

SANTA FE COUNTY

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REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

May 25, 1999

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

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

Members Present

Commissioner Paul Duran, Chairman
Commissioner Joe Griñé
Commissioner Marcos Trujillo
Commissioner Richard Anaya [late arrival]

Members Absent

Commissioner Javier Gonzales

IV. APPROVAL OF AGENDA

CHAIRMAN DURAN: Are there any changes to the agenda?

DAVID WOLF (County Manager): Yes, Mr. Chairman. There's a change to item IX. F. 2. It is now "Request authorization to publish the title and general summary to amend ordinance No. 1997-6, Comprehensive Solid Waste Management Ordinance."

Then in the Consent Calendar, item K, when we go over the Consent Calendar, it you could pull that one so we could provide you with just a brief explanation of that item.

CHAIRMAN DURAN: Which item is that?

MR. WOLF: It's K. Item Q under the Consent Calendar, just the first bullet, the A.S. Horner amendment for County Road 91A needs to be tabled. Then Item F.1. under Public Works, the agreement with La Tierra Homeowners Association. That's tabled. Item H. 1, under the County Manager, the United Way contract, table that item. And item X.B. under Public Hearings. We need to table that item also.

COMMISSIONER GRINÉ: The ordinance?

MR. WOLF: Yes.

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CHAIRMAN DURAN: I'm sorry David. Which one was that?

MR. WOLF: That's item X. B. for Rancho Viejo.

COMMISSIONER GRIÑÉ: Why was that tabled?

MR. WOLF: There's a few details, Mr. Chairman, Commissioner Griñé, that still need to be worked out between our bond counsel and our County Clerk.

COMMISSIONER GRIÑÉ: Why is that taking so long, Becky?

BECKY BUSTAMANTE (County Clerk): I haven't gotten the information from the bond counsel and this is the first election that's going to be taking place in the state of New Mexico. It's never been done before and there are certain procedures that have to be followed.

CHAIRMAN DURAN: Okay, I was wondering if the Commission might entertain a motion to move presentations, the City of Santa Fe General Plan to the beginning of the meeting so we could hear them and they could to back to work.

COMMISSIONER GRIÑÉ: That's fine.

CHAIRMAN DURAN: Does that sound okay. Great. So we'll move that to just before the Consent Calendar. So are there any other amendments or changes to the agenda?

Commissioner Griñé moved to approve the agenda as amended. Commissioner Trujillo seconded and the motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

VIII. PRESENTATIONS

A. City of Santa Fe General Plan, Presentation by the City of Santa Fe Planning Staff

JACK KOLKMEYER (Planning Director): Mr. Chairman, Commissioners, good afternoon. It's been recommended several times during the past year, on and off, you may remember, that it would be a good idea if the City planners came and talked to you briefly about the City General Plan and that the County planners reciprocate and make a presentation of the County plan to City Councilors. So I'm very happy to let you know that we're ready to do that today and that we're very happy to have City planners Anne Condon, Cyrus Samii and Tamara Baer here this afternoon to do a brief presentation for you on the recently adopted City General Plan.

ANNE CONDON: Good afternoon and thank you for welcoming us here. We're working to get Jack on our schedule over at the City. We'll do that within the next few weeks to a month I hope. And all three of us are here to answer questions. Cyrus Samii will be making the presentation. Thank you.

CHAIRMAN DURAN: Thank you and welcome.

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CYRUS SAMII: Chair Duran, members of the Commission, it's a pleasure to be presenting here again. It's been a while since last time I was in the County Courthouse and it brings back fond memories. I'm here to present on the General Plan this afternoon. I want to keep it as brief and as conversational as possible. To bring forward particular interests or concerns the Commission might have with respect to the General Plan.

As you know, the General Plan was adopted April 14 by the City Council and it really kind of spells out what our directive is for growth and for development over the next twenty years. There are essentially three salient features about the General Plan that I'd like to highlight this afternoon. The first is the urban area boundary. This is the urban area boundary. That is delineated by this thick blue line and essentially it is a reflection of where we hope to have urban densities, urban area services over the next twenty years. That is essentially the delineation of where we feel it should be in terms of municipal services and densities. It essentially follows the Santa Fe Relief Route, includes the Municipal Recreation Complex and the airport and then comes back following I-25.

The second feature to note is the growth areas. These are areas that are often currently outside of the city limits, south of Tierra Contenta, south of Rodeo Road, but those are the areas where we anticipate growth to take place and that is where we're thinking in terms of accommodating our projected growth over the next twenty years. We anticipate that most of it will take place over here, so it has implications for annexation and for the creation of infrastructure for the City.

The third area has to do with the creation of and the preservation of neighborhoods. So I think one of our focuses is the preservation of existing neighborhoods and the creation of new ones in terms of providing for a mix of uses, for services, for infrastructure and for the like. So if you look at this area, for instance, south of Tierra Contenta what we're looking at is a whole series of densities, of residential, we're talking about parking, we're talking about institutional uses, we're talking about open spaces and the kind of elements that are important for the creation of neighborhoods. I think those are the three key elements for the General Plan and they're also the three key elements in terms of our working with the County in terms of making them happen. I think all three are areas of mutual concern, the urban area boundary, the urban area growth areas, which as I say are often what is currently the county but we would like to see in the urban area in the next twenty years, and the creation of neighborhoods, which continues to be a challenge for us and for the City and we've worked with Jack a whole bunch to bring forward, especially for the Airport Road area.

Having said that, I would like to open it up for your questions and discussion.

CHAIRMAN DURAN: Cyrus, I have a question. Is this the area that will ultimately be annexed over the next twenty years? Do you anticipate the entire area being annexed?

MR. SAMII: That is a policy statement that is being made with the adoption of the General Plan. We are looking in terms of the urban area and we'd like to come

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forward with annexation in terms of the phasing and staging of the annexation. Again, as we're looking at it, we're looking at the whole area, but as you see there are areas that have a greater degree of emphasis with us today. Particularly those areas in which we have gone a little bit further in terms of the planning process. It's close to this area over here and by Agua Fria.

But we would have to come back with an annexation plan and actually the staging for annexations over the period. But the policy statement is yes, this is our urban area.

CHAIRMAN DURAN: Urban densities are like what? Like an R-5?

MR. SAMII: We really have a variety. If you're looking at what we've got over here, for instance, we do have a designation for very low density, which is between one and three dwelling units per acre. For the most part we'd like to see, let's say three to seven as more typical of what we'd like to see but within the urban area we do in fact encounter densities less than three.

CHAIRMAN DURAN: Because in order to achieve that density, it will have to be annexed or something would have to change in the EZO. Is that correct?

MR. SAMII: Absolutely. That's correct, in terms of what we'd like to achieve over here. And really, one of the major changes is the concentration of population and actually being able to take advantage of some of the economies that allows in terms of the infrastructure and community services that are provided, the urban services provided.

CHAIRMAN DURAN: So do you think the City would be open to maybe perhaps other than annexing the property, would they be agreeable to amending the EZO to provide for urban densities and not necessarily annex? Part of what I'm thinking of is there are some areas, I guess the Airport Road area that I'm thinking about. I'm not sure when that area will be annexed by we're working on some transfer of development rights and other ideas to create urban densities and work that within the transfer of development rights program. My understanding is that area really isn't slated for annexation at this time and the area that is going to be considered is Rancho Viejo and that area there, Nava Ade.

MR. SAMII: Definitely not Rancho Viejo. We're stopping just this side of I-25, so we're not looking at those areas for annexation at all. In fact, Airport Road had been brought forward for annexation. It was requested by the City Council but they subsequently decided to do it within the construct of the General Plan rather than taking it on independently. I think the City Council would definitely be open to whatever collaborative efforts could be done in order to achieve the end. I don't think the mechanism is so important as the end that would come forward and I think there's some openness. We were all at that TDR conference with Jack and with Anne and I know that they might have some ideas on that, in terms of what to bring forward.

But definitely, there is an openness. I think the key there is how to achieve it. The EZA was set up for the transition, essentially from the County to the City. From rural to urban and so it is one of the mechanisms that's definitely appropriate for achieving that goal of transition to urban area.

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CHAIRMAN DURAN: I just have this thing about Airport Road. I don't know what it is.

COMMISSIONER GRINÉ: Mr. Chairman, Cyrus, in your policy statement, do you more or less indicate a time line as to when you are planning the annexations?

MR. SAMII: There has been a staging plan that has been developed which indicates that these would be the first levels in terms of our annexation, this area south of Rodeo Road, the area south of Airport Road would be I think in terms of our staging the most important, in terms of bringing forward. Then obviously, I think a lot of the clean-up in terms of the boundaries that do exist and are somewhat haphazard at this point. So what you have in front of you is essentially what we are looking at as far as our staging for annexation. There's not a time line definitively associated with that in terms of will it happen within three years or five years or seven years. But what we have to do is, now that we have this approved, now the urban area boundary for the long term, for the twenty year period has been approved, what we'd like to do is come back with specifics for annexation.

COMMISSIONER GRINÉ: Cyrus, I think it would be in the best interest for everyone on this staging that they should at least have an idea as to a time line because if I own property in those areas that means that something is hanging over your head and a chopping block coming down.

MR. SAMII: We don't think of it as a chopping block.

COMMISSIONER GRINÉ: I don't mean in that form. I think it would be in the best interest of the communities that are involved in those areas to at least have an idea as to what there is going to be.

MS. CONDON: Commissioner Griné, we agree with you and in fact that was one of the critiques we got on an earlier draft on the General Plan and at one time it was part of this graphic and I'm sorry to see that it dropped off, but basically, we're talking about staging area one in our plan as being initially, immediately upon adoption of the plan through about the year 2005 and then staging area two, from about the year 2005 to 2010. And staging area three would take from 2010 on in to the future, we said until 2020, but actually it would probably go beyond that. [Map attached as Exhibit 1]

And the reason we tried to assign some dates is we did look at our bonding capacity and CIP costs and how many of the major projects that would have to be in place in order for this growth to occur and how many could we reasonably fund and do within a certain time frame. So it's really a very, very quick look at staging until we go into a more detailed capital improvement program. It's still just a guesstimate at best.

COMMISSIONER GRINÉ: Also I'd like to pass on to you that from the County's plan, if we went together as team players we might be able to make this happen a lot sooner. Team up. The bonding capacity with the County and with the City would probably allow it to happen sooner. I would like to see it happen much sooner as far as hopefully not having to wait ten or twenty years. It's not that we're trying to get rid of our [inaudible] It only means good planning and kind of take the County out of it and you could

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plan it on your own. Maybe it will take a little bit more reason to satisfy Councilor Montano too, in the EZO.

CHAIRMAN DURAN: I think that this area that we're talking about, the urban growth boundaries, the urban area boundary, that area is within the area that we're talking about regional planning program. The resolution that we hopefully will adopt next month, and that the City Council is going to review tomorrow actually deals with some cooperation on annexation. Some discussion will take place between the County and the City on those annexations and I think that's great.

MR. SAMII: And we are very supportive and very excited about that prospect and that possibility. Again, for us I think the exact details of how this is going to come forward, or the mechanics or mechanisms through which this will take place, I think still need to be spelled out, still need to be established. I think one of Jack's concerns throughout this has been really the establishment of neighborhoods throughout this area and as we're making the transition from rural to urban how to address that issue.

CHAIRMAN DURAN: To address your statement, Commissioner Grinë, I think that it will become clearer once we get on board with on another on the regional planning process. Hopefully that will take place.

COMMISSIONER TRUJILLO: I have a question, Mr. Chairman. How far north does that extend, Cyrus?

MR. SAMII: I think that the current municipal boundary is identical to this map, to my knowledge.

COMMISSIONER TRUJILLO: How far north is that? That's surrounding the historical traditional community of Tesuque, right?

MR. SAMII: I do not believe so. No.

COMMISSIONER TRUJILLO: The Tesuque traditional village --

MR. SAMII: Is over here, correct. And so it's outside. That's correct. That's outside of our urban area boundary. I think the one change that we made here was to extend this, to encompass the corridor of 285, was the main change in that area.

COMMISSIONER TRUJILLO: And how far north does it go?

MR. SAMII: I really don't know what the landmark is at that point. I'm sorry.

COMMISSIONER GRINÉ: Mr. Chairman, Cyrus, where is the Tesuque turn-off, right there off of 285?

MR. SAMII: This I believe is the Tesuque turn-off over here.

COMMISSIONER GRINÉ: Is that the opera, that red-shaded spot?

MR. SAMII: I don't believe the opera is within our boundary. No, it's before the opera.

COMMISSIONER GRINÉ: Why do you have that red spot up there?

MR. SAMII: I'm trying to think what that is. I think it reflects current development is what it does. I believe it's San Antonio. I think the city limit is based on

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that as well, based on the annexation agreement with Tano.

CHAIRMAN DURAN: It adjoins the opera?

MS. BAER: I'm not sure if it goes exactly up to the opera, but it doesn't encompass it.

CHAIRMAN DURAN: The access is off Tano Road, I believe. Well, I think it's great that you guys have adopted your General Plan. We're hopeful that we can get ours adopted in the next month or so, so that as we can sit down in the regional planning table that we have two plans that can guide us, regionally for the community.

MS. CONDON: Thank you for allowing us to come and we're looking forward to that opportunity too. As we said, we think the two plans are compatible and with a little work on urban area boundaries and annexation plans, that we can bring something together that both bodies I think can adopt at some point, a mutual policy document.

CHAIRMAN DURAN: Great. Any other questions? Thanks for coming.

VI. CONSENT CALENDAR

County Manager Wolf read the Consent Calendar as follows:

- A. Resolution No. 1999-61. A resolution requesting a budget increase to the Fire Fund fiscal year 1999 budget for impact fees for the Edgewood and Hondo Fire Districts and in the general fund to budget proceeds from the sale of surplus vehicles**
- B. Resolution No. 1999-62. A resolution requesting a budget decrease to the road projects fund for fiscal year 1999 to match the actual amounts of state co-op grants received for Walnut Subdivision, County Road 85 and County Road 78**
- C. Resolution No. 1999-63. A resolution requesting a budget increase to the road projects fund fiscal year 1999 budget from a change in the agreement with the Eldorado Community Improvement Association, Incorporated, for road improvements to Avenida Casa de Oro**
- D. Resolution No. 1999-64. A resolution requesting a budget transfer from the 1996 CIAP program fund to the Public Housing Administrative Fund to reimburse for overtime maintenance expenses**
- E. Resolution No. 1999-65. A resolution requesting a budget transfer from the Section 8 Certificate program fund to the Public Housing Administrative fund to reimburse for a portion of wages and employee benefits of the Section 8 FSS Coordinator**
- F. Request authorization to accept and award a contract to the lowest responsive bidder, IFB #99-38, for project construction materials**

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- G. Request authorization to accept and award a contract to the lowest responsive bidder, IFB #99-45, for the construction of the Shady Lane improvements**
- H. Request authorization to accept and award a contract to the lowest responsive bidder, IFB #99-43, for the construction of an arena cover at the County fair grounds**
- I. Request authorization to accept and award a contract to the lowest responsive bidder, IFB # 99-47, for the construction of a sewer line at Agua Fria Park**

MR. WOLF: This is the item I mentioned earlier that I'll read into the record now and then you can pull this so we could give you an additional explanation when we're done with the Consent Calendar.

- K. Request authorization to enter into amendment number one to the contract (No. 99-665.42.010 with the New Mexico Department of Health/Public Health Division for the Maternal and Child Health grant coordination and implementation**
- L. Request authorization to enter into amendment number one to the contract (RFP #98-47A) with La Familia Medical Center to provide perinatal case management Promotora Outreach and health education**
- M. Request authorization to enter into amendment number two to the contract with Santa Fe Community College Division of Early Childhood to provide emergency child care**
- N. Request authorization to enter into amendment number one to the contract (RFP # 99-47B) with Presbyterian Medical Services Teen Health Center to provide confidential reproductive health and mental health services**
- O. Request authorization to enter into amendment number one to the contract (#98-000495) with Pojoaque Valley School District to provide health education coordination**
- P. Request authorization to enter into amendment number two to the contract (#98-48) with Edith L. Powers, LMSW, to provide maternal and child health coordination services**
- Q. Request authorization to enter into a change order to the construction contract with Romero Excavating and Trucking (#99-31) for the Agua Fria Landfill closure**

MR. WOLF: And that's the Consent Calendar, Mr. Chairman.

CHAIRMAN DURAN: I'd like to isolate one other one for discussion. I just

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have a couple of questions. And that would be item J. So then what we're going to pull for discussion would be item J and K.

Commissioner Grifé moved blanket approval of the Consent Calendar with the exception of items J and K. Commissioner Trujillo seconded and the motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

CHAIRMAN DURAN: So, David, on number J, the construction of the sewer line at Agua Fria Park, is that going to go down the middle of the road? Is there a map or something within the packet that shows where that sewer line might go?

MR. WOLF: Mr. Chairman, I could have Corky explain, or David Madrid explain that further but it will basically provide sewer service to La Familia Medical Center, the park and the fire station that's out there and it would be in the road.

CHAIRMAN DURAN: So the sewer line would go all the way to the northern part of our 80 acres? We have 80 acres there right?

VINCENT OJINAGA (General Services Director): The location of the fire station, just north of the fire station.

CHAIRMAN DURAN: And that's the northern boundary of the park?

MR. OJINAGA: That's correct.

CHAIRMAN DURAN: And it would go down 62?

MR. OJINAGA: All the way to Agua Fria. Well, not to Agua Fria, but to the existing sewer line, the City sewer line, which runs on the north side of the river.

CHAIRMAN DURAN: Okay. That's all I wanted to know. Thank you.

MR. WOLF: Mr. Chairman, Andrew will explain item K.

ANDREW CHAVEZ (Administrative Services Director): Mr. Chairman, Commissioners, on item K, we had anticipated that the Department of Health would have the finalized signed contract that funds MCH. We expected to have it before today. However, they have a council that meets the first week in June to review this contract. It's a contract that provides us with \$195,010 and it funds all the items that follow K and all the way through P. It funds all the MCH contracts. It's going to be exactly the same contract that we have this year. What we're asking today is that the Commission authorize the Commission Chair to sign that contract when it comes in.

The reason it's important to sign it before your next meeting is that we need to -- after you sign it then it goes to DFA and DFA Contract Reviews has to sign it and then we have to implement it after that. It becomes effective the earliest, July 1, or when they sign it if it's after July 1. In other words, they have to sign it before it becomes implemented. So we're asking that the Commission allow the Commission Chair to sign on behalf of the Commission that contract. And we will make sure that the attorney reviews it to make sure that we don't have any problem. If you have any questions.

COMMISSIONER TRUJILLO: So the contract has to be signed before the

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end of the FY?

MR. CHAVEZ: It has to be signed before the end of the FY, before July 1 because all the other contracts that are on there, including the one -- including all of them, are continuation contracts that are already in place. They fund the program that's in Pojoaque, the program for the teen center that's here in the high school. It funds Edith Powers' contract and the emergency child care. And those are programs that are ongoing and we need to have the contracts in place July 1.

COMMISSIONER TRUJILLO: I don't have any problem with that.

CHAIRMAN DURAN: Any other questions? What's the pleasure of the board?

Commissioner Trujillo moved to approve Consent Calendar items J and K and Commissioner Griñé seconded. The motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

VII. ADMINISTRATIVE ITEMS

A. Committee expirations, resignations, vacancies

B. Committee appointments

1. Santa Fe County Road Advisory Committee

MR. WOLF: Mr. Chairman, I believe there's one for the Road Advisory Committee. Robert will present that to you.

ROBERT MARTINEZ (Deputy Public Works Director): Mr. Chairman, Commissioners, Rebecca Parsons has been the alternate for Road Advisory Area Seven, which is Richards Avenue, Old Galisteo Road, and the Valle Lindo Subdivision area. Her term is expiring the end of this month and she has shown interest in being reappointed as an alternate. This is in Commissioner Griñé's district.

COMMISSIONER GRINÉ: Mr. Chairman, I think that encompasses my district and Commissioner Gonzales' district.

MR. MARTINEZ: Yes, the Valle Lindo area is Commissioner Gonzales'.

Commissioner Griñé moved to approve the reappointment of Rebecca Parsons as alternate on the Road Advisory Committee and Commissioner Trujillo seconded. The motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

CHAIRMAN DURAN: Thank you, Robert.

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IX. STAFF AND ELECTED OFFICIALS ITEMS

A. Quarterly report

1. County Sheriff

MR. WOLF: Mr. Chairman, both Benjie and Ray talked to me just before the meeting. They had to go out and take care of something at the jail. They left the reports here for me to pass out to you and just, I could briefly go over some of the information in here that they gave to me before they left. [Reprts attached as Exhibit 2]

COMMISSIONER GRINÉ: What's going on at the jail, David.

MR. WOLF: I don't know yet. They said if it was anything they'd call us back so we could find out. What they have on this sheet here is they've got their total calls and they have a three month comparison, 1998 versus 1999 for January, February and March. Their total calls indicated that they're pretty close, 4,891 versus 4,889.

On the second page, one of the things I found interesting when they showed this to me real quick is citations issued by the Sheriff's Department, that's the third category down on the second page, are up this year 2,161 versus 1,526 for the same three months last year. And they said the increase is because of the patrol that they're doing on the bypass and it's causing the additional citations.

The other item that I thought was real interesting that I point out is on the last page under Transport Division, the quarterly report. The transports are way up. I don't think they gave me a comparison for the prior year, but you can see we've had 1,065 transports this year and that's because of running the increase of inmates that we have at the jail back and forth between the jail and the courts and having to run to Hobbes to transport between the prison and courts. And they said they would explain that more tomorrow during the budget hearings and explain what kind of impact that's had on the budget and the reasons for it.

CHAIRMAN DURAN: David, does the increase in citations, is that a revenue source for us?

MR. WOLF: I don't know, actually, Mr. Chairman.

COMMISSIONER GRINÉ: It goes to the state general fund.

CHAIRMAN DURAN: Oh, it does? Okay.

COMMISSIONER TRUJILLO: Mr. Chairman, last year, we approved I think it was nine new positions for the Sheriff's Department and we impressed on them that these positions should be dedicated to outlying areas, to rural communities, away from 285 and the bypass and things like that. I'm going to bring it up tomorrow but the comments that I'm getting from the community is that in the main thoroughfares, all you say is Santa Fe County sheriffs and the outlying areas continue to be abandoned. But I think that's something that I need to bring up with the Sheriff and I'll do that tomorrow. But that's the concern that I'm getting from my constituency.

COMMISSIONER GRINÉ: Mr. Chairman, I guess along those lines too is

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that why is there so much concern on the bypass and I echo what Commissioner Trujillo just said that the north and the south, with nine new positions and we're still getting the same situation before those nine new positions. And if nine new positions only increase the citations along the 599, obviously, in all good things, maybe we should cut back. If they're going to concentrate around the city limits, that's definitely not what the intent was originally.

MR. WOLF: Mr. Chairman, Commissioners, I can't speak on behalf of the Sheriff and I think it's probably best that we address these issues like you all suggested during the budget hearings tomorrow. However, I know that before they opened the bypass here, whatever it was, four or five, six months ago, there was a number of concerns from the citizens that live in that area because of the lack of crossings. They asked for increased patrols in that area and that was one of the concerns as well as adding the crossings that citizens from that area had brought up and asked for. So I think that may be part of it.

The other thing, some of those positions were to provide court security. It's probably best when we deal with this when the Sheriff is here.

CHAIRMAN DURAN: David, are these vehicles GPS-equipped? They have that satellite ground control thing you can tell where they are at any given time.

MR. WOLF: Mr. Chairman, no, they're not.

CHAIRMAN DURAN: Are there any other questions about the Sheriff's report from the County Manager?

IX. B. FINANCE DEPARTMENT

1. Request authorization to enter into a professional services agreement with Feliz Colibri for archaeological services for Agua Fria Road project

DONNA GARY (Finance Director): Mr. Chairman, Commissioners, the Purchasing Section and the Public Works Department negotiated a purchase agreement with Feliz Colibri to perform archaeological services for the Agua Fria phase 2 project. The services will include the archaeological testing of the Agua Fria Schoolhouse site, which is the .8 mile portion of County Road 62 in conjunction with La Familia Medical Center site, and an archaeological survey of three acres at the San Isidro Crossing project.

The Finance Department and the Public Works Department request authorization to enter into a purchase agreement with Feliz Colibri in the amount of \$10,559.14, including gross receipts tax.

CHAIRMAN DURAN: Donna, is it possible for them to do the entire 80-acre site?

MS. GARY: I'll have to defer to somebody from Public Works if they're

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here.

CHAIRMAN DURAN: So the area, what's the total ground area that they're going to be -- three acres? Do you know much about that process. Can you tell me a little bit about it?

TED BARBER (Project Development Director): I'm sorry, you were talking about an 80-acre site? Are you talking about the entire Agua Fria Park site?

CHAIRMAN DURAN: Right. Well, the Agua Fria Park is about 80 acres. And actually, some of it doesn't need it because we have baseball fields -- I guess what I'm trying to find out is how much more would it cost -- if we have to spend \$10,000 or something like that every time on a report, it might be nice just to have an archaeological site done on all of it at once.

MR. BARBER: Okay, Chairman Duran, we can negotiate that into the contract and we could come before you again to amend it if you want to do that. The thing of it is, the reason we do these is the state requires us to do them only when we're going to construct something like a sewer line or a road or a building. We could still do it if you think it's necessary.

CHAIRMAN DURAN: Well, if the criteria is just that it's performed before any ground is disturbed, would we have to duplicate the work when we decided to build something?

MR. BARBER: You sure would. The law states, the state law is that any time you're going to do construction on state land that you need to have one of these done and after the report's done it goes to the state archaeologists and they review.

MR. OJINAGA: Mr. Chairman, Commissioners, this property, the Agua Fria Park is approximately 70 acres in size. It is patented from the BLM to Santa Fe County. We've talked to them before. It doesn't sound like we would need to do any type of further studies on that particular site because we already have ball fields on the north side. La Familia is ready to build or start construction and also there was an old dump site on that piece of property. I don't think it's going to be required on the Agua Fria Park itself.

CHAIRMAN DURAN: Thank you. The reason I'm asking a lot of questions about the Agua Fria area is I'm trying to get some information together so that I can make a presentation to the County Commission about maybe assisting the City in finding a site for Jarambe, that teen center. So you know why I'm asking so many questions about it. Any questions of Donna?

Commissioner Trujillo moved to approve PSA 99-0050-PW and Commissioner Grinë seconded. The motion passed by unanimous voice vote. [Commissioner Anaya was not present for this vote]

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IX. B. 2. Request authorization to accept and award a contract to the highest qualified respondent, RFP #99-37 for auditing services

MS. GARY: Mr. Chairman, Commissioners, the Finance Department requested proposals for financial and compliance audit services. A proposal opening was conducted on April 6 and Barraclough and Associates, and Neff and Ricci, LLP submitted proposals for these services. After evaluating each firm's responsiveness to the request for proposal, the Finance Department requests authorization to award a contract to Barraclough and Associates in the amount of \$57,408.75 inclusive of gross receipts tax.

COMMISSIONER GRINÉ: Mr. Chairman, Donna, I don't see, unless I'm overlooking it, how much was the bid by the other one, by Neff and Ricci?

MS. GARY: As I recall, it was higher, not a lot higher, but the evaluation was based on relevant work experience and price and various other factors. So price wasn't the only determining factor that caused us to recommend awarding the contract to Barraclough and Associates.

COMMISSIONER GRINÉ: It would have been nice to see maybe the outline that you used in order to make your recommendation, as well as to see what the bid was. I kind of still have some concerns that after dealing with the qualified audit that sometimes we need to deassociate ourselves away and go on to somebody else. Is it possible we could table this until the next meeting?

CHAIRMAN DURAN: How about if we table it to later on in the meeting and you can go down and get the information we need.

MR. WOLF: Mr. Chairman, Commissioner Griné, actually I think it would be to our benefit if we could award the contract to the auditors at this meeting. That way we get the auditors in here under formal contract early and it just gets us ahead of the game as far as getting the work done. I understand we can get that information for you so you can see the evaluation criteria. We'll have Purchasing pull that and we can present that later on in the meeting so you can see all the evaluation criteria that went into how this recommendation is being made.

I also think there may be some benefit, although I understand your concerns with the fact that we got a qualified audit before under Barraclough, but then we got out of that qualified position with Barraclough for the fiscal year '98 audit. And there's probably some benefit to if they are winning this award based on their qualifications to carrying that same auditor to show that we've consistently been looked at in the same light and have, based on our actions, gotten ourselves out of the bad shape, the bad position that we were in.

COMMISSIONER GRINÉ: I don't know if you can answer this because I know Domingo was still here at the time, but I feel that Barraclough could have done something in order to prevent that and allow it to have gone through the stages that it went. I think that, I just feel that they have some responsibility that it was an unknown. If Domingo knew about it I guess it was not Barraclough's fault but if Domingo knew about

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it and he was informed by them, they should have been brought to the Commission's attention a lot sooner than when it came to our attention.

MR. WOLF: Mr. Chairman, Commissioner Grinë, I think that's basically the bottom line. Something should have been brought to your attention sooner. And I don't know what the communication was. I don't really know what Domingo was aware of at the time but when I took a look at the books back in that March, April, May time of that year, it was '98 I think when we were still trying to close the '97 books, there wasn't a general ledger in place. So I understand the position that the auditors took.

COMMISSIONER GRINÉ: Is this only for just one year?

MS. GARY: Yes it is, Commissioner.

COMMISSIONER GRINÉ: They had it in the past for how many, three years or two years or four or something?

MS. GARY: This will be their last year.

COMMISSIONER GRINÉ: This will be their last year. So under their current contract we're still binding by?

MS. GARY: We usually have a four-year multiple year contract. And the state auditor actually allows for a fifth year but since this was so -- I believe this would be, I think it is their last year and I can't remember whether it's the fifth year under the state audit rotating rule or it's the fourth year under our multiyear contract so I'm going to have to get that clarified.

COMMISSIONER GRINÉ: Do we have to address this every year, a binding contract to different amounts of money because maybe they're putting in more hours or they're providing more services for the County?

MR. WOLF: Mr. Chairman, Commissioner Grinë, we actually have two rules that apply under this situation. One we have the procurement code that allows so many years under an agreement, a multiyear agreement with professional services. Then we have the state auditor rule, which there was some confusion on that, when Finance let this for bid. When it's possible we should look at doing multiyear contracts just to keep things simple.

CHAIRMAN DURAN: Thank you.

COMMISSIONER TRUJILLO: Do you have a matrix? You said the driving force behind awarding this contract was not money but it was qualifications?

MS. GARY: Yes, the state audit rule by state statute provides for an evaluation criteria. So the evaluation committee scored the proposals based on that evaluation criteria and we do have copies which David said we could get you copies of it for you to review if you would like. And to answer your earlier question, Commissioner Grinë, this is the fifth year and then they have to rotate off because of the state audit rule on rotating. You can only audit an entity for a maximum of five years.

COMMISSIONER GRINÉ: So next year it will be a different one for sure?

MS. GARY: Yes.

COMMISSIONER GRINÉ: Fine then. No problem.

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CHAIRMAN DURAN: I have a question. David, what is the checks and balances procedure on this? Do they check our -- is it monthly or quarterly that they check the status of our accounting procedures?

MR. WOLF: Actually, Mr. Chairman, this is an audit that's required by the state auditor by state statute. It's an annual audit. They come in at the end of the fiscal year and they review our books after the fact. After the fiscal year is closed. The review it and make sure our general ledger, our books are accurate and reflect the position and the condition of the County and then they review for internal control procedures. And they write an opinion based on the County's financial position. So it's a twelve-month period that they're reviewing at this point.

But I don't know if you recall that towards the beginning of the fiscal year that we're in now, we hired a different independent firm, Karliss, Abeyta and Weiner, to review under a professional services agreement certain issues throughout the year as an internal audit function based on certain things that I asked them to look at during the year. And that kind of creates a check and balance.

CHAIRMAN DURAN: So that happens on a monthly basis?

MR. WOLF: Mr. Chairman, that other review has been happening more on a quarterly basis than monthly.

CHAIRMAN DURAN: So they're checking your math, right?

MR. WOLF: Hopefully.

CHAIRMAN DURAN: So what did you point to on this?

KATHERINE MILLER (Procurement Division): Mr. Chairman, I want to give you and the Commissioners a copy of the actual evaluation form. I'm having Carla make copies of their scores. That's the form and the criteria that's laid out by the state auditors that we have to evaluate by. Then the other two sheets that I gave you are their cost proposals and that formula that's used to determine how many points are given for their cost. Those are the individual cost proposals for each one and I think there's about a \$6,000 difference, something like that. And then the scores, I'm having Carla make copies of all the evaluators. Each evaluator got one of those forms and scored the proposal. There were four evaluators on that team, four or five. And I'll get copies of each of those for you.

CHAIRMAN DURAN: So Barraclough was the lowest bidder.

MS. MILLER: It was the lowest price, but that's only about 10% of the total evaluation.

COMMISSIONER TRUJILLO: But it looks like there's an \$11,000 difference.

MS. MILLER: Eleven? I wasn't sure.

COMMISSIONER TRUJILLO: Sixty-eight to fifty-seven.

MS. MILLER: It's a fairly significant price difference, but as you can see that only comes to about a two point difference in their score. One is evaluated at ten, gets the full ten points for their price and then the other one gets like eight points. So it's just

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IX. C. FIRE DEPARTMENT

1. Resolution No. 1999-66. A resolution for Santa Fe County to ban the use of fireworks

HANK BLACKWELL (Fire Marshal): Chairman Duran, Commissioners, thank you for having us here. Concurrent with state law, again every thirty days we have to request an extension of the resolution to ban fireworks in Santa Fe County. There's some information you need to know before you consider this extension. Clearly, today we don't have drought conditions and we haven't for several days. The US Forest Service contacted our office today and they are planning to rescind their burning restrictions probably by tomorrow. However, the New Mexico Division of Forestry intends to hold to their burning restrictions because they feel this is a temporary weather pattern and they're going to keep their restrictions in place. That's the agency we have to consult with when we look at a fireworks ban or an extension. So you need to know that information.

We're recommending right now that we hold to our burning restrictions which are not before you right now, and also that we extend our fireworks ban for several reasons. One we feel that this is temporary in terms of the weather pattern. Number two, the only time we can come before you if we rescind or don't act on this ban is going to be the 22nd of June. So if conditions change, that's our only opportunity before the Fourth of July to ban fireworks. We feel it's much more prudent to deal with the inconvenience with our constituents not having fireworks of some of the limited burning restrictions we have, as opposed to answering a question in two or three weeks potentially of property loss that may have been caused by fireworks or an open fire.

So consequently we're recommending that you extend the fireworks ban for another 30 days.

COMMISSIONER TRUJILLO: Mr. Chairman, when you made your presentation initially, you called the drought conditions really severe and that it would eventually take precipitation to continue on a weekly basis for six months to dilute, if you will, to do away with the drought situation that existed. This is -- we've had rain the last couple of days, which is great. That by no stretch of the imagination addresses the situation that we're under as far as dry conditions. And I agree with you that it's easier to extend the resolution than to rescind it now and then if the weather conditions change to meet before June 22 to initiate, to give impetus to another resolution. If it continues we can do away with the restrictions then.

MR. BLACKWELL: Chairman Duran, Commissioner Trujillo, you're exactly right. I would agree with you. That would be easier administratively for us to do and it's much easier to rescind something like this prior to another Commission meeting than it is to enact.

CHAIRMAN DURAN: I have a question. I don't have a problem with this either. I was just wondering about the no-burn statement that you made a little bit ago.

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Does that mean that is someone's out camping, they can't have a campfire?

MR. BLACKWELL: Currently with the fire restrictions, Chairman Duran, with our restrictions currently in the county, if they're on County property, they can't have certain types of open fires. They can't burn their weeds, no agricultural burning. However, most of the comments or the concerns that we've had have been for people who say can we use our own barbecue grill in our own backyard. Typically, we don't permit that anyway, so that still is legal even with our burn restrictions today. Campfires are legal in county areas with approved campfire or camp pits or fire pits, if you will, or graded fire pits, so they can still do that in picnic areas.

CHAIRMAN DURAN: Okay, thank you. What's the pleasure of the board?

Commissioner Trujillo moved to extend the fireworks restrictions, Resolution 1999-66, and Commissioner Griñé seconded. The motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

IX. D. GENERAL SERVICES DEPARTMENT

- 1. Request authorization to enter into amendment number one to the agreement with TerraMar architects for the proposed Pojoaque Fire Station project**

DAVID MADRID (CIP Manager): Mr. Chairman, this amendment is requested due to the fact that we got TerraMar architects under contract and they started work on one site and after some negotiating between Stan Holden, the County Fire Chief and the Pueblo of Pojoaque, a better site was chosen. Therefore the architects essentially had to throw out their site plan and schematic design and start fresh. And this \$5,258.46 will compensate the architect for the additional work that they've done on the new site.

CHAIRMAN DURAN: And what was the work that they had to throw away?
The site plan?

MR. MADRID: They had a site plan and a floor plan for the fire station.

CHAIRMAN DURAN: And the floor plan doesn't work on the new site?

MR. MADRID: No, the original site was very long and very narrow. And the site that we have now is essentially wider and easier to work with, so I think we're going to get a better quality fire station design once we've completed this process.

CHAIRMAN DURAN: Any questions of David?

Commissioner Griñé moved to approve the contract amendment for TerraMar and Commissioner Trujillo seconded. The motion passed by unanimous voice vote. [Commissioner Anaya was not present for this action]

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IX. E. LAND USE DEPARTMENT

1. Status report on the County Open Land and Trails Planning and Advisory Committee (COLTPAC)

LESLI ELLIS (Planner): Good afternoon, Mr. Chairman, Commissioners. I do have a slide presentation prepared on the computer but I fully expect the computer to crash or something so I'm also giving you a paper version of that. [Exhibit 3] Wendy Malumet is assisting also today. She's the facilitator for COLTPAC and she's been wonderful. So we are four months through the eight-month process so we thought it would be a good time just to update you on what's happening with that committee. I'll try to be as brief as possible and if you have questions let me know.

If you can see better moving up here you may want to move forward. Otherwise you've got everything that I'll show you in your packet too. As I mentioned this is a eight-month project and we are half-way through. The County, as you know, did pass a bond in November and that was a very successful, very successfully approved by voters. One of the things it called for is review by an independent citizen oversight committee and that was the catalyst for establishing COLTPAC. It did pass by 74% of votes in 77 precincts. So the bond does call for acquiring necessary real estate to protect these things, historic areas, natural areas, mountains, foothills, arroyos, river parkways, sacred sites, trails, and so on.

There was a public opinion survey that was done shortly before that, that Trust for Public Land did which also can help us in some of the decision making process about how to allocate these funds and where to focus our efforts in the program in the future. Land for wildlife and native plants was one of the top choices that people supported. Sacred sites, and so on. So the real reason I'm here today is to give you some information about the citizens' committee of 30 and as you know, you established this committee back in 1998. It is a 30-member citizen committee with representation of all parts of the county -- seven from the north, sixteen from the central area and seven from the south. As I mentioned before, it is an eight-month term and they're half-way through their term so they should have recommendations in September for the Board of County Commissioners.

Their purpose is to develop a long-term open land and trails plan so they're looking, they've got a bigger view than just what to do with the \$12 million. They're also identifying fair and achievable conservation strategies and then developing criteria to evaluate specific projects that would be funded through the bonds. They're also, at tomorrow's meeting, they'll be selecting their sub-committee of five people who will recommend. Those will be the folks that will come before you and give you their suggested priority list after they establish their criteria. They'll review the financial status of the program over time.

CHAIRMAN DURAN: When do they come before us?

MS. ELLIS: They'll have recommendations in September, at the latest probably October. They'll start to review projects this summer and I'll get into that a little bit more here.

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CHAIRMAN DURAN: What about that initial expenditure that we have to make? Will they becoming before September with that?

MS. ELLIS: Yes. They'll start to evaluate projects in July and they're having some discussion right now about how to deal with some of the projects that should probably be on a fast track and we need to work also with the Manager's Office and some of the other staff at the County to just get everything in order so that we can really move quickly with those projects that are identified as priorities.

CHAIRMAN DURAN: What is the date for that, expenditure date?

MS. ELLIS: I may have to confirm with David Wolf but I believe it's November of this year, or December of 1999 for the initial 10%. Is that correct, David?

MR. WOLF: Yes.

CHAIRMAN DURAN: Okay, great. Thank you.

MS. ELLIS: We can get into that a little bit more if you like. So they've broken themselves down into several work groups and they're identifying natural areas, cultural and historic areas around the county, recreation and trails. There is a small group that is talking about other alternatives to acquisition for conservation. They're developing as I said before criteria. They're really a wonderful group. They're a very hard-working group of volunteers and I'm amazed how much of their free time they're putting into this, going to all kinds of extra meetings.

And they are developing maps and guidelines for each of these areas that were mentioned before and the criteria, as I said, will be ready for public review in June to get public comments and they'll begin to review projects this summer, probably July.

And this is the schedule that they have remaining. Their meetings are on the fourth Wednesday of the month. There is a meeting tomorrow night. They've got two public meetings coming up -- one in June and one in August. This is a little bit detailed to read up here but you've got the schedule in your packet also. Through this time they'll be continuing to refine their criteria and developing maps compiling those maps and then finally in September compiling a plan and presenting it to the Board.

They also have a field trip coming up to the south part of the County and the small group of five will begin to review projects. As I said public meetings are in June and August. There's a yellow sheet in your packet that's a flier for those public meetings. Here are just a few of the members of COLTPAC. There have been a number of staff around the county who have participated in trying to work out some of the details of this program since it is a fairly new thing, from the Land Use Department, Manager's Office, Finance, General Services, Attorneys, Assessor's Office, all kinds of people from the County.

County Commissioners are always welcome at COLTPAC meetings. They'll probably have lots of questions for you and make you stand up and speak as they did to one of the other Commissioners last month. And we've also had a number of community partners, land trusts, other organizations out there who have met with the staff at the County and consulted us on some suggestions for the long-term effect of this program.

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Then the big question on everybody's mind is which projects are we going to do and when are we going to decide what the priorities are and allocate the funding. There is an application form as you know that people have been submitting to the County. At this time we've received 16 applications and a number of inquiries. I know that there probably will be more applications. We've set an initial time line for July 15 to get those applications in for the first review. There was a projects workshop in May where 12 project sponsors presented their projects. Sixteen applications we've received so far. They're not very equally distributed around the county at this point in time but I understand that we probably will get more from the north and possibly more from the south part of the county as time goes on.

There is a chart in the back of your packet that shows a little bit about what these projects are, where they're located, how many acres, the cost, proposed uses, the costs at this stage are fairly rough because we haven't had appraisals done and appraisals wouldn't take place until the projects are recommended. But the Assessor's Office did assist us in coming up with some numbers that are at least in the ballpark.

CHAIRMAN DURAN: Lesli, can I ask you a question. Has County staff made any recommendations or do they have a priority list of what areas need to be considered initially? I know that it's not spread across the county evenly but I think the growth occurs in different areas at a much more rapid rate. I think those are probably the areas -- my thought is that maybe those are the areas that need to have priority. But has staff come up with any recommendations of their own?

MS. ELLIS: Staff has not come up with recommendations at this stage. We're trying to be fairly neutral so that we don't step on the toes of the citizens committee, but we are working with them closely as they look at all the factors and begin to make suggestions. So at this stage, we don't have any specific recommendations but a lot of those recommendations will come out of this long-term plan in terms of which areas of the county have needs for -- which areas have park-deficits, which areas may actually value agricultural land more than parks. Those kinds of things. And a number of those recommendations will come out of this whole planning effort.

CHAIRMAN DURAN: Because it seems to me, I'm going to rely quite a bit on your recommendations when it comes time for us to make decisions. I would hope that while they're doing their work that you're kind of taking notes and would be able to make recommendations or answer questions.

COMMISSIONER GRINÉ: Mr. Chairman, Lesli, are the applications coming in from the property owners or are they coming in by recommendations by citizens?

MS. ELLIS: Both. We've had a number of applications that have come in from community groups that are advocating projects. It is a requirement on the application form to provide the property owner's name and at this point in the discussions about this program we're saying that this is a voluntary program. But the citizens committee is still - they haven't had their discussion or their vote on that yet. I think, my sense is that most

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of them would like to see this be a voluntary program but there are a few dissenters in there who would like to resolve the issue. So they'll actually vote on that. But at this point the staff is recommending that this be a voluntary program -- willing seller, willing buyer, that kind of thing.

So in answer to your question we've received some applications from property owners and some applications from community associations.

CHAIRMAN DURAN: Well, the owners need to consent. This isn't a condemnation process, right?

MS. ELLIS: Right. The advice that we got from the Legal Department was that with a condemnation procedure, the cost is actually higher. A lot of times there's a lot of litigation involved and I think there are so many projects out there that could be done without that and it's also probably a bad public relations move for the County to go out and start condemning land for open space. So our staff recommendation has been to make it a voluntary program at this stage.

COMMISSIONER TRUJILLO: Has there been any discussion on -- \$12 million is not a lot of money to buy everything that needs to be bought, if you will and all the proposals that have been submitted by the community. Has there been any discussion about how the distribution of the money is going to happen, is going to take place so that north, south or the central doesn't get the bulk of the money, so there's more of an egalitarian, a fair distribution of the money?

MS. ELLIS: There's been a lot of discussion about that, and this issue of equity throughout the county is definitely one in everybody's mind on the citizens committee and they just haven't quite resolved how to address that yet, whether they should actually recommend a certain budget for parts of the county, whether they want to set some limits on how much the County should spend on any one particular project or one particular area. There's been a lot of discussion but they haven't come to a conclusion yet.

COMMISSIONER GRINÉ: Mr. Chairman, Lesli, that wildlife park that is down in Edgewood, is that under private ownership right now?

MS. ELLIS: Yes. And that is one that we've received an application for. I believe it's 30 acres. It's owned by a consortium, I believe, of property owners. There's more than one property owner; it's a partnership.

COMMISSIONER GRINÉ: So what happens, because there's wildlife in there now, right?

MS. ELLIS: My understanding is that it's in a wildlife migration corridor in the south part of the county, that there are elk and deer that pass through that property. That's what I've heard from some of the residents down there.

COMMISSIONER GRINÉ: Do you know how this thing came about from its origin? How did it come together, this park?

MS. ELLIS: That particular application was submitted by the proprietor of the wildlife park and it was also submitted with some petitions and letters of support from

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some of the residents down there. So it sounds like they've been doing a public outreach effort to try to gain support for the project.

[Commissioner Anaya joins the proceedings at this point]

MS. ELLIS: I'll move on through the rest of these and then if you have any other questions we can finish with those. As I mentioned, this group is developing criteria and they've come a long way with the criteria. They've been testing them on some fake projects and finding a few areas they need to improve, but they're getting close with the criteria and that will ultimately end up in this list of recommendations for the Commissioners.

The funding schedule, and this again, is probably something that David Wolf needs to verify because we haven't touched base recently, but the funding would be allocated over a four-year period which gives the County the opportunity to look for some other sources of matching grants and other sources of funding as we go through this and also to use some of the interest for management costs. Long-term management of these properties is really an issue that we'll need to address over the long-term at the County.

There are a few other issues that have come up and one of them you raised, Commissioner Trujillo. County-wide equity, as I said, management issues are a big concern. We're really starting an open space program here and it's more than just buying a few properties and then being done. I think that there's some long-term considerations about how to manage these. Especially if we're dealing with any sort of sensitive sites, cultural, archaeology, natural areas and that kind of thing, or if we intend at some point to do any improvements on the sites, even for trails and that kind of thing.

As I mentioned, this whole issue of voluntary participation in the program is an issue that is still under discussion with the committee and they should resolve that actually at tomorrow's meeting. It's on the agenda. County-wide equity, we talked about that one. Emergency projects -- this notion, there are some projects that have come up recently that are of sort of an emergency status and need where the property owners or project advocates feel like they need an answer fairly quickly. The committee is trying to come up with a way to address that. They'd like to develop some sort of fast track program for these projects.

Then the staffing and negotiations for projects. We don't have a lot of the staff at the County now who will negotiate with the property owners and carry through with appraisals and that kind of things so we will be probably needing to contract out some of this work to be done once we get into that process of actually negotiating with landowners and acquiring properties.

And then finally, this issue of long-term funding for a program for maintenance and that kind of thing is probably going to be a recurring question. So just something to put in your minds. And in conclusion, this program so far has been very successful. The County, this is really one of the first open space programs in New Mexico. Bernalillo County also

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passed a bond and the City of Albuquerque has a very extensive program but we're really kind of doing something fairly new for the state of New Mexico and there is lots of public interest and support.

I've heard that the City of Santa Fe is monitoring our progress and trying to decide whether to do a bond of their own so they're watching to see how things go and it is really something that has long-term benefits for the County. There have been a number of articles in both the local papers and also some more national publications about this whole program. And as the county continues to grow I think residents of the county will really value these open spaces probably more in the future than today. That's it. Any further questions?

COMMISSIONER GRINÉ: Mr. Chairman, have you seen any further participants, maybe either by application or by suggestions, by these groups that maybe there's some willingness that some of these coming at a fair, decent price or even maybe donating at a decent price or something like that?

MS. ELLIS: Several of the applications have talked about partnerships. Some of the applicants are seeking other sources of funding, either private donations or grant money. Some of them are working with other organizations such as the BLM or the Forest Service to come up with management plans. The more of that kind of thing we can do the better it really stretches our resources. It makes it possible. Ideally, every project we buy would have some sort of matching funds or other source of funds so that we can stretch that \$12 million much further.

COMMISSIONER GRINÉ: But Lesli, what I'm trying to say is maybe some of these owners are willing to let it go at half price instead of at full price.

MS. ELLIS: Right. At this point I haven't heard of that from any of these applicants, but it's certainly a possibility. And they're often eligible for a tax deduction if they do that kind of thing or if they put their land into a conservation easement. A lot of times they can receive some sort of benefit for doing that.

CHAIRMAN DURAN: That's what I was going to ask you about because we had talked about conservation easements the other day and I was wondering, and we'd also talked about getting some legal advice that could -- a legal opinion or an attorney that could advise us on the tax benefits of creating a conservation easement. And I think that's one way of stretching this money out. If a piece of property that is designated as a potential site, some discussion, we'd have some discussion with the owner to have them create a conservation easement to find out what the value of that is, and factor that into what we end up paying for it and it's ultimately the same amount of money that the landowner gets and we don't have to pay as much because we've taken advantage of the conservation easement. And I know very little about it but it would be nice to have some legal advice on that and maybe David can find a way of getting someone to give us that advice. Maybe the fund can pay for it, or somehow I think we need to get some real specific, clear understanding of what's available to us in the conservation easement aspect of this. Or tax breaks or benefits.

DENICE BROWN (County Attorney): Mr. Chairman, I can give you a

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general overview. I would just caution that we not put ourselves in the role of advising people on tax issues, advising individuals. But I can give you some general information at the next meeting or whenever you'd like before then on how conservation easements work.

CHAIRMAN DURAN: I'd like for COLTPAC to have that available to them when it comes time for them to start negotiating with the property owner. Or whoever this negotiator is that we hire to negotiate with the property owner, that he has that expertise.

COMMISSIONER ANAYA: Thank you, Mr. Chairman. Sorry for being late but I did run into some problems at home with my plumbing and had to address it. Anyway, I'm not sure whether Lesli, you've touched on development incentives or development transfer rights. Has that been touched on?

MS. ELLIS: No, I didn't mention that specifically, but that's another one of these options for extending our source of funding if there is a property where there's an option to do a transfer of development rights, in addition to paying for the fee-simple purchase, that would reduce the County's cost ultimately of purchasing that property. So all of these kinds of additional conservation measures could be used in concert with acquisition to reduce the cost to the County.

COMMISSIONER ANAYA: We have quite a bit of handles or potentials to negotiate something on a positive mode. Good.

CHAIRMAN DURAN: This evening at the EZA, you're bringing forward a resolution on transfer of development rights?

COMMISSIONER ANAYA: That's correct.

CHAIRMAN DURAN: And we might be able to factor that into the COLTPAC's plan. Okay, thanks, Lesli. Any other questions of Lesli?

IX. F. PUBLIC WORKS

2. Request authorization to publish the title and a general summary to amend Ordinance No. 1997-6 "Comprehensive Solid Waste Management Ordinance"

JILL HOLBROOK (Solid Waste Manager): Good afternoon, Chairman, Commissioners. I'm Jill Holbrook, the Solid Waste Manager and I thought I'd briefly go over this proposal. This is an action item. The Board of County Commissioners, you gentlemen have directed staff to decrease the County solid waste fees to zero and also to simplify the County solid waste permit system. In an effort to do this, we've put together this proposal and we certainly welcome comments as well.

The proposal is the County would offer free solid waste transfer station trips to all Santa Fe County residents and renters, those living in the unincorporated areas. They would receive two free trips per month and those free trips would be designated per month and only be allowed to be used during that month that it's designated. A total of 24 free trips to the

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transfer station per year. These would be issued on a rural address basis. In other words if you have a rural address you would be eligible. If you don't, you could apply for a rural address or talk to staff and find out if there is a conflict.

The permits would be in the form of a punch card similar to the current punch card we have now. If you need additional punches, or if you do not fall under the program where you receive them free, the revision in the refuse fee schedule would be as follows. It would be a one-rate plan. Each trip would be purchased for \$8.50, with an additional \$1.50 per trip service fee. So \$10 per trip for anyone who purchases a permit to use the County transfer stations.

COMMISSIONER TRUJILLO: Mr. Chairman, on the rural addressing issue, there are a lot of areas that don't have the rural address. In fact today during executive session we're going to talk about Pojoaque Pueblo related to street addressing within Pueblo lands. So in that case I guess if you would show that you own a piece of land and if you pay property taxes in Santa Fe County you will qualify.

MS. HOLBROOK: Correct. Mr. Chairman, Commissioner Trujillo, we would accept an application for a rural address or some indication that you do own that property and then rural addressing would be notified of the concern or the problem. You would still receive the free permit and rural addressing could then look into the issue. We would continue to sell bag tags as well for customers who would like to purchase those at the current rate of 65 cents each. The distribution would be through the permit vendors, through the courthouse, through certified mail. We would have available an application on the Internet that people could print out and send in their \$3. We are requesting a \$3 handling fee. That would cover certified mail to mail back these permits to the public. So the \$3 would cover your permit for 24 free trips for the year.

Again, the vendors would be involved in issuing the free permits. We're looking at actually having them collect the money and collect the information and having our Finance Department actually issue the permits. We feel that has a little more control involved.

COMMISSIONER TRUJILLO: So the permit would not go out automatically?

MS. HOLBROOK: The way this proposal is structured, no. You would apply for the permit and pay \$3 and that would cover the certified mailing of the permit back to you. We feel like that, number one it helps keep track of who has already claimed permits and what permits have been unclaimed as far as future claims. We don't expect everyone is going to get it the first month. People might come in January, February, March and decide they want to use a transfer station and come in at that point. So it's easier for our record keeping to find out who's claimed and who has not claimed permits.

It also will help us with the rural addressing task, basically, hopefully to get some more applications in for rural addresses where there are problems right now.

CHAIRMAN DURAN: Jill, how are they going to know that they have the ability to get 24 free trips?

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MS. HOLBROOK: The distribution portion of this outlines that we would like to hand out fliers at all of the County transfer stations starting as soon as possible, basically notifying people that they will be available. We'd like to make the permits available July 1, which is two full months ahead of when they would be valid. What we're proposing is September 1. We're hoping that in that two months we have enough time for people to not feel rushed, not feel like they don't have any time, basically, to pick up this permit. In addition, we'd like to do a mass mailing of maybe just a postcard of information to everyone, notifying them of the new program, as well as advertisement in the local newspapers.

CHAIRMAN DURAN: When does the next tax bill go out?

MR. WOLF: Mr. Chairman, I'm not sure. I think our Treasurer, Phillip Trujillo could answer that question. When does the next tax bill go out, Phillip?

PHILLIP TRUJILLO (County Treasurer): November 1, 1999.

COMMISSIONER GRINÉ: Mr. Chairman, Jill, you said you're going to have a mass mailing. How are you going to be able to do that in order not to get the city residents in that mailing list?

MS. HOLBROOK: Mr. Chairman, Commissioner, it is difficult. We have done it in the past and unfortunately we are not able to reach everyone. We actually look at the postal carrier routes and where they deliver and we actually eliminate routes that have mostly city so there are some county residents also would not receive the mailing. Some city residents will receive the mailing and we make it very clear on the mailing that it's for unincorporated county residents only. And we have had this happen in the past where we really have to be very careful in choosing which mail routes to saturate.

CHAIRMAN DURAN: Have you talked to Benito at all? Or maybe the GIS Department can isolate those property owners for you.

MS. HOLBROOK: Mr. Chairman, the problem is the mail routes actually cross over and it's an all or nothing with the mail route. If you're going to do a saturation mailing, you mail the whole entire route, every home on that route.

CHAIRMAN DURAN: But maybe the Assessor's Office can isolate those property owners for you, independent of the mail route.

MS. HOLBROOK: Can I have a clarification? And do an addressed mailing? A direct mailing to those?

CHAIRMAN DURAN: Right. Based on the parcel code number.

MS. HOLBROOK: One of the issues we looked at with that is we really would like to include renters in this program and the issue would be if we're mailing to property owners, a lot of those property owners do live out of state if they are renting their property in Santa Fe County. So we're really trying to keep it local and keep the information with the people who are actually living at the households at this time so they can participate as well, so it doesn't get mailed somewhere else and they never get informed about the program.

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Kind of as a focus distribution method is we would closely monitor where the free permits, where the locations of the households are that are being issued and areas that have not been fully represented we would go out and, say go to the fire station or another community center and advertise that we'll be there issuing permits for a time, just to really focus in on the areas that we feel are under-represented in our efforts.

I'm kind of skipping around a little bit and forgive me but the near-city area is one area we do have a concern about, and those residents would have an option of going to the County transfer stations. We're not proposing that this be valid at Caja del Rio, since they have an independent rate schedule than the County. So anyone living in the near-city area who currently would utilize Caja del Rio, would, if they would like to use their free permit, they would need to go to one of the County transfer stations. And there's a station located at La Cienega, one at Tesuque. And then if they have larger loads we would prefer they go to Jacona or Eldorado, since the two stations I just named are very small.

The cost summary, the estimate is this program could cost approximately \$300,000 over the next fiscal year beyond what is budgeted right now and most of this cost is anticipation of increased tonnage, and then our cost to take that waste to Caja del Rio Landfill.

COMMISSIONER TRUJILLO: Mr. Chairman, Jill, for the near-city situation, we have talked about road-side pick-up, right? Where's that at?

MS. HOLBROOK: Sure, Mr. Chairman, Commissioner Trujillo, there's a footnote in this packet that discusses the possibility of serving the near-city or the five-mile EZ with a curb-side program, a curb-side collection program. Also in your packet, on the very last page, is the road-side collection survey results that we conducted in March of '98. In addition to some public meetings we conducted a mail survey. Those results are in here broken down into the areas of the five-mile EZ. That is certainly an option and we can proceed with that at this point. We just note that it's an option for consideration in the future.

COMMISSIONER TRUJILLO: Because these people are not getting the full benefit of the program. They're having to travel to La Cienega or Eldorado or Tesuque or Jacona. And it would be good to implement something like that to benefit this community.

MS. HOLBROOK: And certainly if we have that direction we can definitely get much more specific in a curb-side program for those people.

COMMISSIONER TRUJILLO: And especially in the Pinon Hills area, they're ecstatic that the transfer station is not there, but now they're going to have to pay \$10 a pick-up load or whatever the tipping fee is per ton to go to the regional facility. That's an out-of-pocket expense. I'd like to see that study take place.

MS. HOLBROOK: Okay. That certainly is a concern. And that's why it's pointed out here because that's something that may be a concern for a number of people in the EZ.

COMMISSIONER ANAYA: Mr. Chairman, if I could expand on what

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Commissioner Trujillo just said and I agree with you, Commissioner Trujillo. I've been getting some calls from the La Cienega people about having to haul, like Commissioner Trujillo said, to Eldorado. Is there any potential to expand the La Cienega transfer station? Would that be economically feasible?

MS. HOLBROOK: Mr. Chairman, Commissioner Anaya, the actual physical location of the La Cienega transfer station is very small. It's within a canyon. We lease that land from the Bureau of Land Management. Actually I believe we own it now. We can look at other land in that area that might be available from BLM for a lease. We can certainly restructure the traffic routes within that transfer station but it does have severe limitations on how much we could expand that transfer station.

In addition, there's a state law that requires registered facilities, which all seven of our facilities are registered, to stay below a limit of 120 cubic yards per day, which is three of our 40-yard boxes. If we go above that, we need to go through a certification program or a permitting program and that's a lengthy procedure. It also requires several public hearings. So at this time we are basically looking at keeping them all registered. In the future if we need to go to a permitted facility, we would have to do some siting plans and a permitting procedure.

COMMISSIONER ANAYA: So in essence what you're staying is the state permitting process is a hurdle?

MS. HOLBROOK: Correct. And at this point I don't see La Cienega growing that large but certainly in the future it could. The final thing I'd like to touch on is the time line. We were anxious as I know you are to get this program out and going, implemented as soon as possible. The time line calls for having the permits being available July 1, although they would not be valid until September 1 and again that would allow the public a little bit of comfort level in acquiring the permits and being ready by the time the program actually starts September 1.

Much of the preparation is through my office and getting the word out to people, getting the distribution and the flyers and the permits printed and ready to go. If you like the direction of this proposal the next step would be to authorize staff to publish title and general summary for a public hearing on June 8 to amend the Solid Waste Ordinance which does contain these fees and needs amending before implementation. Do you have any more questions?

COMMISSIONER TRUJILLO: I did have a meeting with Larry and David regarding the issue with the schools and that they will be charged the commercial rate. And I'm concerned because they're not a profit making organization. They have to tap into their operational monies to get rid of their solid waste. I'm just recommending that if we could relax the fees a little bit. There's not that many schools in the county to help them in their operation and to provide the kind of education that they need to provide. Again, they're not a profit making entity or organization. It would be an out-of-pocket expense for the County, but I would consider it a positive expenditure.

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COMMISSIONER GRINÉ: I can sympathize with you, Commissioner Trujillo, but in my district, I think the schools in my district are not being affected maybe as much as they affect the north. I have Eldorado and the Edgewood schools and financially I think they're pretty stable. Whatever the Commission's wished are, I'll go along with them.

MR. WOLF: Mr. Chairman, Commissioner Trujillo, I understand also, we did talk about it a few days ago. My only concern is they have their revenue streams just like we have our revenue streams to operate our government and if we start subsidizing other entities with our -- if we subsidize their costs, which should be a budget item for them, then we start to absorb those costs through our operations and end up taking that drain on our general fund. That's just something we need to consider.

COMMISSIONER TRUJILLO: I understand that and I consider it a misnomer to call it commercial, because they're not commercial. They're not profit-generating. What I'm thinking is we could help them out, can we relax the fees a little bit. Not not charge, but some reasonable fee. Because again, it's coming out of the operational monies. These are the people that pay Santa Fe County property taxes. They send their kids to school. They're the ones that give impetus to the stream of finances for Santa Fe County. And so if we could help them out a little bit, that's what I'm suggesting.

CHAIRMAN DURAN: I think that whenever we can help the educational process we should try to do that. And I think if we can relieve a little bit of their financial burden so that they can expend those funds on educational programs, I think that we all benefit from that. So I'd go along with Commissioner Trujillo on that.

MS. HOLBROOK: Mr. Chairman, Commissioner Trujillo, the one item I'd like to point out along those lines is that we are the middleman and we pay Caja del Rio the tip fees for all the tonnage that comes in. It seems to me that if the County were to absorb that, maybe we would absorb it as far as transportation but then to actually pay the cash to Caja del Rio for the waste that comes from these non-profits, and there are a number of non-profits besides the schools in the county. We have several camps and others. We actually at this point have very few commercial customers. I know you said that they don't seem like a commercial customer. Based on our accounts, and I could be wrong, I'm not working day to day with our accounts, but I think we have maybe a dozen commercial haulers that use the transfer stations. Basically because most of the commercial businesses are near the city and go directly to Caja del Rio. So what we have left in the county, there's just very few of those customers.

CHAIRMAN DURAN: What if you just put together, compiled a report for us for the next meeting. We could just outline the whole process that the schools go through and what they have to pay and what they pay as a commercial account versus something less than that.

MR. WOLF: Mr. Chairman, maybe what we could do too is go back and look at our rate structure and look at the estimated tonnage that we get from just schools and

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see if there is some kind of balance or compromise that we can come up with for just school districts. We can look at that rate structure and bring something back to you.

COMMISSIONER TRUJILLO: That would be good.

CHAIRMAN DURAN: Okay Jill. Do you have more?

MS. HOLBROOK: No. Any more questions?

CHAIRMAN DURAN: Any more questions of Jill? What's the pleasure of the board?

Commissioner Grifé moved to approve publication of title and general summary of the solid waste ordinance. Commissioner Anaya seconded and the motion passed by unanimous voice vote.

IX. F. 3. Presentation of Public Works Projects

LARRY VELASQUEZ: Mr. Chairman, Commissioners, from time to time we get a request to give you an update on the status of projects that we've got going in Public Works. What we thought we'd do today, because we have been a little busy and I know that it's a little difficult for the Commission to get out and look at some of the projects that we have going on in the communities. We thought we'd tried to bring that to you via high-tech. So what we'd like to do is run through a few slides and give you a little bit of the highlights of some of the projects that we've been involved in.

What we tried to do, we were trying to included everything that we've been involved in recently. However, the computer files started getting really big, so what we concentrated on are the projects that had bond funding and some other sources of funding but we didn't include too many of the projects that were done in-house. So with that I'd like to start off with the first one that we have on line for you. This is the Agua Fria project. This was phase one, \$2 million, and it went from San Felipe Road to Camino de los Lopez. And that was completed on time and almost pretty close to being on budget. I think it went over real well. It was a very difficult project to put together and the second phase will come on line as soon as we can get an archaeological clearance.

This other one was County Road 42 which extends from Cerrillos to Galisteo and that was 2.5 miles on the west end of it. We rated it as the smoothest project that we've had. It was done real nicely and it's real smooth. I don't know if anybody's had a chance to look at that. That was about \$660,000 and it was done by contract.

We also got involved in the Galisteo water system in which they had a grant and the County matched some of the money. We reconstructed their water system and put a new tank with fire hydrants to the tune of \$260,000. And that just got recently completed.

Hyde Park Estates was an assessment district, almost a million dollars with. Three miles worth of paving in very difficult and mountainous terrain. That was also done by

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contract and I think it went over real well. Commissioner Trujillo had a chance to go out there and meet with a few of the neighbors, concerned citizens prior to building the project. I think it turned out real well also. I think everybody's been real happy with it.

Avenida Torreon in Eldorado. This was kind of a combination of County forces and contract service to the County. Our County staff built the base and because of time lines and other things that we had going on we had a demand for two pavers so we contracted the paving to a contractor. This was about \$270,000. It's now complete.

Walnut subdivision. This has been -- I think people are going to be real happy with this one. This is Commissioner Trujillo again who has been involved in this one and people have complained that they have been trying to fund this for twenty years and over the last year and a half it finally kind of came together. We've got the curb and gutter down and we've got drainage resolved for them and we're about to pave it probably in the next -- be done probably by the end of the next month.

The infamous Arroyo Seco Bridge, the million-dollar bridge. This again came together by hammer and head, I guess. We will have a ribbon-cutting ceremony on June 5 at 10:00. We're trying to arrange refreshments and hors d'oeuvres and everything else like that so everybody's invited to that. It has not been officially opened yet. We have a slight concern in the alignment of the road, as the approach comes in so we're going to take our forces in there and correct that alignment so that it's smooth and -- the road now kind of doesn't fit the bridge so we're going to take care of that before it officially opens.

This is down in the newly incorporated town of Edgewood. We started spending money down there and now they incorporate and take our improvements with them. This was also part of the bond, about two miles worth of paving improvements, about \$600,000. This is Church Road and I forget what the other one is, but it's where the community center is and the fire station. It gets people to there.

County Road 56. This was by the wastewater treatment plant. This was a repaving project and I don't know if anybody remembers driving through that. It was kind of unraveling and coming undone and this was done last year for about \$110,000.

County Road 54, also we did part of that with a grant and basically we resurfaced it and made it real smooth.

On the bond issue, there's two projects that are left to put together and this is scheduled to bid. This one is Tano Road, County Road 72. This will bid in June. It's about a mile and this will take it all the way to Tano North, I believe, and that will complete, essentially the bond issue that we had, all the projects that were in the bond issue.

County Road 85 also has a little bit of bond money on it. I don't believe we have enough money to do the full mile but we'll do whatever it is we have money for.

CHAIRMAN DURAN: Larry, excuse me. What's the distance between Tano Road and Camino La Tierra?

MR. VELASQUEZ: I believe that's about two miles. It's about one mile in the county and one mile in the city más o menos.

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CHAIRMAN DURAN: This will take it to the city limits, do you think?

MR. VELASQUEZ: No, it's about a mile to the city limits and I don't believe we have enough funds to get there but we'll take it as far as we can.

COMMISSIONER TRUJILLO: When is that going to happen?

MR. VELASQUEZ: We've got that scheduled to bid in July.

CHAIRMAN DURAN: Let's go back to the Tano Road. Are we involved at all in that diverting traffic from 285 and Tano Road down to Camino La Tierra, that Senator Maes --

MR. VELASQUEZ: No, that's the ridgetop connection. The City's got the lead on that and we have not really been involved in anything to do with that. Another project that's not a road project but that's kind of been a burr in my saddle for the time that I've been here is the Agua Fria Landfill. What we had to do with that is basically we're building a nice, pretty mountain for about \$600,000 to comply with the Environment Department and the intent with this is to build a cap that is impermeable, that doesn't allow water to get into the refuse that's there because if we get water in there we start leaching and contaminating the groundwater. This project is going real well. It came in way under what we anticipated it would cost and we think we'll be done probably in the next thirty days.

There are six groundwater monitoring wells on this project and about six methane monitoring wells and it's right next to the City ballpark so if you ever buy a hotdog out there be careful with the methane gas. The County will be responsible for monitoring the groundwater on this particular site for thirty years. After that it reverts back to the BLM. This is on BLM land, but the County will be responsible for monitoring for thirty years.

Some of the projects that we have done in house and the photographs started being a really big file so we'll bring that at a future date. But Chupadero, County Road 78, was completed. County Road 60, County Road 63, I think those are very dear and close to Commissioner Anaya's heart. And County Road 8 down in the Edgewood area, Durango Road is completed. That's off of Richards Avenue. That was kind of an obscure area of the County I guess. County Road 50A in the La Cienega area. Avenida Torreon, and we've also been involved in improving several of the fire station drivepads in front of their driveways. Any questions?

CHAIRMAN DURAN: It looks like you've been busy.

COMMISSIONER ANAYA: Commissioner Trujillo, your constituents out to be very happy because it seems like the majority are in your district. And you've got to give thanks to Chairman Duran who doesn't have any roads in his district and very few in mind and also Commissioner Griñé. Looks good.

COMMISSIONER TRUJILLO: I've got to be very grateful to the good connection with the delegation. We found some monies for the northern part of the county. The County has come through. Thanks.

COMMISSIONER ANAYA: We've been looking at these for years and they've finally come to materializing. That's good. Good job, Larry.

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COMMISSIONER GRINÉ: Also I've got to thank our delegation that represented my district because we were able to pull off probably one of the biggest appropriations for Eldorado, up in Eldorado, to the west side of the railroad tracks and that appropriation came in at \$320,000 and I've got to appreciate Max Coll and Virginia for following through to make sure it didn't fall through the cracks. And that's a road that services how many residences out there?

MR. VELASQUEZ: I have no idea but it's probably 5,000 houses in Eldorado, I would guess.

COMMISSIONER GRINÉ: I would say 1,500 to 2,000 residents.

CHAIRMAN DURAN: I want to thank God for not giving me any County roads.

MR. VELASQUEZ: But you have San Isidro.

CHAIRMAN DURAN: That's right.

COMMISSIONER TRUJILLO: On that 91A bridge, if it would have been for in-house efforts, beating the bushes, moving monies from one project to the next, this is a totally in-house funded project.

MR. VELASQUEZ: That's correct. That's totally County funds.

COMMISSIONER TRUJILLO: I want to make sure that all of you are at the ribbon-cutting so that you can be recognized and thanked. That's why it happened.

CHAIRMAN DURAN: Thank you, Larry. Good job.

COMMISSIONER ANAYA: Good job, Larry.

IX. G. UTILITIES DEPARTMENT

1. Request authorization to enter into an amendment to the water rights purchase agreement with Chuck and Joan Stallings and Michael and Linda Oberg

ESTEVAN LOPEZ (Utilities Director): Good afternoon, Mr. Chairman, Commissioners. Before you in your packet is an amendment to the water rights purchase agreement with Chuck and Joan Stallings and Michael and Linda Oberg that was originally entered into February 25, 1997. This is the water rights purchase agreement that has come to be known familiarly as the Top of the World water rights.

In March of this year, the sellers notified the County that they would be terminating this agreement unless we were able to renegotiate it. They offered to negotiate new terms and in late April they subsequently withdrew their letter of termination because we had begun negotiations. We've now successfully negotiated an amendment to that agreement and the pertinent points to that amendment are as follows: The agreement, the price would remain the same as in the original contract. That is \$1.2 million for 1200 acre-feet of diversionary rights. This new amendment would require that we make an initial payment

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immediately on executing the contract. That initial payment would be \$80,000 and with that initial payment we would also be transferred 80 acre-feet of water rights.

Every year after that, we would be required to make a payment and each time we make a payment we will receive title to some of the water rights. The price will escalate. The outstanding price will escalate at a rate of 6% per year, but at any point within the term of this contract, we can purchase the entire amount and cease the escalation. We also have the right to terminate this contract at any point. The sellers are required to undertake a quiet title action against Wrangler Properties who have protested our transfer in the State Engineer's proceedings.

If, for whatever reason the sellers are unable to establish clear title to the water rights, then the sellers are required to refund all money that we have paid to that point. Basically, those are the terms of the amendment. I would recommend that this be approved and executed. Are there any questions?

CHAIRMAN DURAN: Estevan, what happens if the -- are the owners of the property or the water rights, do they have other holdings? What if they -- what if it was determined that they didn't have clear title out of this lawsuit? Or the suit to quiet title and we paid them all the money and then we asked to be paid back and they'd spent it? How are we protected?

MR. LOPEZ: I don't know that we explicitly laid that out within the contract, within the amendment. I guess we would probably have to sue them.

COMMISSIONER ANAYA: Mr. Chairman, in all reality though, Estevan, it's the potential of us acquiring these water rights is pretty well structured and set. Is that correct?

MR. LOPEZ: Mr. Chairman, Commissioner Anaya, I believe that it is. We've done a considerable amount of due diligence work and research into the title issues ourselves and we're convinced that we will be successful in that acquisition. And we think that based on some of our preliminary technical work that we should be able to address concerns that were raised in the State Engineer's proceedings as well.

COMMISSIONER ANAYA: In other words, once we're in the commitment that we're going to get those water rights, we're going to follow through. We're going to get it no matter who -- no matter what the outcome of the litigation is, we'll still have a handle on these water rights. Is that correct?

MR. LOPEZ: Mr. Chairman, Commissioner Anaya, I guess if you're referring to the State Engineer's proceeding, that's correct. We will actually be acquiring water rights and if we're not successful in the transfer, those will remain at their current location. If you're referring to any litigation that may deal with the quiet title action, if in fact the sellers are determined not to have title, obviously we can't buy something that they don't own, so we would simply get our money back at that point and we wouldn't own any water rights.

COMMISSIONER ANAYA: I feel comfortable with this, Mr. Chairman.

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I'll move for approval if there's no more discussion.

COMMISSIONER TRUJILLO: Second for discussion.

CHAIRMAN DURAN: Mr. Chairman, this amendment deals with acquisition of water rights. We're covered to protect our traditional water rights some other way, right? We're working on resolutions, or we will not compromise traditional water rights, because of things like that. That's covered elsewhere, correct?

MR. LOPEZ: Mr. Chairman, Commissioner Trujillo, that's correct. This amendment and the original agreement are essentially silent as to that issue. But as you know, you and I are working on constructing or on developing a resolution that would address protection of those traditional type water rights. In my view, as a matter of fact, this particular purchase reduces our need to look elsewhere for other water rights. And these are not traditional type water rights. These are groundwater rights that were developed by a private company for irrigation. They're not community water rights in any sense.

CHAIRMAN DURAN: So Estevan, do you know the nature of the basis for the dispute, the basis of the suit to quiet title?

MR. LOPEZ: Mr. Chairman, the claim is -- Wrangler, who has raised that issue claims that when they acquired the farm, which they acquired in a foreclosure proceeding, that these water rights had as yet not been severed from that farm and they're now claiming that the specific acreage that we are seeking to dry up, the water rights that's appurtenant to that specific acreage is owned by them rather than the sellers. In fact, however, based on our research, I believe that those particular water rights were severed before Wrangler ever acquired that property, the surface rights to that property.

CHAIRMAN DURAN: So you've performed some research on that? The Legal Department has done that?

MR. LOPEZ: We've actually done that under contract. We have done extensive research on that.

CHAIRMAN DURAN: So you feel pretty confident that their claim is going to be hard to prove?

MR. LOPEZ: Mr. Chairman, I guess I feel confident but ultimately whatever the court decides --

CHAIRMAN DURAN: We won't hold you responsible.

MS. BROWN: Mr. Chairman, I just wanted to point out that the amendment that we're adopting, if we adopt it, in paragraph 7 it requires the seller to warrant that he has title to the property. So because of the nature of the way that this deal is structured we will be making payments before we have a final determination on that but in any event -- so we would have to sue if we end up not getting good title, but I think our contract protects us in that it requires them to transfer good title to us. So if they can't, we would be in the position of hopefully they would voluntarily return our money. If not we would have to seek it through judicial action.

CHAIRMAN DURAN: But if there's no assets, bankruptcy is available to

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them.

MS. BROWN: That's true. Bankruptcy is available. That's correct.

MR. LOPEZ: Mr. Chairman, if I may, one thing that was built into this, at least in part in anticipation of that specific issue is that the early installments that we have to make are relatively minor relative to the overall amount. Only after the third year, or possibly even the fourth installment, do the amounts go up significantly, where we're purchasing a significant amount at any time.

CHAIRMAN DURAN: Is there any way of putting this process on a fast track, because the longer the process goes on, the more exposure the County has.

MR. LOPEZ: Well in fact this agreement requires that they file within a month of today, an action to try to deal with that issue.

CHAIRMAN DURAN: Have they filed the suit to quiet title already though?

MR. LOPEZ: No, they haven't. They're waiting for this agreement to go through.

CHAIRMAN DURAN: So we've been under contract with them for two years, and they knew that the dispute existed?

MR. LOPEZ: That is correct and basically the way this issue evolved was that Wrangler raised its claim in the State Engineer's proceeding and not until, I believe it was in March of this year did we actually have a pre-hearing before the State Engineer, at which point the State Engineer singled that issue out as a threshold issue that had to be dealt with in some other venue. And at that point is when the sellers pulled out of this thing and we had to go back and renegotiate this issue.

CHAIRMAN DURAN: I guess I'm just a little concerned that they hadn't filed the suit, they hadn't filed any action to clear their title until it became evident that they could get some money out of us. It just seems a little odd to me why they wouldn't do it when we first went under contract. Because didn't the opposing party file some action claiming that they didn't have the right to sell the water rights?

MR. LOPEZ: Mr. Chairman, they filed it within the State Engineer's -- within our proceeding in the State Engineer's transfer application.

CHAIRMAN DURAN: And that created a cloud on the title at that point?

MR. LOPEZ: Right. And in fact, along the way as we were leading up to the pre-hearing before the State Engineer I had discussions with them, at which point they intimated that they were having discussions with Wrangler to resolve this issue, and that if and when it wasn't resolved they would file suit when the hearing was set. Well, in fact, once the pre-hearing came up and the hearing examiner set it as a threshold issue, at that point or soon thereafter is when they pulled out of the original contract.

CHAIRMAN DURAN: Okay. Thank you. Any further discussion? There's a motion and a second. Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

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IX. H. MATTERS FROM THE COUNTY MANAGER

2. Resolution No. 1999-67. A resolution adopting an investment policy

VIRGINIA VIGIL (Policy Analyst): Good afternoon, Mr. Chairman, members of the Commission. You have before you a memo, a resolution, and a proposed investment policy for your consideration today. [Exhibit 4] I believe that this project to review the current investment policy and practice and to look at updating it actually got started even before I came on board. But basically, the investment policy before you proposes that the County Treasurer have the opportunity to look at, an actually a primary opportunity because the investment policy specifically states he is to look at the state investment pool with the State Treasurer's Office for the rate of return and to compare that with current brokers or future brokers, however the case may be.

This investment policy, Mr. Chairman, members of the Commission, comes to you after consultation with the State Treasurer, the assistant, the County Treasurer and the Assistant County Treasurer, the State Investment Officer and the County Manager. Our current broker, Everen and Associates and also our auditor. There is a purpose behind this. In the investment industry there is a situation called a concentration risk and an opportunity loss that the basis of this investment policy comes before you so that if there is a better opportunity to get a better rate of return with the State Treasurer's Office, the County Treasurer has the option of transferring those funds.

There's also some other specific requirements in the investment policy that give you further opportunity to assist the County Treasurer with this. First of all, as you all know you are the Board of Finance for the investments division of Santa Fe County. You can appoint an investment committee. The County Treasurer with this policy is direct to invest with this short term investment fund with the State Treasurer. Brokers will be used only if the rate of return and the costs associated with administration or any commission through their services is greater than the rate of return available through the State Treasurer. The brokers will be selected on a competitive basis and a minimum of three bids will be required. This is in compliance with the procurement code. The County Treasurer would be submitting quarterly reports to you.

CHAIRMAN DURAN: Virginia, the investment committee, do you have any information on how we might be able to establish that committee?

MS. VIGIL: I know that Bernalillo County has an investment committee that meets regularly. I don't know if it's monthly, bi-monthly or quarterly. But this investment committee creates a support system for the County Treasurer and it's an appointed committee by the Commissioners and they have the opportunity to review the rates of return and the investment procedures that we're going through to assist the County Treasurer in making decisions to benefit our rate of return.

CHAIRMAN DURAN: Can you get information on that?

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MS. VIGIL: I certainly can. Yes.

CHAIRMAN DURAN: By the next meeting?

MS. VIGIL: Most definitely.

COMMISSIONER TRUJILLO: The investment committee is --

MS. VIGIL: It's an appointed committee. In Bernalillo County I believe there are seven members of the investment committee and they come from a variety of backgrounds with expertise in the areas of investment through the industry. And I do believe they also have representation from the state government in that. I don't recall, but I will get you the specifics.

COMMISSIONER TRUJILLO: So essentially what this does is it brings this down, the investment policy brings the investments to the County level.

MS. VIGIL: Actually, it doesn't change the investment decision making. The County Treasurer currently by state statute has the authority to make the investment decisions. This provides an opportunity for him to redirect our investment monies to the state investment pool rather than concentrating it in a concentrated risk such as one broker.

CHAIRMAN DURAN: Are the committee members paid? Or is it voluntary?

MS. VIGIL: It's a voluntary position.

CHAIRMAN DURAN: So that really gives us the opportunity to take advantage of a group of people that are dealing with investments on a daily basis and take advantage of their expertise.

MS. VIGIL: I do not have a complete knowledge of the workings of it but theoretically I believe your statement would be correct.

CHAIRMAN DURAN: Any other questions of Virginia?

COMMISSIONER TRUJILLO: I'd like to get a perspective from our Treasurer.

CHAIRMAN DURAN: Would you like to address the Commission? Do you have any comments? Please come forward. We'd like to hear how you feel about this.

MR. TRUJILLO: Chairman Duran and Commissioners, first of all I want to thank Virginia for the amount of work that she's put into working on this investment policy. First of all I want to tell you that this is nothing new. This is a statutory requirement that's been on the books, so to speak, in the state statutes for many, many years. But I think what has happened over the years historically that not only in this county but in many other counties is that that the County Commission has become so involved, county government has become such big business -- I was looking at just the agenda this afternoon and all of the issues that you have regarding land use and all of the other things that come before you that I think that over the years the Commission, when it comes to acting as a Board of Finance in investment situations has left matters pretty much up to the County Treasurer.

And what we're doing this afternoon is merely reinforcing what the law prescribes and that is that the County Treasurer, when the County Treasurer makes investments that we

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act, or I act jointly with the Commission and make sure that basically we have your blessings on the investments that we have. We have been using three sources for investments. We have been using private brokers. Right now we have been using Everen for a good many years out of Albuquerque. We've been using the State Treasurer overnight investment pool, which was established by James Lewis about ten years ago when he was the State Treasurer. And then we use, lightly, some of our local banks through CDs and through our own money market account in the bank.

I don't have any concerns over the fact that the Commission would become more involved. As a matter of fact I welcome that. I do want to caution you. Virginia used the word risk. Never do we risk any of our money. We do not speculate. All of the investments that are done are done in government instruments. They are fully backed by the full faith and credit of the federal government. They are 100% collateralized. So if there's any risk involved, it would only be in trying to attain the biggest bang for our buck. The fact that if we have a certain treasury in one place, for let's say, 4.8 and we could get a full five percent elsewhere then we should move that.

I think that using competitive bids is a good idea. We have not done that over the past. We have gotten good rates and we have always compared those with the overnight pool, that is with the State Treasurer. I have been working hand in glove with Mike Montoya. As a matter of fact I visited with him just on Friday, last Friday, the State Treasurer. He reviewed the accounts we have with Everen and he assured me that the paper that we have bought through our broker, our good, solid treasuries that are gaining us some very good returns.

Again, we are reinforcing a statute that is already on the books. Let me address the matter of the investment committee. I do know of only one other county, and that's Bernalillo County. There may be others, but I can explore this in just a few days when we go to Grants to attend the annual conference and we will be meeting with our Treasurer's affiliate. Bernalillo County does have an investment committee. Again, keep in mind that these people invest hundreds of millions of dollars as compared to the money that we invest. I'm not opposed to the committee but at the same time I do not want to create a lot of busy work where we are just creating committees to review what basically could be done through the Commission and through my office in a relatively easy procedure.

But I encourage you to explore this. I think the investment policy certainly needed to be revisited and looked at and to that extent, gentlemen, I welcome any comments of any kind of -- there's always room for improvement. Any suggestions that you or through the County Manager and his staff might have in making our yield with our investments better, Commissioners.

COMMISSIONER TRUJILLO: I guess I was wrong. I thought that just giving this document a very cursory look that it would have given the County Treasurer more autonomy in giving impetus to a more prolific investment portfolio. But I haven't read it in detail.

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MR. TRUJILLO: Sure. I think the autonomy has been there, Commissioner Trujillo. And I think what we're doing now is opening the door to the Commission to whatever instrument or vehicle you would want to employ or use for your own input, whether it would be personally involving yourselves as the Board of Finance, with my office in the investments or whether you would want to delegate that to another party or parties, would be strictly your option. I think that we would be your -- how could I explain this? We would be your staff, so to speak. We would be looking into the investments. We would be always trying to find that better yield and then presenting those opportunities to you or to this committee or to these parties, whatever that might be, and assuring you that whatever investments we are using are valid and the best we could find.

COMMISSIONER GRIÑÉ: I think this is a question for Virginia. Virginia, just the fact that you mentioned a possible committee as a possibility source to go forward, but that is not required in this resolution, just a possibility that we could have that open to a later date maybe to become a committee.

MS. VIGIL: Mr. Chairman, Commissioner Griñé, your statement is accurate.

CHAIRMAN DURAN: So Phil I just have a question for you because I'm reading it right now too and it seems -- I don't want -- my understanding is that you're doing this right now. You are directed to -- the only concern I have is where it says, Whereas it is the goal of the Santa Fe County Board of County Commissioners to establish an investment policy that directs the County Treasurer to make prudent investment decisions that conform to applicable federal and state laws which maximizes investment returns and minimizes the cost of administering investments. You are already doing that.

MR. TRUJILLO: Well, the statement concerns me because I hope that it doesn't imply that that hasn't been done up to this point.

CHAIRMAN DURAN: That's why I brought it up.

MR. TRUJILLO: Thank you. Thank you for bringing that up because that is correct. Up to this point that has been our responsibility. That has been our authority all along.

CHAIRMAN DURAN: But I did like what you said that there's always room for improvement. That's the only thing that we're hoping to do together with your department to see if there might be other avenues or other opportunities out there that are available to us.

MR. TRUJILLO: That's correct. And I welcome that opportunity.

CHAIRMAN DURAN: Any further discussion?

Commissioner Griñé moved to approve Resolution 1999-67 adopting an investment policy. Commissioner Anaya seconded and the motion passed by unanimous voice vote.

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- IX. H. 3. Resolution No. 1999-68. A resolution approving the sale of Santa Fe County, New Mexico general obligation refunding bonds, Series 1999A, in the aggregate principal amount not to exceed \$6,985,000, establishing certain details of the bonds; providing for the payment of the costs of issuance of the bonds; approving a bond purchase agreement between the County and US BanCorp Piper Jaffray; approving the escrow agreement, disclosure and other documents relating to the bonds; and ratifying action previously taken in connection therewith**

TOMMY HUGHES: Mr. Chairman, I'm Tommy Hughes from the law firm of Hughes and Strumor. We acted as bond counsel to the County in this particular transaction.

CHAIRMAN DURAN: Okay, do you have anything to say about this?

MR. HUGHES: Yes, sir. This morning US BanCorp Piper Jaffray sold these bonds and the principal amount was \$4,310,000. The reason for the reduction in the amount of bonds sold was because of the interest rate increases in the past few days so that in order to get DFA to approve a refunding you have to have a 3% net present value savings and with current interest rates you would not have had that on your 93 Series. So what was refunded was the May '91 bonds, the March '92, the June '92 bonds.

They did not supply me with an average interest rate but if you turn to page three of the resolution the interest rates varied from about 3.7 to 4.4 and that looks like it's about a 4.2 average interest rate. Of the \$4,310,000, \$64,650 was applied to the underwriters' discount. Other expenses came to about \$49,000, leaving \$4,196,253.30 to be placed in the escrow account. That money will then be used to pay the principal and interest on the underlying bonds until they are called.

You had a net present value savings of \$128,175.59

CHAIRMAN DURAN: Any questions of Mr. Hughes?

Commissioner Grifé moved to approve Resolution 1999-68 and Commissioner Anaya seconded. The motion passed by unanimous voice vote.

MR. WOLF: Mr. Chairman, I'm sorry. We didn't have it on the agenda, but if you'd mind taking a couple minutes. Virginia was going to give you an update on the bills that were approved at the legislature or we could do it at a later time. Whatever's your preference.

CHAIRMAN DURAN: Why don't we see what kind of time we have at the end of the meeting.

MR. WOLF: Okay, thanks, Mr. Chairman.

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IX. I. MATTERS OF PUBLIC CONCERN - NON-ACTION ITEMS

None were presented.

IX. J. MATTERS FROM THE COMMISSION

None were presented.

IX. K. MATTERS FROM THE COUNTY ATTORNEY

1. Executive session

- a. Possible legal action by Pojoaque Pueblo related to street addressing within Pueblo lands
- b. Potential acquisition of real property for a judicial complex
- c. Revisions to a supplemental settlement agreement with Kathleen Ramsey & Cottonwood Veterinarian Clinic
- d. Discussion of pending litigation in *Santa Fe County v. Mansal Gravel/San Pedro Rock LLC*

Commissioner Anaya moved to discuss the above matters in executive session. Commissioner Griñé seconded. The motion passed upon unanimous roll call vote, Commissioner Anaya, Commissioner Griñé, Commissioner Trujillo and Chairman Duran voted in the affirmative.

[The Commission met in executive session from 4:14 to 4:57.]

Commissioner Griñé moved to come out of executive session having discussed only the matter listed above. Commissioner Anaya seconded and the motion passed by unanimous voice vote.

X. PUBLIC HEARING

- A. Proposed projects for fiscal year 2000 Community Development Block Grant (CDBG) and the Infrastructure Capital Improvement Plan**

MR. MADRID: Mr. Chairman, before I start, I just want you to know that there's a copy of the application which the General Services Department submitted to the State Parks Division. You passed a resolution for this last month and I just thought you might like a copy of the application in which we requested \$80,000 to establish the Lamy

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Park.

CHAIRMAN DURAN: Great.

MR. MADRID: We'll be putting in \$10,000 in cash, \$10,000 in manpower and requesting \$80,000 from the State Parks Division. That is your copy. I just thought you might like that.

CHAIRMAN DURAN: Perfect.

MR. MADRID: Mr. Chairman, members of the Commission, this will be the first public hearing for essentially two projects -- the Community Development Block Grant application program, which goes through the Department of Finance and Administration, and also the Infrastructure Capital Improvements Plan. The Infrastructure Capital Improvements Plan or ICIP is required by the Governor and that is essentially our wish list for all the improvements that the County wants to do, road, teen centers, clinics, fire stations, anything that we want to do is included in that plan. That plan is generated internally. All the departments have input on it. But the public can also have input on it. They can request the submission of projects of any type to be included on there.

Last year we included a number of special projects in there. As members of the Commission, we want your input as well. We'd like to know what projects you'd like to see in your districts. Commissioner Trujillo, you got a teen center last year out of that. Commissioner Grifé, you got a library in Eldorado. So just about anything you can think of can be included in the ICIP as long as it doesn't violate the anti-donation clause.

My director, Vincent Ojinaga and I will be working together to work with all the departments to work with yourselves, to work with the public, on generating the ICIP and that's half of the reason we're here. The other half is the Community Development Block Grant Program. And that is a competitive program. The Commission will decide which applicant it sees fit to support this year for an application, and then the General Services Department will proceed and generate that application.

We'll submit it probably in November. So this year, instead of doing three public hearings like we did last year, we'll do four. So that gives us time for more public input. It gives you time to reach your constituents to see what projects are feasible, what projects you'd like to proceed forward with and we've had a lot of luck with this program. We've been funded in the first year, 1997, received \$300,000. Last year we received \$297,980 so the County is having a lot of success with this program so we are going to proceed with it.

At this time, I would like for the Commission to ask if there is anyone here that would like to make a presentation on this program.

COMMISSIONER GRIÑÉ: David, I have one question. I would like to see if maybe, Corky, you've got the possibility to use this later contact. I'd like to see the 4-H to be maybe -- can it be an applicant for this grant. Because the 4-H has outgrown and it needs to be upgraded to meet the needs I would say in the next ten, twenty years. Last year, it's grown by leaps and bounds in the last two, three years. The participation by the youth has probably doubled and in some areas tripled. They've outgrown the facility. So I would

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like for them to be maybe one of the applicants.

MR. MADRID: Commissioner Grinë, do you have a contact person that I could contact directly.

COMMISSIONER GRINÉ: Bob Borrego is the chairman unless they changed chairman recently. He's been the chairman out there.

MR. MADRID: I'm sure, Commissioner Grinë, we can provide information to them about this program. I'm sure they'll want to make a presentation to you. And I'd just like to ask you to open it up to anyone who'd like to make a presentation to you.

CHAIRMAN DURAN: Is there anyone who'd like to make a presentation from the audience?

COMMISSIONER TRUJILLO: We're going to have another hearing, right?

MR. MADRID: Three more.

COMMISSIONER TRUJILLO: How are we getting the word out?

MR. MADRID: We've already been contacted by a number of applicants from last year and a couple of new ones. Some people are looking at a library, at a shelter and once they see the ad, I start getting calls. And sometimes all I can do is just refer them to someone else and they're able to provide funding. Sometimes they're looking for salaries and things like that. But last year I think we had an excellent selection of projects to choose from and we're very fortunate we did get funded. I'm feeling lucky again this year.

COMMISSIONER TRUJILLO: Thanks to you, David.

MR. MADRID: Not at all. It's the General Services Department that works on these projects and it's a team effort.

MR. OJINAGA: Just an announcement, Mr. Chairman, Commissioners. Just to remind you that we're having a park dedication for the Agua Fria Park on Thursday from 11:30 to 1:00. We'd really like to see all the Commissioners there. So again, you're invited out to Agua Fria Park on Thursday from 11:30 to 1:00 for some food and refreshments.

COMMISSIONER GRINÉ: Thank you.

COMMISSIONER TRUJILLO: Dedication of the fields, Corky?

MR. OJINAGA: The fields, the park, the concession stand.

COMMISSIONER GRINÉ: I guess the next thing is Virginia, you're going to make a presentation to the Commission on the legislature?

MS. VIGIL: Mr. Chairman, members of the Commission, yes. And I thought it might be interesting for you to know what appropriations we received, what representation made the appropriation. I won't take very long. I think probably your focus of interest would be with our capital outlay outcome was. I should preface that by telling you that in actuality what needs to happen is that the funds need to be now appropriated and they're in that process and then an agreement will follow either through the Department of Finance, the State Engineer's Office or any other state government entity that will enter into a local government agreement for the improvements that have been requested through this legislative session.

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Frankly, Senator Rodriguez was the most generous of all our representation. She appropriated \$100,000 to extend the sewer line in Agua Fria. She appropriated \$100,000 for County Road 54, \$75,000 for County Road 64L, \$75,000 for South Meadows Road.

Senator Wilson appropriated \$100,000 for County Road 8. Max Coll appropriated \$320,000 for Avenida Eldorado. Representative Ben Lujan appropriated \$71,250 for County Road 78, called Pinon Hills. Rhonda King appropriated \$23,750 for Nancy's Trail.

I'm going to be going into a lot of the appropriations for Edgewood. There's really not strong clarity with that because of the incorporation issue and the joint powers agreement that will be entered into. So in actuality, I'm not sure that those funds will be dispersed to Santa Fe County initially and an agreement will be entered into with Edgewood or with the municipality and then an agreement would be entered into with Santa Fe County. But these appropriations were part of our ICIP and they were allocated.

So, as I said, Rhonda King appropriated \$23,750 for Nancy's Trail. Representative Ben Lujan appropriated \$37,500 for a community center in Rio en Medio. He actually made two separate appropriations for that. The other appropriation was \$47,000 for phase one and phase two. Again, Senator Rodriguez appropriated \$30,000 to install fire hydrants on County Road 66. Another \$100,000 from Senator Rodriguez for the Agua Fria Medical Center. Another \$40,000 to improve the Agua Fria Park.

Senator Wilson appropriated \$35,000 for a community center in Edgewood. She also appropriated \$25,000 for the Edgewood library, \$20,000 for a basketball court area, \$66,000 for a municipal building and Representative Ben Lujan appropriated \$122,500 for the Movimiento Teen Center. In addition, there are some appropriations that are within Santa Fe County that will probably go to associations. The La Cienega upgrade system was receiving at least two or three appropriations. And as I said, as the agreements start unfolding we'll gain some more clarity on the actual dollar amounts.

Altogether it is within the ballpark to say that there was approximately \$1,500,000 appropriated, give or take a few more. Today I just found out that Senator Pauline Istadt I believe is her name, appropriated \$50,000 for a bike trail, and those agreements should come directly to Santa Fe County. This is a bike trail that is a joint effort by Bernalillo and Sandoval County, the Turquoise Trail. This is not an appropriation that went through our ICIP process, but the Department of Finance has sent the agreement letters to us. I think further clarity will be known once we get all the final agreements.

If you have any questions on the capital outlay I'd be happy to answer that. I thought it might be important for you all to know some of the interested bills that you had. The term limits will go to the electorate in the November 2000 election. The Indigent Fund was actually affected in two ways. The Indigent Fund can be used now for cremation of indigent persons and also for cremations of persons that have unknown families. And the Indigent Fund is allowed to collect that money from an estate if an estate is discovered. The reverter to the Indigent Fund, the repeal, also passed, and that allows the Indigent Fund to remain with the County.

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I think other than that, if you have any particular questions. I know that Debra had a hand-out for you and we'll try to get those to you before, that identifies close to 40 bills that the County is affected by and some of those may be of interest to you. If you have any particular topic of interest in any of the bills that you were following I'd be happy to respond to those too.

CHAIRMAN DURAN: So you mean I still have the opportunity to be a County Commissioner forever?

MS. VIGIL: If in fact you can get the electorate to buy into that, Mr. Chairman. In November 2000.

CHAIRMAN DURAN: Okay, any questions of Virginia?

COMMISSIONER TRUJILLO: There was a piece of legislation that was introduced by Ben Lujan for Tierra de Oro and I've been talking to Larry about it, but you didn't talk about it.

MS. VIGIL: Actually, that was appropriated. The Tierra de Oro was appropriated but I'm not too sure whether those funds will come directly to us.

COMMISSIONER TRUJILLO: It was \$47,500.

MS. VIGIL: That's correct.

COMMISSIONER TRUJILLO: It has to come through us because we're going to do the project.

MS. VIGIL: Okay, and that part of the scheme of the request that didn't go through our ICIP, and I didn't included those. That's why I say I think we'll probably be getting some more appropriations. The ones that I included for you are the ones that we actually presented and requested allocations from each one of our representatives. Tierra de Oro was appropriated by one of our representatives but was not initially requested from us.

CHAIRMAN DURAN: Thank you, Virginia. Before we adjourn, I need to ask you all something. This regional planning meeting that was scheduled for the second, the Mayor is going to be out of town on the 15th so there's been some confusion. Are we going to have this joint City/County meeting on the second or on the 15th. I'm getting a call from Lynn from the Land Resource Center that everybody still wants it to happen on the second. And that would be the meeting where we adopt jointly the resolution that we didn't adopt at the last meeting.

MR. WOLF: Mr. Chairman, I could double check to see if they've been trying to coordinate with Debra if you'd like. I wasn't aware of the dates on that.

COMMISSIONER GRINÉ: I think the 15th we already have scheduled because of the mining issue.

CHAIRMAN DURAN: That's right. Why don't we just say we'll do it on the second?

COMMISSIONER TRUJILLO: That's next Wednesday?

CHAIRMAN DURAN: Does that sound okay?

COMMISSIONER GRINÉ: What time? Five? Six? Has it been noticed

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already?

CHAIRMAN DURAN: They want to be able to notice it tomorrow. Tomorrow's the deadline for them. So does it matter whether it's five or six. Does either one of those times work for you, Commissioner Trujillo? Five or six? Just let you know? Okay, six o'clock. David, can you notice that for us, because we need to notice it.

MR. WOLF: Yes, so June 2 at 6:00. Where will it be?

COMMISSIONER GRINÉ: Our chambers are bigger than the City's.

CHAIRMAN DURAN: Well, I think it needs to be somewhere where we can all sit around a table, rather than the Commissioners up here and the City Councilors down there and in the City vice versa. Why don't you coordinate that with the City Manager?

ADJOURNMENT

Chairman Duran declared this meeting adjourned at approximately 5:10 p.m.

Approved by:


Board of County Commissioners
Paul Duran, Chairman

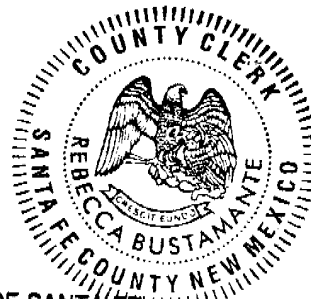
Respectfully submitted:


Karen Farrell, Commission Reporter

ATTEST TO:

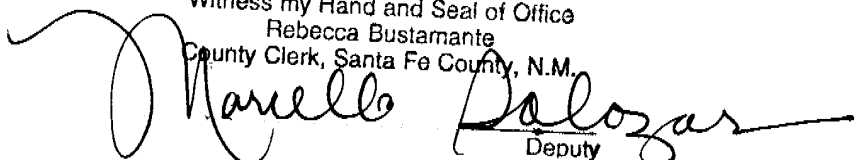


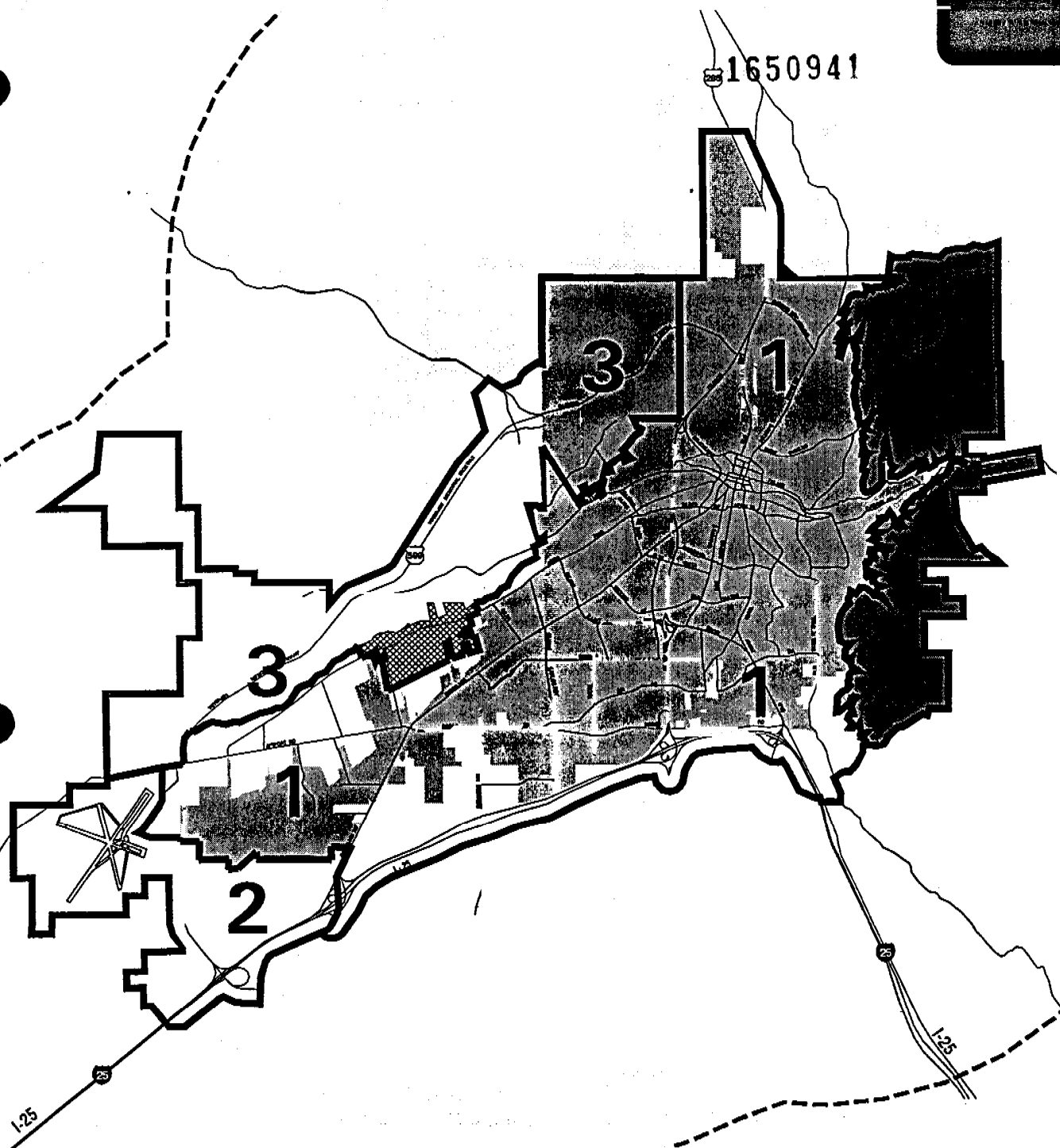
REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK



COUNTY OF SANTA FE, N.M.)
STATE OF NEW MEXICO 1077) 803
I hereby certify that this instrument was filed
for record on the 9 day of June A.D.
19 99, at 12:03 o'clock P.M.
and was duly recorded in book 1650
page 941 of the records of
Santa Fe County.

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


Deputy



Urban Sub-Areas

-  Current City Limits
-  Agua Fria Traditional Historic Community
-  Mountain Area
-  Staging Areas

- Stage 1 - Infill & Approved Development
- Stage 2 - Future Growth Areas & Airport I.P.
- Stage 3 - Northwest Sector & Greater Agua Fria Area

**FIRST QUARTERLY STATISTIC REPORT
JAN - MAR, 1999**

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TOTAL CALLS FOR SERVICE

	1998	1999
JANUARY	1,627	1,551
FEBRUARY	1,521	1,586
MARCH	1,741	1,754
TOTALS FOR QUARTER:	4889	4,891

FELONY CASES HANDLED BY THE SHERIFF'S DEPARTMENT:

HOMICIDE	0
CHILD ABUSE	3
CHILD NEGLECT	3
CRIMINAL SEXUAL CONTACT	1
CRIMINAL SEXUAL CONTACT OF MINOR	6
CRIMINAL SEXUAL PENETRATHION	4
CRIMINAL SEXUAL PENETRATION (MINOR)	3
AGGRAVATED ASSAULT (WEAPON)	17
AGGRAVATED ASSAULT (FIST, FEET, ETC)	0
AGGRAVATED ASSAULT (UPON PEACE OFFICER)	1
AGGRAVATED BATTERY (FELONY)	10
BATTERY UPOPN PEACE OFFICER	2
BURGLARY (AUTO)	42
BURGLARY (COMMERCIAL)	10
AGGRAVATED BURGLARY (RESIDENTIAL)	9
BURGLARY (RESIDENTIAL)	62
DEATH INVESTIGATION	7
LARCENY (OVER \$2,500)	6
NARCOTIC VIOLATION	28
NEGLIGENT USE OF A DEADLY WEAPON	4
UNLAWFUL TAKING OF A MOTOR VEHICLE	12
ARSON	8
BRINGING CONTRABAND INTO PLACE OF IMPRISONMENT	4

MISDEMEANOR CASES HANDLED FOR THE SHERIFF'S DEPARTMENT:

ASSAULT (SIMPLE)	19	
BATTERY (SIMPLE)	104	1650941
AGGRAVATED BATTERY (MISD.)	16	

OTHER CASES HANDLED BY THE SHERIFF'S DEPARTMENT:

ALARMS (RESIDENTIAL)	616
ALARMS (COMMERCIAL)	148
FAMILY ABUSE (INCLUDES ALL RELATIONSHIPS WITH AND WITHOUT INJURY)	113
MOTOR VEHICLE ACCIDENT (WITH INJURY)	49
MOTOR VEHICLE ACCIDENT (NO-INJURY)	123
MOTOR VEHICLE ACCIDENT PRIVATE PROPERT NO-INJURY	55
MOTOR VEHICLE ACCIDENT (HIT & RUN)	17
MOTOR VEHICLE ACCIDENT (FATALITY)	2

CITATIONS ISSUED BY THE SHERIFF'S DEPARTMENT:

	1998	1999
JANUARY	498	684
FEBRUARY	477	673
MARCH	551	804
TOTAL CITATIONS ISSUED	1526	2161

ARRESTS HANDLED BY THE SHERIFF'S DEPARTMENT:

DRIVING WHILE UNDER THE INFLUENCE INTOX.	80
AGGRAVATED DWI (FELONY)	32
AGGRAVATED DWI (MISD.)	66
TOTAL MISC. ARRESTS	1,321

ANIMAL CONTROL CALLS HANDED BY THE SHERIFF'S DEPARTMENT:

JANUARY	285
FEBURARY	347
MARCH	376
TOTAL CALLS	1058

ANIMAL CONTROL CITATIONS ISSUED:

JANUARY	24
FEBRUARY	41
MARCH	43
TOTAL CITATIONS ISSUED FOR QUARTER	108

**INVESTIGATION DIVISIONS QUARTERLY REPORT
JANUARY**

1650941

Cases Assigned	190
Cases Cleared	44
Cases Cleared From Previous Months	32
Total Cases Cleared	76

Number of Arrests	8
Search Warrants	5
Arrest Warrants	5

Training Hours	154
Court Time Hours	23
Hours Assisting Other Agencies	25

FEBRUARY

Cases Assigned	155
Cases Cleared	39
Cases Cleared From Previous Months	15
Total Cases Cleared	54

Number of Arrests	13
Search Warrants	6
Arrest Warrants	8

Training Hours	34
Court Time Hours	17
Hours Assisting Other Agencies	17

MARCH

Cases Assigned	169
Cases Cleared	43
Cases Cleared From Previous Months	7
Total Cases Cleared	50

Number of Arrests	11
Search Warrants	5
Arrest Warrants	5

Training Hours	16
Court Time Hours	13
Hours Assisting Other Agencies	14

WARRANTS DIVISION QUARTERLY REPORT

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TRANSPORT DIVISION QUARTERLY REPORT

JANUARY	355
FEBRUARY	349
MARCH	361
TOTAL	1065

EXTRADITIONS:

JANUARY	7
FEBRUARY	3
MARCH	7
TOTAL	17

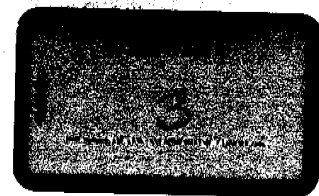
RESERVE DIVISION QUARTERLY REPORT:

JANUARY	(TOTAL HOURS)	351
	Patrol Hours	294
	Court	16

FEBRUARY	(TOTAL HOURS)	258
	Patrol Hours	172

MARCH	(TOTAL HOURS)	223
	Patrol Hours	185

CIVIL DIVISION QUARTERLY REPORT:



**COUNTY OPEN LAND & TRAILS
PLANNING & ADVISORY COMMITTEE
(COLTPAC)**

1650941



Photos: Judy McCann, Bret Egan

UPDATE

**MAY 25, 1999
SANTA FE COUNTY, LAND USE DEPARTMENT
PRESENTATION FOR BOARD OF COUNTY COMMISSIONERS**

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...AND NATIONAL



The Trust for Public Land in the Southwest

Winter/Spring 1999

Open Space Wins Big at Southwest Polls

By David H. Johnson

America's top open space advocates are celebrating the Southwest as an open space region. A public survey of 1,000 people in the Southwest region found that 70 percent of respondents support open space and that 60 percent support the Southwest as an open space region. The survey was conducted by the Trust for Public Land in the Southwest and the National Trust for Public Land.

The survey was conducted in the Southwest region of the United States, including Arizona, California, Colorado, New Mexico, and Texas. The survey was conducted by the Trust for Public Land in the Southwest and the National Trust for Public Land.

The survey was conducted in the Southwest region of the United States, including Arizona, California, Colorado, New Mexico, and Texas. The survey was conducted by the Trust for Public Land in the Southwest and the National Trust for Public Land.

Trust for Public Land, Southwest Region, Winter/Spring 1999

The Southwest Open Space Commission

Land Trust Alliance, 1999 Publication

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LEGACY FOR SANTA FE COUNTY

- Residents will value land conservation as the County grows
- This program is an opportunity to meet today's needs and start to build the parks for future generations

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CONCLUSION

- County in the Spotlight
 - Santa Fe County is one of the first “open space programs” in New Mexico
 - Lots of public interest and support
 - Other Cities and Counties are monitoring our progress
- Legacy for Santa Fe County

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IN THE LOCAL SPOTLIGHT...

Committee works to protect open space

By KIM BACA

The Santa Fe County Open Space Committee is currently reviewing applications for land that has been donated to the county. The committee is made up of representatives from the county, the state, and the local community. The committee's goal is to protect and preserve open space for future generations.

consider their application as a first step for that is being proposed for a gas station convenience store between Old Las Vegas Highway and Old Pecos Road.

This is at a historical site that

THE NEW MEXICAN, Santa Fe, October 11, 1998



Open-space bonds: investing in tomorrow

Many of your conscientious neighbors know there's no time to lose in setting aside open space...

A "yes" vote during early balloting and on Nov. 3 will demonstrate wisdom for which future generations may be thankful.

EDITORIALS

Land Bonds Can Be Part Of Bigger Plan

In November Santa Fe County voters approved a \$12 million bond issue to purchase land and preserve it

in Santa Fe County very long to go far at least not by itself.

The Albuquerque Journal North

The Santa Fe New Mexican

May 25, 1999

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SOME ISSUES

1. Management
2. Voluntary Participation
3. Countywide Equity
4. Handling "Emergency" Projects
5. Staffing and Negotiations for Projects /
Partners
6. Long-term Funding

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FUNDING SCHEDULE

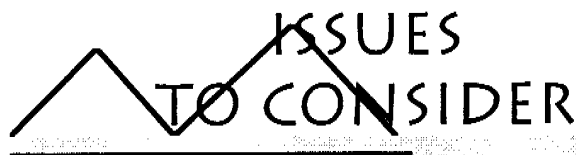
- 1999 10%
- FY 99-00 25%
- FY 00-01 25%
- FY 01-02 25%
- FY 02-03 15%

☆Leverage with other funding sources
(i.e. Land & Water Conservation, donations, T-21)
☆Management costs

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ISSUES
TO CONSIDER

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PROJECT APPLICATION STATISTICS

Project Name	Location	Size (ac.)	Estimated cost (application)	Cost/Acre	Comparable Cost/Acre (Developer's Sales Data)	Proposed Open Space Use(s)	
Arroyo Chusquea	City of Santa Fe, Santa	120	\$1,200,000	\$10,000	n/a	Neighborhood recreation, flood plain, adjacent to City's parcel trail and link to new rec. center, other for habitat	7
Atlatla (Wagon Holding)	City of Santa Fe, East side	18	\$60,000	\$3,333	same	High elevation land adjacent to Atlatla Recreation	yes
Atlatla (Wilderness Cato)	City of Santa Fe, East side	8	\$300,000	\$37,500	same	Highest approved lot on Atlatla, view of the City, scenic protection, recreation	yes
BLM land	Arroyo Pecos, Sombrito	700	maximal fee, may not be feasible	n/a	n/a	Panoramic recreation, habitat for coyote, wild soil habitat, ducks, rabbits, etc.	BLM 7
Calle Lacia Subdivision	City of Española	2	\$180,000	\$120,000		Neighborhood recreation in city subdivision adjacent to a green-belt area	yes
Cerrillo Hills	Village of Los Cerrillos	1,100	\$1,048,000	\$950	\$750	Adjacent to 2,000 acres of BLM, joint management for recreation, education of historic mining and archaeology, desert habitat	yes
El Alvarado School vicinity	City of Santa Fe, East / central	5	\$351,000	\$69,920	\$174,240	Traverse dog colony, neighborhood park	7
Galisteo River	Village of Galisteo	340	\$1,250,000	\$3,676	\$725 if floodplain	Land along one side of Galisteo Creek floodplain for recreation, wildlife habitat, historical and educational use, buffer for traditional village	7
Hyde Park Road	City of Santa Fe, East side	118	\$1,200,000	\$10,169	same	Hiking, picnicking, gateway to national forest, preservation of riparian area along Little Thompson Creek, trailhead access for Windsor and San Juan trail	yes
La Cumbre Petroglyphs (3 tracts, BLM dealing with one side)	La Cumbre, Cimarron	274	\$2,140,000	\$7,800	same	Adjacent to BLM, joint management, carved tracks, archaeological site, recreation and wildlife habitat	yes
Madrid Greenbelt	Village of Madrid	12	\$82,000	\$6,833	\$5,000	Trails, recreation, arroyo restoration and watershed area in center of town	yes
Madrid Wilderness Area	Village of Madrid	92	\$114,000	\$1,239	\$500	Recreation, wildlife habitat, trails, possible link to Los Cerrillos Hills	7
Oak St. / Casa Solana	City of Santa Fe, northwest	7	\$600,000	\$85,700	same	Neighborhood recreation, hiking trails, access to Cretaceous Park, wildlife habitat	for sale
Old Pecos Trail / 1-25	City of Santa Fe, South east	5	\$600,000	\$120,000	\$165,000	Views, site of historic trail, scenic and historic gateway	yes
Sanuario de Chisayo	Chisayo	8	\$610,000	\$76,250	\$10,000 for floodplain	One of the pieces of land behind the Historic Sanuario, agricultural use, border on BLM	yes
Three Mile Supervisor (3 tracts)	City of Santa Fe, East side on north of Santa Fe River	199	\$4,000,000	\$20,100	same	Historic stone dam, 10 acre pond, watershed runoff containment, wildlife habitat, low impact trails, wildlife viewing, riparian restoration techniques, education	7
Wildlife Wet Nature Park	Edgewood	50	\$1,110,780	\$22,216	20,000 acre depends on access	Open space for wildlife next to wildlife refuge, migrating birds and mammals life deer	yes
TOTAL		2,361 ACRES	\$15,452,780	\$6,544	\$8,211 Average cost/acre		

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CRITERIA
FOR EVALUATING PROJECTS

Criteria in Draft Form:

■ Threshold Criteria (very basic filter)

■ General Criteria (i.e., community benefit, threat of development, etc.)

■ Specific Criteria (trails and recreation, cultural and historic, natural areas)

➡ Scores for each project /
Recommendation List for BCC

(Example List:...)

High Priority Projects

Score: 85 Bird's Nest Place

Score: 83 Park for Clowns...

Medium Priority Projects

Score: 65

Score: 55

Low Priority Projects

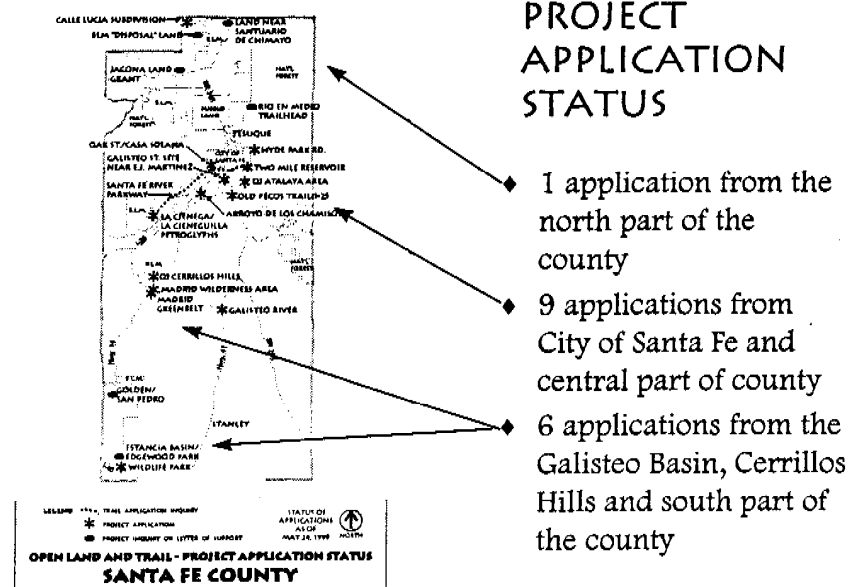
Score: 41

Score: 32

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PROJECTS WORKSHOP
MAY 12, 1999

12 project sponsors presented projects to COLTPAC and the public

- Atalaya area
- Galisteo River
- Hyde Park Road
- La Cienega/Cieneguilla Petroglyphs
- Los Cerrillos Hills Park
- Madrid Greenbelt
- Madrid Wilderness area
- Oak Street/Casa Solana
- Old Pecos Trail/1-25
- Santa Fe River
- Two Mile Reservoir
- Wildlife West Nature Park

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LAND CONSERVATION AND PROJECTS

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WILDLIFE, MOUNTAINS, TRAILS AND HISTORIC PLACES PROGRAM PROJECT APPLICATION FORM

Santa Fe County Wildlife, Mountains, Trails and Historic Places Program
Project List - Application Form
Form 100-100-100

Instructions: Please print or type all entries and return completed form to:

*Santa Fe County
Land Use Department (LUD) - Land Office
100 Central Ave., P.O. Box 100
Santa Fe, NM 87504-0100
(505) 988-4242 for 100-100-100*

Attach: Referred site and vicinity maps, surveys, photos, aerial photos, letters of support, permits, etc.

1. Current Name of Property:
2. Name and Address of Property Owner(s) (applicant required to research this information in the County Assessor's office):
3. General Description of Property and Unique Resources of the Site:
4. Location of Property, including Township, Range and Section, Nearest Road(s):
5. Approximate Size of Property (in acres):
6. Potential Sources of Public and/or Private Funding, or Conservation and Management Approaches (other than the County General Obligation Bonds):
7. Present Use(s):
8. Proposed Use(s):
9. Approximate Costs for Santa Fe County:
10. Additional Comments (optional):

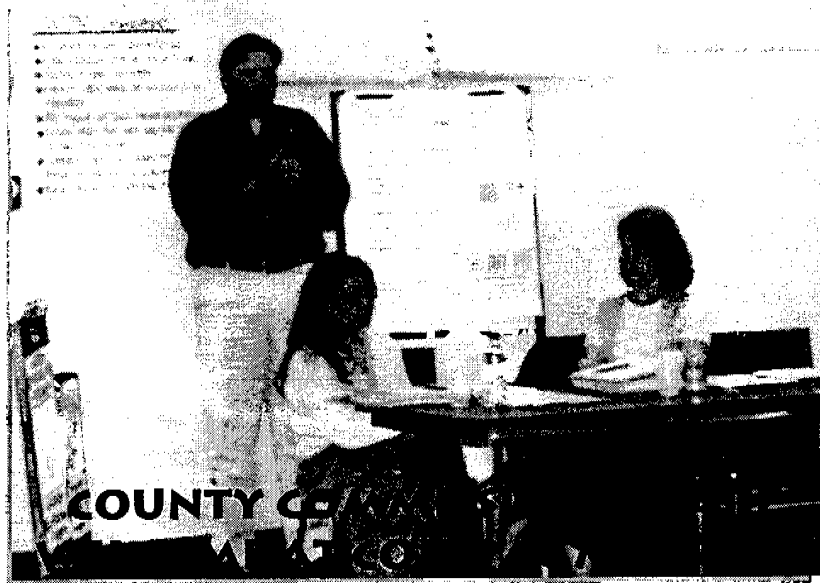
Application Submitted by: _____ Date: _____
Address: (owner or P.O. box) _____
City: _____
Phone: (home) _____ (work) _____

Deadline
to submit
applications
for first round
of evaluation
and funding is
JULY 15, 1999.

May 25, 1999

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PARTICIPATING COMMUNITY PARTNERS

**THIS PROGRAM GIVES THE COUNTY AN OPPORTUNITY
TO FORM BETTER PARTNERSHIPS**



- Wendy Malamut, ECO Planning Inc. (Facilitator for COLTPAC)
- Federal Agencies: National Park Service (Rivers, Trails Conservation Assistance Program), BLM, USFS
- City of Santa Fe
- Land Trusts: The Santa Fe Conservation Trust, Taos Land Trust, Trust for Public Land
- Many others!

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MORE MEMBERS OF COLTPAC

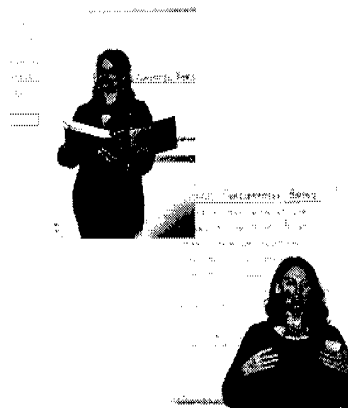


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SANTA FE COUNTY

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PARTICIPATING COUNTY STAFF



LAND USE DEPT: Diana Lucero, Act. Admin.

- Jack Kolkmeier, Planning Dir.
- Alina Bokde, Planner
- Lesli Ellis, Planner (Proj. Man.)
- Judy McGowan, Planner
- Ken Fin, Planner

MANGER'S OFFICE: David Wolf, Cty. Man.

- Terry Brunner, Policy Analyst

FINANCE DEPT.: Donna Gary, Dir.

GENERAL SERVICES: Vincent Ojinaga, Dir.

- Robert Apodaca, Gen. Serv.

ATTORNEY'S: Denice Brown, Cty. Atty.

- Chris Graser, Atty.

ASSESSOR'S OFFICE: Brian Baca, Appraiser

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COLTPAC UPCOMING PUBLIC MEETINGS



- ◆ 1 - June 23rd
- ◆ 2 - August 25th
- ◆ ORTIZ MIDDLE SCHOOL
- ◆ 6:30 to 8:30 p.m.

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MEMBERS OF COLTPAC...



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COLTPAC PROGRESS



Natural Areas Subcommittee

- Established work groups:
 - Natural Areas
 - Cultural and Historic Areas
 - Recreation and Trails
 - Alternatives to Acquisition
 - Criteria
- Developing maps and guidelines for each issue
- Developing criteria; ready for public review in June
- Selecting "Projects Subcommittee" at tomorrow's meeting

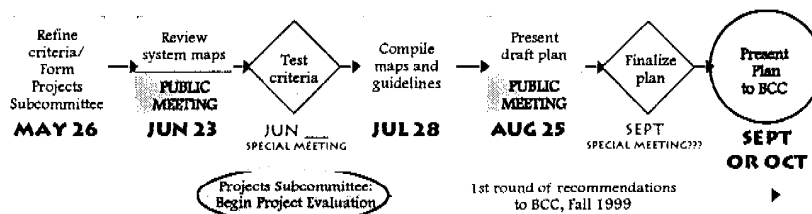
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SANTA FE COUNTY

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COLTPAC REMAINING SCHEDULE AND PROCESS - 1999

**MEETINGS ARE THE 4TH WEDS. OF EACH MONTH
6:30 TO 8:30
LOCATIONS: TBD**



FIELD TRIP TO SOUTH PART OF COUNTY: JUNE 26, 1999

May 25, 1999

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COUNTY OPEN LAND & TRAILS PLANNING & ADVISORY COMMITTEE (COLTPAC)



January COLTPAC Meeting

- BCC established with Resolutions 1998-105 and 1998-132
- 30 member citizen committee
- County representation:
 - 7 north
 - 16 central
 - 7 south
- 8 month term (thru 8/99)
- 1st meeting 1/99
- 4 meetings to date

May 25, 1999

SANTA FE COUNTY

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COUNTY OPEN LAND & TRAILS PLANNING & ADVISORY COMMITTEE (COLTPAC)

Purpose:

- Develop a long-term open land and trails plan.
- Identify fair and achievable conservation strategies.
- Develop criteria to evaluate specific projects for the Wildlife, Mountains, Trails and Historic Places Program.
- Develop a subcommittee of five to recommend priority projects to the BCC.
- Review financial status of the program.

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A SURVEY OF PUBLIC OPINION IN SANTA FE COUNTY

Voters thought it was either extremely important or very important to protect the following categories of land from development:

- | | |
|---|-----|
| 1. Land for wildlife and native plants | 72% |
| 2. Sacred sites (i.e., petroglyphs) | 70% |
| 3. Trails for walking/running, hiking and bicycling | 66% |
| 4. Historical landscapes (i.e., land near Santuario de Chimayo) | 65% |
| 5. Mountains and foothills | 64% |
| 6. Arroyo trails | 54% |
| 7. Farms and ranch lands | 51% |
| 8. Scenic gateways to Santa Fe | 50% |

Prepared by Ridder/Bradden, Inc., (Denver) for Trust for Public Land, July 1998

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COUNTY OPEN LAND & TRAILS
PLANNING & ADVISORY
COMMITTEE
(COLTPAC)



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ELECTION RESULTS FOR GENERAL OBLIGATION BOND



- OVERWHELMING PUBLIC SUPPORT!
- 74% of voters countywide supported the bond.
- In 77 (of 82) precincts, voters favored the g.o. bond.



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SANTA FE COUNTY

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THE WILDLIFE, MOUNTAINS, TRAILS AND HISTORIC PLACES PROGRAM

- \$12 million can be used to acquire necessary real estate for open space, trails and related facilities to preserve the following:
 - *Historic areas*
 - *Natural areas*
 - *Mountains and foothills*
 - *Arroyos and river parkways*
 - *Sacred sites*
 - *Trails*
 - *Desert habitats*
 - *Neighborhood parks and playfields*

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THE WILDLIFE, MOUNTAINS, TRAILS & HISTORIC PLACES PROGRAM

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THE WILDLIFE, MOUNTAINS, TRAILS AND HISTORIC PLACES PROGRAM

The Ballot Language Approved by Voters
on November 3, 1998

Shall the County of Santa Fe, New Mexico be authorized to issue its General Obligation Bonds, in one or more series, in an aggregate principal amount not exceeding \$12,000,000 to acquire necessary real estate for open space trails, and related areas and facilities within the County to establish the Wildlife, Mountains, Trails and Historic Places Program in order to preserve historic and natural areas, including mountains and foothills, arroyos and river parkways, sacred sites, trails, and high desert habitats containing wildlife and native plants and to provide neighborhood parks and play fields for families and children, which Program shall be subject to annual audit and review by an independent citizen oversight committee, said bonds to be issued and sold as permitted by law?

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Are you interested in **open space and resource conservation**?
Do you want to give input on a **community-based planning** process?
Can you help to envision the **future of our community**?

If you have answered yes to any of the above, then...

Join Santa Fe County and City residents to discuss the creation of an
Open Space and Trails Plan

at Ortiz Middle School* on 1650941
June 23rd, 6:30 to 8:30pm and
August 25th, 6:30 to 8:30pm

* address: 4164 South Meadows, Santa Fe. Follow Airport Road south, approximately 1 mile from the intersection with Rodeo Road. Turn left onto Meadows Road, Ortiz Middle School is approximately 3/4 mile down on the right.

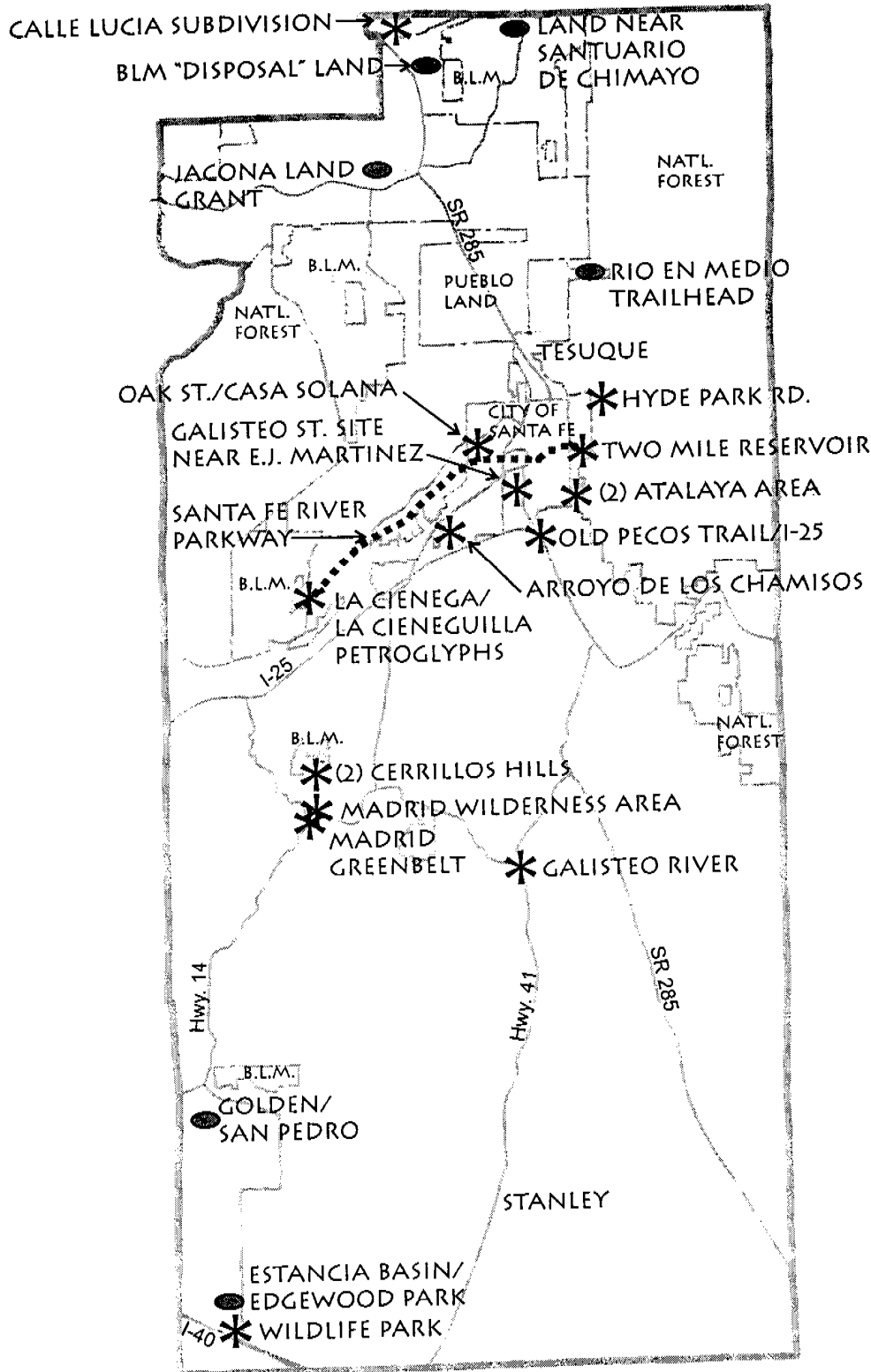
Last year the Santa Fe Board of County Commissioners appointed a 30 member committee to develop a plan for open space and trails throughout the County. This citizen committee, the **County Open land and Trails Planning and Advisory Committee (COLTPAC)**, has been working since January on the development of a comprehensive future plan.

Come hear about the progress of **COLTPAC** at the June 23rd meeting and give your input on **resources that should be included and criteria for project selection**. At the August 25th meeting, give your input on the **draft recommended plan**.

Also, please join us at any of the monthly **COLTPAC Meetings**, too!
COLTPAC meets on the forth Wednesday of the month from 6:00 to 8:30pm. Meetings, including locations, are announced in the legal section of local papers two weeks prior to each meeting.



Public Meetings are hosted by the
County Open land and Trails Planning and Advisory Committee (COLTPAC)
and the Santa Fe County Land Use Department
for more information contact Lesli Ellis, Project Manager, 986-6215



1650941

- LEGEND**
- *--- TRAIL APPLICATION INQUIRY
 - * PROJECT APPLICATION
 - PROJECT INQUIRY OR LETTER OF SUPPORT

STATUS OF
APPLICATIONS
AS OF
MAY 24, 1999



OPEN LAND AND TRAIL - PROJECT APPLICATION STATUS **SANTA FE COUNTY**

Project Applications

Draft 5/24/99

Project Name	Location	Size (ac.)	Estimated cost (application)	Cost/Acre	Comparable Cost/Acre (Assessor's Sales Data)	Other Funds?	Proposed Open Space Use(s)	Willing seller
Arroyo Chamiso	City of Santa Fe, South	120	\$1,200,000	\$10,000	n/a	no	Nieghorhood recreation, flood plain, adjacent to City's paved trail and link to new rec. center, silver fox habitat	?
Atalaya (Mission Holding)	City of Santa Fe, East side	15	\$650,000	\$42,763	same		High elevation land adjacent to Atalaya Mountain highest approved lot on Atalaya, views of the City, scenic protection, recreation	yes
Atalaya (Wilderness Gate)	City of Santa Fe, East side	8	\$300,000	\$39,164	same			yes
BLM land	Arroyo Seco, Sombriilo	700	minimal fees, may not be feasible	minimal	n/a		Passive recreation, habitat for coyote, red tail hawk, BLM ducks, rabbits, etc. neighborhood recreation in city subdivision adjacent to a green-belt area	?
Calle Lucia Subdivision	City of Espanola	2	\$180,000	\$120,000			Adjacent to 2000 acres of BLM, joint management for recreation, education of historic mining and	yes
Cerrillos Hills	Village of Los Cerrillos	1,100	\$1,045,000	\$950	\$750	yes	archaeology, desert habitat	yes
E.J. Martinez School vicinity	City of Santa Fe, East / central	5	\$351,000	\$69,920	\$174,240		Prairie dog colony, neighborhood park	?
Galisteo River	Village of Galisteo	340	\$1,250,000	\$3,676	\$735 if floodplain		Land along one side of Galisteo Creek floodplain for recreation, wildlife habitat, historical and educational site, buffer for traditional village	?
Hyde Park Road	City of Santa Fe, East side	118	\$1,200,000	\$10,169	same		Hiking, picnicking, gateway to national forest, preservation of riparian area along Little Tesuque Creek, Trailhead access for Windsor and San Juan trail	yes
La Cienega Petroglyphs (3 tracts; BLM dealing with the 4th)	La Cienega, Cieneguilla	214	\$2,140,000	\$10,000	same	yes	Adjacent to BLM, joint management, camel tracks, archaeological sites, recreation and wildlife habitat	yes
Madrid Greenbelt	Village of Madrid	12	\$82,000	\$6,833	\$5,000		trails, recreation, arroyo stormwater and watershed area in center of town	yes
Madrid Wilderness Area	Village of Madrid	92	\$114,000	\$1,239	\$500		Recreation, wildlife habitat, trails, possible link to Los Cerrillos Hills	?

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Project Applications

Draft 5/24/99

Oak St. / Casa Solana	City of Santa Fe, northwest	7	\$600,000	\$92,308	same	neighborhood recreation, hiking trails, access to Ortiz Park, wildlife habitat	for sale
Old Pecos Trail / I-25	City of Santa Fe, South east	5	\$600,000	\$123,711	\$165,000	Views, site of historic trail, scenic and historic gateway	yes
Santuario de Chimayo	Chimayo	6	\$610,000	\$99,349	\$10,000 for floodplain	one of the pieces of land behind the Historic Santuario, agricultural uses, borders on BLM	yes
Two Mile Reservoir (5 tracts)	City of Santa Fe, East side on mouth of Santa Fe River	189	\$4,000,000	\$21,220	same	Historic stone dam, 10 acre pond, watershed runoff containment, wildlife habitat, low impact trails, wildlife viewing, riparian restoration techniques, education,	?
Wildlife West Nature Park	Edgewood	30	\$1,110,780	\$37,026	20,000 acre/depends on access	open space for wildlife next to wildlife refuge, migrating birds and mammals like deer	yes
TOTAL		2,961 Acres	\$15,432,780	\$5,211			
			Cost of Projects	Average			
			(Cost to County may be lower)	cost/acre			

* Estimated cost is based on numbers provided on applications or through Assessor's data. Parcels have not been appraised.

** Assessors office has some comparable recent sales data.

(Brian Baca)

1650941

ISSUES TO CONSIDER

1650941

1. MANAGEMENT

- Success of program depends on management
- Continuous funding and staff necessary
 - 15% of cost (according to other counties)
 - Enforcement and safety patrol
 - Litter removal
 - Signs, fencing and other improvements
 - Archaeological site and wildlife protection
- Encourage volunteer stewardship programs
 - Adopt-a-trail programs...
- Develop partnerships with other entities
 - BLM, City...

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2. VOLUNTARY PARTICIPATION

- COLTPAC is still debating this issue
- General sentiment is for voluntary program; no condemnation of land
- Other counties don't use condemnation
 - work with willing sellers
 - cost of land is lower



SANTA FE COUNTY

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3. COUNTYWIDE EQUITY

- Address areas that have needs
- Develop projects and allocate funding to all parts of the County
- Limit funding spent on one region of the County



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4. HANDLING "EMERGENCY" PROJECTS

- COLTPAC is developing criteria to evaluate projects
- Will begin to evaluate projects in July
- Most projects can wait until July



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5. STAFFING AND NEGOTIATION OF PROJECTS

- County does not have experts on staff to negotiate with land owners
- Work with non-profit groups
- Contract with:
 - Attorneys
 - Appraisers

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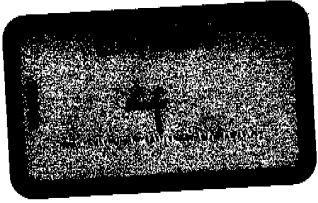
6. LONG-TERM PROGRAM

- \$12 million is just the first step in a program
 - Leverage this fund with other sources
 - Use other conservation approaches in concert with acquisition (i.e. conservation easements, donations...)
- Research future funds
- Determine future program administration
 - County "Parks and Open Space Dept."???
 - New staff over the long-term...

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SANTA FE COUNTY

Resolution No. 1999-

1650941

A RESOLUTION ESTABLISHING THE SANTA FE COUNTY INVESTMENT POLICY

WHEREAS, Section 6-10-8 NMSA 1978 provides that the Board of County Commissioners shall constitute a County Board of Finance; and

WHEREAS, the public money of the county shall be deposited in qualified depositories in accordance with terms of Section 6-10-36 NMSA 1978 or invested as otherwise provide by law, and

WHEREAS, County Treasurers, by and with the advice and consent of their respective Boards of Finance, have the power to invest all money not immediately necessary for the public uses of the counties in accordance with Section 6-10-10 NMSA 1978, and

WHEREAS, it is the goal of the Santa Fe County Board of County Commissioners to establish an investment policy that directs the County Treasurer to make prudent investment decisions that conform to applicable federal and state laws which maximizes investment returns and minimizes the costs of administering investments;

NOW, THEREFORE, the Santa Fe County Board of Commissioners, acting as the Santa Fe County Board of Finance, does hereby adopt the investment policy.

PASSED APPROVED AND ADOPTED AS ATTACHED THIS _____ day of April,
1999.

1650941

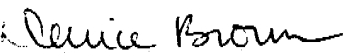
BOARD OF COUNTY COMMISSIONERS

Paul Duran, Chairman

ATTEST:

Rebecca Bustamante, County Clerk

Approved as to Form:


Denice Brown, County Attorney

SANTA FE COUNTY INVESTMENT POLICY

1650941

I SCOPE

This Investment Policy governs the investment activities of the Santa Fe County Treasurer pursuant to New Mexico State Statutes and local government rules, regulations, and procedures. The policy applies to all financial assets invested by the Treasurer in the exercise of his/her statutory authority. These investments include fully insured Certificates of Deposit ("CD's"), Treasury Bills, and funds authorized to the Short Term Investment Fund of the New Mexico State Treasurer, the State Investment Council, or any other and all investment funds provided by statutory authority. In the event the state statutes are amended to allow other investments or as otherwise provided by law, this policy may include those investments as permissible.

II INVESTMENT PHILOSOPHY

Recognizing the important and perpetual nature of investments, the goal of protecting public funds, and the fiduciary responsibilities of the County Treasurer and the Board of County Commissioners ("BCC"), acting as the Board of Finance, the public funds shall be invested to provide significant real returns adjusted for acceptable risk and volatility. In protecting public funds, the investment shall be in a manner that insures the safety of the investment, that provides for adequate liquidity, and that maximizes investment income. The primary strategy shall be to build a high quality portfolio the duration of which will be lengthened or shortened based on the growth of the fund, the liquidity and the changes and volatility of budgetary and economic cycles.

III INVESTMENT OBJECTIVES

SAFETY: The single most important objective of this policy is the preservation and protection of public funds.

LIQUIDITY: The portfolio shall remain sufficiently liquid to enable it to meet the operational requirements of the County which might be reasonably anticipated.

RETURN: The portfolio shall be managed in such a fashion as to generate a market rate of return through budgetary and economic cycles, taking into account the primary objectives of safety and liquidity, while minimizing administrative efforts and costs.

The Santa Fe County Board of Commissioners, acting as the Santa Fe County Board of Finance shall meet quarterly to review the investment transactions to ensure the proper controls are in place to guarantee the integrity and security of the County Treasurer's investment portfolio. The Board of Finance shall review a written report provided by the County Treasurer regarding the economic outlook, overall portfolio and maturity structure, potential risks and the target rate of return and actual rate of return of the portfolio. Santa Fe County Board of Finance shall direct the County Treasurer to make prudent investment decisions that conform to applicable federal and state laws which maximizes investment returns and minimizes the costs of administering investments.

The County Treasurer shall prepare a quarterly investment report to be submitted to the Board of Finance that will show cash balance of investments at a point in time, the average monthly cash balance of the investments and the yield of the investments net of the amortization of premiums and discounts and administrative fees. The County Treasurer's report shall include but not be limited to the following:

- The total amount invested by the County
- Cost basis and market value of each security, and amount invested in each type of security.
- Maturity schedule of the portfolio, yield and cash flow.
- The time weighted return for each reporting period.
- Any and all transactions that occurred during the reporting period
- Any and all realized gains or losses.
- Analysis of the portfolio.

The Treasurer and Assistant Treasurer shall be bonded according to State Statutes, 10-1-13, 6-10-38 and 4-44-35 NMSA 1978.

The County Finance Department will provide summarized budget status reports for expenditures by Departments and summarized reports showing revenue projections compared to budgeted revenues and reconciled cash balance by fund.

VIII CONFLICT OF INTEREST

The County Treasurer, Board of Finance, brokers, and any or all investment officials shall disclose all personal business activity that is in conflict with the proper execution of the County's investment program, procedures, and or policy; or which could affect or impair their ability to make impartial investment decisions for the public funds on behalf of the County.

consent of the Board of Finance per sections 6-10-44, 6-10-10F, 6-10-10 NMSA,
1978.

XI INVESTMENT POLICY REVIEW

1650941

This Investment Policy supersedes any and all previously adopted investment policies.
All the provisions of this policy shall be reviewed on an annual basis.

THIS INVESTMENT POLICY WAS ADOPTED BY RESOLUTION 1999-____
ON THE DAY OF _____, 1999.