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BOARD OF COUNTY COMMISSIONERS

SANTA FE, NEW MEXICO

REGULAR MEETING

JULY 27, 1999

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

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This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 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 Richard Anaya
Commissioner Marcos Trujillo [late arrival]
Commissioner Javier Gonzales

Members Absent

[none]

IV. APPROVAL OF AGENDA

SAMUEL MONTTOYA (County Manager): Mr. Chairman, members of the Board, I'd like to call your attention to page 3 of the agenda, item VI R. is a recommended amendment to the agenda, which is a request of approval to declare tangible property as surplus or obsolete and authorize the disposition of such. Also under section IX. I, Matters from the Commission, item 1, A resolution, a joint City of Santa Fe and County of Santa Fe resolution directing the creation of a task force to develop policy recommendations regarding adoption of a joint water management plan for the greater metropolitan area's water resources. Item 2. A resolution endorsing federal legislation to protect the archaeological resources of the greater Galisteo Basin and urging the Congress of the United States to enact it into law. Under item J. 1. Executive session, a. Possible acquisition of real property for San Isidro Crossing.

Mr. Chairman, members of the Board, also on today's agenda, we are recommending

the following items be tabled. Under item VIII. A. Recognition of one of our County employees. It seems this gentleman is out of town and is not available today. Under item IX. G. Matters from the County Manager, G. 1. Request for authorization to enter into agreement number two to the operating agreement with Cornell Corrections to provide an inmate work detail program, we are requesting that that be tabled to a later date.

Those are the amendments and the tabling items that are recommended today, Mr. Chairman. I stand for any questions.

CHAIRMAN DURAN: Thank you, Sam. Any questions of Sam? Any other amendments?

Commissioner Anaya moved to approve the agenda as amended and Commissioner Griñé seconded. The motion passed by unanimous [3-0] voice vote. [Commissioner Trujillo was not present for this vote.]

VI. CONSENT CALENDAR

COMMISSIONER GONZALES: Mr. Chairman, in the interests of time, would it be possible to enter the Consent Calendar and reference it A through R, and accepting that as a Consent Calendar without having to read them individually?

[The Consent Calendar items are as follows:]

- A. Resolution No. 1999-82. A resolution requesting a budget increase to the fire tax revenue bond fund to budget fiscal year 1999 cash balances for expenditure in fiscal year 2000.
- B. Resolution No. 1999-83. A resolution requesting a budget decrease to the Emergency Medical Services fund to reduce the budgeted state EMS allotments and corresponding expenditures to actual fiscal year 2000 allotments received
- C. Resolution No. 1999-84. A resolution requesting a budget increase to the General Obligation Bond Series 1999 open spaces fund fiscal year 1999 budget for bond proceeds received in fiscal year 1999
- D. Resolution No. 1999-85. A resolution requesting a budget decrease to the General Obligation Bond Series in 1999 open spaces fund fiscal year 2000 budget due to bond proceeds being received in fiscal year 1999
- E. Resolution No. 1999-86. A resolution requesting a budget transfer to the General Obligation Bond debt service fund from the General Obligation Bond Series 1997 proceed fund for interest revenue earned on proceed fund's cash balance during fiscal year 1999 dedicated to payment of debt service

- F. Resolution No. 1999-87. A resolution requesting a budget transfer from the subordinate gross receipts facility fund to the gross receipts building revenue debt service fund to cover debt service interest and principal payments
- G. Resolution No. 1999-88. A resolution requesting a budget transfer from the general fund to the jail operations fund to cover costs for care of Santa Fe County prisoners at the adult and juvenile facilities
- H. Resolution No. 1999-89. A resolution requesting a budget increase to the general fund LDWI in contractual services from the LDWI distribution
- I. Resolution No. 1999-90. A resolution requesting a budget increase to the general fund, equipment loan fund and the equipment debt service fund and a transfer from the general fund and equipment loan fund for the equipment loan pay off
- J. Request authorization to accept and award a contract to the highest qualified respondent, RFP #99-51, for DWI compliance monitor at Magistrate Court
- K. Request authorization to accept and award a contract to the highest qualified respondent, RFP #99-59, for a transitional living services program provider
- M. Request authorization to enter into amendment number one to the contract, #99-006-LU, with ECO Planning Inc. to facilitate an additional meeting for COLTPAC
- N. Ratification of acceptance of an agreement, #20-0021-FI, with the Department of Tourism for a grant for advertising costs to promote tourism in Santa Fe County
- O. Request authorization to enter into a memorandum of understanding with the City of Santa Fe for DWI program services at the Municipal Court
- P. Request approval of grant fund for the community DWI program
- Q. Request authorization of reimbursement of actual travel expenses for County Commissioner
- R. Request approval to declare tangible property as surplus or obsolete and authorize the disposition of such

CHAIRMAN DURAN: Sure. I think that's fine. Is there anything on the Consent Calendar that any of the Commissioners would like to isolate for further discussion?

Commissioner Gonzales moved blanket approval of the Consent Calendar, items A through R, with the exception of item D. Commissioner Grifé seconded.

CHAIRMAN DURAN: I would just like to ask that we could isolate item D

just for some clarification on that.

COMMISSIONER GONZALES: Okay.

COMMISSIONER GRIÑÉ: That's fine.

CHAIRMAN DURAN: Okay, there's a motion and a second. Those in favor signify by saying "aye." [4-0] Opposed? Motion carries.

So we're going to go ahead and discuss item D then? I just have a question. Sam, could you explain that to me, or is there someone from the Land Use Department here that can give me some idea of what this is all about?

KATHERINE MILLER (Finance Director): Mr. Chairman, Commissioners, item D and E both have to do with the issuance of the General Obligation bonds for the \$12 million, the open space funds. And originally they were budgeted in FY 2000 to receive that money. But the funds were actually issued June 15. So all we did was move the revenue into FY 99 so that we could close the books. So you'll see a decrease to the FY 2000 budget and an increase to the FY99 and then those balances will be carried forward into FY 2000. But nothing is different as we budgeted them for FY 2000.

CHAIRMAN DURAN: Okay.

Commissioner Gonzales moved to approve item D under the Consent Calendar and Commissioner Griñé seconded. The motion passed by unanimous [4-0] voice vote.

VII. ADMINISTRATIVE ITEMS

A. Committee expirations, resignations, vacancies

1. Santa Fe County Maternal and Child Health Planning Council

MR. MONTROYA: Mr. Chairman, members of the Board, we have a resignation from a member of the County Maternal and Child Health Planning Council. Ms. Sally Malave has resigned. I want to point out to the Board that the council took action to reduce its membership from 25 to 15 members and are attempting to get to that number by individuals that resign and leave their posts open. So at this point, Mr. Chairman, we want to acknowledge the hard work of Sally Malave as a member of this council and are recommending no new nominees for that position at this time.

Commissioner Griñé moved to accept Sally Malave's resignation. Commissioner Anaya seconded and the motion passed by unanimous voice vote.

VII. B. Committee appointments
1. Library Board

MR. MONTROYA: Mr. Chairman, members of the Board, we come before you today seeking your concurrence to reappoint Ms. Mary Jane Vinella to the Library Board. Ms. Vinella is currently serving as a Santa Fe County representative and is the board president. The board unanimously recommended Ms. Vinella for reappointment. The term will expire of July 2002. That is the recommendation and I stand for any questions.

CHAIRMAN DURAN: Any questions of Sam?

Commissioner Grifé moved to accept the reappointment of Mary Jane Vinella to the Library Board and Commissioner Anaya seconded. The motion passed by unanimous voice vote.

VIII. PRESENTATIONS AND AWARDS

B. Presentation by the Santa Fe County 4-H Club

CHAIRMAN DURAN: And who's doing that, Sam?

LINDA BORREGO: Thank you for allowing us to make a presentation and to invite you to attend the 1999 Santa Fe County Fair, August 4 through 8 and our children would like to take a moment to give some gifts to you to show our appreciation to for all the support that you have given us. We've grown over the last couple of years and we could not have grown if it hadn't been for the County Commissioners and staff that have worked with us in the last two years to get all the things accomplished that we need to. We still have lots of room for growth and we'll probably be coming back and talking to you about some things and ideas that we have, but we appreciate everything you've done for us.

The kids have worked hard this year to put projects together and at this time I'd like to introduce some of the kids and at the same time, have them make presentations to you. First I'd like to start with Paul Esquivel. Paul is one of the older members. He's a senior club member of the Santa Fe County 4-H group. Paul raises steers and swine. And at this time -- the gifts that you're receiving have been put together by 4-H clubs. There's some jams in there, some salsas, some tortillas that the kids have actually done on their own. So we hope that you enjoy them.

We have Heather Stump, who is another senior member. Heather is a very busy little girl. Heather does baking, sewing, rocketry, rifle, flowers, vegetables, archery and fishing, and I've had to stop her there because she had a few more to go but I thought we'd stop her at that. So the jams that you find in your sacks have been provided by Heather Stump.

Next we'll go with our president of the Santa Fe City Slickers and if you don't mind, I'd like for her to say just a couple of things. She's done a good job this year and she's led

us well and we'd like for her to say just a couple of things. The president of our City Slickers Club is Kelly Borrego Ojinaga.

KELLY BORREGO OJINAGA: Hi. My name is Kelly Ojinaga and I'm this year's president for the City Slickers 4-H Club. We would like you to join us for this year's County Fair which will be August 4 through August 8, 1999. And we hope to see you there.

CHAIRMAN DURAN: Thanks for inviting us.

COMMISSIONER GONZALES: Kelly, I have a question for you. Can you tell us what events you participate in in 4-H? What are your projects?

KELLY BORREGO OJINAGA: I'm doing baking, leather, photography and I was doing a couple of other things too.

COMMISSIONER GONZALES: So I haven't had a chance to participate in 4-H. What do the four H's stand for? I'm going to be in trouble for this one.

KELLY BORREGO OJINAGA: Heart, health, hands and home.

COMMISSIONER ANAYA: Is homework in there also?

MS. BORREGO: Helping her is Kristy Borrego Ojinaga. That's Kelly's sister. Kristy is doing photography, baking, and she was doing cabritos. I have to explain to you that we had five cabritos that we were raising and the dogs beat us to the 4-H so unfortunately these kids will not have an opportunity to show their cabritos this year. Next we have, I think we'll get Commissioner Gonzales out of the way. We've got three very special family members of Commissioner Gonzales. We have Mariah Gonzales, Rico Gonzales, Cisco Gonzales. Mariah is doing cabrito and baking. Rico is doing hogs?? and cabrito, right?

COMMISSIONER GONZALES: And rabbits.

MS. BORREGO: And Cisco is doing hogs also, I was just told.

COMMISSIONER GONZALES: Thank you, Cisco.

MS. BORREGO: Now we have my son, Fabian Borrego, and Fabian is doing cabrito and leather work this year. Now we'd just like to take a minute to thank the staff that has worked so hard to help us. We've been working with different departments in trying to get different things done and so we'd like to thank Denise, the attorney for helping us, and I'll have Bobby Borrego [inaudible] Bobby is doing cabrito, leatherwork and does crafts.

Camille, I forgot Camille is doing baking, dogs, she was doing cabrito but that's not happening now. We'd like to present this to somebody, that's very special to Camille, her father Corky.

We've also been working with Finance a lot. They've really helped us through the process. We came from not knowing anything about County government and how the financing works to learning quite a bit and we really appreciate the fact that your staff has helped us with that. So we'd like to give the other one to Katherine. And I'd like to take this opportunity to also introduce our Fair Board president this year. His name is Bobby

Borrego and I'm going to say he's done a really good job. He's put a lot of time and effort in to it, and I'm not sure if we're going to do much more though. Thank you very, very much for everything you've done for us and we'd also like to issue a challenge to you.

We've sent out letters. I'm not sure if you received them already about the frog jumping contest. We'd love to see the Commissioners compete against the City Councilors in this frog jumping contest. We'd like you guys to think about it and please come and join us for the fair.

Excuse me, I forgot our new County Manager, Samuel Montoya.

COMMISSIONER GONZALES: Can I ask you a question, estimates of what the 4-H, as far as the participation by the numbers of Santa Fe County kids? Do you have any idea?

MS. BORREGO: We did a study not too long ago and actually it has grown 75% in the last two years and with year that the fair appears to be doing better we get more and more kids and it's not just the animals that we're seeing the growth in. As you heard we have photography, we have different areas that they're trying to get kids involved in. So the City has not as many kids but we have a lot of the rural communities in the county that get involved, Edgewood, Stanley, Española, Nambe. We've got clubs from all over that are just really coming up, especially out in the Edgewood and Stanley area right now. We see a lot of growth in that area.

We hope to continue to do a really good job so that we can get the other areas of the county involved and just keep these kids involved in positive things.

CHAIRMAN DURAN: Thank you.

COMMISSIONER TRUJILLO: This is I think especially important because in the public school system, FFA is going away. So there's no opportunity for people that are interested in ranching and farming and animals to become involved and that's really sad. So I really commend your 4-H organization for what they're doing.

MS. BORREGO: Thank you very much. Thank you for all your support.

COMMISSIONER GONZALES: If we could give a round of applause for all the kids and all the volunteers who participate in this.

CHAIRMAN DURAN: Thank you for joining us today.

VIII. C. A proclamation declaring July 28, 1999 to be "Furniture and Woodworking Day" in Santa Fe County

COMMISSIONER GONZALES: Mr. Chairman, I asked that this proclamation come forward before the Commission and I'd like to read it and ask Miguel Chavez if he has any words to address it. But the proclamation before the Commissioners basically states: Furniture and Woodworking Day in Santa Fe County.

Whereas furniture in Santa Fe County and norther New Mexico has a rich cultural

tradition and is widely recognized for its distinctive style, quality and craftsmanship; and

Whereas northern New Mexico furniture shows its historic evolution through Spanish, Moorish and Native American influences and modern workmanship reflects even broader traditions; and

Whereas the southwestern furniture style in turn is influencing artisans worldwide; and

Whereas furniture and related home furnishing businesses are identified in the Santa Fe community economic development plan as a target industry for development in Santa Fe; and

Whereas furniture and woodworking businesses offer the opportunity for utilizing the sustainable natural resources of northern New Mexico to create jobs and careers throughout the region; and

Whereas the diverse skills required for the whole furniture making process offer the opportunity to create jobs, preserve cultural traditions, educate young people and satisfy consumer desires; and

Whereas the development of trade associations can help to promote and expand the furniture and woodworking industry; and

Whereas the formation of the northern New Mexico Woodworkers' Guild is an important step in promoting the future growth of the industry and in maintaining Santa Fe County's reputation as a source of the highest quality in design and craftsmanship; and

Whereas by proclaiming furniture and woodworking day in Santa Fe County, all citizens will have the opportunity to recognize the importance of this tradition and this business in our community.

And now therefore be it resolved to proclaim by the Board of County Commissioners that July 28, 1999 be Furniture and Woodworking Day in Santa Fe County.

And I don't know if Mr. Chavez would like to address the Commissioners.

MIGUEL CHAVEZ: Mr. Chairman, members of the Commission, yes, I'd like to thank you personally, not only on behalf of myself as a 13th generation furniture maker, I'm just one link in that rich, ongoing history of furniture making in New Mexico that we all cherish and that we need to share as much as we can. So this proclamation speaks to those that came before us and those of us that are here now, understanding that our New Mexico history predates our US history and that furniture making in New Mexico stands by itself and has made a rich contribution to mainstream America and southwest furniture, as we know it now, really has its humble beginnings in New Mexico. And if it weren't for New Mexico, southwest furniture would not be the worldwide industry that it is.

So I want to again thank the Commission for all you have done, for your support, staff for all that they have done. We have had two Furniture Makers Association meetings. TRADE is under contract with the City to assist us. From the very beginning we knew that starting in Santa Fe, the city, we had to reach out to the county because Santa Fe has lost

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a lot of its rural characteristics and values and we have to reach out to the villages and to the pueblos and retain that and bring it back and bring it back strong. And the only way we can do that is through education.

So there's ties to education, to economic development and opportunities there and management of natural resources and those kinds of things. Just again, really thank you and this is one step to help us to get to the next level. Thank you.

LISA KARP: I'm Lisa Karp and I'm the executive director of the Tri-Area Association for Economic Development. I want to thank you for supporting this important industry that opens opportunities for the citizens here and the entire county. I was in Lamy this morning. I'll be in Tesuque tomorrow. Next week I'll be in Cerrillos and Madrid. We're working with all of the woodworkers and vigas, latillas, you can't have a more beautiful example of the traditions there are for Santa Fe County than what's right above your head. So I thank you for your support of the industry. We hope to be able to take the trees out of the woods, mill them locally and use every single person in the county to help through the entire chain.

CHAIRMAN DURAN: Thank you.

Commissioner Gonzales moved to adopt the proclamation. Commissioner Trujillo seconded and the motion passed by unanimous [4-0] voice vote.

IX. STAFF AND ELECTED OFFICIAL ITEMS

A. Quarterly Report

1. County Treasurer

PHILLIP TRUJILLO (County Treasurer): Chairman Duran, Commissioners, during the summertime when things are a little more quiet at the Treasurer's Office it gives us an opportunity to work on a number of items that we can't otherwise work on because of the work that comes about during the tax season. And I thought I would report to you on these two items because they will surely reach you in one way or another. The two items that I'm speaking of are the -- first of all is the auction that will be conducted by the state on August 5. These are properties that have gone delinquent for four years. By law, the second year we need to report to the state that properties are delinquent two years. On the third year we continue to work these properties attempting to collect jointly with the state and in the fourth year, the state takes over.

You might say that for the purpose of collections, the authority then falls to the state, although of course we are still very concerned because they are still properties in Santa Fe County. They are constituency property owners here locally and it is always unfortunate when taxpayers are forced to loose their properties because they cannot pay their taxes. We started the list with 52 items, 52 properties. Out of these 52 we are down now to 28.

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And I will forecast here that probably by the actual auction we will be down from these 28 to probably just a handful. It happens all the time. These properties are rescued, you might say, by the property owners at the midnight hour, which is fine with me. I'd just as soon not see these properties get sold if possible.

For your information, the state by law has to do everything they possibly can to contact property owners. Personally, by telephone, visits, certified letters, of course by the time the state gets involved, our office as well has done everything they possibly can to contact these people. Again I mention this because invariably, you as Commissioners may get calls. Some of these people may be constituencies right from your own district. It never surprises me that people will call the County Commission to see if they can intercede or be of some assistance in taking care of their taxes so their properties aren't sold.

I also want to say that I appreciate the fact that the state this year did it in the summertime. I've seen them come into our office late November, right in the middle of the tax rush and it's so difficult for us to take care of our own business with the tax rush and the same time divide our attention toward the auction and the taxes that are being collected in that regard. Fred Chavez, who has now become one of the supervisors, managers, I forget what his exact title is, over at the state assured me that this year they were going to move the date and so they did. So it got taken care of in the summertime and I'll tell you it was so much easier for us to be able to give them the attention, to work with them. They actually come into our office. We set up an office for them. We set up computers for them. We get them space and we work hand-in-glove with these people.

COMMISSIONER TRUJILLO: Felipe, I have a question for you along those lines.

MR. TRUJILLO: Yes, Commissioner.

COMMISSIONER TRUJILLO: Is that the established protocol, that these properties that are delinquent in taxes need to be auctioned off in a public setting?

MR. TRUJILLO: It is, Commissioner. Not only is it policy, it's statutory by law. This has to happen.

COMMISSIONER TRUJILLO: It's statutory.

MR. TRUJILLO: It's statutory. It is not an internal policy that has been devised within our office or some kind of a management practice, or even some kind of policy at the state. This is done throughout the state of New Mexico. It's in the law. It's statutory and it has to happen.

COMMISSIONER TRUJILLO: Can you educate me on how the Native American community acquires some of this land? For example, San Ildefonso Pueblo, was given, under the 1933 patent, 15,000 acres of land. Today they claim 29,000 acres of land, ostensibly by absorbing and getting lands that the taxes were not covered or paid. How can that happen?

MR. TRUJILLO: Commissioner, I don't know. That's news to me. The Native American sovereign nation of course is exempt from property taxes and I suspect that

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in the past there might have been some properties that were passed on to them for the lack of taxes being paid. I would have to research that. I would have to educate myself on that. I was not aware that that might have ever happened in the past. It's always been my knowledge that when taxes are not paid on properties that it goes to public auction and it's offered to the public.

As a matter of fact you would be surprised -- well, you wouldn't be surprised, but you should see the number of inquiries that we get from all over the United States. People have actually made a study and a job, a profession, you might say, of just going through the United States to different states and procuring the delinquent list and buying properties. We have a number of people who have already contacted us for this year, trying to buy the land, buy the property. And of course, by law there again, if it's public record, we have to -- we sell them the list. It's only \$5, but we sell them the list.

We always caution people that they do a lot of homework on it because if you do buy one of these pieces of property, you also assume any liens that are attached to the property. But I guess I'm kind of strained from your particular question in that some of the Indian Pueblos may have acquired lands in this way. I assure you that I will visit with Tom Garcia over at State Property Tax. I'll visit with Fred Chavez. We'll do some homework and find out how that happened and when that happened and if in fact it did. You claim that that happened and you probably have some kind of information where you were given that information at some time but I don't know. I honestly don't know how that could have come about. It certainly didn't happen recently. This must have happened in years and years past.

COMMISSIONER TRUJILLO: Over the years, right. And that's an issue that we're dealing with, anyway, but I'd appreciate any information that you might find.

MR. TRUJILLO: Absolutely. Maybe we can look at the archives. Maybe even the people at State Property Tax might be aware of that and offer some enlightenment to that, Commissioner.

COMMISSIONER TRUJILLO: Thank you.

MR. TRUJILLO: The other item I want to report on and it's very similar to the state auction, and that is our own system that we have in doing the same thing but on mobile homes. Let me tell you, Commissioners, that recently we discovered 1,854 mobile homes that were delinquent. Our delinquent tax specialist, Eddy Sandoval, hit the road running and started to contact all these people by telephone, through the mail and out of those 1,854 mobile homes, 661 have paid to this point. Sixty of those mobile homes have been red-tagged.

And again, particularly you Commissioners that have pockets, substantial pockets of mobile homes in your districts, don't be surprised if you start getting phone calls from some of the constituency that they found a big red tag on their mobile home. We are not trying to be offensive, as a matter of fact quite the contrary. What we're trying to do is call attention to the people of these mobile homes because the longer they wait, the more they're paying in penalty and interest and we don't like to see our taxpayers, our local constituency

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having to put up money other than for their tax. It's tough enough sometimes trying to pay property taxes without being burdened with penalties and interest.

Out of the sixty that were red-tagged, 24 of those red-tagged mobile homes have paid, and we are looking at 60 days after the red-tagging, probably some time in September, we are looking at a mobile home sale. We're one of the few counties in the state that actually conducts mobile home sales. All of the counties in the state have been encouraged to do this but very few have actually been able to. We've already had mobile home sales in the past and we will continue to do so because the state does not pursue mobile homes the way they do other properties.

COMMISSIONER TRUJILLO: These mobile homes are delinquent in property taxes?

MR. TRUJILLO: In property taxes. It could be property taxes just on the mobile home. It could be property taxes on the mobile home and the land, if in fact the mobile home is on a permanent foundation. But either way, if they're delinquent, it doesn't seem to me fair for the state to pursue the collection of taxes on other properties, land and homes, and the mobile homes not to receive attention as well.

In the past, many years past, sometimes mobile homes would go delinquent over ten years and statutorily, a tax is presumed paid if not paid after ten years. For example, if you have a mobile home that's delinquent from '88 to '98, the minute we go into '99 the '88 is dropped, so we lose revenues there. The minute we go into the year 2000, then the '89 will be dropped. So we are trying to call attention to these mobile homes that are delinquent early. Again, because it will save the taxpayer penalties and interest and at the same time to the other people that are paying their fair share of taxes in a timely way, it makes things equitable, that way it should be.

But again, both of these sales are situations that will surely reach your ears by some of your constituency and kindly refer these people to us. We're willing to work with them any way we can. We'll attempt to set them on payment plans whenever possible. We will try and alleviate the burden some how but the taxes must be paid.

COMMISSIONER TRUJILLO: What happens -- I know it's an extensive problem, but we've got a bunch of mobile home parks out there. The owners of the mobile homes are responsible for paying the taxes.

MR. TRUJILLO: On the mobile homes.

COMMISSIONER TRUJILLO: On the mobile homes. The property owner is responsible for paying the taxes on the property.

MR. TRUJILLO: That is correct.

COMMISSIONER TRUJILLO: How are we going to --

MR. TRUJILLO: The mobile home parks, we do not have a problem with delinquent taxes on the property. For the most part, these mobile home parks are businesses and the people that own the actual property realize that they are profiting by the mobile homes being on there. So they are taking care of the taxes on the property. But there are

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some people that have mobile homes on their own property that is not part of a mobile home park. And those are the ones that will go delinquent on both the mobile home and the property.

But in the parks, we have a number of mobile homes that are delinquent just on the mobile homes. If that goes delinquent, the mobile home is sold, the people must vacate and someone buys a mobile home and either moves it elsewhere or rents it on the spot. It's a very serious situation, Commissioners, it really is. And it's unfortunate to some extent because for the most part, not in all cases, but for the most part people that live in mobile homes, and a lot of them are young people, are struggling. Struggling to make ends meet. That's why they're in a mobile home. That is their home and they're having a tough time and it's difficult some times to have to apply the law in these cases, but I have no alternative. Again, it's statutory and we have taken a very firm, very hard stand on delinquent taxes. But we're not without compassion either.

Commissioners, the last item that I wanted to report to you is important, but certainly not urgent, and that's just the fact that as the tax bill season approaches, before you know it we'll be sending our tax bills to be printed. We have already prepared the specs with the help of our Purchasing and Procurement Department. We're looking at about 70,000 tax bills and we will be getting these ready at the end of the summer. We'll be getting our information that we need from the state from late September to mid-October and our tax bills will be sent out November 1, so we're getting ready for that season.

The last item, actually, and that will be taken care of later on by our County Manager. If you'll notice on the agenda, under Items from the County Manager, we will be talking about the investment committee, that I'm very excited about, and the new County Manager, Sam Montoya and I have met on a couple of occasions to discuss this and I certainly will not steal his thunder by reporting on it now. But that will come up later under Matters from the County Manager.

And Commissioners, Commissioner Grinë, Commissioner Anaya, Commissioner Trujillo, if you have any other concerns or anything that I can answer at this time, I'm here to serve.

COMMISSIONER GRINÉ: Thank you, Phil. Any questions of Phil? Good job. Well done.

IX. STAFF AND ELECTED OFFICIALS ITEMS

B. Finance Department

- 1. Request authorization to accept and award a contract to the highest qualified respondent, RFP #20-01 for legal services for various water rights issues**

km: Commissioners, the Finance Department and the Utilities Department

issued a solicitation, RFP #20-01 for legal services relating to various water rights and utility issues. Five responses were received. They were evaluated based upon the most qualified. Sheehan, Sheehan, and Stelzner was the company that the evaluation team recommended for award. We negotiated a contract with them. The contract is a year-long professional services agreement that would allow the utility company, our utility department to use their services when needed on water rights issues.

So the Finance Department and the Utilities Department are requesting authorization to award a contract in response to RFP #20-01 to Sheehan, Sheehan, and Stelzner, PA, Attorneys at law.

COMMISSIONER GRINÉ: Any questions of Katherine?

Commissioner Anaya move to approve the contract with Sheehan, Sheehan and Stelzner. Commissioner Trujillo seconded and the motion passed by unanimous voice vote. [Commissioner Gonzales and Chairman Duran were not present for this vote.]

IX. C. GENERAL SERVICES DEPARTMENT

1. Resolution No. 1999-91. A resolution adopting a citizen participation plan

DAVID MADRID (Grants Administrator): Mr. Chairman, members of the Commission, the Citizen Participation Plan is essentially an update of a plan which was passed in November of 1993, Resolution No. 1993-73 at the request of the Department of Finance and Administration. This plan is being updated in compliance with the Community Development Block Grant Program. So essentially, we already have this plan in place, but DFA requested that we update it.

COMMISSIONER GRINÉ: Thank you, David. Any questions of David?

Commissioner Anaya moved to approve Resolution 1000-91 and Commissioner Trujillo seconded. The motion passed by unanimous voice vote. [Chairman Duran and Commissioner Gonzales were not present for this vote.]

IX. C. 2. Resolution No. 1999-92. A resolution adopting a residential antidisplacement and relocation assistance plan and certification

MR. MADRID: Mr. Chairman and members of the Commission, this is essentially the same thing. This was also approved in November of 1993 under resolution 1993-74. Essentially, what it states is that if you use Community Development Block Grant funds to build a project and you're displacing low to moderate income individuals, that you

have to relocate them to another facility. It's more or less a protection and this was passed in 1993 as I said before.

COMMISSIONER GRINÉ: Thank you, David. Any questions of David?

COMMISSIONER TRUJILLO: What does this do, David?

MR. MADRID: Essentially, it states that the Santa Fe County herewith certifies that it will replace all occupied and vacant occupiable low moderate income dwelling units demolished or converted to a use other than as low moderate income housing, as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974. So if we were to get money from HUD through the Community Development Block Grant Act and we had a project that required for us to demolish low to moderate income housing somewhere, we would agree to relocate those individuals to other housing instead of just throwing them out in the street.

Because the purpose of the Community Development Block Grant originally was for low to moderate income housing, and this assures that.

COMMISSIONER TRUJILLO: And that's whenever those projects that have that impact are approved, right?

MR. MADRID: Certainly.

COMMISSIONER GRINÉ: Any other discussion?

Commissioner Anaya move to approve Resolution 1999-92. Commissioner Trujillo seconded and the motion passed by unanimous voice vote. [Chairman Duran and Commissioner Gonzales were not present for this vote.]

IX. D. LAND USE DEPARTMENT

1. Updated report on County open land and trails planning and advisory Committee

LESLI ELLIS (Planner): Good afternoon, Commissioners. I'm sorry we can't match the 4-H Club bearing gifts.

CHAIRMAN DURAN: Maybe you could sing the Star Spangled Banner.

MS. ELLIS: It's been two months since we gave you an update on COLTPAC so we thought it would be a good time to come back and just let you know what's happening with this committee with 30. They're getting close to the end of their process and as you know they're in place to give some recommendations to the Commissioners about priorities for the wildlife, mountains, trails and historic places program, which basically is a \$12 million bond which can be used to acquire real estate for open space and trails, including historic places, natural areas, mountains, foothills, arroyos, parkways, trails, and so on.

What's happened in eight months progress, we're about into the seventh month now.

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They have a meeting tomorrow night. They've expressed some values about this program, or an intent for this program. In your packet you'll see a vision statement. We'll get to that, but basically, the idea is that they'd like to see this \$12 million be the first step in developing the program which can be leveraged with other sources of funding. They'd like to see significant resources in the county be protected, benefits provided to all county residents and that there be equity county-wide, and that we create a system of open space and trails throughout the county.

What they've been up to so far is working on developing an open land and trails plan, and in your packet behind the pink sheet you'll see an outline for that plan. It talks about management strategy, different conservation strategies. There is an emphasis on this being a voluntary program. We're not talking about condemning land and we're not talking about regulation. We're really talking about fee-simple acquisition, conservation easements and different voluntary approaches to work with landowners. There have also been developed criteria and you'll see that in your packet, I'll talk about that in a little bit, and they've selected this subcommittee of seven who will be the one that will come to the Board with their recommendations for the projects that they think are high priority projects. They also, at some point, will review the financial status of this program.

As I mentioned, in your packet there's an outline for that plan and I won't go into that in detail but I'd be happy to answer any questions that you have about the type of project that's going to be in the plan, as well as the vision statement that the committee has created. They'll be finalizing their vision statement at tomorrow night's meeting as well as the criteria. They've also been working on maps and guidelines and documenting or inventorying the different resources around the county. So those maps will come together to form the master plan.

As I mentioned, in your packet, the criteria they've developed, again it should be approved at tomorrow night's meeting. They've been working on the criteria for several months now and it's been a long process but they're getting real close. They've put a lot of emphasis on community benefit, financial considerations, trying to achieve good value for the County when we acquire properties, protecting resources, aesthetic values of properties as well as -- I don't have the last one in front of me but you have it in your packet. I'd be happy to answer any other questions about the criteria.

CHAIRMAN DURAN: Lesli, I have a couple questions. I was up in Boulder last week, just to check into their open space acquisition program and the transfer of development rights program. What they ended up doing at the beginning was identifying areas that they wanted to preserve and then over the last fifteen, twenty years, they've been trying to acquire those properties in addition to other ones that have come up. Is this committee going to make recommendations on long range goals that the County should adopt relative to acquiring certain areas, or is it kind of piecemeal acquisitions?

MS. ELLIS: It's a little bit of both. We're sort of in the unfortunate position of developing the plan at the same time that we have a source of funding to acquire projects,

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so probably for this first go-round there may be somewhat of a piecemeal approach, although the criteria do explain some of the goals and at the same time that we're doing that they are developing this long-range plan so by the time we get to the second year or the second round of project selection, they may want to place more emphasis on saying this really should fit in to the plan that they've developed.

But basically, the criteria reflect the goals that they've expressed in the plan. Does that answer the question?

CHAIRMAN DURAN: Yes, pretty much. Hopefully, in the next week or so I'm going to try to gather all my thoughts and any information I've gathered from Boulder and bring it to your department and kick it around with you.

MS. ELLIS: Boulder is -- actually a couple of staff from the Land Use Department including myself went to visit their program and it's pretty remarkable because they've been doing it for 30 years and they've acquired 50,000 acres of land over that time.

CHAIRMAN DURAN: It was interesting to me too that they were able to acquire land, buy land, develop a conservation easement on it and still allow the property owner to live on it. So that kind of took care of the maintenance issues that we're kind of faced with on some of the properties that we're considering. There is an overlay -- this conservation easement which preserved the open space forever and the farm was able to maintain the agricultural land. It was able to cultivate it and gather the crops and everything. It's a good program that they've put together.

COMMISSIONER TRUJILLO: Has the committee, Lesli, talked about how a good cross section of property will be represented on the plan?

MS. ELLIS:: It's actually on the agenda for tomorrow night's meeting. There's been a lot of concern about trying to achieve some sort of distribution of projects as well as equity county-wide and there are several different options. One is that they can give some guidelines for allocating funds geographically, and another option may be that they can allocate funds based on project categories. A lot of that goes back to the issue of community benefit and community need, because there may be certain areas in the county that would like to put more emphasis on agricultural lands and other areas that may prefer recreational lands. So it really depends on the areas of the county. But that's on the agenda for tomorrow night's meeting and hopefully we'll resolve that issue at that meeting.

COMMISSIONER TRUJILLO: Thank you.

COMMISSIONER ANAYA: Mr. Chairman, Lesli, you mentioned something about piecemealing or something like that, but correct me if I'm wrong. I know you haven't approached the proposed funding schedule yet, but I still think that the Commission will have the option to, if there is a need to spend the entire amount all at once, I think that option is still within our handle.

MS. ELLIS:: Right. I'll talk about that a little bit later in the discussion, but initially the plan was to allocate the funds over a four-year period and it's possible that that period may be condensed if there are some exceptional projects that come up in a shorter

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time frame. We do have project applications that we've received, at least for the first round, which will be through the end of this year and possibly through June of next year and we'll still be looking at new project applications as they come in. But we can talk about that a little bit more.

COMMISSIONER ANAYA: It may come forth, it might be critical for us to commit to this entire amount at once in lieu of say potential property purchases going higher as time progresses. And that factor certainly could exist.

MS. ELLIS:: Right. I agree. I'll keep going on but feel free to jump in any time. So basically, the committee of thirty has narrowed itself down to a group of seven that will be the group that will bring forward recommendations to the Board. This group of seven again represents the different areas of the county, so there are two people from the north part of the county and two people from the south, three people from the central area and one city resident who will be serving on that committee.,

The proposed schedule that staff is recommending is that they come forward to the Board, to the BCC October 12 with the recommendations for both the long-range plan that you mentioned, as well as their recommendations on specific projects. So the group of thirty will come forward with their planned recommendations and the group of seven at that time will have gone through the 30 applications that we've received for the first round and we'll get an indication of what their priorities are for projects.

CHAIRMAN DURAN: Lesli, we will be able to see the recommendations of the 30 in addition to what the seven have condensed it into?

MS. ELLIS:: Yes, they should all come forward at the same time.

CHAIRMAN DURAN: I think it would be good for us to know what the other 30 recommended so we have an idea.

MS. ELLIS:: Yes, and there's an opportunity for anybody who's on this committee to give their input on recommending on projects. I think that there's some people there that have served their six months and they've done remarkable work but I think there are some people that are probably feeling exhausted by this process by now. So the seven are the ones that really want to keep going with and sort of continue to follow through. But any of them can participate in that. So October is the date that we're shooting for to come forward with those recommendations.

There is another big public meeting in August. We had one in June and gave the public more of an opportunity to circulate around and review some of the maps and the criteria that were being worked on. There's another one August 25. We have to determine a location for that, but you're certainly welcome to come to that. I mentioned also that we have received applications and we set a deadline for the first round of projects, and that was July 15, to say that the committee could begin to review projects without having new ones coming in every day, although we're certainly still taking new project applications that they can review for the second round.

We have received, as I mentioned, 29 different applications around different locations

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in the county. This map is in your packet, as well as a table that explains what the proposed open space uses for the properties would be as well as the acreage, an estimated cost and those kinds of considerations.

COMMISSIONER TRUJILLO: It surely jumps out at you that most of the properties are located in the central part of the county.

MS. ELLIS:: Right, and that was to be expected, just because there are more people and probably more push for this kind of thing in the central part of the county, but when the projects get evaluated, then there will have to be some consideration for how do we distribute these projects around so that we don't end up with 10 projects on the east side of Santa Fe, so that we can end up with several projects in the north, in the south and in the central area.

But that's one of those important discussion points because the committee at least wants to make some recommendations about how to allocate funding, whether by population, because there are a number of city residents that are helping to pay for those property taxes, but there are also a number of residents in the more rural areas that should be benefiting from this as well. So that's a real balancing act and they'll make some recommendations on that.

CHAIRMAN DURAN: Excuse me, Lesli, Commissioner Trujillo, it seems to me there's little farming land that asking to be preserved and acquired. Maybe you can -

COMMISSIONER TRUJILLO: The farming land is the potreros behind the Santuario de Chimayo. Those 76 acres are agricultural lands.

MS. ELLIS:: Right.

COMMISSIONER TRUJILLO: And that's the only thing I see as far as agricultural land, at least in the northern part of the county.

MS. ELLIS:: In the northern part of the county we probably through the planning process would want to identify some other areas in the north part of the county that could be considered if we do a round two, that we could look at. And there may be some areas in the south part of the county as well, being that we have basically one potential project in Edgewood and several in the Galisteo Basin area. But beyond that there's not much at this time that's been identified in the south. So there may be new things that come up as we go through this process.

Certainly there's potential in the Pojoaque Valley, probably, for some projects. So Commissioner Anaya mentioned the funding schedule and this is as it stands now, the funding schedule is proposed to be over a four-year period but I think there's also a potential that we could collapse these last three rounds and if there are a number of projects that come up early on in the process, basically allocate \$4 million in the first year and then condense those last four rounds. I'll probably need to get some more direction from the County Manager and the Finance Department on these issues as well.

COMMISSIONER GRINÉ: Mr. Chairman, we have had some discussion,

this went so well with the voters this last time around that maybe we might expedite the purchasing in order to maybe float another referendum out there by the next general election. I think that should be considered to try to see how much can be purchased by the end of next year.

MS. ELLIS:: I think that certainly there's potential for that if we're successful with this first round and acquire projects that have a lot of public support. Then it would be likely that the voters would support asking for that kind of thing again.

CHAIRMAN DURAN: I know that I talked to you and Jack several times in the last few weeks about how we can stretch this money out by using the transfer of development rights program and the conservation easements so that we can stretch this money out as long as possible and I really would like, before we really make some hard decisions on this that we become more familiar with those options and how we might be able to benefit by using them.

MS. ELLIS:: There are some real issues -- we're really starting something brand new here and some real questions about what is it that we're trying to accomplish, and are we trying to acquire as much acreage in the county? Or are we trying to acquire specific significant sites and some real decisions need to be made, I think, early on about the direction of this program, so we're looking for your help on that as well as this committee.

CHAIRMAN DURAN: Has the committee put any emphasis on the highway corridors or is it just -- my question is have they put any emphasis at all on the highway corridors?

MS. ELLIS:: I would say they haven't called them out specifically as an area of concern. Do you agree or disagree with me, Alina? Just off the top of my head, they haven't really addressed it as a specific concern.

There are a couple concerns that have come up and one of them is management funding and we've mentioned this before, but there is going to be a long-term need at the County to address some of the management concerns that will come up once we acquire properties. We'd like to continue to work with the County Manager on these things as well as develop partnerships with other agencies out there -- the City, some of the federal agencies, there are non-profit groups that we can work with. But that's going to be a continuing issue as we get into this program.

As I mentioned before, just making the right choices now for the direction that we want this program to go and I think there's some real potential here for long term value and benefits to the community. If you talk to a place like Boulder County, they say that they have a very high approval rating and that the residents have expressed a lot of values for open space or for a number of reasons, for recreation and wildlife protection, as well as economic development potential and agricultural protection and those kinds of things. So I think there's some real potential here.

You brought up the issue of piecemealing these projects and there is a concern about that that we would like to see the projects that we do some how fit into this overall plan

that's being developed. So that's something to consider as well.

COMMISSIONER TRUJILLO: Has any discussion or dialogue taken place regarding the distribution of monies? Like \$4 million north, \$4 million south, \$4 million central? Because I look at the map and I see that that expenditure can be caught up with the inertia of it in the central part of the county. It's going to take longer in the northern part of the county to find land. And that happens over time when lands become available. So I'd like to see that at least in the north that there's a pool of money so that when those lands become available, they can be acquired. Immediately, there's a Chimayo land that can be acquired and hopefully that will happen.

But over the long term, if we have a pool of money that we can use to buy land in the south or in the north, our fair share, if you will, I'd like to see that happen. Because \$12 million is not a lot of money. That can be expended in the central part of the county very easily.

MS. ELLIS:: I think the committee is certainly aware of that concern and one of the items on the agenda tomorrow night is to talk about how to give some guidelines for distributing that funds and one of the possibilities is based on geography or region or population, so that there would be essentially 25% going to the north, 25% to the south and 50% in the central area. And land values are higher in the city of Santa Fe also. It's a question of what do we want to do in the city area where land values may be \$40,000 an acre, versus what we may be able to do in the Galisteo Basin where they're much less expensive and we need to balance out all these considerations I think so we can end up with an equitable program that achieves the goals that we're setting out to do.

CHAIRMAN DURAN: Have you talked about population being the contributing factor?

MS. ELLIS:: Yes. One recommendation could be that population is essentially 25% in the north part of the county and in the south and 50% in the central area if you include the Galisteo Basin area in that central area. So there could be a recommendation to allocate funds on that basis. There could also be a recommendation to allocate funds based on different types of projects and maybe we want to spend a certain amount of funds on agricultural lands, or trails, or natural areas so there may be different ways of going about doing that. That's what will be on the agenda tomorrow night so hopefully the committee will give us some direction, but certainly they echo your concerns about trying to make sure that we don't end up with three projects all in one area and then the fund is gone. Are there any other questions? I'd be happy to answer any questions any time and you're welcome to come to the meetings and see what's going on.

CHAIRMAN DURAN: Great. Thank you, Lesli. Any other questions of Lesli?

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IX. D. 2. Resolution No. 1999-93. A resolution establishing a Santa Fe Community College District planning committee

JACK KOLKMEYER (Planning Director): Mr. Chairman, members of the Commission, at the June 8 Board of County Commission meeting you may remember that you adopted a resolution creating the Santa Fe Community College District as part of the General Plan, the County Growth Management Plan. We'd like to, on the basis of that proceed with beginning to create a plan for the Santa Fe Community College District. The first step in that process would be to create a planning committee which would then undertake the work for creating a plan for this area. Consequently we have a resolution that we've prepared for you to pass today to enable us to do that.

I'd like to just make a couple of comments before we ask you to pass the resolution. One is we haven't entirely finished with the General Plan yet. We still have to get through some amendments, and one of the amendments would be relative to this district. Because we haven't yet adopted the Highway Corridor Plan yet at this point, we would like to shift the boundary of the Santa Fe Community College District back to include the area from Cerrillos Road, back up to I-25 and over to the railroad and back down, so that we can include that in this planning effort until the Highway Corridor Plan would come in and overlay that area. And we suggest that to you as an amendment next month at the BCC meeting but we think that's not a major issue here. There are some other property owners that are involved there, but we'd like to proceed with having this committee represent that additional area as well.

Secondly, the issue throughout all these community planning processes that has come up is have all the property owners and all the people in these various neighborhoods and communities been involved, been notified. One of the things -- two things that we'd like to suggest here is that the County take the lead in this planning effort. So this particular district plan would be led by the Planning Division staff. We would undertake and lead this effort. But we've done a lot of work in this area already. Al Pitts and Linda Tigges worked for about eight months to prepare some additional land use information for a future road plan for that area. In the process, they developed a list of every property owner in that area and contacted them on several occasions and several meetings letting them know that we were getting ready to undertake this project.

Just to let you know the kinds of neighborhood groups in the district and representatives that will be involved, I've given you a list of people who attended the last meeting we had out at the Community College. You'll see that it's a pretty impressive list of people. The public schools were there. The Community College. Representatives from Richards Avenue. The State Land Office, Rancho Viejo. So in effect, this kind of a list of people would make up the ultimate membership of this district. In fact, in the resolution, we want to make sure that everybody has been included that we can think of, so under item number two in the resolution, we're recommending that the Santa Fe Community College District Planning Committee include members from Rancho Viejo Partnership, Rancho Viejo

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de Santa Fe, New Mexico State Land Office, the Community College, Santa Fe Southern Railroad, the Institute of American Indian Arts, Santa Fe Public Schools, the City of Santa Fe, representatives of existing neighborhoods including Richards Avenue, Dinosaur Trail and the East Frontage Road area, Arroyo Hondo West, Route 14, Turquoise Trail area and the Old Agua Fria Road area and other neighborhoods appropriate to meet the goals and objectives of this plan.

In addition, we've already met with people, not members of this district planning committee that we would have a regular dialogue with, would be members of the communities of Eldorado, Nine Mile Road area, Seton Village and Arroyo Hondo East. So that's a little bit of background on this but we really would like to get going on this plan because we think that along with the Highway Corridor Plan and planning for Airport Road, this is really an important area and these people are ready to go and they want to work so we would appreciate your blessing on this matter. Thank you.

CHAIRMAN DURAN: Any questions of Jack? What's the pleasure of the Board?

Commissioner Trujillo moved approval of Resolution 1999-93 and Commissioner Anaya seconded. The motion passed by unanimous [3-0] voice vote. [Commissioner Gonzales was not present for this vote.]

IX. E. PUBLIC WORKS DEPARTMENT

1. Request authorization to enter into an agreement with La Tierra Association for improvements to County roads

LARRY VELASQUEZ (Public Works Director): Mr. Chairman, Commissioners, the La Tierra Homeowners Association is willing to enter into an agreement with the County whereby they will provide funding for labor, equipment and materials for some additional work or maintenance type of work that they desire to have on County roads within their subdivision. The attached agreement would take that course of work over a three-year period and we're requesting your approval on that.

CHAIRMAN DURAN: Larry, has the Legal Department reviewed this?

MR. VELASQUEZ: Yes, they have.

Commissioner Anaya move to approve the agreement with La Tierra Association and Commissioner Grifé seconded.

COMMISSIONER TRUJILLO: I'd just like discussion for the record that this agreement was put in place in concert with the residents of the community, right, Larry?

MR. VELASQUEZ: Yes, Commissioner Trujillo, it was.

COMMISSIONER TRUJILLO: So they understand what the improvements are going to be. They've identified some of the areas that need to be improved and the Public Works Department acquiesced with what's going to happen in that area, right?

MR. VELASQUEZ: Actually, because this is over a three-year period, there is some flexibility in the agreement and the intent is that before anything is done that there will be a meeting with the residents saying this year we're going to accomplish this, this is what we estimate what the cost will be so that when we submit a bill to them for that cost, everybody was in agreement with what was to be done. We tried to quantify what the extent or the scope of the work would be, but I think that we recognized that over a three-year period that may change and that why it was included before any work starts and get a formal letter of agreement on it.

COMMISSIONER TRUJILLO: Thank you for getting the community involved.

CHAIRMAN DURAN: Thank you, Larry. Any more questions of Larry? What's the pleasure of the Board?

The motion passed by unanimous [3-0] voice vote. [Commissioner Gonzales was not present for this vote.]

IX. E. 2. Request authorization to enter into an amendment number one to the CO-OP program agreement for the County road 91D and 91E project from the New Mexico State Highway and Transportation Department

MR. VELASQUEZ: Mr. Chairman, members of the Commission, last year, the County received some funding through the CO-OP agreement, and that was dedicated to 91E and 91D which is the Walnut Subdivision. That is being locked up in construction at this point and there was extra money for that. So this amendment would transfer that money from that project to County Road 85, which is Camino de los Montoyas. It does require a County match and that County match would come from the allocation that we have from the general obligation bond to that project. And we're requesting your approval on that.

COMMISSIONER TRUJILLO: Just one. What is the extent of the project? What is going to take place on Camino de los Montoyas?

MR. VELASQUEZ: Mr. Chairman, Commissioner Trujillo, the intent is we will design approximately one mile of roadway and we have a couple of options that will be presented to the neighborhood and that's probably going to be in the next couple of weeks in which we can probably -- the two options will be with the money that we have, is number one, to pave half a mile which brings them to that steep hill that they have some concerns

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about. The second option is to grade the whole road and cut the hill and then pave as much as we can with the remaining money. So that's the options that we will give the neighborhood and basically allow them to dictate how they want us to proceed. But we will design the extent that's within the County limits.

COMMISSIONER TRUJILLO: How are we doing with our negotiations with the City to improve their part of that road which is in pretty atrocious shape?

MR. VELASQUEZ: Mr. Chairman, Commissioner Trujillo, I have not been involved in any discussions or negotiations with the City. I'm not aware that anybody has, so I don't know what the status of that would be.

COMMISSIONER TRUJILLO: But you know about the condition of the road. It's pretty bad. What would you recommend that we do? I think it needs to be improved.

MR. VELASQUEZ: I don't know if there's been any dialogue, but if there hasn't that would be a place to start to see if they would be amendable at least to widen to the section that we will be constructing within the county limits. I would doubt, because they have essentially no constituency out there that they would be willing to provide --

COMMISSIONER TRUJILLO: Spend any money.

MR. VELASQUEZ: Any expenditure of money for that.

COMMISSIONER TRUJILLO: Thank you.

Commissioner Anaya moved to approve amendment number one to the CO-OP program. Commissioner Trujillo seconded and the motion passed by unanimous voice vote. [Commissioner Gonzales and Commissioner Griñé were not present for this vote.]

IX. E. 3. Request authorization to enter into a memorandum of understanding with Caja del Rio Landfill for construction of internal road

MR. VELASQUEZ: Mr. Chairman, Commissioners, as you may recall, in the course of our getting the authorization of Caja del Rio Landfill to allow direct disposal of refuse in place of constructing a transfer station for the County, one of the agreements was that we would assist them in the construction of an internal service road. The memorandum of understanding was to memorialize what the agreements would be. This has been approved by the Solid Waste Agency and it has been brought forth to the Commission for approval. We're requesting approval.

Under the agreement, the County would contribute \$20,000 worth of basecourse for the project and provide manpower and equipment and technical expertise, including the design for the road.

Commissioner Anaya moved to approve the memorandum of understanding on the landfill road. Commissioner Griñé seconded and the motion passed by unanimous [3-0] voice vote.

- IX. E. 4. Request authorization to enter into amendment number one to the project cooperation agreement (PCA) with the US Army Corps of Engineers (COE) for construction of a grade control structure on the Santa Fe River at the San Isidro Crossing**

MR. VELASQUEZ: Mr. Chairman, Commissioners, the Commission took action on this item at the last meeting with the Corps to approve the amendment for the San Isidro Crossing. Our side of the execution was sent over to them and they found an area in the finances that they had previously relayed to us. The new numbers indicate that we will have to contribute an additional \$9,000 to the project, which requires that we re-execute the amendment because it is an increase in the County participation. We are requesting your approval on it.

CHAIRMAN DURAN: Any questions of Larry?

Commissioner Trujillo moved to approve the amendment on the PCA with the Corps of Engineers and Commissioner Anaya seconded. The motion passed by unanimous voice vote.

CHAIRMAN DURAN: Thank you, Larry.

COMMISSIONER ANAYA: Larry, I understand you're leaving us. You've put in notice and I just want to commend you for your efforts and the services you've rendered to the County. Not only have you done, in my opinion good work for the County, but you've also become a good friend and I'd like to continue that friendship and wish you the best in your endeavor.

MR. VELASQUEZ: Thank you. I guess I would also like to take a moment to thank the Commission, the County Manager and all the staff. I have had a tremendous experience here and I'm sure that I will always be grateful for the experience that I obtained here and whatever I do in the future. I would like to thank you for the opportunity and the honor to have served with this administration and this management team.

COMMISSIONER TRUJILLO: I'd just like to say that you have definitely taken the Public Works Department to another level and your departure will leave a void. Hopefully, whoever we get will continue the same direction. Thank you, Larry.

COMMISSIONER ANAYA: Good luck to you, Larry.

CHAIRMAN DURAN: You did a good job in a tough spot.

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IX. F. UTILITIES DEPARTMENT

- 1. Request authorization to enter into an operating agreement with Ranchland Utility Company to allow the County Utilities Department to operate Ranchland's wastewater treatment facility**

DOUGLAS SAYRE (Water and Wastewater Division Director): Thank you, Chairman Duran and Commissioners, the Utility Department basically comes before you to consider an operating agreement between Ranchlands and also the Santa Fe County through its utility department to operate their newly completed wastewater treatment plant. Ranchlands Utility Company constructed an 80,000 gallon a day sequential batch reactor plant southwest of the Rancho Viejo development which will handle wastewater from all of their development in addition to IAIA facility which has recently started construction.

We anticipate starting up that facility somewhere around September 1 of 1999. We made a proposal to RUC to operate that facility with our existing personnel for originally up to one year, but since we didn't want to go past the fiscal year, we'll make it just for eleven months. We be the contract operator and be paid \$2,000 a month to provide personnel to make sure the integrity of the operation is within bounds of the discharge plan. We feel like this plant is similar in operation to what we're presently doing down at the prison wastewater treatment plant and therefore we have the personnel available and it would not now require an undue load upon what we're doing.

We're a Class I and a Class IV operator. This plant requires a Class IV operator to operate and maintain it. We feel like we can efficiently operate it with our existing personnel but we may require an additional person just because of the load. At some later date we may request that. We recommend that the Commissioners approve this operating agreement with Ranchland Utility Company for the operation of their facility for eleven months, subject to negotiation between the parties for any further period. We have had this agreement reviewed by the Legal Department and also the Finance Department and we also checked with NMED as well as State Purchasing and also the PUC about whether it was legal for us to do this. And I can answer any questions regarding this agreement.

COMMISSIONER ANAYA: Mr. Chairman, I have no questions. Move for approval.

COMMISSIONER TRUJILLO: I have one question.

COMMISSIONER GRINÉ: Second for discussion.

COMMISSIONER TRUJILLO: What's the grey water that's generated, what's it going to be used for? Or is there going to be any effluent?

MR. SAYRE: Oh, yes. There'll be effluent. Presently, when they start up probably in the vicinity, I think they have approximately 30 homes on line almost now. So we'll be looking at 3,000, probably more like 6,000 gallons a day and it will continue to increase as development occurs. That will be treated and then stored and then irrigated on a parcel of land a little bit to the south and west of the plant. It will be similar to what

we're doing down at the prison, only they're going to do it with natural grasses, rather than alfalfa that we're trying to grow.

COMMISSIONER TRUJILLO: It's going to protect our potable water, usage of potable water?

MR. SAYRE: Absolutely. The treatment process will maintain that it's above the existing groundwater standards so that they can dispose of it in this manner.

COMMISSIONER TRUJILLO: No golf course irrigation?

MR. SAYRE: Not to my knowledge.

Upon voice vote the motion passed unanimously. [3-0]

IX. G. MATTERS FROM THE COUNTY MANAGER

2. Request authorization to enter into a joint powers agreement with the New Mexico State Department of Corrections for the care of prisoners

MR. MONTOYA: Mr. Chairman and members of the Board, the State of New Mexico utilizes the jail space that is owned by the County and run by Cornell Corrections. We needed to have an instrument, Mr. Chairman, that would allow for transactions to occur whereby we house their inmates and are able to charge fees for services rendered. Mr. Chairman, the joint powers agreement before you will provide that instrument.

On page 3, if I could call your attention to Article V that lays out the specifics about compensation. It relates to the fact that \$72 per day per parole violator with regard to billings that will exist for the period before March 31, 1999 and \$65 per day after April 1, beginning April 1, 1999. Also, Mr. Chairman, I want to point out that the daily rates will be negotiated prior to June 30 of every year if there are to be any changes to the rates. So \$72 prior to March 31 and after April 1, \$65 per day per inmate.

CHAIRMAN DURAN: Any questions of Sam?

COMMISSIONER TRUJILLO: The initial arrangement was with the Department of Corrections?

Was this a renewal of a contract or is this the initial contract?

MR. MONTOYA: This is the initial contract.

COMMISSIONER TRUJILLO: So we're going to realize finances that we haven't seen before.

MR. MONTOYA: Correct.

CHAIRMAN DURAN: Any other questions of Sam?

Commissioner Anaya moved to approve the JPA with the New Mexico State Department

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of Corrections. Commissioner Trujillo seconded and the motion passed by unanimous [3-0] voice vote.

IX. G. 3. Resolution No. 1999-94. A resolution establishing and appointing the Santa Fe County investment committee

MR. MONTROYA: Mr. Chairman, members of the Board, Resolution 1999-94 is a complement to Resolution 1999-67 which was adopted by this Board which establishes an investment policy for the County of Santa Fe. Mr. Chairman, we are proposing in this resolution to appoint a five-member committee that will be known as the Santa Fe County investment committee. Their responsibilities are enumerated here in the resolution, including but not limited to annually review and update the investment policy, make recommendations relating to investment transactions to maximize return, to approve investment rules and procedures, to recommend depositories, custodians and brokers that relate to the policy itself.

We'll report quarterly to the Board of County Commissioners, monitor the safety and liquidity of the investments of the County. Mr. Chairman, the five-member committee that is being recommended to you will be comprised of the following individuals: the County Treasurer, Phillip Trujillo, the County Finance Director, Katherine Miller, the County Administrator, a County staff member, Mr. Beron Briscoe, who has financial expertise relative to banking and a retired banker or investment industry individual. And we have identified a gentleman by the name of Fred Vigil, who is a retired banker who has willingly acknowledged his service to the County should you move to affirmatively appoint this committee.

Mr. Chairman, we feel that the committee as the County Treasurer stated, would be an enhancement to our investment initiatives and is supported by the County Treasurer, and I will stand for any questions.

COMMISSIONER ANAYA: Mr. Chairman, and I've discussed this with Sam before, I think this is a good step forward. To draw an analogy or a comparable so to speak, this is kind of like the way the multi-line pool is operated and I think it's an excellent step forward because the multi-line pool is very productive in their investments of any overflow, any reserve funds and reserve monies. I think this is an excellent step forward, Mr. Chairman. I would gladly move for approval.

COMMISSIONER GRINÉ: Second for discussion.

CHAIRMAN DURAN: Are there any other comments? I have one, Sam. So on a monthly basis, would this committee bring forward recommendations or ideas that they have come up with to the Board of County Commissioners?

MR. MONTROYA: Mr. Chairman, as you will note, the scope of work that's laid out for the committee would require we develop policies and procedures, look at the

County portfolio as it currently exists and then begin to look at the market, and with the expertise of the membership, develop recommendations for you. We're not currently sure, because we've not engaged the process yet, if we'll be coming to you on a monthly basis, but I would project at least quarterly.

COMMISSIONER ANAYA: That's pretty standard.

CHAIRMAN DURAN: So it would be that the Treasurer would make his report and the committee would also make a report?

MR. MONTOYA: Mr. Chairman, the Treasurer would be the chairman and he would report on behalf of the investment committee.

CHAIRMAN DURAN: Okay, good. Would you like to say a few words, Phil?

MR. TRUJILLO: Yes, Chairman Duran, County Commissioners. I didn't report on this earlier when I was up here because I knew that it was going to come up under the County Manager but quite honestly I look at this with a lot of excitement and I would like to say that it would be welcomed in a number of areas. One, it will split the responsibility. It will take it to an area where we will have a number of people with expertise that even though we're so limited in the investments that we can make, but still, the fact that we have five individuals, each one looking from their own concern for an overall betterment of our investments.

Let me also make a comment about this gentleman that the County Manager mentioned. His name is Fred Vigil. I'm sure most of you know him. He worked for the City for many years as their investment officer and Mr. Vigil's responsibility over at the City was primarily investments. He is retired now and I spoke to him just this morning. He's excited about it and would like to serve on this committee and I think along with Beron, with Katherine, with our County Manager and myself it will make for a good team. Like I said, I look forward to this committee.

Then of course we would bring to you, as statutorily as is the rule, that the County Commission, acting as the Board of Finance would approve the investments that are brought forward to you by the County Treasurer. In this case, there wouldn't be recommendations just from myself, but from the conglomerate of the committee.

COMMISSIONER ANAYA: Mr. Chairman, just as a matter of suggestion here. You might look into what the Association of Counties put forward and how their investment policy is written up. I might offer that as a suggestion. I think that would be a heck of a good starting, stepping stone right there. Steve Kopelman is there now, who used to be a County Attorney, Debbie Berdrum, these people would be more than happy to offer any kind of formats that have already been established, just in the time I've been there as a member, about eight years now, I've seen some good programs come forth. That's just offered as a suggestion that might be worth looking into. Thank you, Mr. Chairman.

COMMISSIONER TRUJILLO: Mr. Chairman, I think this is a great idea. I think that it's prudent financial investment, if you will. I'd like to see maybe a charter

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developed for dissemination to the public so that the public knows what this entity is all about and how their looking at their monies for investment purposes. I think it would be really great and would look good for Santa Fe County if we had some sort of charter describing what this committee, this council is all about.

COMMISSIONER ANAYA: We'll be having a bi-monthly meeting now. August 18, I believe it is, so I'll bring that up when I go down if that's okay with you guys to move that forward.

MR. TRUJILLO: Commissioner Duran, Commissioner Anaya, I have always looked at the Association as a resource for a number of things. We work very closely with the Association through the County Treasurers' affiliate and I'm sure the County Manager could testify that this is certainly not the first committee of this kind. As a matter of fact, it's a very traditional, very accepted way of looking at investments. In several other counties, I know that Bernalillo County, I know that San Juan County -- I understand from our County Manager that Taos had this kind of a situation too. There's a number of counties out there that use this. And I welcome it. I look forward to working this way and I think the resolution is certainly long past due.

COMMISSIONER ANAYA: Thank you, Phil.

CHAIRMAN DURAN: Thank you, Phil.

Upon voice vote, Resolution 1999-94 passed unanimously. [3-0]

IX. I. MATTERS FROM THE COMMISSION

- 2. Resolution No. 1999-95. A resolution endorsing federal legislation to protect the archaeological resources of the Greater Galisteo Basin and urging the Congress of the United States to enact it into law**

VIRGINIA VIGIL (Policy Analyst): Mr. Chairman, members of the Commission, just to give you a brief background on that. This resolution is sponsored by Commissioner Griñé and basically, what it is is supporting the federal legislation. Senator Jeff Bingaman and Congressman Tom Udall have both sponsored this legislation in the US Congress. In the Senate, it's Senate Bill 1093 and in the House, it's House Rule 1970. This is going to go before the Senate Energy and Natural Resource Committee on July 29 of this year.

It came as a surprise to me, as a local resident, in spite of the fact that we have so many federal lands in our state, many of those lands are unprotected and the basis of this legislation is to protect their lands. Within the Galisteo Basin there are many archaeological sites, landmarks, rocks, petroglyphs and ruins that go unprotected and this legislation is designed to spearhead protection at these lands through the Department of the Interior and

a program within that Department of the Interior. This legislation, if enacted, and voted in the affirmative by this Commission will be presented to the Senate Energy and Minerals Committee.

CHAIRMAN DURAN: Any questions of Virginia?

Commissioner Anaya moved to approve Resolution 1999-96 and Commissioner Trujillo seconded. The motion passed by unanimous [3-0] voice vote.

- IX. I. 1. Resolution No. 1999-95. A joint City of Santa Fe/Santa Fe County resolution directing the creation of a task force to develop policy recommendations regarding adoption of a joint water management plan for the greater metropolitan area's water resources

Mr. Sayre read resolution 1999-95 into the record.

CHAIRMAN DURAN: to have three Councilors and three Commissioners. So other than that, it's basically still the same. The goals are still the same. These goals came out of our joint City/County meeting where we were talking about our communities water resources. I would urge the Commission to adopt this. I know that at the last --

MR. SAYRE: I believe at the Public Utilities Committee meeting with the City. I'm not sure what action was taken but I understand it was tabled. I'm not sure what the reasons were but maybe it was pending some further discussion.

CHAIRMAN DURAN: And I think it would be good if we take the first step in trying to develop a joint water management plan and would urge the Commission to approve it.

COMMISSIONER ANAYA: I agree with you, Mr. Chairman.

COMMISSIONER TRUJILLO: I just have a question. From listening to you, Doug, it seems that this is a short term relationship. Probably this should be longer than short term because this is a long term, not problem but situation. And it may be a problem too.

MR. SAYRE: Chairman Duran, Commissioner Trujillo, I certainly agree, but we wanted to get some issues on the table and get them decided and that was why we tried to put a time limit so that it didn't extend too far in the future. I think if we can establish this and probably get this resolved we could look at extending this type of thing in the future so that we can keep the discussion on a playing field that we can present both to the City and the Commission. But I think it's a good place to get started. If we can do this, it's probably a good starting point.

COMMISSIONER TRUJILLO: It seems to me that it may take longer than three months.

CHAIRMAN DURAN: In the regional planning process that we're hoping

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to put together, water is going to be a contributing factor.

COMMISSIONER TRUJILLO: How about six months?

CHAIRMAN DURAN: Twice monthly for a maximum of six months.

MR. SAYRE: I think that would be fine. Can you amend it or modify it? That's certainly agreeable.

CHAIRMAN DURAN: So we'll just change that to say "The task force shall meet a minimum of twice monthly for a maximum of six months." And why don't we say, "and shall be extended as necessary"?

COMMISSIONER TRUJILLO: I think that's an option that needs to be left open.

CHAIRMAN DURAN: And extended if necessary by the committee.

MR. SAYRE: Mutual agreement of the committee.

CHAIRMAN DURAN: So what's the pleasure of the Board?

COMMISSIONER ANAYA: Mr. Chairman, at the Chair's urgency for approval, I move for approval.

COMMISSIONER GRINÉ: Second.

CHAIRMAN DURAN: As amended?

COMMISSIONER ANAYA: As amended of course.

CHAIRMAN DURAN: Any further discussion?

COMMISSIONER ANAYA: Just that possibly it might have been tabled by the City because of the three, three Councilors and two Commissioners. That factor may have been a reason for it. So I like the three and three. It's a balance and it's good.

CHAIRMAN DURAN: I think it was just an oversight on their part.

COMMISSIONER ANAYA: It could very well be, Mr. Chairman.

CHAIRMAN DURAN: Those in favor signify by saying "aye." [Unanimous 3-0] Opposed? Motion carries.

MR. SAYRE: Thank you very much.

COMMISSIONER ANAYA: Mr. Chairman, can we skip over Executive session and just go into Public Hearing and get that out of the way?

COMMISSIONER TRUJILLO: I had some Matters from the Commission. I've got a couple. I just want to say that we know that paved roads in Santa Fe County are a scarce commodity. We've got I think 600 miles of road in the County; 100 miles are paved. My problem is, and I get calls all the time, that we've got utility companies that go out into a County road that's paved. They tear it up and they do whatever they have to do and then they leave. Eight months later, that pothole is still there. And in the meantime, residents have lost springs in their cars and shocks and they need to balance their cars two or three times. There's health and safety issues because they move into the middle of the road to avoid the potholes.

I think that, and I propose, and I know that we have a new ordinance that we're going to look at and consider in the next September. But what I propose is that when a

utility company excavates and tears up a paved County road, that the next day, when they're done with their project, the next day it is paved. It is taken care of and the reclaim the road to the condition that they found it. Because in El Rancho and in Nambe and in Chimayo, I've driven those roads and I've seen potholes the utility companies made that are eight months old and nothing has been reclaimed.

So Larry, I know there's an ordinance, and I understand that you guys have a meeting with the utility companies next week. We need to impress that we take care of those sorts of situations.

CHAIRMAN DURAN: We want you to fill them before you leave.

COMMISSIONER TRUJILLO: On another issue, emergency response, ambulance response. We've got a volunteer program in place and some emergency response, whatever it is. But we also have an impact fee to buy equipment. And we pay impact fees, we pay property taxes and everything for the volunteer fire departments to respond to emergency situations. I had a situation in Nambe that an ambulance went to serve a household. They'd just built the house. They paid \$1500 in impact fees and then two weeks later they received a \$400 bill for the ambulance service. That perplexes me that residents are paying property taxes. They're paying impact fees and then they're paying for the ambulance service that I think should be for free.

They are a volunteer fire department. They should respond to the needs of the community. I just want an answer to why we're charging for ambulance service. Residents are getting hit three times and this resident was not a very happy camper. Out of pocket expense, impact fee, \$1500 and then another \$400 for the ambulance. So why are we doing that? And Stan's not here to answer that question.

CHAIRMAN DURAN: Sam, I was wondering, David, and I don't think he did this as often as I wanted him to, but could you develop a rolling list of questions that the Commission has so that on a meeting by meeting basis you can update us on some of the questions and directions that we gave staff, because it's hard for us to remember everything that comes to our mind at every meeting and then six months go by and we forget that we have asked staff to follow up on. If you could have some kind of rolling reminder that would remind you to give us an update.

MR. MONTOYA: Mr. Chairman, we'll begin that.

CHAIRMAN DURAN: So you can put this one first on your list.

MR. MONTOYA: We'll try to get you an answer.

COMMISSIONER TRUJILLO: Thank you, Sam. Thank you, Mr. Chairman.

CHAIRMAN DURAN: Any other Matters from the Commission? I just have one for the Land Use Department and hope they can get the Commission to support this. It has to do with the village concept and the fact that our General Plan promotes village concepts and last month at the EZA we had to approve several variances in order to have the village concept that we're trying to promote -- we had to grant variances in order to have

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it actually go forward. So I'm wondering if the Land Use could work on trying to isolate those ordinances in the existing ordinances that need to be changed, so that the village concept can be implemented. Just so you can bring it up for some discussions and public input.

But I think that every time we have to grant a variance in order to fulfill the village concept, I think there's something wrong with our Code and I would like to spend some time analyzing that. Is that okay? That's all I have. Thank you. So you want to go to Public Hearings, Commissioner? So we'll skip over Executive session and move to item X.

X. PUBLIC HEARING

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

DAVID MADRID (Grants Administrator): Mr. Chairman, members of the Commission, this will be our third public hearing for the Community Development Block Grant projects and the Infrastructure Capital Improvements Plan projects, and at this time I would request that the Commission open this meeting up to a public hearing to anyone that is interested and would like to propose a project for either one of those plans.

CHAIRMAN DURAN: Okay. Is there anyone out there that would like to come forward to make a presentation? I'd like to say that when we're through with the public hearings here, I forgot to go to Matters of Public Concern, item H. I'm not paying attention today, so after we do the public hearing, X. A. and B. we'll go back to Matters of Public Concern. Please state your name and address for the record.

ANDREW BECKERMAN: My name is Andrew Beckerman. My address is 512 Weber Street, Santa Fe. Commissioner Duran, members of the Commission, I'm here speaking on behalf of a proposal from the Santa Fe Youth and Family Center Consortium to access Community Development Block Grant funds for a new Santa Fe teen center. The Santa Fe Youth and Family Center Consortium proposes to use CDBG funds to develop a teen center as the first phase of a comprehensive youth and family center serving the community with the focus of the area of service being the southwest portion of the city of Santa Fe and the surrounding areas of Santa Fe County.

The consortium is made up of five social service providers. The Santa Fe Children's Museum, the Big Brothers/Big Sisters of Santa Fe County, the Teen Arts Center, the YMCA. -- The school district and the City of Santa Fe, we've made a presentation to the previous County Manager and we hope to make one to the current County Manager and have the County join us in this process as well.

We've been meeting for almost two years to plan a facility to provide comprehensive services to youth, teens and their families living in the southwest portion of the city and the adjacent county areas. We believe that the goals of this project are consistent with the

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CDBG goals in terms of benefitting low and moderate income residents of that area, an area that's underserved by youth and family or teen services currently and is going more underserved as more and more people move into the area in both the city and the county.

We propose using the funds from the Community Development Block Grant in order to implement the first phase of this facility, which would be a teen center located adjacent to County Road 62, adjacent to the new branch facility of La Familia Clinic on BLM land, and use the funds for associated costs of relocation of the donated 5,000 square foot metal building. The upgrades required for that building, the site improvements made for that building, and its establishment as a teen center facility. We understand that Commissioner Duran has been contacted by an individual who is willing to donate a 5,000 square foot metal building and we believe the value of that building is in the area of \$50,000, which we believe would meet the 10% requirement of matching funds.

The consortium to date has raised \$28,000 in its planning and operational efforts from the Community Foundation, Frost Foundation, \$1500 assessments from each of its members and a \$2,000 contribution from the city CDBG block grant money. We propose to develop this facility as an asset to the county residents and the city resident in that area while minimizing the impact of such a facility through use of a model group transportation program which we have received funding on the first stage through a grant written by the Children's Museum, one of the members of our consortium, so that we will bring children, youth, teenagers and families without automobile transportation to the program site without majorly impacting the residents in the immediate area.

We're currently working with the Los Acequias Neighborhood Association, the Tierra Madre Association and will be contacting other neighborhood associations in the immediate area of the proposed project. Courtenay Mathey, our planning consultant, has just distributed copies of the proposal and the current status of our project and I'd be glad to answer any questions that you might have. Thank you.

CHAIRMAN DURAN: Andrew, I'd just like to let you know, the individual that I contacted, in addition to the 5,000 square foot metal building, has a 2,000 square foot building that he's willing to donate, and in addition to that he has private funding that he feels confident he can tap into to contribute to the matching funds and move the building. He's got more money available to this effort. Originally, his interest originally came out of his desire to keep the Jarambe teen center alive and as it turns out, it's going to be hard to get the community to support that. There was a lot of problems that we don't need to get into, but this group of investors is very interested in contributing to your cause and I think that we'll be pleasantly surprised to find that it's more than just the buildings that they have to contribute.

MR. BECKERMAN: Commissioner Duran and other Commissioners, obviously the addition of the other 2,000 square feet of space would only facilitate the quicker development of a comprehensive program. All five of our provider agencies have been providing social services to the community, both in the target area and in other parts

of the city and the county, going back, in the case of Big Brothers/Big Sisters of which I'm a recent former board member, at least 25 years, and currently have outreach programs in the neighborhood but no actual facility. I think with the exception of the Boys and Girls Club and Youth Providers and Family Shelters we've been caught with our pants down in our administrative and somewhat of our program facilities are still located downtown where the center of lead is moving into that portion of the county that surrounds the area, the southwest from Airport and Cerrillos Road and we're ready to provide services in that on-site facility as soon as we are able.

I think we have a proven track record in serving the clientele and are currently serving -- I'm not sure exactly what the term is -- but a non-repeatable client load amongst us that approaches over 5,000 children and youth in the county and the family at this time. And we expect that lead to grow dramatically. This is an area where growth is taking place and where services have not been provided. Thank you for that information.

CHAIRMAN DURAN: Whenever you get a chance, give me a call and I'll make arrangements to get us in to see those buildings.

MR. BECKERMAN: That would be great. As you know, Joy Martinez has been meeting with us and we have a site visit actually planned for later in this week, so perhaps we can incorporate the buildings as well.

CHAIRMAN DURAN: So, Mr. Madrid, how many acres do we have out there on County Road 62?

MR. MADRID: Mr. Chairman, members of the Commission, we have 70 acres total. Out of that we probably have 30 to 40 acres that are still available for development.

CHAIRMAN DURAN: And how much acreage do you think the teen center is going to need?

MR. MADRID: I think three acres would allow them to establish themselves and leave them room for growth.

CHAIRMAN DURAN: Well, let's move forward and see what we can come up with.

MR. BECKERMAN: We're also extremely interested in development of this site. When we began discussions over two years ago, Arturo Gonzales from La Familia was part of our planning group and because of limitations in certain of the federal funds they received, they're actually unavailable in the physical planning of the project, but having a branch of La Clinica located next door to this facility we will be able to access a drop-in clinic in the facility itself which I think can provide a variety of additional health services both to teens, youth and family in those neighborhoods.

CHAIRMAN DURAN: I think it works well at that location. The other thing is that the water -- the facilities out there right now are using water off one well and I know that the City water is relatively close and that private property may be developed in the next few years and maybe we can get them to participate in the extension of the water. The

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sewer is real close.

MR. MADRID: Mr. Chairman, we're in the process of installing the sewer even as we speak and that should be completed by the end of August. They're at about 20% completion at this point.

CHAIRMAN DURAN: Sounds good.

COMMISSIONER TRUJILLO: I think that a project like this in my conversations with the community and from a sociological standpoint can cause a great, great contribution and fill the need in that community for youth. There's nothing out there for youth. Something like this would really provide an outlet for that community, especially the youth.

MR. BECKERMAN: Thank you for that feedback, Commissioner Trujillo. I'd also like to add that it's the feeling of many of us who have been involved in the provision of youth services both here in the city and in the county, that what we're addressing are really symptoms of an underlying problem, which is mainly a fairly significant amount of economic dislocation.

The combination of all these programs, partnership with both private non-profit service providers and government entities, as far as we can tell is actually a groundbreaking project and we are hopeful that we actually may be able to attract some research money to have highlight those underlying economic problems that are causing a lot of the youth and teens in our family to grow up in single-parent homes where the single parent is working multiple jobs or in the few who are fortunate in having both parents in the household, both parents working, not being able to provide the kind of services that perhaps some of us received from our parents when we were growing up. We feel that having a facility in this area will help us demonstrate the need for both some solutions to current symptoms as well as the underlying problems.

CHAIRMAN DURAN: As long as you don't have any all-nighters out there I think it will work. David, is there another presentation?

MR. MADRID: Is there anyone here interested in CDBG funding? Mr. Chairman, I would like to make a presentation for an internal project that the County's working on. This project is the detoxification center project. The mission of a detoxification and treatment program is to reduce the number of automobile accidents and deaths that are the result of driving while intoxicated. There is a critical need to reduce the number of repeat offenders who are entering our judicial and correction systems so that we can reduce the financial responsibilities of the courts and the overcrowding of correctional facilities.

A detoxification treatment facility that the County proposes to construct would provide short term care needs in the form of a 28-day inpatient treatment program. The 28-day program is the key to a low recidivism rate and the success of the facility. The Albuquerque, Bernalillo County DWI incarceration, detoxification, and treatment program treated over 1200 DWI offenders in a one-year period alone. The construction of a center

would take place in phases to allow the program to meet the changing needs of the county. Phase 1 would allow the construction of a 30-bed facility with administrative and support offices. Phase 2 would involve an additional treatment program to provide an additional 30 beds, and Phase 3 would involve the addition of classrooms and library space.

The location is available at this time and it would be out on State Road 14 next to the County Detention Facility. There's existing infrastructure, water, sewer, electricity, phone service available at that site. The County has already committed half a million dollars towards this project and a special appropriations project grant from the Department of Finance and Administration in the amount of \$100,000 is also available. I'm also told that there are uncommitted funds in the amount of \$450,000 within the County that could be used towards this project. So essentially the County could request \$400,000 in Community Development Block Grant funds with a matching amount of \$1,050,000.

I myself think this is an excellent project that we could move forward on and it's fairly simple. It's a very much needed program and it addresses something that is very dear to everyone's heart but which we don't talk about enough. If there are any questions at this time, I'd be happy to answer them.

COMMISSIONER GRINÉ: Any questions of David?

COMMISSIONER ANAYA: No, not at this time.

COMMISSIONER GRINÉ: This is a public hearing. Anybody would like to address the Commission on this CDBG grant or the detox center?

JAIME ESTREMER-FITZGERALD: Mr. Chairman, Commissioners, my name is Jaime Estremera-Fitzgerald. I'm one of the County Health Commissioners for District 4, appointed by Commissioner Anaya. And I was asked to maybe give some feedback a little bit on this idea. I first of all want to tell you I have been very impressed and supportive of the County Commissioners and how you have actually been leading the discussion in the whole county, in this whole area of not just ADT but also the whole area of treatment care services for mental health as well as substance abuse in our county.

To me this is an excellent idea. I submitted some feedback comments to the County Manager that I think you have some copies of. At least putting out what I know of the original plan for the ADT center and the only thing that I would say to you as Commissioners is that this is an excellent opportunity to take a real lead in this area but this facility could serve mental holds, mental health holds, people that right now they just go to the jail rather than be able to be in a place where they could really be helped, as well as the protective custody cases.

If you look between the city and the county, there's great need for this. What would happen if you were able to amplify it is you would not only then have these funds, the CDBG grant, but there would be other money available. If you're talking about DWI's as well as mental holds, protective custody, the funding streams that could be available to this facility, I think it would be far broader.

And the last thing that I'd like to say is that this facility if it's planned right and with

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your direction, the direction of the County leadership, could house a mix of organizations and provide an array of services to do something that I think is needed in this county, and that's a continuum of care, as well as hopefully play a regional role with other counties and work in a more cooperative approach in the norte of Nuevo México. Maybe the last thing I'll say is perhaps if the County takes this lead, I think the City you would find would probably join you very much in the plan. So that's my comments. Thank you so much.

COMMISSIONER GRINÉ: Thank you, Jaime. Anybody else like to address the Commission?

REBECCA FRENKEL: Good afternoon. My name is Rebecca Frenkel, and I'm here as an individual, not with the League of Women Voters. I too am a member of the County Health Policy Commission and at our meeting this last week, we had testimony from --I don't know -- there were any number of people there and maybe six or seven of them spoke with great emotion of the need for this sort of thing in our county. They had numerous examples of citizens not being able to have this service available to them. So I want to congratulate you for the recognition of the need of the substance abuse problems in our county. I think a detoxification center does provide the services and as Jaime mentioned, you can set it up with a continuation of services.

I've recently read part of a study by the League of Women Voters in Albuquerque and they delved into the detoxification center there. And as was stated to you earlier, there is a significantly less recidivism rate of people who go through that program. Also in Albuquerque, they utilized the community agencies and a large number of volunteers in the city to work with the people who have been assigned to that facility. That's another way they keep the costs down. So I would urge as you develop this program that you do look at the other agencies that are available within the community to work with you on that.

I just think that when we look at people who are put in jail because of either substance abuse or loitering in the community, that's probably not the best place for them. And if we can provide another facility I think that will be helpful to the citizens.

COMMISSIONER ANAYA: Rebecca, just a comment, Mr. Chairman, Jaime on the report that you submitted to us here. In my recollection, I think that there's already incorporated an excise task into the DWI funding grant program. I haven't visited that in a long time, but to my recollection, I think that there's already some excise tax already incorporated and the intent of the DWI tax was for this particular purpose, for detox and all that, so perhaps maybe a revisitation into that might help, along with, if necessary, an additional excise tax on alcohol. They could both help this program which I think tends to be a good idea. If you have time, you might look into the intentions of all the passages of those bills. That's all, Mr. Chairman.

COMMISSIONER GRINÉ: Any comment, David?

MR. MADRID: Mr. Chairman, looking at the variety of funding sources that could be available for this project, it could actually become a revenue stream for the County. This is badly needed and it would take people out of the County jail, put them in this

facility, which would free up a room in the jail for more prisoners. And every time we save a life, that's a benefit that you really can't calculate in dollars. As you know, just from watching the news, this is a very badly needed facility, in addition to being a revenue stream for the County.

COMMISSIONER GRIÑÉ: Thank you, David. Any questions from the Commission?

X. B. Ordinance No. 1999-10. An ordinance repealing and replacing Ordinance 1991-15, "Lodgers' Occupancy Tax Ordinance" increasing the Lodgers' tax rate and amending the Lodgers' tax collection and record keeping procedures

MS. MILLER: Mr. Chairman, Commissioner, the Lodgers' Tax Advisory Board and the Finance Department, in conjunction with the Legal Department are requesting that we adopt the new ordinance and this ordinance repeals and replaces the Lodgers' Tax Ordinance 1991-15. The changes that we're requesting the new ordinance address are changes that are required by statute to the Lodgers' Tax Ordinance itself and our collection procedures and that type of thing and also a change in the Lodgers' tax rate, from three to four percent.

COMMISSIONER GRIÑÉ: Thank you. Any questions of Katherine?

COMMISSIONER TRUJILLO: This is the second hearing?

COMMISSIONER GRIÑÉ: Any questions of Katherine? This is a public hearing. Anybody in the audience like to address the Commission concerning this ordinance?

Commissioner Anaya moved to approve Ordinance 1999-10. Commissioner Trujillo seconded and the motion passed by unanimous roll call vote with Commissioner Anaya, Commissioner Trujillo and Commissioner Griñé voting in favor of the ordinance.

IX. H. MATTERS OF PUBLIC CONCERN

None were presented.

PHIL TRUJILLO: Thank you, Commissioner Griñé, Commissioners, in regards to the investment committee, I went back to my office and I was reviewing and kind of mulling over in my mind what we had said, I think I said Fred Vigil. It's Fred Lopez. I don't know if I was looking at the mural overhead and thinking of Frederico or something and I went back to my office and something kept telling me for the record that I said Vigil. It's Lopez. I feel much better know that I made the correction.

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IX. J. MATTERS FROM THE COUNTY ATTORNEY

1. Executive session

a. Possible acquisition of real property for San Isidro Crossing

Commissioner Anaya moved to go into executive session to discuss the acquisition of real property. His motion was seconded by Commissioner Trujillo and upon roll call vote, Commissioner Anaya, Commissioner Trujillo and Commissioner Grifé voted in favor of the motion.

[The Commission met in executive session from 4:10 to 4:25]

Commissioner Grifé moved to come out of executive session having discussion acquisition of real property. Commissioner Anaya seconded and the motion passed by unanimous [3-0] voice vote.

ADJOURNMENT

Chairman Duran declared this meeting adjourned at approximately 4:25 p.m.

Approved by:



Paul Duran
Board of County Commissioners
Paul Duran, Chairman

Respectfully submitted:

Karen Farrell
Karen Farrell, Commission Reporter

ATTEST TO:

Rebecca Bustamante
REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK

COUNTY OF SANTA FE)
STATE OF NEW MEXICO 1086) SS 027
I hereby certify that this instrument was filed
for record on the 13 day of Aug A.D.
19 99, at 9:17 o'clock pm
and was duly recorded in book 1674,
page 526 - 568 of the records of
Santa Fe County.

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

Veronica Clayton
Deputy