

BCC MINUTES  
PAGES: 77

COUNTY OF SANTA FE            )  
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Deputy \_\_\_\_\_  
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Valerie Espinoza  
County Clerk, Santa Fe, NM

**SANTA FE COUNTY**

**BOARD OF COUNTY COMMISSIONERS**

**REGULAR MEETING**

**April 26, 2011**

Virginia Vigil, Chair – District 2  
Liz Stefanics, Vice Chair – District 5  
Danny Mayfield – District 1  
Robert Anaya – District 3  
Kathy Holian – District 4

**SANTA FE COUNTY**

**REGULAR MEETING**

**BOARD OF COUNTY COMMISSIONERS**

**April 26, 2011**

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 11:10 a.m. by Chair Virginia Vigil, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Commissioner Vigil announced the proclamation recognizing Older Americans Month was being moved up in the agenda to accommodate citizens from the Ken and Patty Adam Senior Center.

Following the Pledge of Allegiance led by Captain Mike Jaffa and State Pledge lead by Bett Clark, roll was called by County Clerk Valerie Espinoza and indicated the presence of a quorum as follows:

**Members Present:**

Commissioner, Virginia Vigil, Chair  
Commissioner Liz Stefanics, Vice Chair  
Commissioner Kathy Holian  
Commissioner Robert Anaya  
Commissioner Danny Mayfield

**Members Excused:**

[None]

**V. INVOCATION**

An invocation was given by Captain Mike Mestas from the Fire Department.

**VI. APPROVAL OF THE AGENDA**

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- B. Tabled or Withdrawn Items**

PENNY ELLIS-GREEN (Deputy County Manager): Thank you, Madam Chair. There are a couple of amendments to the agenda. Item IX. A is withdrawn as Priscilla

is not available today. On page 3, item XIV. B. 2 has been reworded. This is the award for the Valle Vista lift station. It was on the previous agenda. It should have been reworded. And on page 4 we've added an item, item XIV. C. 5, Resolution to increase the EMS/Other Healthcare fund. This is a fund, a correction here for fund 234 for Sole Community Provider Supplemental Match in the amount of \$1,104,303.32. And those are the changes.

CHAIR VIGIL: Are there any changes from members?

COMMISSIONER STEFANICS: Madam Chair, I have a request. Since that is new and we have no materials in our book, if that could be passed out in advance, that item 5, so that Commissioners have an opportunity to see that.

MR. GUERRERORTIZ: We will do that.

COMMISSIONER STEFANICS: Thank you.

CHAIR VIGIL: The only other recommendation I have and I'll announce it after you, Commissioner Holian.

COMMISSIONER HOLIAN: I was just going to move for approval.

CHAIR VIGIL: Oh. Then we are moving item XI. C to item XI. A as I mentioned earlier. So could I have a motion with those amendments?

COMMISSIONER HOLIAN: Madam Chair, I move for approval of the agenda with amendments.

CHAIR VIGIL: Thank you. Is there a second?

COMMISSIONER STEFANICS: Second.

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

**VII. APPROVAL OF CONSENT CALENDAR**

**a. Consent Calendar Withdrawals**

CHAIR VIGIL: Are there any items on the Consent Calendar that any of the Commissioners wish to discuss? Seeing none, what's the pleasure of the Commission?

COMMISSIONER HOLIAN: Madam Chair, I move for approval of the Consent Calendar.

COMMISSIONER ANAYA: Second.

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

**XIII. CONSENT CALENDAR**

**A. Final Order**

1. **CDRC Case # MP/PDP/DP 10-5400 Mine Shaft Tavern Mine Shaft Properties, LLC, Applicant, Santa Fe Planning Group (Scott Hoft), Agent, Requested Master Plan Zoning for an Existing Non-Conforming Use and Preliminary and Financial Development Plan**

SFC CLERK RECORDED 06/03/2011

**Approval of Phase I for an Expansion of a Non-Conforming Structure and Outdoor Entertainment. the Property is Located at 2840 Hwy. 14, within the Traditional Community of Madrid, within Section 36, Township 14 North, Range 7 East within Commission District 3. Jose E. Larrañaga, Case Manager, Approval 4-1**

**B. Miscellaneous**

- 1. Resolution No. 2011-53: A Resolution Authorizing the Public Sale of Seized DWI Personal Property in Accordance with State Statutes. (County Sheriff's Office/Finance Division)**
- 2. Resolution No. 2011-54: A Resolution Authorizing the Public Sale of Seized Personal Property in Accordance with State Statutes. (County Sheriff's Office/Finance Division)**
- 3. Resolution No. 2011-55: A Resolution Authorizing the Surplus of Two Fire Trucks in Accordance with State Statutes. (Fire Department/Finance Division)**
- 4. Resolution No. 2011-56: A Resolution Authorizing the Surplus of Personal Property in Accordance with State Statutes. (Public Works Department/Finance Division)**
- 5. Resolution No. 2011-57: A Resolution Authorizing the Disposal of Personal Property in Accordance with State Statutes. (Finance Division)**
- 6. Requesting Commission Approval to Purchase Ten (10) Fleet Vehicles Totaling \$222,024 Pursuant to Section 1 of SFC Ordinance No. 2010-8 to Award the Contract Via Price Agreements From Rich Ford and Reliable Chevrolet Utilizing the State of New Mexico Statewide Price Agreements. (Sheriff's Office)**

**C. Budget Adjustments**

- 1. Resolution No. 2011-58: A Resolution to Increase the General Fund (101) Transfers Out and a Corresponding Increase to the Law Enforcement Operations Fund (246) Transfers in. This Transfer Will Be Budgeted From General Fund (101) Capital Set-Aside and Will Budget for the Purchase and Installation of Upgraded Security Systems for Restricted Areas at the Public Safety Building / \$19,737. (CMO/Finance & Sheriff's Office)**
- 2. Resolution No. 2011-59: A Resolution to Increase the General Fund (101) Transfers Out and a Corresponding Increase to the Law Enforcement Operations Fund (246) Transfers in. This Transfer Will Be Budgeted From General Fund (101) Capital Set-Aside and Will Budget for the Purchase of Specialized Equipment**

- to Be Used for Enforcement of the Noise Ordinance / \$4,780  
(CMO/Finance & Sheriff's Office)
3. Resolution No. 2011-60: A Resolution to Increase the Law Enforcement Operations Fund (246) to Realign the Fiscal Year 2012 Budget with the Available Grant Balance for the Region III JAG Recovery Act Grant / \$1,835. (County Sheriff's Office)
  4. Resolution No. 2011-61: A Resolution to Increase the General Fund (101) for an Agreement Between Santa Fe County and the Residents From County Road 72E – Arroyo Las Cuevas for Maintenance, Repair and Improvements to Said Road / \$64,369.63. (Public Works Department)
  5. Resolution No. 2011-62: A Resolution to Increase the Fire Impact Fees Fund (216) for the Fire Impact Fees Received for the Turquoise Trail Fire District to Purchase a New Fire Engine / \$133,000. (Community Services /Fire)
  6. Resolution No. 2011-63: A Resolution to Increase the Fire Operations Fund (244) to Budget a Grant Awarded Through the New Mexico Department of Homeland Security & Emergency Management for the Emergency Preparedness Program to Prepare for, Prevent, and Respond to All Hazard Events / \$166,127. (Community Services/Fire)
  7. Resolution No. 2011-64: A Resolution to Increase the Fire Operations Fund (244) to Budget Cash Carryover for the Rancho Viejo Station Project / \$1,242,084. (Community Services/Fire)
  8. Resolution No. 2011-65: A Resolution to Increase the Road Projects Fund (311) for a Novation (Replacement) of Cooperative Project Agreement Awarded Through the NM Department of Transportation for County Road 98 Improvements / \$112,500. (Public Works Department)

**VIII. APPROVAL OF MINUTES**

**A. Approval of March 29, 2011 BCC Minutes**

CHAIR VIGIL: Are there any changes from any of the Commissioners?  
Seeing none, what's the pleasure?

COMMISSIONER STEFANICS: Madam Chair, I move for approval of the minutes.

COMMISSIONER HOLIAN: Second.

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

**X. MATTERS OF PUBLIC CONCERN –NON-ACTION ITEMS**

CHAIR VIGIL: These are non-action items are there any members of the public that would like to address the Commission on any items that are not on the agenda that we will be discussing later? Please step forward. Seeing none, we will move to the next item.

**XI. C. Proclamation in Commemoration of Older American's Month**

CHAIR VIGIL: I'm really honored to have folks here with regard to that. I'll turn this over to Ron Pacheco. I particularly want to recognize two friends of mine, Don and Nancy Dayton, who I see regularly at the legislature and appreciate the feedback they give to the Commission. Of course everyone else is here who Ron will point out. Ron, it's yours.

RON PACHECO (Senior Services): Madam Chair, it's with great pleasure that I stand before you and thank you and the Commission for this proclamation recognizing May as Older Americans Month. I want to, Madam Chair and Commissioners, if I may, I want to recognize Kathy Berkeley, who is the manager of the Eldorado Senior Center. She's been away for a while and we're so happy to have her back. I also want to thank you, Madam Chair and Commissioners, because as you may recall, when the Adam Senior Center was built we were short funding and it was this Commission that came forward with the funding that allowed us to complete that center so we thank you all for that because without you we may not have the center and we want to recognize that.

I also want to let you know that recently, because due to your help completing that center we were able to install a one percent for the arts piece of artwork that turned out to be fantastic. Janet Altman, who I'm going to introduce to you shortly, sat on the committee and helped along with the seniors select a piece of art that just made the center beautiful, Madam Chair, and we're so thankful to have been able to receive that art which is a result of the one percent for the arts. It is a wonderful addition to the center and we're so proud that we have it there.

Now what I would like to do is I would like to introduce you to Janet Altman who is not only a member of the City-County Board of Directors, but she's also a chairman of the board there at Eldorado and she's a secretary of the RSVP program which many seniors in the county participate in. I'd like to introduce you to Janet and allow her to say a few words and introduce some of the other seniors who are here, but on behalf of staff I want to thank you for all your support.

CHAIR VIGIL: Thank you. And Jan, I know you're here to receive the proclamation. I will read it and present it to you after you've done your introductions.

JANET ALTMAN: Thank you, Madam Chair. I wanted to have people with me because I didn't want to be the only one receiving this. What you see before you here are individuals from the Eldorado area who are very, very important to actually having the facility built, and it was the inspiration of Ken and Patty Adam that directed us. We have her

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daughter here, Eleanor Gossen and then we have Dolores Brock and Mr. and Mrs. Davis, Chris and Dave Davis, and of course the Daytons. And these people were involved from the very, very beginning in having the foresight to see that we needed this out in the county.

CHAIR VIGIL: Thank you so much, Janet. It's such a pleasure to have you here for the proclamation. I wanted to give a little bit of background as to what precluded the impetus for doing this. May of course you know is Older Americans Month and we title most of what we provide as senior services or senior centers or things of that nature. The feds have always said older Americans, and it originated in 1963 by President Kennedy and has been honored by every president since then.

Historically, the Older Americans Month has been a time to acknowledge the contributions of the past and to honor older persons in our country and today in our county, in particular, those who defended our country. Every president since John F. Kennedy has issued a proclamation before or during the month of May asking that the entire nation pay tribute in some way to older persons in their communities and the Santa Fe County Commission is very proud today to recognize and acknowledge the importance of our senior and their many contributions to our community. And I particularly want to underscore the project and the older Americans center in Eldorado could not have happened without the involvement of the community.

Many things that happen in an elected position and in a governance happen because there are very many interested community people who mobilize and activate and give your elected representatives the reasons for moving forth on issues or on projects and certainly the senior center, the Ken and Patty Adam Center was created with that force. Not only that but your library, the Valle Vista Library was also created with that force. I appreciate the activism and the mobilization of people in your community who care.

Janet, with that I'm going to read the proclamation:

Whereas, Santa Fe's population includes 18,929 older adults, this is age 65 and older;  
and

Whereas, the older adults in Santa Fe County are the roots from which our community grows, who bestow gifts of wisdom and insight upon younger generations and strengthen the bonds between neighbors to create a better place to live; and

Whereas, our society and community can be enhanced by older adults aging peacefully in their communities; and

Whereas, the older adults throughout Santa Fe County are valued and recognized by their experience and wisdom that connect us to the past and help us meet the challenges of the present. Older adults do and shall be recognized for the following: They increase their opportunities to remain in their communities as active and engaged citizens. This is for themselves and for the people whose lives they touch. They provide services and support system by and through our senior centers and allow other adults to foster and maintain connections within their own community. They emphasize the value of adults, other people by publicly recognizing their contributions to the diversity, the strength and the unity they bring to Santa Fe County.

Now therefore the Board of Santa Fe County Commissioners hereby proclaims the month of May 2011 as Older Americans Month in Santa Fe County, and further calls upon all citizens to join in expressing their sincere thanks, their gratitude and appreciation for the contributions and sacrifices older adults have made to enrich the quality of life in Santa Fe County. I move we approve this proclamation.

COMMISSIONER HOLIAN: Second.

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

CHAIR VIGIL: Thank you very much we're going to present this to you now. If you all would join me.

[Photographs were taken.]

CHAIR VIGIL: Commissioners, if you'd like to comment, I'll start with Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Madam Chair. Although Ken and Patty Adam Senior Center is located in Eldorado I just wanted to comment for the public that that senior center accommodates any senior who walks in from the area. We don't have that many senior centers around the entire county, so we welcome all seniors, and what we have found is that not only are we seeing seniors from the 285 Corridor and Eldorado but Lamy, Cañoncito, Pecos, but a senior center that's under public funds accommodates all seniors who wish to visit and partake of meals and activities. And I really thank the staff and all the volunteers that. Every time I attend it is a hub-bub of activity and quite a few people come up to be immediately with their issues and concerns that they want the County to address. So I know it's a very active group. Thank you very much, Madam Chair.

CHAIR VIGIL: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Madam Chair. Just one comment. The depth and breadth and wisdom of our community rests with you, our seniors, and for that I thank you very much.

CHAIR VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. I would just like to say thank you to Ron Pacheco and to all of our staff who man – who people the community centers, as well as all of the volunteers who make them a success. I also wanted to note that I think District 4 which I represent is probably the only district that doesn't have a community center directly in it but that the Ken and Patty Adam Center in Eldorado is very important to my district as well. A lot of people come there from Glorieta and Cañoncito and areas like that and I believe there are a lot of seniors served by the Meals on Wheels program. So on behalf of the people in my district I really want to thank you.

CHAIR VIGIL: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, and I'd just like to congratulate and thank all of you, staff and volunteers and all our seniors for what you do for our community. And Madam Chair, also, I would like to ask if we could have the signed



proclamation posted at all of our senior centers within the county.

CHAIR VIGIL: That's an excellent idea.

COMMISSIONER MAYFIELD: Thank you very much.

CHAIR VIGIL: Ron, would you follow up on that request?

MR. PACHECO: Madam Chair, Commissioner Mayfield, I'd be very happy to do that. If I may, Commissioners, in closing, I just want to recognize the support of the Commission and the support of the seniors who are here before you because I'm going to let you in on a little secret and when I tell you that staff like myself are truly empowered and become much better staff when we take direction and leadership from seniors like these that are before you. So it's not only a pleasure to work on behalf of the County but to work with people like this who help us be better individuals with all the experience they have. It's a true pleasure and we do not take it for granted. So thank you very much.

CHAIR VIGIL: Thank you, Ron, and thank you all for being here. Appreciate it. I know you have a van to catch so I appreciate your being with us. Thanks so much.

## **XI. MATTERS FROM THE COMMISSION**

### **A. New Mexico Teen Pregnancy Coalition Presentation** *[Exhibit 1: NM Teen Pregnancy Coalition information]*

COMMISSIONER HOLIAN: Thank you, Madam Chair. This is the other end of the age spectrum I guess. But when you think about it, when teens have children, that's sort of like children having children. And unless those teens have a really strong support network they often do not have the maturity to deal with the responsibility and challenges of raising children, which is a very challenging endeavor. Unfortunately, if there is not a strong support network oftentimes terrible things happen. In fact we've seen in the past recently some very tragic cases of child abuse.

Now, thankfully, it usually doesn't come to that, but I would have to say that there's many other reasons why reducing the teen pregnancy rate in our community is a benefit to the teens in our community and to our community itself. And I will just note that upcoming, May is in fact Teen Pregnancy Prevention Month. I had not really realized that until I looked over the website of the New Mexico Teen Pregnancy Coalition but I will be bringing forward a resolution recognizing May as Teen Pregnancy Prevention Month at the next meeting.

But in any event, Silvia Ruiz, who is director of the New Mexico Teen Pregnancy is here and she is going to give us some information about what the Coalition does, how they are working to both reduce teen pregnancy rates in New Mexico as well as how they work to support teens who have become parents. Silvia.

SILVIA RUIZ: Thank you, Commissioner. Good morning, Madam Chair, members of the Commission. Thank you so much for the opportunity to be here this morning and indeed speak about the other end of the spectrum, of children having children. I'm sure it will come as no surprise to you, Commissioners, that New Mexico continues to have the

highest teen pregnancy rate in the country. We have the second or third highest teen birth rate in the country. So that's the bad news. The good news, and only a social worker would be so excited about this is that the rates are going down. And so we're very pleased to see some progress in New Mexico around that issue.

Our Coalition has been around since 1989. That's a long time, trying to reduce adolescent births, improve reproductive health services for teens, and promote and facilitate the establishment of services for teens when they become parents too soon. And so I've prepared packets for all of you. I can tell you it will be the only times that a private non-profit group comes and gives you a money, right? Unfortunately, this is not the good kind of money. In 2004 the Department of Health commissioned an economic impact study to look at the costs of teen childbearing to our state. And you can see in 2004 the cost was \$590 million a year. If we could stop teen births for one year in our state we could have taken care of the budget shortfall. That's pretty powerful. And this does not speak to the human costs.

As Commissioner Holian mentioned earlier, the infant mortality rate at the hands of teen parents, because teens just don't have the support systems. Unfortunately, in the economic recess that we're operating in we've seen reductions in prevention services as well as services for parenting teens. So I'm excited and thrilled about the reduction in the teen birth rate but I'm not sure that's going to hold.

Now Santa Fe County, more specifically, I'm always excited to come to a county that isn't in the top five in our state in terms of teen birth rate, and you can look at our Challenge 2010 document to look at specifically some of the data from your county. In 2008 which is the latest year that we have information for – it's funny; in our state we split up the data by 15 to 17-year olds and the 15 to 19-year olds. And I can tell you that research is showing us that when there's an unplanned, unintended birth to a woman in her twenties the results are just as devastating as they are for a woman in her teens.

So for Santa Fe County for 15 to 17-year olds in 2008 you had 76 births to teens out of a population of a little over 3,000 teens of that age. And so you really are not doing that bad. The counties in our state that are notoriously the highest are Rio Arriba, the southeastern part of our state, Carlsbad, Roswell, Hobbs, that area, and Dona Ana County. And so Santa Fe County, you should be very proud of yourself because you aren't in the top five or even in the top ten. Now, you didn't make progress in terms of the challenge to reduce teen birth rates by 2010 by 15 percent. However, there were some reductions and you can see that on the back side of the card. So that's for your information.

In terms of the risk factors for these kids, we know what they are. We also know what works. The risk factors are poverty, disconnect to school, and disconnect to family. Conversely, the protective factors then are connecting kids to school or to their community. We know what they are. We know what the strategies are that work. Those are confidential clinic services so that adolescents can access the health services that they need, male involvement programs, which we have sorely, sorely missed in our country in general and in New Mexico. Services for high-risk young men, including the men in prevention services, and then including them when they have a child. Facilitating establishment of paternity.

Reproductive health services for me – can you imagine? Teaching men about their risk-taking behavior. Service learning programs. In my day that used to be community service. I'm the second oldest of nine children and my mom was involved in establishing Head Start in Barelas in Albuquerque during President Johnson's war on poverty. Who in their right mind is going to take care of nine kids, right? Nobody. So there was no babysitters. But we went with her and we volunteered, right? Little did we know back then that connecting these kids to their community can save them. So that's service learning we call that. And then programs that teach adults, parents, to talk to their kids about this issue. So many adults still didn't get the health education that we need.

Now we do have, thanks to the legislature last year, House Bill 44 that passed is requiring our high school students to take a health class before they graduate from high school, which is wonderful. But again, the school districts are having to implement that slowly because they're so overburdened. And so that – and that's comprehensive sex ed again, making sure our young people get the information about reproductive health so that they are aware of the risk-taking behavior when they're confronted by it. And they will be confronted. By some estimates the Youth Risk and Resiliency Survey that we conduct in our state is estimating that by the time that kids are juniors in high school engaging in sexual activity.

COMMISSIONER HOLIAN: Thank you very much, Silvia. That was very informative and thank you for the packet material. I don't think I have to make a motion. This was informational only.

MS. RUIZ: Thank you.

CHAIR VIGIL: Thank you so much. Are there any questions? Silvia, hold on. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, thanks, Commissioner Holian, for bringing forth the information. What gains have we made in the way of educational outreach to keep the teens in school? I know Santa Fe had a program. I hope they still have it in the high school that helped them take care of the kids during the day and keep them in school. Are we making progress in that light? What's your perspective on that particular aspect?

MS. RUIZ: Thank you for the question, Madam Chair and Commissioner Anaya. Gains? I'm sorry to say, no. We have the New Mexico Grads Program, which has been funded for many years in New Mexico, and then we have New Futures in Albuquerque and you all have the Santa Fe Teen Center here. All of those programs have decreased, and those are programs to keep parenting teens in school so that they can graduate from high school, provide parenting, provide childcare so that the infant actually goes to school with the parent. And we've seen a decrease in all those programs statewide, I'm sorry to report.

COMMISSIONER ANAYA: Madam Chair, decrease associated with funding or decrease in getting participants?

MS. RUIZ: Funding, Commissioner, Madam Chair.

CHAIR VIGIL: Okay. Any other questions? Thank you very much. Appreciate

the update.

**XI. B. Brief History and Introduction of the Santa Fe Friendship Club;  
Presentation By Mary Stramel, Board Chair, and Prasoon Wilson, Club  
Manager**

CHAIR VIGIL: I do believe that Prasoon Wilson, the board chair of that is here. Would you please step forward, Mr. Wilson and give us your presentation. Thank you very much for being here.

PRASOON WILSON: Good morning and thank you for having me, Madam Chair, and I will be brief, I promise. My name is Prasoon Wilson. I am the manager of the Friendship Club in Santa Fe. The president of our board, Mary Stramel sends her apologies; she was called off on an emergency, called down to Clovis and she asked me to present.

The Friendship Club is a 31-year old non-profit organization located right now at 1915 Rosina Street. Probably someone you know on your street attends that club for meetings. We offer 60 different 12-step meetings a week that range from Alcoholics Anonymous, Families of Alcoholics Anonymous, which are Alanon, Overeaters Anonymous, Sex and Love Addicts Anonymous, Gamblers Anonymous and other 12-step programs. The club was founded 31 years ago by seven people from Santa Fe who used to go down to Tesuque where the only Alcoholics Anonymous meeting was held and they decided not to drive in the snow and to start something here. And so they were called the Unstable Seven when they came up with the grand idea 31 years ago. They found a warehouse way down Cerrillos Road near Payne's Nursery I believe and started there. Eventually they moved to Alta Vista Street and for the last 20 years they've been at 1915 Rosina Street. We're located actually next to a couple of landmarks, Paper Tiger and Tax Express, next to St. John's Baptist Church.

I just want to tell you briefly about it without boring you too much. We're open 365 days a year and we have four meetings at least every single day. Alcoholics Anonymous, Narcotics Anonymous, Overeaters Anonymous, etc. We are staffed by two full-time staff, a volunteer board of directors and really primarily kept open by over 100 hours of volunteer time per week, which I believe is pretty good. We have a shoestring budget of \$125,000 approximately a year, and we have, as I said, I'm the only full-time staff member there, and we have two part-time staff.

Because of the nature of the anonymity of Alcoholics Anonymous which is the name of it there's been a bit of a – I shouldn't say stigma but a certain care according to one of our traditions to be publicly in press, radio and films, to be anonymous, and that tradition we hold very strongly, and as a result of that it's been very quiet even though we've been in existence for so long. And as I said there's probably somebody that you know, in your family, in your workplace, on your street that attends this club at one time or another.

About three years ago the board of directors under Mary Stramel decided that we'd

change the bylaws of the club and we're not associated or affiliated with Alcoholics Anonymous anymore. We have a central office of Alcoholics Anonymous that strongly supports the Friendship Club but the bylaws we changed to include recovery in all aspects and that opened up the community center as we call it now, to various other activities. We have yoga classes. We had a community acupuncture clinic. We have non-violent communication workshops, etc., etc. We have dances, sober dances once a month. The school, Bobby Gutierrez, rented our place for the school board financial committee meeting about three months ago and we hope to get them back. The facility is open because we stay open by room rental, essentially. Our room rental rate is very, very nominal, \$12 a hour, and we welcome anybody in the community, any non-profit agency to use us.

As I said, I will keep it brief. We are affiliated with the judicial system, not officially but unofficially. The drug court program has two meetings at our club. Judge Segura and Judge Vigil have both visited the club and had pizza with me and they are very good friends of the club. Only this last week Judge David Segura nominated the Friendship Club to receive the Pinon Award that's given out annually by the Santa Fe Community Foundation and Judge Vigil, even though he was busy last week with a certain case that [inaudible] seconded that nomination and the nomination was thirderd, if I may use that word by Richard Roth who is the chairman of the DWI Impact Panel. So we're tremendously excited about this nomination, not that it means anything but it would be nice to get that recognition. We've come out of the shadows in that we're not Alcoholics Anonymous anymore and we hope that simply to pass the word out that we're available.

I think it's being a person in recovery and being sober for some time I think it's fairly accurate to say that right now as we're sitting here in this room there are roughly 5,000 people in the County of Santa Fe who are at this very moment sitting down to finish off a bottle of vodka and they will go back to liquor store for a second one some time before the day ends. It is a fairly serious disease that affects our community and every man. The two people just before me, teen pregnancy – I don't think you'll find any social ill that's not affected by drug and alcohol overuse. And that's pretty much all I have to say. Thank you for having me and if you have any questions I'll be happy to answer.

CHAIR VIGIL: Thank you so much for being here and we appreciate all that you do and the update. I was not familiar with the change to the recovery component which is critical. I have Commissioner Stefanics who'd like to –

COMMISSIONER STEFANICS: Thank you, Madam Chair. Thank you very much for the presentation on the Santa Fe Friendship Club. I have several friends who have participated over the years, some alive, some dead, and I understand that almost all of the activities there are volunteer and that any volunteer organization without paid staff struggles to raise funds, etc. and in fact my most recent conversation was a week ago with somebody saying, Gee, we have to raise x-amount of money. Do you have any ideas? So I really applaud the work of the Santa Fe Friendship Club. I wish you well in your nomination for the Pinon Award. There is a small monetary award that goes along with that if you do win it, but it brings recognition throughout the entire community. So good luck with that and please

continue to do the good work and send my wishes to everyone there.

CHAIR VIGIL: Thank you. I really want to thank you and all the volunteers who participate in this 12-step program. I'm also really excited to know that you've broadened your definition because really, addiction can be anything. It can be a behavioral addiction, it can be obsessive-compulsive behavior, it can be smoking, it can be overeating, it can be things that we do in our day-to-day lives that need to be addressed. And I know there is no other program in the nation, perhaps even, I don't know how far 12-step programs have gone, that really can laud themselves the success that a 12-step program has. That continues to be very much a part of our community and part of its success is its anonymity. I too have had friends and even family who have participated in your program, inclusive of the one that has family members of members who are addicted in their family because the disease doesn't really settle with one person. It affects an entire family; it affects an entire community; it affects an entire culture; it affects an entire nation. So what you're actually doing is very much appreciated. I would just ask that you restate the address for your new location on Rufina Street, and also perhaps identify how someone can make contact with the Friendship Club, because there are other sites, I believe that Recovery – what is the title now? Recovery Anon?

MR. WILSON: The community center.

CHAIR VIGIL: Okay. How they can make contact for help.

MR. WILSON: We have – our location is Rosina Street, which is quite often confused with Rufina Street, which is more well known. Rosina Street is located off of Cerrillos, north of Osage and St. Michaels, between St. Michaels and St. Francis, which are the two big ones. ROSINA. Our website is [www.friendship.santafe.org](http://www.friendship.santafe.org). And any contact that anybody wishes to make can be done through that.

CHAIR VIGIL: Okay. Very good. Thank you very much for the information.

MR. WILSON: Thank you all.

## **XII. Appointments/Reappointments/Resignations**

### **A. Appoint a Member to the Santa Fe County Health Policy and Planning Commission to Represent Commission District I**

STEPHEN SHEPHERD ((Health and Human Services Director): Madam Chair, we received one application from Antoinette Montano, who is an RN/case manager at Presbyterian Hospital. She did attend our first organizing meeting for the new Health Planning Commission and we feel she's capable of filling the position.

CHAIR VIGIL: Commissioner Stefanics.

COMMISSIONER STEFANICS: Madam Chair and Steve, thank you for the presentation. I, when I read it, I was fine with it but you just collected me into something. Does this hospital not receive some of our Sole Community Provider funds?

MR. SHEPHERD: Madam Chair, Commissioner, it does.

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COMMISSIONER STEFANICS: And Madam Chair, Steve, did we not keep off employees from other entities receiving Sole Community Provider funds?

MR. SHEPHERD: Madam Chair, Commissioner, we have.

COMMISSIONER STEFANICS: Madam Chair, I see this as a conflict then, to accept this when we would not accept others. And I recognize that we're having an issue with this district, getting the right person, but we did actually eliminate, I believe, people from other entities from applying.

CHAIR VIGIL: I do believe that is actually the process and the guidance that the Commission provided for the new appointments. So District, 1, what is the pleasure of the Commission.

CHAIR VIGIL: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Shepherd, just so I understand though. If an individual is or is not allowed on this board, and if the conflict of interest is disclosed, is it going to matter what capacity they serve in within that organization? Because I do believe that may be a prior individual who had an interest that served in the director's role, and this individual may be just be in an employee role and has nothing to do with the Sole Community Provider funds.

MR. SHEPHERD: Madam Chair, Commissioner, from what I understand she has a financial interest in the organization. She would have to recuse herself from any action, discussion, direction concerning Presbyterian Hospital and their subsidiaries. But I also refer this to Mr. Ross if you like a – we really don't have any written guidelines that I know of.

COMMISSIONER MAYFIELD: Mr. Ross, do you have any thoughts on it?

MR. ROSS: Madam Chair, Commissioner Mayfield, yes, that's true. She would have as an employee of the Espanola Hospital a financial interest as well as a conflict of interest. So that means she wouldn't be, if she were sitting on this board she wouldn't be able to participate at all on discussions that concern the hospital in Espanola.

COMMISSIONER STEFANICS: Or Sole Community Provider.

MR. ROSS: Or Sole Community Provider for that matter.

COMMISSIONER ANAYA: Madam Chair, on that point.

CHAIR VIGIL: Do you have –

COMMISSIONER MAYFIELD: I may have a follow-up question.

CHAIR VIGIL: On that point or can I –

COMMISSIONER MAYFIELD: [inaudible]

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, the allocation as I recall for Presbyterian Espanola for Sole Community Provider is not a large one in comparison. How much are we talking about, Sole Community Provider funds?

MR. SHEPHERD: I believe, without looking it's \$459,000, \$462,000 in total.

COMMISSIONER ANAYA: Madam Chair, Commissioner Mayfield and Commissioners, I think if the individual – and Commissioner Stefanics, was that a discussion that was held prior to Commissioner Mayfield and I sitting on the bench as far as the

applicants? Because I don't – and I'm not saying it didn't happen but I don't recall that conversation. Like I said I'll go back and look, but my feeling is that if this individual recuses themselves associated with issues on financial and Sole Community Provider funds and they're willing to do that my feeling would be I'd be okay with the appointment.

CHAIR VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Steve, my question is we don't have the resolution that created HPPC in front of us. Did we have anything in that resolution about this, about conflict of interest?

MS. SHEPHERD: Madam Chair, Commissioner, I don't believe so but I couldn't tell you that without looking over it one more time. I don't believe that was in there. I believe guidance about membership on commissions is contained in other resolutions.

COMMISSIONER STEFANICS: Madam Chair, on that point.

CHAIR VIGIL: Yes.

COMMISSIONER STEFANICS: Madam Chair, I believe what Commissioner Holian is referring to is our Ethics Ordinance, which refers to elected officials, employees, and volunteers for the County.

COMMISSIONER HOLIAN: Yes.

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Yes.

COMMISSIONER ANAYA: Madam Chair, on that point, associated with this exact discussion if it's tied to the Ethics Ordinance, we had an appointment that did come before the Commission, I want to say in February, that was the same discussion that we're having here associated with a County employee that worked in the Assessor's Department, that we went ahead and made an appointment on associated with the ethics discussion and we had a discussion as a Commission. A recommendation was made to go ahead and allow that particular individual from the Assessor's Office I believe. I don't even remember the exact committee, but we voted to allow that. So I think that based on that and based on a recusal from this individual on any action associated with sole community for Espanola, I'm okay with that. Penny, I don't know if you recall the board.

MR. GUERRERORTIZ: Madam Chair, Commissioner Anaya, the board I believe was COLTPAC and it was an employee from the Assessor's Office.

CHAIR VIGIL: I recall that because it was someone in my district, but he doesn't have a financial interest in COLTPAC, does he? Or anything of that nature? Commissioner Mayfield.

COMMISSIONER MAYFIELD: Mr. Shepherd, what is the individual's financial interest? Receiving a paycheck?

MR. SHEPHERD: Madam Chair, Commissioner, I believe that's the case, because she has a job and receives a paycheck from the institution.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Shepherd, do you know how her direct hierarchy works? Is she under the direct control of people involved with Sole Community Provider funding?



MR. SHEPHERD: Madam Chair, Commissioner, in reading her résumé she doesn't seem to be a part of administration. She seems to be performing direct services as a case manager to patients. So I don't see her as part of administration.

COMMISSIONER MAYFIELD: Thank you.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. So I guess my question is then to Steve. Do you see any conflict with our Code of Conduct Ordinance if she recuses herself?

MR. ROSS: Madam Chair, Commissioner Holian, no.

COMMISSIONER HOLIAN: Thank you.

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I'd move for the approval of the appointment.

COMMISSIONER MAYFIELD: Madam Chair, I second.

CHAIR VIGIL: We have a motion and a second. Is there any further discussion?

**The motion passed by majority [4-1] voice vote with Commissioner Stefanics voting against.**

#### **XIV. STAFF AND ELECTED OFFICIALS' ITEMS**

##### **A. Finance Division**

##### **1. Review and Discussion of the Quarterly Financial Report for the Quarter Ending March 31, 2011**

TERESA MARTINEZ (Finance Director): Madam Chair, Commissioners, you have the standard quarterly report before you where we summarize in a little more detail than the monthlies the general fund, the fire fund, the corrections fund, and then we address if our budget cuts have stayed intact. So we'll go ahead and begin with a summary of the general fund.

They had total year to date revenue collections of just over \$40 million and total expenditures of just over \$35 million, so we have a positive operational variance if you will of \$4.5 million. The general fund had increases over the budgeted amounts for revenues even in the smaller categories – animal licenses, wireless communication fees, animal pound fees, landfill fees, premium copying charges, rental fees and archeological review fees, all doing better than the budgeted amount for this time period. We did see a decreased collections amount if you will for microfiche fees, map sales, investment income and grant reimbursement.

When we compare the revenue to the prior year we are down in our collections about 11.5 percent, when we compare to the previous year for the same time period, but we'll explain that. Most of it is attributable to lesser state and federal grants and investment income. But the lion's share of it is relative to the fact that this time period last year the general fund had made a loan for the acquisition of water rights and at that time they were reimbursed, so it does look like we're under but \$4.2 million of that was a reimbursement to the general fund for the prior year for water rights acquisition.

Our total revenue collections are at about 72 percent over the budgeted amount through March and there are some items that are under-budget for this time period and there's others that are doing well. We had improvements in the third quarter and I gave you the example of business licenses, because they have a latter due date if you will in March. You can see that it increased by about \$102,000 from the previous quarter. So some of the collections are definitely driven by the cycle. So I gave you the standard chart for revenue and expenditures. I do want to point out that when you look at the GRTs on the revenue chart, it may have been wishful thinking on my part, but it should be \$5.8 million and not \$58 million. We'd be doing really well if we were at \$58 million in GRT, so I apologize for that error.

I also gave you the standard property tax so that you could see through March. We had a budgeted amount of \$26.3 and we had actual collections of \$29 million, so we're better than budget to the tune of almost \$4 million relative to property tax.

If you compare the GRTs we're just slightly higher than budget and this is two months of GRTs which includes both the countywide and the unincorporated GRTs.

COMMISSIONER ANAYA: Madam Chair, I'm sorry.

COMMISSIONER STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, could you back up. I apologize. I was writing something down. Could you tell me again on property tax where we are comparatively speaking from the prior year?

MS. MARTINEZ: Sure. Property tax, we're better than the prior year and we're better than budget. A good part of that is relative to the delinquent taxes, the effort that the Treasurer's Office has been making. They've brought in just over \$5 million relative to delinquent tax collection effort, and of that just about \$1.7 million comes to the County for our share. Then from a budget standpoint, there was a timing issue with the December-January collection but we've been on budget or better for most of the month in the property tax, so we're doing really well.

COMMISSIONER ANAYA: Madam Chair, I know we've had discussions about the Assessor's Office and activities and additional work but I just want to – and I've done this before – but I want to say for the record that we are above projections, doing good associated with property tax and bringing those revenues in.

MS. MARTINEZ: Madam Chair, Commissioner Anaya, we are better than budget; that is correct.

COMMISSIONER ANAYA: Thank you, Madam Chair.

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COMMISSIONER STEFANICS: Thank you. And Ms. Martinez, on that point, do we attribute or does the Assessor's Office attribute any of that higher collection to the ten monthly payments that are now available to individuals in the county?

MS. MARTINEZ: Madam Chair, yes. That came up as part of our budget discussions and that is part of it because they are making timely payments and then they rectify to the final amount owed on that final payment for that. It has had an impact on our collections.

COMMISSIONER STEFANICS: Thank you. If you'd please continue.

MS. MARTINEZ: Okay. So total GRT, and that's again including countywide and the unincorporated GRTs are just better than budget to the tune of \$355,000. So that's good, because we started the year with three months in a downward trend and now we've seen that the last three or four months are stabilizing. So that's a good sign. When we compare them to the previous year – pardon me. We are down 1.7 percent from budget, and down 4 percent from the previous year's allocation. So that's good. I'm happy with that, because we did a 5 percent forecast in terms of a downturn for our budget projections for this fiscal year. So we're on task.

We will recommend that we stay flat for next fiscal year. I think we have a comfort level that the GRTs are beginning to stabilize. Relative to expenditures, we had total expenditures in the general fund of \$35.5 million and of that salaries and benefits comes in to the budgeted amount of \$18.8 million, and had actual expenditures of \$12.5 million. Salaries and benefits represents 46 percent of the total budget. Overall, the County has expended 56 percent of the general fund budget which is \$35.5 million of the \$62 million budget. And we gave you a chart that broke it down by the main budget categories that we have, so you can see where the operating transfers have been posted and the transfers that the general fund does to other funds to help sustain their operations.

I'll move into what we call the troubled funds and again they're troubled because of the nature of their funding source. They rely heavily on the GRTs and you know in this recessed economy we have larger concerns about the GRTs.

If we look at the fire fund they have total revenue collections of \$9.4 million and actual expenditures of just over \$9 million. So they are operating in a positive operational variance of \$425,000. They too have witnessed increased collections over the budgeted amounts for the period ending March 31<sup>st</sup> for movie lot fire protection, state grants, JPAs, and they've seen decreases in fire code enforcement fees, impact fees and ambulance charges. In total their revenue collections are up 1.1 percent when we compare that to the revenue collected in the previous fiscal year, and the GRTs that support the fire operations are down about 3.7 percent from the previous fiscal year.

When we compare it to the budget, the revenue collections are just at 74 percent of the budget through March and again, the GRTs are slightly better than budget and in that GRT number is a total of \$43,680 which is a little dribbling but is still coming in from the fire excise tax that had previously sunsetted. And again we have the pie that breaks down the main revenue categories for fire.

COMMISSIONER ANAYA: Madam Chair, on that point.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Ms. Martinez, did you say that the GRT is up over budget but that the fire receipts are down?

MS. MARTINEZ: In total we have the revenue collections are better than budget, 1.1 percent up when compared to revenue for the previous year for the same time period. So they're up 1.1 percent.

COMMISSIONER ANAYA: Okay. Thank you.

MS. MARTINEZ: Relative to the expenditures, they've expended a total of \$9 million for all expenditure categories. Again, largest share, probably for every fund is the salaries and benefits and in fire's case also capital purchases. So they have salaries and benefits budgeted at \$8.7 million and they've expended actual expenditures of \$8.5 million. They have a capital purchases budget of \$17.8 million and to this point we've seen expenditures of \$1.6 million. The expenditure categories are all under budget, and again, salaries and benefits represent 28 percent of the total budget and at this point capital purchases 57 percent of the budget. They've expended a total of 29 percent of their total budget, and again we included a chart that shows their total expenditures by budget category, so that you could see that through March 31<sup>st</sup>.

The corrections fund has total revenue collections of \$17.5 million and expenditures of \$19.6 million, so that includes a negative operational variance of \$2.1 million. We've seen decreased collections relative to the care of prisoners and electronic monitoring charges. Charges for services or care of prisoners revenue is down through March by about 9 percent or about \$248,000 for the same period in the previous fiscal year. Through March, the GRTs for corrections is down about 3.9 percent when we compare it to the previous year's collection for the same time period.

We had total revenue collections of \$2.9 million if you do not include the operating transfers, and we have total revenue collections with including the revenue transfers of \$17.5 million. The GRTs are just better than budget and we have the pie chart that breaks down the total categories of revenues for you.

Followed by that is the expenditure summary. We've expended a total of \$19.6 million. Again, salaries and benefits represent a budget of \$14 million with actual expenditures of \$9 million to this point. All of the expenditure categories are under-budget through March 31<sup>st</sup> and again, salaries and benefits represent 51 percent of the budget. Overall, we've expended a total of 71.6 percent or \$19 million of the \$27 million budget, and within those expenditures is included the debt service component of the \$2.3 million - \$2.245 million.

I keep a little bit of the other troubled funds summary. We have a couple of functions that don't have a recurring revenue source and we have to work on that. We have the Health Division with some non-grant funded positions and programs. We have the RECC budget, and we also have our open space component that we need to keep on the plate, if you will, as we move into fiscal year 2012 [inaudible]. We finalized the memo that finalized the memo

that updated the budget cuts that were declared on June 8<sup>th</sup> by the County Manager's Office. Nothing has changed since the last reporting. If anything, we'll probably have a smaller variance on the hard freeze of positions, because positions that we had intended to possibly unfreeze and have to fill have not been filled as of this date. So that number will be better. It will be closer to what we had estimated.

And we're preparing to bring you a budget summary for fiscal year 2012. We'll hold that budget study session on May 10<sup>th</sup> before the regular meeting and I'll stand for any questions.

CHAIR VIGIL: Any questions? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Teresa, I just have a question as to why the care of prisoner revenue is down. I thought that that was something that we were trying to actually build up.

MS. MARTINEZ: Madam Chair, Commissioner Holian, it is something that we're building up and we're currently looking at bringing in more inmates for the US Marshal's Office, so hopefully we'll see that. We have a forecast up for Bureau of Prisons we can bring up to almost 11 and hopefully we can get the US Marshal population up to 110. So as we transition those in, probably with a phased approach with the US Marshals we should see the revenue numbers go up.

COMMISSIONER HOLIAN: Okay. Thank you.

CHAIR VIGIL: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, and thank you, Ms. Martinez. Ms. Martinez, quick question on the pie charts that you provide us, why don't we have encumbrances in the expenditures?

MS. MARTINEZ: We can do it either way. We typically don't show you the encumbrances and we show it to you as the expenditures materialize, and at the end of the year if you want us to show you that because sometimes the encumbrances won't materialize at the full level that they're outstanding at. So we can do it both ways if that would be a preference.

COMMISSIONER MAYFIELD: And Madam Chair, Ms. Martinez, just so I – the County operates a little different from state where you all can pay in the subsequent year with prior year encumbrances.

MS. MARTINEZ: Madam Chair, Commissioner Mayfield, we do do that. We carry over prior year PO's. We're looking to transition possibly to the same thing that the state does and possibly carry over only for the larger projects. But at this point we still do carryovers.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Martinez, on that, maybe then toward the end of the year, budget year recap, you could give me just what we're carrying over on a prior year encumbrance.

MS. MARTINEZ: Sure.

COMMISSIONER MAYFIELD: That would be beneficial for me please. And then Madam Chair, Ms. Martinez, I know you have this posted on our minutes or posted in

the minutes so the public can access them, but would it be possible – I get a lot of questions from constituents asking, how are you guys spending our money. And I think if we had these pie charts, maybe under Finance or wherever you all have your description of what goes on, just to show folks that this is the revenue that's coming in; these are expenditures that are going out, and the very simplified pie graph that you provide us would be of great benefit.

And then Madam Chair, Ms. Martinez, last month I had a couple questions and I didn't see the report in here this month and I just want to know if you can provide it for me, was the net operational activity for the month. And also last month I did have some questions on a – I did have a question on some of the disbursements and I just haven't received that information yet and I would like to receive that please.

MS. MARTINEZ: Okay. And I have it here before you so I could give it to you now.

COMMISSIONER MAYFIELD: Okay. After, we can meet. And then will you just include or at least a person give it to me, just the net operational activity for the month, because this was very beneficial.

MS. MARTINEZ: Okay. And Madam Chair, Commissioner Mayfield, just so you know, future months we'll go into a little more depth and we'll give you a little more history of why they differ in month-to-month comparison and why they differ from year-to-date comparison.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, thanks to the question I asked Commissioner Holian, relative to the increase in GRT, the decrease only falls within the unincorporated areas of the county, could you speak to your thoughts on the whys associated with that? Is that businesses leaving the county? Respond to that, and then just a comment to Mr. Kolkmeier from Land Use. I think one of the topics as we get into the code discussion – I know you're going to get into highlighted issues that we may set. I think an analysis of unincorporated areas and potential opportunities for growth in GRT outside of the unincorporated areas might be a discussion point or topic that we can have a discussion on so that as we're looking at those areas for potential growth we can maybe have that discussion. But could you respond to your thoughts on why the reduction?

MS. MARTINEZ: Okay. Madam Chair, Commissioner Anaya, we were stumped by this as well. The only thing we could attribute it to was more businesses located within the city limits and part of it is contributed to lesser business within the county. We do know that we've seen some of the businesses close in this recessed economy. We've seen one or two – I think one of our lodgers' tax facilities as well call and say, you know, it's no longer profitable for us to run. So I think a little bit of both. But the unincorporateds are down about 12 to 13 percent and the countywide GRTs are holding their own just at budget. So the number I gave you cumulatively, so the increases we're seeing – we're about \$500,000 better than budget relative to countywide, and we're underbudget about \$170,000 on the unincorporated. So the net, we're over budget by \$355,000. But I think it's a combination of

businesses closing, less activity, or less hours, because they're not finding it as profitable to stay in operation. I think the economy has had a huge impact on that.

COMMISSIONER ANAYA: Well, I guess what's puzzling me is that we've got growth in the incorporated areas. So is the annexation, which hasn't completely taken place, are those businesses, Mr. Ross, being counted in the incorporated areas yet? Or are the businesses still being counted in the unincorporated area associated with annexation?

MR. ROSS: Madam Chair, Commissioner Anaya, they're unincorporated GRT so long as they remain unannexed. So even though there's this land use component of the transition in the unincorporated areas with the City of Santa Fe the taxes still are treated as if they are unincorporated areas.

COMMISSIONER ANAYA: Thank you, Mr. Ross, Madam Chair, Ms. Martinez.

CHAIR VIGIL: Are there any other questions? Seeing none, we still need to do Matters of the Commission, which we haven't done. Let me just take a quick poll. Do you think we could do Matters from the Commission between now and 12:30? Okay, why don't we just go ahead and we'll do Matters from the Commission when we get back and take a break for lunch right about now. Does that make sense? It's 12:20. 1:45? 2:00? Two o'clock, sharp. Thank you. We'll recess till then.

[The Commission recessed from 12:20 to 2:00]

## **XI. MATTERS FROM THE COMMISSION**

COMMISSIONER STEFANICS: Thank you, Madam Chair. I just wanted to remind the public that there are still a few senior center hearings this week. I believe one is tomorrow at Rio en Medio and one Friday at the Ken & Patti Adams' Senior Center in the Eldorado area. And for those who have missed the discussion, Santa Fe County is taking over some of the senior centers that had been operated by the City of Santa Fe and we are very interested in insuring that these public meetings what the public and our seniors have to say about the arrangement. So I just wanted to remind people of that.

I hope everyone had a safe Passover and Easter.

CHAIR VIGIL: Thank you, Commissioner Stefanics. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair and thank you Commissioner Stefanics, on that note of the senior centers, and I have had an opportunity to speak with Ms. Penny Ellis-Green and also Mr. Gutierrez and Mr. Pacheco. I had received a couple of inquiries yesterday and one inquiry from the press yesterday, the *Rio Grande Sun*, as far the senior centers specifically the Bennie Chavez Senior Center in Chimayo. It's been closed for some time and I know also there were some comments in the paper and I believe that Penny will address that under her communications but also just on that note, we do have a senior meeting scheduled at the Bennie Chavez Center I believe

on May 9<sup>th</sup> and I just want to hopefully see what we could do to have that center opened or else make accommodations to have that meeting somewhere else.

CHAIR VIGIL: Did you want to address that?

MR. GUTIERREZ: Madam Chair, Commissioner Mayfield, the Bennie J. right now the status is we had to do some remediation there because there was some mold. That is being completed this week and we should be doing an air quality test tomorrow. Our staff is going to be working on there Thursday and Friday and we had the opportunity to put a new floor in which will take place on Monday and Tuesday. So our expectation is that we'll have it open on Wednesday of next week. The meeting for the 9<sup>th</sup> we don't foresee any glitches so we'll have that public meeting as scheduled there on May 9<sup>th</sup>.

COMMISSIONER MAYFIELD: Great.

MR. GUTIERREZ: And, actually today they are also installing a water fountain there.

COMMISSIONER MAYFIELD: Great, and thank you.

MS. ELLIS-GREEN: Madam Chair, and Commissioners, just to update you; I also did speak to the gentleman who wrote the letters to the *New Mexican*. I spoke to him yesterday and I also will update him at the end of the week as well.

COMMISSIONER MAYFIELD: Thank you, Penny. Also, Madam Chair and Commissioners, I just want to thank staff, specifically the Emergency Management Team, Mr. Martin Vigil. I had the privilege of going out with him during the Easter weekend observance and doing some of the touring of Chimayo and looking at emergency operation services and to our local fire department, volunteer firefighters, and everybody else that helped coordinate - I know that we had participation from our County also from Rio Arriba County and I think everything went very well. There were some scraps, bumps and bruises and dehydration but our emergency response team and volunteers did a phenomenal job and I'd also like to thank them on that. That's all I have.

CHAIR VIGIL: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Again, happy Easter to everybody and Passover and happy Earth Day which was last Friday. I don't know how many of you celebrated that but I know I did.

I just want to remind everybody that we, Santa Fe County, is hosting the Regional Coalition of LANL Communities meeting here in the Chambers. It starts at 9 a.m. and Martin Vigil, our Emergency Preparedness Coordinator is going to make a presentation and lead a dialogue about emergency preparedness and safety issues that are related to operations at the lab. And we should all be concerned about that.

The other thing is that on Saturday, April 30<sup>th</sup>, this coming Saturday at 9 a.m. at the deVargas Mall there is the MS Walk and it is being held in conjunction with the Women's Health Services Fair. So, if you want to participate in that walk Santa Fe County is sponsoring a team and it would be good to be there a little bit before 9 a.m. There will be food and complimentary food and drinks for walkers so that there aren't dehydrations and other issues. Thank you.



CHAIR VIGIL: Along with that I think a lot of the employees are putting together a Frito pie fundraiser this Friday to gain more support for the MS Walk.  
Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Madam Chair. I have a few items. I had a good conversation with Manager Miller the other day on several items. The La Bajara issue is going to be a regular issue on my listing but I know that the staff has been communicating with I believe the Board of Finance and others associated with helping them to get their line insulated and the work that they've done protected. Penny, do you have anything that you know – what's the latest and greatest associated with that?

MS. ELLIS-GREEN: Madam Chair, Commissioners, I'm not up to date on that, maybe Patricio –

PATRICIO GUERRERORTIZ: (Utilities Director): Madam Chair, Commissioners, I don't have anything new this afternoon. I am keeping track of what they're doing and helping in any way I can.

COMMISSIONER ANAYA: Madam Chair, Mr. Guerrerortiz, while you're there. I was going to ask about the San Marcos—are we close on the transfer station there?

MR. GUERRERORTIZ: Yes, we are. You'll see it in the papers this coming weekend.

COMMISSIONER ANAYA: Excellent.

MR. GUERRERORTIZ: Sunday in the *Journal* and Monday in the *New Mexican*.

COMMISSIONER ANAYA: Excellent. Madam Chair, Mr. Guerrerortiz, I know that the residents are excited about that and I look forward to seeing that bid and want to thank you.

Madam Chair, I'd like to ask Chief Sperling if he could come up for a moment. I had the unfortunate circumstance to watch a difficult situation occur in Stanley last week. There was a structure fire off of State Road 472 in Stanley and one of our auxiliary members from the Stanley Fire Department, it was his home. The winds were blowing probably 40 miles an hour, 40 to 50 mile an hour wind gusts. The volunteer firefighters got on scene, the paid firefighters and volunteer firefighters from multiple districts including Galisteo, Stanley, Moriarty and others. Chief, I would like you to elaborate a little more. But, unfortunately, because of the winds and the severity of those winds the fire department was not able to get the fire out before it essentially took the whole house. But I do want to commend all of the firefighters for what they did. It was a difficulty situation. There's many residences really close to that particular residence. Had they not done what they did and worked as a unit to do it, many other houses – the fire would have burned, and I kid you not, it would have probably burned all the way to Texas and beyond. It was that bad that day.

I want to commend the firefighters all of them: paid and volunteers for their effort. And the volunteer support that came from the Chamber of Commerce to the surrounding

community that came to help. Mike Gurule and his family, I don't know if a fund has been set up or not yet, Chief, but I'd like to get that information for donations that the public would like to make. Chief, do you have any comments that you'd like to make associated with that. It's not an uncommon circumstance. It happens but if you could comment I would appreciate it.

ACTING CHIEF SPERLING: Madam Chair, Commissioner Anaya, I appreciate your comments regarding our efforts on Sunday, I think it was the 17<sup>th</sup> of this month, and I certainly will pass those along to all the career staff and the volunteers who participated in that incident. As you mentioned it was a wind-driven fire. The winds were in fact 40 to 50 miles an hour and this house sits up on a ridge so it was really exposed. Unfortunately, against our best efforts, the fire got a good head start and they were not able to put it out before it did extensive damage to their home. But as you mentioned, they did prevent the fire from extending into the wildlands. They had a lot of exposures and they worked very hard as a team to make sure that fire did not extend into the neighborhood.

I don't know if a fund has been set up. I'll have to follow up with the district chiefs out of Edgewood and Stanley to see if that has in fact taken place.

You are correct in that the Chamber of Commerce from Moriarty did come out and assist the fire department members who were there as well as the family. While these incidents don't happen very often, when they do happen they are tragic for the family involved. I was very thankful that nobody was injured both on the fire department side and the civilian side, of course.

And, again, I really do appreciate your comments and I know that you'll be attending our District Chiefs meeting this Thursday and although I will relay your comments, and at that time it would be a great opportunity to speak to the volunteers directly and relay your thanks and appreciation.

COMMISSIONER ANAYA: Thanks again, Chief, for those comments and if there's some way, Penny, that we could get that information when it becomes available not just on this particular crisis but when other incidents happen, if there's a fund set up with some kind of link for people to be able to access to provide donations. I think that would be helpful. They have eight kids, it's my understanding.

ACTING CHIEF SPERLING: Yes, there was quite a load. I'm not exactly sure how many.

COMMISSIONER ANAYA: Yes, they have eight kids. Thank you, Chief; I appreciate the efforts of the department.

ACTING CHIEF SPERLING: Thank you, Commissioner.

COMMISSIONER ANAYA: One thing I would like to see, Madam Chair, Ms. Ellis, is if you could work with the finance team and Manager Miller - I'd like to see in our budget analysis a breakdown. We heard comments on percent of staff that - I think it was 46 percent, but on budget for projects in the various districts. I think it would be helpful for me as a new commissioner to understand where the projects had been in the

previous say five-year period, by district, and also where upcoming projects are already identified either under construction or soon to be under construction – just to have a good idea of what’s transpired.

The County Fair is coming up the first week of August. I want to encourage, as I know they always do, the team of the County staff to continue to work together to help the County fair prepare for that big day for all those kids throughout the County. One comment that I heard in the hallways was that there was some discussion somewhere I’m not exactly sure and if you want to comment, I’ll let you comment, Penny, about refuse permits that we now sell out in the satellite offices that there’s some consideration of stopping that. And, I just want to express as one commissioner that I’ve gotten a lot of feedback from the constituents that utilize the satellite offices to do that and I absolutely support keeping the sale of those refuse permits within those satellite offices.

A friend of mine had the privilege of going to one of the other transfer stations in Bernalillo County and in Bernalillo County they actually sell permits right there at the transfer station. They have a pretty sophisticated system and maybe that’s something we can get to in the future with technology. But you can actually go through and they swipe your card right there at the transfer station. Maybe that is down the road but I think an intermediate step for me as a commissioner is that I would like to see the permits continuing to be sold at the satellite offices. Is there any truth to that discussion or what can you tell me about that?

MS. ELLIS-GREEN: Madam Chair, Commissioner Anaya, there has been discussion of about where we would authorize the reduction of cost for low-income and seniors. And that is something that we would probably do at the Public Works Building and we’re also talking about doing it in either this building or the Bokum so that if people come downtown to purchase a card that we could verify their low-income or their elderly status, and, therefore they would get a reduction in cost. The Board approved that several months ago.

That’s where we’re looking at possibly reducing where you could actually do that. There’s also the ability to possibly do that by mail as well. But we are meeting I believe later this week with Solid Waste and the Treasurers to identify where we can sell permits.

COMMISSIONER STEFANICS: Madam Chair.

COMMISSIONER ANAYA: Madam Chair, if I could, and Commissioner Stefanics, I was just going to comment that I think our elderly and our economically challenged people are the people that I would absolutely want to see be able to purchase their permit in a satellite office because it’s harder for them to get to Santa Fe. I apologize, Commissioner Stefanics.

CHAIR VIGIL: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Madam Chair, it’s on this point. I had actually given this some thought and mentioned to the County Manager that since we are taking over the senior center staff at the different senior centers that perhaps they could be trained to one of their persons that work there to actually take on that

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responsibility as the senior center staff. So that we are not actually hiring separate staff to do the selling of permits but perhaps utilizing the staff that are there during the day. And, it still could be very specific hours when they're not cooking or not driving a van or something like that. But in order to keep some service going while also trimming back we have a unique opportunity since we're going to have some new people. Thank you.

CHAIR VIGIL: Anything further, Commissioner Anaya?

COMMISSIONER ANAYA: Yes, thank you. Commissioner Stefanics I appreciate those comments. I also wanted to also thank Ms. Miller and all staff for actually bringing on the people that they have to broaden the satellite offices especially in Edgewood and to help – and I think by all means with the senior services staff that we have those are things that we can analyze going into the future.

But those are the primary items I had. Thank you, Madam Chair.

CHAIR VIGIL: Okay. Question and follow-up with that. Penny, you may just wait to speak with Ms. Miller about this: is it time to reactivate the Solid Waste Management Committee that we had in place that made recommendations to us with regards to our Solid Waste Management Ordinance? I know that we have given so much direction and different ideas, I'm wondering if it's time to consolidate the purpose of all of the ideas that we're promulgating here.

MS. ELLIS-GREEN: Madam Chair, I believe that they were looking at the cost of the permit, so I don't know if Patricio wants to talk any further –

CHAIR VIGIL: That's okay. It contemplates the issue but I don't think it needs to be responded to right now. It's just that when we first looked at costs in solid waste management permits it was through that committee that we integrated some of the issues. And if you think that would be beneficial you may just want to bring that forth as a proposal, only bring it out if it would be beneficial. If not, not to worry about it.

COMMISSIONER ANAYA: Madam Chair, if I could. You struck a cord on one item that I just remembered that had I had a constituent, a senior constituent, approach me relative to solid waste cost. I know it's a constant review process but, Mr. Guerrerortiz, I was approached by a single senior individual who lives by herself that asked that the County have some consideration because of their single status and their age and the fact that they don't use the transfer station very often that there be some consideration in the discussion about a permit that's half the number of trips to the landfill as opposed to the 24. So if that's something that you guys were in the process of looking into and if you could add it to a list of review because that was a specific request that I said I would bring forward. Thank you, Madam Chair.

CHAIR VIGIL: And, I also think that on those lines one of the things that there was a high level of interest on was the swipe card and I don't know how far we've gone into that. That certainly would create a remedy for the senior service people that we provide that for and maybe it is time that we get an update on that. It seems to be an issue that repeats itself with constituents.

I do have one matter for the Commission and that involves South Meadows

intersection. Many of you who are familiar with that river crossing know that we've been working on that for quite some time. It has not been open. There is a meeting tonight, Robert just informed me and I wanted residents to know because both Robert and myself and Constituency Services have been getting inquiries with regard to when South Meadows will be open and I think - would you make an announcement about the meeting tonight, Robert.

MR. MARTINEZ: Madam Chair, I will. The meeting tonight is relative to the interchange that the NMDOT is planning to construct at the 599/CR62 intersection. So that is the first of a series of public meetings that they will conduct. I will be in attendance and advise the public that we will be planning on opening the South Meadows extension sometime between the end of May and the middle of June.

CHAIR VIGIL: Okay, and what time is that meeting and where at?

MR. MARTINEZ: The meeting is at 6 o'clock at the Nancy Rodriguez Community Center.

CHAIR VIGIL: And that's 1 Prairie Loop, I think, right across from our fire station; correct?

MR. MARTINEZ: Madam Chair, that is correct.

CHAIR VIGIL: Thank you very much.

#### **XIV. STAFF AND ELECTED OFFICIALS' ITEMS**

##### **B. Public Works Department**

##### **1. Request Authorization to enter into a Lighting Agreement with the New Mexico Department of Transportation (NMDOT) for the Installation of Intersection Lighting on NM 14 and Santa Fe Studios Road, AKA Montanas de Oro for Santa Fe Studios Development**

MR. MARTINEZ: Madam Chair, as part of the Santa Fe Studios development the NMDOT has required that Santa Fe County makes some improvements to New Mexico 14 which includes three luminaries/streetlights at this intersection in addition to some other improvements on New Mexico 14. In the future there may warrant a traffic signal at this intersection when Santa Fe Studios develops more of the business park. But at this time it's just these three streetlights.

It is expected that this lighting agreement or these lights will cost the County approximately \$700 per year. At this time, we're just requesting that the Board approve this lighting agreement with NMDOT but I would recommend that in the future we meet with the Santa Fe Studios and possibly enter into an MOU and delegate this fiscal impact to the studios. I stand for questions.

CHAIR VIGIL: Any questions? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Mr. Martinez,

will these be LED lights?

MR. MARTINEZ: Madam Chair, Commissioner Holian, when this intersection improvements were designed and approved by the NMDOT it did not include LEDs.

COMMISSIONER HOLIAN: Would it be really expensive to do that instead?

MR. MARTINEZ: Madam Chair, Commissioner Holian, to do a change order to the existing contract with the contractor it would be because incandescent lights have already been received.

COMMISSIONER HOLIAN: I see, okay. If we do any future lighting I wonder if we could possibly even talk to the Studios as to whether they would be willing to kick in a little extra money for LED lights because in the long run they do pay for themselves, I do believe.

MR. MARTINEZ: Madam Chair, Commissioner Holian, that is correct. If the Commission feels like they would like to delegate this fiscal responsibility we could make that a condition of the MOU.

COMMISSIONER HOLIAN: Okay. I don't know how the others feel about that.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Commissioner Holian, thank you for bringing that up. While working at the Department of Transportation I was part of a project that essentially changed out every single incandescent street light to LED and the savings was up to as much as 75 percent, if you can believe that, on the bills associated with that. So I guess I as one commissioner would like to see what it would take to get those bulbs in there and as part of the project. I'd like to see what that would cost because I know that the savings are vast associated with changing them out. In fact, we've probably got some here in Santa Fe County that the DOT did but I know they saved a boatload of money. So I think I would like to see what those costs would be to do it right away in the onset before we just walk away from that as an option.

I understand that you've already got the incandescent lights, but I still would like to see what it cost to put those LED lights in because I know they save a lot.

COMMISSIONER STEFANICS: Madam Chair.

CHAIR VIGIL: Commissioner Stefanics.

COMMISSIONER STEFANICS: Madam Chair, I have to agree with both of my colleagues and I'm kind of surprised that the County would do any agreements or RFPs or anything at this point without having the appropriate new, and I don't even want to say new, standards in there. We've been talking about environmental standards for a long time so I'm not sure why this isn't written into almost all of our designs.

MR. MARTINEZ: Madam Chair, Commissioner Stefanics, this was not a project that was designed through the County. This was designed through the developer and forwarded it to the DOT for review and approval. If we would have been the

oversight entity of designing this then we would have made sure it had the LED lights but we can check and try to retrofit these luminaries to accommodate LEDs but I think at this time we probably need to at least get this lighting agreement executed and approved by the BCC. We can try and move forward to retrofit those luminaries with LED.

COMMISSIONER STEFANICS: Well, Madam Chair, you know, since I drive past there everyday I know they're still working on the road. They can't be ready to put up any light poles.

MR. MARTINEZ: Madam Chair, Commissioner Stefanics, that is correct, they're not ready. But the equipment has already been received and it is stored at the public works facility. So we've already received the incandescent fixtures and the poles. Like I said, we can see if we can possibly change order into the existing contract with the contractor to retrofit these with LEDs.

COMMISSIONER STEFANICS: Well, I really would appreciate that if we would check on that.

CHAIR VIGIL: Would it be appropriate to include language in the agreement that that is the direction that the Commission has given? Steve Ross, maybe that would be a question for you.

MR. MARTINEZ: Madam Chair, I'm not sure if the lighting agreement describes the type of fixtures in the lighting agreement. I don't have it with me.

MR. ROSS: Madam Chair, it does talk about types 3 standards and it describes that throughout so I assume we could make some changes to this to require some more energy efficient lighting.

CHAIR VIGIL: Okay. And I know that the overriding question is at whose cost? Your preliminary recommendation was to pass it on to the developer. Perhaps there are other avenues that this can be remedied but I think what I'm hearing is a consensus here to pursue that and you're talking about a change out maybe later and I'd like us to look at other alternatives, like, could those be used for another project? Could we work towards getting the energy efficient lights and those kinds of things?

MR. MARTINEZ: Madam Chair, let me make a suggestion.

CHAIR VIGIL: Okay.

MR. MARTINEZ: If we go with LED lights to accommodate the required candlelights that is needed at an intersection there may be a requirement to have more lights. So, I suggest we table this and I will bring it back next month and I'll investigate this with the DOT because there may be more lights that would need to be added to accommodate what's needed at the intersection.

CHAIR VIGIL: Will that affect the project?

MR. MARTINEZ: Madam Chair, I don't believe it will.

CHAIR VIGIL: Okay. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Mr. Martinez, as far as - I'm understanding that the DOT is requesting this lighting, does this have any impact on our ordinance for night sky?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, no, it does not. These are typical of all traffic signals and luminaries that are on state roads. The local entities are required to commit to paying for the electrical charge and the maintenance of these facilities.

COMMISSIONER MAYFIELD: And, Madam Chair, Mr. Martinez, is this because we built the business park out there that we're incurring or that the taxpayers are incurring this expense?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, even if it wasn't relative to a development, and I'll give you an example. On 285 in Eldorado at the intersection of Avenida Vista Grande, the County and the residents of Eldorado pursued funding from the legislature for the traffic signal at this intersection. And even though it's on a state road the local entities are required to maintain and pay for the electrical on all state roads even if it's a state facility. An example is 285, the corridor with all of the pueblos, the County is responsible for those facilities also.

COMMISSIONER MAYFIELD: And, Madam Chair, Mr. Martinez, we pay that electrical bill then?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, we do. I believe there's an MOU with I believe it's possibly Camel Rock for one of the intersections where they have taken on the fiscal responsibility of one of those intersections.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Mr. Martinez if this Commission goes with your recommendation of tabling this item and it's for two weeks or for a month and it comes back to us, could you also bring a copy of a proposed MOU with the entity to look at incurring the cost?

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, I could bring you a sample MOU but I don't think we'd be prepared to approve it at this time until we meet with Santa Fe Studios and I don't want that mechanism or that process to hold up this lighting agreement.

COMMISSIONER MAYFIELD: Madam Chair, Commissioners, I don't know why it would hold it up. You could still meet with them over the course of two weeks or month and see if you can knockout an MOU so they can incur the cost and not the taxpayer.

MR. MARTINEZ: Madam Chair, Commissioner Mayfield, I will bring it forward but I can't commit on behalf of the Santa Fe Studios that they would be ready to execute that document.

COMMISSIONER MAYFIELD: Thank you.

CHAIR VIGIL: Okay. Move to table.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR VIGIL: Is there a second to that?

COMMISSIONER HOLIAN: Second.

CHAIR VIGIL: Discussion. No discussion.



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

CHAIR VIGIL: Robert, thank you very much.

**2. Request Approval of an Award of Agreement #2011-0229-UT/MS to RMC Inc., the Lowest Responsible Bidder in the amount of \$803,694 for the Valle Vista Wastewater Lift Station – Stage One**

MR. GUERRERORTIZ: Madam Chair, Commissioners, I'm very glad to come to you with this request for awarding the contract. As you know this is an emergency project. We need to have facilities where we can convey our wastewater from the Valle Vista neighborhood and the existing wastewater treatment plant, as you know, is one its last leg. The potential for incidents that will be distasteful to say the least are very high. So this contract will get started as soon as we can with the construction and we anticipate we would have the project completed or at least operable this summer.

CHAIR VIGIL: Questions. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Mr. Guerrerortiz, will we be able to apply for any grants to help us with the cost of this?

MR. GUERRERORTIZ: Madam Chair, Commissioner Holian, we applied for a grant but the constraints associated with that grant, i.e., having to wait for the application to go through and the review of the state and everything else would put us in a situation that is very critical so we couldn't wait for that. But we have renewed our application for the CDBG grant. As you know the funding, we had earmarked a little more than \$2 million for the replacement of the wastewater treatment plant and we have come up with a different alternative and the bid as you can see is less than \$1 million for the lift station itself so we will utilizing the capacity that we have on what we call the quill plant south of Valle Vista.

COMMISSIONER HOLIAN: Okay, thank you.

CHAIR VIGIL: Further questions. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. Mr. Guerrerortiz, thank you. I know that we do have a presentation coming to the Commission as far as contracts and RFPs. But a couple of questions and I went through this RFP, and I'm going to arguably have this comment for the rest of the contracts that are coming in front of us tonight. One, in going through this contract do we have warranties in place once these contractors leave? Do you know what the warranties are that are given to us, Mr. Guerrerortiz?

MR. GUERRERORTIZ: Yes, Madam Chair, Commissioner Mayfield, of course we have provisions for warranties and performance bonds and the ability to have some responsible for anything that the contractor may have not done right or in any event where the equipment or the work that has been done fails within the first year with the warranty. The warranty is for one year and that is part of the boiler plate.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Guerrerortiz, so with the bond, we're holding onto the bond for that year after work has been completed?

MR. GUERRERORTIZ: They are two different things. There is the

performance bond and that is in the event that during the construction the contractor decides or has to leave for whatever reason and the job is not completed the bonding company would come and finish the job. And then there's another separate item that is the warranty for the equipment and the work that has been performed. If something were to fail within that first year after we had taken over the facility that would be another insurance company that would provide the warranty that would intervene.

COMMISSIONER MAYFIELD: But, Madam Chair, Mr. Guerrerortiz, the County is the owner for that warranty or that policy?

MR. GUERRERORTIZ: Yes, the County is the insured entity.

COMMISSIONER MAYFIELD: Thank you, and in here I was looking at overruns or change orders. That is something that needs to be approved by your department and the manager's department?

MR. GUERRERORTIZ: Madam Chair, Commissioner Mayfield, we will be managing this project in-house. I'm the project manager and we will be on top of things and we will be making sure that if there is any change order for setting a condition that was unforeseen at this point, any subsurface condition for instance that we didn't know anything about, we would be reviewing the request for a change order and approving it as necessary through our administrative process.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Guerrerortiz, thank you.

CHAIR VIGIL: Okay, pleasure of the Commission, unless there are any further questions.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR VIGIL: Yes.

COMMISSIONER HOLIAN: I move for approval.

CHAIR VIGIL: I have a motion to approve.

COMMISSIONER STEFANICS: I'll second that.

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

**C. Community Services Department**

- 1. Request Approval of a Purchase Agreement with Campbell Farming Corporation for Acquisition of 159.98 acres at the Intersection of SR 14 (Turquoise Trail Scenic By-Way) and SR 344, on recommendation from the County Open Lands, Trails and Parks Advisory Committee**

CHAIR VIGIL: I will tell you that I had a request from Commissioner Anaya to address this particular item before staff did. He assures me that perhaps once he addresses it that we'll be ready to actually take action on it. We'll see. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I thank you for allowing me the opportunity to make some comments. The reason that there's probably not 60 to 100 people sitting in the audience today is I believe because of a discussion that took place yesterday. We had a community meeting in Edgewood at South Mountain Elementary. First and foremost I want to thank Beth Mills for attending that meeting. I also want to thank Mr. Chairman Pallin, Chair of our COLTPAC committee for attending. We had people on both sides of the issues. We had more people that were supportive the acquisition. Some people that I won't characterize as completely in opposition to the acquisition but people that addressed concerns associated with the acquisition.

I received numerous phone calls for the acquisition as I know many of you have received emails associated with this acquisition. This acquisition puts Santa Fe County and the southern part of the county in a position to provide for trails for the community, for bikes, pedestrians, equestrian. It provides an opportunity for access for future planning and discussions with the Bureau of Land Management in planning along with them with their lead on BLM land to discuss opportunities associated with trails within that area in the San Pedro Mountains. It provides an ongoing relationship that all of you as staff have done with the community and the surrounding regions, many of which were present last night and many of which have been present throughout this process, planning process. It provides an opportunity to us as was represented to me and the people that were present at the meeting to provide some visionary thought into where we might be headed in that region and the linkage of those trails inside and outside of the Santa Fe County region. It also provides for an opportunity for historical preservation opportunities. Also, continually provides us, all of our COLTPAC properties, for educational opportunities.

Some of the concerns that came up, Madam Chair and members of the Commission, were centered around an assumption that I think some made that this acquisition was going to jeopardize the mining interests that have existed for many, many years within the San Pedro Mountain. And, I would, Ms. Beth, I would like to provide the listing to our recording of all the individuals who were present at the meeting because I specifically asked the question at the meeting at that particular hearing - there was leadership from the San Pedro Community Association, leadership from the Cedar Grove community, community members from that entire region and I asked specifically is there anyone in here associated with this acquisition that is utilizing this or wants to utilize this as a tool to hurt those miners that have been in that region and providing and doing mining in that region. And, the overwhelming answer in the room was no, absolutely not. That this acquisition is to be used to first focus on that boundary of those 160 acres and do what they can for trails and access for the public and that in the long-term planning that will be conducted over the years with BLM, that that would be a planning process that would be complementary of those mining activities that have gone on. There was a statewide representative of the miners that was present. He was really concerned at the beginning of the meeting and I don't remember the gentleman's name right now but I think by the end of the discussion he realized that is it was the County's intent and process to not only

communicate with those miners and all of the members of the community but engage them in a long process of dialogue and information and partnership.

The other thing that came up in the meeting that is very relevant to this acquisition was some discussion about a plan that the Bureau of Land Management has been undertaking for the BLM land within the San Pedro area and there was a question raised, and to be quite honest, it was unclear to me as to whether or not the plan was actually done and approved by the Bureau of Land Management or not. So, as I said I would at the meeting last night I did have a good conversation with Linda Rundell from the Bureau of Land Management who's the regional administrator that handles this area and asked that very specific question about that BLM land. The response was that there is a draft plan that has been approved by BLM where comments have been provided and those comments are currently under review by BLM and will be incorporated in what's called a Final Order but that final order is not going to be probably out until the fall of this year. So, my follow-up question was do we still as community members, the County and anyone else have an opportunity to make sure that they fully vet this issue and have concerns raised or issues raised with BLM. And, the answer was a resounding absolutely yes from Ms. Rundell. That there is full opportunity for us to be engaged as the County and for the community to continue to be engaged as a County to make sure that those issues are all vetted.

So, Madam Chair, with that said and with thanks to each and everyone of the participants that were there and their comments and in some ways their frustrations, I respect each and every one of them and I want to thank them all. I want to make a motion to approve this item.

CHAIR VIGIL: Can I hold your motion back until staff explains exactly what we are approving, just for the record? Then I will take your motion.

COMMISSIONER ANAYA: Yes, Madam Chair, I didn't expect to vote on it. I just motioned for a second and discussion was what I was looking for.

CHAIR VIGIL: Okay. Can staff describe what it is that we would be taking action on on this motion?

BETH MILL (Open Space Program Planner): Good afternoon, Madam Chair and Commissioners. At the request of the County Manager, I was hoping to take you through a little bit of an overview of the properties that the program already has acquired briefly and also a look at our long-range planning before we talk about the specific area.

CHAIR VIGIL: That's fine Beth, go with what you planned.

MS. MILLS: I refer you to this map that Jason has on the screen. Oh, I'm sorry, before I start I wanted to recognize that we have Michael Patrick with us today. He is representing COLTPAC.

CHAIR VIGIL: Thank you for being here, Michael.

MS. MILLS: Currently the County has 21 open space preserves and trail corridors totaling approximately 6,000 acres. As we look at the map here I would draw

your attention to the areas that are in dark green. Four of these 21 properties are in District 1 and those are the properties at El Rancho, Los Potrero, Rio en Medio and Little Tesuque Creek. Five of these properties are in District 2 and these are primarily along the Santa Fe River and at La Cieneguilla. Six properties are in District 3, and this reflects the size of the district and the opportunities for cultural and historic resource protection in the Galisteo Basin, the Ortiz Mountain Preserve and Edgewood Open Space. Four properties are in District 4, reflecting the opportunities for protecting views and providing access to the foothills of the Sangre de Cristo Mountains and two properties are in District 5 which is a more residential setting where the program is focusing on trails along the Arroyo Hondo and completing two rails to trails projects.

Now I'd like to draw your attention to these red circles which are the focal areas that we've been working in and we hope to continue to work in. The three largest circles that are sort of the center of the map, they are concentrations of publicly managed land, primarily in the Galisteo Basin but also in the Santa Fe River Watershed in the La Cienega area. These are the properties of Thornton Ranch, Cerrillos Hills, and La Cienega and La Cieneguilla. The program has decided to focus here because these places provide the opportunity to leverage other public lands managed by the BLM, State Land Office and Forest Service in an effort to conserve complete landscapes for public access, recreation and conservation.

Another focal area that you'll see circled there, a long thin one, is along the Santa Fe River and our goal there is to complete acquisition, restoration and a trail along the Santa Fe River to the wastewater treatment plant and we have general obligation bond funding to help us do so.

Finally, we have focal areas in the south county which is the direction that we're headed with today's request. The focus there is on regional trailheads at the Edgewood open space at the very south and also at San Pedro to protect us and provide access, ultimately to other public lands. Finally, is it finally, no, not quite finally, I'd like to draw your attention to the blue lines if you can see them that are trails and then these tan corridors near the blue lines. First, for the trail corridor of the Arroyo Hondo Trail which is designed to connect the rail trails to the Rail Runner station at 599 through the Community College District as a district trail. Secondly, to the Jacona Trail in the north which is proposed to connect the El Rancho and Pojoaque area to Buckman and La Tierra areas west of the City of Santa Fe. Also, the corridors that represent improvements to the Rail Trail that currently runs from Santa Fe to Lamy and fourth, the New Mexico Central Trail which is intended to be a regional connector from the Community College to Thornton Ranch.

Finally, the red areas which are near term acquisitions, one of which we will be talking about today in San Pedro at Campbell Ranch, adjacent to a large BLM holding and along the Turquoise Trail Scenic By-Way. The second red area is in the Cerrillos Hills area within that circled area is at Mt. Chalchihuitl and this is in negotiation that has been going on for some time and we hope to be successful with that acquisition. The third red

area which may be difficult to see is northeast of the Santa Fe City limits and it is a trail connection between the Dale Ball trails that entire network to the Little Tesuque Creek open space and then further on into the Santa Fe National Forest and the critical trail connection that we hope to bring forward shortly.

And, finally, we are considering and it's just in the preliminary stages of consideration, a trailhead at La Tierra as a way of accommodating trail use for the La Tierra trails.

So, with your permission, unless you have questions with this, I can go on to the acquisition at hand.

CHAIR VIGIL: Please, yes, the item that we will be taking action on.

MS. MILLS: Since 2004 the Open Space and Trails Programs has been looking for an opportunity to purchase land in the foothills of the San Pedro Mountains and close to the Turquoise Trail which is State Road 14 which is also a National Scenic By-Way. The purpose of the purchase would be two-fold: one to accommodate the development of a trailhead that would provide a hub for trails connecting public lands in Southern Santa Fe County and neighboring counties, and, two, to provide an opportunity to interpret the historic significance of the Turquoise Trail for residents and visiting public.

On April 1, 2010 the Turquoise Trail Preservation Trust acting as an agent for the Campbell Farming Corporation of Sandia Park submitted an application to COLTPAC for the acquisition of approximately 160 acres on State Road 344 near its intersection with State Road 14, the Scenic By-Way and adjacent to land owned by the Bureau of Land Management. This property is just south of the Village of Golden. The application also has the support of the East Mountain Regional Trails Coalition. Their mission is work on the development and connection of the trail network in Southern Santa Fe County and adjacent counties.

And, Jason, if there's another map that would show this location a little better just to orient you. The purchase, the proposed purchase is at the very top of the map in red and it's adjacent to a large orange area which is the BLM. The shaded green that you're seeing is of the Town of Edgewood incorporated area. And then at the very bottom you'll see a small area that is our other open space in Edgewood also in green.

COLTPAC determined that the application met the program's threshold criteria. At the August 19, 2010 COLTPAC meeting, the committee scored seven pending applications to set priorities. This project ranked number three out of seven applications. On October 7, 2010 COLTPAC unanimously requested that staff proceed with negotiations with the landowner for acquisition of the property. After several months of negotiations an agreement was reached with Campbell Farming Corporations on March 2, 2011. The agreed purchase price is \$350,000 which is the appraised price to be taken out of the Open Space General Obligation Bond for acquisition of real property. The seller has agreed to donate 5 percent of the purchase price back to the Open Space Program to support maintenance of the Open Space properties. In addition, he agreed to 100 foot wide access easement through the adjacent property in order to facilitate access to the parcel being

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purchased.

The proposed use for the property is open space, public recreation, trails for mountain biking, hiking and equestrian use and parking for a regional trailhead and space for interpretation of the historic Turquoise Trail and the mining history of the area. An environmental site assessment was done for the property in March 2011. The investigation found no evidence of any recognized environmental conditions associated with the site.

Open Space and Trails staff has received approximately 50 letters of support for this acquisition in recent weeks from people in the neighboring communities and as Commissioner Anaya mentioned there was a lot of support last evening when we were out in the community.

On recommendation from COLTPAC, staff requests approval of this purchase of approximately 160 acres from Campbell Farming Corporation for \$350,000 to come out of the GO Bond for open space for the purpose of a regional trailhead, recreational trails, and for the value the land provides to the Turquoise Trail Scenic By-Way. Thanks for hanging in there with me for all of that.

CHAIR VIGIL: Questions for –

COMMISSIONER STEFANICS: Madam Chair, I would second the motion.

CHAIR VIGIL: Okay, we have a motion to approve the purchase agreement with Campbell Farming Corporation. Any further discussion? Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. First of all I want to thank Commissioner Anaya for your remarks. I can't add a whole lot to that actually and I want to thank Beth and Colleen for meeting with me one-on-one to explain this purchase. I just think that this is a superior piece of land for providing connectivity to other areas in the County to BLM land and so on and that we will be able to use for recreational purposes. And, it certainly seems like a reasonable purchase price and I am very much in favor of this and I think it's clear that a lot of thought has gone into this. This is not just off the top of your head that you thought this would be a good place to buy.

I really want to thank you and thank COLTPAC for all of the work that you did in building the case for purchasing this property. It will be a real positive contribution to our open space.

CHAIR VIGIL: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, and thank you, Ms. Mills and your COLTPAC committee for all you do. I do appreciate you looking at the greater good of Santa Fe County and our needs. Quick question, I think it is to the advantage of Santa Fe County and hopefully you'll know the answer, in the agreement for purchase and sale, I was on page 11 of 16 under 7.4.2.C and they're saying that we will be incurring an additional title insurance premium for deletion of standard exceptions 1, 4, and 6, 7; do you know off the top of head what 1, 4 and 6,7 are?



MS. MILLS: Madam Chair and Commissioner Mayfield, I have no idea.

COMMISSIONER MAYFIELD: I'll follow up with the manager before she signs it but I would think it would be to the County's benefit. And also, in your cover letter to us just so that I know and I think it's a great project to move forward with but you said it this was ranked number three out of seven, what were the first two?

MS. MILLS: The first one, Madam Chair, Commissioner Mayfield, the first one is a project that is going to be coming forward that is that trail connector between the Dale Ball Trails and the Forest. The second one I believe was a property in Arroyo Hondo that we thought, in the Arroyo Hondo, which we thought was quite appropriate and fit in very well with the goals of the program but it was impossible to reach any kind of agreement with the owner because of the price.

COMMISSIONER MAYFIELD: So then you'll be recommending one and three?

MS. MILLS: One and three, yes.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR VIGIL: Any other questions? Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, just a closing comment from my end. I also want to reiterate that a few months back we were making appointments as a Commission to the COLTPAC committee and I remember remarking that sometimes we're not going to always have equity in the number of people that sit on COLTPAC and I told my representative, Pallin, who is the Chair, that although other Commissioners may have a few more members I'm very appreciative to have Chair Pallin, and appreciate all the members of the committee. There were many other things that we talked about yesterday both during the meeting but after the meeting. And I look forward to a good relationship with the committee and he brought up things about volunteerism and really expanding the role of volunteers in and around the committee and he was kind of maybe hoping to take on some new functions within COLTPAC to get us to utilize some of those areas where we know we don't have resources and that we're limited and so I'm very much appreciative of yourself and the whole committee, and the chair and thank you for the time, Madam Chair.

CHAIR VIGIL: Beth, I have a question. This access easement that's been dedicated to the County, is this the only ingress/egress that is available there or is it a separate one?

MS. MILLS: Madam Chair, it's an additional entrance because it's much more convenient but we could access anywhere along 344.

CHAIR VIGIL: Okay, because my concern would be that - you know, easements unless they are in perpetuity which they rarely are, if we lose them, then we lose access. So this is just an additional make it easier to get there. Okay, very good.

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

CHAIR VIGIL: Please send back the message that you're hearing that we

appreciate what COLTPAC does and all the volunteers. Thank you.

**2. Request Approval of Resolution 2011-66: A Resolution Authorizing the County Manager to Execute Closing Documents with Campbell Farming, Inc. for the Purchase of Real Property**

COMMISSIONER STEFANICS: Madam Chair, I would move approval.  
COMMISSIONER ANAYA: Second.

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

**3. Request Approval of an Award of Agreement #2011-0189-FD/PL to the Lowest Responsible Bidder, R and M Construction, for the Construction Remodel of the Pojoaque Fire Station in the Amount of \$729,910 exclusive of NM Gross Receipts Tax**

ACTING CHIEF SPERLING: Thank you, Commissioners. It's my pleasure to stand here before you today asking for approval of this award to R and M Construction for the construction remodel of the Pojoaque Main Station in the amount of \$729,910. This has been a long awaited project for us. It will expand the existing space by about 3,000 square feet bringing the total station space to about 10,000+ square feet. Adding bunkrooms, a day room, a kitchen facility, a dining area and some much needed storage space and alleviating the current crowded and probably unhealthy conditions our current five career staff at the Pojoaque Main Station enjoy. We will be at some point in the near future also doing some remodeling on the existing space to be better prepared for a return to public access at both uses as a voting site for instance, as well as the use of volunteers.

I stand for any questions.

CHAIR VIGIL: Questions, Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Madam Chair. While I am totally supportive of this I am going to take the opportunity to ask other questions. Can you give us a two-minute or two-sentence summary of what's happening with the Rancho Viejo firehouse?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Stefanics, I can. We had hoped to have that contract on this agenda but it's been postponed until the next Commission agenda on the 10<sup>th</sup> of May for some additional work on the contract with the selected contractor for that project. We hope to get started here sometime later in May or early June.

COMMISSIONER STEFANICS: Okay, and, Madam Chair and Mr. Sperling, the second question has to do with the vacant Turquoise Trail old fire engine

house down on Highway 14. What is that being used for? Is it vacant? Is it for storage of vehicles?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Stefanics, no we don't have a vacancy in any of our Turquoise stations. Right now we're doing a little bit of remodeling and we're going to removed an old trailer that was used as an office space and we're going to be closing up that side of the building.

COMMISSIONER STEFANICS: But what is that building being used for?

ACTING CHIEF SPERLING: It's used to store surplus apparatus and for the volunteers to respond out of that station for those areas.

COMMISSIONER STEFANICS: So that's not an active fire house; it is storage, and the County owns it. And do you know what the acreage is there?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Stefanics, I don't mean to mislead you and say it's not used; it is used. It does store surplus equipment and it's not the primary response for the Turquoise Trail District but it is utilized if necessary. I do not know what the acreage is for that site.

COMMISSIONER STEFANICS: Well, I think that I would like to put that into some discussion with you and perhaps Commissioner Anaya would join us. That spot might be, depending upon the acreage, might be a spot for a senior center in that area and since it's County owned property, we, the County Manager and I started discussing what do we own that is already down the corridor that might service some of the people down there, whether it's a community center or senior center. So I'd like to carry on that discussion later.

The third question, Madam Chair, I have is what requirement – how shall I phrase this – when fire stations are used as a voting site what are some of the physical requirements to make that happen?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Stefanics, we use several of our main stations for voting sites as well as some of the less main station, for instance, Glorieta is utilized. Normally we like to have a public space, like a training room that can be utilized but that's not always a requirement. For instance, in Glorieta we use the apparatus bay and move some of the equipment out. We find that those sites are most convenient to the voting public in those areas and I think that's the primary consideration. We try to make it work as best we can to make sure that the public has a good site to vote in. It's safe. It's clean and they have a restroom to access and that the staff that is there during voting days are well taken care of. That's about all of it from our perspective. I don't know whether the Clerk has anything to add in that regard.

MS. ESPINOZA: We're grateful for your accommodations because I know how difficult it is and we get in your way sometimes. But they've been providing this service forever and people are accustomed to going there. We only ask that we can set up the machines and that somebody is available at all times.

COMMISSIONER STEFANICS: Thank you very much, Madam Chair.

CHAIR VIGIL: Any other questions? Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Commissioner Stefanics, I would be happy and excited to work with you in looking at possibilities for a senior center in that area. I think it would be something valuable to the community. On the question relative to the actual station, I think the station in District 3, we're right on the border, Commissioner Stefanics and I right there, is it District 3 right in there?

ACTING CHIEF SPERLING: Commissioner Anaya, I believe that you're correct.

COMMISSIONER ANAYA: Relative to that, you said storage but is it a substation similar to many substations we have throughout the County, you know, everywhere? Is it an actual substation?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Anaya, that's correct. I didn't mean storage as in we take a bunch of junk over there and just put it away out of sight/out of mind. No, it's actually a substation that is utilized. No, it's not utilized as often as some of the main stations would be but it does come into play on occasion when there are incidents in that area and they have access that equipment.

COMMISSIONER ANAYA: Madam Chair, Chief, we get state dollars, we have our stations and then in proximity our substations have to be a certain number of miles away and we get actual revenue off of those substations as well; is that correct?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Anaya, that's correct. We get funded for those substations through the State Fire Fund and the ISO plays a role in how much money each district gets per the numbers of substations and/or main stations they maintain.

COMMISSIONER ANAYA: Madam Chair, as Commissioner Stefanics stated I think I'm interested in having those dialogues with you about options maybe there is enough room based on the acreage of that particular site.

One question I have on the specific issue, Madam Chair, is I could?

CHAIR VIGIL: Please.

COMMISSIONER ANAYA: And it goes to when the station was initially set up and the agreements were made between Pojoaque Pueblo and Santa Fe County. One thing that has come up in discussions that I have a concern about that I would just like your feedback on is when the Buffalo Thunder resort was constructed it's my understanding that we provide service the community and District 1 community, the tribal and non-tribal lands, but that when the facility was built there was concerns raised that in the event of the fire due to the height of that structure that we might not be able to adequately protect that particular site. Could you help me understand? Is there any relevance to this question to you and have we done anything or are there any conversations to be able to deal with the situation if we had a fire in that facility?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Anaya, we have had numerous discussions about that particular issue and the need for us to staff or have to our access a ladder truck specific to Buffalo Thunder. It's a tall, multi-level facility and our ground ladders that are carried on a normal fire engine are not tall enough

in some instances to access the roof. A ladder-truck cost conservatively about three-quarters of a million dollars. We have not obtained the funding in order to purchase a ladder. We do have an agreement with Española, they maintain a ladder truck, and have brought it down to Buffalo Thunder in the past to assist us during an incident. We also have access through a mutual aid agreement to the City of Santa Fe Department and their two ladder trucks. I foresee that at some point in the future, and certainly it would be my preference sooner rather than later, that we make arrangements to complete funding to purchase a suitable aerial device for Buffalo Thunder and it would respond out of the Pojoaque main station. There is adequate apparatus space/bays to accommodate a vehicle like that and at some point in time that is definitely going to be a necessity.

COMMISSIONER ANAYA: And, Madam Chair, that's an item that we're going to have to have collaborative discussions with obviously Commissioner Mayfield and his district and the Pueblo of Pojoaque as well.

CHAIR VIGIL: Very well. What's the pleasure of the Commission on this item?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR VIGIL: Yes, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, and Chief Sperling and also Mr. Ross just to make my general question that I asked a little earlier as far as contracts: everything is built in as far as the warranty, the bonds, change orders?

ACTING CHIEF SPERLING: Madam Chair, Commissioner Mayfield, yes. If you would like a more specific answer than that –

COMMISSIONER MAYFIELD: No, I looked through it and [inaudible] and I think it's a pretty comprehensive boilerplate document that comes from the AIA as far as what the requirements are but I just wanted the public to rest assure that those conditions are in there. Thank you.

COMMISSIONER STEFANICS: Madam Chair, I would move for approval of the award of the agreement 2011-0189-FD/PL.

CHAIR VIGIL: Do I have a second?

COMMISSIONER MAYFIELD: Second.

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

**4. Consideration of Approval of the Memorandum of Understanding Concerning the Advancement of Sold Community Provider Funds by and between the Board of County Commissioners of Santa Fe County, New Mexico and the Regents of the University of New Mexico for UNM Hospital**

MR. SHEPHERD: Madam Chair, Commissioners this is the MOU between Santa Fe County and UNMH that would allow payment of \$1.104 million to Santa Fe

County and it will allow us to pay it to the New Mexico Human Services Department. The next item number five is just the budget document that would allow that to happen as well. I can stand for any questions and we did discuss this in the Indigent Fund last month.

CHAIR VIGIL: Okay. Are there any questions? Commissioner Stefanics.

COMMISSIONER STEFANICS: Madam Chair, and I guess these questions are directed to Steve Ross our County Attorney. This is an intergovernmental transfer but would this in any way affect the base that Santa Fe County would be required to pay in the future? And, I haven't had time to look at everything that you just handed us.

MR. ROSS: Right. Madam Chair, Commissioner Stefanics, no and it is a supplemental payment. It is the last supplemental payment of the last federal fiscal year and I didn't pass it out because it just came in on my phone, but I actually do have confirmation from HSD that it's a supplemental payment and will not add to the base for next year.

I also handed out a copy -

COMMISSIONER STEFANICS: So, excuse me.

MR. ROSS: Go ahead.

COMMISSIONER STEFANICS: So, Mr. Ross, you're saying, Madam Chair, Mr. Ross, you're saying that you have a separate email that says that this is supplemental and this will not add to our base.

MR. ROSS: Correct. I just got it.

COMMISSIONER STEFANICS: Okay, I would like a formal copy, a hard copy of that later or an emailed copy later.

MR. ROSS: Yes.

COMMISSIONER STEFANICS: Okay. The second question I had is the CEO of the hospital, Alex Valdez, did share with us and email from Mark Reynolds the acting general counsel of Human Services. From your reading of this email does it indicate that this is a legal proceeding and the County would not be held for any repayment if CMS decided that there needed to be some?

MR. ROSS: Madam Chair, Commissioner Stefanics, yes, Mr. Reynolds agreed to the proposition that there's no financial risk to the counties for signing this MOU. And I did hand out that email. That's behind this package of documents that I just handed out that includes the transfer agreement between UNM and St. Vincent. There are two emails behind that. One from Mark Reynolds and one from Julia Weinberg.

COMMISSIONER STEFANICS: Thank you. That's all the questions I have for right now, Madam Chair.

CHAIR VIGIL: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you, Madam Chair and thank you Mr. Shepherd and Mr. Ross for meeting with me on this. And, Steve, after our discussion I feel very comfortable with what you have indicated based on your communications with the State of New Mexico Human Services Department. But just a sidebar really quick, has anybody asked our legislative body or maybe an opinion from the AG on this matter?

MR. ROSS: Madam Chair, Commissioner Mayfield, not to my knowledge.

COMMISSIONER MAYFIELD: Maybe, and again not to take time on this action because I would like to vote on this today, but can we still maybe make an inquiry of that and see if we could get an AG's opinion on this?

MR. ROSS: Madam Chair, Commissioner Mayfield, yes if we can locate a legislator who is willing to pose the question. That's easy enough to do.

COMMISSIONER MAYFIELD: Thank you.

CHAIR VIGIL: Other questions? I have a question, Steve. It's seeming like we are looking at a memorandum of agreement between UNMH and St. Vincent Christus. Is there any kind of agreement that is required that involves Santa Fe County as a signatory to enable us and enter into this agreement to provide the language that's protection?

MR. ROSS: Madam Chair, what I just wanted out is the side agreement between UNMH and St. Vincent and what's in your packet is the memorandum of understanding that is proposed that we sign with UNMH and in that agreement it requires us to seek execution of the transfer agreement between UNMH and St. Vincent which has already been done. That's what I just handed out. The other agreement is in force, so we don't have to worry about that particular condition that's in the proposed MOU.

CHAIR VIGIL: I guess I only became concerned about that because this agreement at least the one I'm looking at has the previous commission as signatory; is that just a clerical thing?

MR. ROSS: Madam Chair, yes, I'm sorry about that. I do see that and I'll have to correct that.

CHAIR VIGIL: The substance is the same, we just need to change the signatories.

MR. ROSS: Exactly.

CHAIR VIGIL: Very well. I have no further questions if nobody else does, what's the pleasure of the Commission?

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: I move for approval.

CHAIR VIGIL: I have a motion. Is there a second?

COMMISSIONER MAYFIELD: Madam Chair, I'll second that. But I have one question please.

CHAIR VIGIL: Okay, motion and a second. Question, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Ross would there be anything as far as the Board of County Commission needing to be the signatory on this MOU agreement that we could just give direction to our County Manager to sign off on the MOU?

MR. ROSS: Madam Chair, Commissioner Mayfield, I don't think you could give direction but I think you could - because of the dollar amount that is involved,

it's several million dollars – I think the Commission could vote to authorize the manager to – just like we just did with the property acquisition down near Golden. It would be a very similar process. I didn't prepare a resolution to that effect but I think we could.

COMMISSIONER MAYFIELD: Thank you. And then, Madam Chair, Mr. Ross, based on the Chair's comment that part of the signature lines on this agreement, has the County say prior to myself and Commissioner Anaya coming on board, have they entered into a super supplemental in the past?

MR. ROSS: Madam Chair, Commissioner Mayfield, no we've not done a super supplemental.

COMMISSIONER MAYFIELD: So this is the first one.

MR. ROSS: This is the first one.

COMMISSIONER MAYFIELD: Thank you.

CHAIR VIGIL: I have a motion and a second on item XIV.C.4.

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

**4. Resolution No. 2011-67. A Resolution to Increase the EMS/Other Health Care Fund (2332) for Sole Community Provider Supplemental Match in the Amount of \$1,104,303.32**

MR. SHEPHERD: Madam Chair, Commissioners, this is the accompanying budget resolution for the MOU you just passed. This will allow us to budget the incoming revenues and expenditures going out.

CHAIR VIGIL: Okay. What's the pleasure of the Commission?

COMMISSIONER ANAYA: Move for approval.

CHAIR VIGIL: Motion. Is there a second?

COMMISSIONER STEFANICS: Second.

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

**D. Growth Management Department**

**1. Update on Sustainable Land Development Public Input Process**  
*[Exhibit 2: Code public input process presentation; Exhibit 3: Code drafting review and public input process]*

JACK KOLKMEYER (Land Use Administrator): Thank you, Madame Chairman and good afternoon Commissioners. I'm Jack Kolkmeier the Land Use Administrator and Director of the Growth Management Department. Thank you for the opportunity to present this to you this afternoon. I'm here with Robert Griego who is the manager of the Planning Department for the Growth Management Department and also Mr. David Gold who is the contractor who now will be the facilitator for the public input



process version of what we're going to discuss with you this afternoon. I'm very happy to be here with you. You may recall that in February I did a very brief update for you on how we were considering how to approach the drafting, review and implementation of the Sustainable Land Development Code so we're here with you today to let you know that we're ready to go with Part II of our novel after the adoption of the Growth Management Plan and now moving forward to the adoption of the Code.

I'm going to do the first part of this presentation and give you a brief overview of the big picture and then Mr. David Gold is going to talk to you about some of the specifics. There are two things that are being handed out to and I'm sorry that we didn't have it ahead of time but we just got it all fixed up today. There's the presentation that I'll do for you and then there is the power point that Mr. Gold will do that is white and blue shaded document.

We're ready to embark on what we think is going to be another very exciting adventure to pull together the Santa Fe Land Development Code that essentially do two really important things. One, it will implement the Growth Management Plan that you adopted at the end of last year but further it will also contain the detailed rules and regulations for the development of land within the County. So it's two very important functions that we're embarking on. Of course, the Santa Fe Land Development Code affects all of you as Commissioners from Chimayo all the way down to Edgewood so there will be involvement, very key involvement, of the Board of County Commissioners as well as many of your constituents.

What's really important here as we look back for just a second bearing in mind that the first plan and the code for the County was done in 1980 was updated in 1986, and we've had subsequent good management plans since then as well in the later part of the 90's but we're really now just finalizing an effort to create kind of a new initiatives if you will and also to correct some things that have not functioned very well over the last 30 years so this is really an incredible opportunity for us to essentially to be rethinking the contemporary history of Santa Fe County and how we intend to deal with development into the future. Of course, the Growth Management Plan was the first part of that and now the Code will be the second chapter to that.

There are two really important parts that we are going to discuss here briefly with you and to give it to you also in some detail so you'll understand exactly how this will all function over the next six to eight months. There are two basic portions. There's a tier portion of our proposal and then there's the phasing function. The tiers, there are three of them, but basically the team, the people who will be working on drafting the Code, reviewing the Code and implementing the Code. I'm going to start with that and go over that with you. You have a graphic that shows you the three tiers behind you there and also that's the blue sheet that was handed out to you. But the three tiers are the development and technical review team of the code. The second tier will be the public review and comment portion and the third tier will be you, the Board of County Commissioners, and your role and how we plan to take this all forward. The first tier is the group who will

actually be drafting the Code and giving it its technical review to make sure that we understand all of the components of the Code. This is a collaborative effort of the Legal department, the County Manager's office and the Growth Management Department and we're referring to this tier as the Code Draft Team. This team will work on drafting all elements of the Code. Drafting specific sections and/or chapters will be written and cleared for further review by the staff of the Technical Review Team after the Code team has drafted it. The Code drafting is led by the County Attorney Steve Ross and includes Penny Ellis-Green and Robert Griego of our Planning Department. Once a portion of the Code has been written and approved for review it will then go to the Technical Review Team. The TRT, as we call it, is a current existing team within the County comprised of members of the Growth Management Department including Building and Development Services, Planning, GIS and Affordable Housing, also Community Services, Public Works, Utilities, Fire, Finance and Legal. So we have the Technical Review Team that's really able to take on all aspects of things that normally come up under the Code.

The TRT will review sections of the Code, make comments and suggestions and send the review back to the Code Draft Team for further consideration. The TRT is under the direction of Building and Development Services Manager Shelley Cobau. As the public review process evolves sections of the Code that have been drafted by the Code Draft Team and reviewed by the TRT will also then be reviewed through the public input process and that's the second tier.

The second tier is what we're referring to as the PIP or Public Improvement Process. Public review and comment will be undertaken through a formalized public input process. The PIP will conduct public meetings and workshops to review specific land use concepts that were adopted in the Plan that needs further discussion, clarification and in some cases alternative solutions or recommendations. These would be called concept decision points or CDPs and David Gold will discuss these with you in a moment in a little bit more detail. CDPs are decisions about concepts, issues and ideas that may be controversial and need further clarification or discussion in order to be implemented by the Code. In certain cases implementation details will be used to assist in deciding the policy directive. As the PIP procedures certain sections or elements of the Code draft will be brought into this process to make sure they conform to the CDP directives and also that they conform to the Sustainable Growth Management Plan. It's a lot of new acronyms and things for you but essentially what will occur is that there will be a drafting tier where the Code will actually be worked on by the Drafting Team. There will be a public input process in which people from all over the County will have an opportunity to talk about the Code again as concepts as well as words on the paper to make sure that everything is in synch with the plan and then it moves into the third tier which is review and direction from the Board of County Commissioners. The result and recommendations of the PIP concerning the concept decision points and any related Code draft will be reviewed by the Board in public study sessions. The BCC will consider the CDPs and related Code recommendations and provide direction to staff for further consideration and drafting for

inclusion in the final Code draft.

Examples of some conflicts that will be decision points open for discussion includes such thing as home occupation and businesses, family transfers, water requirements, community district plans, base zoning requirements and densities among many other subjects. The important part and important aspect of setting it up this way is from a lot of the comments that you have received and we have received as we work on the plan that the Code is already written and all this work has been done and this is just kind of getting a stamp of approval of things that have already occurred. And, really nothing could be further from the truth. You were all with us during the plan and you know how convoluted it got. But it got convoluted for all the right reasons because we had to have some very serious discussions about how we wanted to move into the future in Santa Fe County. So as your staff has been working on this we've kind of come up with the phrase, "decisions are made and code is written." In other words, we're not going to get any code until decisions have been made about how to do it by the staff, by your constituents and by yourself. That's seems a pretty fair and reasonable way to work because everybody gets their shot at being able to do this. And, as I said, we're also ready to go on this. We have our first meeting scheduled for May 18<sup>th</sup> that's a Wednesday and that would be in Edgewood. As we promised the folks in Edgewood during the planning process that this time we would start with them rather than end up with them as we did the last time. So we have a meeting scheduled for May 18<sup>th</sup> and then we have two more scheduled the following week for May 25<sup>th</sup> and the 26<sup>th</sup>. And then we need to schedule a meeting with you sometime between the week of June 14<sup>th</sup> to the 21<sup>st</sup>. You'll work with the County Manager to figure that out but we would like to do that in between the regularly scheduled BCC meeting if possible if you want to do it as a study session or if we do it as part of the regularly scheduled meeting that will probably need some further discussion.

COMMISSIONER STEFANICS: Madam Chair.

CHAIR VIGIL: Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you. And, Jack, on the schedule I understand that you might be working on a tight time frame but when we had meetings both charrettes and other public meetings at the Community College we pulled in quite a bit of the Eldorado, Rancho Viejo, Highway 14 area and I would request that we do something in that part of the County in phase 1.

MR. KOLKMEYER: Madam Chair, Commissioner, as you may recall we had four areas set up during the Growth Management Plan and we have three now. But we can certainly give that consideration. We have the Galisteo Basin area and –

COMMISSIONER STEFANICS: Okay and I don't – Madam Chair, Jack, I don't really care if it's at the Community College or someplace else like Turquoise Trail Elementary School or in the Eldorado area or wherever but I just think there needs to be something in part of the County that people could come to.

MR. KOLKMEYER: Madam Chair and Commissioner Stefanics, in relation to that and then David will talk to that in a little bit more detail, we're going to do

things a little bit more differently this time. We hope to be able to broadcast from these meetings and have more things on the internet and on the web so that folks who can't attend have a whole completely new way to access what we're going to be doing. So some of our meetings are going to be dependent on where we can actually set up the kind of communication systems that we want to but we'll look into that and make sure that we are covering every area the best that we can.

COMMISSIONER STEFANICS: Well, even if – I'm just thinking now since you said that – even if you were to go out to Commissioner Anaya and Commissioner Vigil's area to the high school, Capital High School or to someplace like that where there would be the AV ability or whatever. I'm just putting it out there that perhaps a fourth might be considered, thank you.

MR. KOLKMEYER: We'll definitely do that, Commissioner, thank you.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: I very much appreciate it and I'll have some other comments later. But on the schedule itself, based on the conversations that I've been having with people in the southern part of the County, I fully expect you to have a lot of people and so I don't know that the senior center is going to be able to accommodate the number of people that are going to probably attend that first meeting. So let's give that some thought as well. Potentially a school – if you'll think back just to put it in perspective, if you'll think back and remember the volume of people who were present at the meeting we had at South Mountain Elementary that time with the Commission, I think we could expect a pretty large group of people. So, just give that some consideration and I would appreciate it.

MR. KOLKMEYER: Okay. Thank you, Commissioner. Yes, we are looking at schools and community centers primarily because number one they will have the capability to do what we want to do communication-wise and also handle that number of people that we're expecting as well.

Just in closing for my portion and David will go through a little bit in more detail with you, that the public input process is being devised and managed by local facilitator David Gold and then myself and Robert Griego will be the major staff support so there will be a lot of commitment from the Growth Management Department to doing this. The PIP and Code Review processes as I just said we will start them up in May and as many meetings we have to have and where we will do them, we will work all of that out. But what we're shooting for, and this is a little bit aggressive but we think it needs to be that way at the moment but we'd to have the final draft of the code to you by the end of the year, by December 30<sup>th</sup>. I think we could have it adopted also at that point but if not you'll have the full code draft at that time and then you can move into an adoption mode after the first of the year. We think we'll have plenty of time and be able to do this with a lot of involvement from your staff, the community members and then yourselves of course.

Next I'd like to introduce David Gold. Many of you know David because he has worked in our community for almost as long as I have, 20, 30 some years, and David has

been a tremendous advocate for the community and many of you know him in that regard but he's also a tremendous facilitator. He has a great deal of respect from community members throughout the County and has a very good professional background in marketing and public process. The thing I find most interesting about David who of course I have worked with many, many times but particularly suited for this project is that he's an electrical engineer and when you think about what an electrical engineer does he has the ability to deal with energy and connections and if that isn't a good analogy of what we need here because we have so much energy in our community and going in so many different directions and anybody who can corral that is either a genius or an electrical engineer. It's really great to have David on our team and I'd like him to come up and briefly explain some of the detail and then David and Robert and I will be happy to answer any further questions.

CHAIR VIGIL: Thank you, Jack. Welcome, David Gold.

DAVID GOLD: Thank you very much. I definitely feel honored by the fact that I've been selected to do this. I feel it is a great privilege to be working with staff members. I've worked with them for many years as a citizen and to work with them in this capacity, well, I'm really looking forward to it. I have great respect for Mr. Kolkmeier as well as the entire planning staff as well as the members of the Code Drafting Team as Jack mentioned, Steve Ross, Penny and Robert. I have to tell you the IT department has been fantastic so far, even just within a few days they have already impressed me. I wanted to put that out there.

I also am honored to be working with all of you. The reason I am is that you have actually asked to have a transparent and well advertised public input process. If you think about in politics these days how many politicians actually want the public to be involved and look really closely at what's going on I would say that - anyway, like I say, I am honored to be working with all of you who have chosen this. I think it's great. And, also, whatever differences that you may have, the fact that you have chosen this is really a great unifying factor in something that you'll all look at and be aware of each other that you all wish to have the public be involved in a process like this. It's really amazing. I think it's great.

The goal of the public input process is, as shown on this slide, is to make sure that citizens are heard by decision makers. Being heard doesn't mean that somebody like talks and that's it. It is actually being heard and having the information stored. It doesn't necessarily mean at the end of the day that you'll agree with what the other person says but at least what they have put forth will be processed. So how do we do that? There are several methods. The first one is that as Jack pointed out we're going to have these concept decision points and also what we're calling implementation details. So the idea is that instead of having a code that is already written and then people have to try and argue, we're going to try and identify the major policy decisions that have to be made provide you with alternatives. The alternatives and the questions of which many of them will be coming from the public. I have a list right now that is about six pages long but I'm sure

other people have plenty as well so as the process goes on they'll be more. So we'll be bouncing with that and releases of the code.

The point is that the public will be participating at the point where they can really have the most impact. That's the idea of these concept decision points or CDPs as we call them. They've created a new acronym.

The next thing is that we'll be focusing the code discussion as to whether or not it implements the CDP decisions or the policy itself. It's important because in the past a situation like this could be that the code was written and then everyone would have to argue about policy in the context of the code which is very time consuming. I can say as a citizen having had to deal with it, it's a nightmare. It takes a lot of time and the discussions tend to get diffused away from the actual important issues and instead we're talking about section 3.7.6.5 – blah, blah, blah, and everything gets lost.

What we're going to be doing is when we talk about code the really big decisions are going to be happening when we talk about the CDPs and then the question will be does the code the CDP properly; does the code implement the plan properly. Hopefully, that will make the code discussion more rapid and also more focused.

The next thing is making the process more accessible. Aside from having meetings in the north, central, south and we'll figure out some way to manage Commissioner Stefanics' request as well, it's an important request. We're going to be using technology to assist us. We want to make sure that – we live in a large County and it's a hassle for people to always have to be driving to things. And also people work and they can't always take off several hours in the evening. So we want to make it so they can still participate in this. We're going to be doing remote broadcasting and we're going to have the ability for people to remotely comment live. It won't just be a one-way feed. It will be a two-way process. Also we're going to set up a public input database as we call it. I want to make sure that when you receive input that you receive it in a focused fashion. So that way you can actually explore what the public says. I'll be encouraging the public to provide input that is meaningful and well thought out. But it will be organized in a way that at any point you can look at it and you can look at it while the process goes on. In addition to that technology we're going to have a database and we're also going to have an online discussion boards that people can vent, in a nice way of course, and we're going to try experiments with Wikipages to see if we can get people to actually agree on something and present it on a Wikipage. Rosanna Vazquez who I'm friendly with and she pointed out some stuff to me that made me realize I had been thinking of using a Wikipage in a different way but I think she has a great way to use it. And we may do other things involving groups. Finally, we'll be using emails and social networking to get in contact with people. I'm really grateful to hear Commissioner Anaya that you have a large body of people that are going to come because that I think it's important to have a Code to all of you Commissioners, we are going to be doing the best we can but it's not always easy to reach everybody, in short of writing a letter which will be costly to do we're going to be counting on word of month of participants and all of you Commissioners, use your mailing

list to let people know what's going on. To have a website set up that explains what the process is. Staff and I will be willing to help and as far as I'm concerned the more people the better. We're already off to a good start if you're doing that.

Finally, I'm going to help the public organize their information and educate them. I know that from all of you that you look at the big picture in that how do these decisions affect every decision. There's really -- you're deciding on where in a threshold that's going to go, and the one point is people being able to do whatever they want and one is that people doing whatever they want affects everyone else. There's always a point in there where you have to decide. Every land use decision really falls into that category. So I'm going to be attempting to educate people in what are the impacts on both you as an individual and the community at large. Hopefully, when they provide input they'll be able to have a good context to do it in.

And, then finally, I'm just going to help them organize so that it's comprehensible. As you know I've evolving/providing various commission's public input for some 20 years -- it's become a bad habit -- but anyway, so I know something about it and I'm going to be helping groups do the same.

The next part I'll talk about is what is concept decision points and implementation detail. The concept decision points are going to be policy decisions and what I'd ask at this point as we go through these we don't want to discuss the questions, I just want to talk about the concepts right now. I guarantee you'll have plenty of opportunity to discuss these questions. At the end of this you may even be a little sick of CDPs but right now let's just stick to the concept of what is a CDP. I provided an example: What type of development would be allowed in SDA 2 and 3? Should density be a factor in determining restrictions for home-based business? Should hardship variances be allowed? These are decisions that will be provided with a variety of alternatives. Presumably the public will be giving you input on each of the alternatives as to whether they agree with them or not. You'll be choosing one or possibly several alternatives. The other part of this process is what I've called implementation details. In many cases there are details that in many ways will define policy. The ones I have done here are what are specific densities for development in each SDA area? It's a very specific detail and number. What levels of water usage are allowed? How much additional density will be allowed for incentive bonuses? The plan has alluded to the fact that these questions will exist but these decisions haven't been made. For many people who are concerned about the plan, I don't think they realize fully how many decisions are about to be made right now in the code. This is where it's all going to happen. I hope people participate. Finally, as we go through the process we'll figure out what level of detail is appropriate because they'll be questions like, how many feet of border do you want -- so we're going to -- and as we showed on that first slide that in phase 1, those meetings will explain what the process is to people. Talking about the CDPs and all the lists on hand and people can get acquainted with them.

The ideal will be that throughout the process for the County and the public to generate more CDPs and alternatives and we'll actually pick one or several CDPs and

implementation details. We're thinking of looking at giving home-based businesses as the first one we'll choose. And then in the June meetings we'll actually go through the process, you'll be deciding, it will be in a study session but you'll be deciding hopefully what policy decisions you want to make. From that point, that will tell all of us how often you want to do this, how difficult it is, what level of detail, this is expected to be a fairly dynamic process.

So, I stand for any questions.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: David, Jack, the whole crew that's working on this, I have very much appreciation for the work. I have five things I want to bring up associated with it as comments and suggestions. You had some comments on the facilities and making sure that we have an adequate facility and we really take care of the logistics associated with seating and sound. Sometimes a detail that can make people frustrated, we had a little bit of that yesterday, so I think that's an important aspect. To complement what Commissioner Stefanics said, and in looking at the presentation I think it's a good thing to have meetings in areas in the community outside of the normal BCC Chambers. I just think it's good and it makes the community a little more attached to the process because they're in a place that they're used to. So, I appreciate those efforts.

The second item on the time, as it relates to the one in Edgewood. I'm going to ask that we consider moving it past to 7 p.m. It takes an hour for anybody working in Albuquerque and Santa Fe to get home so if you have it at 6 it makes it kind of tough. So I'm going to ask that we push that back maybe to 6:30 or 7.

In addition to the public input, there's a lot of detail that's going on associated with internal discussions and through the sustainable land use development plan, I know that you, Mr. Kolkmeyer and staff had smaller working groups that had to hash out some of those details. Maybe incorporating some of those community and County discussion might be a helpful tool in between all of the stuff that you've already laid out.

And, then, I'm going to ask you, Madam Chair, and the Commission, when the plan was done the last time there was actual BCC meetings through some of the evaluation process held in other parts of the County other than this chamber. I think that that might be something that would demonstrate the Commission's willingness to get out into the community and share with the constituents in their own backyard.

CHAIR VIGIL: On that point, I think there is probably depending on what the purposes are maybe for a study session or something, but it is actually a quorum and a BCC meeting, I think we're required to stay in the municipal head - Steve, what is the requirement? You don't ask anything that any of us haven't wanted but I think there are some restrictions. Would you address that?

MR. ROSS: Madam Chair, relatively few restrictions. We have to have four meetings, quarterly meetings here in the County seat. We can have meetings elsewhere at our convenience.

CHAIR VIGIL: Okay. So at least four times a year, that's a minimum. So

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it's four times annually. Okay, thank you.

COMMISSIONER ANAYA: Thank you, Madam Chair. The last comment I have is that I think articulated on this page David that you gave us that says make sure the citizens are heard by the decision makers. I think that says it all and I think that's been the focus of all of my colleagues up here and I think it sets the tone for where we're headed and I think it's a good positive tone. I think this summary is a good summary and I would also suggest that we got ahead and make whatever cleanup we need to on the locations and the times and put it on the web. I think it would be a good tool for me as a Commissioner and my fellow Commissioners to point people to and to show them where it's at. You may have already done that. I thank you very much and look forward to the process.

MR. KOLKMEYER: Thank you, sir.

CHAIR VIGIL: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Thank you, Jack. Thank you, Robert. Thank you, David. If I were being completely honest I would have to say that I was a little bit worried about writing the code and what that was going to be like. Bringing all those complex threads together and being able to write a code – well, first of all where we make good decisions and secondly where we actually write a code that implements the vision of our plan. And I have to say that now I'm actually excited about the process. So already you've made great progress just today and my feelings, my own personal feelings about this is going to be going forward.

Now at the risk of adding yet another burden, I would like to ask if we could have one meeting sort of in the eastern side of the County. District 4 has never been close to any of the meeting sites and so I think it would be a nice gesture to pull them in on it. Glorieta in particular, Cañoncito, those areas have been pretty far away from where we've had our meetings in the past. So I'd like for you to consider possibly the Hondo 2 Fire Station might be a possibility or maybe somewhere in Eldorado would be a little bit closer for people on the east side. That's my comment. And, thank you again.

CHAIR VIGIL: Any other questions or comments? I have to underscore Commissioner Holian. I really am further excited about this happening. I fully appreciate the condensation and focus for this. It's a daunting task. When I look at it, it's daunting. So for you to really create the structure that is very seemingly a part of this process is very much appreciated and I'll look forward to the outcome as seemingly one of the outcomes is for us to be better informed and have really public input alternatives in terms of that decision making process. That's always beneficial to me in particular. Thank you so much. We really appreciate your organizational thinking on this.

Any other questions on this? Seeing none, thank you, gentlemen.

MR. KOLKMEYER: Thank you, Commissioners.

CHAIR VIGIL: Oh, is there notice for the first meeting yet – and do we have locations set for those meetings?

MR. KOLKMEYER: Madam Chair, we're working on that right now. We

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have one of the meetings that we wanted to do here because again it's easy to accommodate and we have all the internet capability, web capability. The other one is up north. We're right now looking at Sombrillo Elementary School or the Pojoaque School.

CHAIR VIGIL: Do you know which date will be which yet?

MR. KOLKMEYER: The 26<sup>th</sup> will be up north and the 25<sup>th</sup> will be here.

CHAIR VIGIL: Okay, and do we have a time for that?

MR. KOLKMEYER: We haven't decided on the times specifically but I think Commissioner Anaya's point was a good one. We generally like to look at 6 so we don't go too late. So I think depending on where we're going to have them may determine the time, 7 in Edgewood maybe adequate - I'm not exactly sure but we'll work that out and run that by you before we decide on anything.

CHAIR VIGIL: I'd like to start assisting in publicizing by getting this notice out on my email list and of course because I'm in the central district most of the concerned residents will probably be coming here so as much information as I can have with regard to that, I would like to get that out. Also, when will the website be up and running; do we know?

MR. KOLKMEYER: We're not quite sure yet. As David mentioned he's working with the IT folks. Hopefully, by the end of this week we'll have some more clarity on the locations and probably by the end of next week we should be fairly well along with knowing when all of this will go up on the internet and the website.

CHAIR VIGIL: And as soon as you know those dates, I'd like to personally know because I'd like to circulate the word as much as I can.

MR. KOLKMEYER: You'll be the first -

CHAIR VIGIL: I think we all would like to know when you have those specific dates, so maybe a quick email.

MR. KOLKMEYER: Yes.

CHAIR VIGIL: Okay, thank you so much.

MR. KOLKMEYER: Thank you, Commissioners, we all look forward to working with you on this.

#### **E. Matters from the County Manager**

CHAIR VIGIL: Penny, thank you for filling in for Ms. Miller. We really appreciate that. Any matters?

MS. ELLIS-GREEN: Madam Chair, Commissioners. I do have two quick items Katherine asked me to update the Board on. The first is Representative Wallace's reappointment. The County does not need to put forward a name for the nomination for this legislative vacancy. It is proposed that we would accept resumes and letters of interest up to May 2<sup>nd</sup> which would be next Monday. That would give us time to verify the legal requirement that they live within Legislative District 43 and conduct a background check. At that point we could then bring the applicants names forward to the Board on May 10<sup>th</sup>

for a nomination to be made by the Board on the May 10<sup>th</sup> agenda.

COMMISSIONER STEFANICS: Madam Chair.

CHAIR VIGIL: Commissioner Stefanics.

COMMISSIONER STEFANICS: I'd like to clarify a few other items. The individual needs to live within the legislative district?

MS. ELLIS-GREEN: Yes, Madam Chair, Commissioner that is correct.

COMMISSIONER STEFANICS: So the individual that we nominate must be from Santa Fe County?

MS. ELLIS-GREEN: Madam Chair, Commissioners, no. The individual must reside in District 43 but can be within Santa Fe, Sandoval or Los Alamos County. Any of the counties within Legislative District 43.

COMMISSIONER STEFANICS: And, Madam Chair, Penny or Steve, does the person we nominate need to be of the same party as the deceased legislator?

MR. ROSS: Madam Chair, Commissioner Stefanics, no.

COMMISSIONER STEFANICS: Thank you very much.

CHAIR VIGIL: There's a specific statute, Steve, that really clarifies all of that or is it a constitutional –

MR. ROSS: Madam Chair, oddly enough it is part of the constitution that was repealed by the voters, removed from the constitution in 1960 and has been perpetuated by a statute. It's very complicated but essentially we're working from a version of the constitution that was in place in the 50's.

CHAIR VIGIL: That was my understanding, than you so much. Anything else, Penny?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR VIGIL: On that point? Yes, let me get Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, and Penny will you, again, certifying that they're within the district and that they meet the criteria for appointment by this Board will you please forward the resumes once you receive them instead of waiting for the 10<sup>th</sup> or the day before the meeting.

MS. ELLIS-GREEN: Madam Chair, Commissioner Mayfield, absolutely we will, as soon as we've been able to verify that they're within the district we will forward them on.

COMMISSIONER MAYFIELD: Thank you.

CHAIR VIGIL: And on that point, was it May 2<sup>nd</sup> that you were requesting that the applications be submitted so that we will have them well before May 10<sup>th</sup> right?

MS. ELLIS-GREEN: That is correct.

CHAIR VIGIL: Okay, thank you. I just wanted to get that clarified, Commissioner Mayfield, okay.

MS. ELLIS-GREEN: And, Madam Chair, one more item regarding the redistricting. Our first step is going to approve the State's amended prescient boundary. We will be getting a letter shortly from Secretary of State. When we have that we'll bring

that in front of the Board for the Board to approve the prescient boundaries. And that will hopefully be in the May meeting. Once we've done that, we send that back to the Secretary of State and then the next step is to do the Commission district boundaries. What we propose is for the staff to develop a number of scenarios for redistricting in June to August timeframe. Also, we'll go through a public workshop process where we would have staff available to explain the requirements, the process to the public and be available with all of our GIS data to show how one precincts moving into a different commission district would affect the other commission district. So we would go through that whole public input process and public workshop and collect feedback and then we would come, once we refined those scenarios, we would come back to the Board of County Commissioners at that point and go through an approval process between September and October depending on whether we need a resolution or an ordinance to adopt the changes.

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, on that point, I like the thought process. I would just ask that the Commission before the options are taken to the public input process that we get a look at what the staff has come up with based on feedback they may have received from staff or even Commissioners prior to it going to the public. I think that would be my only request.

MS. ELLIS-GREEN: Absolutely, we can do that.

CHAIR VIGIL: Penny or Steve, either one of you, do we take final action on Commission districts subsequent to the legislative boundaries being adopted by the State legislature or simultaneously? I can't remember. It seems like they are going to have a special session in September and I assume that - well, I hope it doesn't happen the way it did in 2000 where it actually went to the courts to be decided. But if there is a final decision and it is approved do we have to look at those? Are those part of a process - do they impact Commission districts? I can't recall what we did last time, I mean, I remember the process but I didn't know if we needed to look at the legislative boundary maps before we did the County Commission.

MR. ROSS: Madam Chair, there's an interrelationship between the establishment of the County districts, the legislative districts and the precinct boundaries. So we have to always make sure that we understand where the legislature is going because it is relevant to establishing the precinct boundaries and establishing subsequently - so it's a difficult process that is going to require a lot of coordination.

CHAIR VIGIL: Okay, and I guess it's safe to suppose that that is why Katherine asked you to report that final action would be taken September or October because we may have to wait until October.

MS. ELLIS-GREEN: That is correct.

CHAIR VIGIL: Okay, and thank you very much. Commissioner Stefanics.

COMMISSIONER STEFANICS: Thank you, Madam Chair. Steve or Penny, I was at a public meeting and they cited a statute that indicated that counties do not

have the ability to change precincts until the end of the January 2012 because the census is taken on the current precincts. So the census data that we are working with is based upon the existing precincts that we have. Could you clarify what you're talking about in relation to that now in terms of the schedule?

MR. ROSS: Madam Chair, Commissioner Stefanics, you are looking at one part of the statute. There is a second part of the statute that ties it back to precinct boundaries and allows us to go now. The statute does say, it has very odd language in it and I don't want to try and explain it because I wasn't there when it passed, but the statute says that our ability to redistrict is suspended until January 1, 2012 but then later on in the statute it takes that restriction and removes it. I don't understand why they did it that way but we spend a lot of time on the statute a couple days ago and we think that this process that Penny outlined is correct.

COMMISSIONER STEFANICS: Well, Madam Chair, Steve, we were at the public presentation that I was at was a League of Women Voters presentation and their national president has been involved in redistricting was the one who made this report. So I'm wondering if you could take it the next step further somehow to verify with somebody because my understanding after this presentation was, yes, you'll be doing redistricting but, no, you will not be changing the precincts.

MR. ROSS: Madam Chair, Commissioner Stefanics, that's a good idea. I think we'll just take this over to the Attorney General and talk to him about it and make sure we've got it right.

COMMISSIONER STEFANICS: Thank you so much.

CHAIR VIGIL: Anything further, Penny?

MS. ELLIS-GREEN: Madam Chair, no, that's all I have.

**X. Matters from the County Attorney**

**1. Executive session**

**a. Discussion of pending or threatened litigation**

**b. Limited personnel issues**

**c. Discussion of possible purchase, acquisition or disposal of real property or water rights**

MR. ROSS: Madam Chair, we need to close into Executive Session to hopefully it will be fairly brief to discuss pending or threatened litigation, limited personnel issues and discussion of possible purchase, acquisition or disposal of real property.

CHAIR VIGIL: Okay, could we have a motion.

**Commissioner Holian moved to go into executive session pursuant to NMSA Section 10-15-1-H (7, 2, and 8) to discuss the matters delineated above. Commissioner Stefanics seconded the motion which passed upon unanimous roll call vote with**

**Commissioners Vigil, Anaya, Holian, Stefanics, and Mayfield all voting in the affirmative.**

[The Commission met in executive session from 4:10 to 5:10.]

**Commissioner Anaya moved to come out of executive session having discussed only the matters outlined in the agenda, and Commissioner Holian seconded. The motion passed by unanimous voice vote.**


**XV. ADJOURNMENT**

Having completed the agenda and with no further business to come before this body, Vice Chairwoman Stefanics declared this meeting adjourned at 5:10 p.m.



ATTEST TO:  
*Valerie Espinoza*  
VALERIE ESPINOZA  
SANTA FE COUNTY CLERK

Approved by:



Board of County Commissioners  
Virginia Vigil, Chairwoman

Respectfully submitted:

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

EXHIBIT

tabbles

1

Santa Fe County  
2011 Board of County Commissioners  
Regular Meeting

April 26, 2011



**TEEN PREGNANCY COALITION**

P R E V E N T I O N • P A R E N T I N G

Mission: Dedicated to Providing Programs and Supporting Activities Directed at Reducing Teen Pregnancy, Addressing the Negative Consequences of Teen Pregnancy and Improving Outcomes for Teen Parent's in New Mexico.

The New Mexico Teen Pregnancy Coalition (NMTPC) is committed to encouraging an ongoing, coordinated and well-planned approach to teen pregnancy prevention



NMTPC provides New Mexico with the best and latest information, training and research on teen pregnancy prevention.

- New Mexico Young Fathers Project (Funded by: New Mexico Children, Youth & Families Department, Protective Services Division)
- Young Men's Mentoring Project at Capshaw Mid School
- Websites: [www.nmtpc.org](http://www.nmtpc.org) and [www.youngfathers.org](http://www.youngfathers.org)
- Monthly Electronic NEWS FLASH
- Newsletters, Data and Statistics
- Conferences and Trainings
- Youth Art and Video Contest
- Scholarships to pregnant/parenting teens or teens involved in teen pregnancy prevention who attend post secondary or vocational schools
- Hispanic Community Outreach
- Statewide Technical Assistance to Communities and Organizations
- Plain Talk: a project in Albuquerque's South Valley as well as the Mesquite, Vado, Del Cerro, Hatch Rincon, and Salem communities in Dona Ana County, which mobilizes communities and adults to create local solutions.
- In collaboration with the Bernalillo County Community Health Council, targeted, developed and implemented many exciting initiatives to reduce teen births in Bernalillo County
- In collaboration with Dona Ana County, Health and Human Services Department development of a comprehensive adolescent teen pregnancy program that addresses the root causes of adolescent pregnancy in teenagers and young adults in Dona Ana County
- Challenge 2005 Research Study
- Challenge 2005 & Challenge 2010
- Provided Teen Outreach Program */Changing Scenes* to over 200 youth in Deming, Taos, and the Southeast Quadrant of Albuquerque. Currently have sites at South Valley, Albuquerque; Gadsden Middle School, Gadsden High School, and Del Cerro Community Center in Dona Ana County.



Selected Publications

- Bridging Our Past, Present & Future: Teen Pregnancy in New Mexico, A Report to Policy Makers and Communities, 11/03
- 10 Facts About Teen Pregnancy (single page fact sheet) 12/03
- Hispanic Resource Directory, 2003
- New Mexico Teen Parent Programs Directory, 2003
- Meeting the Challenge 2005: How to Reduce Teen Pregnancy in Your Community, a manual
- TUNE IN: New Mexico Attitudes on Sex Education, 1/01
- Future Voices: Teen Parents and Their Children in New Mexico, 2000

December 2010

## New Mexico Teen Pregnancy Coalition

### Mission Statement

Dedicated to sponsoring programs and activities aimed at reducing teen pregnancy and the negative consequences of teen pregnancy and parenting in New Mexico.

- NMTPC has been the statewide non-profit organization committed to reducing teen pregnancy in New Mexico since 1989.
- NMTPC works closely with community organizations and state agencies to encourage an ongoing, coordinated and well-planned teen pregnancy prevention effort.
- NMTPC provides New Mexico with the best and latest information, training, and research on teen pregnancy through : *Conferences, Training, Networking, Statewide Technical Assistance to Communities, Publications: Reports, Data, Directories and Newsletters, Monthly Electronic NEWS FLASH, Hispanic Community Outreach, Youth Art and Video Contest, Web site: [www.nmtpc.org](http://www.nmtpc.org) and [www.youngfathers.org](http://www.youngfathers.org), Plain Talk/Hablando Claro South Valley and Mesquite, Vado, Del Cerro,*

## New Mexico Young Fathers Project

### Mission Statement

Our mission is to promote social and family stability by improving the quality of father/child relationships in young families and by preventing repeat pregnancies

## Plain Talk/Hablando Claro

### Mission Statement

To increase adult/teen communication about sex, increase sexually active teens' access to contraceptives, and to decrease the number of unwanted pregnancies, STDs and HIV/AIDS.

Plain Talk is a neighborhood-based initiative aimed at helping adults, parents, and community leaders develop the skills and tools they need to communicate effectively with young people about reducing adolescent sexual risk-taking.

Education + Communication + Access to contraceptives = Fewer unwanted pregnancies & STDs

## Teen Outreach Program

### Mission Statement

To prevent adolescent problem behaviors by enhancing normative processes of social development and to engage young people in a high level of structured, volunteer community service that is closely linked to classroom-based discussions of future life options such as those surrounding future career and relationship decisions.

Teen Outreach is a program based on the principles of positive youth development that is designed to meet the needs of adolescents during the transitional period in which they are growing into adulthood. TOP combines curriculum-guided experiential activities and discussion plus community service work in a program that supports positive youth development and prevents negative youth behaviors, such as early pregnancy and school failure.

New Mexico Teen Pregnancy Coalition  
P.O. Box 35997  
Albuquerque, NM 87176-5997  
505-254-8737  
505-254-8741 fax  
[www.nmtpc.org](http://www.nmtpc.org)  
[nmtpc@nmtpc.org](mailto:nmtpc@nmtpc.org)

***Sustainable Land Development  
Code Public Input Process***

**BCC Presentation**

**April 26<sup>th</sup>, 2011**



# Sustainable Land Development Code Process:

T  
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e  
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Code Draft Team

Public Input Process  
(PIP)

Board Process

Sustainable Land  
Development Code

# Sustainable Land Development Code Phasing:

Phase 1: May/June 2011	Phase 2: July/October 2011	Phase 3: Nov./Dec. 2011
<ul style="list-style-type: none"> <li>• Identification of Concept Decision Points (CDPs)</li> <li>• PIP –CDP Input</li> <li>• BCC -CDP Decisions</li> <li>• Code Team–Incorporation of CDP Decisions into SLDC Draft</li> </ul>	<ul style="list-style-type: none"> <li>• Code Draft Elements Review for CDPs</li> <li>• PIP CDP Input on additional CDPs</li> <li>• BCC –Decisions on additional CDPs</li> <li>• Code Team –Incorporation of CDP Decisions</li> </ul>	<ul style="list-style-type: none"> <li>• Final Code Draft</li> <li>• Public Hearing Process</li> </ul>

## Phasing Outcomes:

•Code Draft Elements released for Public Review.

Additional CDP's identified.

•Implementation of CDP Elements into Code draft.

• Additional Code Elements released for Public Review.

•Code Draft Public Review Process

•Code Draft Public Hearing Process

## Public Input Process:

### ***The Goal:***

***“Make sure citizens are heard by decision makers”***

# How Will Citizens Be Heard?

- Identify Concept Decision Points (CDPs)
  - Discuss Alternatives
  - Implement Code
- Focus code discussion towards validating implementation rather than policy
- Organize the process to make it accessible.
  - Use appropriate technology to help
- Help public organize input
  - Education about the issues so they understand the big picture
  - Help groups and individuals organize input for maximum impact

# ***Concept Decision Points and Implementation Details***

- ***Concept Decision Points (CDPs)***
  - Define major policy decisions
  - Presented as a question with alternatives (one or several may be chosen)
- ***Implementation Details***
  - Specify the details related to a policy decision (may actually define policy)
  - Presented as a question with alternatives (one or several may be chosen)

***As we go through the process, we will determine what level of detail is appropriate***



# Public Meetings Schedule

- Phase 1 Tentative Public Meetings:
  - May 18<sup>th</sup>, Edgewood Senior Center 6:00 PM
  - May 25<sup>th</sup>, Board of County Commission Chambers 6:00 PM
  - May 26<sup>th</sup>, Northern Area of County TBD
    - Sombrillo Elementary School or
    - Pojoaque Multi-Purpose Center
- Phase 2 and Phase 3 Public Meetings schedule TBD

As the public review process evolves, sections of the Code that have been drafted by the Code Draft Team and reviewed by the TRT will also be reviewed by the public through the PIP process.

### **Second Tier – Public Input Process**

Public review and comment will be undertaken through a formalized Public Input Process (PIP). The PIP will conduct public meetings and workshops to review specific land use concepts that were adopted in the SGMP but that need further discussion, clarification and, in some cases, alternative solutions or recommendations. These will be called Concept Decision Points (CDPs) in the PIP.

CDPs are decisions about concepts, issues and ideas that may be controversial and need further clarification or discussion in order to be implemented through the SLDC. In certain cases, implementation details will be used to assist in deciding policy directives.

As the PIP proceeds, certain sections or elements of the Code draft will be brought back into the PIP process to make sure they conform to the CDP directives and also that they conform to the Sustainable Growth Management Plan.

### **Third Tier – Review and Direction from the Board of County Commissioners**

The results and recommendations of the PIP concerning CDPs and any related Code drafts will be reviewed by the BCC in public study sessions. The BCC will consider the CDPs and related Code recommendations and provide direction to staff for further consideration and drafting for inclusion in the Final Code Draft.

Examples of some concepts that will be Concept Decision Point discussions include home occupations and businesses, family transfers, water requirements, community and district plans, and base zoning requirements, among others.

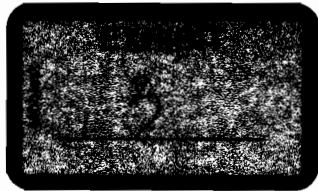
“Decisions are made, Code is written”

### **Phasing, Meetings, Scheduling and Time Frame**

The PIP will be conducted in several phases in different locations throughout the County and will include mechanisms for public input and feedback systems through the Internet and the County website.

The PIP will be devised, managed and implemented by local facilitator, David Gold. Jack Kolkmeier, Director of the Growth Management Department, and Planning Manager, Robert Griego, will coordinate the process and provide staff assistance.

The PIP and Code Review Process will begin mid- May and the first BCC Code workshop is proposed for mid-June. A Final SLDC Draft is projected to be completed by December 30, 2011.



**Sustainable Land Development Code  
Drafting, Review and Public Input Process  
Board of County Commission Meeting  
April 26, 2011**

**Presentation by Jack Kolkmeier and David Gold**

The Santa Fe County Growth Management Department in coordination with the County Manager's Office and the Legal Department is establishing a procedure for the drafting and review of the proposed Sustainable Land Development Code (SLDC).

**What is the Sustainable Land Development Code?**

The SLDC is the legal implementing device for the Sustainable Growth Management Plan and contains detailed regulations for the development of land within the County.

**The Code Drafting and Public Input Process (PIP)**

**The Three Tier Process** - The overall process consists of Three Tiers in several phases:

- 1) Development and Technical Review of the draft code;
- 2) Public review and comment (Public Input Process) on:
  - a. Concept Decision Points (CDPs) and their relation to the SGMP and how they are implemented in the SLDC, and
  - b. Code draft elements when they have been reviewed in relation to CDPs .
- 3) Review and Direction from the Board of County Commissioners

**First Tier – Draft Code and Technical Review**

The development of the SLDC is a collaborative effort of Legal, the County Manager's Office and the Growth Management Department (GMD), referred to as the **Code Draft Team**. This team will work on drafting all elements of the code. Drafts for specific sections and/or chapters will be written and cleared for further review by the staff Technical Review Team (TRT). The Code Draft Team is lead by County Attorney, Steve Ross and includes Penny Ellis Green, Deputy County Manager, and Robert Griego, Planning Manager/GMD.

Once a portion of the SLDC has been written and approved for review, it will be given to the **Technical Review Team**. The TRT is a current review team comprised of members of the GMD, including Building and Development Services, Planning, GIS and Affordable Housing; Community Services; Public Works and Utilities; Fire; Finance and Legal. The TRT will review sections of the Code, make comments and suggestions and send their review back to the Code Draft Team for further consideration. The Technical Review Team is under the direction of Building and Development Services Manager, Shelley Cobau.

SFC CLERK RECORDED 05/03/2011

David Gold

Facilitator, Public Input Process (PIP)  
Sustainable Land Development Code

Almost 20 years of experience as a community advocate in areas including:  
land use, zoning, water, open space, trails, affordable housing, elderly and youth.

- Has a good understanding of the planning issues involved.
- Has good relationships with many of the people actively involved,  
all phases of community, staff and decision makers
- Has done a lot of meeting facilitation and have a proven track record of generating community interest

Over 30 years of engineering related work as an entrepreneur and engineer including:  
project management, team management, customer relations, marketing, sales, hardware  
and software design.

- Has a good handle on the technology needed to supplement this project
- Has the project management skills oversee this project
- Has advertising, PR and interpersonal skills that will be needed

# Public Input Process for the SLDC

## **The Goal**

***“Make sure citizens are heard by decision makers”***

## **How Will Citizens Be Heard?**

- ***Identify important decision points before implementing code***
  - Identify Concept Decision Points (CDPs) and other decision points
  - Discuss Alternatives
  - Implement Code

The public will participate at the point where they have the most impact. Gives decision makers a chance to decide policy and policy details
- ***Focus code discussion towards validating implementation rather than policy***
  - The question becomes: does the code implement Concept Decision Points (CDPs) and SGMP rather than arguing about policy at the code level.
  - If policy questions arise during code discussions they can be converted to CDPs or Implementation Details
- ***Organize the process to make it accessible. Use appropriate technology to help***
  - Meetings in south, central, north
  - Remote broadcast meetings and participation over the internet
  - Remote access to Public Input Data Base. Will organize input to decision makers
  - Message boards, wiki to facilitate on-line discussion of topics
  - Use of email and social networking for notification
- ***Help public organize input***
  - Education about the issues so the public understands the big picture
  - Help groups and individuals organize input for maximum impact

## **Concept Decision Points and Implementation Details**

- ***Concept Decision Points (CDPs)***
  - Define major policy decisions
  - Presented as a question with alternatives (one or several may be chosen)
  - Examples:
    - What type of development is allowed in SDA-2/3?
    - Should density be a factor in determining restrictions for home based businesses?
    - Should hardship variances be allowed?
- ***Implementation Details***
  - Specify the details related to a policy decision (may actually define policy)
  - Presented as a question with alternatives (one or several may be chosen)
  - Examples:
    - What are the specific densities for development in each SDA area?
    - What levels of water usage are allowed?
    - How much additional density will be allowed for incentive bonuses (affordable housing, green building, etc.)?
  - *As we go through the process, we will determine what level of detail is appropriate*