

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

APRIL 28, 1998

**Javier Gonzales, Chairman
Paul Duran, Vice Chairman
Richard Anaya, Commissioner
Joe Griñé, Commissioner
Marcos Trujillo, Commissioner**

1501805

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

April 28, 1998

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 1:40 p.m. by Chairman Javier Gonzales in the Santa Fe County Commission Chambers.

Roll Call was taken by County Clerk Rebecca Bustamante and preceded the Pledge of Allegiance. The presence of a quorum was established as follows:

Members Present

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

Members Absent

none

IV. APPROVAL OF AGENDA

CHAIRMAN GONZALES: Are there any changes at this time?

STEVE KOPELMAN (County Attorney): There was a problem at the last meeting with the microphones and so item number V., Approval of the minutes is going to have to be put off because we don't have the minutes from the last meeting.

In addition I'm told that Item VIII, B. 1., which is Committee appointments, the Regional Development Corporation. We don't have any applications at this time and we are also requesting that that be left for a future meeting.

And then also, Mr. Chairman, members of the Commission, there are six amendments to the agenda. Item VII.B, which is information on the Santa Fe Relief Route. Item IX. C &. is added which is requesting acceptance for a contract for the Maternal and Child Health Program. Item IX. D. 1 which is requesting cooperation with the Corps of Engineers for the San Isidro Crossing project. Item IX. F.4 is added which is requesting

1501805

approval of the Solid Waste Management fiscal year 1998 budget. Item IX. G. 4 is a proclamation to the Fraternal Order of Eagles. And the last is item IX. G. 5. which is requesting authorization to grant a license to Acequia de la Cienega for a water line off County Road 54.

CHAIRMAN GONZALES: Okay are there any -- I'm going to ask that matter, I believe it's IX. G. 1. Request authorization to publish title and general summary for an ordinance authorizing the County to seek reimbursement from a juvenile's parent, guardian or legal custodian for the amount of money expended by the County for the care and support of the juvenile during his/her period of detention, be tabled at this time and I want to make -- before I ask for a motion I just want to make a couple of real quick comments on that because I know that it's received some attention. If the Commission would just indulge me for two minutes so I can make a few comments.

One is that I think we all know that we're dealing with a very disturbing reality. In Santa Fe County we're experiencing a dramatic and disturbing rise in underage drinking, illegal drug use and violent crimes committed by youths. The County Commission embarked on a journey to create a positive and necessary change in how we the community deal with our young people who are committing crimes. Studies indicate that juvenile behavior and emotional characteristics are far from comforting. That's why it is very important that our community understands that these children need help.

A recent news article identified some findings of this study. Nearly half of the juveniles surveyed in this study admitted to using deadly weapons in a fight. About 66 percent reported having used psychedelic drugs. One-third said they had attempted suicide. More than 30 percent confessed to having harmed an animal. Almost half of those interviewed were in special education. Because so many of the youth can't read survey questions had to be read to them. They answered either yes or no. Surveys and information like this clarify the picture of the young people coming into our detention system. They are not simply bad kids or delinquents, but they also suffer from mental illness and come from family environments which compound and complicate an already serious situation.

So how do we intend to deal with these problems? the emphasis isn't only on the punitive. We can't forget matters on accountability and responsibility. Accountability and responsibility not only to our youth offenders or their parents but accountability and responsibility by us as a community. So I'm asking that what we do now, in order to achieve our goal of dealing with rehabilitation of juveniles in this community, that we must promote and encourage community involvement at all levels. And that's why I'm asking for this tabling at this time. Santa Fe County juvenile justice advisory committee will serve as the County's blue-ribbon panel hopefully in this area, our launching pad for this complicated and ambitious effort, to have an opportunity to develop a modern system that will effect positive and constructive change for our youth and out community.

So I'm asking the Commissioners to agree to this tabling so that we can pass this on to experts in the community who can give us some guidance on how to hold our juveniles

1501805

and their families accountable and responsible for issues that take place in this community, and I'd like to ask for a tabling at this time.

COMMISSIONER ANAYA: Mr. Chairman, before you ask for a tabling, it's only fair to say to you, Mr. Chairman, that I've already addressed both the Channel 7 media and the Journal North on this particular issue, therefore providing my ideas as to what I was going to say. Seeing that I've already made these statements I think maybe that you, in all fairness should hear what I had to say. So, if I may.

Mr. Chairman, first of all, I feel that the obligation of this Commission is merely to provide a facility to house prisoners and so forth, which is of course by statute, even though the legislature does allow an option in there for us to charge these people, or the parents rather the amount that is being spent over there. My opinion is that if that were the case that then it should become a legislative mandate upon us rather than us being the legislative body to do that, Mr. Chairman. Going back to my experience, I also thought that the age of reason was the age of seven, going through Catholic school and so forth. And it's my opinion right now, I think that the age of reason has gone even younger, perhaps even four or five to where kids today know the difference between right and wrong at that particular age. There's no doubt about it. I think it's a proven fact, an obvious fact.

So maybe, Mr. Chairman, and this is my notion that I would submit to the Commission and perhaps to the legislative body. Perhaps the legislators might want to hear this. And my notion is to change the adult status of a teenager from 18 to 16, therefore lowering the age of responsibility to 16. I must admit it's not an immaculate type of situation but to me I think it's worthy of the endeavor of a study. I think the responsibility should shift. Keep in mind that the very affluent, perhaps if one of their children were to land in jail, I'm sure that they wouldn't stay in jail for more than one or two hours. They can afford to pull them out and go through the court procedure.

The parents that will end up paying this amount, most of them are the mothers themselves that are trying to sustain two jobs in order to sustain the family, their own family, and sometimes the fathers are there. In many cases they aren't or vice versa. The thing with your notion, Mr. Chairman, is it would be an added burden on people that are already burdened with the attitudes of their own children. I agree. I agree with you that something needs to be done by the community as to which direction we're going to take,

In watching the Discovery Channel, the Justice Files, it was noted there, just what I saw on TV, the United States has more prisoners than any other nation in the world, and that includes China. And this is per capita. It makes me wonder what the system itself is doing. I agree, it does deserve some kind of study. I think that the judges are doing very well in the way that they're handling the juvenile system. I think it could stand a little bit of improvement. However, it's my opinion that I think that they're doing okay. I think about a year, maybe a year and a half ago I submitted for consideration to our County Manager that the ankle bracelet at home situation might be looked in to. I can't remember the party's name that does that here in Santa Fe but they asked me to carry it forth and I

1501805

don't know if that's ever been looked into, but that would be another avenue if the concern is to save \$48.50 a day per occupant. The again there might be scrutiny of seeing how this building is coming across to see if it's a 24-hour holding type of situation for each occupant or inmate, juvenile inmate. I think those are the things we need to look at, Mr. Chairman, and I thank you, in all fairness to you, since I made statements to the press that I should acknowledge to what I had stated.

CHAIRMAN GONZALES: That's exciting, Commissioner Anaya, because it means we all want to find some solution to preventing this revolving situation from happening and again, the focus in visiting with all of you over the weekend wasn't so much - - and that's what I appreciated, not so much a monetary issue as much as an issue of accountability and responsibility in showing that we don't let these juveniles become lifetime criminals and I think that going to be hopefully, even if it's not a statutory responsibility to not do that, certainly it's a responsibility as members of this community to try and do it. Either way, since we've already started discussion, I'll go ahead and leave it open for discussion until we ask for the tabling because we can't have discussion after that.

COMMISSIONER DURAN: Mr. Chairman, I just wanted to say a couple things. I think the County needs to take a proactive role in offering some kinds of programs for the rehabilitation of the at-risk kids. I would like for us to some how work with the courts to develop programs that the courts could assign these kids to to help, that would provide some public service programs for them. So with that, I'd like to -- that's what I'd really would like to see our role become.

CHAIRMAN GONZALES: And I think, Commissioner Duran, again on this, we really view the appointments are going to give us a good venue to discuss how we can get these programs and activities in progress. I'm looking forward to your input on that. Let's see if there's any more input.

COMMISSIONER TRUJILLO: Mr. Chairman, not that your recommendation or your suggestion is premature, but along the line with what Commissioner Duran is saying, we have a direction sent now, a juvenile facility that we have talked about implementing alternative rehabilitation programs that will give impetus to assimilation to this sort of youth into this society as contributing members.

I think that I agree with you about we need to listen to the community and see where charging parents to incarcerate or to house juveniles we have in place now and we're heading in the direction of alternative programs for rehabilitation of the juveniles in our regional juvenile facility.

CHAIRMAN GONZALES: Thank you, Commissioner Trujillo. One final comment from Commissioner Anaya before we ask for the tabling.

COMMISSIONER ANAYA: Thank you, Mr. Chairman, and this is just a reference to today's editorial in the New Mexican. Perhaps the parents -- just like my child was an honor student, they should carry on their bumpers, a bumper sticker, "My child is a juvenile offender." It's kind of like labeling them with a scarlet letter A back in the old

1501805

Quaker days, labeling them in a negative kind of fashion rather than positive, and that's my own personal opinion on today's editorial. I don't think that it's very fair, and I don't think it's justified.

CHAIRMAN GONZALES: Thank you, Commissioner. Any other comments? Okay, that's been the longest tabling we've had. But it is an important issue and I'm glad that you guys got your chance, because I know this is something, just over the weekend, that we're all excited about, and I think this could mean good things for our community, because maybe on a five-member commission that's focused on juvenile rehabilitation, that's good. Can I ask for a tabling?

Commissioner Trujillo moved to table Item G.1. Commissioner Anaya seconded the motion which passed by unanimous [4-0] voice vote.

VI. CONSENT CALENDAR

County Attorney Kopelman presented the Consent Calendar as follows:

- A. Resolution No. 1998-35. A resolution requesting a budget increase to the fire fund to budget fire impact fees to allow for expenditures in fiscal year 1998 (Fire Department - La Cienega, Agua Fria, Pojoaque, Tesuque and Turquoise Trail Fire Districts)**
- B. Resolution No. 1998-36. A resolution requesting a budget increase to the EMS fund to budget additional ambulance receipts to allow for expenditures in fiscal year 1998 (Fire Department - Eldorado and Pojoaque EMS Districts)**
- C. Resolution No. 1998-37. A resolution requesting a budget increase to the Community Development Block Grant fund to establish a budget for the La Familia Medical Center project using federal Community Development Block Grant proceeds and contributions from La Familia**

CHAIRMAN GONZALES: Commissioners, I just noted, I apologize. I was so anxious to move on we didn't actually take a vote on the agenda, so we're going to hold off accepting the Consent Calendar until I call for the vote.

Commissioner Duran moved to approve the agenda as amended. Commissioner Anaya seconded the motion, which passed by unanimous [4-0] voice vote.

CHAIRMAN GONZALES: Moving on to the Consent Calendar. Are there any changes or any requests to remove any items?

1501805

Commissioner Duran moved to accept the Consent Calendar as presented. Commissioner Anaya seconded the motion which passed by unanimous [4-0] voice vote.

VII. PRESENTATION

A. Santa Fe WIPP public information and outreach center - Howard Vasquez

CHAIRMAN GONZALES: How are you, Mr. Vasquez? Thank you for being with us.

HOWARD VASQUEZ: Fine. Thank you very much, Commissioner Gonzales. Before I begin, my name is Howard Vasquez and I work with the Santa Fe WIPP information center and I would like to say gracias, thank you for allowing me to speak to the Santa Fe County Commissioners. I have several slides here. I will be very, very brief and I will provide updated information to you on the Relief Route. I would like to move from the podium to the overhead projector if I may.

The overheads I want to show you here will clarify some information. I've heard quite a bit of misinformation about the type of wastes being shipped to WIPP. This is the waste type. Basically it's gloves, booties, beakers. This is the type of plastic material and rubber products that were used in the process of putting together nuclear weapons at one time. The materials became contaminated, for example, if a man or woman was assembling a nuclear weapon and wore gloves, respirators, what have you, minute amounts of plutonium contaminated this material. The material, as you well know cannot be put into a landfill so most of it was placed into 55-gallon steel drums. Those drums today are located in places like Los Alamos Labs, Hanford in Washington, Rocky Flats in Colorado. In fact I have another overhead right after this that I will show you, show you where this material is.

The material was stored in 55-gallon steel drums, standard steel drums and incased inside large bubble buildings. These bubble buildings can be enlarged. They can be made longer if there's a need to put more of the drums in the buildings. What I wanted to show you was, the material is primarily an alpha-emitter. Now, if I were to go up and touch a drum on the outside, it would not present a problem. The problem would be if I were to take the lid off and breathe some of the dust or somehow maybe eat some of the material, I would probably get it into my system and it would be an internal hazard. The third way would be through injection. If I had an open wound and possibly touched some of the material then I could get some hazardous material into my system. Again, it's primarily an alpha-emitter and we call this type of waste CH waste, contact handled. It can be handled with your bare hands.

Another thing too is beta requires more shielding as does gamma. If I were to show this example here. The problems -- I can show you the different generator sites as we call them where this material is currently stored we have ten generator sites across the United

1501805

States, Hanford in Washington, Lawrence Livermore in California, Nevada Test Site, Idaho National Engineering Lab and Environmental Lab, Rocky Flats, Los Alamos, of course, which is very close to us, Argonne, Mound, Oak Ridge and Savannah River. And these are all where material will come from as it's being shipped to WIPP.

The first laboratory to ship, of course, will be Los Alamos Lab. Just to show you populations around these areas. There's 150,000 people near Los Alamos, 610,000 people near the Albuquerque area and around the Carlsbad area in the southern part of the state we have 99,100 people.

The method of transportation will be by truck. The shipments will begin probably at the end of May or possibly the beginning of June, but here are the designated trucks we use. You can see Interstate 25 and Interstate 40. The shipments will go down 285 to the WIPP project. The method of transportation is by truck. At the top of the cab there is a satellite transponder. There will be two satellites in space tracking the truck at all times. The Trupact transporters as you can see have the large stainless steel containers on the trailer. There will be two drivers used at all times. Believe me, there has been a lot of implementation procedures for these truck drivers. They're the best of the best truck drivers.

If the man or woman that's driving the truck gets out of the truck at the end of the day, they get in their own car, they're going home and they have an accident in their personal vehicle, they lose their job with the trucking company. So again, the truck drivers go through a very strenuous procedure to stay employed. Also with the tracking system at the site, there is a large room that will be tracking the truck 24 hours a day, technicians punching information on a keyboard on the highway routes and the designated freeway routes that show up on the computer screen. Within 1000 feet they can tell you where the truck is at any time of the day or night.

Once the shipment arrives at the Waste Isolation Pilot Plant, I'd like to tell you briefly what the concept is. The Trupact containers will be unloaded, the barrels of course fit inside the Trupact containers. The Trupact containers are a very robust shipping container. These are taken off the Trupact containers, the barrels are extracted. They're placed on a special car. The car goes underground to the WIPP site 2150 feet. Again, I want to reiterate that the WIPP site is approximately 33 miles east of Carlsbad. The salt mine or salt bed that WIPP is located in is approximately 2000 feet in thickness. We are half way in the middle of that embedded salt zone. The embedded salt zone is 225 million years old. This is Permian period salt.

Once the barrels are in place in the disposal rooms, Mother Nature takes its course. The salt has the ability to move in and encase and encapsulate the barrels. This is final disposal at that point. The reason that the salt bed were picked is simply because it's a very stable area. There are no earthquake zones. We don't have any fault factors or risks or any kind. It's also extremely dry. We don't have any water in that ancient salt bed.

The last overhead I want to show you is one I think is very important here. Feel free

1501805

to read those bullets for yourselves. These are critical steps in solving the nation's nuclear waste problems. We have to demonstrate its ability to service the clean-up of all the major generator sites and it reduces the risk to nearly 53 million people. We believe it's the right time, the right place and the right thing to do.

What I might mention also is that the State Highway Department recently received approximately three million dollars through the DOE to bring the Relief Route, Santa Fe Relief Route up to sub-grade. I understand that the Relief Route has been graded all the way through this time. The DOE is looking for the monies to upgrade the roads at a later time. The Relief Route will be used come the end of May or the first of June. Are there any questions that you might have.

COMMISSIONER TRUJILLO: Mr. Chairman, along those lines, most of the transit is of low-level waste from Los Alamos is going through my district. Commissioner Gonzales and I have met with a few communities regarding the transportation of this low-level waste. The infrastructure, some aberrations have been pointed out regarding the bridge in Tesuque that is not structurally sound, that potentially that might give way. How are we addressing those sorts of issues?

MR. VASQUEZ: That will probably be addressed by the State Highway Department. They have promised to bring, as I said before, the road up to sub-grade and I'm sure that if there's any bridge work they can probably answer that question for you concerning the bridges. But it must be brought up to a two-lane highway.

COMMISSIONER TRUJILLO: And they're starting to transfer the material in May?

MR. VASQUEZ: Yes.

COMMISSIONER TRUJILLO: I think we should address those sorts of concerns before then or shortly thereafter.

MR. VASQUEZ: Yes, Commissioner Trujillo, I agree with you sir.

COMMISSIONER TRUJILLO: Is there any precautions that DOE is staging or are they communicating with the State Highway Department regarding those areas?

MR. VASQUEZ: Yes, I'm sure there has been. The number one concern is public safety with the DOE and I'm sure it's the same with the State Highway Department also.

COMMISSIONER TRUJILLO: Because I have not seen anything happening on 285 from Española to Pojoaque where their shipments are going to go through to the bypass. That highway remains the same. No other changes and that road is a little antiquated. I think we need to address those issues before or shortly after the transportation of the material because there are real concerns in the community.

MR. VASQUEZ: Exactly. Thank you, Commissioner Trujillo. What I'd like to do is also invite the Commissioners and everyone here to actually tour the project. We would certainly like to set up a tour time for you. If you would consider doing so, please let me know. With your permission I'd like to leave some of my information

1501805

pamphlets here with you today. Thank you very much.

COMMISSIONER ANAYA: Mr. Chairman, just a comment. I had the opportunity to tour the Los Alamos site and also the WIPP site and I was very impressed at how it was being handled as far as the safety concerns are for the public out there. I think that definitely we have to take that material out of there completely. But I was very impressed as far as the whole system is concerned and I think it is a workable solution. The main concern of course was escort, especially through the populated area. I was impressed.

CHAIRMAN GONZALES: Mr. Vasquez, once again, thank you for making this information available. I think it is important that we really understand the level of activity that's moving and responding to the community and how we feel about these things when we really understand what's moving through.

MR. VASQUEZ: Thank you.

MR. SÁNCHEZ: Mr. Chairman, there is another presentation by the Highway Department and it kind of goes hand in hand with this.

VII. B. Santa Fe Relief Route, by Max Valerio, New Mexico State Highway and Transportation Department

LARRY VELASQUEZ (Public Works Director): Mr. Chairman, Commissioners, I'd just like to take a moment to explain why Max has come over to present some information to you. One is to complement the presentation that was made on the WIPP route and the transportation and the other is, there's been a lot of issues that have come out, or concerns that have been expressed with regards to how the Relief Route functions and all the design issues. So what Max will attempt to give you an idea of how it's going and how it functions. With that, I'll turn it over to Max.

MAX VALERIO: Mr. Chairman, Commissioners, good afternoon. Please give me a moment to set up my displays. Thank you. Again, my name is Max Valerio with the Highway Department and I'm here on behalf of the Highway Department with the project development section. Basically, my role in the Santa Fe Relief Route is I've been the project development engineer on this project for the past four years, approximately.

I apologize for the displays being rather small. What I intend to do is leave these two aerial photos with the County for further use. The Santa Fe Relief Route is a fourteen-mile corridor which begins on the south side of Santa Fe at the I-25 interchange down by the racetrack. It proceeds north and east up Airport Road, crossing the Santa Fe River on the west side of the mesa and it intersects Camino La Tierra and back down to US 84/285. The interchange at I-25 as I mentioned, has been built for some time. The first phase of the project, beginning at the interchange to Airport Road was complete approximately six years ago and that portion is open to traffic. It's a four-lane, access-controlled arterial.

I read in the newspapers that the construction of the frontage road system, which is

1501805

basically the middle section of the Relief Route, it is underway and scheduled for completion very soon. I will get into those specifics in a minute. The middle of the Relief Route, the latter two-thirds, which is yet to be completed has taken some time to basically get to this point. The delay before that has been due to funding, the shortage of funding which we've had for a long time. In addition to the acquisition of right-of-way through this area, that has been a very lengthy process which we just recently completed this last fall. Until we had the right-of-ways secured we could not proceed with the construction project, but having that happen in the fall, we are now at a point to go ahead and proceed.

I believe these are some options you may consider, but the middle segment, which is depicted by green lines, the frontage road system, approximately five miles in length from the Cottonwood Mobile Home Park near Caja del Rio will proceed and intersects with Camino La Tierra in the vicinity of Buckman Road and Calle Nopal. That part of the road will function as the future frontage road for the Relief Route. As I mentioned, that project began back in December of 1997 and that portion of the Relief Route is projected to be completed by the end of July. That would be paved, signed, et cetera. As Mr. Vasquez mentioned, the Department of Energy has been working with the Highway Department to bring this frontage road system up to a sub-base with base course and appropriate tapers and slopes that are adequate for travelling across to be able to begin the shipping of the WIPP materials.

Of course the ultimate goal is to have that paved by the end of July, as I mentioned. At that point, we will have a completed, drivable, paved surface around the city of Santa Fe beginning with I-25 and ending at Camino La Tierra near the Old Taos Highway. Again, as you've probably read or have heard, the rest of the funding for the Relief Route has been obtained through this year's legislative bonding. And what that will do, essentially, is complete the four-lane roadway from Airport Road north and east to Camino La Tierra. That will provide a four-lane access controlled arterial and we will provide interchanges.

The interchanges will be at the location of Buckman Road, Calle Nopal and Camino La Tierra. The next interchange would be further east, which is referred to as the Ridgeway interchange which would service the Santa Fe Estates area, and that would also provide the future connection on Tano Road, so that will help serve the other purpose.

COMMISSIONER DURAN: Excuse me, Mr. Chairman, is the City land in that same area?

MR. VALERIO: The City land will fall within these limits.

COMMISSIONER DURAN: Is it close to that Santa Fe Estates interchange?

MR. VALERIO: Yes. That's correct. It's actually a little bit west of this area and it covers a portion up to the City grant land near Buckman Road.

COMMISSIONER DURAN: Thank you.

MR. VALERIO: And lastly the third interchange would be a large interchange for Camino La Tierra and US 84/285 in the vicinity of the Old Taos Highway. As part of this scheme the Old Taos Highway will be cul-de-sacked to serve as access to the

1501805

local residences in that area. It will no longer be a through road for traffic wanting to enter or exit the city of Santa Fe.

COMMISSIONER TRUJILLO: Mr. Chairman, Max, you say there are three interchanges that are going to be constructed?

MR. VALERIO: Correct.

COMMISSIONER TRUJILLO: The other approaches will be graded approaches?

MR. VALERIO: There are several access locations which will actually be at-grade intersections.

COMMISSIONER TRUJILLO: Is the underpass on County Road 70 going to be constructed in this part of the construction?

MR. VALERIO: County Road 70 will have an access of Alameda in the vicinity of Sierra Azul. That will cross the Arroyo de las Trampas and intersect the Relief Route at an at-grade intersection similar to what we have at Airport Road. A little bit west of there, there will be an underpass which does not have access to the facility but it will be an underpass again, from Alameda to the Puesto del Sol area. It will be an underpass which will lead onto the frontage road.

Further west of that would be the future interchange that would be developed as an at-grade intersection, County Road 62, which is the access to the County Landfill from the back. Caja del Rio will have access immediately onto the frontage road system. It has been given approval for access controlled road for a future at-grade intersection and an eventual interchange. That will be developed at a later time.

COMMISSIONER TRUJILLO: When do you anticipate that those will be developed?

MR. VALERIO: The Caja del Rio has not, nor has it ever been the plan of the Santa Fe Relief Route. It came after the development of the facility and that's why I mention that it has a planned access grade approval onto an access-controlled facility. The County needed this effort in obtaining access grade approval and the County possibly the state would have to develop this site for it to become an at-grade intersection, not an interchange. Property will have to be acquired and designs done and studies would have to be completed because of it not being originally included as part of the Santa Fe Relief Route.

The remainder of the Relief Route, in terms of project scheduling, as I mentioned, the frontage road is projected to be complete by the end of July this year. The northern interchanges, Ridgetop and US 84/285 along with that one-mile portion will begin construction in May of this year. That will take approximately a year and a half to complete. Again, there is a two-mile portion between the frontage roads onto the interchanges which are also scheduled to be let out to bid this summer, with construction to follow approximately two months after. That would be another year to a year and a half to complete.

Lastly, would be the large four-lane portion from Airport Road to the Camino la

Tierra and Buckman Road interchange. That also was scheduled for bidding this fall. That and the larger project will take approximately two years to complete. So within the next two to three years I believe we will have a completed four-lane arterial around the city of Santa Fe.

COMMISSIONER TRUJILLO: And the original design proposed trails and crossings across the road, culverts; is that going to take place?

MR. VALERIO: As part of the original study, you're correct, there were some locations that were looked at to serve as crossings for the Relief Route. The department has provided a couple of structures which would serve that purpose. The structures at the Arroyo de las Trampas, among them, plus others. In addition to that, there were not additional access points provided.

COMMISSIONER TRUJILLO: There's a recreational facility that the City of Santa Fe is building and there is a lot of population on the south side of the bypass. How will the youth have access to that recreational facility off of County Club Gardens and those trailer parks in the southern part of the city? If they want to ride their bicycles to the recreational facility, rather than taking their life into their own hands, how would they be able to get there?

MR. VALERIO: In answer to your question, Commissioner, ideally right now, as part of the design, the way to get across the facility would be to go across the designated at-grade intersections. There are no additional underpasses or overpasses for that matter planned. I know there have been discussions at some point at the Caja del Rio intersection, an interchange being developed that thought be given to special facilities for pedestrians, equestrians and bicyclists, to accommodate that. As part of the approved designs and packages that are being let out to construction, there are not additional features.

COMMISSIONER DURAN: Mr. Chairman, Max, I see this Relief Route as the way we're going to deal with traffic congestion occurring down in the south side of town and the county. One of the areas that I'm real concerned about is the West Meadows Road. I know that we're on a Transportation Policy Board, some of the Commissioners and me, were talking about West Meadows Road and how at this point in time there really isn't an extension of that road to the Relief Route and I have a couple of questions. I'm wondering how do we go about getting that as a priority road so that -- because if we can do that we can then go to the state for proceeds, for funds to build that road, that they will participate with us in construction of that road. And without the bridge that will hook up to the bypass, you would have to finance that road totally on our own. So my question is, how do we go about getting South Meadows considered as a hook-up to the Relief Route?

MR. VALERIO: In terms of South Meadows, I apologize for not knowing exactly where it is and not having it shown on this map. But earlier, as I mentioned, the route being an access-controlled facility has limited access in terms of where we, the department would allow new access points to tie in with the Relief Route itself. This ideally, Caja del Rio being one of the approved access points, the next one further east would be

1501805

County Road 62. It is not likely that additional access points would not be allowed in between if something could be worked out to where those types of, those existing facilities could be used or tied in to. That would probably be the procedure to follow, to try to tie it into one of the existing interchanges or approved access points. At that point it could probably go, with access being approved it could be placed on the RPO, one of the RPO items for consideration into the departments STIP, Surface Transportation Improvement Plan. And that would be basically the method of trying to see if means could be put into that type of a project.

But again, consideration would have to be given to where it would actually come on to the Relief Route.

COMMISSIONER DURAN: So right now, how would the -- there's a real traffic problem out there on Airport Road and Agua Fria. A lot of it has to do with the Tierra Contenta Subdivision and just the fact that that quadrant is a high growth area. Where would that area -- how could we alleviate the traffic problem, how is the Relief Route going to alleviate the traffic problem at this point?

MR. VALERIO: In terms of Tierra Contenta, the Relief Route does have a right-of-way which was approved in the first phase of the project in the vicinity of the Arroyo de los Chamisos in the airport. There was property purchased here for a future potential interchange. As you can see, it's not shown on this map because it's a way down the road in terms of having it scheduled. But this site would also be the site that is to be used for access to the Santa Fe Airport as well as providing relief to the Tierra Contenta area and Airport Road on the south side. I'm not aware of any of the studies we have do not have any connections from Airport Road to the Relief Route on the north side or the west side of Airport Road.

COMMISSIONER DURAN: If you look at the map you can see how populated that area is and really there's a problem with Capitol High School, the traffic generated by Capitol High School and all the housing in there really creates a problem. The traffic gets funnelled over onto Agua Fria Street and there's a lot of improvement along that road too, so that at eight and at five o'clock it's a mess. It would seem to me that it would be appropriate to work with the state to see if they might be able to help the City and the County in alleviating the traffic congestion in that area, because right now, what I see is -- the only alternative is to go -- because if I was living downtown and I lived in that area by Capitol High School, I'd have to go south and west to the Relief Route and then back. If South Meadows or another arterial road was created, you could just shoot straight across. You see where the Santa Fe River is, near that sticker? If you could go across there, it would really alleviate the problem.

I know that we talked about this at the Transportation Policy Board. I'm glad you brought this map because it shows us what the problem is. Who would we talk to about that?

MR. VALERIO: Well, I think again, the steps that would need to be taken,

1501805

the direct way would appear to be Caja del Rio which has been given approval access. Studies would have to be actually developed to look at this corridor from the Relief Route to Airport Road to study this area. I think, again, the department's planning bureau would be the lead in terms of through the RPO process, going through them, seeing if the state could be interface it on the long range plan and the Surface Transportation Improvement Program.

COMMISSIONER DURAN: I just have one question for Commissioner Trujillo. Do you think your constituents would be opposed to something like that? Because I know that David Gold and his group has been concerned about a number of too many access points getting on the Relief Route.

COMMISSIONER TRUJILLO: Yes, I think the concern is in how the traffic will be distributed in and around that area, taking the bulk of the traffic away from Agua Fria and distributing it in a better way to I-25 south and to interchanges further north and east, taking it away from the Agua Fria area and going to Richards Avenue.

On another point, Mr. Chairman, if I may, when I talked to Larry on this, the community seems to be, to say the least, blind-sided by a lot of what's going on in the construction of the bypass. Are there any public hearings? Larry said that those are being scheduled, right? At the last Transportation Board meeting we talked about scheduling public hearings in Agua Fria or places like that.

MR. VELASQUEZ: At the Transportation Policy Board meeting, joint meetings with the County and the City and the Highway Department were scheduled to hear some of the issues that are of concern to residents and to see if there was any way to mitigate those impacts. As far as public hearings being scheduled.

COMMISSIONER DURAN: David Gold was the one that was supposed to coordinate this, wasn't he?

MR. VELASQUEZ: I don't recall. I can contact the parties involved.

COMMISSIONER DURAN: Max, could you do us a big favor? Could you leave these with us? We always get confused about what's going on out there. If we could have maps in our office available for when our constituents come in, that would be great.

MR. VALERIO: Sure. You can have these.

COMMISSIONER DURAN: Any other questions of Max? Thank you.

VIII. ADMINISTRATIVE ITEMS

- A. Committee expirations, resignations and vacancies**
- B. Committee appointments**
 - 2. DWI Planning Council**

MR. SÁNCHEZ: Mr. Chairman, on the committee appointments, again, we had no resignations, expirations or vacancies. Item number one was tabled and now under

1501805

DWI Planning Council. Mr. Kevin Bersell, the director of the Santa Fe County Health Department, and the individuals Lynn Christiansen and Glenn Wierenga, and these two individuals were interested in being considered for the appointment being vacated by the Commissioner who stepped down just recently.

COMMISSIONER ANAYA: Richard Roth was the recommendation, top vote recommendation from the council. It was their vote.

MR. SÁNCHEZ: These were the two that were submitted.

COMMISSIONER DURAN: So these two were submitted and Richard Roth was recommended by a majority of the council?

ANDREW CHAVEZ (Administrative Services Director): Mr. Chairman, members of the Commission, what Domingo just finished reading is corrected. Both letters submitted by the Department of Health to the DWI Council, and then also the other person that was submitted was Richard Roth, and then the DWI Planning Council met and they have recommended two individuals for the Commission to select from. And the two individuals that they recommended are Richard Roth and Glenn Wierenga. So, that as the Commission requested, for them to select some people to send before you. They have done that and those are the two names that they are submitting. Again, Richard Roth and Glenn Wierenga.

CHAIRMAN GONZALES: So there's a list of recommendations before this Commission, and I would just say to take back to the previous -- what we had talked about is again, appointing individuals who have experience in this area, hopefully and can bring some level of experience to the council. So I don't know what the Commission would like to do.

COMMISSIONER ANAYA: Mr. Chairman, I was present at that particular meeting and it went to a vote and Richard Roth was the number one selection. Then Glenn Wierenga was the second and Jennifer Shumacher was third in line. I believe that's the order of the vote. So just as a matter of information.

CHAIRMAN GONZALES: Real quick so I understand, so the intent of the council at that point was to send their number one recommendation, or was it their top two recommendations? Did you understand that whoever got the most votes was who they wanted to see there?

COMMISSIONER ANAYA: I can't recall.

RICHARD ROTH: The Commissioners at that last meeting had asked that - from the six applicants that were considered at the meeting, four of whom were present, they ranked them and I and Glenn were the two highest ranked and therefore, in response to your request for two names, those two names have come forward to you.

CHAIRMAN GONZALES: Thank you.

COMMISSIONER DURAN: Mr. Chairman, why don't we just pick the winner? I'd like to make a motion that we select Mr. Roth as the appointee to the DWI Planning Council.

COMMISSIONER GRINÉ: Second.

1501805

CHAIRMAN GONZALES: Any discussion? All those in favor of Mr. Roth signify by saying "aye." [The motion passes with three affirmative votes and Commissioner Anaya abstaining.]

Thank you, Mr. Roth. And thank you, Commissioner Anaya, for continuing to attend those meetings. It says that you were sincere in your interest.

COMMISSIONER ANAYA: It was sincere all along, Mr. Chairman.

VIII. B. 3. Highway Corridor Committee

CHAIRMAN GONZALES: I believe that there are some appointments that we have left to make. The mayor is going to be making his appointments I believe, Wednesday night to the council and we need to get this Corridor Committee together Jack and Domingo, so I don't know what type of time schedule we should get moving on this.

MR. SÁNCHEZ: Mr. Chairman, I just wanted to ask the question. We have received three additional letters today and I asked Juan to make copies. I just wanted to make sure that everyone was aware of the fact that now rather than two, as we indicated in the packet, we have five individuals who have expressed an interest.

CHAIRMAN GONZALES: Just a quick rundown for the record, I believe myself and Commissioner Trujillo have two completed appointments that we made at the last meeting. Commissioner Duran, I believe you appointed Lee Romero and have one left. Commissioner Grifé had appointed Bob Taunton and has one left, so what we'll do is we'll start with Commissioner Anaya, then go to Commissioner Grifé for his final appointment.

COMMISSIONER ANAYA: Thank you, Mr. Chairman, for allowing me the time to find someone. And I did, I finally found some what I think are some pretty good recommendations. My recommendations, Mr. Chairman, are Lou Medrano, who works of course with the Highway Department and is pretty knowledgeable in the corridor area. And Cliff Walbridge who has also been a community activist and knows extensively about the problems of Santa Fe. Mr. Chairman, I submit those two names in nomination and I move for acceptance.

CHAIRMAN GONZALES: Okay, real quick, Commissioner Anaya, just so we know, one appointment is to be either a representative or a land owner along the corridor in your district and one is to be a community activist. Which is which? So we'll know for the record.

COMMISSIONER ANAYA: Mr. Chairman, I'm not sure about that. It's a tough question. It was hard enough, Mr. Chairman, trying to find somebody from the district.

CHAIRMAN GONZALES: Just so we'll know as we go forward, because I think that's something we should be conscious of, that there would be a neighborhood person and a property owner.

1501805

COMMISSIONER DURAN: I would like to appoint from the neighborhood, Lee Romero. I think he lives in Agua Fria Village. And I would like to appoint as the property owner, Al Lilly, who is acting as agent for Peter Komis, who owns property along the corridor.

COMMISSIONER GRINÉ: I appointed the property owner before, Bob Taunton, and I want to appoint one of our leaders out there in the Highway 285 Corridor Coalition, that is Kathy Pilnock.

CHAIRMAN GONZALES: Okay, that rounds it out. Commissioner Trujillo, would you like to restate your two recommendations before we put it to a final vote.

COMMISSIONER TRUJILLO: Yes, mine are Chris Leibman and Leroy Lopez. Mr. Leibman is a property owner and Leroy Lopez is the other one.

CHAIRMAN GONZALES: Okay, and then mine will be Jose Villegas, community activist and Warren Thompson, property owner. Okay, can we have a motion to accept all the motions as submitted.

Commissioner Anaya moved for blanket approval of the appointees to the Highway Corridor Committee. His motion was seconded by Commissioner Duran. The motion passed by unanimous [4-0] voice vote.

CHAIRMAN GONZALES: Steve, you look a little confused as to the names. Jack, do you have a list of all the names? Are you going to need anything from us as far as how to get in touch with all these people?

JACK KOLKMEYER (Planning Director): I'll probably need addresses and phone numbers if they can be faxed into us. Deborah says I can pick them up from her, and we've met with the City staff already to try to organize the work that needs to be done and have agreed that what we're working on right now is putting together an immediate land use map, an existing conditions map for the corridors. We'll have that ready on the tenth. So we'll probably be ready to have the meeting with this group on the second week of May.

CHAIRMAN GONZALES: Okay, another quick reminder, Commissioner Duran and Commissioner Anaya, you are the appointments from this Commission, so we'll need you guys there.

MR. KOLKMEYER: We'll remind them. We're looking to have the meeting with the committee the second week in May, two weeks from now.

COMMISSIONER DURAN: Can we at some point be replaced by someone, or do you think it's going to be a short --

MR. KOLKMEYER: We're talking about four months from the first meeting that we have. It will be approximately the second week in May.

CHAIRMAN GONZALES: If you can, Commissioner Trujillo, could you serve as a substitute if Commissioner Anaya can't make it?

COMMISSIONER TRUJILLO: Yes.

1501805

VIII. B. 4. Extraterritorial Zoning Commission

COMMISSIONER DURAN: Mr. Chairman, I received a resume from John Alejandro, who served on the EZC -- you have the resume there in front of you. I think he is very qualified and he's been on a number of land use committees and served on the Extraterritorial Zoning Commission at some point in the past. The Santa Fe County Development Review Committee, 1986 to 1990. A past chairman of the Santa Fe Extraterritorial Commission. He is willing to dedicate the time that we all -- that is required to serve on this board so that I would like to make a recommendation that we accept him as our appointment.

CHAIRMAN GONZALES: Okay, is there a second?

COMMISSIONER GRINÉ: Second.

CHAIRMAN GONZALES: Any discussion?

COMMISSIONER ANAYA: Mr. Chairman, I had the privilege to serve with John Alejandro on the CDRC. I think he's a quality person, absolutely.

CHAIRMAN GONZALES: Any other discussion? All those in favor of Mr. Alejandro to replace Councilor Robertson Lopez on the EZC signify by saying "aye."
[Unanimous 4-0]

Okay, can we notify Mr. Alejandro of his appointment.

IX. STAFF AND ELECTED OFFICIALS ITEMS

A. County Assessor

1. Quarterly Report

BENITO MARTINEZ (County Assessor): Mr. Chairman, Commissioners, we at the County Assessors Office on April 1 mailed our notices of evaluations, mailed 72,500 pieces, of which approximately 33,000 were residential notice of evaluations. Approximately 23,500 of these notices were vacant land, 10,000 manufactured homes and approximately 8,000 were personal property. Our protest period began on April 1 and will culminate April 30. To date we have received 332 protests. It's been a fairly moderate year in terms of protests and we enjoy that. Last year, having thousands.

What we've got is 119 protests in the green area. The City of Santa Fe is broken up into five geographic areas and then the county, the rural county is broken up also into different areas. We have 119 protests in the green area which is the city peripheral, northeast and west of the City of Santa Fe. We have ten protest in the Moriarty School District down south. Evaluations didn't change much down there so we haven't had very many protests. We had 77 protests in your orange area, which is the eastside, east peripheral county area of Santa Fe. Seventy-five protests up north in the Española School District and 51 protests in the yellow area, which is La Cienega, Galisteo area. So a total

1501805

of 332 protests.

As a matter of discussion, in terms of valuation and net new for this cycle which has ended, the net new valuation is valuation which is not subject to yield control. So these are monies that are going to come into the County for the first time and are not yielded by yield control. We collect every dollar of that taxable value. And the total for that, for this cycle, is \$181 million and some change, \$863,856. So a little over \$181 million dollars in market value was appraised for this cycle. Taxable value of course is 33-1/3 percent of that, or \$60 million. So actual market, \$181,863,856. And these are monies that are going to be new to the County and not yielded to yield control.

Valuation base of the entire county for this year we anticipate to be in the range of \$3.1 billion. That's taxable value, with the net new valuation, \$3.1 billion. And with that, at this time of year, the first quarter is pretty much relative to protests, notices and so on, so I leave it open to questioning if you have any questions.

CHAIRMAN GONZALES: Any questions? Thank you, Mr. Martinez.

MR. MARTINEZ: Mr. Chairman, may I take this opportunity to discuss something that's not on the agenda that will take just a few minutes. I am a member of the board of directors of the Santa Fe Boys and Girls Club. I'm on the fundraising committee and what we're trying to do is the fund development committee has come up with what we're calling Old Newsboys Old Boys Club day." What we're trying to do is we're trying to on June 13 we're going to ask that all of the elected officials in the County, including our Clerk, Treasurer and Sheriff, get involved with respect to this Old Newsboys Old Boys Club Day.

What we're going to do is we're going to be selling newspapers. We're going to ask -- I am here asking today asking you for your time on that day to help the Santa Fe Boys and Girls raise funds. As you know, the Boys and Girls Club has five satellite locations in the County and what we're trying to do is get the members involved, team captains recruit a team with a minimum of ten members. So I'm asking you to be on my team. What we're going to do is sell newspapers. The *New Mexican* is going to go ahead and donate as many newspapers as we need for that day and 65 percent of all proceeds of the sale of newspapers will benefit the Boys and Girls Club. The other 35 percent goes to the *New Mexican*.

So on June 13, we're going to want you guys, if you agree, to stand on a corner and sell newspapers for the Boys and Girls Club. There's a lot more information in here, I can mention it to you. But that's basically what we're asking you to do.

COMMISSIONER DURAN: Stand where -- on the corner?

MR. MARTINEZ: Stand on any corner you like.

COMMISSIONER DURAN: Like there on Alameda Street where there guy gets all dressed up?

MR. MARTINEZ: That's right. We can get you a costume.

COMMISSIONER ANAYA: We can get you one of those safety vests.

CHAIRMAN GONZALES: That's an excellent proposal. We'll be happy

1501805

to look into that.

MR. MARTINEZ: So on June 13 and I thought I'd go ahead and bring that out, June 13 and I'll speak to you all later about it, but I hope to have you on my team, along with all the other elected officials.

CHAIRMAN GONZALES: Okay. Thank you.

IX. B. County Clerk

1. Resolution No. 1998-38. A resolution changing polling places

REBECCA BUSTAMANTE: Mr. Chairman, members of the Commission, when you adopted the polling places for the primary and general election I had assumed that we had I had assumed that we had already contacted all the polling places to make sure that they had space. Unfortunately, I didn't follow up on that. We have a problem with the Sweeney Convention Center, precincts 22 and 28, the Sweeney Convention Center is being used and there is no way we can use that facility. I've talked with the Mayor's office and we're going to be allowed to use the City Council Chambers which is just almost across the walkway.

I would request that you adopt this resolution to allow me to use the municipal building/council chambers for the June 2 primary only.

I would also like to ask for a permanent change for precinct 7. Currently they use, at the last primary in the January election, precinct 7 was changed from Rio en Medio Community Center to the Tesuque Substation in Chupadero. That was only supposed to be a temporary change and unfortunately I was not aware of that and now the people would like to go back to Rio en Medio Community Center and make that a permanent home.

In order to make these precinct changes, it must be made through resolution through adoption by vote of the Board of County Commissioners, I ask that you make those two: one a temporary change and one a permanent change.

CHAIRMAN GONZALES: Any questions of the Clerk?

Commissioner Duran moved to approve Resolution No. 1998-38. Commissioner Anaya seconded the motion which passed by unanimous [4-0] voice vote.

MS. BUSTAMANTE: Thank you very much, Mr. Chairman. I just wanted to let you know that by adopting this resolution a certified copy will go to the Secretary of State. It will also go to the chairman of all three political parties, the Green, the Democrat and the Republican, notifying them of this change.

Also if I could just take a minute to keep you up to date on the election right now we have started early vote. It started last Thursday the 23rd. We are currently processing our applications for absentee ballots. We will start the early vote, and they will cast their vote

1501805

on the machines on May 13. The last day to register to vote is May 5.

So we're going to be getting some media attention to let people know. We're also going to have two sites. One here and also at the Rodeo Grounds. I'm looking at keeping one open until about 8:00 at night.

The other thing that I would just like to say, if you can thank the school board and also our superintendent Lee Vargas. What happened was as you know I contacted them to see if there was any way you could get them to close the schools in November. Unfortunately they have adopted a calendar for two years and they were unable to do it for this year, but they met with me and there will be an in-service day and there won't be any school so the buses won't be there, and I think that will be very good for us. So if you would thank them for doing that for us, I would appreciate it. Thank you very much.

CHAIRMAN GONZALES: Thank you very much.

COMMISSIONER ANAYA: Mr. Chairman, Becky, I understand that your system now with the electoral is very progressive and we want to compliment you on it.

MS. BUSTAMANTE: Thank you. I think we'll be seeing some changes that the voters will be very happy with. Thank you very much.

IX. ADMINISTRATIVE SERVICES DEPARTMENT

1. Presentation on Santa Fe County hiring procedures

ARTURO RODRIGUEZ (Personnel Director): Mr. Chairman, Commissioners, you directed staff at the March 10 board meeting to review the Santa Fe County hiring procedures. I have done that and documented in the memorandum that you have before you the steps that we go through in order to hire someone at the County. The hiring process is a rigorous, standardized and documented process. The application process, the personnel office does monitor the process to insure that all departments are in compliance at each phase of the selection process. I believe that the Santa Fe County hiring procedures are conducted in compliance with all applicable statutes and guidelines and that these procedures promote hiring qualified applicants for County employment in a fair and consistent manner. If you have any questions regarding the memorandum, I'd be glad to answer those.

CHAIRMAN GONZALES: Thank you very much. I think it's important that we have these periodic reviews to make sure that we're in compliance and that all the managers and supervisors are following the right rules in hiring people and making sure we get qualified people here at the County. Any question concerning the memo?

COMMISSIONER TRUJILLO: Mr. Chairman, just one question. Arturo, what sort of documentation does the hiring package comprise of? Do you have memo justification that outlines qualifications commensurate with the requirements of the job? A check list?

1501805

MR. RODRIGUEZ: Well, the initial process, Mr. Chairman, Commissioner Trujillo, is when we get the application we screen them for minimum qualifications and that would be training and experience that's necessary to do the job conditions. That process then goes to the departments. We issue a list of eligibles, to which we do attach all the qualified applications. At that time we do remove all the personal data, which would be sex, ethnicity, veterans status, disability status, that portion of the application is taken off the application and kept in personnel.

The interview process, in which at times the personnel staff does participate in that in order to monitor that everyone's being fair and consistent while actually being interviewed. We don't issue a list of eligibles until we receive the questions that are going to be asked. So when we get those questions, we review them for legality in terms of human resource management standard practice, in terms of whether or not they're related to the job that they're applying for. So what we do is edit and revise that list of questions so that we're asking good, appropriate legal kinds of questions in the interview. And then it's usually done by some kind of majority. The interview panel that's selected by departments will rank that applicants and make a selection that way.

COMMISSIONER TRUJILLO: Mr. Chairman, Arturo, who does the *bona fide* job requirement review? Does personnel do the *bona fide* job requirement review, or does the hiring manager do the DHAR?

MR. RODRIGUEZ: No, the job requirement -- you mean the actual minimum qualification screening?

COMMISSIONER TRUJILLO: Screen; who screens the applicant?

MR. RODRIGUEZ: That's the personnel office.

COMMISSIONER TRUJILLO: Personnel, so the hiring manager only gets those people that are qualified for the job.

MR. RODRIGUEZ: That's correct.

COMMISSIONER TRUJILLO: Along those lines, I have one question. The youth center program, is that open for consideration to submit youth to participate in the program this summer?

MR. RODRIGUEZ: The Department of Labor, I just received that memorandum this morning. So we'll be discussing that in staff meeting this week. We have participated in the past.

COMMISSIONER TRUJILLO: Thank you, Arturo.

CHAIRMAN GONZALES: Thank you, Arturo.

1501805

IX. C. 2. Request authorization to accept and award a contract for proposal 98-21RB1, to the highest qualified offeror for the professional services of a full service architect-engineering firm to design, let for bid and supervise the construction of the County Sheriff Administration Facility and the Detoxification Facility

MR. CHAVEZ: Mr. Chairman, you have in your packet a memorandum that we have prepared. The issue is that the Santa Fe County Sheriff's Department seeks approval of a proposal for actual architectural design and engineering services for a law enforcement complex. We went ahead and we gave the documents provided us by architect. We were able to negotiate a contract and our recommendation is as follows: The Sheriff's Department and the Administrative Services Department requests authorization to award a contract for design and construction oversight services for the law enforcement complex to Mazria Associates Incorporated for \$272,000 plus applicable taxes and options for additional services if necessary.

Attached to that particular memorandum is a memorandum that describes the process we went through in determining this particular price. It states the amount of money that the architect offered to begin with, the price, rather and the process that we went through in order to negotiate down to this price. I stand for questions, Mr. Chairman.

CHAIRMAN GONZALES: Just again, I was reviewing your price negotiation memorandum and just a couple of things. It appears here that the overall -- the average project and combined the two projects. The estimated fee is 6.2 percent on the project. Am I reading that correct?

MR. CHAVEZ: Mr. Chairman, I believe that if you look down in the second paragraph, the last sentence, the totals of the two projects for the Sheriff's and Administration Building is \$272,000 of the maximum allowable construction costs for approximately 6.8 percent.

CHAIRMAN GONZALES: If these figures are right in line with the New Mexico rate schedules for the individual projects. Did you use that as a consideration in negotiations?

MR. CHAVEZ: We use them, Mr. Chairman, as a guideline as we are negotiating the price for the project.

CHAIRMAN GONZALES: As a guideline.

MR. CHAVEZ: It is a guideline.

CHAIRMAN GONZALES: Okay, any other questions? What's the pleasure of the Commission?

Commissioner Trujillo moved to approve acceptance of bid 98-21RB1. Commissioner Anaya seconded the motion which passed by unanimous [3-0] voice vote: Commissioner Duran was not present for this vote.

1501805

IX. C. 3. Request authorization to award contracts for trucking and hauling services to responsive bidders

MR. CHAVEZ: Mr. Chairman, the issue here again is that the Santa Fe County Public Works Department seeks approval and acceptance of thirteen bids received for truck hauling services for invitation to bid 98-39. Our recommendation for this particular item is as follows: The Santa Fe County Public Works Department and the Purchasing Section request authorization to award indefinite quantity contracts for all thirteen responsive bidders for truck hauling services.

COMMISSIONER TRUJILLO: Mr. Chairman, can you give us a profile, Andrew on what the local representation is on these thirteen respective bidders.

MR. CHAVEZ: Mr. Chairman, if I can allow one of our staff members to answer this question. These particular thirteen truck hauling companies are they all from New Mexico? Are they from northern New Mexico? do you recall?

KATHERINE MILLER (Procurement Division): I don't recall where all of them are from, but I do believe that the majority of them are local contractors. I can go get the file for them if you like.

COMMISSIONER TRUJILLO: That's fine. But you're saying that the majority of them are local.

MS. MILLER: Yes.

COMMISSIONER ANAYA: Mr. Chairman, I do believe most of them are local and I just want to state that Commissioner Gonzales and myself are very instrumental in advocating this effort to hire locally believing that the disbursement of monies within the community is probably the best aspect as far as local government is concerned. At one particular point there was only one company out of Albuquerque that handled everything. I think we're treating it with the right perspective and the right manner so I'm very pleased with the way this particular situation is going.

Commissioner Anaya moved to approve the Administrative Services Department's acceptance of all thirteen bidders. Commissioner Trujillo seconded the motion which passed by unanimous [3-0] voice vote. Commissioner Duran was not present for this vote.

CHAIRMAN GONZALES: Yes, we certainly have come a long way. Thank you, Commissioner Anaya, for that.

1501805

IX. C. 4. Request authorization to amend an agreement with Eldon King Builders for additional construction services

MR. CHAVEZ: Mr. Chairman, members of the Commission, the issue here is that the Housing Division seeks to have Eldon King Builders continue the renovations and modernization of the County public housing units at Valle Vista, Jacobo and Santa Cruz. Our recommendation for this particular item is as follows: We request authorization to issue a change order to Eldon King Builders, to that contract in accordance with bid package 98-19 for \$440,000 for renovation to the public housing units at Valle Vista, Jacobo and Santa Cruz.

CHAIRMAN GONZALES: We're referring to \$440,000 here?

MR. CHAVEZ: I believe, Mr. Chairman, that this housing money. We've got David Wolf here to answer that question specifically, but it is money that was not used to do certain items that had originally been planned. So it became available to apply toward these housing units.

CHAIRMAN GONZALES: David, specifically, where's the money coming from?

DAVID WOLF: Mr. Chairman, Commissioners, specifically the money is available from the 1996 CIAP money. And Robert Anaya is here with us who coordinates the CIAP if you guys would like any more detail on that he's prepared to discuss it.

CHAIRMAN GONZALES: Are the monies going to be used for infrastructure for these homes going to be part of the housing sales program so it will be paid back to the CIAP?

MR. WOLF: Mr. Chairman, it's improvements that need to be made to the homes to prepare them for sales.

CHAIRMAN GONZALES: Thank you. Any other questions? What the pleasure of the Commission?

COMMISSIONER DURAN: Mr. Chairman, I have one question. Andrew, we had a million dollars that was given to the County for affordable housing from Las Campanas. Can we use some of that money for this?

MR. CHAVEZ: Mr. Chairman, I believe that this money is not part of this. It's CIAP money.

COMMISSIONER DURAN: No further questions.

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

Commissioner Duran moved to approve amending the agreement with Eldon King Builders. The motion was seconded by Commissioner Griné and passed by unanimous [3-0] voice vote. Commissioner Anaya was not present for this vote.

1501805

- IX. C. 5. Request authorization to accept and award a professional services contract to the lowest responsive offeror, Schutz and Company, Inc., for plans, plats, reports and other necessary submittals to obtain approvals for the Highway 14 County Business Park**

MR. CHAVEZ: Mr. Chairman, on this item the issue is that the Santa Fe County Land Use Department seeks authorization to enter into a professional services agreement with Schutz and Company for planning and engineering services for the master plat and master plan for the Santa Fe County Industrial Park. If you notice we got three individuals that provided responses for us. James Siebert and Associates at \$19,980; Schutz and Company, and in the memorandum you have before you there is a typographical error. That is not \$16,500, it is \$13,500. Walker Engineering for \$24,700. Our recommendation on this item is as follows: The Santa Fe County Land Use Department and the Purchasing Section request authorization to enter into a professional services agreement with Schutz and Company, Incorporated for \$13,500 plus applicable gross receipt tax, for planning and engineering services.

[Chairman Gonzales left the chambers.]

COMMISSIONER DURAN: Are there any questions of Andrew? Okay, what's the pleasure of the board?

Commissioner Grifé moved to approve the contract for Schutz and Company. Commissioner Trujillo seconded the motion which passed by unanimous voice vote. Commissioner Anaya was not present for this vote.

- IX. C. 6. Request authorization to enter into an agreement with Barraclough and Associates, CPA's, to conduct a financial and compliance audit of the general purpose financial statements and combining individual fund and account group financial statements of Santa Fe County for the period from July 1, 1997 through June 30, 1998**

MR. CHAVEZ: Mr. Chairman, the next item is we're requesting authorization to execute a professional services contract for fiscal year 1997/1998 audit services. Our request for this particular item is as follows: Staff requests authorization to execute a professional services contract with Barraclough and Associates to perform the County's financial and compliance auditing services for the fiscal year ending June 30, 1998.

COMMISSIONER DURAN: Okay, any questions of Andrew?

COMMISSIONER TRUJILLO: Mr. Chairman, is this the first time we're doing this Andrew, or do we do this on a yearly basis?

MR. CHAVEZ: Mr. Chairman, Commissioner Trujillo, this will be, for this

particular company, the fourth year that they audit our books.

COMMISSIONER DURAN: If there's no other questions, what's the pleasure of the board?

MR. SÁNCHEZ: Mr. Chairman, I've been asked by Legal if we can put the dollar amount on the record on this particular contract, because we don't have that provision in the caption.

MR. CHAVEZ: I will state that. The total compensation for this particular contract is \$72,250.

COMMISSIONER DURAN: Okay, so we'll add that to the record. What's the pleasure of the board?

COMMISSIONER GRIÑÉ: How long is this agreement with them? How many years?

MR. SÁNCHEZ: Mr. Chairman, Commissioner Griñé, four years is generally what you go for with an audit contract. You can go as long as four years. And we have to get that multi-year contract approved through the State Engineer's Office if that's the direction we're going in. So this will be our fourth year, right?

MR. CHAVEZ: Mr. Chairman, Commissioner Griñé, this will be the last year of the current contract.

COMMISSIONER GRIÑÉ: So it will be up for renewal for the following year, 98/99?

MR. CHAVEZ: That's correct, Commissioner Griñé.

COMMISSIONER GRIÑÉ: So this was for a total of four years, it's going to be \$72,250 or is that per year?

MR. CHAVEZ: Mr. Chairman, Commissioner Griñé, that price is for this year that they're going to audit, if the Commission approves.

COMMISSIONER GRIÑÉ: Is that the same figure as for the previous years?

MR. CHAVEZ: I believe that that is the same figure for the previous years.

COMMISSIONER TRUJILLO: I'm sure that not only myself but other people are thinking, why is it so expensive, \$72,500, when we've got a financial manager, CPA, financial team. We've got the expertise.

MR. SÁNCHEZ: Mr. Chairman, I can address that question. First of all, there's a certain amount of testing that needs to happen, that we need to have because of the size of this organization. When we first came in in January of 1995, I believe in that year we obtained approximately \$20,000 for an audit. The amount of field work that was required to satisfy escrow and also to satisfy the auditors that they were looking at enough of the different areas within the financial issues of running County government, requires just more hours of work.

The internal audit function is something we'll know be putting in our budget for this upcoming year. But our finance department does all the financials and all the money-related activities with the County. The auditor, by state law is supposed to come in and give an

1501805

objective opinion of the review of our financials. So just because we have a staff, a small staff or a large staff, overseeing the financial activities and responsibilities of the County, that doesn't matter in the eyes of the statutes and the eyes of the state auditor. They require that we have an annual independent and objective audit and that's what the purpose of this is. \$70,000, again, compared to the \$20,000 which we were spending, really reflected the need for us to look beyond the scope of what was being done initially when we came in. As you recall, when we came in we had embezzlement, and that opened the door to another level of focus on the financial end so that we can be sure that things like that aren't happening again or wouldn't happen again.

And the cost of that portion of the audit, at that point in time, added to the twenty that we were paying and then additional things that we had to agree with the auditors should be done in the course of evaluating our financials, it drove the price up to the \$70,000 range.

COMMISSIONER TRUJILLO: Thank you, Domingo, for making that explanation part of the record.

COMMISSIONER DURAN: Any other questions of Domingo or Andrew? If not, what's the pleasure of this board?

Commissioner Trujillo moved to approve the contract for audit services. Commissioner Grifé seconded the motion for discussion.

COMMISSIONER GRIFÉ: Domingo, what is the process for coming in after this agreement is over?

MR. SÁNCHEZ: Mr. Chairman, what we're going to do is issue an RFP, and then we would look at what types of responses we get and we would go through this exercise of identifying the contractor that we wish to go with based on the criteria in the RFP. Then we have to send that choice to the State Auditors Office and then they would essentially bless what we've put forth for their consideration.

COMMISSIONER GRIFÉ: What time of the year will this process take place?

MR. SÁNCHEZ: Basically, this process, Commissioner Grifé, probably in the March time frame, probably February, March time frame, because what we would like to do, and this is just what I'm saying, is have a contract in place so that we can begin at least preliminary field testing or initial field testing in the late May-June timeframe of next year. So we would need to be going through this in the February-March timeframe.

COMMISSIONER GRIFÉ: Thank you.

Upon voice vote, the motion passed unanimously. [4-0]

1501805

- IX. C. 7. Request acceptance of the State Department of Health's Division's proposal to contract with Santa Fe County in an amount equal to \$195,010 to provide a Maternal and Child Health program**

MR. CHAVEZ: Mr. Chairman, we got this particular award decision late last week and we included it in the agenda. It has to have board action so that we can send our response by next week and our response must be signed by the chairman of the Commission, and therefore we requested the Commission accept the State Department of Health Division's proposal to award Santa Fe County \$195,010 to fund the County MCH program for fiscal year 1999.

CHAIRMAN GONZALES: Are there any questions at this time?

Commissioner Duran moved to approve the Health Division's contract award. His motion was seconded by Commissioner Anaya and passed by unanimous [4-0] voice vote.

IX. D. PUBLIC WORKS DEPARTMENT

- 1. Request approval of draft project cooperation agreement with the Department of the Army (Corps of Engineers) for construction of the San Isidro Road Crossing at the Santa Fe River**

MR. VELASQUEZ: Mr. Chairman, Commissioners, we've been developing this project for the San Isidro Crossing with the Corps of Engineers and one of the things that they require is that they review a draft agreement -- it's called a project cooperation agreement saying that we intend to participate in this. It was submitted to us as a preliminary project and they will participate in 65 percent of us and the County will have to participate in 35 percent of it. They will participate to a maximum of one million dollars. Based on the total cost of the project being \$840,000, the County's share would be \$294,000.

The County is also responsible for requiring the easements for the project, which we are now in the process of trying to obtain, and we may have to construct a sanitary sewer line in order to obtain those easements. The services that we're requesting on this action is, one is basically approval as a draft agreement. We will bring the final agreement to you when we receive that and we'll get it finalized. One issue that I didn't put on the memo and I need to get direction from you on, is that the Corps has identified this project for what they told me, an 8-A set aside project in which they have a list of contractors that they will negotiate a fee for. Basically, that means that there are no local contractors on that list. The County does have the option to request that, because the County does have \$300,000 in this

1501805

project, that that project be bid, which opens it up to local contractors. They may or may not get it, but at least it opens it up. We would like some direction on that. Our recommendation is that we request that it be a bid project.

The second thing that we need, is we need authorization to submit a letter of intent to the Corps of Engineers saying we are a willing participant or will participate in this project. And the third action would be authorization to begin the acquisition of easements and construction of a sanitary sewer if that's necessary.

COMMISSIONER DURAN: Mr. Chairman, Larry, if we agree that the highway should be put out for bid would that jeopardize at all the project?

MR. VELASQUEZ: No.

COMMISSIONER DURAN: I'd love to see it. No other questions.

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

COMMISSIONER ANAYA: Mr. Chairman, move approval as requested.

COMMISSIONER GRINÉ: Second.

CHAIRMAN GONZALES: Any discussion? If none, all in favor signify by saying "aye." [Unanimous 4-0] All those opposed?

Okay, could you just let Deborah know, Domingo that we're going to need some time to discuss the Community Planning Ordinance. Could you call the councilors up and say that Chairman Duran of the EZA requests that the EZA meeting begin at 6:30 so that we have time to discuss the Community Planning Ordinance, which is going to take some time. And then can you post notice outside so that people know that the chairman has called for the meeting to be at 6:30 rather than 5:00? Thank you.

COMMISSIONER DURAN: Mr. Chairman, I'd just like to say one thing. I appreciate you're working hard on this, Larry, and all the people in my district and Marcos' district that are right around that San Ysidro Crossing appreciate all the work you've done.

MR. VELASQUEZ: Thank you.

IX. F. MATTERS FROM THE COUNTY MANAGER

4. Request approval of the Solid Waste Management Agency Fiscal Year 1998 Budget

MR. SÁNCHEZ: Mr. Chairman, as you know, we had discussed at the last Solid Waste Joint Agency Board meeting the need to approve last year's budget for the Solid Waste Management Agency. We're going to be reviewing this year's budget in a few weeks, actually within the next week or so. And we will be taking that future budget recommendation to the board, Solid Waste Agency. But we are asking for here and what we've included for your consideration is the current fiscal year's budget which again, has been outstanding for quite some time and we discussed at the last Solid Waste Agency the

1501805

fact that the agency was expending money, not the County, but the agency was expending money without an approved budget and so we're bringing to the Commission's attention the budget to see whether or not you wanted to approve it.

Now, there is an issue about revenues not materializing within this fiscal year, but authorization and approval of the budget, from my perspective is still okay. What we're going to do, as we're going through this budget process is identify actually where we are and just simply ask for a budget decrease adjustment be made to lower the budget within the revenues that we've identified for the current fiscal year. At least this way then we just move on to the current year budget with a view of what's going on this year and propose a budget adjustment as we're going into the end of the year, just as we would with any of our departments.

CHAIRMAN GONZALES: So, maybe if anyone makes a motion we may want to put in there that for the record that the approval of the budget is based on projections that were done at the time the budget was done and not based on historical data that we've received to date. Because there is an issue of timing on the year we're into. We've got lots of data that shows that that budget probably was in fact different than what we are currently. And if we're doing this as a matter of formality then let's make sure we say for the record that this is based on projections that were assumed at the time.

COMMISSIONER GRIÑÉ: We should also say something that this is the ending of fiscal year, 96/97, no?

MR. SÁNCHEZ: It's fiscal year 98, so it's from the calendar year from July 1 of 1997 through June 30, 1998, so it's fiscal year 98.

COMMISSIONER GRIÑÉ: We already approved a previous fiscal year then?

MR. SÁNCHEZ: We approved the initial budget, which is currently the default budget for this year, gosh, about a year ago I think it was and that was for the 97 fiscal year. The 98 fiscal year is the one we're talking about now, that ends June 30. Just a couple more months. Then the budget for next year, which we'll be bringing you shortly for the County, is the same budget that we were doing for the Solid Waste Management Agency in the next week or so.

CHAIRMAN GONZALES: Any other questions? What is the pleasure of the Commission?

Commissioner Anaya moved to approve the Solid Waste Management Agency's budget for fiscal year 1998. His motion was seconded by Commissioner Griñé.

CHAIRMAN GONZALES: Okay, for the record, once again, the approval is based on assumptions that were made at the time this budget was presented over a year ago.

COMMISSIONER ANAYA: That's correct, Mr. Chairman.

Upon voice vote, the motion passed unanimously. [4-0]

1501805

IX. D. PUBLIC WORKS DEPARTMENT

- 2. Request authorization to enter into an amendment number three to the professional services contract with Walbridge-Wilson Association for the design of County Road 62 Extension from Agua Fria to the Santa Fe Relief Route and deceleration lane/bus lane design at Cottonwood Village**

MR. VELASQUEZ: Mr. Chairman, Commissioners, Walbridge-Wilson and Company is under contract with the County to design the improvements for Agua Fria. In the course of developing this project, here is an agreement with the owner of the Cottonwood Mobile Home Park in which he had previously agreed to construct a deceleration lane and we are willing to incorporate that into the project and he's willing to pay for that, so one of the items in this change is to amend the contract to allow our designer to design that and then we will amend that into the contract to construct it.

The second item is in the Agua Fria project, we have improvements included on County Road 62 to the Santa Fe River Bridge. We are proposing, since the Relief Route is coming on line so fast, we're proposing to amend our contract to design the improvements from the bridge north to tie into the Santa Fe Relief Route. That will be an improved connection, if you will, from Agua Fria to the Relief Route. That is the second item on this change request. The total amount of this amendment is \$32,246.88. We're requesting approval of this amendment to Wilson and Walbridge Association in that amount.

CHAIRMAN GONZALES: Any questions? What is the pleasure of the Commission?

Commissioner Griñé moved to approve the amendment authorization. Commissioner Anaya seconded the motion, which passed by unanimous [4-0] voice vote.

IX. E. GENERAL SERVICES DEPARTMENT

- 1. Request authorization to enter into a memorandum of agreement with La Familia Medical Center for the construction of a satellite medical center at the Agua Fria Community Park**

MR. WOLF: Mr. Chairman, Commissioners, included in your packets is a proposed memorandum of agreement with La Familia Medical Center for the construction of a medical and dental clinic at the Agua Fria Community Park. Santa Fe County has been awarded a CDBG, Community Development Block Grant in the amount of \$300,000 for the construction of this facility. There has also been a special appropriation by the state of \$450,000 for the construction of this facility and La Familia is contributing \$100,000 for the construction of this facility. So in order to construct this facility on behalf of La Familia and

1501805

be able to bring those funds into the County for the construction of this facility, we need to enter into this memorandum of agreement that's included in your packet.

CHAIRMAN GONZALES: Any questions?

Commissioner Grifé moved to approve the authorization for the memorandum of agreement with La Familia as presented. Commissioner Anaya seconded the motion which passed by unanimous [4-0] voice vote.

IX. F. MATTERS FROM THE COUNTY MANAGER

1. **Request authorization to publish notice of intent to adopt an ordinance approving the issuance and sale of Santa Fe County, New Mexico tax-exempt multi-family housing revenue bonds, Series 1998 (Villa Grande Apartments Project) in the aggregate principal amount not to exceed \$3,000,000 (the "bonds") for the purpose of constructing, acquiring and leasing to Villa Grande Limited Partnership, a New Mexico limited partnership, the Villa Grande Apartments, a 48-unit multi-family housing project to be constructed in Santa Fe County to provide residential rental housing for low and moderate income residents of Santa Fe County; paying certain costs of insurance of the bonds, funding a reserve fund and the payment of accrued interest on the bonds; providing for the payment of the bonds from revenues received pursuant to lease; proving for the form, execution and other details concerning the bonds, the funds appertaining thereto; approving disclosure and other documents relating to the bonds; and providing that the County shall not be pledging its faith and credit to the payment of the bonds; approving and ratifying action previously taken in connection therewith**

ROBERT STRUMOR: Thank you, Mr. Chairman, members of the Commission. Robert Strumor, Hughes and Strumor, Limited Co., your bond counsel. This item came before you last year. It was then known as the Village Gate Apartments. The developers had changed the entity and renamed it Villa Grande and made a new application to the state of New Mexico for an allocation of private activity bond [inaudible] which is essentially permission to use tax-exempt bonds. And this was granted earlier in the month. So it was determined by staff and myself that we would ask the Commission to reauthorize the notice of intent. In the draft you may have a date of May 26, 1998. At my request and with the understanding you have another administrative meeting on June 9, we're requesting that the notice indicate that the meeting to consider the ordinance would be June 9 at 5:00

1501805

p.m. and I have so prepared a document to reflect that.

CHAIRMAN GONZALES: Okay, any questions?

Commissioner Anaya moved to approve the request to publish title and general summary as presented. Commissioner Grifé seconded the motion.

COMMISSIONER DURAN: I just have one question. This project was already approved, right?

MR. STRUMOR: The bond allocation, yes.

COMMISSIONER DURAN: Did that go through the Land Use Department?

MR. STRUMOR: That, I don't know. Obviously it won't get built unless it goes through all those approvals. But the actual sale of the bonds has been approved by the state.

CHAIRMAN GONZALES: I would say the Land Use Department would be something very separate from the bond.

MR. STRUMOR: Right. They'll have three years to use the money.

COMMISSIONER DURAN: Okay. I was just wondering if they had gone through that whole process.

MR. STRUMOR: Honestly, I really don't know. Hopefully, it will be within that three year period.

Upon voice vote, the motion passed unanimously. [4-0]

- IX. F. 2. Resolution No. 1998-39. A resolution approving the sale of Santa Fe County, New Mexico project revenue bonds (El Castillo Retirement Residences, Inc., project) Series 1998A in the aggregate principal amount not to exceed \$13,750,000 (the "Series 1998A bonds") and Santa Fe County, New Mexico project revenue bonds (El Castillo Retirement Residences, Inc. project) Series 1998B (Extras) in the aggregate principal amount not to exceed \$5,000,000 (the "Series 1998B bonds"); providing that the Series 1998A bonds and the Series 1998B bonds shall be issued in a total aggregate principal amount not to exceed \$17,500,000; establishing a reserve fund; establishing certain details of the series 1998 bonds; providing for the payment of the costs of issuance of the Series 1998 bonds; approving disclosure and other documents relating to the Series 1998 bonds; and ratifying action previously taken in connection therewith**

MR. STRUMOR: Mr. Chairman, members of the Commission, this is the final step to take with regard to the issuance and sale of the tax-exempt multi-family housing revenue bonds for the El Castillo Retirement Residences. They have proceeded to pre-sell the number of units they needed to do in order to obtain financing. And what we have here is the resolution that will permit the Series A bonds to be sold at interest rates not to exceed 7 1/2 percent and the Series B bonds to be sold at interest rates not to exceed 6 1/2 percent and the resolution provides other terms and conditions of the bonds. This is also a project where the County is acting as a conduit or pass-through entity and will have no obligation or liability on the bonds and is not pledging its faith and credit.

CHAIRMAN GONZALES: Any questions? What is the pleasure of the Commission?

Commissioner Griné moved to approve Resolution No. 1998-39. Commissioner Anaya seconded the motion, which passed by unanimous [4-0] voice vote.

MR. STRUMOR: One technical point on the Series A bonds in the actual form of the resolution we're passing it says not to exceed \$12,750,000, which your draft had \$13,000,000, so it's a reduction and I would just note that for the record.

IX. F. 3. Audit Report Update

MR. SÁNCHEZ: Thank you, Mr. Chairman. Mr. Chairman, two weeks ago when you last met, we talked about the audit and the qualified opinion that we received and

1501805

at that point I had given you a kind of overview of the direction we would be going in over the next few weeks and then again pursuant to the direction we were given by the Commission we had two weeks. I want to now address for you what's happened and what's transpired over the last two weeks.

One thing I wanted to say, although the *New Mexican* characterized this as mission impossible, and I understand that the State Auditor also felt that it was a deep hole that would not be addressed this issue before our June 30, end of fiscal year. I wanted to let the Commission know, what we've done, as we indicated we were going to try to do, is to reconcile all the cash balances. Just in general, to look at the big picture for the County, we concentrated on that in particular.

The staff identified the different components again as I had indicated in our plan that we would and then after all the funds would tie in to the bank. I want to say that this was done in a very organized fashion and I need to thank all the staff that worked very, very hard in accomplishing this goal. They worked a significant amount of hours. I would say that many of them worked anywhere from 120 to 160 hours over the last two weeks. So I know a lot of them are really tired and I want to thank all of them for getting together as a team. It was something I was very impressed with. We have a bunch of good people here, and I'm real proud of them. I wanted to let you know that.

Now, we had also mentioned that in addition to addressing the cash balances and making sure that we actually did what we said we were going to do, we have the auditor that we had hired to look at the cash picture review those items to then give the Commission a report. They have developed a report and my understanding is that report is going to be brought to you shortly. When I say shortly, I mean within minutes. It's something that we've not yet received in hand. But that report identifies the different components that we had talked about. There are three major areas and to review their independent blessing as to whether or not we actually did or didn't do that we were directed to do. So when that comes in, it's a report for the Commission, for the Commission's consideration and you'll have in hand the actual discussion by the auditor of what we did over this two-week period.

We also, just to let you know, coordinated the activities of staff and these auditors and our own independent auditor so what we did is once we coordinated these efforts so that we knew what we were doing was not going to be considered inconsistent with what the auditors, Kartas, Abeyta and Weiner were doing in terms of looking at the overall cash picture. And we also did this because our auditor had given us, had identified a certain number of entries that needed to be made and things that really led to the qualified audit. And we wanted to make sure that everybody was singing off the same sheet of music. We wanted to make sure that everybody understood and was consistent in the way of thinking that as we went forward on this problem we were doing what we needed to do.

Our current auditors have been apprised and are aware of what we've done. We anticipate, based on discussions I've had at least, that possibly the end of May or in June, we will have them in here beginning the initial field work for this year's audit. So we made

a significant amount of progress and again, I have to give the credit to the staff, because they all worked very hard in terms of achieving our goal. And it was what you told us to do and it's what we focussed out attention on doing. So with that, Mr. Chairman, if there are any questions.

CHAIRMAN GONZALES: I think for the record, why don't we just take three minutes to read through the report because we haven't seen it yet.

MR. SÁNCHEZ: Mr. Chairman, I can read it. One of things I wanted to mention is -- I'm just going to read the last paragraph and if you want me to read the whole thing I will. It says that the report is intended solely for the use of the County Manager and the Commission and should not be used by those who have not agreed to the procedures in taking responsibility for sufficiency of the procedures for this purpose. That's a qualifying statement, no pun intended, at the end of the letter. What they did in terms of their review was an independent review and they wanted to make sure that I was clear in terms of relaying this to you that they did it for you and really for me and for us to know that they had done this work. They were not doing it for any other purpose than to report specifically to you whether or not we did what we were told to do.

The procedures that they identified, they compared the cash per bank as presented on the attached March 31, 1998 schedule of pooled and unpooled cash, general ledger to bank reconciliation report. And it says that they're prepared by the County of Santa Fe staff to bank reconciliations prepared by the County of Santa Fe. And then it says, without exception, the cash per bank on the attached March 31, 1998 schedule of pooled and unpooled cash, general ledger to bank reconciliation report agreed to bank reconciliations prepared by the County of Santa Fe staff. So that was item number one.

CHAIRMAN GONZALES: Just real quick, Domingo, that was probably the most important thing pointed out -- the fact that the lack of reconciliation between the Treasurers Office, the bank and Finance. Is that correct?

MR. SÁNCHEZ: That's correct.

CHAIRMAN GONZALES: So what Kardas and Abeyta is saying here is now we're in reconciliation in those areas?

MR. SÁNCHEZ: Mr. Chairman, they're saying that we are reconciled. We are reconciled through March 31.

CHAIRMAN GONZALES: As the auditors identified in the report it's current.

MR. SÁNCHEZ: It's current. And the audit report is through June 30, 1997, and so yes, this goes well beyond that. The second item was then, it says that they compared the cash for general ledger cash accounts as presented in attached March 31, 1998 schedule of pooled and unpooled cash general ledger to bank reconciliation report prepared by us and it says, without exception the cash for general ledger as presented on the attached March 31, 1998 schedule of pooled and unpooled cash, general ledger and bank reconciliation report agreed to the general ledger.

What we're talking about is we need to reconcile to the bank reconciliation, to the bank itself, and then we have to do our general ledger, either we have to make sure that our pooled and unpooled cash in the ledger was consistent with what is on the bank reconciliation reports for this year. It gets a little confusing when I start explaining pooled and unpooled cash, but I'll take a stab at it. Pooled cash is really like the general fund, it just kind of a fund in the bank. Unpooled cash are specific funds or checking accounts that are out there for a specific purpose, an example would be bond money that is out there held by a trustee. It's not within our pool of cash that we draw our funds out of on normal day-to-day business. It's a specific account.

Another account would have been the [inaudible] fund. It's a bank account. It's out there. It's not included within the overall cash that we just have kind of thrown in a big bank account. So that's the distinction between pooled and unpooled.

And one further item, Mr. Chairman, Commissioners, was they say that we agreed the sum of cash account balances per the ledger at March 31, 1998 to the sum of total cash per bank is reconciled at March 31. I'll read the title again. General ledger to bank reconciliation report prepared by staff, is what they reviewed and they're saying, again, without exception, the sum of cash account balances per the general ledger at March 31 agrees to the total cash per bank as reconciled to March 31, 1998. Again, with the pooled and the unpooled cash being the statement that they're talking about.

So, again, just to go over in simplified terms what we've done now is we have insured, at least through March 31 that what we have on the general ledger is consistent with what we have in the bank and the treasurer's reconciliations to the bank. So we have now brought those two pieces together. What they say on this side agrees with what they're saying on this side.

CHAIRMAN GONZALES: So now we're reconciled. What's the next step? They come in and review that when they come in in June, or what would be the next step for the auditors?

MR. SÁNCHEZ: The next step, Mr. Chairman, is -- I have to go back just a little -- we have indicated to you that this was part one. There were a number of findings within the qualified audit that we've already identified and I've kind of gone over the details for the Commission already where we've already started pursuing this, and again, in an aggressive manner. We hope to complete that over the next, I want to say, forty to forty-five days, but there are a number of things that we really need to do. But they didn't have - they were not what qualified the audit. They were findings that we need to address and we want to make sure we address them. So when we do that and when we have a review of that also, again, the argument being I don't want to just tell you what we're doing. I want to tell you what we're doing and why and then have confirmation in the form of a letter, so that you have confidence that you're hearing it from someone who's independent of me in terms of validating what we say we've done.

Then again we are working in terms of at least informing, because again our auditor

needs to maintain his independence. Doing our work, running it by them, everything that we've done to date, and again, based on the discussions that we've had, their next step would be the -- again, I guess that might be kind of an interim step or activity and then their next step would be late May-June timeframe to come in and start preliminary testing and field work of the information that we've developed through the course of the fiscal year.

CHAIRMAN GONZALES: One more question. As the last two weeks have progressed have you identified what led to the problems? Do you feel comfortable that there are corrective actions that have been put in place to prevent this reconciliation from not continuing to occur on a monthly basis or on a timely basis that would lead to another qualified audit?

MR. SÁNCHEZ: Mr. Chairman, what we've learned through this process is a lot. What we are going to do, and it proved to be very effective in this two-week exercise that we went through, is we developed procedures to areas of responsibilities for individuals to insure at least from our side, and I mean from the Finance Department side, that these things are at least flagged or caught if not addressed. What that means though is on the Treasurer's side there needs to be the adoption of certain activities, procedures and responsibilities. That discussion, I think we need to have with the Treasurer.

I have instructed staff and we're putting together some memorandums identifying some of things we feel need to happen in the Treasurer's side. And I want to bring those forward to you as we, again, progress a little further. And I also want to do that in conjunction with discussions with the Treasurer so that we are both singing off the same sheet of music and the Treasurer understands the importance of what it is we're recommending, because, again, this has been something that has surfaced through the process. This is something that the auditors have discussed with us. It absolutely needs to be addressed and so for that reason we'll commit it to paper, we'll have the discussions and I'll bring it forward for your consideration.

CHAIRMAN GONZALES: Okay, any questions at this time?

COMMISSIONER TRUJILLO: I would just like to commend you and staff and would like to recognize the people that participated in this activity. If you would identify them by name so that we know who --

MR. SÁNCHEZ: Mr. Chairman, we have a few of them here. Is Andrew here? I'm going to let you introduce them. I know first names but I don't know last names.

MR. CHAVEZ: Thomas Montoya, would you stand up. Sean, would you stand up please, and Rick, Eppie. The board knows Eppie pretty well. She stepped in and helped us from the indigent side. Christina. There are other members of our staff that did not come up. They were a little bashful like most accountants are, but where is David. David also helped us, David Wolf, but he's also bashful. We appreciate all the help that you gave us and support.

MR. SÁNCHEZ: Mr. Chairman, I just wanted to say also, because a lot of them didn't come up. We got Sherrie from the Water Company. We got David from the

Water Company. We got Donna from my office, myself, I did what I was told in the process. We had Eppie coming in. We had the whole accounting staff -- really put their efforts forward, so when I was talking to you about a number of people being involved, there were probably about fifteen to seventeen people involved, and I have to take my hat off to them; they did a good job.

CHAIRMAN GONZALES: I'd like to reiterate what Commissioner Trujillo said. This issue was a tough issue to deal with. It came during a time where we needed to prepare for our new budget cycle and as Commissioner Anaya indicated two weeks ago it was important that this was done in a manner that would allow us to feel comfortable as we approached the next budget cycle and what we're planning for. So I do want to commend you. I don't know how many times I was here until ten o'clock at night and they were still here when I passed by at 10:30 and Finance's lights were still on and then the next morning they came back at 7:00.

This staff did whatever it took to get it done in that timeframe and I do want to thank you guys for that and just ask you that as we progress forward, please make recommendations on how we can prevent this from happening again, because again, it includes the issue of reconciliation and the issue of being accountable to the public on how we deal with matters of financial concern. So we're going to need your help as we move forward and we just want to thank you for taking time away from your families. That must have hurt the most to be away from your families for so long. However we can accommodate you to take some time, Thomas and the manager will work on giving you some time so that you can spend some time with your families.

COMMISSIONER ANAYA: Thank you, Mr. Chairman. You took the words out of my mouth. And as far as this occurrence never happening again, I wouldn't like to see it. One time it happened it can be condoned but I don't think it could be tolerated another time and I'm sure that we all learned from this process. So I think now we're heading in the proper direction and a more coordinated direction. Sometimes it's a little bit of patience and a little bit of tolerance and the first time around it leads to better structures. What's the saying? Failure is nothing more than a stepping stone to success. So there we go.

CHAIRMAN GONZALES: There's some more accountants that have come in.

MR. SÁNCHEZ: Mr. Chairman, that's Carlos, Millie, Becky and Eva, also came in over here.

CHAIRMAN GONZALES: Thank you very much. Good job. Thank you, Domingo, for showing some great leadership as a manager.

MR. SÁNCHEZ: Thank you, Mr. Chairman. Mr. Chairman, I had another item I wanted to raise to get the Commission's direction on. That was we initially intended on going forward with the budget hearing on May 4. And because we put everything in abeyance over this last two-week period, I wanted to know if it would be okay if we moved

1501805

that hearing back by two weeks. We have a drop-dead deadline in order to meet DFA's filing requirement, which is May 19. So we were wondering if it's okay if we moved this back to the week of May 19. Revenue projections have been altered slightly because of things that we found out. And we would like to know fine-tune what we have and what we know based on the information that we have that is absolutely current, at least as of March 31.

CHAIRMAN GONZALES: You want to do the budget the week that it's due at DFA?

MR. SÁNCHEZ: We can work on it the week of the 19th, and then it's due at DFA the following week. So the 19th is really the last day we can do it and still meet DFA's deadline because we will need a couple days to prepare the document in order to get it over there. So that's what we're asking, if that would be okay.

CHAIRMAN GONZALES: Just assuming that there's not any real time bombs that will require us to go into debate over some budgetary issues, and you allow for at least two days, three days. I don't know how long it's going to take. We could even do it in one day. But I know that there are some budgetary issues that we're all going to want to delve into and I just want to make sure that we have ample time for us to have debate.

MR. SÁNCHEZ: Mr. Chairman, the 19th, I'm told is very close to the drop-dead deadline. Maybe we could do it around the 16th and give you three days --

CHAIRMAN GONZALES: That would be a little better. Just to make sure we got a lot of time to debate.

MR. SÁNCHEZ: I'll look at the calendar and then I'll suggest some times. Maybe even -- let me grab a calendar now. Mr. Chairman, we might need to go forward, again because of my schedule and as I understand your schedules. Our schedules are pretty bad for this month. The 11th would be a day. Otherwise we won't be able to give you any room. The 11th or possibly the 8th, which is a Friday. The 11th is a Monday. Otherwise, we won't be able to give you three days to dwell on it.

CHAIRMAN GONZALES: Let's see if we can work it in somewhere around there with the Commissioners' schedules.

MR. SÁNCHEZ: The 11th. It would be the day before the BCC. It would be the same time, I believe that we had indicated before was that we would do it at nine in the morning. Thank you, Mr. Chairman. Just one last thing, and it's not an item, but congratulations to the Clerk who has received a Public Administrator award and I wanted to congratulate her.

CHAIRMAN GONZALES: Congratulations, Becky.

IX. MATTERS FROM THE COMMISSION

2. Election of Chairman of the Board of County Commissioners for an eight (8) month term commencing May 1998

COMMISSIONER ANAYA: If I may, Mr. Chairman, the Commissioner I'm about to nominate has been with us for almost four years and I think with all the courtesy that has been exchanged amongst this Commission in the past, I think it's high time we give this person the service of Chairman of the Board. So with pride and due respect I nominate Commissioner Marcos Trujillo to be chairman.

COMMISSIONER GRIÑÉ: Second.

CHAIRMAN GONZALES: There is a second. Any discussion. Briefly, Commissioner Trujillo, I want you to know you're moving into a position of a lot of honor and prestige. In serving as chairman of the Commission I tried to follow in Commissioner Anaya's footsteps and we're looking forward to your leadership to bring forward some new positives and good ideas and see you become the leader for the next eight months. Congratulations and I'm going to call for a roll call vote.

Upon unanimous Roll Call vote, Commissioner Marcos Trujillo was elected chairman.

COMMISSIONER ANAYA: Mr. Chairman, I would like to nominate Commissioner Joe Griñé as vice chairman, if I'm in order here. Commissioner Joe Griñé spends a substantial amount of energy and quality time and I would like to recommend and I nominate him to be vice chairman.

CHAIRMAN GONZALES: Is there a second?

COMMISSIONER DURAN: I second.

CHAIRMAN GONZALES: Any other discussion? Again, Commissioner Griñé, as Commissioner Anaya indicated, his commitment, seeing how much time he spends here at the County working on the issues and I think he and Commissioner Trujillo are going to be great leaders for this Commission.

Upon unanimous voice vote, Commissioner Joe Griñé was elected vice chairman.

CHAIRMAN GONZALES: Congratulations. Commissioner Marcos Trujillo is our next chairman of the Santa Fe County Commission. Commissioner Joe Griñé, our next vice chairman. Congratulations.

Okay, we're going to move on to one other issue under matters from the commission, actually I have an issue, Larry, Camino Capilla Vieja needs to get done. It hasn't been graded. Please, if we can get a grader out there if we can. And the issue of the Archie Perea property needs to be addressed: I'd like to have that addressed by the time we come back in two weeks.

So actually I'd like both of those things done; okay? Thanks.

Commissioner Duran, are you going to make a presentation?

COMMISSIONER DURAN: A month or so ago I was in Tucson, Arizona, on my own dollar, and I went to the County Administration Building down there, and checked into the county commission down there and they actually have a great web page that I would like for the Commissioners to look at and consider adopting a similar type of page. It has all these different subcategories here. But the one that's real important to me, I think is the Board of Supervisors. The call is supervisors not Commissioners. And each Commissioner or supervisor has their own page. If you click on Mike Boyd's page he has a list of topics that each supervisor has.

And what I would like for us to do is to be able to use this web as a format to express our own views on current events and in anything else that we would like to make public. His issues, these are for the new year -- he needs to update his page. But I would like to use this as a method or a forum to express my views to the public. I would like your support. We also the capability of doing this right now and all of us could have our own page. We could advertise it. We could express our own views and I think it's a great idea.

CHAIRMAN GONZALES: What would it take for us, Domingo, to move it forward?

COMMISSIONER DURAN: Well, I spoke to Mike Boyd and he told me all we would need to do is get each page set up and come up with some kind of format. I guess what I'd like to ask is at the next meeting, if I can work with Mike and develop some kind of page similar to this and there are other supervisors and Commissioners in other areas that we could use as a model and bring something forward to us next meeting for all of us to look at and considering adopting as the format that we would use. It's all there and ready to go.

MR. SÁNCHEZ: Mr. Chairman, what I would ask is a point of clarification. Are you suggesting that we do five separate ones, or do you want just one?

COMMISSIONER DURAN: We have one page, but then sub-pages within that page. It would just be another level of information.

CHAIRMAN GONZALES: Can we have those options back to us and maybe the Commissioners can set up some time. I guess what we need to do, Commissioner Duran, is maybe -- how we get information to get onto a web page and what issues, particularly if it's just going to be a forum.

COMMISSIONER DURAN: What my idea is the way this one is set up, you click on Mike Boyd's page and he has a bio on him, and just other information.

CHAIRMAN GONZALES: So we'd be able to update it as often as we wanted to.

COMMISSIONER DURAN: Right. As often as you wanted to, and if there was one issue that you really wanted to expound on, you could. I talked to Mike and it would be easy to update it on a monthly basis, and the public could go in and just click on.

Of course we'd have to run all this through Juan. He could help us critique whatever information we were going to make available to the public.

I really think that it's a good forum for us. I myself would like to respond occasionally to articles in the paper and it's hard to do that. If we had access to the web it would be easy to do that.

CHAIRMAN GONZALES: That's an excellent idea.

COMMISSIONER DURAN: That way we could rebut some of the information that is in the public.

CHAIRMAN GONZALES: The Commission goes high tech, I like that.

JUAN RIOS: Mr. Chairman, members of the Commission, we haven't dedicated as much time over the past year or so that we could have revising the existing web page that we have. I certainly would be willing to meet with the Commissioners to gather the information that you would specifically want in your website so that we can design and integrate into what we have and also to insure that any information that is out there in general related to the County is accurate information.

COMMISSIONER DURAN: Mr. Chairman, just one other thing. It's also a stepping stone for the next phase of this which would be having Assessor information available, maps available, and at some point it could even be a revenue source for us because I think that it's going to cost us money to generate the maps, generate some of the data and whenever -- it seems to me you can put whatever you can imagine on the web. So you can think of the next step, the Land Use Code, just the continuous changes, all that stuff would be very helpful to people. They could get the Extraterritorial Zoning Ordinance. They could even get applications for development. They could download it and print. Whatever you can imagine is what's available to us.

CHAIRMAN GONZALES: I just want to make sure that the record knows that myself and Commissioner Trujillo had nothing to do with this being an election year. Nothing to do with politics. Thank you, Commissioner Duran. Excellent idea. Any other issues?

IX. G. 3. Request authorization to publish title and general summary of an ordinance to amend Ordinance 1997-6, "Comprehensive Solid Waste Management," Section 10, by eliminating residential refuse fees for Santa Fe County residents

COMMISSIONER ANAYA: Mr. Chairman, again, since this is just authorization to publish, to avoid redundancy, I move for approval to publish.

Commissioner Anaya's motion was seconded by Commissioner Griñé and passed by unanimous voice vote.

IX. G. 4. Proclamation to the Fraternal Order of Eagles No. 2811 50th anniversary of service to our community

COMMISSIONER GRIÑÉ: The County of Santa Fe, state of New Mexico, Board of County Commissioners proclamation. Whereas the Fraternal Order of Eagles, Santa Fe area 2811 celebrated its golden anniversary, fifty years on the 24th of April, 1998; and whereas the focus of the area 2811 is on community and family services with the emphasis on togetherness and positive end results; and whereas benefit programs that the Santa Fe Fraternal Order of Eagles have unselfishly undertaken and continue to fund the Max Baer Heart Fund, the Jimmy Durante Children's Fund, the Golden Age Eagle Memorial Fund, the Bob Hampton Diabetic, the Kidney Fund, the Muscular Dystrophy and other ongoing local charities; and whereas all the accomplishments of the area demonstrate strong camaraderie, both male and female and bonding and uniting of effort; the laughter and joy we receive in participating, above all the fellowship. If I cannot speak well of an Eagle and will not speak ill of him.

Now, therefore, I, Joe Griñé, Jr., County Commissioner District Five honor with my fellow Commissioners, the Santa Fe area 2811 Fraternal Order of Eagles by declaring this 28th day of April, 1998 as the Fraternal Order of Eagles Golden Day in Santa Fe County, and ask that all the citizens join me in wishing the membership continued success and support in the good of the area and benefit of many programs as we go forward. We respectfully present Santa Fe County employee Florian Martinez, a representative of Eagles, who is a board trustee at the present. And also I want to state, this is my twenty-fifth year as a member of the Eagles too. Can you come forward, Florian?

[Florian Martinez received a round of applause]

CHAIRMAN GONZALES: Thank you very much, Florian, for all the work you do.

IX. G. 5. Request authorization to grant license to Acequia de la Cienega for water line off County Road 54

CHAIRMAN GONZALES: I've been working with the mayordomo of the La Cienega Ditch Association to allow them to have access on the county road so they can pipe water from the supplemental wells into the acequias so they can have a continuous flow of water down in that area. Mr. Kopelman has been working with them and Larry and he's asked the Commission to please allow this authorization to go forward. Could I ask for a motion?

Commissioner Duran moved to grant the authorization for a license for Acequia de la Cienega. Commissioner Anaya seconded the motion which passed by unanimous voice vote.

MR. KOPELMAN: Mr. Chairman, in light of the fact that there are a lot of people here I might suggest that we postpone this until after the public hearing and then we have one matter in executive session under pending or threatened litigation.

CHAIRMAN GONZALES: How long will executive session take?

MR. KOPELMAN: Mr. Chairman, it might take a while.

X. PUBLIC HEARING

- A. Ordinance No. 1998-5. An ordinance creating a new Article VIII of the Land Use Development Code to outline the community planning process for the development of community plans, and amending Articles III, VI, and X of the Code. This ordinance will establish a planning process to assist designated communities in developing their own land use plans and to identify the required planning criteria (Second hearing)**

CHAIRMAN GONZALES: Okay, let's highlight the things that have happened since the first presentation was made so we don't go too late.

ALINA BOKDE (County Planner): Mr. Chairman, Commissioners, since the first public hearing was basically a discussion -- the April 14 session, the Commission decided to table the second public hearing until today so we could get comments from the residents that are here today. This memo that you have before you [Attached as Exhibit 1] is basically in response to the public hearing, the comments from the first public hearing as well as the written comments that we received from the Landowners Association, ECHO and John Crawford. And also there were also comments from neighborhood associations on the westside. I'm just going to try to quickly go through this. It covers all the things that we at the Planning Staff in regards to some of the comments and hopefully provide some solutions for the ordinance.

The first section is district and sector planning. As we have gone through this process, the community planning process outlined in Article XIII, which is this ordinance, we feel it should only apply to traditional and contemporary communities. This ordinance still allows for two or more communities or neighborhoods to do a joint community plan. So we're arbitrating is that the need for planning staff -- delete any reference to district and sector planning in this ordinance because we feel that the planning process for district planning is a separate process and that this ordinance does not address the complexities of district planning that has begun as part of Part II of the General Plan. So, for example, the highway corridor district, that's a different process already because there are appointments to the committee, as opposed to what occurs in the communities.

There is one point that we did want to make, is that the concept of districts are dealt with in Part II of the General Plan, which is what the Planning staff is working on right now and therefore follows a different process. This ordinance deals specifically with traditional

1501805

and contemporary communities and does not affect the Estancia Basin District Plan that has been submitted. This district plan will be considered in Part II of the General Plan process and at this time, both input from the community and staff will be given. What we're saying is that district planning is something that comes after this community planning ordinance, which deals specifically with traditional and contemporary communities. We really feel that district planning is part of the General Plan, Part II process and we do want to acknowledge that we did receive the Estancia Basin District Plan which we will take into account at that time.

Also to clarify the ordinance, staff recommends the following amendment to the title of the ordinance, which is "An Ordinance Creating a New Article XIII of the Land Use Development Code to Outline a Traditional and Contemporary Community Planning Process for the Development of Community Plans and Amending Article III, Article VI and Article X." So, I didn't mention it earlier, but anything underlined is recommendations from the staff as to what should be included in the ordinance, and anything that has strike through are suggestions from the staff as to what should be deleted.

Another main issue that came out was County staff involvement. The adoption by the board of the General Plan, Part I, Policies demonstrated a clear commitment to community planning. The communities also expressed in the General Plan public hearings the importance of staff involvement in all component of the community planning process. The communities currently engaged in community planning are requesting continued, more and not less, staff involvement. To delete references to staff involvement to the community planning process would continue to keep the County's role in community planning ambiguous and may be detrimental to the community planning process. The staff recommends the following amendments to the ordinance.

We basically have Section 4.1.2, and these are in response to some of the written and public comments that we've received about participation and representation. Part a, to strike out "in conjunction with County staff." It would read "Any community undertaking a community plan shall first create a planning committee that shall be approved by the board." And in there the reference is that the planning committee be representative of the community so the board would ultimately decide if the planning committee is representative or not, not the staff.

And b, All planning sessions and activities. And c is "All public participation proceedings shall be recorded." This is in response to the first public hearing where people were concerned that we didn't have that as part of the ordinance. We at staff feel that that is an important component particularly in planning. If people were to come in midway through the process, they would be able to look at the minutes. What we did not agree to was the verbatim. There was a comment about verbatim recordings and we felt this would be burdensome to communities; because they would have to hire somebody most likely to provide verbatim minutes.

Under 4.1.3, we have list of members of the planning committee at the time of

1501805

application, to show that the planning committee may change, but at the time of application that's the list to be presented. And then add, this is basically, point b was added from a later part in the ordinance. We've moved it up to the very beginning of the process. We have "recommend a community contact person or organization so that the County may notify the community about development projects and other pertinent issues." Staff felt that it was important to bring this up more towards the beginning of the process so that while communities are in the process of community planning that could take anywhere from one to two years, they would be notified of development issues that are happening in their area. We felt that to have that at the time of the adoption of the plan, we thought that at the beginning it would be more appropriate.

Under 4.1.4, this is something that came out of some discussion with community people about how will we decide how much County involvement there should be. We felt that at the end of that paragraph, "The board shall develop a written agreement to delineate County staff and resources that shall be provided to the planning effort." So there is the opportunity that if the community decides to go into the planning process and the board has approved the planning process that they would also turn it into a written agreement as to exactly what kind of resources and staff time the community would need.

Staff also recommends that wording be retained throughout the ordinance regarding staff involvement in the process, specifically to provide technical assistance and to provide resources for communities. One of the things that we're anticipating is that communities will want us to be able to have some support, provide some support for studies on water systems, traffic studies, even a land use map of the area. So these things should be able to be throughout the ordinance and we would be able to provide those things, even if the community doesn't specifically state it in the written agreement, we feel those are very important to the community plans.

Next page. Critical planning area designations. There were some comments, some written comments that basically said that critical planning area designation should be done by a state authority and we feel that the designation of critical planning area is a County designation and therefore the state should have no jurisdiction over this designation. The County should retain power to assess when a community has reached the criteria as stated in the ordinance. Per the ordinance, a community can only be designated as a critical planning area by the BCC. So I want to emphasize that even if the County Fire Chief, for example, felt that a community didn't have fire protection, that fire chief could not designate it a critical planning area. He could give a recommendation to the board, and it's the board that ultimately decides whether an area's a critical planning area or not.

So we did add in some of the areas we were concerned with "as determined by the BCC" to kind of add another layer there, but it is the BCC who decides that designation.

One other issue that came up in regards to critical planning areas was that the BCC may direct the planning staff to lead all or part of the planning process for communities designated as a critical planning area. Written comment from John Crawford recommended

that an LDRC or any other planning entity should lead the planning effort. There were two concerns that came up from planning staff in regards to this recommendation. One is that a lot of communities will not even have the LDRC until after their community plan is adopted, so there's a concern about the LDRC not even existing. And the second thing is that a planning committee is representative and is picked by the community and approved by the board at the beginning of the process, and an LDRC is a land use review committee that is appointed by the board. We thought that staff is concerned that these two committees would work at odds with each other. What we're recommending is that if the planning staff or another [inaudible] might be appropriate, but is still representatives they even if the planning staff feel -- that the planning committee would be representative of the community and that's how they would have a voice in the process. So we wanted to be of the philosophy that community-based processes should be bottom-up not top-down.

Plan review. Basically, what we have for plan review is to clarify that documents and maps should be submitted for review based on the criteria set forth in 5.3.1, which basically outlines the planning elements. Then it says, "The planning committee shall hold no less than two public hearings in the community to receive community feedback." That was a suggestion that we thought was a good one.

The last page deals with the issue of consensus. At the last public hearing there were quite a few people that came up that were concerned about that consensus was not clearly defined so we tried to fix that and make that a bit better. We added "Planning staff will work with the planning committee to reach an agreement on the planning process and basic guidelines for decision making that shall be followed throughout the process. Resolve disagreements by consensus, rather than majority voting. Consensus is defined as reaching agreement among all parties in the community and formulating alternatives. In cases where disagreements on key issues are not resolved, the County may assist through mediation or impasse resolution to reach consensus. If there is a party in the process that cannot reach consensus, they may write a letter of dissent that will travel with the community plan and will be reviewed by the BCC at the time of the adoption."

We wanted to make sure that if there is somebody of a group that felt really strongly against what the community had come up with, that they would still have a voice in the process.

And the last issue was the commercial uses in traditional communities and that was actually one of the sections that were amended as part of Article XIII. It's Article VI. The staff recommendation is that we do delete Article VI and Article III, Section 4.2.2 is retained. Now in the Santa Fe County Land Use Code there's two conflicting ways that someone could come in to deal with commercial uses and industrial uses in a traditional community. What this allows for, Article III, Section 4.2.2 allows for mixed uses and commercial to occur anywhere within the traditional community boundary, unless a traditional community does have qualifying intersections. And if they do, if they do meet the criteria, then they must comply with the node requirements. For example, Edgewood

does meet the criteria for qualifying intersections and therefore because of its scale, commercial and industrial uses must be located in a node.

Any questions?

COMMISSIONER TRUJILLO: Mr. Chairman, Alina, just a question. How would this impact the commercial uses in traditional communities, in the Arroyo Seco area? I don't think they have qualified intersections, do they?

MS. BOKDE: My understanding, I'd have to get clarification on Arroyo Seco, but it's my understanding that those qualifying intersections could be like two state roads. Oh, they do have one?

MR. KOLKMEYER: Commissioner Trujillo, basically what this is trying to do to protect the land uses that are there right now. That's my understanding of how this would operate. So the commercial uses that have developed in Arroyo Seco for example, I believe that's already following the Code, and that's what we would be emphasizing here. So that would have to meet the node requirements.

COMMISSIONER TRUJILLO: Even though there is existing commercial up and down the corridor right now?

MR. KOLKMEYER: Yes.

COMMISSIONER TRUJILLO: Outside of the node?

MR. KOLKMEYER: Because it also says, if I'm understanding this correctly, that commercial uses are allowed according to the Code, anywhere within a traditional community.

It's kind of confusing and I think we probably need to work on those and clarify some of the other node -- we want to try to maintain the way they are in the traditional communities.

COMMISSIONER TRUJILLO: I think we're addressing that anyway through the corridor committee, the General Plan.

MR. KOLKMEYER: Yes, sir.

CHAIRMAN GONZALES: Are there any questions?

COMMISSIONER DURAN: Mr. Chairman, I just have one comment. I was with Commissioner Anaya at a community meeting in Cañada de los Alamos, last year some time. And it was a pretty chaotic meeting. Actually, what I'm referring to is the County staff involvement. I really think that the County staff needs to be involved in the community planning process and I would think it would be something to think about, letting them chair the meeting. What I observed at the Cañada de los Alamos meeting was the person that was elected as chairman for the community didn't really represent the entire community. Some of the people thought that this person had an agenda. I'm not sure that he did but they believed that he did, so there was a lot of dissention among the troops out there.

I think County staff, if they were the chair of the meeting, could look at the process objectively and I think be able to integrate both sides to arrive at a plan that works well for everyone.

1501805

CHAIRMAN GONZALES: My only comment, Commissioner Duran, and I know we can save this for the actual debate when we talk about this is that this goes back to four years ago at our last election when we talked about empowering communities to make decisions on their own. I think this is part of it, in a way. There has to be, I think, some trust on our part, no matter how chaotic it may end up or how out of control, we go forward with the community process. My only concern is that I think that staff has a role in all the community planning, but it's from the support and technical standpoint. If we chair, or if we have an active role then we take away from what a real community plan should be. As far as a collection of people who live in a community trying to offer their ideas, and the community plan, like Cañada de los Alamos, granted, where they it basically got stopped by staff. That's something we want to make sure no matter what the plan looks like, in what form it comes in, as we talked about, they should always have access to us, no matter how contradictory we think it may be to our overall view of the County. The important thing is that the community maintain that self right to have as much or the maximum input, their own input into how the plan should be and then the staff uses its technical expertise and experience to write the plan and bring it forward to the Commission.

So, that's my only -- I think we have to ask for some staff involvement but I worry about making sure that we don't send out the appearance that the staff is going to lead the community planning process. This really involves our communities leading the planning the process and I think the symbol of the staff serving as the chair really sends out a message that Big Brother's looking over the shoulder and we're basically going to tell you how to do things. I would just caution us as we go forward to maybe keep an open mind on how we can try and make sure how this ordinance comes to be that the communities really feel like its their ordinance and not so much ours.

COMMISSIONER ANAYA: Mr. Chairman, I think what Commissioner Duran is meaning to say is not so much to chair, it's more to moderate. That's the position, I think what he's trying to suggest, because it was chaotic and the whole purpose of staff might serve to be to moderate. To listen to the input, okay, let's go over there, let's caucus here and get it together and get us something of a consensus to take back. I think that's the position --

CHAIRMAN GONZALES: And that's in the ordinance. There is a moderation and to allow people to serve as moderators and then my point afterward when there's not consensus, I'm glad Alina put that in there, where there's not consensus and there's still a faction in the community that doesn't agree with the plan after all the public hearings, they'll be able to attach their own amendments on there and I think that's a brilliant idea to make sure that even the people that don't feel like they had a say in it, they have the opportunity to throw something on with the plan.

COMMISSIONER TRUJILLO: Mr. Chairman, Alina also said that this is a total grass-roots effort and I see the County playing the role of facilitator and moderator and not as chairs or decision makers or things like that, because this is a grass-roots effort and

it's self-determination for communities.

COMMISSIONER DURAN: I agree with your interpretation of what I was trying to say. Thank you.

CHAIRMAN GONZALES: Okay are there any other comments?

MR. KOPELMAN: Mr. Chairman, I think all those comments were well taken and this isn't meant in any way to deal with what you're talking about. I just want to throw out one legal concern I have and I think this surfaced in Cañada de los Alamos. I think it's important from a legal standpoint that the attorney's office be somewhat involved in the process at least to monitor it because in Cañada, and I'm concerned that it could happen in other communities, is that the community goes off with ideas that may be real creative but there may be legal issues. And they spend a tremendous amount of time and energy developing these and then it gets up to staff and they say, oh, sorry, this is a clear violation of state statute, or zoning or land use.

So the only caution I thrown out is that I think it's important that clearly legal be involved, not in any way to control it, but just guidance. In other words, there are ideas that are coming up early on that are clearly illegal, I think it's important that the community not waste its time pursuing those ideas.

CHAIRMAN GONZALES: Again, I don't know if we're going to have time for this, but Steve, I think again, if the communities come up with a creative plan that is contradictory to what our code is or what the state is, there still needs to be a forum for that community to present it to the Commission. And what I worry about is that there isn't these stop gap measures put into steps. But basically, the attorneys' office can say, that's illegal; it's not going to the Commission. Or Land Use could say, that's illegal; it's not going to the Commission. But if the community comes together and they say look -- I mean, I think it's our responsibility as representatives of this county in our best interest to adopt plans that are -- best interest of the overall county, but I also think they are going to go forward and put together a community planning ordinance, that they need to know that no matter how chaotic the process may be and no matter how off the wall we may think that they are, that their ideas as well as self-determination is, is really going to make it in front of us. I'm not saying we're going to adopt it and that's where staff comes in. We're not going to be in violation of the state code, the state laws. Those are points that we need to be aware of.

I just want to make sure that we don't have these stop gap measures along the way so that it basically give you guys veto power. If it's against the law, yes, then it's against the law but those comments come up you need to know that this really is contradictory to what they want and we're going to have to make that decision as representatives of the County.

MR. KOPELMAN: Mr. Chairman, I'm not in any way saying that I think that Legal should have veto power over a plan: that's not what I'm saying. What I'm saying, let's take a hypothetical that there are a bunch of ideas that come up in a particular community and one or two of the ideas have legal issues. All I'm saying is that the

1501805

community should know before they embark on a course of action, that I or one of my staff says, we just want to let you know that this is problematic legally. That's all I'm saying. I don't want to say, you can't do this. Don't even think about it. I'm just saying, just some input. I will make sure that it's done in a very kind and gentle manner and not heavy-handed so that we not in a sense vetoing it. But I think it is important to have a dialogue and I would insure and guarantee to you that I will do everything in my own power to be helpful and assisting as opposed to be heavy-handed and overly legalistic and controlling.

CHAIRMAN GONZALES: It just seems a lot for communities to come together. It's a lot of energy and we just don't want to do anything to defuse that energy and our responsibility is to let them know. If they're just going to ignore everything you say and all that the staff was saying. The community has their two public hearings. We see where the community is pointing. Somehow that needs to come up to us so that we can make the tough decisions on how that plan is going to work when we get through with it. Are there any other discussions? Okay, let's move on to the public hearing aspect of it.

JERRY POWERS: Mr. Chairman, Commissioners, good afternoon. I'm Jerry Powers. I'm here representing the Southern Santa Fe County Landowners Association and also the Edgewood Community Homeowners Association. With regards to some comments and requested changes in the community planning ordinance, I believe we've already transmitted copies of our requested changes to the Commissioners and I believe staff has these as well. In regard to the comments that were made by Alina in her presentation, we requested that districts and sectors be retained. In fact most places we've requested changes that had references to districts and sectors as a part of the community planning ordinance.

The reason being is we feel there's no more appropriate place to deal with district and sector plans than in a planning process ordinance. But if the planning process ordinance is a fair one, then it will also address the needs of rural communities which may not have the ability to formulate traditional communities or contemporary community plans. If it's a fair process, then it should be fair for all of the citizens of Santa Fe County, including rural residents.

Many rural communities, such as the Estancia Basin District have a community feel because we're all dependent, farmers and agriculturists as well as the other residents in rural areas that do not fit within a traditional or contemporary community. We rely on each other. And in fact many of the relationships established between distant neighbors, even though our spacing and our density is very large, our relationships that don't sometimes occur in traditional or contemporary communities. So we would like to see that left in so that rural residents would not be discriminated against and would also have that right of self-determination that is being offered to both traditional and contemporary community residents and our ability to do our own plan.

The Estancia Basin District residents last year proposed their own plan which was presented to the Commission June 28, I believe it was of last year. After exhaustive public

meetings which we sent out thousands of notifications by mail to Edgewood residents and also to the Estancia Basin District rural residents. We also published ads and articles in the newspaper advertising these meetings. We went to great lengths to do that.

I have a copy of a memorandum here dated January 8 of this year from staff to the Commission, which lists the process of all of the plans/the status of community plans that have been formulated in Santa Fe County. For some reason the Estancia Basin Plan has been omitted from that list, and we feel that this is part of the process of eliminating districts as having the ability to have their own plans. If we leave it to the next section of the County General Plan, we feel that it will not adequately address and will not fairly address on an equal footing the ability of rural residents to have their own plan.

With regard to the neighborhood center districts, we have proposed a change at page 3, line 21 to keep the existing language in the Code. The reason being that neighborhood center districts are actually a separate category of use that is currently allowed under the Code. We have home businesses, neighborhood center districts and then commercial uses that fall under the locational criteria and the nodal concept for center districts. In Edgewood, for example, if this particular category of neighborhood center district use is eliminated, there are a few intersections where this may actually allow for commercial centers or neighborhood center districts because they won't fall under this locational criteria of having these particular intersections.

If we're not allowed to have neighborhood center districts anywhere within the community, it will make a scarce supply of commercial land which will then run the prices up for commercial property. Many people who are in the small business category would not be able to afford the higher priced land because of its scarce supply, which would then eliminate opportunity within the community for small businesses and create only those who could afford it, such as Smiths or John Brooks and some of the others that have moved into Edgewood recently.

COMMISSIONER DURAN: Mr. Chairman, while you're on that, can I just ask a question? Doesn't the community plan allow for your community plan allow for your community to come forward with areas that they would like designated for commercial use?

MR. POWERS: I believe that it does, within the community planning process.

COMMISSIONER DURAN: Then what you said really doesn't apply.

MR. POWERS: Well, it does apply. Until the community plan is put in place and approved, this separate category or middle category of opportunity for small businesses would be eliminated and could only go to the large commercial centers to start a new business within that area.

COMMISSIONER DURAN: Is that correct, Alina?

MS. BOKDE: My understanding of commercial uses in the Code in Article III actually states and lists the uses that are permitted in traditional communities which are a lot smaller in scale than I think the uses that Mr. Powers is talking about for neighborhood

1501805

uses. And we could bring that out if you like and make a copy of that.

It doesn't just limit it to the large malls or a Wal-Mart big box commercial. It's very much saying that for traditional communities it means small-scale commercial, which I think fits very well into the neighborhood uses. So I think we're talking about the same kind of uses that would be permitted if you were in a qualifying intersection.

CHAIRMAN GONZALES: Jack.

MR. KOLKMEYER: One other point, Commissioner Duran, part of what we're trying to say here is about the difference between traditional community and contemporary community as opposed to district. This is exactly right. Edgewood needs to do a community plan for itself to determine a town center and commercial uses. The district plan submitted by Estancia Basin did not address Edgewood and this is the kind of concern that we had, that we need to address the kinds of problems of the existing traditional community of Edgewood for the creation of their commercial center for example, should it take place.

CHAIRMAN GONZALES: Mr. Powers.

MR. POWERS: Yes, sir, so what you said is actually what would be addressed in a community plan if Edgewood, when Edgewood does one. But in the meantime it would eliminate an important category of opportunity and disrupt the current business cycle in Edgewood, which would also increase the cost of goods and services to the community, because it decreases the availability of land that fits the category of uses described in this section of the Code.

With regard to the comments about inclusion of staff in the process, the landowners association and Edgewood Homeowners Association both have no problem with staff's involvement and we believe that staff should be involved at that level but agree heartily with what Commissioner Gonzales said about self-determination and that the communities should probably lead the process with staff's guidance and with their expertise.

There was a proposal in a memorandum that I saw from staff dated February 23 that proposed to change the traditional community criteria to continuous settlement since 1900. In that regard we did some research at the Historical Society which showed that neither Madrid, Stanley nor Edgewood were developed or had continuous settlement since 1900, so this would delete all three of those communities from traditional status, which we feel it's important to retain traditional communities, even though they have not had settlement since 1900. This has been kind of a moving target since it was changed from 1925 in Part I of the General Plan. So we're proposing to leave that continuous settlement for 75 years, which would allow Edgewood, Stanley and Madrid all to keep their traditional community status.

CHAIRMAN GONZALES: Before you go on here -- because I want to make sure we address these points. Why did we adjust that?

LESLIE KUNKLE: Mr. Chairman, we changed the date because we were thinking that this was an ordinance that would be in place twenty years from now and then

1501805

the 75 years would be a constantly changing timeframe. So we thought that a fixed date, perhaps would be more appropriate. The original concept of traditional community that came up in the 1980 General Plan so we thought that the 1900 date would be appropriate. But it may be that that date is actually 1910 or 1920. But the reason for changing that is so we would have a fixed date in time so that twenty years from now, instead of a fixed date in time.

CHAIRMAN GONZALES: So it removes Edgewood from being a traditional community.

MS. KUNKLE: That's news to me.

MR. POWERS: There's evidence from the Historical Society records that Edgewood was settled in about 1912. Somewhere between 1907 and 1912, I don't have those figures with me right now. Stanley about 1907 and Madrid about 1910, I believe. So a date of about 1925 would insure that all three of those communities retain that traditional status.

MR. KOLKMEYER: I don't see why we couldn't live with that. Then the other question becomes, twenty years from now, maybe some community that has started as a contemporary community, at what point does that become a traditional community. It's still subject to discussion, but we don't want eliminate any of those communities, so we can adjust that date to whatever Mr. Powers would suggest accommodates that.

CHAIRMAN GONZALES: The other thing is, I think we've already stated that there are traditional communities in our General Plan, so I'm not sure that the issue is just making sure we're consistent in defining the criteria for traditional communities.

MR. POWERS: With regard to the verbatim transcripts, the suggestion that we go to verbatim transcript from public proceedings was made by our association and I understand the cost constraints of doing it at every public proceeding in the community, but we would still like to see verbatim transcripts made of at least the public hearings that are held in the community to receive input and make sure that everyone gets their comments recorded accurately.

With regard to the critical planning area designations, I know we stated that these have somehow been turned over to the state agencies. What our recommendations actually were that scientific, objective criteria be used when something as important as a critical planning area is designated. For example on page 16, line 14, one of the criteria for designation of a critical planning area would be water delivery systems or water supply is inadequate or is threatened, to which we added, as determined by the appropriate state agency. The reason being that the New Mexico Environment Department and the Public Utilities Commission both have numerous scientists there on their staff that can make those determinations, where I don't believe that the County does have that particular category of scientific expertise on staff. The same thing is true of line 15, which is pollution of water resources, which would be determined by the appropriate state agency. the New Mexico Environment Department again monitors public supply systems on a monthly basis to

1501805

determine if any sort of pollution has taken place or is threatened.

We've also asked that with regard to the language regarding consensus, we agree that disagreements within the community with regard to planning issues should be exhaustively pursued to reach a consensus. I believe that the language that we had asked for would be that if -- that consensus first of all be defined. I've participated in several town halls in the east mountain area where consensus was not defined, or the definition was not consistently apply and it allows room for major disagreements and sets the community up for conflict eventually over the planning provisions. So we would like to see consensus clearly defined as a unanimity of agreement amongst the community members and is such unanimity isn't able to be reached, that impasse resolution or mediation be applied and after impasse resolution and mediation attempts have been made, if no agreement can be reached, we liked staff's proposal to attach a statement of dissent that would travel with the documents so that the Commissioners applying their vote may be able to take that into account.

COMMISSIONER DURAN: Excuse me, Jerry. Commissioner Anaya.

COMMISSIONER ANAYA: Jerry, you're not happy with that definition of consensus as defined as reaching agreement among all parties in the community and formulating alternatives?

MR. POWERS: Well, we do like that. I just received that updated language. Before we did the table of changes that we had done. So, yes, we do like that language.

COMMISSIONER ANAYA: So that addresses that particular concern.

MR. POWERS: So with regard to the other changes, I think the most important -- I won't go through each one of these, because most of these changes are just to add districts and sectors, but I believe that the most important changes are the ones that I've gone over. I would like to say for the record that our association has met about the community planning ordinance and there are now planning committees and also general meetings. And we feel very strongly that if districts and sectors are not included in the planning ordinance and the community planning process is applied equally to rural residents in districts as well as contemporary and traditional communities, then it would allow the opportunity for, or maybe just inadvertently discriminate against rural residents in their ability to have self-determination in their rural communities and districts as well as any other citizen of the County.

COMMISSIONER DURAN: I have a comment or two about the sectors and districts. When a community is working on a community plan, there are so many other issues that they have to deal with that are relative to that specific area or that specific community. But when you start pulling in districts and sectors, it amplifies, it increases the problems that the community has to deal with because now that they've dealt with issues that really have nothing to do with what they're there to work on, which is the community plan. So by expanding the boundaries of this plan, I feel that you complicate the issue. I don't think that it is unfair, like you said earlier. I think it limits the amount of discussion so that it's specific to the issues that the community is involved in and not a sector.

MR. POWERS: I appreciate what you're saying and maybe I didn't state it appropriately, but the concept is not to bring district planning into a community, for example the Edgewood Basin area, we would propose to include the whole basin in Edgewood's community plan and I agree with you that I think that would be inappropriately -- it would complicate the issue. But what we feel is a side-by-side process, where if Edgewood wants to have a community plan, they'll have their community plan. But we still have this large area, the Estancia Basin rural district out here that doesn't have the opportunity to plan, or even participate in Edgewood's which would be inappropriate.

So allowing districts to have their own plan would allow us in the rural area then to get together and formulate a district plan that would work for us and that would not involve Edgewood or complicate Edgewood's planning process.

COMMISSIONER DURAN: Couldn't a community plan be prepared void of a certain district if they all agree, Jack?

MR. KOLKMEYER: Commissioner Duran, we're not suggesting that district planning not occur. The problem is right now we do not have districts. We have traditional communities and contemporary communities. We're going to deal with them first and set forth an ordinance that allows that a process for those other communities to follow.

Right now we're working on the highway corridor district. We're working on the community district, and we're getting ready to define the other general districts which would be Estancia Basin District and whatever other districts --

COMMISSIONER DURAN: Thank you, Jack. Anything else?

COMMISSIONER TRUJILLO: Mr. Chairman, Jack, so what we're dealing with here is it a plan to include in the community districts and the community planning process that we're hearing now, and the rural districts, we're going to have a real redundancy in planning. It would be included in the community planning and then in the rural districts, because that's proposed anyway, to establish these districts and to develop an ordinance that would provide the opportunity to plan within those districts, right?

MR. KOLKMEYER: Yes, sir, that's correct. We want to be real clear as to exactly what these districts are and what the process would be for undertaking our planning procedure. This way, the way that -- and we realized that we would be getting feedback from the southern portion of the County that this would be really confusing to do it this way and through the General Plan we'll determine what those districts are and -- but to clearly delineate what the districts according to the planning districts that we've already agreed upon and that that's the procedure that we should follow that doesn't mix apples and oranges. We're talking about a community planning process where traditional communities and contemporary communities and we think we should keep that separated.

MR. POWERS: In closing I'd like to say that with the Estancia Basin already being designated in the General Plan Part I, we do have a district at least in the County, which is the Estancia Basin District, which has been established according to the General Plan Part I. But also, we've worked exhaustively to do our own district plan, and without

1501805

the ability to do so, if it's going to be eliminated from this particular ordinance and be treated differently in a separate ordinance, we would at least like to know, and we'd like direction from the Commission to staff to begin to prepare that so that we at least have the same opportunities and it doesn't drag out. We don't believe that it should wait for the General Plan Part II, because the district has already been named and we've already begun our plan. So if that's going to be dealt with in a separate ordinance we would like to see direction to move on that fairly soon if possible. Thank you very much.

COMMISSIONER ANAYA: Is there anyone else in the audience that would like to address the Commission? I believe this is in reference to the amendments that are before us. Go ahead David.

DAVID GOLD: I just have a few comments to make. I won't be able to entertain you for as long as Mr. Powers did. I apologize for that. First of all, I'm going to go over a few comments that aren't on the sheet that came up today [Exhibit 2].

The issue of whether or not the staff should participate in the community plans and I strongly advocate that staff does. I think that it's important to have a professional quality document that appears in front of you and it's very easy for that not to happen if there's no staff involvement. If there are issues where the community has an issue with a particular staff person, I think they should be allowed to choose staff people. In general I think it's really important that a staff person is there.

Also I think the process should be monitored by Steve, because otherwise issues can arise -- the whole General Plan, a whole community plan could be created and there'd be something that was a legal fallacy at the very outset and people could spend years working on something that fails and we shouldn't let that happen. So I think that it's real important to have staff involvement. Should the staff be limiting, should the staff be defining what the community wants? Absolutely not. The staff needs to be impartial in these situations, but in terms of providing professional resources, I think it's critical.

Also the staff can bring a perspective which may be lacking in the community plan. If you have several communities that are working next to each other they may not be aware of the implications of what they're doing to one another. I think staff is really important.

COMMISSIONER ANAYA: Staff, are you considering that particular amendment at this time? Can it be inclusive in the motion?

MR. KOLKMEYER: Yes, sir.

COMMISSIONER ANAYA: Okay, go ahead, Dave.

MR. GOLD: Mr. Powers and I came from definitely from different places, but I do feel that they have a valid concern in Edgewood that they feel that their efforts are not being recognized. And I believe the Commission owes it to them to acknowledge the efforts that have taken place in some areas, either by, as he suggested instructing staff to proceed more rapidly with a district plan, or at least acknowledging that the passage of this ordinance will not negatively impact the work that they've done.

On to the sheet I have in front of me. Very ,very specific changes -- there's a section

where it defines how the planning committee would be created and who would be notified. I think that in addition to what's stated here that it's very important that other communities that are affected by a plan be given reasonable notice and made aware of the new plan. Why you would want to do this is because if you have, let's say that you have a community that uses a road that is shared by several other communities. Those other communities have a right to know that that road might have increased traffic, or some other commercial development, things like that. It's very important -- if you don't notify these adjacent communities, somebody comes in with a community plan and then it gets turned down because they say this really screwed us and we need to know what's happening.

So I think the issue of notifying more people that these things are taking place, the better, especially when you're affected.

These amendments, it is my understanding that the staff has read them and they don't have objections to them.

MR. KOPELMAN: Mr. Chairman, if we could maybe make quick comments as David goes along. The only concern I think we have is that if you're going to make a requirement that every resident of every nearby community gets notified, we're going to have mass chaos. Maybe if there's a community association that would make sense. I think that's reasonable.

MR. GOLD: Very often things are not noticed in these small public notices. I think a higher degree of that of notification. The notification of a neighborhood association, a flyer. I think that notification, like individual notification is completely inappropriate. I never had that in mind.

COMMISSIONER ANAYA: I think Steve's idea is a good one, if they can notify the community associations.

COMMISSIONER TRUJILLO: Mr. Chairman, I think the people who are involved in community planning will develop a network so that it will be easy to notify surrounding communities on what's going on from one community to another. So I think the essence of community planning is to work with community associations. Inherent in that would be that network that will be fluid and dynamic of easy communication and understanding of what's going on so there won't be any schisms or gaps in communication. That's inherent to the whole effort of community planning.

MR. GOLD: I hope so. I just want to make sure that there's a slight formality, a very clear understanding that these things are not happening in isolation and that there's really something going on.

KEN PIN (Planner): As a follow-up to the General Plan public meetings and the criticism about not noticing meetings we've made a sincere effort of noticing even the small community meetings, especially up north, in Sombrillo and Cuarteles. Anybody is welcome to attend, this applies to the adjoining communities as well. I think that staff is going to try to make these meetings open to as many people as want to attend.

MR. GOLD: I'm not trying to be critical of past efforts of anything like that,

1501805

I just think it should be stated clearly. The other thing is that people should have the right, when these issues are presented in front of them, people should have the right to say, I was not given reasonable notice. I think that's very important. And they should be given reasonable notice.

Another thing is that in the creation of the community plan there -- I've asked that the it include notification to property owners be included in the original criteria. The reason I've included this is because -- what would be a bad situation would be that we'd have a small group of people within a community that are driving a community plan and they kind of don't tell anyone else and then they kind of get themselves on the board and that sort of thing. I know that it's impossible to think that humans could behave in such a lowly manner, but I've seen such things. So I would ask that this be included.

Some individuals may not even want to be in the community plan. There's a lot of work to be part of the community planning efforts. So the issue of notice and notification, it should be very, very clear at the outset who the people are.

The next sentence, I just felt it was ambiguous. I haven't seen the written staff recommendations. They may have addressed this one. It just needs clarification.

This one: Boundaries shall be contiguous and generally avoid inward and outward peninsulas. I know that this sounds like an odd exercise in geometry or something like that, but there's actually a very human and physical reason for this kind of a thing. If you are developing a community plan and someone approaches you with a boundary and it's got a big island off to the side of it, there's a really good chance that there's a problem. That means that the people that are living between the island and the mainland are unhappy or there's some miscommunication or somebody doesn't want it and it's indicative that there's a situation that's inappropriate.

The same is true of peninsulas. If there's a big peninsula sticking out of this then it's basically -- with this giant thing sticking out, all the people on both sides of that thing, there's a good chance that somebody's not being notified, whether they should be in it or out of it. I think in general, problems will arise if you allow that kind of thing. I use the word generally because there are situations where it's appropriate. So in that case it should be allowed, but I think that if that's taking place it should be looked at very, very closely why it's taking place and attempts should be made to contact the adjacent neighbors and ask them what's going on.

For example, there may be a neighbor who is very influential is trying to put up a hog farm on that strip or something like that and the people on either side don't even realize it's happening because they're not being notified. Stuff like that. So I think it's appropriate to work on that. Finally, I've asked that --

COMMISSIONER ANAYA: Before you go on, don't you think you're being redundant by first requesting notification and then the overturn about --

MR. GOLD: No no, it's not redundant, it's just making both things equal.

CHAIRMAN GONZALES: It's for consistency.

MR. GOLD: Yeah.

COMMISSIONER TRUJILLO: David, also going back to the boundaries, I think we've established what existing boundaries for traditional communities are.

MR. GOLD: Contemporary community districts.

COMMISSIONER TRUJILLO: Those boundaries are established. Right, Jack?

MR. KOLKMEYER: For traditional communities they are currently established by the 1980 Code: that's correct.

COMMISSIONER TRUJILLO: And contemporary communities --

MR. KOLKMEYER: Are not established boundaries yet at this point.

MR. GOLD: I have a specific example that I needn't get into but there's an area very close to us where this becomes an important issue.

We have a couple of questions from Chris Leibman and he's not here so I'm going to try to get through them. His questions were: Who leads the community process and is it the staff or community? I think we've gone through that. This question I thought was a good one, is about a survey and his question was, who writes the survey, because the way the survey gets written could be slanted horribly. He and I are not able to come up with a good answer for that but it's a really good question. If you have a small group of motivated individuals who are driving this, then they could write a survey that makes it sound like anything, like whatever they think is correct. I think if nothing else, caution needs to be involved.

Another question: would the requirement for a traffic study unnecessarily hold up the planning process? How in-depth a traffic study needs to be included?

And then finally, the question is in general, how stringent are these requirements? I think these are important questions.

COMMISSIONER TRUJILLO: David, regarding the survey, I think there are inherent checks and balances in the system. We had a situation with Agua Fria where ostensibly there was misinformation, miscommunication, misrepresentation. In the end, it all got cleared out.

MR. GOLD: I'm not sure that the Agua Fria situation is a good one to use for the future.

There are two things I just wanted to add at the end. I have a question about the commercial stuff that just came up. It's just not clear to me. Is it true that once the plan is made, let's say somebody had a small restaurant or auto shop or something like that, in the middle of the community as allowed by the community plan. Would they be allowed to do that, or would they have to move to a commercial node if that was the case? Once a community plan was developed, would they have to move to a commercial node, or could small commercial businesses be allowed?

MR. KOLKMEYER: We need to look into this and make sure that we give you the right answer back because there's some confusion about the Code and the node

concept in this regard. We will do that the next time that we meet. I need to sit down with Oralynn and Judy and come up with an answer for you.

CHAIRMAN GONZALES: I think in general, David, it would be really hard for the Commission to adopt a plan that would require individuals who had a business over a period of time to move it somewhere else where the community wanted it more acceptable. I think that would be a very difficult situation to move forward.

MR. GOLD: I'm more concerned about new business. I would support the idea of small commercial businesses. It depends on how this comes down. It could actually create a legal quagmire. As regards to the question of what is consensus and what is not consensus. I strongly support consensus being a requirement here. On the Arterial Roads Task Force where we have incredibly divergent needs and viewpoints and the only way that we can really do something is through consensus.

The consensus does provide and makes sure that an individual or small group of individuals isn't crushed by the majority. Otherwise that happens. I've seen consensus work beautifully. It seems like it would be impossible. On the Arterials Task Force we spent three years, I don't even know, I can't count the number of votes. All votes were passed with consensus. So it does work. It may seem impossible but it really does work. And it works very well, I might add. I appreciate your time. Thank you.

CHAIRMAN GONZALES: Thank you, David. We always do appreciate your input. Okay, is there anyone else from the public that would like to address the Commission concerning this issue?

COMMISSIONER ANAYA: Mr. Chairman, I move to table the vote on this ordinance so staff could compile this and come back with a final version for our action.

CHAIRMAN GONZALES: Is there a second to table?

COMMISSIONER GRINÉ: Second.

CHAIRMAN GONZALES: All in favor of the tabling signify by saying "aye." All those opposed? [The motion passed without opposition]

COMMISSIONER TRUJILLO: I guess I'm ready to make recommendations on what was presented today. I think we've had the information for a while now and we've had a chance to look at it and assimilate it and make our minds up. Essentially what David and Jerry did was go over the same information that we've had for the last three or four weeks. So the what the West Alameda neighborhoods are presenting are not major changes or that have a major impact to the overall ordinance, in fact they add to the ordinance.

CHAIRMAN GONZALES: Commissioner Trujillo, it's on the table. We can move to try and bring it off and I'll entertain a motion but I'm not sure if --

COMMISSIONER TRUJILLO: That's what I do. I move to move it off the table.

CHAIRMAN GONZALES: Is there a second? The motion dies for lack of a second.

COMMISSIONER DURAN: If I second it, can we have more discussion?

1501805

CHAIRMAN GONZALES: You can't have any discussion on a tabling motion. So this will be tabled for two weeks. I do think it gives the staff a chance to just incorporate these comments. I think they seem pretty reasonable and you're right on base. We tabled it two weeks ago so we could look at their comments and we should probably be consistent. And we wouldn't want to rush into anything.

MS. BOKDE: Just a point of clarification. You had mentioned, Commissioner Anaya, that you want staff to come back with proposed changes for --

COMMISSIONER ANAYA: What we discussed today, to come back with a final version for us to take action on.

CHAIRMAN GONZALES: There may be some additions that were brought forward, Alina, that the staff agrees with and they'll incorporate that into the ordinance.

MS. BOKDE: Okay, so my understanding is the staff can't change the ordinance unless the Commission votes to change the ordinance line by line.

CHAIRMAN GONZALES: You can do exactly what you did today when you proposed the memorandum offering adjustments. That would be the same thing that would come in the form of offering adjustments based on the testimony you heard today.

COMMISSIONER ANAYA: That's good. And hopefully coming back with the final version for us to take action on -- that's our request and direction to you.

i. **MATTERS FROM THE COUNTY ATTORNEY**

1. Executive Session

a. Pending or threatened litigation

COMMISSIONER ANAYA: Mr. Chairman, I move that we go into executive session to discuss threatened and pending litigation.

COMMISSIONER TRUJILLO: Second.

Upon Roll Call vote, Commissioners Anaya, Trujillo, Duran, Griñé and Chairman Gonzales voted affirmatively to meet in executive session.

[The board met in executive session from 5:25 to 5:50]

Recovering from Executive Session, Chairman Gonzales announced that the Board discussed pending litigation.

Commissioner Anaya moved to reconvene in open session. His motion was seconded by Commissioner Duran and passed by unanimous voice vote.

1501805

ADJOURNMENT

Chairman Gonzales declared this meeting adjourned at approximately 5:50 p.m.

Approved by:

Marcos P. Gonzales
Board of County Commissioners
Javier Gonzales, Chairman

Respectfully submitted:

Karen Farrell
Karen Farrell, Commission Reporter

ATTEST TO:

Rebecca Bustamante
REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK



1027.708
COUNTY OF SANTA FE } SS
STATE OF NEW MEXICO }
I hereby certify that this instrument was filed
for record on the 10 day of June A.D.
19 98, at 8:08 o'clock a. m
and was duly recorded in book 1501,
page 805 of the records of
Santa Fe County.

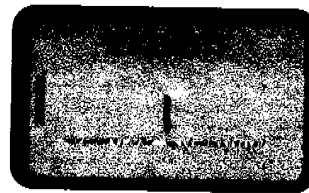
Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.

Marcella Salazar
Deputy

Marcos P. Trujillo
Commissioner, District 1

Paul Duran
Commissioner, District 2

Javier M. Gonzales
Commissioner, District 3



Richard D. Anaya
Commissioner, District 4

Joe S. Grifé, Jr.
Commissioner, District 5

Domingo Sánchez III
County Manager

MEMORANDUM

1501805

To: Marcos Trujillo, Commissioner, Dist. 1
Paul Duran, Commissioner, Dist. 2
Javier Gonzales, Commissioner, Dist. 3
Richard Anaya, Commissioner, Dist. 4
Joe. S. Grifé, Jr., Commissioner, Dist. 5
Domingo Sánchez III, County Manager

From: Alina Bokde, Planner II
Jack Kolkmeier, Planning Division, Director

Via: Vincent "Corky" Ojinaga, Land Use Administrator

Date: April 28, 1998

Re: Community Planning Ordinance

Comments from the first public hearing and written comments from residents have brought out important issues concerning the Community Planning Ordinance. Below are planning staff's proposed changes to the Ordinance that address these issues. The underlined words are proposed additions and the strikethrough are proposed deletions to the Ordinance.

District and Sector Planning: The community planning process outlined in Article XIII should apply to only Traditional and Contemporary Communities. The Ordinance still allows for two or more communities or neighborhoods to do a joint community plan. The planning process for District planning is a separate process requiring different planning elements. This Ordinance does not address the complexity of District planning that has begun as part of Part II of the General Plan. For example, the method by which committees are formed in a District planning process may be different than what this Ordinance requires, as demonstrated in the appointment of the committee for the Highway Corridor District. Staff recommends that any reference to District and Sector planning in Article XIII be deleted.

(Please Note: Concepts of Districts are dealt with in Part II of the General Plan and therefore follows a different process. This Ordinance deals specifically with Traditional and Contemporary Communities and does not affect the Estancia Basin District Plan that has been submitted. This District Plan will be considered in Part II of the General Plan process and at this time, both input from the community and staff will be given.)

4.1 District and Sector Plans

4.4.1 District and Sector Plans shall follow the planning process as outlined in this Article XIII.

To clarify the purpose of the Ordinance, staff recommends the following amendment to the **Title of the Ordinance**:

An Ordinance Creating a New Article XIII of the Land Use Development Code To Outline a Traditional and Contemporary Community Planning Process for the Development of Community Plans, and Amending Article III, Article VI and Article X.

County Staff Involvement: The adoption by the Board of the General Plan, Part I: Policies demonstrated a clear commitment to community planning. The communities also expressed in the General Plan public hearings the importance of staff involvement in all components of the community planning process. The communities currently engaged in community planning are requesting continued, more and not less of staff involvement. To delete references of staff involvement in the community planning process would continue to keep the County's role in community planning ambiguous and may be detrimental to the community planning process. Staff recommends the following amendments to the Ordinance.

4.1.2 Participation and Representation

- a) Any community undertaking a Community Plan shall first create a Planning Committee that shall be approved by the Board in conjunction with County Staff. Members of this Committee...
- b) All planning sessions and activities...
- c) All public participation proceedings shall be recorded.

- 4.1.3 a) list of members of the Planning Committee at the time of application.
 b) recommend a community contact person or organization so that the County may notify the community about development projects and other pertinent issues. (This was moved up from point j under *Required Planning Elements*)

- 4.1.4 (Add at the end) The Board shall develop a written agreement to delineate County staff and resources that shall be provided to the planning effort.

Staff believes that a written agreement between communities and the County will provide a clearer understanding of the role of the staff and resources given to the process. Staff recommends that wording be retained throughout the Ordinance regarding staff involvement in the process to provide technical assistance and resources for all communities in the community planning process.

Critical Planning Area Designations: The designation of a community as a Critical Planning Area is a County designation and therefore the State should have no jurisdiction over this designation. The County should retain power to assess when a community has reached the criteria as stated in the Ordinance. Per the Ordinance, a community can only be designated as a critical planning area by the BCC. Staff recommends that the text for Critical Planning Areas be amended as the following:

4.5 Critical Planning Areas

4.5.1 The BCC may designate specific communities...

- a) water delivery systems or water supply is inadequate or is threatened, as determined by the BCC; or,
- b) pollution of water resources has occurred or is threatened based on authoritative analysis or as determined by the BCC; or,
- c) fire protection is hindered as determined by the County Fire Department Chief or as determined by the BCC; or,
- d) no change
- e) no change
- f) no change
- g) no change
- h) no change
- i) cultural integrity and unique character are immediately threatened as determined by the BCC; or,
- j) no change

The Ordinance states that the BCC may direct the planning staff to lead all or part of the planning process for communities designated as a Critical Planning Area. Written comment from John Crawford recommends that a LDRC as an entity should lead the planning effort. There are two concerns from the Planning Staff in regards to this recommendation. First, many communities will not have a LDRC until after their community plan is adopted, secondly, a planning committee is picked by the community and approved by the Board at the beginning of the process, while a LDRC is a land use review committee appointed by the Board and not the community. Staff is concerned that these two committees will work at odds with each other.

Plan Review: Staff recommends the following amendment to the Ordinance.

4.7 Plan Review

- 4.7.1 Documents and maps shall be submitted to the County for review and when the Land Use Administrator deems the application complete based on criteria set forth on 5.3.1, scheduling of appropriate hearings will occur within thirty (30) calendar days. The Planning Committee shall hold no less than two (2) public hearings in the community to receive community feedback.

Consensus: From both the first public hearing and written comments, there was a concern that the process of consensus was not defined enough to provide guidance to communities as to how decisions should be made. The proposed amendments clarify the decision making process of consensus.

5.3.1 i) Planning staff will work with the Planning Committee to reach an agreement on the planning process and basic guidelines for decision making that shall be followed throughout the process. Resolve disagreements by consensus, rather than by majority voting. Consensus is defined as reaching agreement among all parties in the community and formulating alternatives. In cases where disagreements on key issues are not resolved, the County may assist through mediation or impasse resolution to reach consensus. If there is a party in the process that cannot reach consensus, they may write a letter of dissent that will travel with the Community Plan and will be reviewed by the BCC at the time of adoption.

Commercial Uses in Traditional Communities: The Land Use Code currently has two options for commercial uses in Traditional Communities. The amendment of Article VI, Section 4.3 seeks to clarify the Code. Staff recommends that the Board delete this section and retain Article III, Section 4.2.2. Article III, Section 4.2.2 allows for mixed uses and commercial to occur anywhere within the Traditional Community Boundary, unless a Traditional Community does have qualifying intersections. For Traditional Communities that do meet the criteria for qualifying intersections, they must comply with the node requirements. For example, Edgewood does meet the criteria for qualifying intersections and therefore, because of its scale, commercial and industrial uses must be located in a node.

To The Commission

1501805

This list of amendments has the endorsement of the membership or directors of the following groups:

- Puesta del Sol Homeowners Association (505-471-1601)
- Sierra Azul Homeowners Association (505-438-4416)
- West Santa Fe Association (505-471-3974)

Amendments are organized by chapter and subchapter. Each amendment is separated. Strikeouts indicate deletions, underlines indicate additions. The page and line number correspond to the latest draft of the plan. A brief explanation follows each amendment.

In general we support the intent and implementation in the ordinance. We commend the staff and Commission for bringing it forth.

Thank you,

Combined Associations

Planning Process

- (Page 5 Lines 3-5) 4.1.2 a) Any community undertaking a Community Plan shall first create a Planning Committee in conjunction with County staff. Members of this committee shall be residents and property owners of the community and be representative of its diversity. Once this Committee is defined planning activities may begin. Where other communities are affected by the Planning Effort, those communities shall receive reasonable notice of the Planning Effort and Planning Committee meetings.

Concerns: A planning effort can have a large effect on adjacent or other communities. For example:

- ♦ An adjacent community where a large commercial area is being designated on the boundary.
- ♦ A community along an major access road that is used by the Community Plan, but not incorporated along the boundaries.

- (add after Page 5 Line 21 4.1.3.h) h) Proof of reasonable attempts to notify effected property owners

Concerns: Individuals will require representation in the planning process. It is critical that anyone effected by the planning process be aware it is taking place.

1501805

Representation will require time and energy. Individuals outside proposed boundaries may want to be included. Individuals within may not want to be included.

- (Page 5 Line 23) All submittals shall be reviewed by staff and presented by ~~the~~ Planning Committee and Community members to the Board with staff recommendations.

Concerns: This sentence is otherwise ambiguous. This clarifies who is the presenting body.

- (new section 4.2 after Page 5 Line 27) Boundaries shall be contiguous and generally avoid inward or outward peninsulas.

Concerns: Requiring contiguous boundaries eliminates small "islands" that want to be included but should probably be part of a different planning effort. A similar case can be made for "peninsulas". Where these cases exist, most likely there are disgruntled individuals or issues that should be resolved prior to the beginning of a planning effort.

- (in section 4.7 Plan Review Page 5 Line 50) notice to residents and property owners in the affected community, and reasonable notice to effected communities outside the boundaries of the planning area

Concerns: Anyone who is effected by a planning effort should be notified that the effort is taking place and be allowed to comment.

Questions We Have

- (in section 4.5.3 Page 6 Line 28) Who leads the Community Planning Process in Critical Planning Areas? Is staff or the community? How it is the community represented?
 - (in section 5.3.1a Page 7 Line 26) Who writes and designs the survey? Is staff or the community? How it is the community represented?
 - (in section 5.3.1c Page 7 Line 30) Would the requirement for an initial traffic study unnecessarily hold up the planning process? How in depth a study is initially needed?
 - (in section 5.3.1 Page 7) In general how stringent are these requirements and would they hold up the planning process?
-

END
OF
BOOK

MINUTES OF THE BOARD OF COUNTY
COMMISSIONERS

DATE OF MINUTES 4.28.98

DATE OF FILMING _____

CAMERA OPERATOR YVONNE SANCHEZ

REGULAR MEETING