission on any issue?

MR. KOPELMAN: Excuse me, Mr. Chairman, I think there were two other items that were added as G. and H. One from Administrative Services, one from GSD. They were added at the very end there.

X. G. ADMINISTRATIVE SERVICES

1. **Resolution No. 1998-11. A resolution supporting Santa Fe County Maternal and Child Health Planning Council's efforts to improve maternal and child health in Santa Fe County and in New Mexico**

MR. CHAVEZ: Mr. Chairman, we have Betty Chern-Hughes that is going to present that resolution to the Commission.

CHAIRMAN GONZALES: Thank you. Welcome.

BETTY CHERN-HUGHES: Chairman Gonzales and Commissioners, I'm Betty Chern-Hughes, co-chair of the Maternal and Child Health Planning Council. I appreciate the opportunity to come before you today. You'd asked up to bring forward resolutions that are important to the Maternal and Child Health Planning Council. I'd like to present Resolution No. 1998-11 for your consideration, which is a resolution supporting Santa Fe County Maternal and Child Health Planning Council's efforts to improve maternal and child health in Santa Fe County and in New Mexico.

Whereas, it is in the best interest of the citizens of the Santa Fe County and New Mexico for every child to receive adequate health care services; and whereas, full utilization of Title XXI federal funding opportunities will extend full health insurance coverage for many children in New Mexico; and whereas, a patient protection act will safeguard patient rights for managed health care enrollees; and whereas, Medicaid managed care legislation can facilitate access and choice for perinatal and well-child care; and whereas a welfare reform act has the opportunity to support long-term self-sufficiency for recipients; and whereas WIC (women, infants, children) program needs expanded funding to provide good nutrition and education to serve all eligible recipients; and whereas the University of New Mexico Midwifery Education Program must have state funding to continue its education program, now therefore be it resolved that the Santa Fe County Commission is

1455017

asked to support the value of these considerations in the 1998 New Mexico State Legislative Session.

I appreciate the opportunity to speak before you today and your support of issues affecting maternal and child health of Santa Fe County and New Mexico.

CHAIRMAN GONZALES: Thank you. Are there any questions?

Commissioner Griñé moved to approve the resolution. Commissioner Anaya seconded the motion. It passed by unanimous voice vote.

X. H. GENERAL SERVICES DEPARTMENT

1. Community Development Block Grant Application Update

FRANK RENDON (General Services Director): Mr. Chairman, Commissioners, this item was placed on the agenda at the request of Dr. Arturo Gonzales. He wanted to let you know that the Community Development Review Committee of the State of New Mexico had granted Santa Fe County \$300,000 in order to build the Agua Fria clinic which would be a branch of the La Familia Medical Clinic. Unfortunately, he and our grants administrator have been detained at the Capital Improvements Committee hearing at the State Legislature and were not able to make it on time. I think that David Madrid and Dr. Gonzales and his staff ought to be commended for having achieved this grant for us. I'm also under the impression that one of our delegates to the legislature, I think it's Patsy Trujillo, is going to sponsor a bill for approximately \$1 million to help with the construction of this clinic. Also, I believe that \$100,000 from the Buckaroo Ball proceeds were also given to this effort and I also think that there's another \$200,000 to \$300,000 grant that the clinic themselves went after, a direct federal grant and so it looks like if we're successful in the other areas we're going to have a significant amount of money in order to build a first class clinic in the Agua Fria Park area.

cg: Thank you. We've got about \$300,000 for La Familia. Tell Robbie thank you for his efforts in that area.

X. C. MATTERS FROM THE COUNTY ATTORNEY

1. Executive Session

- a. To discuss the purchase, acquisition or disposal of real property or water rights
- b. Pending or threatened litigation

MR. KOPELMAN: Thank you, Mr. Chairman, members of the Commission. At this point we have several items we would like to discuss in executive session with the Commission. One matter involves the discussion on possible purchase or acquisition or

1455017

disposal of real property or water rights. The other matters are all dealing with pending or threatened litigation and we would ask for a motion to go into executive session pursuant to the provisions of the New Mexico Open Meetings Act.

Commissioner Anaya moved to go into executive session. Commissioner Grifé seconded the motion which passed upon unanimous roll call vote.

[The Commission met in executive session from 2:45 to 3:25.]

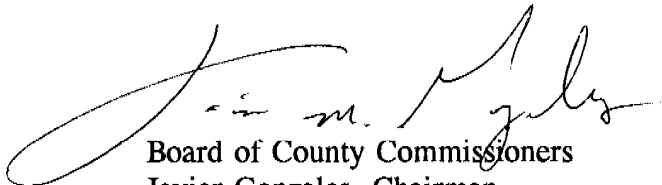
CHAIRMAN GONZALES: Let the record reflect that we discussed the purchase or acquisition or disposal of real property or water rights and also pending or threatened litigation.

Commissioner Anaya moved to go into regular session. Commissioner Duran seconded the motion, which passed by unanimous voice vote.

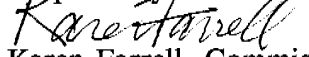
ADJOURNMENT

Chairman Gonzales declared this meeting adjourned at approximately 3:30 p.m.

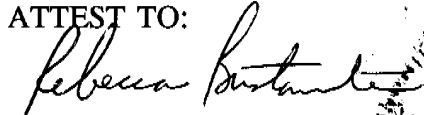
Approved by:

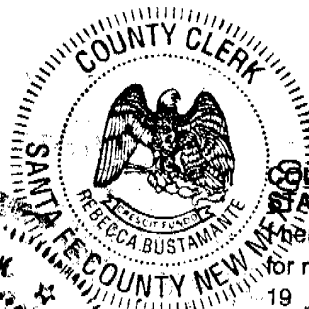

Board of County Commissioners
Javier Gonzales, Chairman

Respectfully submitted:


Karen Farrell, Commission Reporter

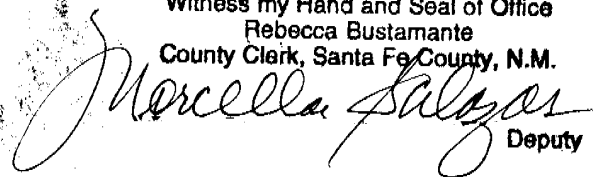
ATTEST TO:


REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK



1011.960
COUNTY OF SANTA FE
STATE OF NEW MEXICO)SS
I hereby certify that this instrument was filed
for record on the 11 day of FEB A.D.
19 98, at 8:20 o'clock A. m.
and was duly recorded in book 1455,
page 017 of the records of
Santa Fe County.

Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.


Deputy

**END
OF
BOOK**

**MINUTES OF THE BOARD OF COUNTY
COMMISSIONERS**

DATE OF MINUTES 1-27-98

DATE OF FILMING _____

CAMERA OPERATOR YVONNE SANCHEZ

REGULAR MEETING