

**MINUTES OF THE
SANTA FÉ COUNTY
COUNTY OPEN LAND TRAILS AND PARKS ADVISORY COMMITTEE
(COLTPAC)**

Thursday, April 18, 2013

1. CALL TO ORDER

A regular meeting of the Santa Fé County Open Land, Trails and Parks Advisory Committee (COLTPAC) was called to order on the above date at approximately 6:05 p.m. by Chair Judy Kowalski at the Santa Fé County Community Projects Conference Room, 901 West Alameda, Santa Fé, New Mexico.

2. ROLL CALL

Roll Call indicated the presence of a quorum as follows:

Members Present

Judy Kowalski, Chair
William Hutchinson, Vice-Chair
Devin Bent
Coleman Burnett
Melissa Houser
Ernesto Ortega
Michael Patrick
Zach Taylor

Members Absent

Staff Members Present

Beth Mills

Others Present

Bill Baxter

3. APPROVAL OF THE AGENDA

Chair Kowalski asked to add procedures on minutes to the agenda before approving the minutes.

The agenda was accepted as amended.

4. PROCEDURES ON MINUTES

Chair Kowalski said to clarify the procedure for addressing corrections to the

minutes. That should all be done in the meeting. It was inappropriate for any member of the Committee to contact the recorder outside of the Committee meeting about Committee matters. So she asked the Committee, unless someone had objection, that all corrections to the minutes should be done within the Committee meeting.

Chair Kowalski recognized Dr. Bent.

Dr. Bent asked if members should copy the recorder about Committee matters. That was a question.

Chair Kowalski said that was a good question. She asked him, "You mean as far as emails are concerned."

Dr. Bent said, "Yes. We are constantly, at least I am constantly sending messages to everybody."

Chair Kowalski said, "Well, and that brings up another matter - that I don't know that it is always necessary to copy the whole entire group. Because there are people on our email list that are not committee members. They are members of the public and former members of the committee and members of other committees. So maybe you should be mindful when you are communicating by email of who really needs to be involved in the conversation. If it's just a conversation about whether people can come to a meeting or something like that, I don't think it is necessary. And I actually think if we're discussing substantive matters that should be done in the Committee meeting where the recorder is present."

Dr. Bent said, "There should be two lists because I don't know most of the people on that list."

Mr. Baxter said some members of the public do appreciate getting memos but to echo the staff, it is appropriate to keep the Committee matters within the Committee.

Mr. Ortega agreed with Chair Kowalski's recommendation wholeheartedly. In his email group he had Committee members and staff. So if he felt he needed to communicate with Committee members and staff he had that address list and it didn't go out to any others. He also agreed that the Committee should be communicating sensitive matters and matters related to the Committee not through email. He didn't think email was the appropriate means of communication for matters needing committee discussion.

Chair Kowalski said that was the way they would proceed.

5. APPROVAL OF MINUTES FROM MARCH 21, 2013

Chair Kowalski asked if there were changes to be made to the minutes of March 21.

Dr. Bent asked to speak and Chair Kowalski recognized him. He said, "We have a serious matter which has come up and I'll read a statement. And I have been directed by the Acting County Attorney to make my concerns and I would like my concerns in the record here because that is my responsibility. I think it would be appropriate to simply stop at this point. I will say and ... let me just read this. Okay?"

Chair Kowalski said okay.

Dr. Bent said, "I have got four copies. I'll give one to Carl, one to you and one to Beth. That's all I made. Sorry. And I would appreciate it, Carl, if this would be entered en toto into the record. I think you will be satisfied with the request of the attorney. The request of the District Attorney, of course, applies to all. This is the request of the Acting County Attorney to the County Attorney across the hall.

Mr. Patrick arrived at 6:06

Following is the printed Statement from Devin Bent, dated April 18, 2013:

TO: COLTPAC Members and Advisory Staff and guests, if any.

To be read, if permitted, before the adoption of the minutes. I will not take questions. I will pass out copies of this statement and direct the Recorder to enter it verbatim into the minutes. I make the following comments in what I believe is the best interest of the program, the committee, and its advisory staff.

I apologize for my unkempt appearance. In the last 48 hours, I have anguished over my obligations and my concern for the program, the committee and the staff. I have slept less than 10 hours.

As a further aside, I want to apologize to the Chair and the Recorder for earlier intemperate comments that I made by email. I sincerely believe that the Recorder would make an excellent committee member. An anger that I felt at that time, has after been replaced by a concern for the program, COLTPAC members and staff.

Members of the public are entirely welcome to stay.

In the past, I have suggested that my expertise is in politics, public administration, and public policy. My first government experience was in 1958 – 55 years ago. I earned a Ph.D. in Public Law and Government from Columbia University. I examine documents and actions in a different way from most people.

I am not attorney, and I will not offer members and staff any legal interpretation or advice. Anything I said could be wrong.

My immediate and continuing goal is to prevent or minimize unfortunate consequences for the program,

committee members, and the staff. After long hours, I concluded that the most prudent action would be to seek the advice of the County Attorney. Any other action might exacerbate the situation. I asked commissioner Mayfield if this would be the prudent course and he agreed on this one specific question. His assistant forwarded my message to the County Attorney and the Acting County Attorney.

The response from the Acting County Attorney came verbally through Juan Rios, Commissioner Mayfield's Assistant. As with any message delivered verbally, errors may have been introduced. I will do my best to present it accurately but cannot guarantee that it is accurate – I may have made mistakes. Her message: It is the obligation of any county committee member to raise his/her concerns publicly and place them on the record. Further that placing the concerns on the record facilitates the investigation of the concerns and is in the interest of all. Again, I do not assert that this is an exact quote. I am grateful to her for her prompt response.

As the member of COLTPAC with the most relevant experience in these matter, I regret that I was not more forceful in these matters from Day One or even prior to Day One. I regret that I failed to anticipate the current situation.

My concerns. I am already on the record as saying that the property acquisition application the committee received from staff was incomplete and should not have been accepted by staff and should not have been brought to us. I am concerned that this was a violation of property acquisition procedures established by the BCC and binding on us. I am further concerned that the other property acquisition request was not accompanied by any application and that the appearance of the public speakers before us had been encouraged by staff and thus was a circumvention of the binding acquisition process. Thus we should have not conducted site visits, should have not discussed either property, and should not have instructed the staff in any way except to stop both processes immediately. Committee members, including myself, failed to exercise appropriate control over advisory staff. Thus, as a non-lawyer I suspect that we are complicit.

Further, in both discussions, both staff members repeatedly recognized speakers in clear violation of procedures established by the BCC. Again, IMO, committee members are complicit by failure to exercise appropriate control of staff.

In what I believe is the best interests of program, committee, and staff, I suggest that we do and say no more until we hear from the Office of the County Attorney. ~~Thus I moved that this meeting.~~ I further suggest that members and staff engage in no private discussions of this matter and send no messages. I strongly suggest everyone scrupulously maintain all COLTPAC records. I will retain this message, but will not copy or distribute it. I am not an attorney and I hope that this advice is total nonsense.

As the member of COLTPAC with the most relevant experience in these matter, I regret that I was not more forceful in these matters from Day One or even prior to Day One. I regret that I failed to anticipate the current situation.

I will say no more until we hear further from the Office of the County Attorney. I pray that I am entirely wrong. I sincerely hope to be badly embarrassed.

I will email this statement to the Office of the County Attorney.

As a non-attorney I will strongly suggest that all of us scrupulously maintain all COLTPAC records.

Madame Chair, I move this meeting be brought to an abrupt end.

Devin Bent, COLTPAC Member.

During the reading of his statement, Dr. Bent made two asides. After explaining his unkempt appearance, he added that he did brush his teeth. As a further aside while reading the statement, Dr. Bent said, "I want to thank Melissa, who has been of great assistance in my effort to educate and direct these representatives about this program. I believe she and her supervisor met with Carl Trujillo, our representative from Santa Fé. And I appreciate that."

He also explained that his message was forwarded by Juan Rios to the Acting County Attorney since the County Attorney was not available.

He said, "I read the minutes of 2012 and I was immediately concerned about the procedures followed by the Board."

Dr. Bent said, "I will email this statement to the Office of the County Attorney. I will not clean it off. I will just send the rough thing as you see it here. And I will email a copy to the Chair and to Colleen, I guess. And then they may, if they wish, distribute it to the members. Again, and I'm repeating myself, in the aside to this, Madame Chair, I move that this meeting be brought to an abrupt end."

Chair Kowalski said, "Thank you Devin. Carl, would you enter that verbatim into the minutes with the corrections that Dr. Bent identified?"

Mr. Boaz agreed to do so.

Chair Kowalski said, "You are making a motion that we adjourn the meeting."

Dr. Bent said, "Yes. And might I suggest that ..."

Chair Kowalski said, "I would just like to point out that we have other items on the agenda besides those dealing with these applications for open space acquisition. So I suggest that it is inappropriate to adjourn the meeting for that purpose. I think if you want to move that we remove those items from the agenda, you can do that and we can have a discussion about it. And if anybody else has any opinion about the matter, I would like to hear it."

Dr. Bent said, "Again, Madame Chair, we are not"

Chair Kowalski said, "Excuse me. I did not recognize you. I would like to hear from other ..."

Dr. Bent interrupted saying, "Excuse me. Point of order. There can be no discussion on a motion until a motion is seconded. It dies without a second."

Mr. Ortega said, Madame Chair, that was what I was about to point out that if there is no second to the motion, the motion dies.

Chair Kowalski said, "Okay. So you're making a motion that the meeting be brought to an end?"

Dr. Bent said, "Yes."

Chair Kowalski asked if there was a second. After some time had passed, she said, "Okay. Do you want to make any other motion?"

Dr. Bent said, "No. I want it to end."

He added, "My concern here, and this is a very real concern, is that the Committee do nothing to get itself in any further trouble and if any of these acquisition processes, if they involve acquisition processes are flawed in any way..."

Mr. Ortega said, "There is no more discussion because there was no second to the motion."

Dr. Bent said, "I was recognized by the Chair. In fact... well, okay, that was an objection. But I was recognized by the Chair."

Chair Kowalski said, "Okay."

Dr. Bent said, "Okay. So that is my concern, unless someone can assure me of that, I will stand by my motion and I will leave no matter what. And Carl, you can mark me absent. I shouldn't even do this but let me make a suggestion. Remember, we have broken no ordinance. The worst - we have broken no ordinance. The most we have done is broken a County ordinance but the County. That is not a trivial matter. It is not even a civil matter because they can't even fine us. So I hope you listen. They can't fine us. So there is nothing. The Committee, however, should be careful ... [inaudible] not to do anything at all that looks like we are ending an investigation. Nothing. Okay. I am doing this for your best interests."

Chair Kowalski said, "Okay. I appreciate your comment. And thank you for your statement. And in the absence of a second to your motion, we are going to continue to move forward with the agenda."

Dr. Bent said, "Well thank you Judy. I appreciate the opportunity to read this"

message.

Dr. Bent left the meeting at 6:17 in protest.

Chair Kowalski said, "Please record in your record that Dr. Bent has left in protest.

The Committee returned to the Approval of Minutes from March 21, 2013.

Mr. Ortega, on page 10 near the bottom, "flood plan" in the bold paragraph and it should be "flood plain."

Ms. Burnett asked on page 7, second from last paragraph, second sentence said, "They could review the joint minutes." For clarification, it should say at the end of the sentence, "from the BTAC, POSAC, COLTPAC meeting held in October, 2012."

Mr. Taylor asked for a change on page 9 where it said, "Mr. Taylor was incredulous about having ballfields next to the highway." It should say "Mr. Taylor was incredulous about having ballfields in that location for a number of reasons."

Chair Kowalski asked for a change on page 8, first paragraph should say, "Chair Kowalski thought the landscape design and scope of work should include ~~requiring the company to have a requirement to hold a public meeting.~~"

She asked for a change on page 9 in the middle of the page where it should say, "Chair Kowalski felt like telling them they would ~~be better off doing it~~ find it easier to develop the park themselves."

On page 12 in the middle of the page, it should say in the second sentence, "She got the impression that the community wanted Mr. Miller to donate this property to the County and the hill of the shrine be acquired."

Mr. Hutchinson moved to approve the minutes of March 21, 2013 as amended. Mr. Ortega seconded the motion and it passed by unanimous voice vote.

5. MATTERS FROM THE PUBLIC

There were no matters from the public.

Dr. Mills acknowledged the people who were presenters.

Chair Kowalski agreed and invited them to introduce themselves to the Committee.

Mr. John Kretzman was Program Manager for the Abandoned Mine Lands Program. Mr. Ken Romig was a landscape associate with Dekker Perrich Sabatini and under

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contract with the Abandoned Mine Lands Program. Mr. Chris Phillips was a civil engineer with River Bend Engineering and part of a team that was hired by the Abandoned Mine Lands Program to implement design/build storm water mitigation plan. Mr. Steve Lakatos was Culture Resource Manager for the Abandoned Mine Lands Program.

6. MATTERS FROM THE COMMITTEE

A. Discussion of a trail associated with the new transfer station in Pojoaque (Devin Bent)

Because Dr. Bent was not present, this discussion did not take place.

Mr. Ortega suggested an executive session at the end of the regular agenda to discuss the processes the COLTPAC was charged with.

The Committee briefly discussed which provision of the Open Meetings Act allowed this closed meeting to take place.

Mr. Ortega said he would be more specific. He noted that something has been entered into the record already that certain concerns have been raised by one of the Committee members. He was confused in terms of what the issues were that were brought up.

The Committee believed threat of litigation was present with all the talk about going to the County Attorney.

Mr. Ortega moved to amend the agenda to add an executive session at the end of the meeting. Mr. Patrick seconded the motion and it passed by unanimous voice vote. Dr. Dent was not present for the vote.

7. MATTERS FROM OPEN SPACE AND TRAILS STAFF

A. Presentation by New Mexico Abandoned Mine Lands of a Project in Madrid and its Potential Impacts to County Open Space - Discussion. (AML Staff, River Bend Staff, Dekker Parish Sabatini Staff)

Dr. Mills thanked the representatives for coming and talking about the Madrid project. They had been working for several years with the community to plan how to mitigate the effects from coal mining. Now this team had some initial designs for mitigation of runoff and management of storm water and how the project should go forward. They've done some engineering and some of it would impact the County green space in the gulch and a large parcel of hilly terrain just before the ballpark as you enter the village from the north. Some things they were suggesting would impact the green way through town so these folks asked to present what the benefits would be and

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hopefully take some feedback from the Committee.

Chair Kowalski clarified that this presentation was not about an application for acquisition.

Mr. Kretzman explained what the Abandoned Mine Lands program was. This state agency was funded through coal mining fees and their mandate was to address problems at coal mining sites - first to protect health and safety from adverse effects of coal mining - and also from resultant adverse effects and thirdly of properties affected.

In 2010 they began public outreach with the community of Madrid to find out what they would like to see. Out of that came two concerns - one was improvement of storm water conditions in the community that was exacerbated by the coal mines. Madrid wanted to preserve the history and historically it was there for coal mining. Their second concern was on improving the Madrid arroyo. It runs through town.

Mr. Baxter said the Abandoned Mine agency had a good effect and he was hoping Mr. Kretzman would say something about the work they had already done in County open space areas. One of them was Cerrillos Hills State Park.

Mr. Kretzman said prior to becoming a state park, the abandoned mine agency went in and found the open mine shaft and found bats and dealt with them and plugged the openings.

Mr. Baxter said they also did mitigation work in the Ortiz Mountains on mines there and got an award for it.

Mr. Kretzman said Ortiz was the oldest gold mine in the US.

Mr. Romig showed the Committee the PPT he had shown at a 2011 conference. He explained they wanted to develop a community based plan to mitigate effects of historic mining in Madrid. Abandoned Mine Land was abbreviated as AML.

On a map he pointed out the green areas that was county open space. He pointed out the Madrid Gulch. The mine tailings were waste rock. There was not a whole lot of slag or coal ash. There were piles across numerous lots covering the whole eastern and particularly the northern portion. The map also showed the historic boundary of Madrid. NM 14 runs through it. They were dealing with the waste piles now. The Gob piles were benign.

Madrid was on the National Register of Historic Places and NM 14 is designated a National Scenic Byway.

The two projects were the East Slope Catchment project where the steep area meant storm water carried lots of sediment.

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SANTA FE COUNTY RECORDS
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SANTA FE, NM 87501

The second project was Arroyo Restoration. They were developing a partnering approach. They have a limited capacity for operations and maintenance so partnering was essential. They were working with the County and its Technical Review Team to facilitate future maintenance.

Mr. Taylor asked if that was the reason why it was being presented here.

Dr. Mills said the project impacts county open space and possible additions to county open space.

Mr. Kretzman said they were proposing some changes and additions.

Mr. Phillips said their intention in handling storm water in this system was not to just put in conventional storm water infrastructure but to harvest water where they could, create infiltration and deal with surface erosion in a soft treatment approach. So they contracted for a design/build contract with a green contractor. Part of the team developed a greener approach.

The three zones were the three divisions for managing storm water. The east part had most of the job piles so it was low-impact development and multiple soft treatments. Most of those were applied on the east slope area. At the Village zone there were not as many options with only a few roads. There was no town planning he could discern with any storm water design in mind. So only conventional conveyance of storm water was possible although owners could do water catchment. The third was the arroyo zone where they had the opportunity to harvest the storm water and do something with it.

He showed an image of the main part of Madrid and main part of the county open space which was on the north side.

Around and above the job piles were a variety of treatments. They didn't want water running through them. They could catch the water in swales and with steeper areas a series of check dams and temporarily pond that water and then convey it between houses.

He welcomed the Committee's interest in the more detailed records when in the coming month they would work with individual home owners to figure out what they could or could not do.

Mr. Lakatos' role in the project was made difficult because excavation in a historic district is a problem. They would then have public input to the plan.

Within county open space they saw several opportunities for water harvesting. They wanted to do riparian treatment in the catchment areas. If they ended up with an underground storm line they couldn't daylight the conveyance until they got to the

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county open space to spread out the water and get a more robust riparian growth. One acre in the gulch is owned by the Madrid Homeowner's Association and might become the location for a future waste water treatment plant. Dr. Mills would be COLTPAC's liaison for reviewing more specific plans or to attend the public meetings.

Chair Kowalski asked if they had funding for the proposed improvements. Mr. Kretzman agreed.

Chair Kowalski asked if maintenance was the County responsibility. Mr. Kretzman agreed, along with NMDOT.

Mr. Baxter noted this project appeared to be the east side slope and the larger catchment would be to the south or the west.

Mr. Kretzman said they know the community was interested in improvements down the arroyo and they were looking at meanderers to slow the water so that second project was on the back burner right now and they might not get to it. There was a possible extension of funding beyond 2021, but didn't know yet.

Mr. Hutchinson asked if NMDOT's involvement was just for the NM 14 ROW.

Mr. Kretzman agreed - where the water crosses it. And county would be responsible for maintenance outside of the ROW.

Ms. Burnett asked if there were no other concerns about water quality other than sediment.

Mr. Romig said there were and the reports were posted on AML.org website. There was no toxicity issue at all. The settling helped as well as best management practice.

Chair Kowalski asked if they would have a formal approval process.

Dr. Mills said there was one through the county.

Mr. Baxter asked what the role of COLTPAC was in this.

Dr. Mills wasn't really clear about that. At this point COLTPAC was functioning in an advisory capacity. The County has no specific management plan in place for the Madrid Greenbelt.

Mr. Phillips said there were areas in the historic boundary where they would need to identify what they could and could not do from a historic preservation perspective.

Chair Kowalski asked if one of the public meetings might have a site visit associated with it. She asked if the Committee could see the property.

Mr. Romig agreed they could do that. They did one about two years ago and they would be glad to do it again. Mr. Kretzman agreed.

Dr. Mills thought it would be a good way for the Committee to become acquainted with the open space.

There were no other questions.

B. Update on Miller Application (Staff)

Dr. Mills questioned whether this was appropriate now.

Chair Kowalski suggested maybe they should strike it from the agenda before going further. Dr. Mills agreed at least until they got clarification.

Dr. Mills felt confident about the way staff was bringing it forward.

Mr. Ortega moved to table this item until staff discussed their roles with the County Attorney. Mr. Taylor seconded the motion and it passed by unanimous voice vote.

C. Presentation of Phase 1 Construction Plans for South Meadows Open Space - Discussion (staff)

Dr. Mills wanted to update the committee on the status of construction plans for South Meadows. They had not done any site visits and there was lots of activity going on now. It was in the county and was in a potential annexation area. It was in Commissioner Chávez' District (2). It was where Rufina dead ended between Airport and Agua Fria Roads. It has a prairie dog colony on it and served as open space for many years. The longtime neighboring residents were instrumental in getting the acquisition approved and remained very active. But none of the newcomers there have been attending community meetings.

The conceptual plan approved by COLTPAC and BCC included keeping the prairie dog colony and preserving the ecosystem in the remnant of a long lot from Agua Fria Village. The long lots were established when Spanish settlers first came to have irrigation available to every family. The plan included outreach to schools and proposed the open space as an outdoor classroom.

The County Staff loved the way it evolved and what happened with the conceptual design.

She showed the revised final MP for South Meadows that was accepted in

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November 2012. It involved some parking, a bus turnaround, ADA paved trail, vegetation area with shade and picnic facilities and a closed dog park. Staff didn't understand the supplemental dog park areas and eliminated them. There was a kiosk for community postings. The outdoor class area was in the center of the property and trails around perimeter would be constructed with crusher fines.

The community gardens and classroom were not part of Phase 1. It had 3 phases. Phase 1 had \$400,000 dedicated to it.

Permaculture techniques were used for drainage and they were trying to accommodate the prairie dogs living there. The map showed all the phases.

The staff reviewed 95% construction drawings and made redline comments on them. Phase 1 construction would go out to bid shortly. There was a lot of discussion on size of the dog park. Phase 1 wouldn't have a paved parking area and neighbors were happy about that. Phase 1 had basic infrastructure, water, irrigation system which didn't extend to the community garden in this phase. Potable water would be at the gathering area and in the dog park. . It would also have an ADA trail and other trails - 5' wide.

They have a good permaculture design. \$400k would pay for that. Phases 2 and 3 await future funding. Dr. Mills would meet and work with Commissioner Chávez about ways to fund the classroom and bring the school and community in on the design and funding in Phase 2. At that time they would have to do the parking lot and bus turn around and maybe more irrigation.

Mr. Hutchinson assumed the existing vegetation was to be preserved as much as possible. Dr. Mills agreed.

In the areas of permaculture they would do native plantings. Dr. Mills kept pulling them back on the expansion of irrigation areas.

Mr. Hutchinson asked about health strategies with prairie dogs.

Ms. Houser mentioned the prairie dog relocation might be dealt with in the classroom - to deal with endangered species, etc.

Ms. Burnett had seen community trails in Taos where prairie dogs burrowed into the trail system and she had concerns about people stumbling into a hole.

Ms. Houser asked if the County would continue with maintenance.

Dr. Mills wanted to work jointly on it with POSAC and the City of Santa Fe. The County would still own it.

Chair Kowalski thought prairie dogs could do major damage.

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Ms. Burnett asked about possible damage to irrigation. Dr. Mills agreed it was a concern.

She said they wanted to maintain it as an example of a high desert ecosystem and this was why they wanted to keep the prairie dogs. But input from neighbors and the larger community was that they wanted more of a facility and not leave it as a nature park.

Mr. Baxter said years ago when COLTPAC observed the property and felt keeping prairie dogs there past a decade would be bleak.

Mr. Taylor said, given that they wanted to highlight the prairie dog situation for the kids, wildlife refuge interpretive signage might be helpful. Dr. Mills agreed.

Mr. Taylor asked what the surface in the shaded areas would be.

Dr. Mills guessed it would be cement but would have to look at the documents for kiosk and picnic tables. She thought it might be a natural surface.

Mr. Taylor was thinking a soft area for kids to play but wasn't sure what it would be.

Dr. Mills said there was a lot of planting in that area so it would have a lot of green in there.

Mr. Ortega asked about trees.

Dr. Mills said everything would be native.

Mr. Taylor would love to see the notes when they went into the schools. Prairie dogs were often seen as a nuisance as well as goat heads so highlighting that would be neat and actually have a nice area to meet.

Dr. Mills said it had archaeology clearance.

Mr. Taylor asked if part of the construction could include prairie dog proofing with metal lath.

Dr. Mills didn't think so. She showed the tree planting detail. A biologist was providing a study to determine if they were over developing. There was money for attention to prairie dog recommendations.

D. Review of Petchesky Easement (New Mexico Land Conservancy) for Potential Acquisition - Discussion. (Staff)

Dr. Mills wasn't sure this should be discussed but this was just an informational item.

The Committee agreed to go ahead.

Dr. Mills reported that Loris Consultants were here doing the design of the Arroyo Hondo Trail. She showed their progress on a map. She pointed out where the trails were to be located. She showed the land that Jane Petchesky had left for NM Land Conservancy. They brought COLTPAC an application for this piece and as COLTPAC began evaluating, the Conservancy withdrew their application. Now they've renewed their interest in bringing the project to COLTPAC while examining an easement for the Arroyo Hondo Trail. So she went out and talked to them about extending a soft surface trail through their property. The other trails would be hard surface trails. In discussion they said the Conservancy was rethinking selling it to the County Open Space Program at a significant discount.

Ms. Houser explained that the owner couldn't own both the conservation easement and the land so the easement would dissolve.

Dr. Mills said their intent was to allow trails through the property under easement and there had been so much development around it that they want it as public open space. They were talking about a purchase price of one thousand dollars per acre for this 140 acres. Because budgets were in place and the acquisition process needed to be examined, she wanted to relay their offer to the Committee. She would meet with Commissioner Stefanics before the next COLTPAC meeting. Commissioner Stefanics had no open space in her district. And she would get the Commissioner's reaction to taking more steps on it.

Ms. Houser said it would be great to have a natural open space. Most was irrigated or paved.

Dr. Mills clarified that Commissioner Stefanics had lots of trails but no open space in her district.

Dr. Mills pointed out where the BTI (bicycle) manufacturing facility was located. There would be other such development there.

E Work Day at Los Potreros (Staff)

Dr. Mills said things were really moving at Los Potreros and the area behind the Santuario. There was real interest in what was going on with the lack of water. If she had time they'd do something on climate change monitoring. The Santa Cruz Water District turned the water off on Sunday and it had been off since then. Hopefully they would have some cows in the lower pasture to take down the old grass and then the owner would take them up to Tierra Amarilla. The other pasture had 18 acres and they

wanted a work day where they take out the native trees that were invading the pasture and transplant them down on the Santa Fe River. She wanted to know if the Committee was interested in helping with it. It would be great experience. She didn't think the Volunteer Coordinator would be on board by then. On Friday, she and Ms. Baker had the final interview and the person accepted the position but still had HR things to do. The new coordinator was very experienced.

She said Commissioner Holian was interested in getting up there. They were getting ready to disc the upper pasture so they needed to get the trees out of there.

Mr. Ortega asked if she had contacted Chimayó Youth Corps.

Dr. Mills said they had done work for the County and she could contact them about the work day but she had not done so yet.

8. ACTION ITEMS

There were no action items.

9. CLOSED EXECUTIVE SESSION

The Committee decided to go into executive Session pursuant to NMSA 1978 § 10-15-1.H(7) to discuss pending or threatened litigation.

Mr. Ortega moved to go into executive session to discuss threatened litigation. Ms. Houser seconded the motion and it passed by unanimous roll call vote with Mr. Patrick, Ms. Houser, Mr. Ortega, Ms. Burnett, Mr. Taylor, Mr. Hutchinson and Ms. Kowalski voting in favor and none voting against. Dr. Bent was not present for the vote.

The Committee went into executive session at 7:50 p.m.

At 8:20 p.m. on motion by Mr. Ortega and second by Ms. Houser the Committee moved to return to open session by unanimous voice vote.

Chair Kowalski announced that during the closed session no actions were taken and the only matters discussed were those pertaining to threatened litigation pursuant to NMSA 1978 § 10-15-1.H(7).

9. ADJOURN - Next Meeting: Thursday, May 16, 2013

Upon motion by Mr. Taylor, the Committee meeting was adjourned at 8:21 p.m.

2013 APR 18 PM 03:00:00

REC CLERK RECORDED 08/23/2013

Approved by:

Judy Kowalski

Judy Kowalski, Chair

Submitted by:

Carl Boaz (Byem)

Carl Boaz, Stenographer

Attest by:

Geraldine Salazar

Geraldine Salazar, Santa Fe County Clerk
8/22/2013



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

COLTPAC MINUTES
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I Hereby Certify That This Instrument Was Filed for
Record On The 28TH Day Of August, 2013 at 10:25:47 AM
And Was Duly Recorded as Instrument # **1716381**
Of The Records Of Santa Fe County

Deputy *Marcello Salazar* Witness My Hand And Seal Of Office
Geraldine Salazar
County Clerk, Santa Fe, NM