

SANTA FE BOARD OF COUNTY COMMISSIONERS

COMMISSION CHAMBERS

COUNTY ADMINISTRATION BUILDING

REGULAR MEETING
(Public Hearing)
February 10, 2009 – 3:00 pm

Please turn off Cellular Phones during the meeting.

Amended Agenda

- I. Call To Order
- II. Roll Call
- III. Pledge Of Allegiance
- IV. State Pledge
- V. Invocation
- VI. Approval Of Agenda
 - A. **Amendments**
 - B. **Tabled Or Withdrawn Items**
- VII. Approval Of Consent Calendar
 - A. Consent Calendar Withdrawals
- VIII. Approval Of Minutes
 - A. January 9, 2009
 - B. January 13, 2009
- IX. Matters Of Public Concern –NON-ACTION ITEMS
- X. Matters From The Commission
 - A. A Resolution In Support of Domestic Partner Rights and Responsibilities at the State Legislature (HB21/SB12) (Commissioner Stefanics)
 - B. A Resolution To Support An Act That Recognizes The Inherent Authority Of Municipalities And Counties To Regulate Oil And Gas Operations Within Their Jurisdictions At The State Legislature (Commissioner Stefanics)
 - C. **A Resolution Recognizing And Celebrating February 14 As Love Your River Day (Commissioner Vigil)**
 - D. **Discussion and Possible Approval for an Expenditure of Community Service Funds in the Amount of \$5,000 to Santa Fe County Growth Management, Public Works Division for the provision of providing acequia improvements for the Acequia de los Herreras in Santa Cruz (Commissioner Montoya)**
 - E. **A Resolution Supporting HB 19 Extending The Authority Of The Office State Engineer To Regulate Aquifers Below 2500 ft. (Commissioner Vigil)**

- F. Discussion and Possible Approval for an Expenditure of Community Funds in the Amount of \$5,000 to the La Puebla Community Ditch for the provision of providing acequia improvements (Commissioner Montoya)**

XI. Appointments/Reappointments/Resignations

- A. Appointment Of Board Registration (Clerk's Office)**
- B. Appointment Of Janet Amtmann To The Division of Senior Services Advisory Board of Directors To Represent The Eldorado Senior Center**

XII. Consent Calendar

A. Findings of Fact

- 1. LCDRC Case #MP/S 06-5212 Santa Fe Canyon Ranch. Rosanna Vasquez, Agent For Santa Fe Canyon Ranch, LLC (Jim Borrego), Applicants, Requesting Master Plan Approval For A Residential Subdivision Consisting Of 162 Lots (174 Total Residential Units) On 1,316 Acres To Be Developed In 3 Phases, Including A Request For Several Cul-De-Sacs To Exceed 500 Feet In Length. The Property Is Located Off Entrada La Cienega Along Interstate 25 In The La Cienega/La Cieneguilla Traditional Historic Community Within Sections 1,2,10,12,13 Township 15 North, Range 7 East And Sections 5,6,7,8 Township 15 North Range 8 East. (Commission District 3) Approved 3-2**

B. Misc.

- 1. Request Approval Of Grant No. 2008-DJ-BX-0502 . The Edward Byrne Memorial Justice Assistance Grant Program (JAG) Offers State, Tribal And Local Governments With Funding To Prevent And Control Crime Based On Their Local Needs And Conditions \$11,644.00 (Sheriff's Office)**
- 2. Request Approval Of Grant PA# 08-HE-64-P04A Between NMDOT, Transportation Programs Division, Traffic Safety Bureau And The Santa Fe County Sheriff's Office \$12,000.00 (Sheriff's Office)**
- 3. Consideration And Approval Of The Purchase Agreement By And Between Santa Fe County And Robert Montoya For 58.8 Acre-Foot Of Pre-1907 Water Rights From The Middle Rio Grande (Legal Department)**

XIII. Staff And Elected Officials' Items

A. Community Services Department

- 1. Resolution No. 2009 - ____ Authorizing Publication of a Notice of Sale of Santa Fe County, New Mexico General Obligation Bonds, Series 2009 in the Principal Amount of \$17,000,000 (Community Services Department)**
- 2. Authorization to Publish Title and General Summary of Ordinance No. 2009-____, An Ordinance Amending Ordinance No. 2006-02 (The Affordable Housing Ordinance) to Provide an Affordability Mortgage or Lien in the Amount of Santa Fe County's Contribution Pursuant to the New Mexico Affordable Housing Act for**

Infrastructure, Down Payment Assistance, or Property (Community Services Department/Housing)

B. Growth Management Department

- 1. Request Approval Of Resolution Accepting A Portion Of Nancy's Trail For County Maintenance (Growth Management Department)**

C. Matters From The County Manager

- 1. Update on Various Issues**

D. Matters From The County Attorney

1. Executive Session

A. Discussion Of Pending Or Threatened Litigation

B. Limited Personnel Issues

C. Discussion Of The Purchase, Acquisition Or Disposal Of Real Property Or Water Rights

D. Collective Bargaining

- 2. Consideration Of Possible Intervention As An Interested Party In Thunder Mountain Water Company, Inc. v. New Mexico Water Company, Inc. Public Regulation Commission Case No. 08-00254UT**

XIV. Public Hearings

A. Growth Management Department

- 1. Consideration and Adoption of Ordinance No. 2009-01, An Emergency Interim Development Ordinance Prohibiting Processing of Applications and or Granting Development Approvals For Zoning, Subdivision, Family Transfers, Land Divisions, Parcel Maps, Nonconforming Uses, Variances, Special and Conditional Use Permits Within the Boundaries Delineated In Exhibit 1 Attached to This Ordinance That Rely on Housing Densities Greater Than That Set Forth In Article III of The Land Development Code, Excepting Development Approvals For Oil And Gas Projects Pursuant To Ordinance 2008-19, For a Six Month Period Commencing Upon January 14, 2009, the Date of Recordation of This Ordinance, and Terminating on July 13, 2009, Providing Further For an Extension to January 12, 2010 if Required in the Legislative Discretion of the Board of County Commissioners, Until the Adoption of a Growth Management Element and Other Amendments and Elements to the General Plan and the Adoption of a Comprehensive Revision Of The Land Development Code and Other Related Ordinances, Administrative Regulations and Action Programs, Implementing the Amendments to the General Plan, and Suspending Certain Provisions of Ordinance No. 2006-02 **(WITHDRAWN)****
- 2. BCC Case #MIS 09-5010 The Hollar, LLC Restaurant License. The Hollar, LLC, Applicant Requests A Restaurant Liquor License To Serve Beer And Wine With Meals. The Subject Property Is Located At 2849 N. State Highway 14, In Madrid, Within Section 25,**

Township 14 North, Range 7 East. (Commission District 3). Jose Larranaga, Case Manager

- 3. CDRC Case #MP 08-5440 Tierra Bello Subdivision. Joe Miller, Applicant, US Requesting A Waiver Of The Affordable Housing Requirements Based On A Condition Of Hardship Pursuant To The Affordable Housing Ordinance (Ordinance No. 2006-02, Section 17) For A Proposed Subdivision Consisting Of 73 Residential Lots On 263 Acres, Located Along Avenida De Compadres, South Off Avenida Eldorado, Within Section 24, 25 Township 17 North, Range 9 East. (Commission District 5) Joe Catanach/Ron Pacheco, Staff Planners **(TABLED)****
- 4. CDRC Case # MP 08-5430 Spirit Wind Ranch Subdivision, Phase 2. Joe Miller, Applicant, Is Requesting A Waiver Of The Affordable Housing Requirements Based On A Condition Of Hardship Pursuant To The Affordable Housing Ordinance (Ordinance No. 2006-02, Section 17) For A Proposed Subdivision Consisting Of 38 Residential Lots On 138 Acres, Located At The Intersection Of Highway 285 And Old Lamy Trail (County Road 33), Within Section 5, Township 15 North, Range 10 East. (Commission District 5) Joe Catanach/Ron Pacheco, Staff Planners **(TABLED)****
- 5. Commonweal Conservancy Inc., Applicant, Ted Harrison, Agent Request Preliminary, Non Binding Approval Of A Proposed Public Improvement District (The “PID”) Encompassing Approximately 300 Acres In The Unincorporated Galisteo Area Known As “The Village At Galisteo Basin Preserve.” (Peter Franklin)**

XV. Adjournment

The County of Santa Fe makes every practical effort to assure that its meetings and programs are accessible to people with disabilities. Individuals with disabilities should contact Santa Fe County at 986-6200 in advance to discuss any special needs (e.g., interpreters for the hearing impaired or readers for the sight impaired)