

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
PAGES: 31

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Valerie Espinoza
Deputy _____ County Clerk, Santa Fe, NM

SANTA FE COUNTY

BOARD OF COUNTY COMMISSIONERS

MEETING

March 30, 2010

Harry Montoya, Chair – District 1
Kathy Holian – District 4
Liz Stefanics – District 5
Virginia Vigil – District 2
Michael Anaya – District 3

SFC CLERK RECORDED 04/28/2010

Santa Fe Board of County Commissioners
County Commission Chambers
County Administration Building

REGULAR MEETING
March 30, 2010 at 11:00am

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**
 - Amendments
 - Tabled Or Withdrawn Items
- VII. Approval Of Consent Calendar**
 - A. Consent Calendar Withdrawals
- VIII. Approval Of Minutes**
 - A. February 15, 2010 Special Meeting BCC Minutes
- IX. Matters Of Public Concern –NON-ACTION ITEMS**
- X. Matters From The Commission**
 - 1. Resolution No. 2010- A Resolution Proclaiming April 2010 As National County Government Month (Commissioner Stefanics)
 - 2. Update Information Regarding The Regional Coalition Of LANL Communities (Commissioner Holian)
- XI. Consent Calendar**
 - A. Community Funds
 - 1. Discussion And Possible Approval For An Expenditure Of Community Funds In The Amount Of \$200 In Support Of The Pojoaque Schools Soccer Program (Commissioner Montoya)

2. Discussion And Possible Approval For An Expenditure Of Community Funds In The Amount Of \$681 For The Growth Management Department, Public Works Division For Purchase Of Culvert For To Support The Acequia In Cuarteles. (Commissioner Montoya)

B. Miscellaneous

1. Request Approval Of The Accounts Payable Disbursements Made For All Funds For The Month Of February 2010. (Finance Division)
2. Review The Monthly Financial Report For The Month Of February 2010. (Finance Division)
3. Request Approval Of A New Grant Agreement Between Santa Fe County And The Department Of Finance And Administration In The Amount Of \$237,600 For The Santa Fe Mountain Center (Community Services Department)
4. Consideration Of Addendum No. 3 To The Project Participation And Land Transfer Agreement. (Growth Management) (TABLED)
5. Approval Of Letter To Board Of Directors Of Rio Arriba E-911 Center Withdrawing Santa Fe County From The Joint Powers Agreement For E-911 Communications.

C. Budget Adjustments

1. Resolution No. 2010- A Resolution Requesting An Increase To The Law Enforcement Operations Fund (246) To Budget A Grant Awarded Through The New Mexico Department Of Transportation For The Teen Seat Belt Demonstration Project/\$3,024. (County Sheriff's Office)
2. Resolution No. 2010- A Resolution Requesting To Establish An Operating Budget For The Buckman Direct Diversion Project/\$260,000. (Water Resources)
3. Resolution No. 2010-A Resolution Requesting An Increase To The General Fund (101) To Budget Cash Carryover With An Operating Transfer To The Water Enterprise Fund (505) For The Cuatro Villas/Greater Chimayo Interconnection Project/\$2,000,000. (Water Resources)
4. Resolution No. 2010-A Resolution Requesting An Increase To The GOB Series 2008 Fund (334) To Budget Investment Income Revenue Received For Use On The Buckman Direct Diversion Project/\$301,196. (Finance Division)
5. Resolution No. 2010-A Resolution Requesting An Increase To The General Obligation Bond Debt Services Fund (401) To Budget Bond Proceeds To Pay Issuance Costs For The GOB Refunding Series 2010/\$97,922.43. (Finance Division)
6. Resolution No. 2010-A Resolution Requesting An Increase To The Capital Outlay GRT Fund (213) To Budget Revenue Received

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- From Smith Land & Cattle Co. For A Crop-share Agreement For Top Of The World/\$5,430. (Community Services Department)
7. Resolution No. 2010-A Resolution Requesting An Increase To The Capital Outlay GRT Fund (213) To Budget Cash Carryover For Five Open Space Projects/\$275,000. (Community Services Department)
 8. Resolution No. 2010-A Resolution Requesting An Increase To The Capital Outlay GRT Fund (213) To Budget Cash Carryover For Design Services For County Road 98/\$212,356. (Public Works)
 9. Resolution No. 2010-A Resolution Requesting An Increase To The Corrections Operations Fund (247) To Budget The FY2009 State Criminal Alien Assistance Program (SCAAP) Award Received For Expenditure In Fiscal Year 2010/\$51,805. (Corrections Department)
 10. Resolution No. 2010-A Resolution Requesting An Increase To The Fire Operations Fund (244) To Budget Forestry Reimbursement Revenue Received For A Command Vehicle Utilized For The Woodchute And Radar Fire (\$1,049.84) And For Apparatus Utilized For The San Miguel Fire (\$2,337). (Fire Department)
 11. Resolution 2010-A Resolution Requesting An Increase To The Developer Fees Fund (231) To Budget Cash Carryover For The Affordable Housing Down Payment Assistance Program And The Developer Subsidy Program/\$450,000. (Community Services/Housing)

XII. Staff And Elected Officials' Items

A. Board Of Finance (Treasurer's Office)

1. In Accordance With Santa Fe County's Investment Policy, 2007-102, The County Treasurer's Office Requests Approval Of A Professional Services Agreement Between Santa Fe County And The Los Alamos National Bank To Provide Bank Depository Services (Custody Bank)

B. Growth Management

1. Status Update On The U.S. Bureau Of Reclamation Grant Activities Related To 1) The Well Metering Program And 2) The Water Conservation Plan For The County Water Conservation Program. (Growth Management)
2. Status Update On The Extension Of The County Water System In Canoncito. (Growth Management)

C. Community Services

1. Ordinance No. 2010- An Ordinance Amending Ordinance No. 2009-14 To Increase The Amount Of The Grant Of All Or A Portion Of The Costs Of Acquisition, Development, Construction, Financing Operating Or Owning Affordable Housing From \$10,000.00 To \$20,000.00 (Community Services/Housing)(Final Public Hearing)

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D. Matters From The County Manager

E. Matters From The County Attorney

1. Executive Session

A. Discussion Of Pending Of Threatened Litigation

B. Limited Personnel Issues

C. Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights

D. Collective Bargaining

XIII. Adjournment

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SFC CLERK RECORDED 04/28/2010

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

March 30, 2010

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 11:35 a.m. by Chair Harry Montoya, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

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

Members Present:

Commissioner, Harry Montoya, Chair
Commissioner Virginia Vigil, Vice Chair
Commissioner Kathy Holian
Commissioner Liz Stefanics
Commissioner Mike Anaya

Members absent:

[None]

V. INVOCATION

An invocation was given by Sam Page from the IT Division.

VI. APPROVAL OF THE AGENDA

- A. Amendments**
- B. Tabled or Withdrawn Items**

PENNY ELLIS-GREEN (Deputy County Manager): Mr. Chair, we do have some amendments to the agenda. Item X. 2 is added, that is the update information regarding the Regional Coalition of LANL Communities. We're adding item XI. A. 1, Discussion and possible approval of community funds in the amount of \$200 in support of the Pojoaque Schools soccer program. And item XI. A 2 is also added, Discussion and possible approval for an expenditure of community funds in the amount of \$681 for the Growth Management Department, Public Works Division, to support the acequia in Cuarteles.

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We are tabling item XI. B. 4, Consideration of an addendum #3 to the project participation and land transfer agreement. We're adding item XI. B. 5, Approval of a letter to board of directors of Rio Arriba E-911 center, withdrawing Santa Fe County from the joint powers agreement for E-911 communication. And we're adding item XII. B. 2, Status update on the extension of the County water system in Cañoncito. Those are the changes, Mr. Chair.

CHAIRMAN MONTOYA: Okay

COMMISSIONER HOLIAN: Mr. Chair, I move for approval with amendments.

COMMISSIONER STEFANICS: I'll second.

CHAIRMAN MONTOYA: Motion by Commissioner Holian, second by Commissioner Stefanics. Any other discussion?

The motion passed by unanimous [5-0] voice vote.

VII. APPROVAL OF CONSENT CALENDAR

A. Consent Calendar Withdrawals

COMMISSIONER STEFANICS: Mr. Chair.

CHAIRMAN MONTOYA: Commissioner Stefanics.

COMMISSIONER STEFANICS: I request that XI. B. 2 be removed for discussion purposes.

COMMISSIONER HOLIAN: Me too.

CHAIRMAN MONTOYA: Okay. We can only do it once. Any others?

COMMISSIONER HOLIAN: Move for approval with the removal.

CHAIRMAN MONTOYA: Okay, we have a motion by Commissioner Holian.

COMMISSIONER VIGIL: Second.

CHAIRMAN MONTOYA: Second by Commissioner Vigil.

The motion passed by unanimous [5-0] voice vote.

XI. CONSENT CALENDAR

A. Community Funds

- 1. Discussion and Possible Approval for an Expenditure of Community Funds in the Amount of \$200 in Support of the Pojoaque Schools Soccer Program (Commissioner Montoya) [Exhibit 1]**
- 2. Discussion and Possible Approval for an Expenditure of Community Funds in the Amount of \$681 for the Growth Management Department, Public Works Division for Purchase of Culvert for to**

Support the Acequia in Cuarteles (Commissioner Montoya) [Exhibit 2]

B. Miscellaneous

1. **Request Approval of the Accounts Payable Disbursements Made for All Funds for the Month of February 2010 (Finance Division)**
2. Review the Monthly Financial Report for the Month of February 2010 (Finance Division) **ISOLATED FOR DISCUSSION**
3. **Request Approval of a New Grant Agreement Between Santa Fe County and the Department of Finance and Administration in the Amount of \$237,600 for the Santa Fe Mountain Center (Community Services Department)**
4. **Consideration of Addendum No. 3 to the Project Participation and Land Transfer Agreement (Growth Management)**
5. **Approval of Letter to Board of Directors of Rio Arriba E-911 Center Withdrawing Santa Fe County From the Joint Powers Agreement for E-911 Communications [Exhibit 3]**

C. Budget Adjustments

1. **Resolution No. 2010-48. A Resolution Requesting an Increase to the Law Enforcement Operations Fund (246) to Budget A Grant Transportation for the Teen Seat Belt Demonstration Project/\$3,024 (County Sheriff's Office)**
2. **Resolution No. 2010-49. A Resolution Requesting to Establish an Operating Budget for the Buckman Direct Diversion Project/\$260,000 (Water Resources)**
3. **Resolution No. 2010-50. A Resolution Requesting an Increase to the General Fund (101) to Budget Cash Carryover with an Operating Transfer to the Water Enterprise Fund (505) for the Cuatro Villas/Greater Chimayo Interconnection Project/\$2,000,000 (Water Resources)**
4. **Resolution No. 2010-51. A Resolution Requesting an Increase to the GOB Series 2008 Fund (334) to Budget Investment Income Revenue Received for Use on the Buckman Direct Diversion Project/\$301,196 (Finance Division)**
5. **Resolution No. 2010-52. A Resolution Requesting an Increase to the General Obligation Bond Debt Services Fund (401) to Budget Bond Proceeds to Pay Issuance Costs for the GOB Refunding Series 2010/\$97,922.43 (Finance Division)**
6. **Resolution No. 2010-53. A Resolution Requesting an Increase to the Capital Outlay GRT Fund (213) to Budget Revenue Received From Smith Land & Cattle Co. for a Crop-share Agreement for Top of the World/\$5,430 (Community Services Department)**

7. **Resolution No. 2010-54. A Resolution Requesting an Increase to the Capital Outlay GRT Fund (213) to Budget Cash Carryover for Five Open Space Projects/\$275,000 (Community Services Department)**
8. **Resolution No. 2010-55. A Resolution Requesting an Increase to the Capital Outlay GRT Fund (213) to Budget Cash Carryover for Design Services for County Road 98/\$212,356 (Public Works)**
9. **Resolution No. 2010-56. A Resolution Requesting an Increase to the Corrections Operations Fund (247) to Budget the FY2009 State Criminal Alien Assistance Program (SCAAP) Award Received for Expenditure in Fiscal Year 2010/\$51,805 (Corrections Department)**
10. **Resolution No. 2010-57. A Resolution Requesting an Increase to the Fire Operations Fund (244) to Budget Forestry Reimbursement Revenue Received for A Command Vehicle Utilized for the Woodchute and Radar Fire (\$1,049.84) and for Apparatus Utilized for the San Miguel Fire (\$2,337) (Fire Department)**
11. **Resolution 2010-58. A Resolution Requesting an Increase to the Developer Fees Fund (231) to Budget Cash Carryover for the Affordable Housing Down Payment Assistance Program and the Developer Subsidy Program/\$450,000 (Community Services/Housing)**

VIII. APPROVAL OF MINUTES

A. February 15, 2010 Special Meeting BCC Minutes

COMMISSIONER STEFANICS: MR. CHAIR.

CHAIRMAN MONTOYA: Commissioner Stefanics.

COMMISSIONER STEFANICS: I move approval of the February 15, 2010 special meeting BCC minutes.

COMMISSIONER HOLIAN: Second.

CHAIRMAN MONTOYA: Motion by Commissioner Stefanics, second by Commissioner Holian. Any discussion?

The motion passed by unanimous [5-0] voice vote.

IX. MATTERS OF PUBLIC CONCERN –NON-ACTION ITEMS

CHAIRMAN MONTOYA: This is the point in the agenda where if there's anyone who'd like to come forward and say something to the Commission, you certainly have that opportunity to do so, matters unrelated to the agenda.

JOSE VARELA LOPEZ: Good morning, Commissioner Montoya,

Commissioners. My name is José Varela López and I'm here to read a letter on behalf of our community from Carl Dickens with the La Cienega Valley Association and we're joined by some of the members behind me from our community. And the letter reads:

Dear Commissioners, I come here as a representative of the La Cienega Valley Association Board and the residents of La Cienega and La Cieneguilla to thank the Commission for its vision and foresight in purchasing 400 acres of the Santa Fe Canyon Ranch. We appreciate the Commission's decision and want to reaffirm our community's commitment to working with the County to realize the value of this bold and wise investment. The property purchased is a multi-faceted gem that community residents will actively participate in uncovering ensuring a positive return to the County's investment. We believe one day this gem will shine brightly and demonstrate the immense value of Santa Fe County working pro-actively with communities willing and able to receive that support.

To those who have been critical of the County's investment we acknowledge the concern but we also know that the Canyon Ranch is going to benefit residents throughout the county, not just our community. Short-sighted criticism should never dissuade the wisdom of a good long-term investment for the people of Santa Fe County. The La Cienega Valley Association has already begun a community-wide process of soliciting information for proposed uses of the land. The La Cienega Valley Association is confident that the Commission will be pleasantly surprised by the scope and detail of the master plan that would be formulated for the property by the County and the community jointly.

One resident said it best: The County stood up for us; now it is our turn to stand up for the County. We are ready, we are prepared, and we thank you for this opportunity to work with Santa Fe County in shaping the future of our community. Through this process and as we go forward the La Cienega Valley Association would like to offer special thanks to County Manager Roman Abeyta, Deputy County Manager Penny Ellis-Green, Land Use Administrator Jack Kolkmeier, and Planning Director Robert Griego. In addition, the LCVA would also like to recognize the members of the Arts, Culture and Entertainment Task Force for the support and understanding of our community's efforts and for their active involvement in helping us to realize our objectives.

And it's signed, Carl Dickens, President. Thank you.

CHAIRMAN MONTTOYA: Thank you, Commissioner Varela López. We'll only hear good stuff like that from now on. Thank you. Anyone else?

X. MATTERS FROM THE COMMISSION

A. Resolution No. 2010-59. A Resolution Proclaiming April 2010 as National County Government Month (Commissioner Stefanics)

COMMISSIONER STEFANICS: Thank you, Mr. Chair. Commissioners and members of the audience and public, National County Government Month is held every April. It's an annual celebration of county government. Since 1991 the National Association

of Counties has encouraged counties across the country to actively promote county government services and programs. Formerly National County Government Week, the designation was expanded to a full month to offer counties more opportunities to plan and participate.

NCGN is an excellent opportunity to highlight our effective County programs and to raise public awareness and understanding about the various services provided to the community. This year's theme is Healthy Counties, and as we know, there has been a report that came out identifying health conditions in every county throughout our state. Last month I identified some of the health conditions we were admirable in, and some of the health conditions we need to work on. And so as we progress through April, and, I also know, early into May, there are some health activities going on throughout the Santa Fe County. So I encourage everyone to participate in our health activities throughout April and May. With that I would move Resolution 2010-59. Thank you.

COMMISSIONER HOLIAN: Second.

CHAIRMAN MONTROYA: Okay. There's a motion by Commissioner Stefanics, second by Commissioner Holian. Any discussion? Thank you for bringing this forward Commissioner. I think it's important that we do as much as we can to recognize the work that our staff does, certainly, by having National County Government Month recognized.

The motion passed by unanimous [5-0] voice vote.

X. B. Update Information Regarding the Regional Coalition of LANL Communities (Commissioner Holian) [Exhibit 4]

COMMISSIONER HOLIAN: Thank you, Mr. Chair, and Duncan is passing out a background memo on this. I attended my first meeting, which was the third meeting altogether of the Regional Coalition of LANL Communities. And by LANL, that means the lab. I think that Commissioner Anaya, you attended one, and Commissioner Montoya, you also – Okay. I thought that I would just sort of give an update for the community you probably already know.

The Regional Coalition is still defining its role. They are going to concentrate on three different areas of expertise. One is communication, and by that I mean communication between the lab and our communities. And that would be in both directions. It would be the lab sort of communicating issues of importance to the people who live here in our communities, and it would also mean the people in our communities would be able to communicate their concerns back to the laboratory. Also, economic development.

The County of Los Alamos is, I think particularly concerned about diversifying the role of the laboratory, the economic role of the laboratory so it's not just doing weapons development, but I think that all of the regional communities in the area are really anxious to

see the lab diversify and to do things that can have spin-off benefits for people who live in the area.

Also, environmental stewardship is a big thing. As you probably know, the lab is going to be engaged in a major cleanup operation, and I think that this Regional Coalition sort of sees their role as making sure that that cleanup is expeditious and thorough. That is probably going to mean that they have to communicate with the DOE and the congressional delegation to make sure that the funding is there to do this and to do it right.

So the participants who have been attending these meetings so far are representatives from the City of Española, the City of Santa Fe, Councilor Rosemary Romero has been going, Los Alamos County of course, Rio Arriba County, Santa Fe County, Taos County and the Town of Taos. In addition, Pablo Sedillo has been representing the office of Senator Bingaman, and Jennifer Manzanares has been representing the office of Congressman Lujan.

In addition, at the prior meetings there have been representatives of the pueblos of San Ildefonso and Okey Ohwingeh, but they are still really in the process of determining how and if and what way that they would be involved. They did not attend the last meeting.

I will just point out that there are organizations such as this at other DOE sites around the country, and it was pointed out that the most successful ones are the ones that actually have elected officials serving on the board. So that means that we're going to have yet one more board that we need to serve on. And I guess right now I'm the official designee.

The meetings were moderated by David Abelson, of Crescent Strategies in Boulder, Colorado. He was hired by Los Alamos County to moderate the meetings, at least the first few meetings until the board gets on their feet and figures out how they're going to be organized and who's actually going to run the meetings. He's a good person to do that because he worked with the communities in the Rocky Flats area when they were doing the nuclear cleanup there.

So this is, as I say, it's a coalition that's still sort of figuring out what it wants to do and so stay tuned for further information.

CHAIRMAN MONTROYA: Okay. Thank you, Commissioner Holian, Any questions?

X. OTHER MATTERS FROM THE COMMISSION

CHAIRMAN MONTROYA: Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Mr. Chair. Just wanted to thank Commissioner López for supporting our support for La Cienega. I know we're hearing some bad things about it and possibly a bad story is going to come out of it but I don't know exactly what yet. Just thank you and the people from the community. I know they left but thank you for being there for us. That's all I have, Mr. Chair.

CHAIRMAN MONTROYA: Okay. Commissioner Holian

COMMISSIONER HOLIAN: Thank you, Mr. Chair. First of all I'd really like to

thank Robert Martinez and James Lujan. This has been a really challenging winter, especially in my district. I have to say that roads are issue number one in District 4. And I just have to say they've done an absolutely wonderful job of responding to all the millions of phone calls that Tina and I have gotten about roads. For example, La Barbaria has been more or less under water for the last several weeks and they've been going out there every day to make sure that people can go through. So, thank you, James. Thank you, Robert, and thank you to your whole crew. You're fantastic.

Second issue is what would a BCC meeting be without an update on the renewable energy financing district? It wouldn't be. So the latest is that last week Mimi Fruschia from Renew Fund came to visit. Renew Fund is the entity that's helping us set up the program, as you may remember, and the two main topics of conversation were underwriting criteria and funding. On the underwriting criteria, we are going to try to make it fairly strict. We want to make sure that people don't default. We want to make sure that this is a successful program. So I think we're going to err on the side of being a little bit stricter.

On the funding, we have \$10 million committed by Renew Fund, and we were talking about interest rates. We're working on that. Let me just say that. Duncan and I went to a community meeting in La Cienega. La Cienega is on the forefront in a lot of areas I'll just have to say, and the meeting was totally devoted to the renewable energy financing district. There was a huge amount of interest and I think that there were people there that would sign up tomorrow if we had our program going. So that was really a fun thing to do.

Finally, Duncan and Brian Cassett are bringing up a dedicated website for this program so stay tuned. That should be ready in the next week or so. And so anyway, thank you Duncan and thank you Brian.

Finally, on a sadder note, I would like to note the passing of Stewart Udall on March 20th, this last month. Stewart Udall set a new standard as Secretary of the Department of the Interior in the Kennedy and Johnson administrations for stewardship of public land. During his tenure the Wilderness Act was passed, and just as an aside, we can be proud because the Gila Wilderness in New Mexico was the very first wilderness area accepted. That was back in the sixties.

Stewart Udall played a central role in the establishment of the National Trails System, the Endangered Species Act, the Land and Water Conservation Fund and the Wild and Scenic River System. His other accomplishments were so numerous. I'm just highlighting his accomplishments in the areas of conservation and ecology in this country. In the nineties he retired to Santa Fe and he remained active. He never really retired. He was on the boards of the Santa Fe Conservation Trust, which is where I knew him from, and also Think New Mexico and others as well. He was busy and committed up until the end. I remember going to dinner for the Santa Fe Conservation Trust, oh, it was a year ago last September. He gave the keynote address there, and he was smart and funny and engaged, and he had profound things to say, and I was just blown away. I would like to extend my condolences to his family, including his son, Senator Tom Udall and his family, and I just have to say that I am going to miss Stewart Udall in our community very much. Thank you.

CHAIRMAN MONTOYA: Thank you, Commissioner. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. First of all, I'd like to offer congratulations to both Commissioner Anaya and Commissioner Montoya for going through the process of pre-primary convention for running for State Land Commissioner, and oftentimes members of the public who have not run for public office do not understand the amount of work and time and connectedness with the public that it takes. So I congratulate both of them on their efforts.

I do believe that Stewart Udall will live on, not only in the work that he's done but also through his family members. I think when you look at Senator Udall's current position he is reflecting much of what Stewart Udall basically raised him with. I'm very happy that we have that legacy.

Lastly, I'd like to say Happy Easter to all of our staff here at the County and to members of the public. Thank you, Mr. Chair.

CHAIRMAN MONTOYA: Okay. Thank you, Commissioner Stefanics.

Just a couple of items here. We do have a budget study session tomorrow. Is that correct, Penny? We're going from 9:00 to 3:00?

MS. ELLIS-GREEN: Mr. Chair, that's correct. It will be in here from 9:00 to 3:00.

CHAIRMAN MONTOYA: Okay. So we'll be looking at our prospective budget for the upcoming fiscal year. There's some good news out of the legislature. We were able to at least salvage the Nambe project, so we're going to move forward with that. I know that Rudy Garcia is going to be working and moving forward on that project, so we can get that park and facility done. April 9th, I believe, Youth Shelters if having their open house, so I invite people to attend that, and Commissioner Varela López, I was looking through your letter here and I highlighted some words in terms of what you had and Carl had in here: vision and foresight, bold and wise and wisdom. I think that's certainly the way that I try to approach things in terms of doing the work that we do as elected officials and I certainly believe in what is indicated here is certainly the truth in terms of what this Commission has done with that property. So again, I appreciate your bringing that forward to us.

XI. B. 2. Review the Monthly Financial Report for the Month of February 2010 (Finance Division)

COMMISSIONER STEFANICS: Thank you. Is Teresa here?

MS. ELLIS-GREEN: Mr. Chair and Commissioner Stefanics, Teresa is not here today but Helen will be able to answer the questions.

COMMISSIONER STEFANICS: Okay, I'd really like for somebody to just do a presentation or overview. The members of the public do not necessarily know what's in our packets and what this is is this is a cash flow statement comparing February 2009 with February 2010. So if you could provide the highlights, not only for the Commissioners but

for members who are listening or watching.

HELEN PERRAGLIO (Finance Division): Okay, no problem. Mr. Chair, Commissioner Stefanics and members of the audience, what we have here is the first attempt to provide a cash flow financial statement that shows receipts and disbursements that the County makes in a simplified way to just show revenues in and disbursements out. We're going to try to do it on a monthly basis to give you some background and just an insight of where the County stands

Some of the highlights – what we do here is we do a comparative between fiscal year 09 for the month of February, compared to fiscal year 10 for the month of February. What we can see is the total receipts in comparative for the month of fiscal year 09 was about \$15 million and total disbursements were about \$9 million. So the net change in cash was about \$5.3 million. For this February we have \$7.2 million in receipts and about \$8.6 million in disbursements. So our net change in cash is about \$1.2 million. Now this is a strictly cash basis financial statement so it's not recorded in accordance with GAAT, accounts payable, accounts receivable. It's just strictly what falls to cash and a budgetary basis, cash basis.

We also summarized three complete quarters to just show what a true picture of a quarter would look like to our cash position. What we have is in some of these quarters we have large draw-downs for capital purchases from our bond proceeds. So you'll see – well, the audience can't see this, but for the fourth quarter of fiscal year 09 we had a positive change in cash of about \$2 million. For the fourth quarter of fiscal year 10 we had a negative variance in cash of about \$7 million, and that's due to timing differences between drawing down proceeds compared to expending them. And some of the larger expenditures are for the Buckman Direct Diversion project.

In the second quarter of fiscal year 10 we have an even larger negative drop to cash of \$21 million, because we had a very large payment for the Buckman Direct Diversion project, \$35 million, and the money isn't reflected yet on the bond proceeds on the draw-downs. But to get clear, this is just a picture between receipts and disbursements. It's not a true picture of our cash position. Our cash position – we always have sufficient cash to cover all of our disbursements. We monitor it on a daily basis. It's just differences in timing. So we try to just summarize some of the categories of receipts, the property tax revenue, gross receipts tax, investment income, bonds, and the other revenues are inclusive of all of our grants and our charges for services, fees, everything else besides the other things I mentioned. So I'll stand for any questions if you have any.

COMMISSIONER STEFANICS: Mr. Chair, Helen, I was just noticing in the report for 09 under receipts is \$6.9 million, but under 10 is \$1.6 million. So what category is that, that would reflect that?

MS. PERRAGLIO: Mr. Chair, Commissioner Stefanics, that actually represents the difference in the MOA, the payment that we used to receive. We don't receive that anymore. So when we used to get the MOA receipts that makes up the difference in the other revenue. So it was a charge for services.

COMMISSIONER STEFANICS: Okay, I'm not understanding you. When

you say – if you look at both lines. I understand the bond draw-downs.

MS. PERRAGLIO: Right.

COMMISSIONER STEFANICS: But the other revenue, \$6.9 million compared to \$1.6 million – so the MOA couldn't relate to it all because we still have \$1.6 million.

MS. PERRAGLIO: Right. It wouldn't be entirely inclusive of the MOA but what it is it would be any other grants that we may have pulled down. The largest amount that makes up that \$6 million would have been a payment that we received from charges for services from the MOA. But it could have been timing between grants that were received in February of 09 but not received in February 10. So I can give you more detail if you want. I have a more detailed breakdown and I can get that to you.

COMMISSIONER STEFANICS: Well, Mr. Chair and Helen, I think that for tomorrow, one of the things that would help us is if we could identify areas that we lost revenue, not just in terms of gross receipts taxes or property taxes, but specifically in the areas of grants, because that might help us determine that we cannot run the same services if we're losing a funding source. And that would be one of my concerns here, that we adjust our services when we don't have enough funds coming in for it.

MS. PERRAGLIO: Okay. No problem. And we can also modify this financial statement to show a more accurate picture of anything that we had lost since the prior year, because this could reflect just simple timing differences between months as well.

COMMISSIONER STEFANICS: Okay. Thank you, Mr. Chair.

CHAIRMAN MONTTOYA: Okay. Any other questions on this? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Helen. The one thing that I wanted to check on is on this capital purchases for the second quarter of fiscal year 10, where there's \$35 million. Most of that is for the Buckman Direct Diversion?

MS. PERRAGLIO: Mr. Chair, Commissioner Holian, yes, that's correct.

COMMISSIONER HOLIAN: And it will be – I know we just had a bond sale for that. So that will pretty much be covered by the proceeds that we get from that bond sale?

MS. PERRAGLIO: Yes. That's correct.

COMMISSIONER HOLIAN: So it's not as alarming as it looks.

MS. PERRAGLIO: It's not as alarming as it looks. It looks pretty alarming when you see a negative variance in cash for \$21 million, but no, it's definitely just a timing difference and there's sufficient cash.

COMMISSIONER HOLIAN: Okay. Thank you, Helen.

CHAIRMAN MONTTOYA: Okay. What are the wishes of the Board?

COMMISSIONER HOLIAN: Move for approval.

COMMISSIONER STEFANICS: Second.

CHAIRMAN MONTTOYA: Motion by Commissioner Holian, second by Commissioner Stefanics. Any other discussion?

The motion passed by unanimous [4-0] voice vote. [Commissioner Vigil was not present for this action.]

XII. STAFF AND ELECTED OFFICIALS' ITEMS

A. Board of Finance (Treasurer's Office)

1. In Accordance with Santa Fe County's Investment Policy, 2007-102, the County Treasurer's Office Requests Approval of a Professional Services Agreement Between Santa Fe County and the Los Alamos National Bank to Provide Bank Depository Services (Custody Bank)

VICTOR MONTOYA (County Treasurer): Good morning, Mr. Chair, Commissioners.

CHAIRMAN MONTOYA: Good morning. Afternoon, actually.

MR. MONTOYA: Yes, good afternoon. Sorry. I'd like to read a brief statement that I made to you. I think it's included in your documents there before you. Santa Fe County issued an RFP last December soliciting bank depository and custodial services for the County. As a result of the process, approval by the County Board of Finance is requested for a new Depository and custody bank or fiscal agent contract with Los Alamos National Bank. This action will replace First Community Bank as the County's depository and custody bank.

The County received four responses to the RFP. After discussion and analysis of the RFP, the RFP evaluation committee selected and proposes Los Alamos National Bank to be the County's new fiscal agent. The committee believes that Los Alamos National Bank will provide the best service at a reasonable price to the County, and is a local bank well established in Santa Fe County. Los Alamos National Bank is already one of our financial depository institutions and provides the County's investments 102 percent collateral, and through today, has provided safekeeping services at no charge to the County for all government agency obligations, purchases and investments.

Los Alamos National Bank has contributed significantly to the County's investment income during our affiliation. LANB is rated as a three-star bank by Bankrate.com, while First Community Bank, our current fiscal agent has a rating of one star, which is the lowest rating of all banks. I'd like to thank the following members of the committee: Ted Apodaca, Becky Meyers, Teresa Martinez, Brian Baca, as well as Tila Rendon and Corky Ojinaga from the Procurement Division for their dedication in reviewing and analyzing the four RFPs.

Today we have with us representatives from Los Alamos National Bank to answer any questions the Board may have, and they are Fidel Gutierrez, Moni Bloom, and Ann King. So with that, Commissioners, we'll stand for questions. Thank you.

CHAIRMAN MONTOYA: Okay. Thank you, Victor, Treasurer Montoya. Any questions? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Victor. This is actually a question for you. If we approve this, how and when will the transfer of funds actually occur?

MR. MONTOYA: Well, most of the funds right now, the cash that's available for operations, sits over at Los Alamos National Bank. What we would be creating would be demand deposit accounts so that we could write checks on, to cover the expenditures. Now, we anticipate this is not going to happen overnight. It's going to be a transition period. If the Commission approves the contract today we anticipate trying to be done with First Community Bank by June 1st, and hopefully that will give us roughly two months to make the necessary transition. And if need be we can go further. The main thing that will be covered that we don't anticipate changing right away is the lock box account for the second half property tax collections. Those will continue at First Community Bank through the end of probably May the 15th. At that time we should be pretty much done.

For the first half property collections for next year we anticipate having a new online payment system through Los Alamos National Bank and hopefully we will have some other face-to-face credit card transactions available at that time also.

COMMISSIONER HOLIAN: Thank you. And also, with regard to the payroll that we do now, will that be affected in any way?

MR. MONTOYA: No, ma'am. As far as – like I say, we're going to continue this process for the next two months. There will be a transition period. All we have to do is set up the new checking accounts over at the Los Alamos National Bank. Like I say, we have approved them as a financial depository institution and we've been with them now for approximately I think 4 ½ years. So the money's available. All we have to do is create a checking account.

COMMISSIONER HOLIAN: Thank you.

CHAIRMAN MONTOYA: Okay. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Mr. Chair. Thank you, Victor and thank you to the entire committee who worked on this. My specific question is about the fraud filters, whether or not the bank has the ability to identify fraudulent checks up front, without payment, and how that is handled.

MR. MONTOYA: I could probably have one of the bank representatives address that, but that was one of the items that we looked at carefully in the RFP process and we had a lot of discussion on. Currently, we provide what's called – my mind is going blank right now, but positive pay. And what we do is we provide a list of all the checks going over to the bank and then the bank goes through that list and makes sure that whoever presents them is on that list. And we have similar features for ACH. While not totally available yet, that is something that the bank is working on. But I'll let Fidel give you more detail on fraud filters.

COMMISSIONER STEFANICS: Okay. Thank you. Welcome, Fidel.

FIDEL GUTIERREZ: Thank you. Fidel Gutierrez, senior vice president with Los Alamos National Bank. And Commissioner Stefanics, the positive pay that Victor mentioned is up and running. We've had this in place. We do it for other municipalities, small

businesses, larger businesses. Any check that the County issues is compared to – any check that's presented for payment is compared to a file that the County has given us, matching check number, amount. If it does not match we call the County. If it comes in from another bank through what we call overnight clearings, we call the County the next day if there's an exception. If a check was not issued, did not match. And then in addition we have taken a step further to call it perfect pay. If someone walks into one of our offices to cash a check and it doesn't match then at that point we can stop it before cashing. So we have basically, we match up the check before payment, call someone in the County the next morning. We have that data. We either return the check for fraud and look into it or say there was a mistake made; we need this check paid.

COMMISSIONER STEFANICS: Okay. The reason I ask that question is I am aware that we have had a couple of situations that have happened and I just want to make sure that we have some safeguards in place to take care of that problem if it would continue. Thank you, Mr. Chair.

MR. GUTIERREZ: Thank you.

CHAIRMAN MONTOYA: Okay. Any other questions? Commissioner Holian.

COMMISSIONER HOLIAN: Move for approval.

COMMISSIONER STEFANICS: Second.

CHAIRMAN MONTOYA: Motion by Commissioner Holian, second by Commissioner Stefanics. Any further discussion?

The motion passed by unanimous [4-0] voice vote. [Commissioner Vigil was not present for this action.]

CHAIRMAN MONTOYA: Thank you. Look forward to working with you at the bank there.

MR. MONTOYA: Thank you, Mr. Chair, Commissioners. We have a lot of work ahead of us so we'll be trying to make that transition before June 1st. Thank you.

CHAIRMAN MONTOYA: Okay. Thank you, Victor, for all your work on this also. Appreciate it.

XII. B. Growth Management

1. Status Update on the US Bureau of Reclamation Grant Activities Related to 1) the Well Metering Program and 2) the Water Conservation Plan for the County Water Conservation Program (Growth Management)

LAURIE TREVIZO (Water Conservation Specialist): Mr. Chair, Commissioners, Jason is cuing up my presentation. I don't think that was included in your packet. But I will go ahead and give you some background information on the grants. I received two grants

from the US Bureau of Reclamation for the Water Conservation Program, and they're in support of existing ordinances that we have already. The first grant is the domestic well metering program grant, which is in the amount of \$50,000 and the second grant is the water conservation plan, which is in the amount of \$11,000.

So the water conservation plan will be written to implement the water conservation program. This is in response to Ordinance 2002-13 and later amended by Ordinance 2004-07. This is also known as the Water Conservation Ordinance, and that ordinance states that meter readings are required on lots where restrictions are voluntarily accepted on the plat, and generally the restrictions are .25, .50 and one acre-foot per year allotments. And this grant also helps fund the database itself, the outreach, which is the brochure that was included in your packet material on how to read your water meter. An intern was hired to help with data entry and the mail-out, and supplies, such as the postage, the envelopes, paper, that kind of a thing.

The database currently has 1590 permits entered into it, and many have complied with their meter readings and have made promises to maintain their meters. Throughout this process people have learned that some of their meters are not functioning and have called to say we realize that our meters aren't functioning and ask to be granted an extension and those types of things. So outreach, the brochure is on how to read your water meter, so that everyone was hopefully reading them in the same way.

The improvements to the database include better reporting, so for instance, those folks who don't have a working meter, we need a way to flag them and say, well, they're going to comply at a later date. Same for high water users. So in the ordinance it does state that high water users should report on a quarterly basis, rather than a yearly basis, so that's one of the things that in conversation with the software developer that they're willing to help us with. The grant expires this summer.

The water conservation plan, the US Bureau of Reclamation Field Services program considers the water conservation planning efforts its highest priority, and the grant awarded requires some community involvement. A working group was created in response to that grant requirement. This consists of professionals in the field of water conservation, water recycling, rainwater harvesting and water resources. And these individuals live throughout the county.

The implementation activities included in the water conservation plan can later be submitted to the Bureau of Reclamation for future grant awards. Some of the accomplishments include Resource Wise, which was hired to help write and format the plan. That's their business is to help write and implement water conservation plans. The plan is organized by watersheds, which I believe you have the outline in your packet as well. What we noticed through the working group was that the County changes from north to south and it didn't make sense to implement some of the activities in the north and the south, considering that the needs are very different. And the plan is anticipated to be completed in May. After the plan is completed a draft will be presented to the Board for approval and additional comments. Essentially, the working group will dissolve as the grant expires, which is also

this summer.

So I also have my Bureau of Reclamation representative here, Mr. Joe Alderete, and I wanted to recognize him. So if there are any additional comments he might be able to address them. That's all. I could stand for questions.

CHAIRMAN MONTOYA: Okay. Questions for Laurie. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Chair. Thank you, Laurie. I appreciate the update. Also, would it be possible for me to get a copy of your slides? Since they weren't in our packet?

MS. TREVIZO: Oh, yes. Email me.

COMMISSIONER HOLIAN: I can do that. And the one question I had is with the well metering program, do you have a feeling for what percentage of the people are being compliant? Out of the 1590, or whatever it is?

MS. TREVIZO: That is one of the reporting requirements that I'd like a better handle on. I've been kind of tracking how many people I get calls from and how many people comply. So we have sort of a way – it just tells you an all or nothing. So there's no gray area for those folks who are replacing their water meters or their water meters need to be replaced and not reporting accurately. So that's one of the things that we've identified that I'd like the water meter tracking to improve upon.

COMMISSIONER HOLIAN: Okay. Thank you.

CHAIRMAN MONTOYA: Any other questions? Was there anything you'd like to add, Mr. Alderete?

JOSEPH ALDERETE: Very quickly, I'd also like to add that we have granted another grant to Laurie in the amount of \$25,000 in our current RFP. Joseph Alderete, with the US Bureau of Reclamation in Albuquerque, Water Conservation Coordinator.

CHAIRMAN MONTOYA: And it's to continue with the water conservation plan?

MS. TREVIZO: It was a grant award for outreach and education for fourth and fifth grade students in a program called River Xchange which helps kids in the county look at our watershed and also they relate the information that they've learned through a sort of an internal website with another watershed that's located somewhere else in the US.

MR. ALDERETE: Not only the United States but we've made contact with people in Japan, Australia, Israel. They're interested in the same program.

CHAIRMAN MONTOYA: Oh. Great.

MS. TREVIZO: And then one of the things required for that grant is that we didn't identify schools, so that's something that we will be doing and we specifically want to target schools outside of the city limits, for obvious reasons.

CHAIRMAN MONTOYA: Yes. Okay. Thank you.

MS. TREVIZO: Thank you. Anything else?

CHAIRMAN MONTOYA: Appreciate it. Good job.

XII. B. 2. Status Update on the Extension of the County Water System in Cañoncito (Growth Management)

MARVIN MARTINEZ (Utilities Director): Good afternoon, Commissioner Montoya, members of the Commission. The status report that we have for Cañoncito is that we've been working on the scope of work to identify what components we need to make the system functional. Currently we've gone through the process to move through the County process where we've provided the information to Procurement and to Legal. We've gotten their blessing and we're going to be sending the information now for request for proposals to design the work.

CHAIRMAN MONTOYA: Okay.

MR. MARTINEZ: Any questions?

CHAIRMAN MONTOYA: Any questions? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Marvin. So when do you think that the procurement process will start and when do you think that the design can actually proceed?

MR. MARTINEZ: Well, the procurement process, we need to put it out to bid. We need to advertise, requesting for proposals, and once that is done we receive our proposals and we review the proposals and select who we want to design the project.

COMMISSIONER HOLIAN: Do you have a target date for when the actual construction might start?

MR. MARTINEZ: Not at this time, due to funding. The funding is tied up till December 2011.

COMMISSIONER HOLIAN: And another question is how will you decide – Cañoncito is sort of spread out. How will you decide where and what potential people living in that area might actually get the benefits of this system? In other words, are you planning on having it target all of Cañoncito or part of it?

MR. MARTINEZ: Well, currently, Cañoncito has their own water system. Our portion would be tie in from our 1.5 million-gallon water storage tank [inaudible] and then turn it over to Cañoncito.

COMMISSIONER HOLIAN: So, in other words, you would just be – the people who are on the water system would be the only ones who would served? Because there are other people who live in that area who are not on that water system.

MR. MARTINEZ: What we're looking at is leaving stub-outs for Eldorado, the community of Eldorado, and also for the Galisteo water basin, also. So we're looking at providing multiple communities with this water, not just Cañoncito.

COMMISSIONER HOLIAN: And one final question is do you have any plans for community outreach, to go out and have sort of a community meeting in that area to sort of bring people in on the planning process?

MR. MARTINEZ: Yes. What we're going to do, we're going to be meeting with the board members of Cañoncito and doing an outreach with them to identify they scope of

work and get some public participation.

COMMISSIONER HOLIAN: Okay. Thank you. And I'd like to request that you invite me.

COMMISSIONER STEFANICS: And me. Part of it's in my district.

CHAIRMAN MONTOYA: Commissioner Stefanics.

COMMISSIONER STEFANICS: Mr. Chair, I think I'm going to specifically request that you provide a timeline for us of the different activities – when the RFP is going to be let, when you're going to make decisions. But now, what I'm hearing is you said that the funding is tied up till December of 2011?

MR. MARTINEZ: Okay, that's the general obligation bonds. That's when the bonding will be sold.

COMMISSIONER STEFANICS: Okay, so both Commissioner Holian and I have some of Cañoncito so we both need to be kept apprised, and the only way to be kept apprised is to have something in writing that we then can put on our website that the community knows what's going on. This is too important to just have us do business inside the County without public information.

JAMES LUJAN (Growth Management Director): Mr. Chair, Commissioners, we will definitely get a schedule going here on the plan for this and we'll get it to you. So all of the events of even when the bonds will be sold, we'll make a complete outline of what will take place, starting probably in the next week or so till we complete the project. We'll come up with a schedule.

COMMISSIONER STEFANICS: Okay. So, Mr. Chair and James and Steve, I'm a little confused. Are we saying that we cannot start this project until December of 2011?

MR. ROSS: Mr. Chair, Commissioner Stefanics, I don't really know what they're referring to. I can only assume there was a schedule put together in connection with the general obligation bond and that this item didn't appear until one of the later sales. Maybe James knows.

MR. LUJAN: What we can do, we'll start the planning. The bond sales, for construction don't sell till 2011. That's when it was scheduled, from the proceeds of bonds, is what I was told.

COMMISSIONER STEFANICS: See, this is what I'm saying. Mr. Chair, to talk about doing this, if we're really still a year and a half out from any activity for the community, I think we need to be clear about what's happening. Planning is one thing but when you start planning people expect that something's going to happen. They don't expect that something is going to be happening a year and a half out and then take another year to complete. So having something in writing is going to help people understand, including myself.

MR. LUJAN: I'm sorry, Commissioner, yes. And Doug just informed me we do have \$500,000 to start the design. Yes. That's already in place. So that's what we'll start with and we'll make a schedule leading up to construction at the time, probably when the bond sells.

COMMISSIONER STEFANICS: Okay. So I think it will be much clearer, Mr. Chair, for myself and the public if we do have something in writing that just clearly explains that this is not a tomorrow project. This is a long-term project. Maybe not as long as Buckman, but it's a long-term project.

MR. LUJAN: We're halfway through 2010. We will definitely get you a schedule and program it in. But we do have the \$500,000 to start the design, and that's what we're going to start with.

COMMISSIONER STEFANICS: Thank you, Mr. Chair.

CHAIRMAN MONTOYA: Commissioner Holian.

COMMISSIONER HOLIAN: I'd like to just make one more comment, because it's still not clear to me exactly who's going to be served, so that's why I think it's so important, even in the planning process, to bring the people of the community in, because there are a lot of outlying areas – I know especially in my part of the Cañoncito area, where I think people might want the water, but we have to decide now, I guess, whether that's going to be planned into the project or not.

MR. MARTINEZ: Definitely. We'll be sending out the letters to the communities advising them that we'll have community meetings and get the public involved.

COMMISSIONER HOLIAN: Okay. Thank you.

CHAIRMAN MONTOYA: Okay. Any other?

XII. C. Community Services

1. Ordinance No. 2010-03. An Ordinance Amending Ordinance No. 2009-14 to Increase the Amount of the Grant of All or a Portion of the Costs of Acquisition, Development, Construction, Financing Operating or Owning Affordable Housing from \$10,000 to \$20,000 (Community Services/Housing) (Final Public Hearing)

DARLENE VIGIL (Affordable Housing Administrator): This ordinance, amending Ordinance 2009-14 would be amending the \$10,000 to \$20,000. This is only for down payment assistance. And I stand for any questions.

CHAIRMAN MONTOYA: Okay. Are there any questions?

COMMISSIONER STEFANICS: Mr. Chair, do we need a public hearing?

CHAIRMAN MONTOYA: Yes.

MS. VIGIL: And this is the last one.

CHAIRMAN MONTOYA: Okay. This is a public hearing. If there is anyone who would like to speak on behalf of or in opposition to this ordinance, please come forward. Seeing none, this public hearing is closed. What are the wishes of the Board?

COMMISSIONER HOLIAN: Move for approval.

COMMISSIONER STEFANICS: Second.

CHAIRMAN MONTOYA: Motion by Commissioner Holian for approval.

Second by Commissioner Stefanics. Any further discussion?

The motion passed by unanimous [3-0] roll call vote with Commissioners Holian, Stefanics and Montoya voting in the affirmative. [Commissioners Anaya and Vigil were not present for this action.]

[The Commission recessed from 12:32 to 2:05.]

CHAIRMAN MONTOYA: Okay, I'd like to call this meeting back to order, and we are now at the point of Matters from the County Attorney.

XII. D. Matters from the County Manager

None were presented.

XII. E. Matters From the County Attorney

1. Executive Session

a. Discussion of Pending or Threatened Litigation

c. Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights

MR. ROSS: Mr. Chair, we need to go into closed executive session to discuss a and c. I don't have any personnel issues unless you do.

CHAIRMAN MONTOYA: Okay.

COMMISSIONER HOLIAN: Mr. Chair.

CHAIRMAN MONTOYA: Commissioner Holian.

COMMISSIONER HOLIAN: I move that we go into executive session where we will discuss pending or threatened litigation and purchase, acquisition or disposal of real property or water rights.

COMMISSIONER STEFANICS: Second.

CHAIRMAN MONTOYA: Okay, we have a motion by Commissioner Holian, second by Commissioner Stefanics.

COMMISSIONER VIGIL: Do we need to do collective bargaining, did you say, Mr. Ross?

MR. ROSS: I don't have any collective bargaining matters today.

COMMISSIONER VIGIL: Okay. I thought I heard that. So it's just items a and c.

MR. ROSS: A and c.

The motion passed by unanimous [4-0] roll call vote with Commissioners Holian, Stefanics, Vigil and Montoya all voting in the affirmative. [Commissioner Anaya was not

present for this action.]

CHAIRMAN MONTOYA: About how long, more or less, Steve?

MR. ROSS: Oh, an hour to an hour and a half. We have a lot of litigation going on.

[The Commission met in executive session from 2:06 to 4:05.]

COMMISSIONER VIGIL: Okay. It is approximately 4:05. We'll reconvene. I need a motion to come out of executive session.

COMMISSIONER HOLIAN: Madam Chair.

COMMISSIONER VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: I move that we come out of executive session where we discussed pending or threatened litigation and purchase, acquisition and disposal of real property or water rights. And I would like to add that the people who were in executive session were Chairman Harry Montoya, Commissioner Virginia Vigil, Commissioner Liz Stefanics, Commissioner Mike Anaya and Commissioner Kathy Holian, attorneys Steven Ross and Rachel Brown and Assistant County Manager Penny Ellis-Green.

COMMISSIONER VIGIL: Thank you. Is there a second?

COMMISSIONER HOLIAN: Second.

The motion passed by unanimous [4-0] voice vote. [Commissioner Montoya was not present for this action.]

COMMISSIONER VIGIL: Are there any matters to discuss, based on executive session?

COMMISSIONER HOLIAN: Madam Chair.

COMMISSIONER VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: I would like to give direction to our staff that at the April 13th BCC meeting that we get a report from the Conjunctive Well Management Task Force and that we will give them direction on a timeline for finishing up their work.

COMMISSIONER VIGIL: Okay.

COMMISSIONER ANAYA: Sounds good.

COMMISSIONER VIGIL: That sounds like a good direction. Are there any other matters?

XIII. ADJOURNMENT

Chairman Montoya declared this meeting adjourned at approximately 4:08.



Valerie Espinoza
VALERIE ESPINOZA
SANTA FE COUNTY CLERK

Approved by:

[Signature]

Board of County Commissioners
Harry Montoya, Chairman

Respectfully submitted:

Karen Farrell
Karen Farrell, Wordswork
227 E. Palace Avenue
Santa Fe, NM 87501

SFC CLERK RECORDED 04/28/2010

Harry B. Montoya
Commissioner, District 1

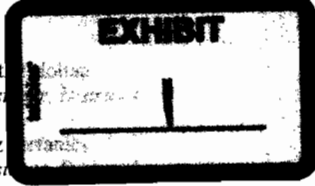
Virginia Vigil
Commissioner, District 2

Michael D. Anaya
Commissioner, District 3



Kat
Commiss
Liz
Commiss

Roman Abeyta
County Manager



MEMORANDUM

DATE: March 30, 2010
TO: Board of County Commissioners
VIA: Roman Abeyta, County Manager
FROM: Lisa A. Roybal, Constituent Services Liaison on Behalf of
Commissioner Harry Montoya
RE: Discussion and Possible Approval for an Expenditure of Community
Funds in the Amount of \$200 in support of the Pojoaque High
School Boys Soccer Program(Commissioner Montoya) *LAR*

ISSUE:

On the agenda under Consent Items:

Discussion and Possible Approval for an Expenditure of Community Funds in the
Amount of \$200 in support of the Pojoaque Schools Soccer Program(
Commissioner Montoya)

The Community Funds will support the Pojoaque High School's Boys Soccer
Program and their soccer clinic.

REQUEST ACTION:

Commissioner Montoya respectfully requests the Board of County
Commissioners support this agenda item and approve this agenda.

SFC CLERK RECORDED 04/28/2010

Harry B. Montoya
Commissioner, District 1

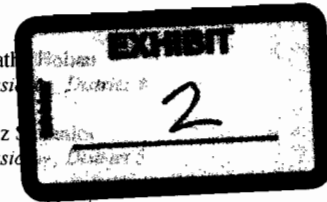
Virginia Vigil
Commissioner, District 2

Michael D. Anaya
Commissioner, District 3



Kath...
Commissioner, District #
Liz...
Commissioner, District #

Roman Abeyta
County Manager



MEMORANDUM

DATE: March 30, 2010
TO: Board of County Commissioners
VIA: Roman Abeyta, County Manager
FROM: Lisa A. Roybal, Constituent Services Liaison on Behalf of
Commissioner Harry Montoya
RE: Discussion and Possible Approval for an Expenditure of Community
Funds in the Amount of \$681 for the Growth Management
Department, Public Works Division for purchase of culvert for to
support the acequia in Cuarteles Commissioner Montoya) *LAR*

ISSUE:

On the agenda under Consent Items:

Discussion and Possible Approval for an Expenditure of Community Funds in the
Amount of \$681 for the Growth Management Department, Public Works Division
for purchase of culvert for to support the acequia in Cuarteles Commissioner
Montoya)

District 1 Community Service Funds will be utilized to purchase a 30' x 30"
culvert for the acequia in Cuarteles for the Santa Cruz Ditch. A quote has been
obtained for a 30" X 30' culvert, 1 band with tax is \$680.03

REQUEST ACTION:

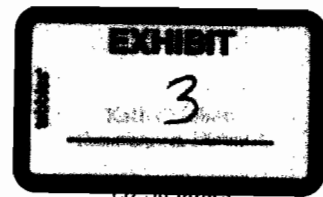
Commissioner Montoya respectfully requests the Board of County
Commissioners support this agenda item and approve this agenda.

S F C C L E R K R E C O R D E D 0 4 / 2 8 / 2 0 1 0

Harry B. Montoya
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Michael D. Anaya
Commissioner, District 3



Liz Stenard
Commissioner, District 5

Roman Abeyta
County Manager

March 30, 2010

Board of Directors
Rio Arriba E-911 Center
405 Paseo de Oñate
Española, NM 87532

RE: Joint Powers Agreement for E-911 Communications

Dear Board of Directors:

In June of 1999 Santa Fe County, the City of Espanola, the Village of Chama, the Pueblo of San Juan, the Jicarilla Apache Tribe, and the County of Rio Arriba entered into an Amended Joint Powers Agreement for E-911 communications. Paragraph VII (A) of that Joint Powers Agreement provides that "any party to this agreement may, at any time after providing thirty (30) days written notice to the Board, withdraw from this agreement." Santa Fe County hereby provides this written notice that it is withdrawing from the Joint Powers Agreement.

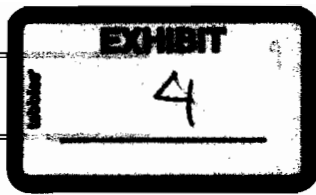
Sincerely,


Board of County Commissioners of Santa Fe County

Harry B. Montoya, Chair

SFC CLERK RECORDED 04/28/2010

SANTA FE COUNTY INTEROFFICE MEMORANDUM



TO: BOARD OF COUNTY COMMISSIONERS
FROM: DUNCAN SILL 
VIA: COMMISSIONER KATHY HOLIAN
SUBJECT: Summary of efforts related to Regional Coalition of LANL Communities
DATE: 3/30/2010
CC: ROMAN ABEYTA, PENNY ELLIS-GREEN

The following serves as a brief summary of activities related to the Regional Coalition of LANL Communities and Santa Fe County participation.

Background:

On November 6, 2009, the following local governments adjacent to LANL participated in a peer exchange to discuss key issues related to LANL that impact their communities:

- City of Espanola
- Los Alamos County
- City of Santa Fe
- Santa Fe County
- Rio Arriba County
- Town of Taos
- Taos County

Energy Communities Alliance (“ECA”), supported by a grant by DOE, hosted the meeting. DOE-Environmental Management and NNSA representatives were also present. Commissioner Anaya attended this meeting with Penny Ellis-Green and Duncan Sill. Commission Montoya, Commissioner Holian, County Manager Roman Abeyta, and Hvtce Miller have participated in follow up meetings. The first official coalition meeting occurred on January 8, 2010.

Issues:

Key issues discussed include how best to organize and address regional issues related to LANL clean up efforts and mission diversification, especially with economic development. The potential to form a regional coalition was discussed and examples provided. The participants agreed to explore prospective for the coalition and subsequent meetings have occurred on a monthly basis since and tribal government representatives have been asked to take par. The following are current issues being considered:

1. Draft framework of Coalition mission, goals and strategic plan to include:

- Environmental Stewardship
- Site Mission Diversification/Economic Development
- Communications and Engagement
- Business Operations

2. Operating principles

3. Board of director representation

4. Legal framework for organization

5. Federal funding

The next meeting will be held on April 14, 2010. Thanks for your attention and please feel free to contact me if you have questions or require additional information.

SFC CLERK RECORDED 04/28/2010