

**SANTA FE COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**SPECIAL MEETING**

**February 1, 2005**

**Michael Anaya, Chairman**  
**Harry Montoya, Vice Chair**  
**Paul Campos**  
**Jack Sullivan**  
**Virginia Vigil**

COUNTY OF SANTA FE            )  
STATE OF NEW MEXICO        ) ss

BCC MINUTES  
PAGES: 47

I Hereby Certify That This Instrument Was Filed for  
Record On The 18TH Day Of March, A.D., 2005 at 15:12  
And Was Duly Recorded as Instrument # **1371506**  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Deputy Marcella [Signature] Valerie Espinoza  
County Clerk, Santa Fe, NM



**SANTA FE BOARD OF COUNTY COMMISSIONERS**

**COUNTY COMMISSION CHAMBERS**

**COUNTY ADMINISTRATION  
BUILDING**

**Special Meeting  
February 1, 2005- 3:00 pm**

## **Amended Notice of Special Meeting**

Notice is hereby given that the Board of County Commissioners of Santa Fe County, Santa Fe, New Mexico, will hold a Special Meeting to discuss the budget on Tuesday February 1, 2005 at 3:00 p.m. in the Commission Chambers at the County Administration Building, 102 Grant Avenue, Santa Fe, New Mexico.

- I. Call to Order
- II. Roll Call
- III. Approval of Agenda
- IV. Resolution No. 2005 – A Resolution Requesting an Increase to the Correctional GRT Fund (219) with an Operating Fund Transfer to the Jail Operations Fund (518) for Expenditure in Fiscal Year 2005/\$112,000 (Project & Facilities Management Department)
- V. Request Authorization to Accept and Award a Construction Agreement to IFB# 25-43 for the Demolition and Construction Services of the Adolescent Residence Center for the Youth Development Facility
- VI. Introduction of Multi-Year Budget Planning and Development
  - a. Discussion
  - b. Request Direction
- VII. Discussion and Direction Concerning 2005 Legislative Issues
- VIII. Adjournment

The County of Santa Fe makes every practical effort to assure that it's meetings and programs are accessible to the physically challenged. Physically challenged individuals should contact Santa Fe County at 986-6200 in advance to discuss any special needs (e.g., interpreters for the hearing and sight impaired).

SFC CLERK RECORDED 03/18/2005

**SANTA FE COUNTY**

**SPECIAL MEETING**

**BOARD OF COUNTY COMMISSIONERS**

**February 1, 2005**

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 3:30 p.m. by Chairman Mike Anaya, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Following the Pledge of Allegiance, roll was called by County Clerk Valerie Espinoza and indicated the presence of a quorum as follows:

**Members Present:**

Commissioner Mike Anaya, Chairman  
Commissioner Paul Campos  
Commissioner Jack Sullivan  
Commissioner Harry Montoya  
Commissioner Virginia Vigil

**Members Absent:**

[None]

**III. Approval of the Agenda**

ROMAN ABEYTA (Deputy County Manager): Mr. Chair, item number IV, the resolution, we need to change the amount from \$112,000 to \$138,000. Other than that there's no other changes.

CHAIRMAN ANAYA: Any other changes from the staff? From the Commission?  
Is there a motion?

COMMISSIONER CAMPOS: Motion to approve as presented by staff.

COMMISSIONER VIGIL: Second.

CHAIRMAN ANAYA: Any more discussion?

**The motion to approve the agenda as modified passed by unanimous [5-0] voice vote.**

SFC CLERK RECORDED 03/18/2005

**IV. Resolution No. 2005-19. A resolution requesting an increase to the Correctional GRT fund (219) with an operating fund transfer to the jail operations fund (518) for expenditure in fiscal year 2005 for \$138,000 (Project and Facilities Management Department)**

SUSAN LUCERO (Finance Director): Mr. Chair, members of the Board, items number IV and V are actually connected. Item number IV requesting an increase to the jail operations fund to an operating transfer from the newly created correctional facility Gross Receipts Tax in an effort to appropriate sufficient funding to accommodate the demolition and construction of the Adolescent Residential Treatment Center and the Youth Development Facility.

We have received information from the Project and Facilities Management Department indicated what the requirements are for furniture, accessories, items such as a new driveway, as well as the demolition and construction of the existing portion of the development facility and we are therefore asking for your approval for this appropriation in the amount of \$138,000 even.

CHAIRMAN ANAYA: Any questions of staff?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Susan, what is currently available in terms of the state appropriation? Is it \$138,000 as well?

MS. LUCERO: Mr. Chair, Commissioner Montoya, we have four separate state appropriations that total \$362,000.

COMMISSIONER MONTOYA: This is also state funding?

MS. LUCERO: What we're asking for here is your first appropriation of the correctional facility GRT towards this project. You might remember that that was an increment that you enacted last August. It went into effect this January. And there is not sufficient funds available. This entire project will cost closer to a half million dollars, just under \$500,000.

CHAIRMAN ANAYA: Any other questions, Commissioner Montoya?

COMMISSIONER MONTOYA: Mr. Chair, I'm just trying to add everything up. We've got \$276,000 here, \$138,000 from the state, \$138,000 from our GRT.

MS. LUCERO: Mr. Chair, Commissioner Montoya, the way to analyze this appropriation is we have \$362,000 of state appropriation, special appropriation money through the legislature, which you don't see on this resolution in front of you. That's already budgeted. And we need an additional \$138,000 from this Gross Receipts Tax. So that makes a total of \$500,000 for this project. The \$362,000 you appropriated, I believe, in October.

CHAIRMAN ANAYA: Commissioner, is something not adding up?

COMMISSIONER MONTOYA: No, it's just I don't have all those figures so I'm just –

COMMISSIONER CAMPOS: It's not clear to me either. Would you walk us through it Ms. Lucero, slowly? So we can understand it.

MS. LUCERO: Certainly. The way to describe this resolution, the source of

funding is from the correctional facility GRT, which is fund 219 that you see on the top there, budgeted revenues.

COMMISSIONER CAMPOS: And that's \$138,000.

MS. LUCERO: That's \$138,000. Then what in essence happens, because this is an enterprise fund, we transfer that \$138,000 from fund 219 into the enterprise fund 518. That's why it looks as though there's a duplication of \$138,000 twice, when in fact you're recognizing the revenue first in the special revenue fund for GRT, and then it is transferred as a transfer in or special operating revenue into the enterprise fund, 518. So the total fund transaction, net transaction is \$138,000.

It's an accounting way and a budgeting way of tracking where the revenue is sourced from, which is the Gross Receipts Tax fund, and then where it is going to be appropriated ultimately, which is the enterprise fund, or the jail fund.

CHAIRMAN ANAYA: Any other comments?

COMMISSIONER CAMPOS: I have a couple questions. You have \$138,000 twice, right? One is the GRT money and \$138,000 is the enterprise fund money that's being put together so it's a total of \$276,000, and that's how you're budgeting \$276,000?

MS. LUCERO: Mr. Chair, Commissioner Campos, we are budgeting a total of \$138,000 net, but we are recognizing a total of \$276,000 because \$138,000 is recognized in the GRT fund and then moved, transferred to the jail enterprise fund. So the illustration you see here is two sources totaling \$276,000 as well as two uses totaling \$276,000. It's just a way of recognizing where that revenue comes from and then where it is appropriated to.

CHAIRMAN ANAYA: Any other comments? Hearing none, what's the pleasure of the Board?

COMMISSIONER VIGIL: Move for approval.

CHAIRMAN ANAYA: There's been a motion. Is there a second? Dies for lack of a second. Maybe the Commission doesn't completely understand. I guess what I'm hearing is we've got \$138,000, we're taking it from 219 and transferring it into 518. But the total is \$276,000 if you add those two up, correct? But we're really not – it really should be the \$138,000 but just for accounting purposes you have to throw that in there.

MS. LUCERO: For accounting purposes we need to illustrate the source, where it came from and there where it's appropriated to.

CHAIRMAN ANAYA: So that's why it's adding up to \$276,000.

MS. LUCERO: Yes, that is why it does add up to \$276,000.

MR. GONZALEZ: Mr. Chair, members of the Commission, it's like it comes in and goes out, comes in and goes out. So rather than – I guess [inaudible] you put the two together, coming in for both accounts, it appears the first lot is going out [inaudible].

MS. LUCERO: Mr. Chair, this is the prescribed format that's required by DFA when you transfer funds between funds. When you transfer money between two different funds.

CHAIRMAN ANAYA: Okay. I understand it now. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Susan, we talked about this at the last meeting and the question that I had was when we agreed with this resolution to enter into the agreement

with the feds on this residential treatment center, the question I had was this renovation going to be open-ended? Was our income going to cover that and did we have some agreement? Now is this over the budget? This \$500,000 that we had anticipated?

MS. LUCERO: Mr. Chair, Commissioner Sullivan, the budget in terms of what the total anticipated costs were wasn't finalized until we received the bid, the final bid on the construction. I think it was anticipated initially by PFMD that that bid was going to be less, hence it wasn't. That's why this additional funding is necessary.

COMMISSIONER SULLIVAN: Now, do we get reimbursed for that as a part of our contract for this residential treatment center?

MS. LUCERO: Mr. Chair, Commissioner Sullivan, we will not get reimbursed for it. However, one way to look at it is what we're engaging in is an enterprise activity respective of the fact that as we collect per diem, some of that per diem is to cover indirect costs such as capital expenses for the current as well as the future. So you are in essence recouping based on your operations. You are recouping a certain amount that can go towards this. So you could in fact consider at a future time, if you wanted to, to reimburse the Gross Receipts Tax fund based on those operations.

COMMISSIONER SULLIVAN: Okay. And do we have some kind of a sign-off from the feds that all of these improvements meet their requirements, or did we anticipate there might be more?

GREG PARRISH (Corrections Director): Mr. Chair, Commissioners, we submitted all these plans to the Bureau of Prisons and it was based on that we approved or submitted the proposal in October and they approved the plans that we developed for this building for the RTC. So that has already been approved by them. We have a contract in place with them to provide services for their residential treatment center.

COMMISSIONER SULLIVAN: So there won't be any other add-ons to this that would be required by the feds.

MR. PARRISH: Not that I'm aware of. There shouldn't be any add-ons. We are right now in the process – we submitted architectural plans to them last fall for them to review. They approved those when they approved our proposal to provide these services. So that's been approved. We're ready to make the remodeling that we've agreed to do and they have a walk-through on March 15<sup>th</sup> at which time they should approve it. But they've reviewed the plans and approved them already, Commissioner Sullivan.

COMMISSIONER SULLIVAN: So this will be completed by March 15<sup>th</sup>?

MR. PARRISH: Yes, sir.

TONY FLORES (PFMD Director): Yes. That is our goal. I'd like to address your first question. \$320,000 of this is from a state appropriation as I indicated in two previous Board meetings, that was funded through 04 of last year which the County received on December 3<sup>rd</sup>. So \$360,000 of this, plus \$20,000 that's left in the GRT appropriation this Board approved in February of last year takes care of the construction with the exception of the amount they're proposing to transfer from the correctional GRT fund.

CHAIRMAN ANAYA: Any other comments?

COMMISSIONER VIGIL: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Tony, the state appropriation, was that a capital outlay appropriation?

MR. FLORES: Mr. Chair, Commissioner Vigil, yes.

COMMISSIONER VIGIL: Okay. So these funds have to actually be used for these purposes, correct?

MR. FLORES: Mr. Chair, Commissioner Vigil, yes.

COMMISSIONER VIGIL: Thank you.

CHAIRMAN ANAYA: Okay, if we're a little more clear on it which I am, I'll call for the question again. Is there a motion?

COMMISSIONER VIGIL: Mr. Chair, I move approval.

CHAIRMAN ANAYA: Is there a second? I'll second it. Any discussion? I know that Judge Barbara Vigil is pushing for this very much so. She said this is needed in our community. So any other comment?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Are we on some time crunch here that we have this presented to us today?

MR. PARRISH: Mr. Chair, Commissioner Montoya, yes, we are on a time crunch because this was approved in October. We submitted the final approval and it was approved to take place. We're on a time crunch that we would like to accept the juveniles starting April 1<sup>st</sup>. After that date it starts costing us more money. The sooner we can receive the juveniles the sooner we can start addressing the issue of becoming fiscally responsible. Because we've advanced money to the facility to start the services and that. We committed to them that we would be prepared by April 1<sup>st</sup>. The final walk-through is scheduled for March 15<sup>th</sup> so we are on a time crunch to go forward with this construction and get it in place. They approved the contract and we approved the contract in October I believe it was, for the agreement.

COMMISSIONER MONTOYA: So none of this work has started yet.

MR. FLORES: Mr. Chair, Commissioner Montoya, no. We have had a process that has taken some time to get through on different issues. This is only one part of the entire project. So none of this work besides staff time, we've done some interior demolition, removal of tables, bars, etc., has taken place but none of this work has started yet.

CHAIRMAN ANAYA: Any other comments?

**The motion to approve Resolution 2005-19 passed by unanimous [5-0] voice vote.**

CHAIRMAN ANAYA: And I think next time we have a special meeting, maybe if we just notify the Commissioners to let us know what exactly is going to be on the agenda because I didn't know this was going to be on there either. And maybe if we just gave a call to the Commissioners – I was surprised to see it on there but I now it's a time issue and while we're here

it's good to act on things. But if we could just know in advance.

COMMISSIONER CAMPOS: Mr. Chair, and we could also get the material, faxed to us or e-mailed to us. Jesus Christ, that's simple enough I think.

CHAIRMAN ANAYA: Okay. Thank you.

**V. Request authorization to accept and award a construction agreement to IFB# 25-43 for the demolition and construction services of the Adolescent Residence Center for the Youth Development Facility**

MS. LUCERO: Mr. Chair, members of the Board, the PFMD Department issued a solicitation on January 8<sup>th</sup> for the demolition and renovation of the Residential Treatment Center in response to IFB# 25-43. The bid opening was concluded on January 18<sup>th</sup>. We received one bid that was deemed non-responsive. The bid didn't comply with the New Mexico Public Works Wage Act. We therefore, in an effort to expedite the entire solicitation, removed ourselves from the formal bid process. We engaged in contacting six other construction companies, some out of Albuquerque, to determine who would be able to provide a quote on this project and be able to complete the work in 30 days. We received two responses, two quotes and we are asking for your approval of the low bid to Schmitt and Associates in the amount of \$183,418.75.

CHAIRMAN ANAYA: Any comments? Commissioner Sullivan.

COMMISSIONER SULLIVAN: So was this then renoticed as an emergency?

MS. LUCERO: Mr. Chair, Commissioner Sullivan, it wasn't renoticed. We contacted – we based who we contacted on the registered list with New Mexico Department of Labor to make sure we wouldn't run into the same problem as we had before. So it wasn't resolicited in the paper. It wasn't done in that way. We contacted companies that we knew were registered, asked if they were interested in proposing and then took the same bid packet to those companies that did indicate they were interested.

COMMISSIONER SULLIVAN: I guess I'm confused. Don't you generally have to do that as an emergency if you reject all the bids and apparently one was non-responsive, then don't you need to bid it again and notice it again?

MS. LUCERO: Mr. Chair, Commissioner Sullivan, under the formal process, yes. You would need to rebid it again for an additional ten days, and we were concerned about the time frame, given the fact that it was short to begin with and now to tack on an additional ten days we thought would put the program into further time constraints. So we didn't do a complete formal process once again.

COMMISSIONER SULLIVAN: I understand the time constraints but do we have the authority to do that, to deviate from the Procurement Code?

MS. LUCERO: Mr. Chair, Commissioner Sullivan, we act in the best interest of the County. We have the option to pursue the avenue that we think will work the best and in this case we did try to get at least another comparable bid by going out a second time, even though it wasn't out through the entire formal process and the bid opening time was curtailed and cut back and didn't follow the typical ten days minimum that's required. Although this was a second



attempt, the first attempts did follow the formal ten days requirement. The second attempt did not in an attempt to bring this to closure and to find an appropriate bidder in this case.

COMMISSIONER SULLIVAN: Let me ask Mr. Ross. Do solicitations for correctional facilities have to follow the Procurement Code? I've heard some people say No, that they don't. Well, I've only heard one person say that and he's passed away.

MR. FLORES: It's only the operations from correctional facilities that's exempt from the Procurement Code.

COMMISSIONER SULLIVAN: Only operations. So this has to comply with the Procurement Code. So I guess my question to Mr. Ross then is does this informal subsequent solicitation comply with the Procurement Code?

STEVE ROSS (County Attorney): Mr. Chair, Commissioner Sullivan, I'm hearing this for the first time just like you are and I don't know. Normally, the Procurement Code requires you to go out twice unsuccessfully and then, the third – if you still have been unable to get a successful solicitation then you get to obtain the services on the open market for the best obtainable price. This deviates from that. What I don't know is whether the procedures that we've undertaken would be adequate for an emergency purchase, which I understood you were alluding to earlier and I wondered the same thing as we were hearing the presentation whether this could be construed as an emergency purchase.

COMMISSIONER SULLIVAN: I think it's the only way it could be construed because over a certain dollar amount it's got to go out for bids and as Ms. Lucero says it has to be advertised for ten days minimum. But I don't know whether we as a Board have the authority here today, and tell me if we do, to declare an emergency and accept the low bid in that regard.

MR. ROSS: I'd have to punt on that one because I'd have to look at and I'm hearing it for the first time myself. So I think it's a worthwhile avenue but I haven't studied this particular issue on this particular transaction so I can't really –

COMMISSIONER SULLIVAN: I understand that it's difficult to get bids some times, particularly for renovations. Renovations are always killers. But this is a lot of money. This is \$183,000 and I don't want this to become an audit exception when we do our next audit.

CHAIRMAN ANAYA: How long would it take you to look at it? Could we postpone this to the end of the meeting?

MR. FLORES: Mr. Chair, Commissioner Sullivan, I'm not going to speak for Finance but there's three exceptions to the rule when it comes to emergency procurements. And although this is the first time I've seen this memo also, because of timeliness and the preservation of property and also the existing contract, it is my opinion as the Project and Facilities Management Department director that the Board can approve this as an emergency procurement, not as a ratification or other language that's in the memo but as an emergency procurement. The code requires that the purchasing agent or the procurement manager of the local public body render a decision that requires an emergency status. So I believe that the Board does have the authority to approve this as an emergency procurement.

CHAIRMAN ANAYA: Any other questions?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Susan, we were told that the whole project – these are one and the same, right? Number IV and number V?

MS. LUCERO: Yes they are.

COMMISSIONER MONTOYA: The whole project was going to cost \$500,000. And this is for demolition and renovation and it's only costing \$183,000? Where's the other \$316,000?

MS. LUCERO: I'd get PFMD to comment to that. The list we received from them, which we received I believe last week indicates furniture costs, fencing, asphalt driveway, etc. So the entire project that I see based on their list is closer to a half a million dollars, of which the construction is \$183,000 of that.

MR. FLORES: Mr. Chair, Commissioner Montoya, there are many components or facets to this renovation. We are taking a secure facility and turning it into a non-secure facility, which means that we're renovating approximately 11,000 square feet of building and removing the jail and making it a home. Those include the renovation and demolition that this contract is for, including converting one of the outdoor rec yards into an administrative component, since we have to have a separation between the secured and non-secured facility. We will have a separate entrance for the program to be operated out of. That requires us to move back security fences, the gate wiring for the gate controls. That includes removing all the gears and mechanisms for the sliding doors for detention facilities and turning them into residential doors. That includes removing all the hard-fixed judicial type of fixtures such as tables, shower enclosures, bars over the windows, removing those out, converting the floors and carpeting them and tiling them. It includes new roofing areas. It includes converting another separate rec area into an indoor rec yard. It includes taking out all the tempered glass and wired glass from the inside of the facility and renovating that with more of a homey feeling.

So this is a component of the entire project. Included in that is the wiring for the computer infrastructure that would have to go into the administrative space that we're converting to house about 11 individuals, staff members. So to answer your question, we're taking a jail and turning it into a home with a 3,000 square foot office attached to it in the existing area. So the construction is a small portion of it. There are numerous other items that go along with this project. As Susan indicated, everything from asphalt driveway, removal of the fence, doors, hardware, there's a whole gamut of construction.

COMMISSIONER MONTOYA: So then this is one component. Do we already have contracts for the other components? For the wiring?

MR. FLORES: Mr. Chair, Commissioner Montoya, we have purchase orders for a majority of the other items, including the furniture, the fixtures, the carpet, that we purchased off of a state contract or a GSA contract. So those are in place. We are still lacking a few items, specifically the doors and the hardware, which we're working through that issue, so we have 70 percent of all the other contracts or purchase orders in place for the goods, other than the construction and renovation.

COMMISSIONER MONTOYA: So are we going to be seeing any more contracts

coming up?

MR. FLORES: For this project? No.

COMMISSIONER MONTOYA: This is the biggest one.

MR. FLORES: Unless Susan has some other information.

MS. LUCERO: Mr. Chair, Commissioner Montoya, according to the list there is one item that is out to bid now and that is for the doors and hardware. We weren't able to secure that on a state contract. The other items that Tony indicated are either secured by state contract, a state price agreement, or they are under the dollar threshold. And we've received quotes and so we've issued purchase orders on those.

CHAIRMAN ANAYA: Any other comments, questions? Commissioner Vigil.

COMMISSIONER VIGIL: Thank you, Mr. Chair. Just a question with regard to the GSA contract. Are the vendors on those contracts strictly bricks and mortar, tangibles, or does the demolition company –

MR. FLORES: Commissioner Vigil, the goods and services that are on GSA contract or state contract include furniture, fixtures, computer wiring, flooring materials, those types of items. They are not for the renovation or demolition.

COMMISSIONER VIGIL: Okay. So actual services are not part of the GSA.

MR. FLORES: That's correct.

COMMISSIONER VIGIL: Okay. That's my question. Thank you.

CHAIRMAN ANAYA: Any other comments? Steve, did you find anything out?

MR. ROSS: Mr. Chair, it seems like you could probably justify this as an emergency procurement. It's probably the only way you could justify it though, and even then it's a little iffy because generally emergencies, at least that are defined in the statute are things like floods, fires, epidemics, riots, acts of terrorism, stuff like that. I suppose with respect to the health and safety of children at a jail you can make a fairly strong case that delay in this process could either impact those persons, the kids at the jail, or the functioning of government, which is another one of the criteria. So there's some paperwork that has to be done to justify an emergency procurement but I think it could be done after the Board approved it if you thought this merited some emergency action.

And everything else, it's true, Mr. Flores, I said that the exemption from the Procurement Code for jail stuff doesn't apply to this situation. So that's really the only way in a quick run through the statutes I think you can do this today, is by declaring an emergency.

CHAIRMAN ANAYA: Okay. I don't have a problem declaring this an emergency procurement but I'd like to entertain a motion from the Commission. Hearing none, I'll go ahead and make a motion that we approve this under emergency procurement so that we can move forward with this and next time this comes up hopefully the staff will have a little more information so that we're not put in this predicament again. So is there a second?

COMMISSIONER CAMPOS: Second.

CHAIRMAN ANAYA: There's a motion and a second. Any more discussion?

Commissioner Sullivan.

COMMISSIONER SULLIVAN: Steve, how do we stand on the noticing? Don't

you need to notice declaration of an emergency?

MR. ROSS: Mr. Chair, Commissioner Sullivan, what the statute says is that you go through the procurement procedures to the extent you can given the emergency and it sounds like the Purchasing Division made an attempt to follow some sort of procedure and contact vendors they thought might be qualified. Bear in mind there's a 15-day period after the procurement is authorized that folks have to complain about it. It's called a protest period. So if you act today you can count 15 days and if we pass that period without any protests then really no one except an auditor could complain about this.

COMMISSIONER SULLIVAN: So it's not necessary that an emergency procurement be noticed as an emergency procurement. It's okay just to say Request authorization to accept and award a construction agreement?

MR. ROSS: Yes. And the procedures that were undertaken by the Purchasing Division by which they arrived at these prices and these particular bidders would have to be documented later.

CHAIRMAN ANAYA: Any other comments? Commissioner Vigil.

COMMISSIONER VIGIL: Mr. Chair, I'm just a little bit uneasy about whether or not this qualifies as an emergency purchase so if in fact we didn't move forward with this today, what would that do to this project? I need to know what those consequences are.

MR. FLORES: Mr. Chair, Commissioner Vigil, I think the worst case scenario would be when the Board of Prisons comes out on February 15<sup>th</sup> and we're not underway it could jeopardize the contract. If we're not completed by March 15<sup>th</sup> it would jeopardize the contract. So I think the repercussions of this would be that we certified when the Board accepted this project in October and we accepted the funding – it was received back by the County on December 3<sup>rd</sup> that we would be ready. So it's the same certification that we have on the assurances for the appropriation is that we will complete the project in a timely fashion. That's all I'll address on that. I think we would jeopardize the project for the implementation of the center.

COMMISSIONER VIGIL: And if we noticed it for the February 8<sup>th</sup> meeting, would that still be the consequences? And go through the appropriate bidding or retract ourselves if we needed to?

MR. FLORES: Mr. Chair, Commissioner Vigil, I just wanted to point out that the reason the bid was deemed non-responsive was two things. One, there was no bid bond in place and the second part was they didn't have a number from the Department of Labor. Both of those issues in the past could have been deemed as a bid technicality or irregularity and it could have been handled that way by statute. I feel if we wait any longer we will not be able to complete the job in 30 days as the mandate is for this project. So I think if we delay it any further it would hamper the ability of both my staff and the contractor to complete the job in 30 days.

COMMISSIONER VIGIL: Thank you, Mr. Chair.

CHAIRMAN ANAYA: Any other comments?

**The motion to authorize the construction agreement passed by majority 4-1 voice vote with Commissioner Sullivan voting nay.**

**VI. Introduction of multi-year budget planning and development**  
**A. Discussion**  
**B. Request Direction**

MR. ABEYTA: Thank you, Mr. Chair, members of the Commission. We have a power point presentation for you this afternoon and Joseph is passing out a mock sample annual report that will kind of put into perspective where we're trying to go. [Exhibit 1] With that, Mr. Chair, I'll let Gerald do the introduction and then we'll proceed with our presentation.

MR. GONZALEZ: Mr. Chair, members of the Commission, we invite you to take a walk into the future this afternoon. As you know, we've been working on doing multi-year budgeting. It's been a long-term goal at the staff level that we've wrestled with and I think we're on the verge of successfully launching ourselves into that journey. What's been passed out to you is a brochure asking you to accompany staff on that walk, to do some creative thinking this afternoon and some prioritization that will take us on the first tangible steps into multi-year budgeting. It's something that we think offers significant advantages to the County, because rather than having to do year-by-year tasking of projects and budgeting for projects, we're now beginning to reach out into the future and think pro-actively and strategically about how we can fund projects for the future. That way we're not limited by the constraints of a year-by-year budget. With that, I'll go ahead and turn it over to the rest of staff to continue.

MR. ABEYTA: Thank you, Gerald, Thank you, Mr. Chair. As Gerald stated, our mission today is to start to develop a process that will tie the Commissioners' priorities with departments' missions and budgets that align with taxpayers' expectation, which will be facilitated through the Manager's office. In order to meet or fulfill this mission we want to develop a budget that's based on strategic planning, has top priorities that are clearly defined, that have multi-year department budgets that align with these priorities. We would have department action plans in place and communicated to staff and hopefully we would have outcomes that were defined with performance measurements.

So as a result we would have a budget cycle that would look like what's on the screen, where we begin with strategic planning or setting priorities, which is where we're at today, then based on those priorities we would develop our budget, then after our budget we'd put together action plans to implement the budget and then hopefully land up with some results and then in the year 2007 start the cycle over again with reviewing and amending priorities or setting new priorities and then setting up another multi-year budget.

Again, as Gerald alluded to instead, what we do currently is for our current cycle, we do a one-year budget and the way it works is we say, Okay, well, what's the growth for this year, and then we get that number out to the different departments and we say, Take last year's budget and plug in that number. Sometimes we have to cut our budget by a certain percent. Sometimes we can grow it. The problem with doing things this way –

CHAIRMAN ANAYA: Hold on. Commissioner Montoya.

COMMISSIONER MONTOYA: Mr. Chair, Roman, how many years has that

been an average, that 4.5 percent?

MR. ABEYTA: About four years. Four or five years.

COMMISSIONER MONTOYA: Okay. Thank you.

MR. ABEYTA: Again, we get that percentage and then we pretty much distribute it against the different departments and we say you can grow your budget by four percent. What we usually get back is we get a budget from a department where you see travel is increased by four percent, contractual services is increased by four percent, and we haven't really focused on or distributed that based on priorities. And the same is true when it comes for capital funds also. We determine how much growth we have in our capital area and then we increase our request by that amount.

So the current environment makes it difficult to plan the budget. Funding is not tied to priorities and outcomes or results are not presented. So in looking at a multi-year budget what we did in putting this presentation together we said, Well, if we want the Commission to set priorities for us, before we get to the priorities, what are kind of the major areas of expectation from our customers, who would be the taxpayers. And what we've come up with as a staff is the following areas: public safety – we hear a lot about that in the County Manager's office; water, we all know about; affordable housing; roads, corrections; and efficient government. And there may be others that you may have in mind and that we'll ask for later on this afternoon.

MR. GONZALEZ: Economic development may come up as a possible priority. Open space may also come up as a possible priority. We're keeping this open but we have a launching point here with these particular issues.

COMMISSIONER MONTOYA: Mr. Chair, are those listed according to priority?

MR. ABEYTA: No. Those are just major areas. What we'd like to do is today identify the major areas and then within each major area, find out from you what your priorities are. What are your priorities with public safety? What would you like to see us do with water? Affordable housing? And so on.

This next slide is kind of a diagram of how it all fits together with the County. And actually what got us thinking this way and myself was when I moved to the County Manager's office Commissioner Sullivan actually had pointed out that the way we're structured, you have these bottom or these foundation type departments that provide services to everybody. That's why you see the Manager's Office, Legal, Finance, Human Resources, Projects and Facilities Management. And then you have the rest of your departments that build off of that and then hopefully, what you would see at the end is improvements in the areas of corrections, public safety, housing, roads and water. And again the expectation.

So what we want to do today is we want to identify what your areas of expectation are and then get you to talk to us about priorities. So what we've done to get us started and assist you is we've come up with priorities ourselves to again get you started thinking in that area. For example, public safety, we need to make sure we've got adequate EMT staff, we have completed fire stations, all deputy positions in the Sheriff's office are filled at competitive salaries and we've already accomplished quite a bit in that area. And then crime and software and hardware in the deputies' vehicles linked to appropriate organizations.

When it comes to water, we've talked a lot about the Buckman Direct Diversion projects. We've talked about the need for a multi-year water project plan, especially given the fact that we have a \$51 million bond now, we need to come up with a plan as to how we spend that. Then County water use and management implementation plan. We recognize that we need to move in that area. And then we're also going to need to increase the number of employees in our Utilities Department.

Moving on to affordable housing, we've identified that we would like to break ground on another affordable housing community in Santa Fe County. We would like our affordable housing inventory to increase by the year 2007. This could be done by the adoption of affordable housing ordinances. Then we would like to develop a financing structure to guarantee long-term success with an affordable housing program.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: The other three affordable housing – or the other two. Where are those right now and when were they done?

MR. ABEYTA: We began selling units and we sold units within our housing developments off of State Road 14 in the Valle Vista development and then we also did a project off of Airport Road. I forget the name of that development. Vista Verde. I know there was talk about the Camino Jacobo site and the Santa Cruz site and maybe selling units there.

COMMISSIONER MONTOYA: Okay.

MR. ABEYTA: In the area of roads, we've identified the need to develop a four-year improvement plan, the need to provide funding for upgrading 580 miles of County road that we have out there, and also transportation planning. I think we need to get more pro-active in the area of transportation planning and that may take the funding of a transportation planner FTE.

COMMISSIONER VIGIL: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: We provide funding for upgrading 580 miles of road. Do we know what the miles of road of county there are that we don't?

MR. ABEYTA: I'm not too sure if we do but that's why we've identified the need to develop an improvement plan that would take that into consideration and identify the roads that aren't and the roads that are.

COMMISSIONER VIGIL: I know it's a quick answer from someone from roads.

ROBERT MARTINEZ (Deputy Public Works Director): Mr. Chair, Commissioner Vigil, there's approximately around 1800 miles of roadway in the county that are inclusive of County maintained, state maintained and private roads.

COMMISSIONER VIGIL: Robert, does that 1800 include the 580 miles that we're currently maintaining?

MR. MARTINEZ: Mr. Chair, Commissioner Vigil, it does. That number was derived about two years ago so it could have increased somewhat.

COMMISSIONER VIGIL: Thank you.

CHAIRMAN ANAYA: So Robert, you're saying that there's a total of 1800 miles

of road that's not maintained by either County or City or state.

MR. MARTINEZ: Chair Anaya, what I'm saying is that two years ago there was 1800 miles of road that included the 580 miles of County road, the x-number of miles that the state maintains, and x-number of private roads, total, combined.

CHAIRMAN ANAYA: Okay. Thank you.

MR. ABEYTA: Our next area is corrections. We've identified a need to maintain the adult population base of 400 inmates. We'd like the youth detention program to sustain financial self-sufficiency. We've talked about our adolescent treatment center and we'd like for that to become a model program statewide, and then we need to pass our final DOJ inspection.

In the area of efficient government we've identified a need to improve responsiveness to constituents and County Commission requests. We've also discussed the possible need for additional constituent services people. We would like to implement a new range and step plan for all County employees based on a study that aligns pay with types of positions and competitive pay geographically. We've talked a lot about the judicial complex and also a consolidated County facility.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: On the previous slide you had –

MR. ABEYTA: The corrections slide?

COMMISSIONER MONTOYA: Yes. The DOJ inspection. Is that both adults and juvenile, or just adults? The adult facility section? Okay.

MR. ABEYTA: In order to accomplish these things we recognize that we're going to have resource requirements.

MS. LUCERO: What we want to keep in mind is that as we're establishing program priorities there are particular backbone requirements. Items that are considered very critical to the complete financial sustainability of the County to continue the strengths that we've already established over the last few years and that you as a Commission have already sought to and have worked on. So first of all, our largest resource, of course are our personnel. And as we consider expansion we want to review our priorities in terms of what FTEs do we need, where and when, how do we retain in the best possible way the existing employee base that we have. If we want to consider additional programs and services, what areas need to be reviewed and what infrastructure is necessary for these FTEs. Infrastructure in terms of a consolidated complex for administration, law offices, judicial complex, etc. As well as we establish more and more buildings across the county for Public Works, etc., how do we continue the maintenance and an effective affordable manner.

Along with that comes risk management. We need to review and establish reserves that allow us to potentially self-insure ourselves on cases that we may not have adequate insurance, such as some of the land use cases that have come across our desks lately. We also want to look at debt management. We want to initiate a long-term plan that reviews all bonds, all debt service that the County continues to either pay for through property tax revenue or through existing revenue bonds. The jail bond is something that we all know has a life expectancy way beyond the average



person in here. And we need to continue looking at ways to reconstruct that and possibly set aside reserves that will allow us, with time, to change the structure of what that bond looks like, reduce the payment and possibly reduce the overall interest cost that the County bears.

So in a nutshell, these four items are the backbone of any financial plan and any priority setting as we look at each of these programs.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Regarding – and Commissioner Vigil brought this up and I've brought it up in the past also, our role as the Finance Board. Where does that fit in here, since that's certainly a part of this or should be a part of this backbone. Where is this in there?

MS. LUCERO: Mr. Chair, Commissioner Montoya, I would say that as we're going forward and as the Finance Board convenes that if you're comfortable with these requirements, that that is something we set aside as your outline. So as you create your objectives for the Board and as you review each item and goal that comes across the Board's list, that we consider these items as well and give ourselves certain benchmarks to look at.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Mr. Chair, Susan, sort of piggy-backing on what Commissioner Montoya said, I think one of the things that might be really good up there for us to consider, perhaps even after debt management is asset management because we really do need to start initiating a more aggressive approach to our investment and our investment committee. And I don't know if that's the only focus. I know we do asset management in many areas with regard to furnishings and the life span of those and perhaps those kinds of things would be classified under debt management or asset management. But I think asset management that needs to be a part of that and I hope I get – I know Commissioner Montoya was probably alluding to the Board of Finance because that would be a part of our responsibilities with regard to resources. So I would recommend that we have an asset management piece up there.

CHAIRMAN ANAYA: Go ahead.

MR. ABEYTA: Thank you, Mr. Chair. So what we want to do is we want the Board today to set, confirm and identify the areas of expectations first. Then give us priorities for each of those areas. Then what we'll do as staff is we'll go back, we'll take a look at the financial picture. We'll put together an action plan and we'll come back to the Board and we'll say here's the priorities and the areas of expectation that you provided to us. Here's the financial piece. We'll try to merge it and then again, come back to you with that picture. After that, start developing the 2006/2007 budget and then implement, monitor and assess.

So again, right now, what we want to do, and we set up different easels. First of all, go through the areas of expectation and see if that's in alignment with what you all are thinking about. If there's any more, then we identify them and then we'll go through each one and we'll set specific priorities.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: One of the things that I don't know which area it would be categorized under, but I think as we expand and we know we're going to have to expand

with the obligations we have under the bonds, that we haven't looked at is strategizing how much of this is done in-house and how much of this is done out of house. Santa Fe County has long had a reputation of doing things in-house with the theory that it's less expensive and in many cases on smaller projects I think that's probably true. In other cases when you look at the costs of overhead and vehicles and offices and secretaries and salaries and benefits, it may not be true. So as we look at things that we're proposing, I don't necessarily think that FTEs increase linearly with the increase in our financial obligations. Certainly they don't, for example, with the Buckman project where we're contracting out for construction services and so forth. But we get down to other things such as renovations and roads. Roads is a big one. And I know in talking with James Lujan that he's coming to the realization that we're going to have to do more contracting out with \$20 million worth of road work we can't do it all in-house. We're just not set up to be a road contractor. We're set up to be a county government.

So I think we've got to draw some lines and get some staff thinking as to what areas are logical to increase in-house personnel to do, on a long-term basis, and what areas are one-time, one-shot deals that are better contracted out and then they're gone. They're done and we don't have staff on board that's then looking for something to do two years from now. So I'd add that to the list as far as strategizing.

CHAIRMAN ANAYA: Good point, Commissioner Sullivan. Any other comments? Commissioner Vigil.

COMMISSIONER VIGIL: Just with regard to something I consider significant for the future of the operations of County government. Where does the land code rewrite fit in terms of these priorities and did you categorize it in any particular area?

MR. ABEYTA: We haven't but it's something we want to complete within this year. And it's something though that when we talk about, for example, priorities in affordable housing, well, there may be pieces of that that fit into the Code rewrite, like affordable housing ordinances that we need to put in there. So we plan on completing that but it's one of those areas where we can address it – it's going to help meet some of these goals.

COMMISSIONER VIGIL: Thank you, Mr. Chair.

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Abeyta, what about, we keep talking about regional water systems, a County regional water system. Where does that fit into what you've already stated?

MR. ABEYTA: That would fit into our water. When we get to the water section, we would list that as a priority to start looking at.

COMMISSIONER CAMPOS: Isn't it something you're already looking at, part of the list of things that you're looking at?

MR. ABEYTA: Yes, but that's partially what we want to hear today though is that we need to start looking into that.

COMMISSIONER CAMPOS: Because I looked at what you said and I didn't quite see it.

MR. ABEYTA: What we were doing – the intent was to just give you some real broad ideas and then you give us the specifics today. That way we go back and –

COMMISSIONER CAMPOS: It's kind of hard to do. First of all, if we had had this information to us and then maybe a menu of options as perceived by County staff, and we could certainly look at that menu and throw things out at you plus additional things and have a better conversation. That's the way I would envision this conversation going.

CHAIRMAN ANAYA: Commissioner Campos, I kind of wrote down a few little things here as we were talking and maybe – I know this is something that most of the Commissioners would agree to, but if you feel like you want to comment or interrupt me feel free to. I guess you're asking for what you'd like to see the County complete in the next couple years.

MR. ABEYTA: Right. Next couple of years and even four or five years.

CHAIRMAN ANAYA: I started by satellite offices in the southern or the northern or wherever the County feels they need offices. I know we've talked about roads. I think that youth programs in the county, I know 20 years ago when I was a kid growing up – or 30 years ago, or 40 years ago – the County had youth programs where they went around and picked kids up and took them to baseball games, basketball games, and by the way, we were champs.

Senior lunches to senior citizens that are out in the small communities. I know we've talked about it. I'd like to see that. Additional facilities for seniors. Improving the facilities that we have and additional ones. Water, and good water to our small communities. We talked about monies for our acequia associations. Improving our Public Works facilities throughout the county, and I know we're working on that and I'd like to see that continue. Our new county courthouse and a new judicial complex. Improving our county 4-H facility. We talked about affordable housing and we talked a little bit about open space was mentioned. Economic development, improving that in all areas of Santa Fe County. I heard a little bit about transportation planning. Responding to our constituents. I know we've come a long way in that and we need to go further. Recreational facilities for our ATVs and our skateboarders. I know we've brought that up. Commissioner Sullivan's brought it up. Commissioner Montoya's brought it up. Maybe we need to continue looking into that.

So those are some of a few that I just kind of jotted down. Commissioner Campos.

COMMISSIONER CAMPOS: Another issue that we've talked about in the past as related to the jail and the question has always been do we want to transition to a publicly operated jail. That's certainly something that we need to look at I think in the long term.

CHAIRMAN ANAYA: Is that kind of what you were looking for?

MR. ABEYTA: Yes, Mr. Chairman, with the areas of expectation you could see how these would fit under there. A lot of the things you mentioned with the satellite offices, things like that we could fit under the efficient government area of expectation. Regional water system, that fits under the water section. The public operation of a jail, that would fit under the correction section. So that's what we want. We want to know what are kind of your priorities in these different areas. What are the things you'd like us to take a look

at.

CHAIRMAN ANAYA: And I'm sure that the Commissioners will have other ideas as the weeks go on and they're to feel free to contact you and add to the list so that we can –

MR. ABEYTA: Right. And we'll keep coming back to the Board. What we want to avoid is the way we've done this in the past where again, we don't really talk about priorities, we don't really talk about these areas, all we talk about is your budget could either increase by this much or decrease by that much. And then everybody puts together their wish lists and they want FTEs or they want this or that. It goes to the County Manager. He makes some cuts and then you are the last people to see it. We want to avoid that. We want to start here first, continue coming back and that way at the end we're all on the same page as far as Manager's office, departments and the County Commissioners. We want to bring you into the loop early and we want it to be based on your priorities.

MR. GONZALEZ: This is a first step. It's going to be a little rough because we're still thinking creatively here, but it's intended to be what I call an iterative process. We'll take your comments today, we'll kind of package them back, send them back to you. You can think about it some more, you can add to the list and we can come back and continue the dialogue.

CHAIRMAN ANAYA: Another thing and then I'll get to you, Commissioner. I'd like to see that we improve the transfer stations that we have in place now. I now in some areas they're just a roll-off box. Right now it's fine. Well, actually, right now it isn't fine. But it's working. I think we can improve in that area tremendously.

COMMISSIONER MONTOYA: Mr. Chairman, on that point, I'd just like to say improve and expand.

CHAIRMAN ANAYA: And expand. Good point, Commissioner.  
Commissioner Vigil.

COMMISSIONER VIGIL: I think in line with this being a dynamic sort of experience and us coming back and revisiting this, but there's a couple of things that I think need to be up there at this point in time and of course under water it's the Buckman San Juan/Chama Diversion. I think that needs to be a priority and you do have it up there. The other that you've alluded to that I'd like to see some work put into is the personnel issue. It always amazes me that the County operates, and I've always said we must have an incredibly wonderful, strong pool of talented people because we do with approximately 450 employees what other government entities do sometimes with double the amount of personnel. So I don't know how we can look at that but I think that needs to be a critical piece of the planning and I know you've got it up there. I'd like to see that be focused on.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Gonzalez, Commissioner Anaya said improve transfer stations and expand. I think maybe we should use the term solid waste to deal with the problem in a broader way, and that certainly as far as County is one of the major

components. The idea of solid waste management.

CHAIRMAN ANAYA: That's fine.

COMMISSIONER CAMPOS: Certainly part of it is the transfer stations.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Just a couple of other thoughts to add. One would be libraries. The County has started a library and they're now in the process of expanding it to cover a large area and at some point we're going to have to realize that like our senior centers, that's a County facility and we're going to have to operate it as a County facility. It can't be done as a volunteer facility forever and there may be other areas where branches of that library would be a great idea. So I think we need to look at libraries.

In terms of some areas where the County in the past has been lacking, and one has been in public relations. I think four years ago we came along way when we started televising the Commission meetings and that has really helped open up the process. So I think we're ready for another plateau on that and I would suggest some thought to two things. Number one, I think we need a grant writer. We leave grant writing up to the individual departments and that's fine if they have the time to get around to do it. And many times we don't know what we're getting into with the grants because they end up with some onerous requirements on them that end up being more trouble than they're worth. So we need to qualify those grants as to whether they're worth our time and effort or not. And someone doing that full time knows the ins and outs of that.

And the second person we're going to need if not tomorrow then maybe soon, is someone, an intergovernmental liaison person. We have bi-weekly meetings between the County Manager and the City Manager but I don't know that we have any liaison that goes on in between those times. I don't know that we have anybody that regularly meets other than the Commissioners with the City of Espanola, or with the Town of Edgewood. Or takes that on as a pro-active task so that legislative matters, they're kept abreast of legislative matters so that rumors don't fly in the southern or the northern part of the county that the county is doing something that is going to take away their property rights or whatever the issue might be, that busloads arrive at our doorstep for a County Commission meeting. We really are lacking that interconnection. So I think that somebody who did that on a full time basis who really knew the issues well and could be an ombudsman to do that would be a good idea as well.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Just a piece of information. Are we on time?  
Where's our time frame? I know we need to talk about legislative matters.

CHAIRMAN ANAYA: It's a quarter to five and I have to leave here at 5:30 to go vote.

COMMISSIONER VIGIL: Far be it for the Commission to keep you from your civil duty. I think, I'm really happy that this is dynamic and we can come back. I would just want to comment on the grant writer and perhaps as you look at this and incorporate grant writing budget because part of the problem with a grant writer is that they're usually

specialized in a particular area. So that if there's a need for a grant to be brought in for health or affordable housing or roads or for whatever purposes, what happens is we have an in-house grant writer who may not have a specialty there but if we have a grant writer's budget where we could contract for the specific service. We know they're highly technical these days. That might be a part of the piece you look at. They also need to look at how that grant will impact our Finance Department because one of the problems we've had is it's wonderful to be able to get these grants but ultimately, when it comes to us, they need to be managed too. So that management and contracting piece should be a part of that.

COMMISSIONER CAMPOS: Question for Mr. Gonzalez. Last year we had this regional water issue. We all were hot about it, dropped it, and afterwards we got hot about it and we were going to be doing x, y and z and we were going to be totally ready for this session. It seems that very little happened. Do we need to hire planners or someone who is going to just work on these projects? It seems that we don't have the focus. I know that you're involved with 100 different projects. How do we get the focus on big projects like this so we don't lose a year's time and we actually do refine and move the thinking forward on, for example regional water. That's just an example, regional water.

MR. GONZALEZ: I guess the simple answer is either we get more people or we contract for people. There's two ways of approaching it. Internally, at the staff level we've talked about bolstering some of those areas which seem to be emerging in terms of priorities and demands. Water is one of those. We're in the process of looking at how we can bolster our water resources and you'll probably hear me start calling it the water resources department as opposed to the Utilities Department. But we need to figure out how we can bolster those resources, and there's two ways that we can do it. One, we can expand staff with what we need, and we will need to expand staff as our system grows. A lot of that staff expansion will need to be internalized. And at the same time we need to look at how we can find contract resources to provide a support for doing the big picture kinds of things and staying focused on those.

We have had some preliminary discussions about looking at contracts. We're talking at this point about the current RFP that's been released as phase 1. Phase 2 would be to do a similar process for the entire county in terms of looking at geohydrology. Phase 3 would be based on that, taking a look countywide at engineering systems, both water and wastewater to respond to the results of the geohydrology. And then the following phase would be also taking a look at all of that from a policy standpoint. How do we create water policies that create a sustainable water future? What is a sustainable water future for the County?

So all of that, we currently do not have the in-house resources to be able to do. We're thinking of cloning Steve Wust and Doug Sayre and Diane Quarles who will be back shortly. But that's not going to be enough. So we obviously will need to tap external resources in order to do that. Some of that specialized expertise, as you know, looking at what's going on with the current geohydrology RFP.

COMMISSIONER VIGIL: Mr. Chairman, I just think in the Regional Planning Authority we need to create a focus promoting what that forum can actually provide in terms

of cooperation between the City and the County. So it might be under resource requirements, Gerald.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Mr. Chairman, the other pieces that I think fit with the intergovernmental liaison is the in the meetings I've been having with the Pueblos we've been requested to have some sort of – and I'd like for this Commission to think about, an ex officio member or liaison to the BCC that would participate in our meetings that we have. It's been something that has been discussed in the past but I would like to move forward on that.

The other is expansion of what I think is a good way to inform people, particularly those willing to view our Commission meetings and any other meetings we have and expanding it to the north and to the south. My constituents don't see anything beyond the city limits and those I think who are connected to cable, I don't know what potential there could be as a vehicle to expand via satellite, I don't know how you would do that but it would be, I think, helpful to the constituents who are not hooked into – it's a local cable. Is that right?

MR. GONZALEZ: Is that specifically with respect to the public access kinds of –

COMMISSIONER MONTOYA: Right.

MR. GONZALEZ: So that throughout the county the citizens would be able to track the meetings here or hear what's going on. I'm glad you're raising it because there's been small discussions at staff level about how we can do that kind of thing. I know the City, for example, has a sponsorship with KSFR that allows them to have their City Council meetings broadcast on the radio. That's something we'd like to explore if there's enough interest on the part of the Commission to be able to do that as well as looking at other public kinds of programs that would inform the public. Commissioner Campos I know has specifically requested that we look at not only radio but also the possibility of television in some respects.

There are limitations with respect to the public access channel because you have to be a cable subscriber in order to have that access, but I certainly would be glad to carry the dialogue to the cable company and see if they have any thoughts about how we might be able to do that.

COMMISSIONER MONTOYA: Okay. And talk to the other cable companies that serve the Espanola Valley and Pojoaque Valley as well. And Edgewood.

CHAIRMAN ANAYA: We want to be nationwide.

COMMISSIONER MONTOYA: And then the other piece, Mr. Chairman, of course under water is the Aamodt. I think that definitely needs to be up there as a priority in terms of funding and what the County's role is going to be in that settlement. And then the last one, it's actually a question. We had begun an e-newsletter type of deal. I'm not sure. I know that one went out. Have there been any more than have gone out since that first one?

MR. GONZALEZ: I don't know of one other than the initial one that went out. That I'm not aware of.

COMMISSIONER MONTROYA: Because I actually had a lot of positive feedback from people that read that. And if we can't do that I'd like to see what else can be done because I think whatever we can generate internally for our constituents would be better than probably what they'd get through the local media which is somewhat limited. They'll get the big ticket type of headlines but the other stuff that goes on behind the scenes and what really goes on, that was in that e-newsletter and I'd just like to see how that can be continued.

MR. GONZALEZ: There's probably a whole area of public access and public information. I know Commissioner Sullivan just left. I don't know if he stepped out for the moment. But that's something that's been kind of a concern to me as well because when it comes to things like voting on bond issues and those kinds of things, unless people know that they're actually getting some benefit from the tax dollars the County is spending it makes it much more difficult to sell those kinds of issues to the public. And there's also the issue of making sure that people know what programs we have available here through the County that can or are benefiting them. So I agree.

CHAIRMAN ANAYA: Okay, then we'll wrap this up. Any other comments?

PAUL GRIFFIN (Finance Department): Just as a tool to let you know where we stand, especially the newer members of the Board, an idea of how this whole County is put together, I have FY05 budget documents for you. I'm just going to give those to you.

CHAIRMAN ANAYA: Thank you, Paul.

MR. ABEYTA: Mr. Chairman, those are the award winning budget documents.

CHAIRMAN ANAYA: Award winning.

MR. ABEYTA: Award winning.

CHAIRMAN ANAYA: From whom?

MR. ABEYTA: DFA. So Mr. Chairman, what we're going to do then is we'll put the notes together from today, we'll go back, we'll talk to the staff, get their input. Then we'll come back to you with a well-defined list of priorities and the financial picture. And then based on that we'll try to merge the two together. And then the next step after that would be to start developing the actual budget. And if you think of any other priorities or other areas that you want us to start looking at or including in this just give us a call and let us know. And then again, we'll be back with a list so there will be another opportunity to add more to it.

CHAIRMAN ANAYA: Thank you. Good job and I appreciate you doing this.

MR. ABEYTA: Again, Mr. Chairman, we want to try to make this a reality.

CHAIRMAN ANAYA: That's nice. Especially when I read the back there when it said, All County roads are brought up to standards.

MR. GONZALEZ: And I did want to point out Mr. Chairman, members of the Commission, that this is a unique process. There's nobody else that I'm aware of in this state who's following a multi-year budgeting process that lets you look down the road and see what you can do.

CHAIRMAN ANAYA: Okay. Good job. Commissioner Vigil.

COMMISSIONER VIGIL: No. I just wondered if you had posed for the



picture.

CHAIRMAN ANAYA: Oh, no. I think that's what I'll look like in 07. There's some hair there, I think.

## VII. DISCUSSION AND DIRECTION CONCERNING 2005 LEGISLATIVE ISSUES

MR. GONZALEZ: Thank you, Mr. Chairman, we have our legislative team leader, Tony Flores here and we also have some members of our lobby team who can help address the issues. As you know we've got a number of issues other than capital outlay although we also want to keep track of the capital outlay we're trying to track. We just want to make sure that as we move into the session that we're in sync with the Commission's thinking about some of the actual substantive issues. We have tentatively tagged on to the Commission meeting coming up on the 8<sup>th</sup> again, an additional period of time to deal with legislative issues so that again we continue to stay in sync as we move through the session. And with that, I'll go ahead and open it up so that the lobbying team can begin to talk about some of the issues that we have going on.

As you know, we're already in the heat of capital outlay. I think actually some sections of capital outlay have firmed up but the legislative process is a complex one and although people shrug off the term logrolling, nevertheless that's what it is. It really is about trade-offs among legislators over issues and over in many instances dollar amounts. I just want to remind us that we have tried to make for the last couple of years now a more focused legislative process in the capital outlay process by trying to limit what we're asking for to priority items. Last year we saw that it paid off and I think this year I think we will again see the same thing happening. There are some demands being made out of the delegation to make sure that we coordinate to some extent with the City of Santa Fe because our Santa Fe delegation as you know is having to allocate monies between the City and the County from that standpoint. So with that, Tony if you're –

CHAIRMAN ANAYA: Gerald, thank you for that introduction and welcome Marlo and James and Jaime and Tony and Rudy and Roman Maes, is going to make it?

MR. FLORES: He's not going to make it. He had to be in Albuquerque by 5:30.

CHAIRMAN ANAYA: Okay. Let us know what you guys are up to. Did we get any money yet? How much have we got?

MR. FLORES: Mr. Chairman, members of the Board, as of this morning, 2,186 bills have been introduced in the session. Approximately 900 in the house and 1100 in the senate. What you see before you in these folders is approximately a quarter of those bills that are on our tracking list. As part of the lobbying effort and the initiatives that we're doing we have expanded – PFMD has expanded its role from capital outlay to just about everything. These include water and wastewater issues, corrections issues, health, education, housing, senior programs, statutory changes when it comes to expansions of requirements for engineers, surveyors or elected officials. Huge issues with state parks and none of these

SFC CLERK RECORDED 03/18/2005

actually include capital outlay

There are three bills that are going through capital outlay right now for reform that we are attempting to meet with the sponsors so that they can listen to our discussions and our concerns regarding our bills and the lack of representation from the local level. We are two weeks in as of today, and we've had a couple of weekends off now, which has been nice, however, that was the calm before the storm. Committee hearings are starting at 8:00. I think I e-mailed everybody in the morning on the committee schedules.

CHAIRMAN ANAYA: Tony, there was a storm at my house about two days ago.

MR. FLORES: Well, mine also, Mr. Chairman. When you get the updates in the morning those are for Commission information and team information. Remember our team is much larger than this, and there are many of us, Dr. Wust and David Sims, that have been testifying on behalf of the bills that are going through. So I do want to thank the efforts of our team outside of the people that you see here.

Of the approximately 300 bills that we're tracking there's quite a few issues that are coming to the surface. Of course one of the biggest issues is the water authorities, water/wastewater authorities and water bills in general. This is a banner year for capital outlay, so they keep telling me, although the numbers have changed as of 2:30 yesterday afternoon. There are quite a few issues and they're trying to get their hands around the necks of water and wastewater project funding and developing new procedures for NMFA. They're doing the same thing on housing authorities under MFA, Mortgage Finance Authority.

Representative Nunez on the water has dropped House Joint Memorial 1 which directs the counsel services to create during the interim process a committee to deal specifically with local public bodies and how they operate or can operate water utilities. Representative Nunez from Doña Ana County. The joint memorial caught us a little bit off guard but it's actually a mechanism that they're trying to –

COMMISSIONER MONTOYA: How does that compare with what we do?

MR. FLORES: Mr. Chairman, Commissioner Montoya, the joint memorial merely established the interim committee to discuss how public utilities specifically in the area of water are dealt with. How it addresses with our issues is it provides some enabling legislation and recreation or definition of how the operation of water utilities are done. A very interesting bill. We've scheduled a couple of times that we haven't been able to coordinate with Representative Nunez to get his sense or to get his feel as to why he dropped that particular joint memorial. He is from Doña Ana County. He's not in our delegation and we were trying to get a feel as to why that was done.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Flores, wasn't this the idea of the Speaker? We met with him and the Santa Fe City folks. Didn't he say that he was going to appoint an interim group to discuss this type of issue?

MR. FLORES: Mr. Chairman, yes. The request from the Speaker and the delegation, at least the members that were present, and also from our discussion with the

delegation is that they do establish an interim committee to deal with the water/wastewater authority. The joint memorial that Representative Nunez has introduced specifically deals with water authorities by public bodies and it doesn't go to wastewater authorities. So my sense is, although we have not been able to confirm this is this is his own spin-off of what needs to be done, not something that's the direction of the Speaker because it did not include wastewater authorities in that joint memorial.

There have also been four different bills, both on the house and the senate side that deal with the critical management areas and domestic wells. Some similarities, some differences. Only Representative Varela's bill and Senator Cisneros' bill mirror each other. Representative King has dropped a bill on domestic wells and critical management areas but she's actually put a limitation on the amount of acre-feet, a quarter acre-foot drop per year, which is different from the other two bills. And then Representative Cervantes has dropped a bill that would increase the application or the permitting fee for domestic wells. So there seems to be some movement throughout the delegation from Santa Fe County as well as Doña Ana County because Cervantes serves the Doña Ana County area as well, on trying to get a handle on domestic wells, critical management areas with the OSE, etc. So those are four bills on the water side that we're following. And of course the two biggest ones that I see as an issue or potential issue, as I indicated when we started talking about our water initiatives in November the Office of State Engineer has dropped two bills via Representative Begaye and Senator Cisneros creating an Indian water rights settlement fund to pay for the Indian water rights settlements.

We talk about Aamodt and we forget that there's three other settlements going on in the state, Navajo, Taos, and Gila.

COMMISSIONER MONTOYA: We don't care about those.

MR. FLORES: I kind of got that sense. However, part of the issue when we went to the interim committee, we're talking unreal dollars, \$2 billion. So they're trying to create a revolving fund that can capture funds to pay for the state share. It does not pay for our share and there will be our share for the Aamodt settlement which we do care about. But they're trying to create a strategic revolving fund for that. But also trying to provide a strategic water reserve, Pinto and Cisneros are doing that, so there's a lot of movement this year in water and wastewater.

Now that gets me to the point that we had the meeting with the representative and the delegation, the Speaker. We were prepared and stand prepared today to drop the legislation on the water and wastewater authority. We have put that introduction on hold after the meeting with the delegation and the Speaker's office.

COMMISSIONER MONTOYA: Last week?

MR. FLORES: It's been on hold since that meeting. We were ready to drop it when we got called in for the meeting. We still stand prepared to drop that bill at the direction of the Commission, however, I do feel that there may be some repercussions with dropping that bill from the delegation that I think the Board needs to decide whether it's a critical point at this time to drop it and take our chances with the other legislation, including capital outlay,

or do we do as they have requested us to do is work through the interim committee process.

CHAIRMAN ANAYA: Commissioner Campos,

COMMISSIONER CAMPOS: Mr. Flores, from what I remember of that meeting, I asked the Speaker to just indulge us and allow the discussion to go forward. And he seemed to indicate that that was fine, that we would meet a second time as a group. So that's not how I read the discussion or the direction from the Speaker or the delegation.

MR. FLORES: Mr. Chairman, Commissioner Campos, you're correct. He said that he would indulge us. We would meet individually, both sides, to come to some type of agreement. However, my sense is in meeting with all the delegation members since then there is still a great deal of reluctance, even on the sponsors of the bills that we secured, to drop both water, wastewater authority and annexation bill. So you are correct that you did ask for indulgence by the Speaker and members of the delegation, however, I do feel –

CHAIRMAN ANAYA: Tony, back up a second. You lost me. Rephrase what you were saying.

MR. FLORES: Mr. Chairman, what Commissioner Campos was referring to is a meeting that morning with the Representative and members of half of our delegation. Commissioner Campos requested or indicated to the Speaker that he indulge us and allow us to continue the dialogue on those issues and the Speaker indicated that there would be some separate meetings with the City and the County that would take place. That was what was discussed that morning.

COMMISSIONER CAMPOS: There was another meeting with the same group of legislators, that he would convene this meeting with our local group at some time in the future to discuss this issue again.

MR. FLORES: That's correct, Mr. Chairman, Commissioner Campos.

COMMISSIONER VIGIL: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Thank you. I think we have to have an incredibly frank discussion about this issue and I just want to throw out that based on my experience, the meeting that was called a couple of weeks ago with our delegation is unprecedented. So this is an issue that is of high concern to them. I'm also at the legislature like Tony hearing from our delegation with regard to this and I know that we've worked with particular legislators on keeping the dialogue going and certainly that should be part of our mission but I think the critical issue for us today is we need to decide and we need to make a decision for our lobbyists and for our efforts as to whether or not we're going to go forward with this water/wastewater authority bill, because that is the clear message that I got based on my experience with the delegation at the meeting and while they do want to continue the dialogue, also with that dialogue, the Speaker actually advocated for having an interim committee.

Now I don't know if that interim committee was for; he wanted to continue the dialogue. But I do know that on the issues of the water and wastewater our delegation will not go forward unless we provide a united front, both City and County and that goes not only

for a water/wastewater authority, but it also goes for the Buckman Diversion project. And my sense is that as a result of that, and this is just my sense, so Mr. Chairman, what I'd like to do is we have lobbyists who are out there in the trenches, I just want to have a frank discussion with them so that they can say what they're hearing and get a sense. Because I know, having lobbied before, you're there, you're hearing it every day. So it might be good to get – Tony's there and hearing it too, but I'd like to hear from Marlo, from Jaime and from James with regard to what their experience has been on this. I think that would be valuable information to help us decide.

CHAIRMAN ANAYA: Okay. Commissioner Sullivan.

COMMISSIONER SULLIVAN: I think that would be good. We'll certainly hear from everyone. I just wanted to pass on to the Commission that I had a conversation, Representative Peter Wirth called today to ask me about the water authority issue and where that stood and I told him we were having a meeting this afternoon to discuss legislative issues. Basically, what he said is a lot of what Virginia just said too, and that is he's willing to carry the bill and so is Representative Trujillo. What he wants is the same thing that came up last year when we brought the bill forward and that is he wants the City and the County to be united on it. And what he recommended to me was that we get in touch with Regis and set up another meeting along the lines that Commissioner Campos is talking about, sit down with the City, because there's really nothing in this water bill that the City should be concerned about. I think the problem is that they don't have a copy of the bill. They don't know what's in the bill. They think somehow it restricts their authority and what Mr. Ross has told me is that if the City wants to go out to Estancia and buy brackish water, this bill wouldn't limit them from doing that. They have municipal powers to do that. They can buy all the brackish water they want or go outside the city limits and further the purposes of their own water utility. So we can't impinge upon that statutorily. So if that were explained to them and the provisions of this pared down bill were explained to them I think we would have them not necessarily in great support of it, but we wouldn't have them lobbying against it as they've been doing.

That was his recommendation and he said if we could get the City to that posture within two weeks, because there's only two weeks left to put bills in, then they would carry the bill and they feel that there would be support from the delegation. Now, I don't know if that support includes Representative King, but certainly from the delegation within the Santa Fe area and surrounding areas there would be, according to him.

I think that puts the burden on us, where it should be, to get meetings going with the City, to go over this legislation and see where they stand. If they're going to violently oppose it, regardless of what we do, then it's probably not best to introduce it because the legislators are not going to carry it, they're just going to pigeon-hole it in some committee and that will be the end of it and it could impact our ability to get other bills passed.

But I think we still need to go that step and that's what, anyway, Representative Wirth recommended was getting in touch with Regis and having the Speaker set up – I think he said the end of this week or the beginning of next week at the latest, a joint meeting with the City to specifically hash out the issues in this bill, let everybody hear what's there. And if the City

just simply won't budge on it, I'll be disappointed but we may have to put it off for another year.

CHAIRMAN ANAYA: Commissioner, would we want to include the other cities at the same time?

COMMISSIONER SULLIVAN: Certainly, because we've got questions from Edgewood as to what would that do to their authority and Edgewood has the same authority that Santa Fe does. If Edgewood wants to go to Estancia and get brinish water they can do it too. They can do whatever they want, quite frankly, in terms of expanding their system to meet their 40-year water requirements. Espanola would be also a good representation to have.

CHAIRMAN ANAYA: So I guess Gerald, I guess what the Commissioner is asking and I think the Board would agree is to go ahead and call Regis Pecos and set a meeting up so we can get this looked at as soon as possible. Possibly next week. We've got a meeting Tuesday but –

COMMISSIONER VIGIL: Mr. Chairman, I'd like to hear from our lobbyists before we give staff direction.

MR. FLORES: Mr. Chairman, just real quick. We have attempted to contract Mr. Lujan, the City Manager, to set up some discussions with him to try to bring us together. So we have made that contact as of Thursday last week. We have not been able to coordinate a time with the City but we have made that attempt to talk to the City to try to get these issues hammered out.

CHAIRMAN ANAYA: Okay. So why don't you go ahead and start, Marlo. Let us know what's going on.

MARLO MARTINEZ: Mr. Chairman, Commissioners, from my view I think the delegation seems hesitant in pursuing any legislation that's in conflict with the City. I think that we should go forward with negotiations with the City so that on a government to government relationship and share. We know that any annexation is taking further revenues from the County and if they could share the revenues of annexation and it should be done with the City. I know Mayor Delgado has expressed the same interest as well as other Council people I have spoken with. But that seems to be what I get from it.

CHAIRMAN ANAYA: Okay. James.

JAMES RIVERA: Mr. Chairman, Commissioners, I'd have to echo the same words as Tony in regards to the negative impact that we could possibly get on some of our other legislation as far as capital and things that would be in favor of the County. I would suggest that Regis Pecos would be the County's next move so that we could get the next step out of the way and hear what the latest is coming from the Speaker's desk.

CHAIRMAN ANAYA: Okay. Jaime.

JAIME ESTREMER-FITZGERALD: Mr. Chairman, Commissioners, I also echo everything that's been said and I think Commissioner Sullivan's suggestion is a good one but I have to be honest and tell you that I talked with the Mayor myself on behalf of the County. He seemed interested to get this going, as I have shared with some of you Commissioners. One of the places that seems to be the place that people wish this could be

taken care of is on the RPA. Why wasn't this issue dealt with? My feeling at this point is the delegation really is split and the delegation, even with all deference to Representative Wirth or Representative Trujillo, the reality, the political reality of the Speaker drives the ship. And right now the Speaker, baring having a meeting where we could get a consensus, not just the fact they wouldn't lobby against it, but they really want a consensus. They feel that they do not want to be in the position of making the decision for the County or the City. And I've heard that from the entire delegation, personally, on the County's behalf. So my recommendation would be if we could have this meeting, if we could set it up with Regis and get a feeling, but the real wish of the Speaker at this point, as of even yesterday, is that we would deal with these issues in the interim between City and County. I just want to be real honest with you and tell you you pay me to go and find out the skinny so I feel I need to be responsible to all of you and tell you that I do believe it could be a negative thing if we did not move with not just the cities but the Speaker.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Mr. Chairman, I'm always in support of keeping the lines of communication open and continuing the education because from my vantage point, part of the problem that this particular bill has had is we haven't educated either City Councilors or our legislators sufficiently, and in my mind, 80 percent of that is education, the other 20 percent is their support. So I think since Commissioner Sullivan has made contact with Representative Wirth and there was communications with regard to a next step, at least, at the very minimum this would keep the lines of communication open. But my sense is unless after that meeting we are able to get more of a united front and legislators more in favor of this, I don't think we should put our lobbyists out there on the line requiring them to push forth an agenda that the legislators are telling them they're not comfortable with.

CHAIRMAN ANAYA: So Commissioner, you're agreeing with what Commissioner Sullivan is saying and saying to have the meeting with the Speaker's office and the City Councilors, come together and propose what we want to do on this legislation and get their input and see if we can come up with solutions. If not, we move forward or we don't move forward? That's the point I don't get.

COMMISSIONER VIGIL: No, my position is we stay where we're at and go forward with that particular meeting. If, as a result of that meeting we have more of a united front, which is what I'm seeking for in this, then we'll better be able to make the decision whether or not we drop this bill in the hopper or not. In the meantime I don't want to put our lobbyists in the position of pushing forth the agenda without creating a resolution between the City and our legislators on this.

CHAIRMAN ANAYA: So in other words, we go for it, full speed ahead or we drop the whole thing. Because right now our lobbyists are going, Well, I don't know. The Commission doesn't know what they're doing. They know what they're doing but they're not united.

COMMISSIONER VIGIL: I think what we need to tell our lobbyists and fortunately, they're here, is we're on a standstill with this until we have this meeting. Once this

meeting occurs, if in fact as a result of that meeting we have a better consensus about whether or not we should move forward – and what the legislators are looking for in terms of consensus is City and County, we want both of you to cooperate on this. And if in fact, if after that particular meeting we've got another level of cooperation, I don't know how far one more meeting can go but if we can get further consensus then I think we can better give guidance to our lobbyists. But from this point forward, what I would recommend is hold off on it.

CHAIRMAN ANAYA: Until the meeting.

COMMISSIONER VIGIL: Until the meeting.

CHAIRMAN ANAYA: And get clearer direction. Commissioner, what do you think?

COMMISSIONER MONTOYA: Mr. Chairman, I would suggest that that meeting be called the way the meeting was previously and that we just set a date and a time. Se acabó. Let's have it.

CHAIRMAN ANAYA: And the only difference would be –

COMMISSIONER MONTOYA: If we're trying to coordinate it, forget it. We'll just spend the rest of the session trying to coordinate everybody's schedule. So whoever is there. I would just suggest that that's the way it be done.

MR. FLORES: Mr. Chairman, Commissioner Montoya, there's actually three issues that we're hoping to discuss at this meeting. One of them of course is the water/wastewater authority. The other one is the annexation. I think the most, in my opinion, the most important one is trying to come to an agreement between the City and the County on the Buckman Direct Diversion project for a capital request. That is something that we're also hearing from the delegation. If we don't get our act together, both of us, because we have put in two different numbers, then we're not going to get anything. So there's three issues that we would like to discuss with the City and the delegation.

CHAIRMAN ANAYA: And we would include the others, the Town of Edgewood and Espanola. Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Chairman, the City is not going to agree very much. That's their history. They're not interested in a regional water solution at this time. We're put in a tough situation because I think we're taking the leadership on an important issue and I think we're doing it the right way. It's not about horse-trading; it's about what's right for the community and that's how we posed it to the Speaker and our legislators. I have for us to back off so easily. I agree, we do need to have a meeting and we talked about this when we met with the Speaker and I think nothing has been done by staff to really – Tony said they try to talk to Mike Lujan. When I talked to the Mayor that day at the meeting, he wasn't very interested in attending a meeting. So I just – I think that's a dead-end. I think we're just spinning our wheels.

CHAIRMAN ANAYA: We're showing them that we're trying to cooperate and trying to communicate.

COMMISSIONER CAMPOS: I agree. We need to communicate. But we have



to do so effectively and quickly and we can't just drag our butts around for another week or ten days as we have been doing. We have to have a meeting before the meeting with the Speaker. We've got to lay out what our position is with staff and some Councilors and some of our Commissioners go out there and have this meeting and then schedule both meetings. A meeting directly with the City of Santa Fe and the City of Espanola and the Town of Edgewood and then set a meeting with Regis and the Speaker. But schedule them. It's a tight schedule. We've been dragging our ass for ten days now.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Mr. Chairman, the City may or may not disagree and I defer to Commissioner Campos' experience with that over mine, but they haven't agreed or disagreed in this forum, in this manner and our legislators haven't heard them agree or disagree. So the opportunity to have this meeting would be the opportunity to sort of let everybody's position be known. Because we can only represent to them why the County is trying to move forward and they are hearing a different story from the City and that puts the legislators right in the middle of this. So my fear, my sense is that we do go forward with a meeting on a similar forum to what Commissioner Montoya recommended, just set the meeting and be there.

COMMISSIONER CAMPOS: Two meetings.

COMMISSIONER VIGIL: I think you recommended that the Commission get together on a meeting.

COMMISSIONER CAMPOS: And meet with the City directly. And then the second meeting would be with both of us together with our delegation.

COMMISSIONER MONTOYA: I think we're proposing to do the whole thing with one shot, aren't we?

COMMISSIONER CAMPOS: I don't think you could do that. I think they want us to have some consensus before we go see them.

MR. GONZALEZ: Mr. Chairman, just a thought. In terms of timing, trying to get the City to agree to sit down with the Commission and discuss this and then have a subsequent meeting with the Speaker, under the umbrella of the Speaker's authority is probably stretching the time frame out even more. That's my concern is that we're running out the clock if we're talking about sitting down with the City. If we're going to have a shot, just my sense, if we're going to have a shot at any agreement, it's going to have to be with the Speaker sitting there or his representative sitting there. If we don't get it there, I don't think we're going to get it sitting down individually with the City because they have no incentive at this point.

CHAIRMAN ANAYA: Okay. I'm going to have to take off. I've got to go to Moriarty and vote. I live in the Moriarty school district. So I'm headed out and you just let me know -- if you set that meeting up let me know when it is, what day. Tuesday at 8:30. Thank you guys for all of your hard work and we'll continue to move forward. Thank you, Commissioner Montoya. I'll leave it up to you.

COMMISSIONER MONTOYA: Are we done? Marlo.

MR. MARTINEZ: I haven't been privy to the details of the negotiations with the City but I understand there are other models of compacts like Bernalillo and Albuquerque. I don't know what the wedges are. I don't know if we can compromise on those wedges. I don't know if there's an urgency to this, when it has to be done. I know we had all year to do it, being that we had gone through this battle last year. I don't know if we can share revenues with the City and that would be easy. Finally, I think if the Speaker sponsored a bill that he was happy with, I think that could move this thing a lot further, something that was his idea, taking something to him that he would like.

COMMISSIONER MONTOYA: Okay. Do you have sufficient direction?  
Commissioner Campos.

COMMISSIONER CAMPOS: An idea that – I do think two meetings are required but I understand what the time issue is. We've already wasted ten days. Of course, that's water under the bridge, right. I think we have to offer the City Councilors some briefing sessions, at least an opportunity to come and talk to us. And then set the meeting with the Speaker and our delegation, but have Councilors, give them the opportunity to come and talk to our staff and be briefed on what the heck we're talking about. First of all, e-mail them something. Two, say on such and such a date, we're going to be meeting. If you guys want to come and be briefed we'll answer all your questions. Whoever wants to show up, show up.

MR. GONZALEZ: We can do that.

COMMISSIONER MONTOYA: Okay. Commissioner Sullivan.

COMMISSIONER SULLIVAN: I would suggest that we set the legislative – see if the Speaker would be available Tuesday around 8:30 and that would be our target date for the meeting with our legislators and I agree with Gerald that without the Speaker's influence there, we're going to not be as productive as we might otherwise be. In the interim, if we can get our lobbyists to go forth and take a copy of the bill, which Steve Ross has, and be briefed by Steve as to the components of the bill, what it does and doesn't do, get out there and I think talk individually to the City Councilors and if you can set up a meeting that would be fine, Monday or Friday – before the Tuesday meeting that would be fine. And whenever you set it up I'll certainly be there. We'll put other things off. But I think it will be impossible to get as many Councilors as we need to get a consensus at this late date in a meeting like that.

So the way to do it is to lobby them. They want information. They want to know what's going on and get a copy of that bill and say we're having a meeting on Tuesday. Assuming that you get it cleared with Regis and the Speaker of course, and in preparation for that I'd like to get together with you Friday morning and go over this bill with you. Or two of you. Or whatever they can work up. I think that would be time well spent by our lobbyists. I don't think we need to be there sitting on every bill, every minutes with four, five, six lobbyists. I think we need to be out where the action is, where the people are, the decision makers are that are going to be impacting this bill. Right now, that's the City reps.

COMMISSIONER CAMPOS: Mr. Chairman.

COMMISSIONER MONTOYA: Commissioner Campos.

COMMISSIONER CAMPOS: Question for Commissioner Sullivan. Why the 8<sup>th</sup>? That's so short.

COMMISSIONER SULLIVAN: Why Tuesday?

COMMISSIONER CAMPOS: Why Tuesday the 8<sup>th</sup>?

COMMISSIONER SULLIVAN: Well, because by either Friday or Saturday is the last date to introduce bills.

COMMISSIONER CAMPOS: Isn't it the 17<sup>th</sup>? So we may have a few more days.

COMMISSIONER SULLIVAN: Well, I'm just passing on the suggestion of Peter Wirth. He said let's do it at the end of this week or the beginning of next week. They get so inundated we think there's a few days but they just get deluged with bills, the bill writers get jammed up and you get lost in the shuffle. I'd rather be in the front of the shuffle than in the rear of the shuffle. But there's nothing magic about Tuesday, obviously, I'm just picking a day that happens to already be a Commission day and if something came up at that meeting that we needed to discuss at the Commission meeting we could do that.

COMMISSIONER MONTOYA: Commissioner Vigil, then Jaime.

COMMISSIONER VIGIL: I defer to Jaime.

MR. ESTREMER-FITZGERALD: Mr. Chairman, might I suggest something. I just checked with the Speaker's office and he's presenting a bill at 8:30 next Tuesday. Big transportation bill. If you would give us the opportunity to – maybe even tonight, work with the schedule and try to set something up for next Tuesday. I don't know. I'm just letting you know 8:30 is an impossible time. So if we could set that up and work with the County Manager and Tony, we could set it up ASAP. I think there would be a desire recognizing that you want to meet and initiate it. We'll get it going as fast as we can but I'm just letting you know the realities are I already checked with Lisa right now in deference to you, the Commission here, that at 8:30 he's in a meeting.

COMMISSIONER SULLIVAN: We could do it Monday too.

MR. ESTREMER-FITZGERALD: So if he could let us work with his schedule because as you know it's just very difficult.

COMMISSIONER MONTOYA: I guess the question is, is it with the Speaker and Regis, or and/or Regis?

MR. ESTREMER-FITZGERALD: My suggestion, Mr. Chairman, my suggestion is we try to work it out so that the Speaker can actually be there. I think Regis, that's what he would tell you.

COMMISSIONER CAMPOS: Mr. Chairman.

COMMISSIONER MONTOYA: Commissioner Vigil, did you have anything else?

COMMISSIONER VIGIL: He was just echoing my thoughts.

COMMISSIONER CAMPOS: Is that with our delegation or just the Speaker and Regis?

COMMISSIONER MONTOYA: Just the Speaker and Regis.

MR. ESTREMER-FITZGERALD: The meeting that I understand you want to put together would be a meeting with the delegation.

COMMISSIONER CAMPOS: That's what I thought. The Speaker, the delegation.

COMMISSIONER SULLIVAN: Whoever could make it.

COMMISSIONER SULLIVAN: The key is to get City people there. The key is to get County people there. And the key is to have the Speaker there who can wield a gavel and force some decisions and hear responses. And whatever of the delegation can make it, because I think they're waiting, as Commissioner Vigil said, they're waiting for us to come up with a united position. And I often compare that to, it's like asking us as Commissioners when the developers come up with a 400-unit housing project, and all the neighbors are opposed to the housing project, then us saying to them, well, you two just work it out. You developers and you neighbors just work it out. Of course it's never going to happen precisely. But if we can limit the issues down. If we can separate apart what the real concerns if any are, and then we can make our own decision. Should we move forward, and if the speaker is comfortable with it we can. In no way do we want a strategy that goes behind the Speaker's back. That's devastating. No one, I think is suggesting that. Certainly not myself. But if the Speaker's comfortable with what he hears, if he feels the City's being unreasonable, he'll hear it. He's heard lots of debate. If he hears we're being unreasonable, he'll say so. And then we'll make a decision with his blessing whether this thing is going to go forward.

COMMISSIONER MONTOYA: So Gerald, do you have sufficient direction?

MR. GONZALEZ: Mr. Chairman, Commissioners, there's one other thought that I have just coming out of my own legislative experience, and it comes out of the thought that you ride the wave whichever way it's going if you're surfing. If in fact it turns out that we can't come to an agreement with the City it seems to me that we need sort of a fall-back position and my suggestion would be that we think about how we can take advantage of his suggestion to create an interim committee and use that committee to the benefit of the process that we're thinking about. And if we reach that point it seems to me that it's just another way in the long run to bubble up legislation that we think would be helpful to the County. If we can't take it in one step then let's take it in two bites. But I think that's an alternative way of doing it and then we need to think about what a committee like that would look like if we wanted it to go in the direction that we need it to go in.

COMMISSIONER VIGIL: Mr. Chairman, I think we have, and I hope, Gerald, part of your answer meant you do have sufficient direction to go forth with this because the other issue we need to discuss is the Buckman Diversion and I'd like to propose that we consider giving direction to our lobbyists to again, present a united front to our legislators with regard to the Buckman Diversion project. We have a bill in for \$1.5 million and I think the City has a bill in for \$3.2 million – anyway – what is the amount the City has?

MR. FLORES: The regional project request is \$120 million and the local delegation is \$3 million. So they're running it from two tracks.

COMMISSIONER MONTOYA: My understanding is the meeting is to

discuss not only the proposed water/wastewater authority, but also annexation and the Buckman Diversion.

COMMISSIONER VIGIL: Correct me, if I'm wrong, lobbyists, but are you getting a similar message to what I am with regard to why doesn't the City and the County jointly make a request for the Buckman Diversion project?

MR. FLORES: Mr. Chairman, Commissioner Vigil, we are getting the same indication and it's a little bit more forceful in the fact that we're coming in with two different numbers. We are attempting to, without dragging our rears for 12 days, we are attempting to educate them on the fact that the County has authorized \$30 million in bonds, the fact that the County does have capital GRT over a five-year period. So we've been educating the delegation that we've been speaking with on how much the County is bringing to the table. We found out this morning the City is only proposing right now to the delegation \$10 million to the table. That's it. They have nothing beyond \$10 million. So we are even being requested now by delegation members to bring forward the actual bonding approval that happened in November so that there is proof that the County is committed to this project. So it's a very forceful message that we're getting that if we don't come to the table together and as a united front we will both lose on this year's appropriations.

COMMISSIONER VIGIL: And I totally agree, Mr. Chairman. I think that's a resolution we have to come to and there's absolutely no reason, since we've already entered into an agreement that allows the City to be the fiscal agent that distributes the funding and the resources on this on a 50-50 percentage, that we couldn't go to our legislators saying this is a united front, unified request and my proposal, just to throw this out is combine the two requests, the \$3 million and the \$1.5 and say we need \$4.5 at this point in time. I think we'd get strong support, not only from our state legislators but from the governor's office and from our federal delegation, if that united front was presented on that particular project.

COMMISSIONER MONTOYA: Okay. Any other thoughts on that? Is that what we want to strive for on that particular issue?

COMMISSIONER CAMPOS: On the Buckman?

COMMISSIONER MONTOYA: Yes.

COMMISSIONER CAMPOS: Absolutely. I don't see why we haven't done that already. We're going on two separate tracks. It doesn't make sense, does it Mr. Flores?

MR. FLORES: Mr. Chairman, no. I took a tremendous beating last week at capital outlay for the Buckman Direct Diversion. The last parting comment of one of the former vice chairmans is that the City and the County have deep pockets. Why are they even coming forward to the legislature? And because of that fact, we need to united.

COMMISSIONER MONTOYA: We've got holes in those pockets.

MR. FLORES: I got beat up on that comment also. Anyway, part of the issue with the delegation is the BDD has a 50 percent split after any appropriations that have come in. Part of the issue that I believe the City is in is they have not strategized on how they will pay for their 50 percent. And we have heard that. They're telling the delegation they've got \$10 million. We're telling the delegation, Look, we've got \$30 million in bonds and we have a

strategy on how we can leverage the additional \$24 million over a five to six-year period of time.

We have close to our 50 percent if we just look at that. But the City has made the statement that whatever comes out of the legislature gets split 50-50. So if we secure five million dollars out of the session, the way the Buckman Direct Diversion principles are is we still split anything beyond that. So the \$5 million would come in as a joint project. We would still have to split whatever the balance is going to be. And that's the part that the delegation is having a little concern with because the City's not – one, it took them a little while to even come up with the \$10 million. The second part is that they only have \$10 million. So it makes sense to have a united front.

COMMISSIONER MONTOYA: Okay. So that's what we'll strive for is the \$4.5 million. Anything else?

COMMISSIONER VIGIL: I just would direct our lobbyists to communicate with City Councilors, City lobbyists, whatever, that this is the direction we've been given and try to gain the consensus of them and perhaps we could even, Tony, e-mail the City Councilors and the Mayor and Mike Lujan to let them know we've had this discussion and want to be able to put forth at the legislature in a package to request.

COMMISSIONER CAMPOS: May I add something? We also have to let the City know that we're working within the framework set by our legislative delegation and the Speaker. That gives it more power and more force. And we have the key date that pushes everything, it's that meeting with the Speaker. Now that the Councilors want to be briefed, they're going to have to act. They're going to have to come in for a briefing. Everything is being pushed by that date. But we have to act within that framework because that gives us power.

And we also have to brief our delegation. I'm under the impression that our delegation really doesn't understand what this regional water bill is. I don't know if they've every really been given a briefing, given a copy. I don't know. Mr. Lobbyists, what have you guys done?

MR. FLORES: Mr. Chairman, Commissioner Campos, since I'm not a paid lobbyist and I'm County staff I can tell you that we have briefed our delegation for two years now. The County has been on the offensive on this issue and we've been asked to pull back twice. We've briefed them on the original bill that was submitted last year. We tried to take care of their concerns with the southern part of the county, dealing with the City's issues. This year we have done the same. Mr. Chairman, for somebody that's at the session everyday and still running a department, I think we've done an excellent job briefing our delegation. I think at the same time though we have had the City backing up against with their interpretation of this authority. And there are other issues, outside the authority that we're fighting against. So I can tell you that I think we have done an excellent job, both staff and our lobbyists in discussing these issues with the delegation.

COMMISSIONER CAMPOS: My impression is that they don't really understand the bill. That they don't know much about the bill. And your feeling is that you've actually sat down with the legislators and explained the bill point by point.

MR. FLORES: Mr. Chairman, Commissioner Campos, I wouldn't say sitting down because it's in the hallways as usual but yes. Especially with the delegation members that seem to have some of the biggest concerns with it, especially from the south, even Senator Griego who we had a long discussion with it point by point on the bill. So I believe they do have the concept of the authority.

COMMISSIONER CAMPOS: Okay.

COMMISSIONER VIGIL: Mr. Chairman.

COMMISSIONER MONTOYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Do they have a copy of the draft?

MR. FLORES: Mr. Chairman, we have circulated copies of the draft and we call it a draft because it has not been dropped yet.

COMMISSIONER SULLIVAN: Right. So they can see the physical numbers and how it lays out. And the other thing I wanted to mention is on the Buckman Diversion. The issue that they're going to have to know and we're going to have to give direction on is who does the appropriation go to? Now, I'm sure the City feels that it should go to the City because the City's the fiscal agent or at least temporarily the fiscal agent. And if that fits within the JPA then we should support that. If there's any reason – or let me ask Steve Ross, is there any reason why we would need any part of that money to come to us, to the County? You drafted that JPA 100 times.

MR. ROSS: Mr. Chairman, Commissioner Sullivan, unfortunately, we don't have the JPA approved through DFA yet or my answer would be the appropriation should be made to the BDD board. But perhaps the most sensible way for the appropriation to come down is in the name of both entities.

COMMISSIONER SULLIVAN: Can the BDD board take state funds and grants?

MR. ROSS: Sure.

COMMISSIONER SULLIVAN: It's been approved by the City, right?

MR. ROSS: Yes. It's actually sitting on my desk. We're going to take it over to DFA as soon as we can get an appointment.

COMMISSIONER SULLIVAN: And it's been approved by the County. So it's at DFA. So we could recommend that it be appropriated to the Buckman Direct Diversion board pending approval by DFA of that agreement.

COMMISSIONER VIGIL: I don't think we could, Mr. Chairman. The Buckman Diversion board does not have a legal identity currently and it's not identified with a separate fiscal agent. I think we'd have some problems with DFA especially if we haven't actually created the board and it doesn't have its specific identity.

COMMISSIONER SULLIVAN: It's created, but DFA is the last sign-off on it. And if you want to do it, and this is why we have to have an answer to this question you see. Is if you want to do it to the City as agent for transfer upon creation of the Buckman Direct Diversion board. What kind of language is the language that the County is supportive of. I think that's what we have to decide and give the directions to the lobbyists on. Or do we

just want to say, just fine. Give \$5 million to the City? Is that okay? Does that work?

MR. FLORES: Mr. Chairman, let me tell you my concern about the way it's appropriated. I kind of echo Virginia's concern, although it makes sense to appropriate to the Buckman Direct Diversion. When the assurances come out for this authorization, hopefully we will have approval by DFA and there's a board in place that actually can sign the assurance. That is part of the appropriation. If that is not the case then I would recommend that we have the appropriation come to both entities and I'll tell you why.

It is my sense that because the City has not brought capital outlay dollars to the table and they're reluctant to give a number, that any monies that go directly to the City would be deemed as a City appropriation and part of their half.

COMMISSIONER SULLIVAN: But that's not what the agreement says.

MR. FLORES: I understand that, Mr. Chairman. But that is the indication that we're getting from the delegations is why they want these assurances from both sides. If it goes directly to the City it is very conceivable that that could be counted against their part of it and not as a number that's above there and –

COMMISSIONER SULLIVAN: So your recommendation then is again, trying to give all the lobbyists some guidance, is that it either go jointly to the City and County – and I'm not sure how that works.

MR. FLORES: Mr. Chairman, we did that last year with an appropriation that went to the City of Santa Fe.

COMMISSIONER MONTOYA: For the Buckman?

MR. FLORES: For the Buckman. Actually, it was for their Buckman Direct Diversion and wastewater project, and we were able to ensure that they could not expend the dollars or receive the dollars until they had the JPA signed with Santa Fe County.

COMMISSIONER SULLIVAN: And then you know what they did? They went over to the governor's office and they twisted the governor's arm and he voided that legislation. So I'm sure you remember that.

MR. FLORES: I don't remember him voiding it.

COMMISSIONER SULLIVAN: Contrary to the provisions of that legislation, which required that assurance be in place. And the Mayor lobbied him and that assurance was in place but the governor said that he had the authority to make that change. And did.

MR. GONZALEZ: And actually DFA did call us up because of the language and did not release the money until they had assurances that we had an agreement. So in spite of the governor, DFA nevertheless followed the letter of the legislation because they knew they were going to be accountable to the legislature when they came back.

COMMISSIONER SULLIVAN: So I bring this up, I don't know what the right answer is, I'm just saying we've got to come to some consensus here as to what – so everyone is preaching from the same bible here, and if it's jointly, City/County, or if the BDD is approved by DFA prior to that then we change it to BDD. That's fine. I don't know what the right way is but let's decide.

COMMISSIONER MONTOYA: Commissioner Vigil.



COMMISSIONER VIGIL: Mr. Chairman, I think the direction we could probably give our lobbyists and staff at this point in time is that the Commission is acting towards a joint, cooperative effort of requesting funding jointly with the City and I think this issue should be hammered out at our meeting with the Speaker too. I think it's a critical component because of the DFA agreement and the process and the legalities of how the request is made that we identify who it's going to be distributed to. If it's at all possible and the City should be on board with this, that this particular request could be a 50-50 request and a 50-50 disbursement and we can 50-50 allocate that money for the Buckman Diversion, that should be a pretty straightforward and simple thing. But that should be a part of the discussion we have, hopefully at this next meeting. In the meantime, as lobbyists are going through their process and they have to get the capital outlay requests in the hopper and there's deadlines which is February 17<sup>th</sup>, I think what they can be communicating is in fact the County is making a good faith effort to create a joint request from the legislators and will be scheduling meetings to get the City on board with that.

COMMISSIONER MONTOYA: Comfortable with that, Commissioner Sullivan?

COMMISSIONER SULLIVAN: I am.

COMMISSIONER MONTOYA: I am too. Got it? Okay. What other legislation do we need to discuss?

MR. FLORES: Mr. Chairman, I believe those are the major substantive issues that we have been holding on. Like I indicated earlier, we're tracking a quarter of the bills that have an effect on this County, including terms of delegation members, terms of all of you. We will continue to track those and I believe those are all the substantive issues at this time.

COMMISSIONER MONTOYA: That's it. James, Marlo, Jaime, any other issues?

MR. RIVERA: Just to report that the liquor excise tax has gone away due to the fact that there's been another bill introduced, a distribution bill, which will take effect every two years from the DWI fund and would come back to local governments rather than having an excise tax. No use banging our heads up against the wall again knowing that the bill's going to fail. There's been a compromise with the liquor industries, the Association of Counties that this will be the best way to go. The Speaker supports it and the leadership supports it so that's where that's at right now. And it seems to be on everybody's table with a shining star.

COMMISSIONER MONTOYA: Okay. Thank you. Marlo? Jaime? I had one question on House Bill 483, the one introduced by Nick Salazar on the Indian gaming distribution. It said municipalities; it didn't say anything about County governments. And then I believe Senator Martinez has a companion on the Senate side.

MR. FLORES: On the Senate side and –

COMMISSIONER MONTOYA: The reason I asked is because Gerald and I actually have had talks with a couple of the Pueblos that have casinos that are interested in actually having a percentage diverted for county government. Is there anything in the hopper

regarding county governments other than municipalities?

MR. RIVERA: Not that I'm aware of. The revenue sharing bill was tabled in the Tax and Rev Committee yesterday. The House, Salazar's bill. Martinez' bill passed the Senate Indian Affairs Committee this morning. Although the chairman of appropriations indicated a bill that would go into one pot. He told me that the other night. I don't know if he's going to pass that bill along.

COMMISSIONER MONTOYA: The bill that would go into one pot, meaning

MR. RIVERA: A revenue sharing bill that would go into one pot but I don't know to where the money would go exactly.

COMMISSIONER MONTOYA: So it wouldn't just go to municipalities then.

MR. RIVERA: That could be amended but at this point, the legislature seems reluctant on giving up any of that money, even if it \$250,000 every year to the City of Espanola. Santa Clara contributed \$1.6 million of eight percent and Whitaker explained that he would like to see them pay 16 percent. That's his mentality. He wasn't happy with the eight percent they were paying him. He would like to see them pay 16 percent. So I don't think it will go anywhere although there are other thoughts on how to proceed with getting Indian gaming revenue and dedicating it towards a specific – aging or education or anything. The lottery does the same thing. People buy that more because it goes to education. If it could be dedicated towards something specific that might even be a better enhancer.

MR. FLORES: Mr. Chairman, real briefly. Representative Hanosh has dropped House Bill 474 that does relate to distributing an equal amount of gaming revenue to a county. So that bill has been introduced by Representative Hanosh that specifically calls for county distribution. That's House Bill 474.

COMMISSIONER MONTOYA: It's not in this one.

MR. FLORES: So that one does include county distribution.

COMMISSIONER MONTOYA: All right. Any other questions? Anything else?

COMMISSIONER VIGIL: Mr. Chairman, I think we're getting ready to wind up and I just really want to thank staff and our lobbyists for being over there pounding the pavement. Having worked at the legislature I know it's just the beginning of perhaps long, grueling hours. I appreciate the advocacy and want to encourage you to continue in the advocacy roles that you all play, and also I understand, Commissioner Sullivan told me this is being broadcast live and if it is, I want the public to know that there's still one more hour to vote for our school board representatives and the school bond election, and how critical that is.

COMMISSIONER MONTOYA: This is being broadcast live? Oh, it's not. Because you would have had to delete some of Commissioner Campos' language.

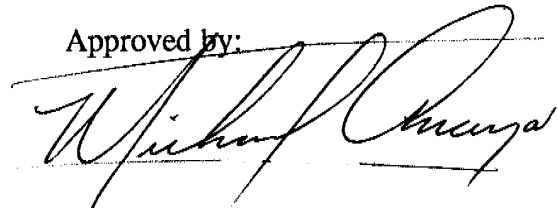
Any other comments? I too want to echo what Commissioner Vigil said and I really want to thank you for everything that you're doing on our behalf and as much as sometimes it pains me to disagree with you I have to heed your knowledge and wisdom because you're

over there and I'm not. So I really appreciate the guidance as well. So thank you all.

### VIII ADJOURNMENT

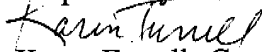
There being no further business to come before the Board, Commissioner Montoya declared this meeting adjourned at 6:00 p.m.

Approved by:



Board of County Commissioners  
Mike Anaya, Chairman

Respectfully submitted:



Karen Farrell, Commission Reporter

ATTEST TO:



VALERIE ESPINOZA  
SANTA FE COUNTY CLERK



SFC CLERK RECORDED 03/18/2005



SFC CLERK RECORDED 03/18/2005

2007 Annual Report  
to Santa Fe County Residents

SAMPLE



January 15, 2008

Dear Santa Fe County Residents:

I am pleased to report the many achievements of Santa Fe County during the year 2007. During the past year, Santa Fe County accomplished many of our short-term and long-term goals. Through legislative appropriations allocated in recent years, general obligation bonds passed by Santa Fe County voters in 2004, and strategic, multi-year, budget planning, Santa Fe County now has the ability to secure improvements in the following areas: public safety, affordable housing, water & waste water, roads and corrections.

In 2005, Santa Fe County approved a four-year strategic plan, which led to the implementation of a multi-year budget planning process. This type of budgeting requires the county to prioritize and clearly identify future and long-term projects and goals as well as effectively monitor results by aligning top priorities with current and future budgets.

As a result, Santa Fe County completed many priority projects in 2007. The Santa Fe County Commission is committed to improving Santa Fe County for our county residents through the wisest use of planning and county resources. We are truly proud of our recent accomplishments and invite the residents of Santa Fe County to enjoy their benefits.

Very truly yours,

A handwritten signature in cursive script that reads "Gerald T.E. González".

Gerald T.E. González  
Santa Fe County Manager

During the past several years (2005–2007) **SANTA FE COUNTY** has improved the services available to its residents by focusing on the completion of priority projects in these areas: public safety, (Fire, EMS, and Law Enforcement) water and waste water, affordable housing, roads and corrections. The following is a list of long-term projects that have recently been completed.

### **PUBLIC SAFETY (FIRE, EMS, AND LAW ENFORCEMENT)**

The addition of law enforcement personnel and JPAs with partnering tribes to the highly populated, vastly spread District 1 has helped to reduce crime throughout northern Santa Fe County. As the population continues to increase in this area, the addition of law enforcement personnel will be even more beneficial.

The construction of fire stations in Chimayo, La Puebla, Thunder Mountain and Glorieta has helped to improve the safety of nearby residents. A fire station was also completed in Rancho Viejo, a growing development in the Santa Fe Community College district. In addition to these projects, a fire safety training facility was also completed in 2006, and is located off Highway 14 near the public safety building.

Fast and efficient EMS services—a significant priority of Santa Fe County—continue to improve. The county recently upgraded to a wireless E911 Addressing System that utilizes accurate GPS coordinates.

### **WATER & WASTEWATER**

It is often argued that the most important issue facing communities and residents within the Española Water Basin is the need for sufficient sources of clean water. For decades, Santa Fe County has sought solutions to the many water and wastewater issues affecting the county. As the population of Santa Fe County continues to grow, it has become increasingly important to find alternative methods to delivering and storing sufficient amounts of water to meet the needs of all county residents. Within the past several years, Santa Fe County has achieved many goals, particularly those associated with providing its residents with clean, good-tasting water.

In four years, Santa Fe County was able to complete the Buckman Direct Diversion Project, a joint project of the county and the city of Santa Fe. Water line extensions have been installed throughout the county and even remote citizens now have access to sufficient amounts of water. An aquifer recharge facility was recently opened in southern Santa Fe County and water is now being transferred via water line extensions to different parts of the county. Other improvements include:

- District 1—a trunk line was installed from Chimayo to Santa Cruz
- District 3—La Cienega developed a water district
- District 4—Cañoncito developed a water system
- District 5—the community of Eldorado developed a water utility

Wells have also been installed throughout all five districts, where water quality and levels are being monitored in hopes of acquiring additional water resources for the future. Furthermore, a countywide water & wastewater study is currently being conducted and upon findings, the county plans to develop an engineering plan that will be used to secure future wells and potential water storage and transmission locations.





## AFFORDABLE HOUSING

The need to create affordable housing within Santa Fe County has long been a goal of both the city and the county of Santa Fe. Within four years, Santa Fe County has managed to negotiate contracts with local and national builders to create an affordable housing market. In Cañoncito, townhomes are now being constructed and will be offered at a starting price of \$85,000. This joint venture with the State Land Office is one of many affordable housing developments currently being constructed.

Along Highway 14, new developments have begun construction. The Santa Fe County Housing Authority has recently received federal appropriations to assist first time homebuyers in purchasing a home. Homewise®—a local company who works with builders and lenders to find affordable housing units within the county—has teamed up with numerous agencies and Santa Fe County to assist residents in acquiring affordable housing. While it is still relatively expensive to live within city limits, many affordable housing sites have emerged. Recently, a joint city and county ordinance was passed to increase the amount of affordable housing units in the county.

The expansion of affordable housing in Santa Fe has contributed to immense growth and economic development. Economic development within the county continues to benefit the county's revenues, so much so that revenues from taxpayers have increased, while the tax base has decreased.

## ROADS

The passage of the general obligation bonds in 2004 earmarked the beginning of an overall road improvement project that has resulted in **all** Santa Fe County roads being maintained. To date, all county roads are in excellent condition, partly due to these \$51 million general obligation bonds. Additional funding for these road projects has been credited to legislative appropriations and county budgeted projects.

Scenic by-ways continue to be developed through all five county districts. Historic and cultural sites are becoming popular with tourists as road access (specifically scenic by-ways) continues to improve. The scenic by-ways continue to improve tourism and economic development within the county. Furthermore, tourists are being educated about the rich culture and history that encompasses Santa Fe. The amount of county open space has nearly doubled in size and both tourists and residents are enjoying the benefits of the County's trails and open space property. Expansion of roads and scenic by-ways has allowed the amount of property within the Open Space and Trails Program to increase.

## CORRECTIONS

While maintaining the County Correctional Facility remains a costly operating budget expenditure, the county's operational costs have decreased because of State of New Mexico contract agreements to house inmates. Recently the county acquired contracts with out-of state jails to house inmates. The legislature has provided reimbursements for the housing of prisoners and for their meals, and the county is now operating the facility. This eliminates the cost of paying an outside firm to manage and operate it. Santa Fe County remains hopeful that it can further reduce costs at our correctional facility and considers this a priority. By acquiring additional contracts, and by seeking both statutory and capital outlay State legislation, the county can continue to reduce costs.

**For more information about Santa Fe County, visit us online at [www.co.santa-fe.nm.us](http://www.co.santa-fe.nm.us)**