

MINUTES OF THE
SANTA FE COUNTY COMMISSION:
AFFORDABLE HOUSING MEETING

September 27, 2011

This meeting of the Santa Fe County Commission regarding Affordable Housing was called to order at approximately 11:00 a.m. by Vice Chair Liz Stefanics in the County Commission Chambers, Santa Fe, New Mexico.

A quorum was present as follows:

Members Present:

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

Members Excused:

Commissioner Virginia Vigil

Staff Present:

Katherine Miller, County Manager
Rachel Brown, Assistant County Attorney
Rosemary Bailey, Affordable Housing Staff
Penny Ellis-Green, Assistant County Manager
Robert Griego, Planning Manager

III. APPROVAL OF THE AGENDA

Commissioner Holian moved to approve the agenda. Commissioner Mayfield seconded and the motion passed by unanimous [4-0] voice vote.

IV. APPROVAL OF MINUTES: August 2011

Upon motion by Commissioner Holian and second by Commissioner Mayfield, the minutes were unanimously [4-0] approved as submitted.

V. **ORDINANCE 2011-6 Amending Section Two, Section Three, Section Four, Section Five, Section Six, Section Seven, Section Eight, Section Nine, Section Eleven, Section Twelve and Section Thirteen of Ordinance No. 2009-14 (as amended by 2010-3) to define the scope and purpose of the Ordinance: to expand and align definitions, eligibility, protection of County funds and long-term affordability with the Affordable Housing Act and the Mortgage Finance Authority Rules** [*Exhibit 1: MFA letter dated 9/23/11*]

County Planning Director Robert Griego said following a complete review of Santa Fe County Ordinance 2009-14 as amended by 2010-3, the MFA requested that the County amend the ordinance to incorporate definitions and align eligibility criteria, protection of public funds and long-term affordability with the current MFA Rules. The proposed amended language further incorporates the scope and purpose of the ordinance

Mr. Griego noted that the Board unanimously approved the request for authorization to publish title and general summary with an amendment regarding refinancing. Staff subsequently wrote a letter to MFA requesting the refinancing amendment. MFA replied [*See Exhibit 1*] explaining why they could not approve the option to repay public funds early and release the respective lien prior to the expiration of the Affordability Period. However, the County can allow an individual to repay the loan and release the lien if the individual pays market rate interest. In this case, the MFA has no authority to regulate the use of County funds because the anti-donation clause is not applicable.

There was no one in the public wishing to address this item.

Commissioner Anaya moved to approve Ordinance 2011-06 as presented. Commissioner Holian seconded and the Ordinance by roll call vote as follows: Commissioners Stefanics, Holian, Mayfield and Anaya voting in the affirmative.

VI. **PROGRAM UPDATE**
a. **Focus Group Update**

Mr. Griego said the focus group around the affordable housing inclusionary zoning ordinance was being developed and would be a 13-member committee.

Commissioner Anaya requested an addition of an individual from the south, Ray Seagers.

Mr. Griego anticipated the committee would meet one or two times to discuss the issues at hand and develop recommendations. He said he would provide a list of members to the BCC.

VII. **MATTERS FROM THE PUBLIC**

None were presented.

VIII. MATTERS FROM THE BOARD

None were offered.


VIII. EXECUTIVE SESSION

There were no issues.

IX. ADJOURNMENT

Commissioner Stefanics declared this meeting adjourned at 11:20 a.m.

Approved by:


Board of County Commissioners
Liz Stefanics, Vice Chair

ATTEST TO:



VALERIE ESPINOZA
SANTA FE COUNTY CLERK

Respectfully submitted:

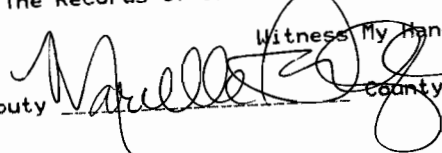
Karen Farrell, Wordswork



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

AFFORDABLE HOUSING MIN
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I Hereby Certify That This Instrument Was Filed for
Record On The 9TH Day Of January, 2012 at 02:48:53 PM
And Was Duly Recorded as Instrument # 1656875
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Valerie Espinoza
Deputy  County Clerk, Santa Fe, NM

SFC CLERK RECORDED 01/09/2012



September 23, 2011

Darlene Vigil
Affordable Housing Administrator
Santa Fe County
52 Camino de Jacobo
Santa Fe, New Mexico 87507

RE: Santa Fe County Affordable Housing Ordinance No. 2011 - ____
- An Ordinance Amending Santa Fe County Affordable Housing Ordinance 2009-14

Dear Ms. Vigil:

The New Mexico Mortgage Finance Authority (MFA), in accordance with the Affordable Housing Act (Section 62-7-1 NMSA 1978 et. seq.) ("Act"), and the Affordable Housing Act Rules ("Rules") adopted thereto, has reviewed the proposed Santa Fe County Ordinance No. 2011 - ____, amending Ordinance 2009-14, as submitted by Santa Fe County. MFA has determined that the proposed Ordinance is in compliance with the requirements set out in the Act and the Rules.

Pursuant to the Rules, the Santa Fe County should provide MFA with a certification that the proposed Ordinance was passed by the Board of County Commissioners, and with a copy of the approved Ordinance.

Thank you for the Santa Fe County's continued efforts to provide affordable housing for the County's residents. Please feel free to contact me or MFA's Deputy Director of Programs Joseph Montoya, if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Marjorie A. Martin".

Marjorie A. Martin
MFA Attorney

SFC CLERK RECORDED 01/09/2012