



Monday, December 9, 2024
Regular BCC Meeting (Agenda 12-03-2024 - 10:49 PM)

Board of County Commissioners of Santa Fe County
Hybrid In-Person and Virtual Meeting
Santa Fe County John Gaw Meem Historic Building
BCC Chambers, 2nd Floor
102 Grant Avenue
Santa Fe NM 87501

The Board of County Commissioners of Santa Fe County strives to make its meetings accessible to the public through alternatives to in-person attendance, such as virtual meeting platforms and webcasting. Those alternatives, however, are not guaranteed, due to internet and other service disruptions and equipment failures, and duly noticed meetings may be held notwithstanding that those alternatives are unexpectedly unavailable. Accordingly, members of the public assume the risk that they may be unable to watch and listen and/or participate in BCC meetings through such alternatives.

Subject to the above disclaimer, the County intends to allow members of the public to listen and participate in this meeting virtually via Webex and to watch via YouTube and Facebook. For instructions on joining the meeting via Webex or watching via YouTube and Facebook, visit www.santafecountynm.gov/joinmeeting.

1. Opening Business

- A. Call to Order - 2:00 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Chair Hank Hughes)
- D. State Pledge. (Chair Hank Hughes)
- E. O'ga P'ogeh Owingeh Land Acknowledgement. (Chair Hank Hughes)
- F. Moment of Reflection. (Community Services Department/James Martinez)
- G. Approval of Agenda. (Action Item)

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the November 12, 2024, Board of County Commissioners Meeting Minutes.
- B. Request Approval of the November 15, 2024, County Canvassing Board Meeting Minutes.

3. Consideration of Commissioner Proclamations, Resolutions, Recognitions, and/or Other Items (Action Items)

- A. Request Approval of a Letter from the Board of County Commissioners to U.S. President Joe Biden, U.S. Secretary of the Interior Deb Haaland, and U.S. Secretary of Agriculture Tom Vilsack Requesting National Monument Designation for the Caja del Rio. (Commissioner Anna Hansen and Commissioner Camilla Bustamante)
- B. Resolution No. 2024-___, A Resolution Establishing the Purpose and Activities of the Santa Fe County Arts, Culture, and Creative Economy Advisory Council. (Commissioner Camilla Bustamante and Commissioner Anna Hansen)

4. Consent Agenda (Action Items)

- A. Resolution No. 2024-____, A Resolution Requesting a Budget Increase to the Fire Operations Fund (244) in the Amount of \$40,000. (Finance Division/Yvonne S. Herrera and Public Safety Department/Jacob Black)
- B. Resolution No. 2024-____, A Resolution Confirming and Ratifying the Chair of the Board of County Commissioner's Signature Approving Grant SAP 24-I2456-GF for the Glorieta Sewer System Improvement, and Designating an Official Representative, Alternate Official Representative, Designated Agent and Notice of Obligation Contact for Such Grant. (Finance Division/Yvonne S. Herrera)
- C. Request (1) Approval of Amendment No. 3 to Agreement No. 2018-0042-HR/BT for the Renewal of Software Services with BenTek Inc., Extending the Term for an Additional Four Years and Increasing the Compensation of Software Fees by \$146,840 for a Total Contract Sum of \$325,040, Inclusive of NM GRT, and (2) Delegation of Authority to the County Manager to Sign the Purchase Orders. (Purchasing Division/Bill Taylor and Human Resources and Risk Management Division/Melissa Martinez)
- D. Request (1) Approval of Amendment No. 1 to Agreement No. 2024-0233-CSD/BT with Partnership for Community Action dba New Mexico Eviction Prevention & Diversion to Provide Legal and Rental Assistance to Low-Income Residents of Santa Fe County, Increasing the Compensation by \$500,000 for a Total Contract Sum of \$875,000, Inclusive of NM GRT, Extending the Term for an Additional 2 Years, and (2) Delegation of Authority to the County Manager to Sign the Purchase Order. (Purchasing Division/Bill Taylor and Community Services Department/Jennifer N. Romero)
- E. Request (1) Approval of Agreement No. 2025-0146-PW/TS with Santa Fe Engineering Consultants, LLC in the Amount of \$290,580, Exclusive of NM GRT, for Design Services of County Roads 89 and 89C, and (2) Delegation of Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Public Works Department/Erin Feehily)
- F. Request Delegation of Authority to the County Manager to the Sign Purchase Order in the Amount of \$301,266, Inclusive of NM GRT, for the Purchase of Multiple Vehicles for the Sheriff's Office, Utilizing the Cooperative Education Services Contract. (Purchasing Division/Bill Taylor and Sheriff's Office/Ken Johnson)
- G. Request (1) Approval of Countywide Road-Striping Project in the Amount of \$360,051.26, Exclusive of NM GRT, and (2) Delegation of Authority to the County Manager to Sign Purchase Order to San Bar Construction Corp. Pursuant to Price Agreement No. 2023-0062-PW-B. (Purchasing Division/Bill Taylor and Public Works Department/Ryan Ward)
- H. Resolution No. 2024-____, A Resolution Requesting a Budget Increase to the Road Projects Fund (311) in the Amount of \$678,128. (Finance Division/Yvonne S. Herrera and Public Works Department/Brian Snyder)
- I. Resolution No. 2024-____, A Resolution Requesting a Budget Increase to the General Fund (101) in the Amount of \$262,504. (Finance Division/Yvonne S. Herrera and Growth Management Department/Alexandra Ladd)

5. Appointments and Reappointments (Action Items)

- A. None.

6. Miscellaneous Action Items

- A. Resolution No. 2024-____, A Resolution to Consolidate Fire District Identification Numbers (FDIDs) for Insurance Services Office (ISO) Effectiveness While Maintaining Fire Districts-Four Regions. (Public Safety Department/Jacob Black)
- B. Request Approval of (1) a 2.5% Cost-of-Living Adjustment (COLA) for All County Employees Except for Employees Employed in (a) Positions that are Part of the NMCPSTO/SFCDISA and IAFF 4366 Bargaining Units or (b) Other Positions That are Eligible to Participate in the Municipal Police Plan 5 or Municipal Fire Member Coverage Plan 5 Retirement Plans and (2) a 2.5% Adjustment to the County's Group Health Benefits Insurance Tiers. (County Manager's Office/Gregory S. Shaffer and Human Resources and Risk Management Division/Valerie Aghaei Park)
- C. Resolution No. 2024-____, A Resolution Providing Salary Increases for Elected Santa Fe County Officials. (County Manager's Office/Gregory S. Shaffer and County Attorney/Jeff Young)
- D. Request Approval of Amendment No.1 to Lease Agreement No. 2022-0157-PW/MM Between Santa Fe County and Reunity Resources For the Lease of a 2.0-acre Tract of Real Property Located at 1901 San Ysidro Crossing in Santa

Fe, For the Use of an Agricultural Farm to Meet the Food Needs of the Community. (Public Works Department/Michele Caskey)

E. Request Approval of Agreement No. 2025-0031-A-PW/DK with Tierra Right of Way and Agreement No. 2025-0031-B-PW/DK with SelectRow for On-Call Right of Way Acquisition Consultant Services. (Purchasing Division/Bill Taylor and Public Works Department/Michele Caskey)

F. Request Approval of Thirteen (13) Agreements for On-Call Design and Professional Engineering Services (Nos. 2025-0101-A-M-CMO-BT). (Purchasing Division/Bill Taylor and Public Works Department/Brian Snyder)

G. Request (1) Approval of Contract Award for Agreement No. 2024-0148-PW/TS with Bohannon Huston, Inc. in the Amount of \$561,265.25, Exclusive of NM GRT, for the Construction Management Services of Arroyo Hondo Trail Segments 2 and 3, and (2) Delegation of Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Public Works Department/Robert Walton)

H. Request (1) Approval of Agreement No. 2024-0257-CSD/MB with Santa Fe Recovery Center for Adult Detoxification Services, in the Amount of \$300,000, and (2) Delegation of Authority to the County Manager to Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Services Department/Alex Dominguez)

I. Resolution No. 2024-____, A Resolution Authorizing Santa Fe County, as Project Sponsor, and Nueva Acequia 4 Santa Fe County, LLC, as General Partner of and on Behalf of Nueva Acequia 4, LLLP, as Project Owner, to Enter into an Affordable Housing Program Agreement for a Rental Project with the Federal Home Loan Bank Of Dallas and Southwest Capital Bank for the Nueva Acequia - 4 Percent Low Income Housing Tax Credit (LIHTC) Project and Granting the County Manager Signatory Authority to Execute the Agreement on Behalf of Santa Fe County and Nueva Acequia 4 Santa Fe County, LLC, As General Partner of Nueva Acequia 4, LLLP, and all Related Documents. (Community Development Department/Paul Olafson)

J. Resolution No. 2024 - ____, A Resolution Authorizing Santa Fe County, as Project Sponsor, and Nueva Acequia 9 Santa Fe County, LLC, as General Partner of and on Behalf of Nueva Acequia 9, LLLP, as Project Owner, to Enter into an Affordable Housing Program Agreement for a Rental Project with the Federal Home Loan Bank Of Dallas and Southwest Capital Bank for the Nueva Acequia - 9 Percent Low Income Housing Tax Credit (LIHTC) Project and Granting the County Manager Signatory Authority to Execute the Agreement on Behalf of Santa Fe County and Nueva Acequia 9 Santa Fe County, LLC, As General Partner of Nueva Acequia 9, LLLP, and all Related Documents. (Community Development Department/Paul Olafson)

K. Request (1) Approval to Utilize the Design-Build Project Delivery Method with Facility Build, Inc., for Design and Construction Services at the Espanola Pathways Shelter Eagle Village Facility in the Amount of \$1,572,900, Inclusive of NM GRT, and (2) Delegation of Authority to the County Manager to Negotiate and Execute the Contract and Sign the Purchase Order(s). (Purchasing Division/Bill Taylor and Community Development Department/Paul Olafson)

L. Request Approval of Amendment No.1 to Agreement No. 2022-0201-CDD-KE, the Agreement Between Santa Fe County and Bella Luz Apartments LLLP. (Community Development Department/Paul Olafson)

M. Request Approval of an Agreement Between the City of Santa Fe and Santa Fe County to Wheel Water to Santa Fe County Through the City of Santa Fe Water Transmission and Distribution System, SFC Agreement No. 2024-0246-PW. (Public Works Department/Travis Soderquist)

N. Request Approval of a Memorandum of Agreement with the City of Santa Fe to Collaborate on a Water and Wastewater Planning Program. (Public Works Department/Travis Soderquist)

O. Resolution No. 2024-____, A Resolution Repealing and Replacing Resolution No. 2013-60, and Establishing a Records Retention Schedule Tailored to the Records of Santa Fe County. (County Attorney's Office/Naomi Solomon)

P. Resolution No. 2024-____, A Resolution Updating the Strategic Plan for Santa Fe County by Repealing and Replacing Exhibit A to Resolution 2023-133, A Resolution Adopting the Strategic Plan for Santa Fe County. (County Manager's Office/Cindy McKee)

7. Presentations

A. Presentation on the Interface Between and Among the National 988 Suicide and Crisis Line, the New Mexico Crisis and Access Line (NMCAL), 911, and Santa Fe County's Mobile Crisis Response Team (MCRT). (Community Services Department/Anne Ryan; Public Safety Department/Roberto Lujan; and Claire Carmony, NM 988 Program Manager, Kate Field, NMS Crisis Services Director, Rosella Sanchez, Protocall Director of Community and Stakeholder Relations)

B. Presentation on Proposed Notice of Funding Opportunity to Provide Matching Funds for Potential Broadband Equity Access and Deployment (BEAD) Partnerships in Santa Fe County Program. (Community Development Department/Juan Torres and Paul Olafson)

8. Matters of Public Concern To Be Heard at 3:45 p.m. (Subject to Three (3) Minutes or Other Time Limit Imposed by the Chair; Pre-Register at www.santafecountynm.gov/comment)

9. Matters from the County Manager

A. Miscellaneous Updates.

10. Matters from the County Commissioners and Other Elected Officials (Action/Non-Action Items)

A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

B. Other Elected Officials Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

11. Matters from the County Attorney

A. * Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1(H)(8) NMSA 1978, including: (1) In Re: Aqueous Film-Forming Foams Products Liability Litigation, MDL No. 2: 18-mn-2873: City of Camden, et al. v Tyco Fire Products LP, et al., Case No. 2:24-cv-02321-RMG and City of Camden, et al. v. BASF Corporation, Case No. 2:24-cv-03174-RMG, United States District Court, District of South Carolina – Charleston Division and (2) Acquisition of Real Property Interests for the Pojoaque Basin Regional Water System.

B. Resolution No. 2024-____, A Resolution Authorizing the County Attorney to Initiate and Prosecute Condemnation Proceedings to Acquire Specified Real Property Interests for the Pojoaque Basin Regional Water System. (Public Works Department/Scott Kaseman) (Action Item)

C. Potential Action On Items Discussed in Executive Session (Action Item)

12. Public Hearings on Proposed Ordinances - To Be Heard No Earlier than 5:00 P.M. (Action Items)

A. Ordinance No. 2024-____, An Ordinance Approving the 2024 Economic Development Plan, Repealing Ordinance No. 2014-07; and Providing for Detailed Rules to be applied to Assistance of Qualifying Economic Projects. (Community Development Department/Juan Torres)

B. Ordinance No. 2024-____, An Ordinance Providing for the Administration and Operation of the Santa Fe County Fire Department, and Repealing Ordinances Nos. 1997-11 and 2010-1. (Public Safety Department/Jacob Black)

13. **Public Hearings on Administrative Adjudicatory Matters - To Be Heard No Earlier than 5:00 P.M. (Action Item)

A. Case No. 24-5230. Univest-Rancho Viejo, Applicant, JenkinsGavin, Agent, Request Approval of a Preliminary Plat for a Major Subdivision with Sub-phases for La Entrada Phase 2. The Property is Known as Amended Tract LE-C Consisting of 212.00-Acres and is part of the Rancho Viejo Village West Master Plan and Master Plan Amendment. The Property is Zoned Village and Fringe Zone Within the Planned District Santa Fe Community College District. The Village Zone Consists of 189 Units Within 53.86 Acres for an Allowable Density of 3.51 Dwelling Units Per Acre. The Fringe Zone Consists of 101 Units Within 101.43 Acres for a Density of 0.99 Dwelling Unit Per Acre. The Remaining Acreage in Amended Tract LE-C will be Placed into Required Open Space. Additional Dedicated Open Space Shall be Provided from the 111.91 Acres of Lot 4 for a Total of 168.60 Acres of Open Space. The Proposed Project shall be Phased with Seven Sub-Phases for a Total of 263 Lots Including One Lot for Multi-Family. The Site is Located at 235 and 199 Avenida Del Sur, (Commission District 5) SDA-1, Parcel ID No's. 99306461 and 910002515. (Growth Management Department/Kenneth Quintana, Case Manager)

14. Concluding Business

- A. Announcements.
- B. Adjournment. (Action Item)

15. Public Meeting Disclosures

A. Santa Fe County makes every practical effort to assure that auxiliary aids or services are available for meetings and programs. Individuals who would like to request auxiliary aids or services should contact Santa Fe County Manager's Office at (505) 986-6200 in advance to discuss specific needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).

B. * During the course of an open meeting, the Board of County Commissioners (BCC) may go into Executive Session at any time to discuss any item on the agenda that falls within the enumerated exceptions to the open meetings requirement of the Open Meetings Act, upon a motion stating the authority and reason for closure (with reasonable specificity) and approval by a majority vote of a BCC quorum. NMSA 1978, §10-15-1(I). While the BCC has a practice of listing on its agendas for its open meetings specific items to be discussed during for Executive Session, the Open Meeting Act does not require executive sessions be listed on the agenda at all or that executive sessions be listed on the agenda multiple times for multiple executive sessions to occur (so long as the subject to be discussed in executive session is on the agenda). If a closed meeting is called when the BCC is not in an open meeting, the BCC will provide public notice stating the specific provision of the law authorizing the closed meeting and stating with reasonable specificity the subject to be discussed.

C. **These are administrative adjudicatory proceedings. Among other things, this means that Commissioners generally may not discuss a case with the applicant or other members of the public outside of the public hearing on the case. In addition, before taking final action, the Board of County Commissioners may choose to deliberate on an administrative adjudicatory proceeding in closed or executive session, as permitted by Section 10-15-1(H)(3) NMSA 1978. Finally, the Board may not announce its decision on a land use case at the conclusion of the public hearing tonight.