

**SANTA FE COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING**

**June 12, 2012**

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



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC MINUTES  
PAGES: 154

I Hereby Certify That This Instrument Was Filed for  
Record On The 11TH Day Of July, 2012 at 03:55:47 PM  
And Was Duly Recorded as Instrument # **1674933**  
Of The Records Of Santa Fe County

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

**SANTA FE COUNTY**  
**REGULAR MEETING**  
**BOARD OF COUNTY COMMISSIONERS**

**June 12, 2012**

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:09 p.m. by Chair Liz Stefanics, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

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

**Members Present:**

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

**Members Excused:**

[None]

**V. Moment of Reflection**

The moment of reflection was led by Gus Martinez from the Assessor's Office.

**VI. Approval of the Agenda**

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- B. Tabled or Withdrawn Items**

KATHERINE MILLER (County Manager): Madam Chair, there are no amendments to the agenda as printed.

CHAIR STEFANICS: Thank you. Commission, what's the pleasure of the Commission?

COMMISSIONER ANAYA: Madam Chair, are we on the agenda?

CHAIR STEFANICS: The agenda is in the book and right there. I have another one if you want it.

COMMISSIONER ANAYA: No, no. What part of business are we on?

CHAIR STEFANICS: We're on approval of the agenda. Sorry.

COMMISSIONER ANAYA: Madam Chair, I would ask - I don't know if - in fact I'm probably positive a lot of the public doesn't know it but Rex Doerfer was one of our

former leaders in the Sheriff's Department and he passed on last week. And so I would like to ask for a brief moment of silence in his honor, Madam Chair.

CHAIR STEFANICS: Madam Chair. If we could all take a moment of silence. Thank you very much for bringing that to our attention, Commissioner.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER ANAYA: In light of that previous honor and moment of silence I would ask that we move item IX. A up to after approval of the agenda, which is the report we have for the County Fair as well as the rodeo, because I would like to go to the national cemetery to honor Mr. Doerfer and they're going to be having the services in the next few minutes. So I would request we move IX. A to after approval of the agenda.

CHAIR STEFANICS: Okay. Seeing no objections we'll do that. Okay, could I have a motion for approval of the agenda as amended?

COMMISSIONER MAYFIELD: So moved, Madam Chair.

CHAIR STEFANICS: Is there a second?

COMMISSIONER HOLIAN: Second.

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

**IX. Presentations**

**A. Santa Fe County Fair Board Update**

CHAIR STEFANICS: Commissioner Anaya, who do you have here today?

COMMISSIONER ANAYA: Madam Chair, we have Sarah, Katey, and Abbey here and I would like to have them come forward. They have a presentation. I'd like them each to introduce themselves and then move forward with your presentation. And thank you for being here.

CHAIR STEFANICS: Thank you very much. If each of you would introduce yourselves individually so we could have that for the record.

SARA CZMYRID: Thank you, Commissioners. My name is Sarah Czmyrid and I'm your 2011 Santa Fe County Queen.

ABBEY WOODMAN: I'm Abbey Woodman and I'm the 2012 Santa Fe County Princess.

KATEY HOUSE: I'm Katey House and I'm your 2011 Santa Fe County Fair Princess.

MS. CZMYRID: And we are so honored to come speak to you today about this Rodeo de Santa Fe and the Santa Fe County Fair. This year we're combining the Santa Fe County royalty with the Rodeo de Santa Fe royalty. This way you'll be able to hear about the rodeo and the County Fair and the incoming royalty for 2013 will be present at both. We encourage you to come and join us June 23<sup>rd</sup> for the crowning of the incoming 2013 rodeo royalty. It's sure going to be a fun night to remember.

MS. HOUSE: The rodeo and fair is upon us and the rodeo de Santa Fe is kicking off the 63<sup>rd</sup> annual rodeo with our parade this Saturday, June 16<sup>th</sup>. It begins at 10:00 am. There will be cowboys and cowgirls on their horses as well as parade floats. And the

parade starts at Ft. Marcy and follows Washington Avenue through the plaza and back along Grant Avenue.

Come out and help us kick off the rodeo season. The rodeo starts June 20<sup>th</sup> and goes through Saturday, June 23<sup>rd</sup>. Each rodeo starts at 6:30 with mutton busting. If you have kids who want to climb aboard a sheep and feel what it feels like to be a cowboy then this is the fun event for your little cowboy or cowgirl. Every night we will get to see the best professional cowboys and cowgirls come out and compete in events such as barrel racing, team roping and bull riding. This is the Santa Fe summer event that cannot be missed.

The rodeo is located on Rodeo Road between Richards Avenue and Avenue Pueblos. Come join us this weekend for the rodeo parade, and the rodeo starts Wednesday. Tickets are for sale online and at the gate during the rodeo.

MS. CZMYRID: Now I'd like to invite you to another Santa Fe event that happens a little later in the summer season: the Santa Fe County Fair. And the fair you will get to see what our fellow community and 4-H youth have been doing all year long. On July 31<sup>st</sup> we will be having the Santa Fe County Fair Horse Show which will exhibit our 4-H and FFA members riding the horses they've been showing and rodeoing all year long. Then Thursday, the 2<sup>nd</sup> we will have our indoor exhibits open and have our 4-H and FFA members showing their animals in the large and small animal barns.

When you get tired of the heat then come on in to the indoor exhibit hall and experience a different kind of heat that will tell you you've stumbled in on our salsa contest? You know what the best part of this is? You will find yourself dying to be a part of it. So find your favorite cookie recipe or that photo you took at the rodeo and enter it into the Santa Fe County Fair. Next time someone compliments you on it you can hold up the ribbon and say it's an award winner. Please come and visit us at the Santa Fe County Fair August 2<sup>nd</sup> through 5<sup>th</sup> for a fun and free family event.

MS. HOUSE: The dates, just in case you missed them, are the 20<sup>th</sup> through the 23<sup>rd</sup> and the ticket prices are \$10 for kids and seniors and they start at \$17 for adults, and then August 2<sup>nd</sup> through 5<sup>th</sup> we'll have the Santa Fe County Fair. And we'll actually have some of the fair kids, some of the 4-H and FFA members come in a little closer to the fair and speak to you guys about the fair and bring in some of their projects so you'll get to get a taste of what the fair is like. These are really fun, exciting family events and we really encourage you to come out and see what Santa Fe and see what the rodeo and fair is all about. Thank you, Commissioners.

CHAIR STEFANICS: Thank you so much. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, we have before us some great young leaders and speakers and they've done a great job as ambassadors for the rodeo as well as for our County Fair. So I'd like to thank you and let's give them a round of applause for their presentation.

CHAIR STEFANICS: Thank you so much. Thank you, ladies, and as the Commissioner indicated this is a great opportunity to speak in public. You are on TV, you are on the radio and the more you do it the more comfortable you're going to feel with it. So thank you for coming today.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I would ask that I be excused to go and pay my respects for the County and for the Commission, if the Commission would like me to.

CHAIR STEFANICS: Yes, thank you. And you'll be back later?

COMMISSIONER ANAYA: I'll be back as soon as the service is over.

CHAIR STEFANICS: So please let the record show that Commissioner Anaya will be temporarily absent to pay our respects for the entire Commission. Thank you, Commissioner Anaya.

[Commissioner Anaya left the meeting.]

**VII. Approval of Minutes**

**A. Approval of May 8, 2012 Budget Study Session Minutes**

COMMISSIONER HOLIAN: Madam Chair, I move for approval of the May 8, 2012 budget study session minutes.

CHAIR STEFANICS: Thank you. Is there a second?

COMMISSIONER MAYFIELD: Second, Madam Chair.

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

**VII. B. Approval of May 8, 2012 BCC Minutes**

COMMISSIONER HOLIAN: Madam Chair, I move for approval of the May 8, 2012 BCC minutes.

COMMISSIONER MAYFIELD: I second, Madam Chair.

CHAIR STEFANICS: There's a motion and a second.

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

**VIII. Approval of Consent Calendar**

CHAIR STEFANICS: Commissioners, is there anything you wish to remove?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, just for the public comment on the two resolutions please.

CHAIR STEFANICS: Okay, so we're removing –

COMMISSIONER MAYFIELD: Not to remove. Maybe we would just ask for public comment.

CHAIR STEFANICS: Is anybody here for public comment on X. B. 1 or 2? One is on the annual liquor license tax and the other is the budget cash carryover. Is anybody here for public comment? Seeing none, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, move for Consent Calendar approval, items X. A and B.

COMMISSIONER HOLIAN: Just those? Not the whole Consent Calendar?

COMMISSIONER MAYFIELD: Oh, I'm sorry, Madam Chair, Commissioner Holian. Also the proclamation.

COMMISSIONER HOLIAN: And the final orders?

COMMISSIONER MAYFIELD: And the final orders.

COMMISSIONER HOLIAN: I'll second that.

CHAIR STEFANICS: Thank you.

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

CHAIR STEFANICS: Madam Chair, I know what you're asking. We did present the proclamation for Florence Ruth Brown at the last meeting because she was not available today, but we had to ratify it today. Thank you for bringing that to our attention.

**X. Consent Calendar**

**A. Appointments/Reappointments**

1. **Approve Appointment of Martin Vigil as County Department Member to Serve on the Santa Fe City and County Advisory Council of Food Policy (Growth Management/Duncan Sill)**

**B. Resolutions**

1. **Resolution No. 2012-73, a Resolution Requesting an Increase to the Economic Development Fund (224) to Budget Cash Carryover from Revenue Received for an Agreement Between Santa Fe County and the New Mexico Economic Development Department for Bicycle Technologies International (BTI) Local Economic Development Act (LEDA) Project Capital Outlay Expenditures in Support of Construction Activities OF Distribution Warehouse and Office Facilities / \$350,000 (Growth Management, Duncan Sill/Finance, Teresa Martinez)**
2. **Resolution No. 2012-74, a Resolution Imposing an Annual Liquor License Tax Upon Persons Holding State Liquor Licenses (Treasurer's Office/Victor Montoya)**

**C. Proclamations**

1. **Ratification of Proclamation for Florenceruth Brown. (Commissioner Stefanics)**

**D. Final Orders**

1. **CDRC Case # V 12-5020 Helen Armijo Variance. Helen Armijo, Applicant, Requested a Variance of Article III, Section 2.4.2a.2.b**

**of the Land Development Code and a Variance of Article 4, Section 4.2 of Ordinance No. 2008-10 (Flood Damage and Stormwater Management) to Allow a Family Transfer Land Division of 15.46 Acres into Three Lots. The Property is Located at 7 Calle San Ysidro, in the Vicinity of La Puebla, within Section 18, Township 20 North, Range 9 East (Commission District 1)  
Approved 5-0/ Wayne Dalton, Case Manager**

**XI. Staff and Elected Officials' Items**

**A. Public Safety Department**

- 1. Resolution No. 2012-75, a Resolution to Proclaim Extreme Or Severe Drought Conditions within Santa Fe County and to Ban the Sale and Use of Certain Fireworks in the Unincorporated Portions of the County and within Wildlands in the County. (Public Safety/Dave Sperling) PUBLIC COMMENT**

DAVE SPERLING (Fire Chief): Thank you, Madam Chair, Commissioners. This resolution is to proclaim extreme or severe drought conditions within Santa Fe County and to ban the use and sale of certain fireworks in the unincorporated portions of the county and within wildlands in the county. There currently exists in Santa Fe County extreme or severe drought conditions and the probability of ignition of wildland fuels and the spread of fire is very high. These conditions have created a significant and immediate threat to the life, safety, health and welfare of the residents of the county and to the public and private properties located within Santa Fe County.

The Fire Department is requesting permission to ban, in accordance with state law, the sale and use of fireworks of the following type: missile-type rockets, helicopters, aerial spinners, stick-type rockets, Roman candles, shells and ground audible devices such as fire crackers, and to ban the use of all fireworks within wildlands in Santa Fe County. The use of permissible fireworks, such as cone fountains, ground spinners and sparklers is limited to areas that are paved and barren and have a readily accessible source of water. In addition, public displays of fireworks are permitted in accordance with Ordinance 1998-3.

The resolution and proclamation shall be effective for 30 days and may be reissued if warranted. With that, Commissioners, I stand for questions.

CHAIR STEFANICS: Thank you. Before we go to Commission questions or comments, is there anyone on the public that would like to comment on this resolution? Seeing none, Commissioners?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Chief Sperling, again, there's nothing this county can do about the sale of said fireworks in the county, right?

CHIEF SPERLING: Commissioner, we can ban the sale and use of the fireworks that I mentioned specifically. Certain fireworks are permitted by state law as a matter of condition. We are precluded from banning the sale or use.

COMMISSIONER MAYFIELD: Okay. And Madam Chair, Chief Sperling, I think last year we added some other conditions, but you also did some outreach to our pueblo neighbors. Are you proposing to do the same this year?

CHIEF SPERLING: Madam Chair, Commissioner Mayfield, yes, indeed. I've talked to Hvtce already and we plan to send out the signed resolution to our tribal partners.

COMMISSIONER MAYFIELD: Thank you. Thank you, Madam Chair. With that I move for approval.

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Okay. I think we all feel that this is very important. We also all have received a letter from Governor Martinez and I took the liberty on behalf of myself to let her know we really need to the bill passed so we can also prohibit the sale of fireworks to go further.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER HOLIAN: I just wanted to request that – I don't know if it may be later in this meeting or at a future meeting we could have a presentation by Kristine Mihelcic on how she is planning to publicize this and I know that she has plans to work with the City as well in reaching out to various establishments that sell fireworks and to ask them to –

CHAIR STEFANICS: Well, let's hear from Mr. Sperling and also Ms. Miller on this right now.

CHIEF SPERLING: Thank you, Madam Chair, Commissioners. Again, we plan to bring our tribal partners up to speed and I've already talked to the Town of Edgewood. This will be posted on our website. We have signs out throughout the community about our open fire ban and I would certainly encourage our public to avoid consumer fireworks even though they are regarded as permissible and to seek out a public display this year. I imagine that the City will be having their display again like they normally do, and to sort of find a different way to celebrate our nation's independence in order to protect our neighborhoods and communities. We did much the same last year and had good success. In addition, we'll be out in force on the Fourth of July, our command staff and all of our volunteer and career firefighters patrolling neighborhoods and areas around Santa Fe County as additional eyes and ears to make sure that people aren't violating the resolution and aren't violating our upcoming burn ban.

COMMISSIONER HOLIAN: Thank you, Chief.

CHAIR STEFANICS: Well, Mr. Sperling, also, and I'm sorry if you mentioned this. The neighborhood associations all have a newsletter, electronic, most of them, did you include that as a form of outreach?

CHIEF SPERLING: Madam Chair, no, I did not, but certainly would do so.

CHAIR STEFANICS: Okay. And there is a comprehensive list of all the neighborhood associations from one site so I think Kristine Mihelcic could probably help you get that. Okay. Thanks. Ms. Miller, anything to add to this?

MS. MILLER: Madam Chair, yes. I just wanted to let you know also that Governor Martinez yesterday sent out a letter to local governments encouraging us to put a local ban on fireworks and also encouraging all local governments to do that by June 13<sup>th</sup>,



which is Wednesday. We had already had it on our agenda. And also, she had indicated she is going to continue to push for legislation that would establish a mechanism by which municipalities, counties and the state can impose temporary and localized bans on the sale and use of fireworks during extreme emergencies. So I'll get a copy of this to all of you.

CHAIR STEFANICS: Ms. Miller, I mentioned this already and I also mentioned that I responded to the Governor indicating that we needed the law changed to accommodate our strength in managing the same of fireworks. So I believe that we all did receive that. Thank you. Thank you, Mr. Sperling. So we have a motion and a second. You can take care of that now.

COMMISSIONER MAYFIELD: Madam Chair and Chief, since you have a mike and a captive audience watching you and listening, just can you let the folks know about our current burn ban that is place also, aside from the fireworks?

CHIEF SPERLING: Certainly, Commissioner, Madam Chair. We do have a burn ban that was put in place by the Board of County Commissioners on April 26<sup>th</sup>. We plan to renew that today during the public hearing section of this meeting for an additional 30 days. It bans open burning, open flames and a number of other sources of ignition and it's just another tool that we're utilizing to do everything we possibly can to reduce the risk of wildland fire, this every extreme fire season.

COMMISSIONER MAYFIELD: Thank you, Chief.

CHAIR STEFANICS: Thank you. Anything else from the Commission?

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

**XI. B. Public Works Department**

- 1. Resolution No. 2012-76, a Resolution to Budget \$250,000 for the Planning and Preliminary Studies Necessary for the Redevelopment of the Current First Judicial Court Facility, Including But Not Limited to Surveys, Archeological Studies, Environmental Studies, Development Proposals, and Other Related Services [Exhibit 1]**

ADAM LEIGHLAND (Public Works Director): Madam Chair, Commissioners, this is a follow-up to a presentation Mark Hogan made at the last meeting, so I shall now turn the mike over to him.

MARK HOGAN (Facilities Director): Madam Chair, Commissioners, we just handed out a task and timeline that was presented to you at the last Commission meeting that not only outlines the costs of what we're looking for approval for in the initial stage, but also our timeline for the remainder of the project. But just to summarize, this is all in preparation for development on the site and all these expenses really are valuable to the County under any scenario, whether we chose to redevelop or we choose to sell, so we would be able to disclose to a potential buyer if we wanted to do a sales scenario.

So the services that we're looking for are an archeological study, a boundary and topo survey, environmental assessments, soil testing, building material testing, utility assessments, an economic development plan, which is really a development proposals teasing out alternatives for making sure that the County gets the best return on investment and use on this property. And then we also included a \$25,000 contingency that would cover things like an appraisal, which we discussed last time, and any other unforeseen costs that we hadn't anticipated here. So with that I can stand for questions.

CHAIR STEFANICS: Thank you. We'll first go to public comment. This is a resolution. Is there anybody in the audience that would like to comment on this resolution? Thank you very much. Commissioners, questions, comments, motions? Commissioner Vigil.

COMMISSIONER VIGIL: I'm actually really glad that we're going to be looking at the archeological component. The proximity of this project is so close to the development project that happened with the City of Santa Fe and of course what that unfolded did require remediation. So I'm not sure how much we should be prepared for that but I do believe that was remnants of Tesuque Pueblo that they were dealing with. I'm not sure, Mark, if you were familiar with that. And if so, because it's so close to where those discoveries were made I think we should be prepared for the possibility of archeological remediation of some kind and perhaps we should connect with the Pueblo at this point in time to find out, to get them engaged in this so that through the process they're part of archeological decisions that need to be made.

MR. HOGAN: Madam Chair, Commissioner, I think that's an excellent idea. We have been working with Tesuque on the existing courthouse construction but I do think it would be a good idea that we're looking at investigating this site and we may have some finds in the process.

COMMISSIONER VIGIL: Thank you. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Thank you, Mark for the presentation. When you talk about development planning, sort of what do you envision for that?

MR. HOGAN: What we're envisioning is this being a financial study as much as it is an architectural and construction, but we'll include those components. But we want to have a market analysis of the downtown area. We're counting on some possible projections, a return through leasing some of the space in the building, so it's important to know what those opportunities are so we know how to balance the financial equation, and that's really the gist of what that development study would bring back to the County Commissioners so that we look at and factor in not only lease rates but also what the likely construction costs are. So we're really looking to take the design and construction estimating to about the schematic design level, so that we're far enough along where we've got a really good idea of what we're talking about. But we won't do any more work really until we send those up and have got them back to the County Commission for approval.

COMMISSIONER HOLIAN: Okay. Thank you. Anyway, I'm very supportive of this. I think it has a lot of potential. I think this is the right step forward. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Hogan, thanks. I'm very appreciative that this is happening. Just a quick question. So we are going to go out for RFP on the development study?

MR. HOGAN: That's correct.

COMMISSIONER MAYFIELD: You guys are going to start the groundwork on that. What about the archeological study and stuff? Do we have folks that are on price agreement? Work for the state currently?

MR. HOGAN: Madam Chair, Commissioner Mayfield, we are working with the Office of Archeological Studies on that. It's a state institution, so we've got a working relationship with them set up.

COMMISSIONER MAYFIELD: Okay. And then the environmental assessment?

MR. HOGAN: We'd RFP that.

COMMISSIONER MAYFIELD: Okay. I look forward to this project moving forward finally. Thank you.

CHAIR STEFANICS: Thank you. Commissioners, is there a motion?

COMMISSIONER HOLIAN: Madam Chair, I move for approval.

COMMISSIONER MAYFIELD: Second, Madam Chair.

CHAIR STEFANICS: Okay. There's a motion and a second for approval.

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

**XI. B. 2. Presentation and Discussion of Draft Capital Improvement Plan and Project Financing and Selection PUBLIC COMMENT**  
*[Exhibit 2]*

MR. LEIGHLAND: Madam Chair, Commissioners, we are handing out to you a booklet similar to what we handed out to you at the last BCC meeting and I also will have a power point presentation, which I think is loading right now.

CHAIR STEFANICS: Now, let me ask, Ms. Miller, this says public comment. Is there a reason?

MS. MILLER: Madam Chair, that was based upon the fact we were talking about GO bonds and financing and we were going to talk about how we would finance these. You and I have had a discussion about letting people comment on that.

CHAIR STEFANICS: Thank you very much. Okay.

COMMISSIONER MAYFIELD: Madam Chair, we've got to do that on the prior resolution.

CHAIR STEFANICS: We did do public comment; there was none. Thank you. Go ahead, Mr. Leighland.

MR. LEIGHLAND: Madam Chair, this is just a follow-up to the presentation I made at the last BCC. This is just another informational item. The first slide just is a recap of the CIP process that we're following to develop this capital improvement plan. We identified inputs, we evaluated the factors –

CHAIR STEFANICS: I've been told we have a new microphone system. You don't have to speak as closely into it. But, if at any time the public cannot hear what we're saying if you would kindly call the County and notify us then we'll know we need to adjust. Okay? Thank you.

MR. LEIGHLAND: Okay. So the bottom side on page 1 is just a recap of the CIP process. I talked about this last time. I just wanted to remind you that we are following a process.

The next page is a screen shot of what we call our capital needs list. If you recall I presented this to you in March. This is just one list of all the capital needs that the County has and then the scoring algorithm. So we ranked these based on various scoring algorithms.

The next slide is just a reminder of the various sources of funds the County has at its disposal to meet the needs on that capital needs list. Today's presentation just focuses on the top tier, but I do want to remind this Commission that we have numerous other sources of funds available to us. The Water Trust Board, for instance, we should be finding out next week that we're getting some of those funds. We just found out recently that we got some CDBG funds. The bulk of our capital funds come from those first two items.

So the last BCC meeting I presented to you some proposed lists for each of the three project categories: some road projects, water projects and open space projects, and based on feedback that we've received from you in the intervening time we went back and remodified those lists somewhat. So what I'm going to present to you now are modified lists for each of those three bond questions.

So the first one is your bond for water projects, and based on feedback we've heard some felt that we were asking for too much to be spent on water so we've revised that list somewhat and we kept it to the highest priority projects. And at this point let me remind you that each one of these projects has its own datasheet, so if you want to know more about the individual projects you can turn to the tabbed things if you want to know more about the projects individually.

The next slide shows the first of two lists for road projects. We heard loud and clear that roads is the primary focus, so we expanded the road projects. This is just the first of two so if you turn the page you'll see the second. So we essentially doubled the amount for the roads from \$13 to \$20 million. The following one is a revised open space and parks projects list and we trimmed this slightly. Again, I want to mention that all the projects here are to develop open space that the County already has in its possession, so there's no acquisition.

So those lists that I just presented to you are staff's proposal for the bond. We are proposing or will be proposing to you three different bond questions – roads, water and parks and open space. And I will remind you that we will be coming and asking for approval of this item at the first meeting in July.

The next list I will show you is our proposal for spending the GRT. This is the quarter cent GRT capital money that the County has or will be getting, is expected to get this year. This is primarily facility projects but you will see that we have a smattering of open space,

water and roads projects in here as well, but it's primarily facility projects. So slide 9 is the first of two different lists and we're proposing a total of almost \$34 million of GRT projects. And I'll again remind you if you have any questions about these particular projects there are individual datasheets in the back of the binder.

Now, one of the things that we've been trying to do with this capital process that I'm presenting to you is increase the speed of delivery, increase the speed at which we execute these projects because we don't want to have money – we get the money and then we have the money hanging around for a long time. So as part of that process we're going to be asking you for approval next week on what we are calling our quick time GRT projects. So we would like – we'll be asking for approval for the ability to spend very quickly, and in fact we're projecting that on the very first week of the fiscal year we can start on these projects for about \$11 million of projects to get the GRT program jump-started.

I'd like to focus your attention on this list. This is the chart on the top of page 6, on the two-page. It's called slide 11. And what you'll see on here is a mix of types of projects. There is a lot of design, a lot of land acquisition, to get these projects started. So for instance, we are asking for money to start the design and acquisition for the Highway 14 senior center. We're going to be asking for money to start the design on the Kenny and Patty Adam Eldorado Senior Center. So if we get approval from the Board next week we will be able to start these acquisitions the first, second weeks in July, and that will put us in really good stead to execute the entire program that I'm presenting to you today.

Some other projects I'd like to bring to your attention from this list, the La Bajada Ranch, we're asking money to go ahead and do the needs analysis for that. We're asking for money to develop the plan and implementation for Los Potrereros open space, the upgraded corrections facility. So there are a lot of big projects on this list and again, what I'll be coming to you next week for is just this \$11 million. And that will get us in good stead, as I said, to execute projects and to begin the next fiscal year, and then we'll come back to this Board for approval of the larger program later down the road.

The next slide I'd like to show you – this is a historical snapshot of how the last five years of capital projects have been allocated across your districts. So you can see that you've achieved pretty good equity across the districts for capital funding. So the first slide is just the last four-year snapshot. And then the next slide is actually taking the last five years and overlaying the program I'm presenting to you today for the next four years, and you can see that we're preserving that equity. So I think we strove for balance and I think we do a good job achieving that balance.

The next slide is just a wrap-up of everything I presented to you. It shows how the projects are broken out by project type and so the projected \$65 million – and you'll see \$68 million here but we think that as we refine designs we'll see the costs come down. So we think we have room for bringing that closer to the available funds.

The next slide shows the capital package that I presented to you here shows the breakout by project type, so you can see that based on feedback we increased the amount available to roads and decreased the other categories slightly. And then the next five slides are actually this same breakout by project type but for each of your individual districts because we've heard that each one of you has slightly different focus areas, so we tried to capture that. So for instance, this is the slide for District 1. We heard that District 1 wants to

focus on roads so you have a greater allocation of road projects in your district than for instance water.

The next slide shows District 2. Then we move to District 3. Again, we heard from District 3 more allocation to roads. District 4, the primary focus is on water, so you'll see a greater allocation to water. And then finally, this is District 5, which is roads but also some water projects.

So just to wrap up, each one of the projects that I presented to you in your district has the detailed project datasheets, so if you have a question about what that project entails you can find it in this binder. Next week, at the final meeting in June we will be coming – you'll find this list if necessary based on feedback from you. We'll also be asking for feedback on the quick-turn GRT projects at \$11 million, and then based on what we hear at that meeting we'll be coming and asking approval for the total package at the first meeting in July. And with that I stand for any questions.

CHAIR STEFANICS: Thank you very much, Mr. Leighland. We're going to go to the public for public comment, since this has been noticed for that. Is there anybody in the audience that would like to speak on any of the projects that are in our capital plan, for either the GRT or the bond issues? Now would be the time. We'd love to hear from you. So come on up, Mr. Dayton. Would staff please take a seat. Anybody else from the public that would like to come up. Okay, if you would identify yourself for the public please.

DON DAYTON: Madam Chair, members of the Board, I'm Don Dayton from Eldorado. I'm on the building committee of the Eldorado Senior Center. We wholly support both proposals for senior centers. As you saw in last Sunday's paper, the front edition, of the value of our senior centers in Santa Fe County. Eldorado is fast-growing and that senior center has already outgrown the space in five years. We are accommodating other uses – voting and the field offices and everything. This proposal would add an addition to the existing center which would be a lock-off, so it could be locked off from the rest of the center and used for other purposes including voting. Voting has been really a major problem in interfering with our senior center out there for the last several years and this would help relieve that problem and get it into a separate locked off area. This lock-off would also provide overflow for existing senior center and also provide a place for the other different communities that aren't in Eldorado properly. They have no place to go for their programs. So this will be a good, multi-use facility to be added to the center but able to separate it off.

Eldorado center is growing very rapidly. We have about 800 registered members now. We're adding new every day. The demographics of New Mexico, it's one of the leading states in the US in elderly population. Santa Fe County is one of the leading counties in the state with increasing population. They estimate that within a few years it will be 25 percent of the population of Santa Fe County will be people 60 years and older. We serve many meals on wheels. Many of the people we serve are destitute. This meal is the only meal they get all day for many of them. We even provide extra meals for weekends for them and they really need it. So we do wish that you would approve not only this but the other center on the list that will help distribute the load. Thank you.

CHAIR STEFANICS: Thank you, Mr. Dayton, for coming today. Is there anybody else in the audience that would like to make any public comments on any of these

capital projects? Okay. I believe, before I go to the Commission, we will have one more public comment session when we actually pass this on July 8<sup>th</sup>.

MS. MILLER: Madam Chair, Commissioners, what we were hoping to do – we have the interim budget approved but at the June 26<sup>th</sup> meeting we wanted that – Adam had mentioned the quick list. We wanted to include that in the final budget so that we could get started on those projects. So we would ask that that portion be approved on the 26<sup>th</sup>. So if you have any comments or concerns about that we'd like that feedback now so we can make some adjustments to the 26<sup>th</sup>, and then the rest of it, the GO bonds, projects on the rest of the list could be looked at in July.

CHAIR STEFANICS: Okay. Thank you. We'll go to the Commission now. Commissioners, comments, questions? Yes, Commissioner Vigil.

COMMISSIONER VIGIL: Thank you for calling on me, Madam Chair. The question I had has to do with the process, Adam. Clarify for me when these projects by category and districts were created, was there input from representatives in that district? Besides our meetings.

MR. LEIGHLAND: Madam Chair, Commissioner Vigil, the initial project list that we had was created by combining all existing project lists that we had. The County was carrying – well, off the top of my head I can't tell you the exact number we had. We were carrying several different project lists depending on the funding source. We had a very detailed ICIP. So those lists were generated by whatever kind of public process they had. And the capital needs list also had direct input from the, for instance, the Eldorado Community Improvement Association, we had their list and we inserted their projects into it as well. So there was – it was a diverse – there wasn't one particular public process that generated it; it was a series of public processes, if that makes sense.

COMMISSIONER VIGIL: Yes, it does, because I think I'm recalling the ICIP process going out to particular organizations out in the community when we were looking at the infrastructure improvement plan. So what you're saying is the different varieties of projects that did gather public input in a variety of districts were incorporated into this.

MR. LEIGHLAND: Commissioner Vigil, that's correct. And I will mention at this point that we are gearing up for the next round of ICIP, which is separate from this, but the state ICIP public process, we're getting ready for that because we are required to do the public project. But what we'd like to do this time is tie it in with the total list and not just with one particular funding source list.

COMMISSIONER VIGIL: Okay.

CHAIR STEFANICS: Ms. Miller also had a comment for you.

MS. MILLER: Yes, Madam Chair, Commissioner Vigil. In the fall we do the ICIP list and we have public meetings throughout the county and a lot of those projects that were on last year's list, which is what was incorporated into this list, most of this list comes from that and CDBG and also when we did the plan, a lot of these projects came up. Now, several that were in the growth management plan were not on here but they were kind of like just mentioned once. We chose to take the ones that have been mentioned several times where there has been either Commissioners or public input or an additional phase to a project that we've already started, and those were the ones that were on the County's ICIP list that had been submitted to the state as well as when we've done our CDBG hearings, anything

that's come up through those is on there. And also incorporating all the meetings and things like we've heard of priorities from the Commission from meetings that you've had and townhall meetings that we've been around.

So the entire list was based on that. And this when it came forward came out based upon the rankings that Adam had talked about. We scored a lot of these projects based upon readiness to proceed, having the ability to move them forward and to public and Commission input on them.

COMMISSIONER VIGIL: Thank you. And I appreciate that clarification and I think because this is a public document what I'd like further clarified, at least for District 2, is the fact that that district is probably one of the highest urbanized districts. It probably has the most paved roads in it because of the urbanized-rural sort of overlap there. So the priority becomes very different in there. And whereas most of the other districts, because they have a stronger rural component, have roads as a stronger percentage in terms of their priorities.

District 2 has open space and trails because of the Santa Fe River restoration project and that is a countywide projects that county residents can benefit. But it's location would be in District 2, so that gives it sort of a priority in terms of identifying it as a project that should be focused on. I was concerned that water wasn't a part of that district and that doesn't mean that water is not a priority in that district. I think what you're saying by this is that there are no water projects per se identifiable in that district and that may perhaps be because the Buckman Direct Diversion just got established in that district. However, as we look forward towards creating a larger benefit for water delivery systems, District 2 would be a part of that. So I didn't want that not represented in this. If there's a way you could amend it at some level to include water, because one of the issues that did come up on that district was once the Buckman Direct Diversion got on board a lot of the New Mexico 72 wells actually may have an opportunity to work towards connectivity, and that is a goal there. I don't want it to be represented and it's a part of what may happen with water there.

So if there's a way that this could be amended to include a part of that to some extent and those other issues with regard to water in that district. One of them specifically being as Santa Fe County is looking for well sites, that may be likely one of the areas that they look at. So I think this district could be impacted by water and it's not represented in this. So it's a small amendment; I hope it can be done.

MR. LEIGHLAND: Madam Chair, Commissioner, of course.

COMMISSIONER VIGIL: Thank you very much.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Mr. Leighland, thank you. A couple things I'm going to ask a little more detailed breakdown that Commissioner Vigil may have asked and I'll see if you can shoot from the hip right now to me. But also, Ms. Miller, you all know that I have tried to make contact with your office for the last few weeks before this presentation was put forth and I have not received a return phone call. So I did have some other thoughts that I wanted to go in with capital projects in my area. So full communication has not been – at least the half between you and I for some of these projects. So I just wanted to make that clear before this is finalized. I also indicated that I will be out of town on the 26<sup>th</sup> and I made that clarification a long time ago.



But with that, let me ask a quick question. So on page 7, the way you have this pie chart dissected, from FY 07 to FY 15, this is a total of passed bond issues, current bond issues and the GRT that is being broken down as to district?

MR. LEIGHLAND: Madam Chair, Commissioner Mayfield, that's exactly correct. What we did was we went back, and if you go back to the previous slide you'll see that we went back as far as we could with detailed records, which was FY 07. We looked at each one of those projects, allocated them by district and created that first pie chart. And then what we did is the package of projects that is presented here, according to the outlay that we've presented, which, based on what we heard from Commissioner Vigil may not be 100 percent accurate, we overlaid those with the previous five years to create the second pie chart.

So this is a mix of past and potential future if the potential future is approved as presented here.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Leighland, were any other bond projects anticipated from this next bonding cycle we're going to go out for this year be incorporated in FY 16 or no? This is our last shot at getting anything through FY 16?

MR. LEIGHLAND: Madam Chair, Commissioner Mayfield, if I understand your question, are you asking if we will do a bond election in November and that will carry us over for the next four years. So the next election would be in November of 2016.

COMMISSIONER MAYFIELD: Okay. Thank you. So again, Madam Chair, Mr. Leighland, so as far as this current bond request that we're going to go out for, this will take us in its entirety through FY 16? There'll be no other additional bond requests?

MR. LEIGHLAND: That is correct. There will be no other additional general obligation bond requests.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Leighland, but there may be additional GRT money available for –

MR. LEIGHLAND: That is absolutely correct. All that is presented here is a two-year GRT funding cycle. So we will be coming back to this Board in fiscal year 15 asking for allocation of the next two-year cycle of GRT. So we estimate we'll have available approximately \$5 to \$6 million per year of GRT, so we've asked for a two-year cycle here and then we'll be coming back to this Board in two years to ask for the next two-year cycle.

COMMISSIONER MAYFIELD: Thank you, Madam Chair, Mr. Leighland, and I do appreciate how this diagram is broken down. And I don't have my sheets. I left it in my office. I really don't want to go back to get them right now. But as far as capital projects, GRT and bonding projects, what does the diagram look for FY 12 through FY 16 for perspective districts?

MR. LEIGHLAND: Okay. Madam Chair, Commissioner, if I understand your question, I believe we didn't that in here; we put it in the last one. I don't want to speculate because we revised this up until yesterday and we strove to balance it. So I don't want to say anything right now because I don't want to give you misinformation but I can definitely get that to you within the next hour.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Leighland, I can go back and get it but if my memory serves me right though, and also I am just going to quantify something. I am an elected Commissioner by one district and I do serve all of Santa Fe County and I respect that I do vote for all Santa Fe County. But I also need to make sure that

District 1 shouldn't be short-funded. And if I recall the meeting from a couple of weeks ago I believe that District 1 was on the lower end receiving end of some of these dollars. You may have that in front of you right now.

MR. LEIGHLAND: I got distracted. [inaudible] just handed me – this is the one that reflects the most data? This is last meeting's. The proposal we presented today differs in several respects from the one we presented last week, so this data is old. Though you're right; the one we presented two weeks ago your District 1 would have received 14 percent of the total pie. That's not accurate now because as I said we've revamped this based on what we heard from you rather substantially.

COMMISSIONER MAYFIELD: Mr. Leighland, help me out with that. How did you revamp it? Did you revamp it to account for past money, or you revamped it for this bonding cycle, FY 12 through FY 16?

MR. LEIGHLAND: We revamped it for this bond cycle. For instance, if we turn to page 8, which shows the pie chart of just your district. That pie chart, if had generated that pie chart at the May 29<sup>th</sup> meeting it would look very different because we had given you essentially an equal share. So when we changed the distribution of projects in there that would have changed the total allocation as reflected in the countywide chart. So it's a different mix of projects with different dollar amounts.

COMMISSIONER MAYFIELD: So Madam Chair, Mr. Leighland, this is where you can help me. As far as on page 8, District 1, is that pie chart only reflective of FY 12 through 16? Or does this take any past reflection of FY 07?

MR. LEIGHLAND: No. This is only for FY 12 to FY 16. The projects we're asking for approval.

COMMISSIONER MAYFIELD: Okay. So Madam Chair, Mr. Leighland, what is the percentage of that pie chart in the whole compared to the five?

MR. LEIGHLAND: Madam Chair, Commissioner, that is what I can't tell you right now, but I get that for you soon.

COMMISSIONER MAYFIELD: Okay. Madam Chair, Mr. Leighland, I would respectfully ask to see that for all districts, District 1, 2, 3, 4 and 5 on page 8, 9 through 10, I think. Because that will help me to see that proportionate shares are going through at least from my district.

MS. MILLER: Madam Chair, Commissioner Mayfield, I wanted to add something to that too. We did make estimates and I'll talk about that when we get to the operating budget, but one of the things that you had requested for your district was a ladder truck. We cannot use either of these two funding sources, so actually we shifted some things from general fund to GRT for Corrections in order to fund I think around \$657,000 for a ladder truck for your district. That's not going to show up in these charts either. It is really, really hard, and I just need to say this as many times as I can to try to split the pie year by year by year exactly even. It just doesn't work, because we have different needs in different years in different districts. It would be like trying to build parts of a building in each district to make it even.

What we're trying to do as we present to you, and I understand advocating for your district, what we're trying to present to you overall though, when you look at this at any ten-year time frame you will see that we really do work to spread out the dollars, whether it's GO

bonds or GRT, we work to spread it out around the county over time evenly. Because it's very difficult. When you have, for instance, the northeast connector, it's going to be one large project and it's going to take up a good hunk of the road money that year, but you can't do it with less. So you see that then in the next cycle you might in your district, like we did with County Road 90, have another large chunk of money going to a road project.

So I just want to say that we do try. It is very hard to do it year by year, and we ask that you look at a longer time frame, and then also the funding source really drives what we can and can't do, so because neither of these funding sources could be used for a ladder truck, but we could use general funds for that. We've made that shift and that shows up more in the fixed assets. And that wouldn't show up here. So I just want to let you know that, that we do try to even out those needs and make sure that we hear about each district, but all data may not show up in each one of these charts.

COMMISSIONER MAYFIELD: And Madam Chair, Ms. Miller, I really appreciate that and that's why I hope we can sit down and meet to discuss this, and that's kind of what I've been trying to get at. But also, and I'll be brief on this, but going through these spreadsheets or at least these slides that are given to us, I guess what causes me a little concern, knowing that I want to help out all of Santa Fe County, but I do have also priorities in District 1 that I represent. And when I'm looking at the different bonded funds or the GRT funds, I just don't see very much included for District 1 on any of these quick snapshots. If we want to look at page 4 at that first line on the top, I couldn't even tell you that there's one road project in there and correct me if I'm wrong please. That's \$20 million that looks that even one of those is in there for District 1.

Open space, I do appreciate that I do see \$260,000 for some open space and parks projects out of \$6 million for District 1. That's just what I'm seeing off of these spreadsheets that are given to me. Now, if we look at the GRT spreadsheet on page 5, let's see, granted, some of these may be countywide projects and I appreciate that but I don't see even one project listed in that GRT for District 1. Let's see, the second spreadsheet, I do definitely see a million and a half listed for CR98 that's coming out of GRT and maybe the northern Santa Fe transfer station of \$2.5 million. That's still in huge discussion with me in your office. Granted we still have to talk to this whole Board about it, but I totally haven't been presented with or told that they're moving the transfer station out of the current location up to State Road 85/284 and there's already being allocated \$2.5 million and another \$1.5 million for County Road 98 out of a \$33.5 million request, and one, I haven't really been even in the discussion so much for the new possible siting of the transfer station.

So those are the things that I definitely would like to have some more input with staff on before this presentation is asked to go out or at least a final decision. I may be the only no vote on this, but it seems as this vote is going to happen from what I heard from you guys' request and I respect your request to get moving on the timely; it's going to happen on the 26<sup>th</sup>.

MS. MILLER: Madam Chair, Commissioner Mayfield, no, the only thing that we would be incorporating into the 26<sup>th</sup> was the last one, the quick-turn GRT projects. And as a matter of fact there isn't even a requirement as far as the GRT funded projects that those three slides prior to that. I'm sorry, the two slides prior to that, that that be approved on July 8<sup>th</sup>. But what we are looking for is the quick-turn. What we don't want to lose is this summer

on the GRT. And then also on our GRT we probably need to by the end of July have what we want to do with general obligation bonds because we have to start working on all the referendums and stuff.

But if you wanted, the Commission could wait on those other projects as well.

COMMISSIONER MAYFIELD: Madam Chair, Ms. Miller, I won't hold up the Commission, and this will be my last question. Just help with this, to understand this. Although I would like to meet with you all hopefully before you guys all meet about this on the 26<sup>th</sup>. With that being said, on page 4, slides 1 and 2, including arguably page 5, the last slide, and we have one and two slides so everybody knows, how is that rolling up to page 8, District 1 pie chart. How is that rolling up to 38 percent of the request in my district? Mathematically, it doesn't seem like if that's all the money in there that's rolling up to 38 percent.

MS. MILLER: Madam Chair, Commissioner Mayfield, no, that's just when you look at the entire \$68 million over a two-year period, plus the GO bond, a four year. The 38 percent of the amount that would be allocated to District 1 goes towards roads. So it's not dollars, and that's the slide that you requested that Adam provide what amount is that.

COMMISSIONER MAYFIELD: Madam Chair, that's the question, 38 percent of what? 38 percent of \$2 million out of \$33 million. That's a pretty big pie but in the whole game of the thing it's a very small tiny sliver of a pie.

MR. LEIGHLAND: Madam Chair, Commissioner Mayfield, two things. One is if you turn to the tab called District 1, you'll see a list of all the projects. That might answer some of your questions. And also while you were discussing I was given a breakout of the package that was presented to you earlier today. The breakout is District 1 is 19 percent. District 2 is 15 percent. District 3 is –

COMMISSIONER MAYFIELD: I'm sorry. Mr. Leighland, would you mind repeating that again?

MR. LEIGHLAND: 19, District 1. 15 for District 2. 25 for District 3, 19 for District 4, and 23 for District 5.

CHAIR STEFANICS: And that is what year period?

MR. LEIGHLAND: That is for FY 12 or FY 13 to FY 16. So of the \$65 million that we presented to you, that is the breakout by district.

COMMISSIONER MAYFIELD: And I'm sorry. Would you repeat 4 again please?

MR. LEIGHLAND: 19.

COMMISSIONER MAYFIELD: Okay. Thank you. And that's the total.

MR. LEIGHLAND: So if you multiply 19 percent by \$65 million that gives you the total amount allocated to District 1, and if you took that amount and broke it up by project type as shown on the tab that gives you the pie chart by roads. So again, on the tab called District 1 that will give you the list of the projects that we have allocated if you will to your district.

COMMISSIONER MAYFIELD: Okay. I appreciate that and thank you for that clarification. Madam Chair, I won't take up any more of this Board's time or staff time, but I will ask that I meet with you all on these projects, because there may be a little difference, at least maybe some priorities or what I've heard from constituents, what you all

have heard. I know that our CIP meetings aren't that well attended, so that's unfortunate. But I just want to make sure that there are different projects in our community, at least in District 1 that are moving. And let me just ask this, as far as potentially what's going on with the Aamodt, how much of that money is being allocated in any of this bonding cycle? Anything? Nothing?

MR. LEIGHLAND: Madam Chair, Commissioner Mayfield, nothing. You won't need the Aamodt money until probably FY 18. I'll say one thing. We are actually on your calendar for Thursday. I asked specifically about this, and I also mentioned that we are having the first community outreach meeting on Aamodt on next Wednesday.

COMMISSIONER MAYFIELD: Okay. Thank you. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. I just wanted to take this opportunity to thank you, Adam, and thank staff for bringing this forward. I really like this process. I feel like this is the clearest that it's ever been for me, what the County is planning to do and what our priorities are. I think it's also very clear for the public out there what our priorities are. And so I think that this is just really a great step forward and I just really want to thank you. And I want to thank you for meeting with me personally and discussing all this. I appreciate that.

[Commissioner Anaya rejoined the meeting.]

CHAIR STEFANICS: Thank you. For Commissioner Anaya, we are discussing the capital projects. We did take public comment. We only had one comment from the seniors regarding projects that are in here. On page 6 of the power point that's in the capital projects there is a quick-turnaround of funded projects that the staff would like approved at our next meeting so that they could actually start them in July, that we would not vote on the entire bond issue until July 8<sup>th</sup> or sometime in July when all the Commissioners are here. So I don't know if you wish to add any comments or questions before we move on because we were almost at the end of this hearing. But, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, it sounds like we're going to have an opportunity to make more comments.

CHAIR STEFANICS: Yes. Now the other thing too, Commissioner Anaya, is that all Commissioners who want any one on one meetings with the staff about this, some of them have already been scheduled between now and the 26<sup>th</sup> so if you're interested you might want to let them know.

COMMISSIONER ANAYA: Thank you, Madam Chair, and I did see Mr. Hogan in the hallway and had him peek into my office and I had some other stuff that I'll pass on to staff that I'll continue to provide that feedback. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Thank you, Mr. Leighland.

**XI. C. Growth Management Department**

**1. Presentation of Public Review Process for the SLDC**

PENNY ELLIS-GREEN (Deputy Manager): Thank you, Madam Chair, Commissioners. As we're now nearing the end of the drafting process of the code we wanted to present the framework for the public review process of the document. So the Board and the public can see the process that is proposed. So I'm going to have David Gold who is our consultant and public review process coordinator present the plan first.

DAVID GOLD: Madam Chair, Commissioners, first I want to thank all of you for the role that each of you played individually in the public review process that's taken place up till now. We've really created a revolutionary process and there would be no way we could do something like this without your support and so I'm grateful and I also want to thank the staff that's participated in this and the public that's been involved in the public review process, because without the public there'd be no public review process.

As you're aware, in the previous process I feel that we did a really excellent job of identifying what the issues were and having reasonable and sane discussions about these issues and those of you who are familiar with other types of hearings like this will realize the value of having reasonable and sane discussions. So we are hoping to continue the momentum we've gained in the first portion in the second portion.

We plan to do the same thing. We're envisioning two stages. The first stage is called the PRP initiation, and as part of that – in the document you get – I skipped a little bit and I'm on kind of the second page, and we've identified a County PRP team and resource staff. We have members from Planning, Land Use, Administrative and PIO. Having an interdepartmental team like this is incredibly helpful for a lot of reasons but one of the real important ones that's come up right now is identifying stakeholders and other interested parties.

We assembled a group of community advisors to give us advice on how they felt the process should go. And this is also kind of an unprecedented thing to actually go out to the community and say, hey, how did we do last time and what do you think we could do better. We got a lot of really good input that we've incorporated into our plan and we will continue to work with this group throughout the next phase of the process. We're going to be publishing a schedule in advance, which will make it a lot easier on everyone to participate, and very importantly, we're going to be creating informational brochures and a website.

So this is a little bit different from the previous process which was more conceptually based and in a sense everything was just information and ideas. And in this case we're going to have an actual code that people will be commenting on and the types of comments we're hoping to get back will be very specific to the code like, change this line to this or get rid of this word, that kind of stuff. However, we also realize that not everyone in the county is going to be willing to sit down and read this entire document and we want to make the process accessible to everyone in the county. So we plan to have informational brochures that describe what each of the chapters are, frequently asked questions, how this will affect individuals, homeowners, what the process looks like, how it differs from the current code. So there will be a lot of other information that will accompany this that will be available on the website. We'll be able to distribute this in a lot of public venues. Because we really want

to try to do our best as always to get the word out and we think that having it accessible in this way will do that.

The next phase is centered around what we call the public review draft. Actually, we're anticipating two different drafts being released. One is the public review draft and one is what we call the final draft code. And for the public review draft we plan to have a minimum of three public hearings in each of the four growth management areas. We will be trying to minimize the number of drafts, instead of changing constantly there's going to be one draft released and then there will be a changed draft that will show whatever changes have come from previous drafts. So we want to make it easier on people who are following this.

We're going to be running weekly ads and having updates via press releases, County websites. We're going to also have adequate notifications if some of the Commissioners chose to attend these meetings it will be noticed so you don't have to worry about too many of you showing up. I can tell you from our advisors they really appreciated the fact that a number of you came to the meetings last time and hope to see that continue to get a pulse to see what's going on.

In the meetings we plan to have – the first round will be an introductory meeting, and then we're going to have topic based meetings, but we're also going to be looking to combine group participation with individual participation. So if somebody walks in and just has a question and feels kind of intimidated by being in a group meeting they can go to a staff member and just say, hey, how does this work? I don't get it. Tell me what's going on. So we're going to try to accommodate. Once again, our goal is to make this as accessible to people as possible, and so we feel that by doing that – also, sometimes some people will walk into a meeting and they won't even know anything about what's going on and they'll want to hear a discussion just to give them an idea. So we'll try to accommodate everyone in that way.

Then the final step of the public review draft is we're going to analyze and incorporate public comments into what's called a change to SLDC public review draft document. The goal of that document is to identify very clearly which public input has been included and not and have a discussion about it. One of the things that came up, a big deal in our advisory meeting was that people said we'd really like the chance to be able to work with staff and at least have some discussion, and with the Commission, about what's getting included and what's not, in case of something they suggested was misunderstood or something like that. So our goal is to have this changes to the SLDC public review draft document which is a mouthful to say but it's a great idea, then people will know where they stand, what's getting included, why. On occasion, something may not be legal that people suggest and things like that.

And then finally in the last stage we're going to have just traditional public hearings. So that's it. Do you have any questions?

CHAIR STEFANICS: Thank you, Mr. Gold. Now to questions, comments from the Commission. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Penny or Mr. Gold, whoever would like to answer them. I've got several questions that are pretty simple I think. At the

beginning of your presentation you said we assembled a group of advisors. Who is we, referring to we?

MR. GOLD: What we call our County PRP team.

COMMISSIONER ANAYA: Those weren't individuals that came back to the Commission? Those were just individuals that decided on?

MR. GOLD: Yes. They are people that had attended the most meetings, basically, that were the most involved. We tried to get representation from everywhere. It's not like a closed committee or anything like that. It was just an opportunity to get some input and feedback. There are people from your district, if that's what you're wondering.

COMMISSIONER ANAYA: Who's on the group? How many people on the group?

MR. GOLD: I don't know. It's something like 20-something. We can get you a list. I can remember in your district we had Jerry Powers, Ray Segars, Katherine McMannis. I think those were – there may be others. Those are the ones that come to mind right away.

CHAIR STEFANICS: So, on that point, could you just identify communities you think that are represented?

MR. GOLD: Well, we tried to get all different community groups. We have people from the League of Women Voters, we had Real Estate Association, United Communities was involved, as I mentioned. Edgewood Homeowners, I can't remember what the name of their group is. We weren't necessarily trying to – this was – there was no code discussions here; this was just the process. We just sort of wanted to get something before we went out to the public and even to you we wanted to get some sense of how people that were like the most involved people really felt about this. So we incorporated those comments in. If you want – there was no limit or anything. If you want people on it, please, go for it. Tell us who you want and we'll put them in.

COMMISSIONER ANAYA: Well, Madam Chair, Mr. Gold, I've been spending a fair amount of time with community leaders throughout District 3 in particular. Association presidents, mutual domestic association presidents, most of which of those leaders were present at the last BCC meeting. And one of the things that they continually articulate to me on a regular basis is: let us know, Commissioner. Tell us the meetings that you're having. Tell us what's going to occur at those meetings, and then we will do our best to have somebody from our individual community. Because each community wants to have their perspective and their voice heard. So it's good to give them information and then say there's a meeting on such and such a date. If you have somebody on your land policy committee or your road committee or whatever the specific item is to be discussed, they can let that in their community meeting and have somebody go.

What I think we did very well at the beginning of this process was to get very in depth with the information you were seeking and we were very methodical about going out and seeking input and getting feedback. For the last probably six or seven months there's not been a whole lot done and I just want to make sure that we don't go from zero to sixty on some of the other key issues that I brought up over and over again, like density and water and some of those other key issues. So my next couple of questions are this.



What I'm trying to get across is if you're having a meeting and you don't mind having additional people, that if you let Chris know and myself know, then Chris sends a simple email to those community leaders and says here's where we're meeting, here's what we're discussing, and then he gives them the option to send somebody if they want to or not.

So what I want to get to on the density discussions and some of the other issues in the code is are there densities in their code that you're going to put forth or have you not done that yet? Because if we already started that – go ahead and answer that so maybe –

MS. ELLIS-GREEN: Madam Chair, Commissioner Anaya, yes, the code will, when it's released it will be a complete document and it will state densities. The zoning map itself would not be forwarded at that point so we would be looking at each district – purposes and the densities that are related to it. And when we do that process the list of stakeholders that we've identified is extensive. It's not 20 people. We would be looking at everyone that has been involved before, that is on our email list serve, all different stakeholders at that point, when we have the document to review.

So the initial meeting that we had was really just trying to get a variety of people from a variety of areas of the county to talk about things like where is it best to notice? Do you want afternoon meetings? Do you want evening meetings? That kind of thing.

COMMISSIONER ANAYA: Thank you, Penny. The other thing that I want to clarify is when we went through the process on the concept decision points we got a lot of detailed discussion on home occupation, for example, and some very good recommendations and examples and actually did some good drafting on that where they felt, the public and the community felt really engaged and active in that. We haven't really done a whole lot since then, so how are we going to communicate to individuals – let me back up. Before we publish what it is those densities are or aren't or water restrictions, the Commission needs to review those, I think. And have some discussion about those as a Commission.

And we haven't done that. So I don't want to be blind to those changes as a Commissioner. I want to be able to see them and look at them, and we don't know what they are. We've been told or we're telling people as well we're just doing the framework and I think the feedback I've received from staff is going through the legal aspects associated with the code, but the real meat of the code has yet to be determined. I want to be careful that we don't put something forward that is presumptive in assuming that this Commission has endorsed it. Because we haven't done any of it. So help me through that and forecasting some of the frustrations that we might have. How might you deal with that or assure the community that they're not going to have something imposed on them that they still have feedback into. Do I make – am I making sense?

We've had numerous conversations associated with density, water restrictions and the like throughout the county, not just in District 3, so how would you help put at ease some of these individuals that have been out of the loop for several months now waiting for information that now this is a document that's already done?

MS. ELLIS-GREEN: Madam Chair, Commissioner Anaya, the first draft that would come out is just that; it's just a draft. It's out there for public comment and I think all of the people on the code draft team realize that there are going to be substantial changes between that and the final version, so the thought is that we put out whether it's densities, whether it's design standards, we have heard a lot of input from the Commission as to how

things – for example like the floodplain standards need to be changed and we're trying to address all of those that put so far in the first draft. A lot of the densities are based on current densities required in the hydrologic zoning that we have right now, but certainly areas of mixed use will be allowed that are not currently allowed through our existing code. So we are using that as a basis and using the code as a basis to move forward.

As well as all of these public meetings we're also looking at doing BCC study sessions to allow you to be familiar and give us direction as we go through the process as to changes that need to be made. And so as we release the document the thought is that we would start scheduling some BCC study sessions. Again, they would be listed and they would be public meetings and listed in our calendar for our approval process.

COMMISSIONER ANAYA: So, Madam Chair, Penny, and Commissioners and people in the community that are watching and maybe listening, could staff prepare a document that could clearly delineate throughout the county, throughout the entire county what the existing code requirements are and what changes would be effected associated with the key items? I'm talking about the key substantive items like water, family transfers, density. I mean those are huge. Business, mixed use. Where there was one use prior. Based on the draft. So that we could have, before it's released a synopsis of what those substantial changes are. Is that something that could be done to help us?

MS. ELLIS-GREEN: Madam Chair, Commissioners, yes, I believe that we are intending to have some kind of overview document that by chapter can tell you the substantial changes. To identify every single one would be almost impossible because some references have been changed, so you'd be looking at a red-lined document that would be probably too difficult to read. But certainly, for example in the floodplain section a statement that all-weather crossing is required now and now we're moving towards the FEMA requirements and what we're proposing wouldn't require that for these types of development. So certainly we could have the major points summarized. And as David had said we are intending to produce brochures as well that would help people that don't want to read the entire document. So that needs to identify what each chapter really contains and what the major changes are, understanding that at the moment we do regulate, so we're not starting from no regulation whatsoever and moving forward to regulation. We do have regulations now. What staff has tried to look at is what doesn't work right now with the code, what we get a lot of variances for and the direction we've had from the Board, and also looking at state statute, because we've had areas that just don't follow statute.

COMMISSIONER ANAYA: So Madam Chair, Penny, at what point were you going to show the document to us as a Commission before it got released?

MS. ELLIS-GREEN: We're hoping within the next couple of BCC meetings, to be able to release that. And at that point then go on the webpage. We would have discs made, take it out to the satellite centers, libraries and actually get that document out.

COMMISSIONER ANAYA: I'm assuming that no one on this bench has seen the document. Correct?

MS. ELLIS-GREEN: That's correct.

COMMISSIONER ANAYA: So given that I would suggest that it's good for us to see that document, have that summary and then provide some direction as a Commission, given the magnitude of the document as far as releasing the draft – not any

final, but the draft document, to the public. Not doing it simultaneous. I think presenting it, here's the overview. Here's the roll-up, so that the Commission could have an understanding, a discussion about what transpired and maybe how staff via discussions and dialogue and highlight those points. So that's my suggestion, Madam Chair. Thank you.

CHAIR STEFANICS: Thank you, Commissioner. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Thank you, David and thank you, Penny. Actually, I got some comments from constituents that we're having too many meetings and that it is really time to move forward and they would really like to see a code produced sooner rather than later, and that it was the plan that really expressed the vision of the people of Santa Fe County, and it is our staff and Legal Department that will write the code. But in any event, I wanted to ask you how you arrived at the idea of a minimum of three meetings per GMA. I understand that the first one will be to sort of give an overview and then there'll be two for really strict public comment and so on. So I wanted to ask that question.

And then the second thing is is will there be an attorney present at those meetings to answer legal type questions?

MS. ELLIS-GREEN: Madam Chair, Commissioner Holian, I'll take the second part first. Yes, we hoped that we would have legal representatives at the public meetings. The idea of the three public meetings as a minimum would allow us to take the code out first to kind of explain the document to constituents, and then we're talking about at least two more meetings. We figured that we would need at least two to discuss the main points.

COMMISSIONER HOLIAN: And so for each GMA, will those meetings all be in the same place physically, or would you actually move around?

MS. ELLIS-GREEN: Madam Chair, Commissioner Holian, we would hope that we could move around through each growth management area, utilizing the community centers or senior centers. And certainly, if the Board has any preferences for their districts just where those meetings would be we would definitely take that into consideration and try to utilize a variety of locations.

COMMISSIONER HOLIAN: Okay. Thank you, Penny. Well, just from my own point of view I'd just sort of mention it would be nice to have a meeting at the Hondo 2 fire station, since that is sort of a central location for District 4. Thank you.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Thank you. Madam Chair, on Commissioner Holian's note, Ms. Ellis-Green, just so the public can here that's listening, where are our four growth management areas? I know we have El Norte, we have El Centro –

MS. ELLIS-GREEN: We have Galisteo and Estancia, which is the south.

COMMISSIONER MAYFIELD: So let's kind of help – El Norte, where is that kind of line, arguably, if you guys could kind of do it.

MS. ELLIS-GREEN: El Norte is Tesuque up.

COMMISSIONER MAYFIELD: Tesuque up. And then El Centro is Tesuque to –

MS. ELLIS-GREEN: About Eldorado.

COMMISSIONER MAYFIELD: Okay. Eldorado.

MS. ELLIS-GREEN: Then further on down towards Galisteo, the Galisteo district. And then Cedar Grove, Stanley, the Edgewood area would be in the Estancia.

COMMISSIONER MAYFIELD: Okay, then again, your guys' recommendation is to have at least three meetings in each one of those GMAs?

MS. ELLIS-GREEN: Correct.

COMMISSIONER MAYFIELD: I guess I have a question for the Board. I know it's kind of – I guess it was brought out in the past and I'm just going to bring it up again, because I don't know where we decided. I know maybe the benefits and not the benefits to do this, but when we do get to approving the code after all these meetings happen and everything goes forward, is it the position of staff that this Board, we're just going to look at the code all in one whole piece, or are we going to look at it chapter by chapter. Again, I know we're not doing chapter by chapter today because I think staff said that might pose a problem if you approve one chapter today and then you approve a chapter later.

I want to support this code and I know staff has put a lot of due diligence and time into this, listening to what some of the community members say, but I don't want to be in a position where I say no to the whole code just because I'm hung up maybe on one chapter. And I don't know if there's any way around that but I'd just like to throw that on the table right now.

CHAIR STEFANICS: Thank you for the question, Commissioner. One of the things we could do is when we have a study session we could notice it for not only a study session but for possible action, which then allows us to say we're great with four of these chapters but we really want these others reworked, etc., etc. I do believe that legally, and our attorney is listening I know, legally, we would want to adopt a code together, instead of – because I went through this, asking over and over again, can we do just one chapter at a time. But if we did change things throughout that were not consistent or congruent, that's where we came up with the problem. But, Ms. Miller, we certainly could do a study session with action on what we like and what we don't like. Correct?

MS. MILLER: Madam Chair, yes, you could, and we could go back and work on those components that you might have concerns about and then see if we can make the sessions more amenable to everybody. Now, clearly, there might be one of you that dislikes each chapter but ultimately I think that we'll hope that we'll get enough feedback to adjust the code to something that we can get consensus on.

CHAIR STEFANICS: Well, I'm on that point and then I'll turn the floor back to Commissioner Mayfield. You know our schedules are terribly disjointed with each other, so I would schedule something sooner rather than later to make sure you can get us. Commissioner Mayfield you still have the floor.

COMMISSIONER MAYFIELD: That's all I have, Madam Chair. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: I just wanted to just do a reality check here. As we're moving forward on this code there's not going to be a countywide consensus. There's going to be dissenting opinions on very many issues. I foresee, that as we go through this process we are going to have to make the tough decision. You are just going to be able to bring us through your process what direction the communities actually are looking for us to

go to. But I am not fooling myself and I don't think any of us should, because this is not going to be an easy task and there are going to be tough choices, and just to underscore what the County Manager has said there are going to be contentious issues in some areas and we may be in direct polarized perspectives from it.

We're going to have to come to a consensus and it's not going to be a Kumbaya day when we actually adopt this code. And the fact of the matter is there is going to be an opportunity for – and I'm glad that we had this presentation today – to continue community input, because that is critical to this process. I'm just concerned that at some point in time the community input – there needs to be a clear distinction here because we had a huge amount of community input when we were looking at the sustainable plan. The plan is a different thing than actually the code. The code is very specific. It's got legal consequences and we need to start narrowing the discussions to that.

What that means to me is that you the staff may be placed with the challenge of saying, okay, County Commission, these are three options that you can decide on with regard to how we deal with a particular issue, and I think that is probably, if we can even get to that place we're at a very good place. But we are going to have to make that tough decision. I don't think that you all are going to be able to say this is the Kumbaya that we want you to act on, because you're not going to have that through this process. We've already learned that through the sustainable plan.

So I encourage you to utilize all of your planning skills, all of your connectivity skills in trying to narrow these issues down because the benefit of this code is for future Commissions. It's for them to be able to have the ability to move the County in the direction the sustainable plan identified and even at that point it was quite generalized. I would have liked to see more specifics in there. But with regard to that I just want to state that this is not going to be easy. The reality is that when we come to the point of having to make the decisions it is these five Commissioners, and I may not be here to make the decision; I hope I am, but the truth of the matter is is that honestly, it's not going to be easy, and there's not going to be one decision that fits all. You all are probably more astutely aware about that, but I just wanted to, Madam Chair, make that statement for the record, because it's necessary that this is not going to be a sweet process.

CHAIR STEFANICS: Thank you, Commissioner. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, just a few follow up comments. Having spent a considerable amount of time with the communities throughout District 3 and even in the county, had the opportunity to travel to Santa Fe and also to Commissioner Mayfield's district, District 1, I actually am more optimistic about having a code that goes across Santa Fe County. The question that I always leave communities with is the same one. I always ask the communities, I say to the communities, you're concerned about your community but are you necessarily concerned that what happens in your community is duplicated in another community? And the answer is no. The answer is always no. And the community leaders that I've had the discussions with haven't said what we do in Galisteo we want to impose and mandate in Edgewood. They don't say that at all.

For that matter, they don't say what we do in the urban area should be imposed in the northern area. And I think as long as we go through the growth management units and areas with that in mind that we're not going to come up – that we absolutely can come up with a

document that is not a cookie-cutter for the entire Santa Fe County where we assume falsely that every community is the same, but that we truly recognize the diversity that lies with each and every community throughout the county. And so I'm very optimistic that if we have that in mind, and that as Commissioners, if we don't sit up here and try to force another district or area to take on a growth management concept or principle that they don't like, well, then I think we'll be fine.

So I'm actually optimistic. But I do want to make sure that through the public input process that we make sure that we're clear about the meetings and that we make sure that we give that clear opportunity for them to continue that dialogue. Many people throughout District 3 have agreed to disagree, but at the end of the day they live in different places.

Penny, one issue that I would bring up as one of the things that you and I have talked about, two-story houses. Two-story houses may not fit in any other part of Santa Fe County other than Edgewood, but in Edgewood there's many two-story houses that are in that region right by Bernalillo County and Edgewood and that's well within the auspices of how they build. We've had that conversation. Things like that I think are deviations that don't impact Galisteo or Nambe or the area of Sunlit Hills or Glorieta, but are concerns that we can look at and that can be variables in the code that just make practical sense based on the area.

And I think if we all do that I actually do think we can have a document that we can have a 5-0 vote on that makes good sense for land use development in the county as a whole. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Yes, Commissioner Vigil.

COMMISSIONER VIGIL: And I agree with Commissioner Anaya. It's going to be dependent on the issue. The issue of family transfers – are you going to treat family transfers differently in the north versus in the south. Those kinds of issues are going to be tough. I think when you deal with architectural design and development issues you may be able to create a deviation format of some kind, but when it comes to statutorily enabling opportunities that the County has to assist county residents, that's going to be where it's going to be difficult. And that's why I say we're going to have to make some really tough decisions. So I think all of that needs to be balanced. What the issue is, how readily available and diversified it will be per district, and then how we uniformly treat a particular legal issue. So that's it, Madam Chair.

CHAIR STEFANICS: Thank you. My comments are I'd like to throw in that as we look at requirements that we take into account the demographics of our county and the economy. And we will always continue to have a population that is middle-income or lower in this county. And those are the people that we need to make sure that we are not hurting. Now, my position is that we need to protect resources, we need to plan long term for water. We need to plan long term for how land is divided, subdivided, developed. But I'm also concerned that as we move forward we take into account the needs of the middle income and the lower middle income.

For example, this two-story house. I never knew that we were going to discourage that. I have lots of two-story houses in communities. And for us to take something that specific really could impact the cost to an individual. So then I start thinking, well, we really still need to look out for those middle income and those lower middle income, because we have been working very hard here at the County to get people into affordable housing or to

purchase houses that are going into foreclosure or rehabbing houses, etc. And I just want to make sure that we continue to protect that. So, thanks. I know you're going to grapple with all of us –

COMMISSIONER VIGIL: I have a clarifying question on that. Is this issue of two stories, is it a hypothetical or is it something that we are actually going to have to deal with?

MS. ELLIS-GREEN: Madam Chair, Commissioner Vigil, we do permit, we do permit now –

COMMISSIONER VIGIL: But we're not looking at it in terms of prohibiting it, are we?

MS. ELLIS-GREEN: No.

COMMISSIONER VIGIL: I wanted the public to be real clear about that because that's not the way the discussion could have been.

CHAIR STEFANICS: Wait a minute. Ms. Ellis-Green, would you finish what you were trying to say?

MS. ELLIS-GREEN: The issue had been two-story with a pitched roof and an attic.

COMMISSIONER VIGIL: Okay. I remember that discussion.

MS. ELLIS-GREEN: [inaudible] 24-foot height. In the mid-nineties we went from a 36-foot height down to a 24-foot height, and that did impact the southern part of the county.

COMMISSIONER VIGIL: Okay. That's understandable. Thank you, Penny.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I wasn't trying to – it's a fact that within a 24-foot restriction you have to go with a flat-roof house. Flat-roof houses, doesn't last as long and doesn't have the efficiencies that a pitched roof house can have, so that did have an impact on people's ability to build like they used to. So thanks for the clarification, Penny.

CHAIR STEFANICS: Thank you. Thank you, all of you, David, Penny, Robert, thanks for being here today for this presentation.

**XI. D. Community Services Department**

**1. Presentation and Discussion on Santa Fe County Chauffeur and Designated Driver (CADDy) Program Changes**

MS. MILLER: Madam Chair, I just wanted to remind you guys as well as the speakers about the new microphone system. You can keep your microphone a little farther away. It will pick up. Because if you're too close we can't hear very well.

CHAIR STEFANICS: Well, Ms. Miller, I was sitting here thinking what we're going to do and I think if our IT people came and drew a line on our desk, to actually not have the microphone part further than that light that might help. Because I am hearing reverberation as people speak too close. I'm assuming they have the same thing from me so it's going to take some trial and error here.

I'd like to welcome my nephew, Gene Richter, from Arizona who stays with me every summer. Hi, Gene, and thanks for coming. He's been coming since he's been about seven years old. He's now 16, 17 in August, so we're going to give him volunteering with one of the animal groups here in town this summer I think.

Okay, we are now on to Ms. O'Connor.

RACHEL O'CONNOR (HHS Director): Madam Chair, members of the Commission, thanks for having us here this afternoon. We would like to give you some brief information on Santa Fe County's CADDy program. Lupe Sanchez is going to do the presentation but prior to his beginning I'd like to just introduce a couple people that are here with us today. Dr. Allen Steele, he's the incoming chair of the Santa Fe County DWI Planning Council and who really spearheaded some of the efforts in making the changes to the CADDy program, is with us today as well as Shelley Mann-Lev with the Santa Fe Public Schools. Thank you very much and I'm going to turn it over to Lupe.

LUPE SANCHEZ (DWI Program Coordinator): Thank you, Madam Chair, Commissioners. I get the honor of presenting the Santa Fe County Chauffeur and Designated Driver or CADDy Program. There's information in your packet so I hope you guys take a close look at it.

CHAIR STEFANICS: Excuse me one second. Ms. Miller, this isn't noticed for any action.

MS. MILLER: Madam Chair, no it's not. Actually, usually the DWI Council and staff have done these and implemented programs and program changes, but there hasn't been something that the Commission has approved or not approved, so it wasn't noticed for action. It all depends on if you feel strongly against it then we would just make the changes to it.

CHAIR STEFANICS: So the information and recommendations, is that the purpose?

MS. MILLER: Yes.

CHAIR STEFANICS: Yes. Okay. Commissioner.

COMMISSIONER ANAYA: Yes, Madam Chair, we do as a Commission and the Planning Council makes budgetary recommendations and then we approve the program budgets within all of the program. Correct?

MS. MILLER: Madam Chair, Commissioner Anaya, yes. We do have within the budget now this would be budgeted for.

COMMISSIONER ANAYA: Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. So why don't you proceed.

MR. SANCHEZ: Thank you. What I plan to do to start off is to explain how the current CADDy program is operated and then move into how the proposed changes will affect the program. At this point the program was initiated in 2009 and was started using State Alcohol Excise funding. The program currently only provides rides within the city limits and what often happens is we have individuals who once they hit the county line they have to pick up the cost from there on, and that's one of the proposed changes.

If we move on to the next slide, you'll see how when the program first started in 2009 we started at around \$40,000. Since that time through this year, 2012, we expect the program to have grown to \$160,000.



The average cost for a ride is about \$18.38. The average cost for the County is \$12.79, and the average cost to the passenger is \$18.38 because they have to pick up that \$5 charge that comes along with the ride. As you can see from when the program was first implemented to the current year there's been a dramatic increase in passengers. We've gone from about 6,000 passengers to about 14,000 passengers at this time.

The County provides partial funding, we've provided partial funding, and this is just a snapshot from one period, December 2011 that we gathered this information. So in 2011 we provided a total of 1,237 rides. Of the 1,237 rides about 68 percent, or 913 involved getting a ride from a liquor establishment. That could have been either going to the establishment or getting picked up at the establishment and going to either a place of residence or some other location.

576 or 43 percent of the trips were from a licensed liquor establishment to an address that appeared to be residential in nature, so in other words, someone's home. 337 or 25 percent of the trips were from residential homes to a liquor establishment. And the remainder of the trips, 424, were trips that did not include a recognized liquor establishments. So in other words, a lot of individuals are using the CADDy program to go from their home to like Walmart, to go shopping so it's kind of in a way becoming public transportation.

Some of the concerns were spearheaded by our DWI Planning Council. They had a lot of concerns about the cost of the program and how it was being utilized. At this point the program hasn't been evaluated, so we don't really know how effective the program really is. So that's one of our goals is to have the program evaluated to determine if we're making an impact on DWI crashes, fatalities and those types of things.

The cost of CADDy has increased about 45 percent from FY 10 to FY 11. Like I mentioned earlier the DWI Council members are concerned about providing funds for patrons to get to a liquor establishment. 32 percent of our riders are going to locations other than liquor establishments. The current program does not allow for any service beyond the county line. So in other words we're not serving our county residents by providing them transportation to their homes. And like I mentioned earlier, the CADDy program has not been evaluated, so that is one of the things that we have set aside funding to do, to evaluate the program.

These are the recommendations provided by our planning council. The proposal was submitted to them at the last council meeting, which was in May. One of the recommendations was to fund the one-way rides only from a licensed liquor establishment or drinking location. So an individual could get a ride home from a party. It would exclude them because they were at a home or a party.

One of the proposals to make the rides cheaper, is just for a dollar, and it's just for a summer pilot program. What we're proposing is to run this program, and basically in conjunction with the 100 Days of Summer, to do for a three-month period.

Like I mentioned earlier we will be evaluating the program, and finally, what we've recommended is to provide a \$25 cap. This cap will allow passengers to travel further into the county, because at this point as you recall the individuals are required to start making payment once they entered into the county line. Once they left the city and went into the county line they had to start picking up the cost at that point. So this will actually serve our county residents a lot better.

So that's the recommendation of the summer pilot program. I'm open for questions.

COMMISSIONER VIGIL: Madam Chair.

MS. MILLER: Madam Chair, I think the DWI Council has –

CHAIR STEFANICS: Commissioner Vigil, do you mind if we wait one second for questions? So Dr. Allen Steele, would you like to say anything, and then Ms. Mann-Lev, if you want to add anything.

ALLEN STEELE: Madam Chair and honorable councilors, if I could just try to help you see the bigger picture. This is only one of the programs that the Council supervises as you know. The Council members are looking ahead a little bit and in the near future we fear that we're going to be forced, because of the increasing cost of this program, we're going to be forced to try to decide between should we educate children about the dangers of DWI or should we permit trips for people who want to go to their favorite watering hole? That's what we see in the near future and that's why we have been urging staff to come up with some new ways to look at this service that we're providing.

So if we are forced to come to that decision we are going to be very uncomfortable and I assure you will be too, and the outcry from the public will be very audible, not only to the Council but to you as well. So that is my attempt just to have you look at the bigger picture for us. Thank you.

CHAIR STEFANICS: Thank you. Ms. Mann-Lev, do you have anything you'd like to say?

SHELLEY MANN-LEV: Madam Chair and Commissioners, thank you so much. As you know, I'm the chair of the Santa Fe Underage Drinking Prevention Alliance and have been participating with the DWI Planning Council and program as they've looked at their programs and really appreciate the level of analysis they've done and the recommendation. I think they're presenting and sharing a recommendation that reflects the best practices in terms of the safe ride program. So the idea of piloting the safe ride home for people that have been at a liquor establishment I think will be something that will serve our community very well.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: I do have a question. Thank you, Madam Chair. Dr. Steele, please thank all the members of the DWI Council for serving in their capacity. I know this is volunteer and we never really fully connect with them and appreciate or make statements of appreciation.

I reference the old age question, is it prevention or is it intervention? I am an advocate for prevention. I would never have a difficult time going toward prevention at some level. I'm a believer in many programs that create positive impacts. If I ever had to make that choice it would be difficult for me because I think the greater benefit I think we're doing with the County program is preventing DWIs from occurring. How do we prevent people from deciding that they should not drink and drive is something that happens on the prevention area, so I think that really lends itself to a larger benefit.

So my question to you, and I certainly support whatever the Council wants to move forward with, why a dollar summer pilot project? Do you see that as an incentive for – and Rachel, I see you wanting to answer that. I'm happy to hear anybody's response or both. Does

that provide an incentive for folks to call the County program more? Is that one of the goals that we have here?

MR. SANCHEZ: One of the thoughts is that being as it is so cheap a person would be willing to spend the cab fare to get to a liquor establishment, in that it's only a dollar ride home. Because the way it currently operates we're giving them a ride to the establishment and home. But a dollar ride home, it will be where they can go to the liquor establishment and still afford – being that the price is only a dollar for the ride home.

COMMISSIONER VIGIL: Okay. And that would increase if a resident wanted to go into the county, just within a seven-mile radius to a \$25 cap? Okay.

MR. SANCHEZ: The program will have a \$25 cap on it. Like I mentioned earlier, the way it is operating right now is once that individual or the cab hits the county line the individuals are picking up the rides from there on.

CHAIR STEFANICS: On this point, are we using annexed lines or not?

MS. O'CONNOR: Madam Chair, I don't believe so. I'm sorry. Could I stand corrected on that?

CHAIR STEFANICS: Are you using the annexed lines for the city line? That's the question.

MS. O'CONNOR: Madam Chair, yes, we are.

MS. MILLER: Madam Chair, we use the current city limits.

CHAIR STEFANICS: The current, not the annexed.

MS. MILLER: Not the presumptive, the current.

CHAIR STEFANICS: Commissioner Vigil, you still have the floor.

COMMISSIONER VIGIL: And I'm glad that there has been a focus for that because this is a County-funded project and the county residents should receive a benefit from it. This is definitely something I think we need to call to the attention of the City with regard to how much benefit this project has provided the city residents. I'm an advocate of providing a resident with the resolution where it's needed. I just am curious, once you do your program assessment if that assessment is going to be able to identify if in fact the cab driver has gone to a liquor establishment and turned down county residents because of the distance.

How are we going to be able to get information? Is the assessment going to go more towards the benefits of the program? Or are we going to be able to look at some of the operational things that are going on and how that assessment can be done?

MS. O'CONNOR: Madam Chair, Commissioner Vigil, I think that the evaluation will include looking at the mileage that's traveled, and what we expect is whoever we hire to evaluate this will look at some of the existing data we have. We'll look at numbers of riders, how far those riders are going, and make some determination as to how many riders we have that are actually going out into the county. Certainly it was our intent in providing the one-dollar ride to try to do two things. One was to focus on the ride where the individual is the most intoxicated. This is generally the ride home from a liquor establishment. And two was to provide really some incentive so that I think as Lupe said earlier, you could save some money if you wanted to take a ride to the bar itself. I just wanted to add on that.

The evaluation will definitely take into consideration, mileage traveled and a number of different things that are currently provided as information on the trip ticket.

COMMISSIONER VIGIL: And Rachel, have you all been able to profile the current users? Are there repeat users? Are there ones that are utilizing this program more? And are they going to be amenable to \$5 taking them and \$1 going back?

MS. O'CONNOR: Madam Chair, Commissioner Vigil, it appears to us in looking in the past that that has been corrected, that when the program first started there were people who were using it multiple times. And this is an important thing to determine in evaluation because the number of people utilizing the program has a direct impact in terms of how many crashes might be prevented. So what we will ask the evaluators to do is to give us some determination as to how many actual trips – is this John Doe that takes it 16 times on the weekend, or is this – is it differing people.

In the early days of the program there was some data on that. It has not been compiled recently but it will be an expectation of the evaluation.

COMMISSIONER VIGIL: Thank you. That was one of the issues I wanted in my questions. Thank you, Madam Chair. Thank you, staff.

CHAIR STEFANICS: Thank you, Commissioner. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Madam Chair, Ms. O'Connor or Mr. Sanchez, thank you for your presentation. Real quick, how again is CADDy dispatched? What number do they call? Is it the facility that's doing it? The liquor establishment? The individual?

MR. SANCHEZ: Madam Chair, Commissioner Mayfield, what happens is they call the taxi cab. They have a dispatch and from there the cab will get dispatched to whatever location they're called to.

COMMISSIONER MAYFIELD: So the patron has to call the cab company?

MR. SANCHEZ: Let's say they're at a party at somebody's home, they could call from there themselves, or they can have a bar dial the number for them.

COMMISSIONER MAYFIELD: Okay. Have you all maybe – well, maybe it would be too hard, but a three-digit number on a cell phone just to call for dispatch. Then you guys might be able to track a little more of how folks are being moved out into the county and through the city, if you one person kind of doing that outreach to I guess a location basis, the cab companies or something like that.

MS. O'CONNOR: Madam Chair, Commissioner Mayfield, I think there's been some discussion of that. In addition we are trying to work together with the Department of Transportation to put together a specific app for this program that you can put on your phone, and we expect that to be kicked off some time this summer as well.

COMMISSIONER MAYFIELD: Okay. Great. And then Madam Chair, Ms. O'Connor, as far as the data, how are you guys coming at that data. I think it was on page 5 or 6, it's the current CADDy data of 1,337 users. Is that just information that's being provided you from the cab company?

MS. O'CONNOR: Madam Chair, Commissioner Mayfield, this is information that's provided to the Health Division on trip tickets. So the cab company provides us with individual trip tickets. We enter the trip tickets and then we've done some specific analysis. We wanted the data that we brought forward to be as current as possible, so we used a sample – not really a sample but a slice in the life of CADDy for December to present that. But it comes from the trip ticket information.

COMMISSIONER MAYFIELD: And Madam Chair, Ms. O'Connor, do you true up the billing also from this same type of information, trip tickets? Or how do you seek reimbursement back to the cab providers?

MR. SANCHEZ: Madam Chair, Commissioner Mayfield, there is from the trip tickets, they provide them I think it's biweekly. Usually they bring the tickets into us and that's how we calculate the billing.

COMMISSIONER MAYFIELD: Okay. And then I know we met last week or the week before that, and just a suggestion. I don't know if you've contacted the local cab providers or anybody with the Public Regulation Commission, because they tariff the rates for these local cab companies. I don't know if they can be on a statewide agreement or they can have individual tariff rate agreements with the Public Regulation Commission. There might be a mechanism in place where they could arguably benefit too, if they had a reduced rate for this program. Maybe it could be a tax incentive for them also. It might be able to help us get more ridership out there if the County is not incurring all that cost. That's just food for thought if you guys might want to look at contacting them and seeing – I don't know if they would be approachable to either the Commission itself or to the individual taxi company, but they might be interested in looking at that. But I think this is a great program and I think if what we can do to prevent one accident or one horrific death we need to do our part in doing this. So I stand in support of continuing this program. Thank you.

CHAIR STEFANICS: Thank you, Commissioner. Commissioner Anaya, and then we have Commissioner Vigil.

COMMISSIONER ANAYA: Madam Chair, staff, a few questions. What's the total budget of the program right now?

MS. O'CONNOR: Madam Chair, Commissioner Anaya, it's about \$165,000 for the current fiscal year.

COMMISSIONER ANAYA: So Madam Chair, that's the amount going forward in the next fiscal year that's proposed as well?

MS. O'CONNOR: Madam Chair, Commissioner Anaya, we have budgeted somewhat less for the next fiscal year. I believe \$100,000 and we have alerted the Department of Finance and Administration that it's dependent on – that that may go up, depending on which way the program moves.

COMMISSIONER ANAYA: So, Madam Chair, Rachel, who – how much money does the City of Santa Fe contribute to this program?

MS. O'CONNOR: Madam Chair, Commissioner Anaya, this program is funded solely through the Department of Finance and Administration from state government. It is not contributed to from anything other than the State Alcohol Excise Tax. So there's no City money going into this program.

COMMISSIONER ANAYA: Madam Chair, for clarity, those are resources that come to the County of Santa Fe through the DWI Council program. Correct?

MS. O'CONNOR: Madam Chair, that's correct.

COMMISSIONER ANAYA: So, Madam Chair, based on the questions that Commissioner Mayfield just asked, and based on the fact – actually, I really appreciate what you said about potentially pursuing discussions with PRC on rates. This could end up being something that benefits the cab company on their tax base and maybe be an advantage for

them. Why wouldn't we approach the City of Espanola, or have we? Maybe we have. Have we approached the City of Española or the Town of Edgewood, that both have jurisdictions in Santa Fe County, to basically to the cab companies in those areas to extend the same opportunity to those folks?

MS. O'CONNOR: Madam Chair, Commissioner Anaya, we actually had this conversation just a couple days ago in terms of a couple different things. One is how do you partner with other areas of the county and with Rio Arriba County to maximize this and to look at some of the areas where there's overlapping service. Once we have an evaluation in hand that tells us, gives us some feedback in terms of what kind of impact this might be having in reducing impaired driving crashes in Santa Fe, we expect to go out, meet with the Rio Arriba County program and other areas of the county to talk about partnering.

COMMISSIONER ANAYA: Madam Chair, Ms. O'Connor, I guess what I'm suggesting is because it's a rate program and it's based on the number of calls and it's a finite amount of money unless we added to it, I would suggest to the Council that we should do it now. That we should have the ability for people to place calls to any cab company that services Santa Fe County. And I know I raised this question at the last meeting, and I would love a response from the DWI Council members on some of my questions. But I was one of the individuals, and I spent several years working directly responsible for the program so I'm familiar with it. But one of the things that I brought up at the last meeting was that if they're getting somebody that's drinking, or drunk for that matter, off of the road, I frankly don't care where we're taking them. We're changing cultural norms and I think that the fact that they're calling and saying we don't want to drive, or we have this other option, it might not be the optimum place that we want to be as a society, but bottom line, we're taking a person that's almost drunk or drunk or drinking off of the road.

So with respect to our Council members, help me with that. Because I know it's going to take time and things aren't going to happen over night, and people don't just wake up one day and say I'm not going to do these things anymore that have been predominant for years and year. Help me with that. And I'd like to hear from the Council members from a pragmatic and practical standpoint, Madam Chair and staff, I would like to see us extend whatever program we have to any cab company because to assume that only the urban areas around Santa Fe, are where we have issues, I don't think we assume that, but I don't want to send that message. I think we should, with the resources we have, whatever those might be, that we extend opportunities to people countywide.

CHAIR STEFANICS: Dr. Steele, do you want to respond?

MR. STEELE: Yes, Madam Chair, Commissioners, I'm quite positive that the Council shares your concern, Commissioner Anaya, as you said it. And the fact is we are picking up anyone who is in an inebriated state and taking them home. Our concern was why should we provide the service to the drinking establishment? And that's where the Council members really felt like, hey, that's too much. We're taking too much funding from other programs.

CHAIR STEFANICS: On this point. Mr. Ross, could you comment on the legality of our providing transportation to someone to a liquor establishment? And our liability?

MR. ROSS: Madam Chair, I don't know how much liability we have but certainly we have to worry about things like the Anti-Donation Clause if you're taking a sober person to a liquor establishment. Now, if you're taking someone who has been drinking at home and who is going to drive otherwise, that would be a different story but I don't know how you differentiate. I don't know how you expect a cabdriver to figure that out also.

COMMISSIONER ANAYA: Madam Chair, on this point.

CHAIR STEFANICS: Yes, you still have the floor, Commissioner.

COMMISSIONER ANAYA: Madam Chair, on that point, I would concur that driving someone to an establishment, especially as given the example by Mr. Ross as sober is ludicrous. But by the same token, I think there is a distinction if they're intoxicated and – I still don't think that it sends any good message that we would take them to a liquor establishment, but if they were going to another home or somewhere else, my theory is that they made a conscious effort in an altered, intoxicated state to, for lack of a better thing, so I think going to the liquor establishment is definitely a stretch. But I think we have to be read cognizant that if they're going to some other place, or a grocery store or someone's house, I don't think we'd want to tell them no.

Because in think the idea, as I understand it is to give somebody an alternative to what they historically may have done which is get in their car and drive.

MS. O'CONNOR: Madam Chair, Commissioner Anaya, if I could respond to that. I think Mr. Steele agrees that the idea is to target when the person is intoxicated. And we believe that we can tweak the language a little bit to ensure that that is covered, and I think the Planning Council would go along with that. What we don't want is what we have now is that people who we do not believe are intoxicated taking the CADDy program. So we'd be happy to make that change in terms of – within the summer program.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER ANAYA: I think we also need to be careful that we're not sending the wrong message about drink before you call. I know it's not an easy item, but I think the option to use an alternative means of transportation other than their own car is a good thing. And when you talk about what's our choices, is it prevention and the kids or is it this program? I don't think they're mutually exclusive. I think it's a balance between what are we doing over a progression of time to change some of those norms that exist. But I know, Dr. Steele, you may have had some other comments. I didn't want to interrupt.

MR. STEELE: No, I don't think so. Thank you, Madam Chair and Commissioners. The Council is aware that they're using public funds and so we do try to be very carefully in how those are used. And these two programs, prevention and the CADDy program would not be mutually exclusive except that funding is the limit. And so we're cognizant of the fact that the funds need to be used properly and wisely and of course that's what we're determined to do and we think that's what you would like us to do. So our position is let's support staff on this trial run, see how it goes and we'll be looking at it constantly in our Council meeting. So I can assure you we will continue to monitor it.

COMMISSIONER ANAYA: Madam Chair, I do think that as a Commission we should send some direction about trying to use other cab companies that service other

parts of the county. If they're just getting basically a ticket, right? The cab company is coming in, I don't think it should be that complicated to achieve that end.

MR. SANCHEZ: Madam Chair, Commissioner Anaya, when the contract was entered into with Capital City Cab an RFP was issued to solicit services from whoever was interested and Capital City Cab was the only business at this time that has responded to that proposal. I'm not also sure, like in Espanola, I'm not familiar with any public transportation – or not public or a cab company or entity there. I know they have the blue bus but that's state operated. And in Edgewood I'm not familiar with at all. We have recently opened relationships with the Edgewood PD and we're going to be assisting them with roadblocks and funding for roadblocks, saturation patrols and those types of things. So that communication line has opened up with Edgewood, so I think that's a step in the right direction. But at this time I'm not familiar with any services in Edgewood really.

COMMISSIONER ANAYA: Madam Chair, if you get with the PRC I know the Commissioner just mentioned there's at least one carrier in Espanola and I believe there might be one in the southern part of the county that serves that east mountain area as well.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: Thanks. And I'd like the DWI Council to tackle with this one. It seems to me that we're giving a mixed message here. We'll allow you to pay \$5 to take you to a liquor establishment and we'll charge you a dollar to take you home, so a reasonable person would sort of argue why are we encouraging the opportunity for there to be a DWI exposure out there and then we take them to a liquor establishment, versus really targeting those that are under the influence and shouldn't be driving.

So I would like the DWI Council, and I'm not sure you've tackled this. Maybe you have and you'd like to be able to respond. But there's a mixed message there. As a reasonable person, if I decided I was going to go to a liquor establishment and I wasn't sure whether or not I would drink diet coke or a margarita, whatever, I could plan my night around that and I wouldn't have to worry about transportation. But usually a reasonable person will take their vehicle somewhere and meet for whatever purposes, and recognize that maybe they had maybe one wine to much and they could reasonably call the CADDy program, leave their vehicle there and maybe have the CADDy program pick them up and take them to get their vehicle. That would make more sense to me than driving someone to a liquor establishment. There's a mixed message there that doesn't sit right with me. So I'd really like the DWI Council and the CADDy program to look at that. Because if we're allowing ourselves to take people to liquor establishment we're actually saying you have our permission to go there and then we're saying once you go there if you can't drink and drive. Of course if you take them there they're not going to have a vehicle, so they've already planned on not doing that.

So my sort of reasonable person visual right now, so with regard to that right now, maybe we do need to look at if we're going to do this dollar return, maybe we need to throw more dollars into that and look at other alternatives besides taking folks to liquor establishments. I think that's what I'm hearing is a concern at some level or another from the discussion here.

MS. O'CONNOR: Madam Chair, Commissioner Vigil, the proposal that we are presenting today ends the practice of taking people to bars and puts all the money into taking them home. That's what we're proposing to do this summer. It continues that funding.



Currently, the program does allow that. We're saying as of July 1<sup>st</sup> we want to pilot this summer just funding the ride home and making it cheaper as an incentive to do so.

COMMISSIONER VIGIL: I'm in total agreement with that.

MS. O'CONNOR: Thank you.

CHAIR STEFANICS: Thank you. I think we've provided some feedback to you. We look forward to your running this summer pilot program and we'll be happy to have you come back with a report on some of the evaluation results. Okay?

MS. O'CONNOR: Thank you.

CHAIR STEFANICS: Thank you very much.

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

### **A. Annual Report**

CHAIR STEFANICS: First of all, Ms. Miller, are there any new staff to introduce?

MS. MILLER: Madam Chair, we usually do that at the end of the month.

CHAIR STEFANICS: At the end of the month? Okay. Thank you.

MS. MILLER: Madam Chair, last month or at the very end of April we provided you with a draft of the first real annual report that Santa Fe County has done, kind of what I would call a published document that would be available to the public, be on our website, available to you to give to your constituents. It's more than just a power point of here are some things that have happened this year; this is actually a summary that actually covers more like two years because we wanted to capture the things that you did not get reported on in the transition of managers. And then when I gave this to you back in April I said if you liked it I'd like to add a letter from the Commission chair and then also I was looking for additional feedback from you.

So when you now open it there's a letter from the Commission, the Board of County Commissioners, a letter from the Manager, and the it goes into all of the areas. And there was also a recommendation to add projects that cover kind of a longer timeframe, and if you look on page 21 that was where they put as best we could capture infrastructure projects around the county for approximately – this is from fiscal year 07 to 11. We couldn't go back ten years. We didn't have enough data, so what we did was fiscal years 07 to 11 and we're not finished with fiscal year 12 so we didn't have that in there.

And then that gives you all countywide projects by dollars, spread out as well as specific Commission district projects. And then others are also listed, all the projects that have been done in the last two years are listed individually.

CHAIR STEFANICS: Thank you. Comments from the Commission? We have a draft. I tried to represent projects that had been accomplished throughout the year by having something like this and all of our photos each County chair will have that opportunity. Are there any other comments? Are these already published or these are still draft?

MS. MILLER: Madam Chair, we have not printed them, other than ten copies for today.

CHAIR STEFANICS: Okay, so you're looking for –

MS. MILLER: I'm looking for you to be okay with it as it is now.

CHAIR STEFANICS: Okay, Commissioners, based upon your last draft and how it looks today, are there any – is there any opposition?

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I appreciate the document and I would be remiss if I didn't recognize former Commissioner Mike Anaya and his work in District 3 that's clearly reflected in the capital expenditures listed, fiscal years 07 to 11. So I would be remiss if I didn't compliment him on his work on the Commission, because that work is reflected in that chart. Thank you.

CHAIR STEFANICS: Thank you. So you're bringing up an interesting point though. This is reflecting the term of the sitting Commissioners so far? Or is there any overlap with former Commissioners besides that 2007?

MS. MILLER: Madam Chair, Commissioners, this is really just the last – this is fiscal year 11, more or less and fiscal year 12. I tried to do it so it would end up calendar year. So there's a slight overlap of the Commissioners that left because we were finishing up some projects, but for the most part this is really just the last year and a half on everything except page 21, reflects fiscal year 07 to 11 projects. But all the individual things that are listed. But I would say this is the completion of a lot of projects. So some of them did start before.

CHAIR STEFANICS: Thank you.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Vigil was next and then Commissioner Holian.

COMMISSIONER VIGIL: If it's necessary to recognize previous Commissions I don't think just one district should – I think all districts should. But from what I hear you say, Katherine, it really does seem to have a focus with the sitting Commission.

MS. MILLER: Madam Chair, Commissioners, yes. The intent of this was an annual report. I've just kind of caught some time because there were some things that were just finishing up when I came here and stuff had been budgeted. But the intent of this is to be an annual report each year so that at the end of each calendar year, by the following March, April, you would have a report in your hand. So for the most part it really is the last calendar year with a little bit of overlap of a few months in calendar year 10 and a few months in calendar year 12, just because it was the first time we did it.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. Katherine, I would just like to thank you and staff very much for this. This is a terrific report. It really makes me proud to be a part of Santa Fe County. My only question is how many copies are you going to print and where are they going to be available?

MS. MILLER: Madam Chair, Commissioner Holian, we were going to do – first of all, have it on the website, so it will be posted on the website, and then we were going to – because we can print them and bind them as we need them, so we would probably do 50 to 100, because we did all this printing and binding in-house, and then we would just put them out at satellite offices and the offices around the county, community centers, things like that for people to take. And as those run out try to replenish them for a few months. And the anywhere that you – if you have any meetings that you’re doing and you would like to take them to those meetings, you can just request them and we can print them for you.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair and Manager Miller and staff, thanks, this is great and thanks for incorporating those few changes. I think this is a great way to get out our information of the positive things the County is doing together. Also, just a suggestion. Maybe we could get a copy to our local Santa Fe County delegation. I think they might appreciate seeing it and maybe local governments at DFA, your former stomping grounds. But I really think this is a great working document. And also, as Commissioner Anaya had mentioned, Commissioner Anaya and myself [inaudible] a lot of work went into this, along with the three ladies to my left. So just thanks for all your past work.

CHAIR STEFANICS: Thank you. Ms. Miller, I think one of the groups we want to focus on right away in making print copies for are the seniors at our senior centers. You mentioned that but I’m going to assume that a good percentage are not going to – either have no computer skills while the other percentage does have computer skills, so if we could print – I don’t know, Commissioners. What do you think? 25 to 50 for each senior center, and have those available right away. If we could get 40 to 50 copies ready for me next week for the New Mexico Association of Counties board meeting, which is Thursday, so I’d need them by Thursday morning. And if there are other requests I’m sure we’ll pass them on.

I do believe you and Kristine and any other staff who worked on this did a great job and I think we have time to look at any tweaks and changes over time. Commissioner Vigil.

COMMISSIONER VIGIL: Katherine, this is really a wonderful document. Who did work on it?

MS. MILLER: Madam Chair, Commissioner Vigil, all the divisions, department directors, program directors, wrote stuff and sent it in to Kristine and then Kristine, Jen, Lisa, did a lot of the editing. We did have a graphic designer help us come up with a graphic design for it, but once we did that, now that it’s established it will be easy to use that. It was really a collaborative effort. A lot of staff from the Manager’s Office and then staff throughout the County who provided us information, provided us pictures. But truly, Kristine probably took the most headaches on it so she did a really good job while she was doing all her other work. As I said also, Lisa did a lot of the drafting on it as well, then we merged documents. But Lisa did quite a bit of writing on it and so did Jen. It was a lot of work but it came out nice. We’re really pleased with it.

COMMISSIONER VIGIL: Wonderful presentation and everyone who worked on it is to be congratulated on it. I’ve gotten updates on what the County is doing from several documents throughout the years and this one really makes you want to look at it. I really appreciate it. Please thank everyone who was involved in it.

CHAIR STEFANICS: Thank you.

**XII. B. Interim Budget Discussion**

MS. MILLER: Madam Chair, Commissioners, I talked a little bit about it earlier. I kind of touched on it. But I wanted to do a couple of things. One, we talked about the interim budget as submitted, we submitted by June 1<sup>st</sup> based on a statutory deadline from DFA and that budget is provided to DFA to do their reviews and then they come back with comments and questions and it's also, as we said, it really was our operating budget. We needed to add our capital projects to it that we want to do starting in July.

So the only changes that – I'd say at the moment we have not had any requests for changes from what we submitted from the last BCC meeting except I had mentioned we were trying to find a way, because Commissioner Mayfield had requested funding for a ladder truck in the Pojoaque district. We have been looking at what we could do. The quarter cent capital outlay statutes allow for fire apparatus if it's a municipality, but they do not allow for fire apparatus if it is a county. As a matter of fact that particular line in the statute has identical language in the statute except for that and it says on counties use it for correctional facilities.

So thinking about what was in our capital in our fixed assets replacement and repair on the general fund side, I said, well, what if we moved those recommended expenditures to the quarter cent GRT. So that's where you'll see the funding in the quarter cent GRT by the amount that we would need of general funds that budgeted previously in general funds that we would need in order to purchase a fire apparatus, the ladder truck for the Pojoaque Fire District.

So that's our only recommended change to the operating budget that was approved at the last meeting, and then the rest that we would be seeking on June 26<sup>th</sup> was that kind of fast – the quick-turn capital projects.

CHAIR STEFANICS: Okay. This weekend, Ms. Miller, we all received a request from the Northern Rio Grande National Heritage Area to continue our partnership with them, which made me – it was a flag for me. Did we already identify funds for our other partnerships? Like the Regional Coalition, the EBRIF, the other ones that we contribute to?

MS. MILLER: Madam Chair, there's funding for Pojoaque Soil and Water, there was funding for the LANL group, the \$10,000 because you had already approved that through a resolution earlier, so that was incorporated into the base budget. I don't know of any others. Then we did the library funding and the school funding.

CHAIR STEFANICS: I'm talking about partnerships now.

MS. MILLER: I'm not familiar, Commissioner Stefanics, with this particular partnership.

CHAIR STEFANICS: I sent you a copy of my letter but it was sent to all of the Commissioners, and it reminded us that we had participated in past years, so I know that it was important to Commissioner Mike Anaya and I'm looking at the letter request. We provided \$10,000 in the past and they in return have provided \$30,000 to Santa Fe County

organizations. So I don't know, and I'm not going to be the dominant one on this, so if someone wants to speak up, or if not --

MS. MILLER: Madam Chair, I just wanted to ask a question about it. Like I said, I'm not particularly familiar with the organization itself. Is it a non-profit --

CHAIR STEFANICS: It's an arm of the National Park Service that receives federal funding that expects matching funds from cities and counties in their jurisdiction. So I know that Mr. Tom Romero is here if we want to have a discussion on it. I know that he can provide it. If not, we don't. But Commissioner Anaya.

COMMISSIONER ANAYA: I'm interested in hearing from Mr. Romero and letting him talk about some of the projects that have been funded, the federal money. So I'd be interested in that.

COMMISSIONER MAYFIELD: Madam Chair, I am also.

CHAIR STEFANICS: Okay. So I think we have some interest but I think that the interest is for the County is Anti-Donation. Is that correct? If it's a non-profit or if it's an arm of the federal government? I'm not sure. We're going to have to hear this.

MR. ROSS: We'll have to look into it.

CHAIR STEFANICS: Okay, so Mr. Romero, you have one opportunity to make your case. And if you'd identify yourself for the record before you start.

TOM ROMERO: Thank you, Madam Chair. My name's Tom Romero and I'm the executive director of the Northern Rio Grande National Heritage Area. And I thank you for the opportunity to make this brief presentation. I sent a letter to the members of the Commission and I believe that I copied the County Manager but it may not have gotten through. What I was wanting to cover was what the Northern Rio Grande National Heritage Area is. It was established by an act of Congress in 2006, and what the law did was to define the boundaries of the national heritage area. It includes three counties -- Taos, Rio Arriba and Santa Fe.

The purpose of a national heritage area is to bring to the community level the preservation of unique cultural historic and natural resource conservation that the National Park Service and the Department of the Interior have not been able to do through the programs where they concentrate on parks or monuments or whatever. But they had over the years been unable to actually reach out into the communities. So the National Heritage Area program was established about 20 years ago. It took about 20 years for the New Mexico Heritage Area to be recognized. It was, as I said, established in law in 2006. Within that law it established a management entity and the Northern Rio Grande National Heritage Area, Inc. was designated as the entity to manage the work of whatever was done -- conservation work with local governments.

It is not as if it is a place or a building or something like that. The purpose of it is to conserve a culture and to conserve natural resources. And so our charge is to work with counties, cities, the state, tribal entities, communities, and to enable the type of work that will help to conserve these cultural properties and heritage. The money that is provided -- there about 49 national heritage areas throughout the United States. Most of them are on the east coast. They were designated over time, like the battlefields heritage areas for the Civil War or

the Revolutionary War or the Erie Canal, or the State of Tennessee or the river properties in Louisiana, the bayou. There's just a lot of different areas.

And in New Mexico, since 2006, it was October 12<sup>th</sup>, what has occurred is an effort to actually organize it, to begin to establish partnerships with different organizations, the counties, the cities. On our board we have a slot for membership representation from this county and from other counties and cities. The person who was designated to be on the board in the best was Arnie Chavez I believe, who has since retired, and we have slots for people from the state, from tribal governments. I think in the letter that I sent there is a listing of the different members that we have at this point.

The funding that we get – over the last three years the amount of money coming from the federal government has been about \$147,000 a year. The requirement in our agreement with the federal government is that we match it one for one, so that we either do that with matching dollars or we do it through in-kind services and goods provided. The projects are listed, projects that have been done in Santa Fe County, only to inform you of some of the work that has been done. I can read some of these just to give you an idea. In 2011 and 2012 as an example we funded a total of 14 projects, about \$50,000 in grants that were given out to individual organizations. Of that total Santa Fe County projects were about \$35,000 just in those two years.

We funded things like La Sala de Galisteo, which is a community center that is being rehabilitated. We participated in the funding. We encourage community participation, so they put up efforts by the people who are involved and they put up some money, they raised some funds and they did some matching. So it's a way of leveraging their efforts. We helped to restore the front steps. We are now helping them to restore the ceiling. This is a 100-year old building. We provided some funding for the training on adobe making for the San Miguel Mission. The Site Steward Foundation did some interpretive brochures that were passed out to all the schools dealing with historic and archeological resources in the national heritage area. We worked with the schools with Partners in Education on the role of traditional music and art to the elementary schools in Santa Fe County.

In prior years the pinto bean museum down in Edgewood was funded through your help. So it's a variety of projects through all of the counties to support their operation from the standpoint of either conserving a natural resource or preserving the culture and heritage of a particular area. So with the pueblos we have done things like the Tewa language project in Santa Clara, or a farming project in San Ildefonso. Anyway, those are just examples of the projects.

What we had asked for, I started with the heritage area in late August of last year. I've had to look at the financial situation of the heritage area to keep it going, and one of the things I need to look at now that I've been working with our board is that we have to raise money to continue the work of the organization. The benefit to the County, the benefit to the City, the benefit to the communities is help in promoting their areas and conserving the resources. We are looking at areas of cultural tourism, economic development in some cases, so it does fit into some of the roles that the County plays and communities and cities for their residents.

Again, the request was made. I was hoping that we would have a presentation before you before it was considered and we wanted to be able to meet with you individually and talk to you about what it is that the heritage area does represent. It is not something that is taking over the governance of anything. It is really trying to work with various groups to bring them together and to leverage the funds that may be available.

CHAIR STEFANICS: Thank you. Yes, Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Mr. Romero. I've been, as I say, sort of involved in that I've gone to a number of the national heritage area meetings in our own locale here and I've been very supportive of all the things that you've done, but do you know what your legal status is? Do you think that you're sort of analogous to a national monument or –

MR. ROMERO: When I stand I'm sometimes am considered that but this is a little different. Actually, the area itself is what is identified, so the area is the boundaries of the three counties and everything within. We are prohibited in the legislation from actually taking ownership of property or anything like that because there is a protection for private property rights. So there is not that. The organization itself is a non-profit organization, a corporation incorporated in New Mexico, and it receives its status merely by reference – or the reference in the legislation that says this organization will be the management entity, and then there is a legal contract between our organization the National Park Service, a collaborative agreement or a cooperative agreement.

COMMISSIONER HOLIAN: Thank you, Mr. Romero. So I guess this is a question to Katherine, whether you think this is a governmental organization or a typical non-profit.

MS. MILLER: Madam Chair, Commissioner Holian, Steve was just looking it up. It's a 501(c)(3) but it is created through – I guess there's an act or federal statute. Then it does state that we're on the board. However, we did look into the records. We couldn't find the record at this point under the vendor name that we were given, so we'll have to do some research on this as to how we would do it, because as a non-profit we couldn't just give them the money; we would have to contract for some service. And we were unable to find anything in the short time we had the information. But we can look further and see whether we had a contract before or something and maybe come back with more information on the 26<sup>th</sup>.

CHAIR STEFANICS: Okay. Thank you. Let me just ask, Mr. Romero, and I don't know if Commissioner Mayfield or Commissioner Anaya has any questions. Are you full time or part time as a director there?

MR. ROMERO: Full time.

CHAIR STEFANICS: And what percentage of your budget is spent on administrative overhead, including salaries?

MR. ROMERO: We spend about 20 to 25 percent on grants and the rest of it is on salaries and expenses. It's a very low expense operation. We have donated facilities from a private company and in the past the organization had facilities donated by the City of Espanola, but at the moment we're working in private quarters. There are three people on the "staff", two of them are half time and then one person, so that's really all there is.

CHAIR STEFANICS: Okay. Thank you. Anything, Commissioner Mayfield?

COMMISSIONER MAYFIELD: No, Madam Chair, and Mr. Romero, thank you for making this presentation. I think you guys do great work, at least from what I've read in your email to me and the brief discussion we've had today. Mr. Romero, I'm going to say something aloud, and please don't take it personal, because this is something that I would hopefully ask this whole Board to entertain with all the non-profits because there's many worthwhile non-profits that come to us and arguably they're competing for a general pot of money that we have. The one thing that I've asked Manager Miller in the past, if I'm going to vote on this, because these are taxpayer dollars that we're using for very worthwhile causes and I know that, but it's kind of a weighing. Which non-profit may do more than another one and I think they're all of great benefit. But in line with Commissioner Stefanics' comments, one thing that I want to do, if I have fiduciary responsibility over taxpayer dollars, that the dollars we're giving out is going more onto the program side to get those programs out there, respectfully, than the operations or the administrative cost side. And I think that's kind of where I would like to see the budget breakdowns before I totally came on board for this, just so you know where I'm coming from.

MR. ROMERO: Commissioner, thank you for that. I did not intend to just kind of come in and take the treasury or anything like that. What we expect and what I have been doing is to try to meet with Commission members of the three counties that we work with. I've been meeting with the mayors. I've met with Mayor Coss, I've met with Mayor Lucero in Espanola and with other communities, and have met with the Governor and with some of her department heads, and in all of it it's an outreach trying to get this program going, because that's our responsibility to try to do that with the federal government.

I would expect and not think it would be right if you didn't ask for budgets and also contracts and all that kind of stuff that we would provide. The agreements, if they were reached, and I don't have the agreement from before, but if they were reached it would be used mostly I think for programmatic work and that we would fund any of the staffing – actually our staffing is mostly outreach type of staffing. But we would not be looking for funding to do administrative types of expenses but rather to try to expand the program and also to demonstrate something in return. Like what are we going to get in this collaboration.

I would love to have a representative, whether named by the Board of County Commissioners or the County Manager to continue to represent the County on our board and to participate in our meetings. And that I think would enable us to begin this collaborative partnership over time.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Romero, thank you for that. Thank you.

CHAIR STEFANICS: Thank you. Are there any further questions or comments? Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I think it's a good program and I would support continuing the partnership with the group.

CHAIR STEFANICS: So, Ms. Miller, could I ask you to look into this whole request and perhaps just do a report back to us in your Manager's report next meeting to let us know if it's something that we should continue on a regular basis or



something that should be done by separate request, or something be resolution, or something by RFP for further clarification. So anything, Commissioner Vigil?

COMMISSIONER VIGIL: Thank you. I actually appreciate what you do and I like the direction we're going in learning how we can be able to support this particular program and perhaps others. This may open the opportunity for, as you said, maybe an RFP, those kinds of things. But, boy, I love what you all do. If I had dollars in my pocket I'd hand them right over to you.

MR. ROMERO: Thank you. We will be asking you to consider that on Friday night. Actually, I did and I want to take this opportunity if I may. I did send an invitation to all of you to the film showing that we're having at El Museo. It's a film that we funded and that really does present the elements of the culture throughout the counties, all of the culture, and I think it gives you an opportunity to see what good there is out there. I spend a lot of my time working on the arts and culture here in Santa Fe and this is the first time that I've actually spent a lot of time in the north and it's very significant what is there and what happens and what needs to be preserved.

As I was sitting waiting I was reading those words on that scroll of preserving the culture and traditions and pristine resources and diverse communities, and it seems like all of those fall right within what our charge is. So we do thank you.

COMMISSIONER VIGIL: So Friday night is a benefit?

MR. ROMERO: It's the beginning of asking people to consider going forward with us, but what we really want to do is show people the film. We'll feed you a little bit and hope that you get to meet the board and see what it is that is going on. Former Commissioner Anaya is actually one of the film stars, or one of the people that was participating in the film and we've asked him to speak as well about that experience. Mayor Coss will also be making a presentation.

COMMISSIONER VIGIL: Thank you very much.

CHAIR STEFANICS: Thank you very much for being present today and it will go on the desk for consideration.

MR. ROMERO: Thank you.

CHAIR STEFANICS: So Ms. Miller, back to your presentation.

MS. MILLER: Madam Chair, there was also a question when we were looking at the capital budget, not only today but in general, Commissioner Mayfield had asked a lot of questions about the property tax rate and what would happen if we don't do similar obligation bonds. And then also what was our debt service. So we have prepared a presentation for that you have that information as you look over the other stuff. *[Exhibit 3]*

So if you look at this there's a graph that shows the outstanding general obligation debt as of June 1, 2012. You can see that shows all the different colors on the bars are the different bond issues and the balance of money we owe back to the bondholders, not the balance of the money in the County's bank, but the balance of those bonds that we owe back to the bondholders and how much outstanding debt we have in any given year out through 2028. And then you can also see the red line shows you what the rate is. So if you look, for instance, in 2012 we have about \$13 million, taking that far left bar up. We have about \$13

million in outstanding debt service for those payments that we have to pay this year, \$13 million, and to pay that we have a rate of about \$1.85, if you look at the red line, that's where the rate is, per thousand taxable value of the home.

So for instance on a \$300,000 assessed value home it's \$100,000 taxable. You divide that by 1,000 and times \$1.87 it will give you how much of that home is going towards paying that debt.

So the question I think Commissioner Mayfield asked, he said what if we did not go to the voters for any general obligation bond. And I said that the rate, just off the top of my head, would probably drop 20 cents, and that's what if you look over next year, so that's what you see in 2013, if you had no new debt it would drop about 20 cents down to about \$1.63 or so, and then in 2014 would drop to about \$1.51 or so. And I also had stated that that \$1.87 that we have is mixed in also with every other entity that issues debt or has an operating rate.

So if any other entity like the City or the state or anyone else issues debt they could easily counter that drop in the overall rate. They can't take up our capacity or change our rate. What they can pick up at the bottom line of the tax bill we have no control over what other entities issue in the way of debt.

So if you look at the second chart it shows you what our financial plan is and that is issuing \$35 million in general obligation, or taking to the voters \$35 million in 2012, and approximately a similar amount in 2016. And that would maintain that rate of the \$1.87 out through 2020.

So I just wanted to give you that to see what our financial advisors recommend, that is holding a steady rate, so that you don't have a fluctuating up and down debt rate over your total taxable or assessed value.

And then the next set of handouts, Commissioner Mayfield you also asked what were all the bonds that we have outstanding, so all those little blue marks on your chart correspond to these individual sheets. So for instance the very dark blue Series 2005, which you see gets paid off by 2016, you can see it's the bottom number on this chart, that dark blue bar, that's the GOB Series 2005, and then it was originally for approximately \$20 million. You can see question A, B, and C off to the right, and then top is what A, B, and C, the questions were, and you can see how much each question was.

So for instance on that particular one, Question A was should the County issue up to \$20 million for improving roads within Santa Fe County and related public works facilities, so that's our Public Works Facility. And it says up to. What we did with Question A, we ended up issuing \$8.5 million; Question B we said up to \$51 and we did \$10 million, and Question C, \$1.5 and it was \$1.5 million. The total issue was \$20 million. And then it shows you investment income on that and additional transfers that we had to put into the fund in order to finish the project, and then it shows you all of the expenditures on each one.

So hopefully this will give you the information on each bond that we have outstanding, what the questions were, what we issued in the way of bonds, what each project ultimately cost us and whether we transferred in additional funds or whether we used investment earnings on those.

And then the last item there is also a real detailed breakdown of, and this is in your budget book as well. We give you a formal budget book and it's in there under the tab for

debt obligation. These are the actual debt service schedules on each bond. How much we have outstanding on the bond, how much we pay each year, how much we pay in principal and in interest, and when that is scheduled to be paid off. So these charts that you have here are based on this data from these spreadsheets that we put in your budget book. But I thought maybe you could see it better in a chart because the spreadsheet is rather tedious.

So I provided that to you so that you could get a sense of why staff is recommending and why our financial advisor recommends a steady rate and what the effect of not issuing bonds or going to the voters with those questions and them passing and then us issuing the subsequent bonds, what it does to the property tax rate. So I just wanted to provide that because that has been one of the questions that came up and it has been ongoing in our discussions about the general obligation bonds.

CHAIR STEFANICS: Thank you. Are there questions, discussion about this? Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Manager Miller, thank you. Manager Miller, just let me real quick, on the two bar graphs that you provided. Just help me out here real quick. As far as the all blue bar graph, 2025, is that arguably when a good amount of our debt service is going to be paid off and we'll have a significant decrease?

MS. MILLER: Madam Chair and Commissioner, yes. You'll see in previous years, 2024 you have six different blue colors and then in 2025 you have four, so that means two of those bond issues are totally paid off, and then you can also see where another one is on it's last payment because it goes out in 2026 and then the other two go out by 2027, and then the last one in 2028. That's – general obligation bonds can be issued up to 20 years so we typically issue somewhere between 10 and 20 years so you'll see that our debt service runs somewhere between that on all of them.

And then if you look at the next chart, the second one, if we issue in 2012 and 2014 and then in 2016 and 2018, then you'll see they continue to go out to 2033. You'll see those brown ones come on with the new – the green and brown, the green ray and brown, they would be the new ones that come on and you'll see that they would run out to 2033.

COMMISSIONER MAYFIELD: Thank you. So Madam Chair, Manager Miller, on just the all blue bar graph, help explain to me the spike in 2026. Have we already issued out some obligation or that's anticipated?

MS. MILLER: Madam Chair, Commissioner Mayfield, everything that's blue is already issued and those debt payments are like that. And what it appears is that we probably did a refunding or something and you see that gray one, we do a major payment, a last payment of it in 2026. So you see a large payment out. And that would tie if you go to –

COMMISSIONER MAYFIELD: Let me ask this, Madam Chair, Manager Miller, so is 2026 arguably like a balloon payment?

MS. MILLER: Madam Chair, Commissioner Mayfield, probably on that one. I'd have to look at the corresponding bond issue but it appears to be that kind of grayish on and by the look of that there's probably a large payment at the end. It's not typical but it just might have been how it was structured at this time because our financial advisors will try to structure the debt, certain amounts of principal retire all along and if they can get better rates

longer out they might structure the bond to get the best interest rate further out and have a balloon payment. It depends on what's happening in the market at the time that they structure the bond itself.

COMMISSIONER MAYFIELD: Okay. Madam Chair, Manager Miller, and again, this is a great presentation. Thank you. It clears up a lot for me, but let me ask you this. Is the tax rate, the orange bar graph, is that just an average of all of our bonds that are out there? So is this also inclusive of the bonds that went out for the jail?

MS. MILLER: Madam Chair, Commissioner Mayfield, no. That's different. This is just general obligation. So this is just what went to the voters that's against your property.

COMMISSIONER MAYFIELD: Okay.

MS. MILLER: And, another thing that you might not really see in here, when interest rates are good our financial advisors will come in and recommend that we refinance or refund the bond, and that might change the look of this as well. It can bring the rate down. As a matter of fact, if you don't save more than three percent they won't approve that refunding. Usually we target saving four or five percent over the life of the bond and then we'll refinance them. But I think we've done all the ones that would be financially viable. We have maybe one or two we're looking at. But this is just general obligation. This is just in answer to the question of what would it do to our rate if we did not go to the voters and we did not do any general obligation and see how that red line kind of tracks what happens over time if you didn't go to the voters at all, with just paying off our outstanding debt, and it also includes a certain growth rate, probably about three percent on our assessed values.

COMMISSIONER MAYFIELD: Okay. So Madam Chair, Manager Miller, I'm just going to bring them up – the corrections bonds. Those aren't general obligation? Those are just a special bond that were let out?

MS. MILLER: Madam Chair, Commissioner Mayfield, they were revenue bonds. They were done 15, 16 years ago –

COMMISSIONER MAYFIELD: That answers my question. So are we proposing to do any new revenue bonding in the near future?

MS. MILLER: Madam Chair, Commissioner Mayfield, on the proposals that we've brought forward to the Commission we do not have any revenue bonds recommended. So the GRT, all the capital projects in GRT are a pay as you go, what they call it. As the revenue comes in, or the revenue is currently in the bank, the cash is in the bank. That is what we're proposing on that \$30 million or so. That is based upon revenue that's already in the County or that's coming in this year, next year and the following year.

COMMISSIONER MAYFIELD: And I'm just going to ask this, because to me it does, as far as our taxpayer, they do all add up, so that's what I'm kind of looking at, and maybe later, Katherine, it doesn't have to be a presentation. Excuse me, Madam Chair, for the Commission unless the Commission wants it, but you can kind of hopefully walk me through an aggregate of all of them. But going back to the revenue bonds, let me get off this for one second. But the courthouse, the new courthouse downtown. Was that a revenue bond?

MS. MILLER: Madam Chair, Commissioner Mayfield, it's a combination of both GO bonds, I think \$25 million I think is general obligation bond, and then revenue bond was I believe another \$30 million, which was out of a one-sixteenth of our GRT.

COMMISSIONER MAYFIELD: So Madam Chair, Manager Miller, is that why we can't go out for any more revenue bonding, because all of our capacity is tied up in that courthouse?

MS. MILLER: Madam Chair, Commissioner Mayfield, we – that's a little bit of it but that's not all of it. We have – we use our general fund predominantly for operations. We don't do a lot of bonding against our general fund. We are predominantly bonding against property tax and general obligation or that quarter cent GRT. And what's in that quarter cent GRT is mostly for the Buckman project. And then the only other thing was a GRT put in place that was dedicated to paying for bonds for the courthouse. And the majority of that, that 1/16 pays the debt on the courthouse.

COMMISSIONER MAYFIELD: Okay. So Madam Chair, Manager Miller, as far as revenue side, then we won't arguably see a decrease either if we were looking at a same or similar chart for the foreseeable – I don't know what the debt service is on the revenue side.

MS. MILLER: Madam Chair, Commissioner Mayfield, that's true for when the quarter cent capital outlay GRT we pay about \$3 million, give or take a few hundred thousand out of the \$8, \$8.5 million we get in revenue, those are even longer revenue bonds, they tend to go out 25, 30 years, so no, we will not see a decrease, and that's one of the reasons we're not recommending in the quarter cent GRT. There's not as much capacity because you need to have revenue to cover that and what they call a coverage ratio where you actually have excess revenue over your debt service payments.

COMMISSIONER MAYFIELD: Okay. And Madam Chair, Manager Miller, thanks for putting this all in perspective for me. So then we also have a GRT capacity based on a quarter cent that I guess the voters approved back in – I don't know – 2008, maybe 1998, but we have about – it's kind of a one where the City and the County were splitting up 50-50.

MS. MILLER: Madam Chair, Commissioner Mayfield, that is the capital outlay GRT. That was probably put into place around 2003, and it was shared between the City and County until last year, and then the Commission passed the ordinance for that, not only for the allocations but also for it to be for the County. The City has since put theirs in place.

COMMISSIONER MAYFIELD: Okay, and Madam Chair, Manager Miller, thanks for that. But let me just ask this question. So right now, arguably, and I think when I met with Ms. Martinez, of that we have a capacity of arguably this year \$9.5 million? \$8 to \$9.5 million, but in debt service we have \$3 or \$5 million committed?

MS. MILLER: Madam Chair, Commissioner Mayfield, of the quarter cent capital outlay package that gave you, the GRT part of the capital outlay that Adam did earlier, there's a recommendation of about \$30 million over this year, next year and the following year. That includes the revenue this year, the revenue next year and the revenue the following year, less all the debt service.

COMMISSIONER MAYFIELD: Okay, so really quick on that, so the debt service currently, without the new request that Mr. Leighland brought to us today, we're about \$3 million in debt service right now?

MS. MILLER: Madam Chair, Commissioner Mayfield, yes.

COMMISSIONER MAYFIELD: And then arguably, we're looking at sustained revenue collections of \$9, \$9.5 million for the next three years for the projects of Mr. Leighland?

MS. MILLER: Madam Chair, Commissioner Mayfield, it's about a total of about \$8.5 million.

COMMISSIONER MAYFIELD: A year?

MS. MILLER: A year. Of which around \$3 million goes to debt service, so that other \$5.5 million, this year next year and the next makes up about \$16 to \$17 million of the projects that Adam recommended earlier today. The rest is cash that had been set aside for BDD and a couple other projects that we finished.

COMMISSIONER MAYFIELD: Okay. And I'll finish up now, Madam Chair. But Madam Chair, Manager Miller, at least I think in our budget presentation, and I could be wrong but I thought the projections that we were looking at were about \$9.5 million this year in revenue. Not \$8 or \$8.5 million; it was \$9.5 million. Wasn't that something that Ms. Martinez gave to us earlier this year?

MS. MARTINEZ: Madam Chair, Commissioner Mayfield, it's \$8.5 million. In years before the economy hit us it was as high as \$9.5 million but in this economy it's \$8.5 million.

COMMISSIONER MAYFIELD: Okay. So in our target projections for this year, we're just targeting \$8.5 million, not \$9.5 million.

MS. MARTINEZ: That's correct. We remain flat.

COMMISSIONER MAYFIELD: Okay. So Madam Chair, Manager Miller and Ms. Martinez then, then as far as this, because this does not have to go out for voter approval; we already have that quarter cent that's basically – it doesn't have a sunset; it's always there. We can tap into it as long as we have a potential revenue. If we didn't tap into it, does that just sit in a bank account for the County? Or does that then – I guess it just sits in a bank account. Right?

MS. MILLER: Madam Chair, Commissioner, yes. If you don't fund it it goes to cash balances. I wouldn't recommend that you get that too terribly high because that's also what the state looks at when they're looking at projects.

COMMISSIONER MAYFIELD: Sure. And Madam Chair, Manager Miller, I hear you and then hopefully as we look forward on these new bond projects, but that's where I do think there's some overlap for the taxpayer, my personal belief that what I'm seeing, we have that GRT revenue bond out there that's just sitting there that we can bring projects in, as long as we have the revenue to sustain it, plus we're going out for more general obligation debt service bonds. So the taxpayer is really never seeing a rollback when arguably, potentially, potentially, we could give them one now. So even if – and I hear what you're saying on the general obligation debt service side, but what does that 20 cent compute to? I

don't know if there's an average out there. I know I believe Mr. Martinez, our Assessor has said revenue collections or property tax assessments are up this year, at least on that graph. So there was an average if you guys know that, or ladies know that, what would that arguably be for a typical homeowner out there, as far as seeing the potential rebate on their property tax?

MS. MILLER: Madam Chair, Commissioner Mayfield, I actually could figure that out for you. Because the median home in Santa Fe County is around I want to say \$240,000, \$260,000. So let's say taxable value of about \$80,000. And so it would be 20 cents times \$80,000 divided by 1,000. If you have a calculator.

COMMISSIONER MAYFIELD: I'm trying to do it as fast as you're doing it. So what did you say?

MS. MILLER: Twenty cents times \$80,000 divided by 1,000. It's \$16.

COMMISSIONER MAYFIELD: Okay. So that would be the average savings of a year.

MS. MILLER: That's the median home price in the county.

COMMISSIONER MAYFIELD: Okay.

MS. MILLER: The most common home price.

COMMISSIONER MAYFIELD: Great. Thank you for this presentation. [inaudible] but thank you. This is great.

CHAIR STEFANICS: Thank you. Are there any further questions or comments? Commissioner Anaya. I'm sorry. Could I recognize one person in the audience? I'd like to welcome our former Secretary of State, Stephanie Gonzales, who is here for a presentation later, but thank you for joining us today. So, Commissioner, you still have the floor.

COMMISSIONER ANAYA: Madam Chair, Ms. Martinez or Ms. Miller, could you go back through that explanation and provide me some background on the ladder truck discussion and what you're recommending. I'd like to get a little more feedback on that item. I do have some history associated with that so I wanted to hear that again and make sure I fully understand what you're recommending.

MS. MILLER: Madam Chair, Commissioner Anaya, during the budget discussions and the study session and subsequent discussions here, one of Commissioner Mayfield's high priorities for his district was a ladder truck for the Pojoaque fire station. We looked initially on our capital funding sources of general obligation, and it would be like the only item and not as countywide for a GO bond question, and we looked at the quarter cent GRT and went and looked statutorily whether we could fund it out of there and we couldn't.

Then we looked at what we could fund out of the quarter cent GRT, went back and looked at our approved budget and where we had improvements to facilities, primarily correctional facilities, that could be moved to the quarter cent GRT, we moved those expenditures in our recommendation over to the quarter cent GRT and then freed up the general funds that had been approved for those, and recommend switching that to purchase a ladder truck for the Pojoaque fire station.

COMMISSIONER ANAYA: Madam Chair, Ms. Miller, are we now, because we don't have the tax we used to have, funding all fire improvements with general fund?

MS. MILLER: Madam Chair, Commissioner Anaya, no, not all of them. The issue for a ladder truck – as you know, we've got fire impact fees and we get the fire fund from the state, so we have been purchasing, and you'll notice when we bring budget adjustments throughout the years as soon as there's enough funding for a district for an ambulance or something like that we have brought that forward. But the tax base in that fire district is not large enough to get us in impact fees, to get us enough to purchase a large apparatus such as a ladder truck. So it would probably be 20 years if we waited on impact fees and the fire district funds that we get from the state to get enough for a ladder truck for that district.

So our only recommendation out of the general fund to do that, and it was because it had been brought up I think several years but also was a priority and a request from Commissioner Mayfield in his district and that was one of our ways of trying to remedy that situation.

COMMISSIONER ANAYA: So Madam Chair – and I might have missed something but I want to make sure that I didn't – it was my understanding we had two presentations on capital but we hadn't made any recommendations or approvals of anything on capital. Right?

MS. MILLER: Madam Chair, Commissioner Anaya, in the operating budget in the two presentations that we gave we had in the back the fixed asset replacement and renewal which included facility repair, things like that, that portion of the budget was approved. That did go through; that is approved. That was for police vehicles, the computers, all of that type of stuff. In addition there were things for the correctional facilities and other facilities. And that's what I'm saying. We took that stuff out, moved that in our recommendations on the quarter center GRT, and are recommending then that money that's freed up by doing that be used to purchase the ladder truck for Pojoaque fire station.

COMMISSIONER ANAYA: And Madam Chair, Ms. Miller, help me, in your mind as our Manager, frame how it is on countywide projects – like in this case it's a project the Commissioner wants and I'm assuming is in the plan associated with the Fire Department and we could just never get to the money, and I respect that as a priority, but how as a Manager are you framing those projects that are county projects as opposed to – because that's going to affect – that ladder truck is something that could be used in other districts beyond District 1, if there was a need for it, so it's more of a countywide project as well that helps other parts of the county. But frame for me how it is you made that assessment associated with moving those resources and recommending what you're recommending today.

MS. MILLER: Madam Chair, Commissioner Anaya, I'm not sure I understand your question. I think it's a County asset for sure, which I also think for using general fund is an appropriate thing because it is a County asset; it's a Fire Department asset. It is true that we don't fund a lot of things out of general funds for the Fire Department but it's not unprecedented that we have moved general funds to the Fire Department. So I am not saying it is a district. As I said, it's not even in the pieces of pie. It's been brought up since I've been



here numerous times as a priority and it was brought up so I'm providing back a recommendation of the only way that I know that it could get funded, because there is no other funding source, yet there is an alternative funding source for some of our County facilities, in particular correctional facilities because that's specifically stated in the state statute and in our ordinance on our quarter cent GRT. So that's why.

COMMISSIONER ANAYA: So, Madam Chair, the reason I'm asking these multiple questions, because I've had direct experience with the Fire Department and the County funds associated therein for fire departments. This would be a deviation from how fire departments are funded or historically have been funded by Santa Fe County. The reason I say that is theoretically, there could be other pieces of apparatus in other parts of the county that could be needed but for the same reason that a ladder truck was not purchased, they might not have been purchased. But the pattern that the County has used has been impact fees and fees associated directly with the Fire Department.

So that's why I'm asking the question for clarification. It's not to pick on Commissioner Mayfield. But this is a deviation from how typically apparatus in particular and fire departments have been funded.

MS. MILLER: And Madam Chair, Commissioner Anaya, that is true. However, the other issue was that there weren't as many capital projects in that district. This was the number one capital request of Commissioner Mayfield. So that was part of the reason, because as he noted, his percentage was significantly less and this was one of the highest priorities. So it wouldn't be my typical recommendation because most of them – and the next item that's on my list of things to talk about is referendums, because without that quarter cent fire excise tax it's true, we're having difficulty finding the funds for large pieces of equipment like this

Also, one of the questions was that area probably has – with the hotel, you have some big, multi-story facilities without a ladder truck, but we also can't take one of the other ones from, say, La Cienega or Eldorado because they were purchased with district funds. So we can't reallocate one that we have in another part of the county for that part of the county because they were purchased with district funds.

CHAIR STEFANICS: On that point, if we put the rural fire excise tax back out for a vote, could it fund this ladder truck?

MS. MILLER: Madam Chair, yes, it could.

CHAIR STEFANICS: Thank you. You still have the floor, Commissioner Anaya.

COMMISSIONER ANAYA: So, Madam Chair, like I said, I'm not picking on Commissioner Mayfield, but this is a deviation from how we've spent money. The thought never crossed my mind associated with fire because of the fees and funds we've purchased and the clarity that you've provided that is because of the lack of available capital in that district under fire funds we had to think creatively to figure out how to make it happen. Bottom line. It's a deviation from what we've done but it's a priority that the Commissioner has as a high priority. I respect that.

That being said, I have another question associated with my ability issues that I just – I'm going to say it on the record and I just want to get some feedback from staff associated

with it. I've had some conversations with Commissioner Mayfield on this very early on when we started, but I distinctly remember in that district that there was a lot of discussion and dialogue associated with the construction of the building. I was working here at the County when those discussions were going on, the Buffalo Thunder Casino. And I distinctly remember there being a lot of dialogue and frustration on the part of Santa Fe County at the time associated with what potentially could happen at that facility. Okay? And if you go back and you look at the record, that frustration was echoed in the Board of County Commission meetings, and it was also echoed in our own chiefs association and fire departments throughout the district.

And so my question is simple. It's this. We have an agreement. It's an agreement to utilize the fire station. We now proceed and respond to calls at the Pueblo of Pojoaque based on that agreement, but based on that construction that happened there I know that we expressed concerns about that size of facility being built and were not directly involved in the design aspects and the fire prevention aspects. And I guess I would ask the Chief to come forward. Because all I want to make sure that I put on the record is that I respect this is a priority of Commissioner Mayfield. I respect this is that you made adjustments to make it happen. It's a tool that could be utilized not only for Buffalo Thunder but it's a tool that could be utilized in the northern district. Specifically related to that building, wasn't the County told you don't have anything to do with the construction associated with concerns that the County raised, or am I just completely off my bonkers up here?

CHIEF SPERLING: Madam Chair, Commissioner Anaya, I wasn't here exactly at the time of construction. I arrived when construction was virtually completed. We have had an opportunity to send our prevention staff into that facility and have done pre-plan work and other things that we would do to a normal building within our jurisdiction. But it is a building, as you know within tribal jurisdiction and they pretty much call the shots.

COMMISSIONER ANAYA: Madam Chair, I just want to put on the record that we're buying the ladder truck. If we purchase the ladder truck and got creative on how to do it, but I want to make it clear that the County did raise concerns associated with fire and being able to have the ability to put the fire out in a structure like that. And it was put on the record at that time that they did it and that there was other things that were necessary. Commissioner Mayfield is trying to fix part of that in this issue, but I want it on the record that there was concerns raised and that we were not involved in the permitting or the construction aspects associated with the facility.

CHIEF SPERLING: If I may, Madam Chair, Commissioner Anaya. From my perspective a public safety need exists related to that building and others in the northern region, not just Buffalo Thunder, for a water truck. And the fact that we don't have one in that district and in that region in general is an important consideration for us, and I encourage the Commission to look at the reality of the situation that there are a number of residents as well as visitors to those facilities who depend on the services that we provide, regardless of how we came to this point in time. I feel like it's my responsibility that we're addressing those issues to the best of our ability and I think a ladder truck will help us to meet that end.

COMMISSIONER ANAYA: Thank you, Madam Chair, and I think it will serve the northern region as well. Thank you.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, I just want to add a couple things here and respecting Commissioner Anaya's comments and he and I definitely do agree on many issues and then there's some that we will agree to disagree on, but with that being said, Madam Chair, Commissioner Anaya, I stand to take full heat on this. I appreciate what Manager Miller did to try to get this accomplished. I did ask for a little bit of equity, but I do want to say this. I do appreciate all of our citizens throughout all of Santa Fe County. But Buffalo Thunder and that one area is not the only reason. Madam Chair, Chief Sperling, we have some high-rise schools out there. We have the Sombrillo Elementary School out in Santa Fe County. We also have the Pojoaque Elementary School. We have apartment complexes out there. We have rivers out there that have pretty significant older trees and a big concern on these last fires was the crowning of fire. I've heard of the field requirements, respectfully, I was at a meeting on Friday in Los Alamos they were talking about different types of fuels, just the ground fuels and also these crowning fuels.

Madam Chair, Chief Sperling, just help me out here. On that last fire that you all responded to, and I'm glad everybody was safe in the Sombrillo/Cuarteles area, where was the ladder truck called in from? Were they called in from Santa Fe? Were they called in from Española? Because I do know that Pojoaque or that region did not have a ladder truck, but they needed a ladder truck to help facilitate and fight those fires that were crowning along that river.

CHIEF SPERLING: Madam Chair, Commissioner Mayfield, on that particular fire I don't believe that a ladder truck was requested or deployed until the following day when they did notice a smoldering snag in a tall cottonwood tree and as I recall they used a bucket truck from the local electrical utility to access that particular point up the tree trunk. In general though, ladder trucks serve for structural firefighting purposes. They're not just for multi-story buildings but for any large occupancy where you have a significant fire load. A ladder truck is an important firefighting tool and of course for occupancies as well it's utilized for rescue purposes and is an essential tool for the fire service. The northern region has a number, as you mentioned of those type of facilities.

As I said earlier, I think it's critical that we address those needs, needs that are not going away and development continues in those areas with larger structures that we are required to serve.

COMMISSIONER MAYFIELD: And Madam Chair, thank you, Chief Sperling for that, and let me just, so I'm not jumping the gun on anything, if you believe there's not a need for a ladder truck, if we need more brush trucks, whatever type of apparatus, you, as our Chief of Santa Fe County feel we need, along with the input from our volunteer chiefs. I would hope that that input would be had from them. Let me know please. If I'm going in the wrong direction by asking for a ladder truck for that region, I will stand to defer to you on that. But I do believe from what I've heard from past Commissions, at least currently what I'm hearing, that there is definitely a need for that type of apparatus in that region.

CHIEF SPERLING: Thank you, Commissioner. I agree with you 100 percent and as needs arise I'll certainly keep you in the loop.

COMMISSIONER MAYFIELD: And thank you Madam Chair and Chief. And Madam Chair, respectfully, if this needs to go out for referendum with the fire then I'm all for that too. I just – I would like to try to somehow obtain this lead for that district. So that's just where I stand. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. So, Ms. Miller, this is not noticed for action. When did you expect us to approve the concept?

MS. MILLER: Madam Chair, this was discussed under the interim budget, so it would come back for approval at the end of the month. Because this was a recommend change to the interim budget that you approved at the end of May.

CHAIR STEFANICS: Okay. Commissioner Vigil.

COMMISSIONER VIGIL: Thank you, Madam Chair. I was just outside and there are some people waiting for their cases to be heard that would like us to give us a gauge of when they will be heard.

CHAIR STEFANICS: I will. Let me finish this topic, please. Ms. Miller, I think you should proceed with putting this on and we'll take a vote and see where it goes next time.

MS. MILLER: Okay.

CHAIR STEFANICS: In terms of the agenda, we are behind so I think what we should do right now is we'll take Matters of Public Concern, comments. We'll do XV. A, which is the proclamation. We then have to finish Matters from the Manager, then go into executive session, then do the ordinance and the land use. So I'm going to suggest to everyone who's here for everything under item XVI, Public Hearings, that we would not start that till 7:00. So if you are only here for items under XVI, which are the ordinances and the land use cases, I do not believe we would start those until after 7:00 pm. So you could go get a bite to eat, walk around the block, do whatever you need to do.

Okay, so Ms. Miller, let's hold off for a minute on the referendums. Let me take Matters of Public Concern. So, Commissioner Vigil, do you think I've addressed their needs outside?

COMMISSIONER VIGIL: I do believe that they heard that outside, that they'll probably be able to address their schedules.

CHAIR STEFANICS: Okay. Thank you.

#### **XIV. Matters of Public Concern – (Non-Action Items)**

CHAIR STEFANICS: Are there matters of public concern that are non-action items? If so would you please come forward? If you would introduce yourself by name and just make your statement.

SAGEMIAH DANDY: Thank you, Madam Chair. My name is Sagemiah Dandy. I'm a constituent of Commissioner Holian and I have some notes here I'd like to present. My name is Sagemiah Dandy. I reside at 1492 Upper Canyon Road. I'm here about your trails and your service dog issues. I submit that I am an expert on service dog issues as some of you know. I was very active with Senator Nancy Rodriguez in trying to get a

memorial passed in our legislature this year. We have an untenable situation both in Santa Fe County and in the city regarding the trails.

New Mexico Statutes 28.11.01 through .05 address the service dog issues. And for an unrestrained dog to come up to someone who has a service dog, whether it's in a place of business or on a trail, it is a violation of a high misdemeanor. And one of the most unique things about service dog issues is that the code of federal regulations says that when state, federal and local laws conflict or overlap, the law which is most accommodating to a person with a disability takes precedence. And I've become very frustrated with the County Manager's Office and also the County Attorney and the reason I do those notes is that I no longer feel comfortable going in either of those offices.

But I really expect this Commission to have a hearing or decide what we're going to do on the trails because you are developing trails. And if you don't enforce the law on someone who has a service dog law are you going to get sued. If you do enforce the law and the dog is not a service dog, are you going to get sued. Those are questions that are very easily answered by experts, but I submit to you that I'm an expert on the issue and would like, if you want to verify it with Senator Nancy Rodriguez you're welcome to. And certainly I'd like to meet with Commissioners so that we put in – I only learned about the ordinances and plans for the County that's going on. You need to have something in there about service dogs and who enforces the law. Because right now I had a meeting on April 5<sup>th</sup> with the City Manager, City Attorney's Office, Animal Control was there and they told me they weren't going to enforce service dog laws.

Now the County – I had a meeting with Audrey Velasquez and she was really concerned about updating the ordinance so that it fits and that was almost two years ago and nothing's going on. So I really hope that you all will be able to address it.

CHAIR STEFANICS: I really appreciate your coming and bringing this to our attention. Commissioner Holian, did you want to speak to this?

COMMISSIONER HOLIAN: Thank you, Madam Chair and Mr. Dandy. We really have been trying to put out a new animal control ordinance. I believe that we have drafted it and it's being reviewed in our Legal Department now. But I think that the problems regarding dogs coming up to service dogs will be dealt with by that because I think that people won't be able to have unrestrained dogs on trails.

MR. DANDY: That would be good. Who's going to enforce the law? That's what I ask now. Because if City animal control and County animal control – one of the most specific things that I've tried to address that I haven't with the Director of Public Safety, because it is a state statute that was passed in 2005 is who enforces the law. Because if the City tells me they're not going to enforce it and the County says they're not going to enforce it and the State Police are underfunded – for instance the Dale Ball Trail. They go on County property. They go on federal property. Whose responsibility is that? Is a trail a public highway? It is.

CHAIR STEFANICS: So, have you made your point?

MR. DANDY: Yes.

CHAIR STEFANICS: Okay. We will throw this into our hat for many topics that we're considering including the ordinance, and we really appreciate your coming tonight.

MR. DANDY: Thank you.

CHAIR STEFANICS: Thank you very much. Is there anybody else from the public who would like to let us know about a concern or have a comment? Okay.

**XV. Matters from the Commission**

**A. Proclamations**

**1. A Proclamation Declaring June 1-30 as Kitchen Angels Month**

COMMISSIONER HOLIAN: Thank you, Madam Chair. And first of all I want to say that I'm pleased to say that Commissioner Vigil would like to be a co-sponsor on this particular resolution because Kitchen Angels is in her district. I think that Kitchen Angels is a wonderful example of the community coming together to help people who really need help. We have recently in the County Commission been talking a lot about providing meals for seniors through our meals on wheels program, but it's important to note that Kitchen Angels provides meals to anybody who needs a meal if they are at home and unable to prepare their own meals.

So what I would like to do is to read the proclamation and then I would like to ask Tony McClarty who is the executive director to come forward to say a few words if that's okay. So this is a Santa Fe County proclamation declaring June 1<sup>st</sup> through June 30, 2012 as Kitchen Angels Month.

Whereas, Kitchen Angels is a Santa Fe based non-profit that provides nutritious meals to homebound individuals living with chronic or terminal illness and who reside in Santa Fe, New Mexico;

Whereas, Kitchen Angels' clients lack the resources to consistently provide meals for themselves as they are physically unable to shop and cook and have no family members or others to provide for their nutritional needs;

Whereas, since 1992 Kitchen Angels has prepared and delivered free meals to homebound individuals Monday through Friday every week including holidays with the primary goal to ensure that people living in the greater Santa Fe area receive consistent nutrition;

Whereas, Kitchen Angels provides a safety net for individuals as well as the community;

Whereas, since its founding, Kitchen Angels has delivered nearly 700,000 meals to more than 3,500 homebound individuals;

Whereas, Kitchen Angels is the only agency in northern New Mexico that provides these services to individuals under age 60;

Whereas, Kitchen Angels relies on the support of nearly 300 volunteers who donate 24,000 hours of service annually;

Whereas, Kitchen Angels has consistently been identified in local surveys as one of the top three non-for-profit agencies in all of Santa Fe;

Whereas, 97 percent of Kitchen Angels' clients live at or below federal poverty guidelines, would otherwise go without consistent nutrition, and would be unable to remain in the comfort and safety of their own homes were it not for Kitchen Angels services;

Whereas, Kitchen Angels is dedicated to improving clients' quality of life by ensuring that fragile, homebound individuals have a daily opportunity to interact with a caring individual, providing nutritional consultation to clients with extreme dietary requirements, and collaborating with other agencies to end hunger in New Mexico;

Whereas, 97 percent of Kitchen Angels' clients report that they are able to avoid placement in a nursing home, and 84 percent are able to afford their medications since their food needs are provided for;

Now, therefore, be it resolved by the Board of Santa Fe County Commissioners that Kitchen Angels be acknowledged for its outstanding contributions to the citizens of Santa Fe County and the improvement in the quality of life for those who live in Santa Fe County, and that it be congratulated on serving the Santa Fe community for 20 years. Furthermore, be it resolved by the Board of Santa Fe County Commissioners that June 1 through June 30, 2012 be declared Kitchen Angels Month.

CHAIR STEFANICS: Since this is a proclamation, is that a motion?

COMMISSIONER HOLIAN: I move for approval.

COMMISSIONER VIGIL: Second.

CHAIR STEFANICS: Thank you very much. I've had direct experience with Kitchen Angels for some clients that are further south in Madrid and Cerrillos so I know that they are trying to extend to people all over the county and I appreciate the endeavors for specialized diets as well as the outreach to other areas. Commissioners, I think we'll take other comments but we're going to be presenting you the proclamation, and do we have somebody who's going to be taking a photo? Commissioner Holian?

COMMISSIONER HOLIAN: Penny, do you know where the camera is?

CHAIR STEFANICS: We need to take a photo with the proclamation and anybody who'd like to be in it. So I just wanted to prepare you. Commissioner Mayfield, did you have a comment?

COMMISSIONER HOLIAN: Madam Chair, I'd also like for Tony to come up.

CHAIR STEFANICS: Yes, but let's take comments from the Commission first please.

COMMISSIONER MAYFIELD: Madam Chair, thank you and to all of you, thank you for the work you do for our community. I believe it's phenomenal. I had a coworker, James Brack who I believe is part of your organization. He's back there. Hey, Jim. I didn't see you back there. And also I just want to give a little shout to my son. I hope your guys' storeroom is still painted. I believe it was green and he volunteered on a weekend along with myself and we helped paint you storeroom a couple years back. But thank you for the work you do for our community.

CHAIR STEFANICS: Thank you. And let's give them a round of applause and Tony, come on up as we're doing that. Tony, this is your opportunity to say a few words.

TONY MCCLARTY: Okay, after that, very few words. Madam Chair, Commissioner Holian, members of the Board of Santa Fe County Commission, on behalf of Kitchen Angels board, volunteers and staff, and most importantly our clients, thank you for this acknowledgement of Kitchen Angels and our work over the past 20 years. This is more than an acknowledgement of Kitchen Angels. It's an acknowledgement of the importance of

allowing people who are struggling to make their lives whole live with dignity in the comfort and safety of their own homes. It's an acknowledgement of the role that more 1,000 volunteers have played in helping our friends and neighbors remain in good health. It is an acknowledgement of the importance nutrition plays in keeping our community healthy by keeping individuals healthy. And it is an acknowledgement of the value that you as elected leaders and public policy makers place on keeping people out of institutions, out of the hospital and off of the streets.

Kitchen Angels makes sure support and care is there for people who don't have friends or family around and who don't have the resources to afford the most basic necessities of life. So again, on behalf of those whose voices often become drowned out by the business of our lives, thank you for acknowledging Kitchen Angels and the work we have done over the past two decades.

CHAIR STEFANICS: Thank you very much, and why doesn't your board come forward too.

MR. MCCLARTY: Could I introduce my board of directors?

CHAIR STEFANICS: Yes.

MR. MCCLARTY: Our president is Stephanie Gonzales. Also with us is Patsy Hutchison, a member of our advisory council, Carmen McCumby, our treasurer, Jim Brack, and the volunteer and grant writer, Bob Hoetz. I hope I got everybody.

CHAIR STEFANICS: Great.

[Photographs were taken.]

CHAIR STEFANICS: Thank you for coming.

## **XII. C. Referendums**

MS. MILLER: Madam Chair, as I mentioned early, we've talked about the general obligation bonds and that we're recommending three general obligation bond questions for the November ballot. Over the course of the last year, year and a half there's been discussion about other potential referendums. At our study session we talked about the quarter cent fire excise tax, and then also at our Indigent Board meetings we've talked about the hospital mill levy which would go to cover sole community provider funds. I just wanted to bring those up. Is there anything that the Commission would like us to bring forward to you over the next few meetings relative to putting those on the ballot, either one of those or both of those, along with the general obligation bond questions on the ballot in November? Because we never really came back with whether that was something we definitely wanted to do or not. If you want more information I can bring that at the next meeting and we can have discussion on any of those items over the next couple of months.

CHAIR STEFANICS: Okay, so Commissioners, we're polling to see if you want to add the fire excise tax or the hospital mill levy into any questions for the ballot. And this is not an action item; it's just opinions so that the Manager would know whether to prepare it or not.



COMMISSIONER MAYFIELD: Madam Chair, I'm sorry. I was having a sidebar. So Madam Chair, Manager Miller, quarter cent for fire excise, and then the hospital mill, and the third one was?

MS. MILLER: Madam Chair, the only other ones, Commissioner Mayfield, were the GO bond questions that we've been talking about. And then there is a hospital GRT but we can't – I think that's only if it's a County-owned hospital, so we can't got out for that one. So the three that I just mentioned are the three that we're actually eligible to take to the voters, and that's the quarter cent fire excise tax, which we used to have. It's the hospital mill levy, which would go on property tax, which we have never done, and then GO bonds which we discussed earlier.

COMMISSIONER MAYFIELD: Madam Chair, may I ask a further question.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: And I see Mr. Martinez in our audience. As far as the RECC, are we planning on doing anything with that this cycle? I kind of think the way it was set up some of that money goes in different areas?

MS. MILLER: Madam Chair, Commissioner Mayfield, the RECC is funded out of the quarter cent – it's an existing tax and it's a quarter cent fire and emergency services tax, and that covers fire operations and RECC. And we do pay for 100 percent of the RECC costs relative to the City of Santa Fe and the County of Santa Fe. That is one of the items we have on our discussion for the joint City-County meeting.

COMMISSIONER MAYFIELD: Madam Chair, thank you. Madam Chair, Manager Miller, contrary to what I may have said earlier or what people believe I said earlier, I definitely am going to support some of these bond packages, maybe not all of them, but with that being said, are we going to lump them all together or are we going to have them stand individually alone for the voters to make those individual choices. I know you haven't been saying that; it's just what I've seen in Bernalillo and maybe Santa Fe. Some of those do fail just because they're lumped all together where certain voters may say yea to something and nay to something else.

MS. MILLER: Madam Chair, Commissioner Mayfield, the way we have them broken down on separate spreadsheets where we've said water, roads and open space, those are three separate questions, and we have to break them down by a type of projects. We're not allowed – like we couldn't lump all three of those together. They have to be – you can do a public safety one or you can do a road question or you can do a water and wastewater question, or open space, but you can't lump all those together. So they have to be like purposes and the question – so what we've presented to you that we are recommending three separate GO bond questions right now, as it says in your packets, it was about – approximately \$20 million for roads and then \$7 million or \$8 million for open space and water.

COMMISSIONER MAYFIELD: Madam Chair, thank you, Manager Miller, and just my last point and I've kind of said this since I came into this Commission, and I'll arguably continue to say this until I leave, but are you proposing to put sunset on these? Because I'm not just one to keep something on the books indefinitely, and I would support something that definitely had a sunset provision. I take that back. I don't know if I would

support it but if I am going to support something I would need to have at least a sunset provision in it.

MS. MILLER: Madam Chair, Commissioner Mayfield, that would be your choice. As it stands right now the law used to be, used to be on the quarter cent excise tax. It did sunset every five years, I think it was, or something like that. The law has been changed. It does not require you to put a sunset on it, or does not require a sunset, so you would have that, but you could have that option. And then probably you could also do a similar thing on the mill levy. I believe it's however you want to word the question.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR STEFANICS: So the question is is there any interest for the Manager to prepare the fire excise tax or the hospital mill levy language for our consideration?

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I know I've provided some written comments to the study session. Did the Commission take action or make a decision on the bonds? Because I recall –

CHAIR STEFANICS: No. That's set for July 8<sup>th</sup> or later.

COMMISSIONER ANAYA: Okay. So my comment would be this. Throughout the entire course of the year we've talked about – or I've talked about and I think other Commissioners have had some discussion about trying to prioritize the main things we want to accomplish, and I've said over and over again that I think that we've invested a lot of money over the years in open space so I have some concerns on open space. I think we've invested numerous amounts of money and in fact, we don't even have the resources that we need for maintaining a lot of the open space acquired. So did the Commission have a conversation about that one in particular? Or is this something that's a new recommendation? Because I don't recall having a discussion. I know we talked about water and I think Commissioner Holian said at the last meeting well, we're always going to have needs for water and maybe there was some disagreement between Commissioners amongst water. But I don't recall us talking about open space. I know I've said we've bought all kinds of open space that's been great, much of it in District 3 that's great, but we don't have the resources even to maintain what we have.

CHAIR STEFANICS: Ms. Miller, do you want to respond?

MS. MILLER: Madam Chair, Commissioner Anaya, yes, actually our recommendation is based upon conversations and discussions with the whole Board. So from our last meeting there was comments and we heard clearly that a couple of you wanted more funding in roads. So we went from about \$11 million in roads to \$20 million in the current recommendation. And we reduced water and open space by that. Additionally, we had Commissioners who said water is still a high priority so we kept that as a bond option. And then the third was open space that everything that we're recommending was a continuation or completion to finish out something that we had already started. So it's actually going in and improving those acquisitions that we already have.

So if you look on the – I think it's – let me look at the slides. For the one for open space there's only \$6 million recommended and it's the finishing up our Santa Fe River Greenway, which is finishing that whole –

CHAIR STEFANICS: It's page 4 in our capital book this month.

MS. MILLER: Yes. So it's those – 1,2,3,4,5, it includes the remediation on the open space property that's in your district. It includes Thornton Ranch as well, improving that one, and Bennie Chavez Park renovation. So it's all existing properties that we own or are acquiring.

COMMISSIONER ANAYA: Madam Chair, so this is the first time this package came to the Commission? This piece? This one section?

MS. MILLER: Madam Chair, Commissioner Anaya, no. Last Commission meeting we presented these same three areas in the GO bond questions. We just tweaked the three. These have always been, since we've been presenting to you recommendations for GO bonds which started at the end of May, I think. We have recommended these three areas. The road projects, open space and water. What we did from that day was adjust the recommendations. We had them the last time about even, across the three questions, and we adjusted those based on comments last meeting from all of you. We increased roads from what was around \$11 or \$12 million to almost \$20 million, and we decreased water projects from what was I think around \$12 to \$9 million and we decreased open space that was up around I think \$8 or \$9 million down to \$6 million.

COMMISSIONER ANAYA: Madam Chair, Ms. Miller, about, I don't know, three cycles ago. I don't remember the exact year, the County had tried a bond for helping – we actually designed the plans and did the drawings and everything associated with redoing the County Extension facility. We redesigned the entire project. Do you have – did you guys have discussion about that project as being a bond project to get on the list, given that that facility was built in 1954, I think?

MS. MILLER: Madam Chair, Commissioner Anaya, I don't think so, because it failed rather heavily of all the bond questions. It was the only one that didn't pass. Typically, as I said previously, on GO bonds there are certain things that tend to get voter support and things that don't and usually County facilities don't. So that's why we didn't recommend that going back, and we didn't have much of a request for that and that's the only reason. We're willing to entertain that as an option as well but we would – our capacity is limited to \$35 million. So we'll have to adjust it among that funding if you want to do that.

COMMISSIONER ANAYA: Madam Chair, Commissioners and Katherine, I would like to take out the design and the resources that we've already put forward on that project. Master gardeners, multiple 4-H programs, multiple prevention programs that are run out of New Mexico State University are run through that particular facility. It's way outgrown its use and I believe that when that particular bond went to the voters it was presented in such a way that it was a County facility, almost doing County administrative type functions which that couldn't be further from the truth. That facility houses the kitchen and, like I said, master gardeners and many other community groups at every age level access and use that facility and it's a linkage between the state, New Mexico State University and counties.

So in our discussion that we're going to have on the bonding if we could present – because I don't even know how much some of the sitting Commissioners – I know Commissioner Vigil was here when that came forward, but I don't know that the other sitting Commissioners have even seen the work or some of the planning and drawings and everything that were done preparing for that. Also that that was the Phase 1 aspect of the master plan that the County spent quite a bit of resources on developing for that particular site or redoing, I should say, the master plan.

CHAIR STEFANICS: On this point, Commissioner, do you remember how much was stated?

COMMISSIONER ANAYA: Madam Chair, I want to say \$3 to \$4 million, I want to say was the –

MS. MILLER: Madam Chair, Commissioner Anaya, the question was \$1.5 million, so if that was Phase 1 that might have been at that particular time.

COMMISSIONER ANAYA: Maybe two million tops.

CHAIR STEFANICS: Well, I wanted to offer a suggestion. If you look at the GRT under the County facilities, there are Commission priorities and emergencies for \$2 million. We could actually identify an amount of that \$2 million for the County building. It is a County facility.

COMMISSIONER ANAYA: Madam Chair, I would – here's what I would say as just a thought. I appreciate your pointing that out but I actually feel that if we give the voters the background associated with what goes on there, the types of entities that actually are using that facility and the people, that we'd probably be successful in getting it passed, and it's a small number, but the benefit of that facility and what they do I think is enormous. So I think it's something that the County invested a lot of resources in and – you talk about shovel-ready, the planning's done. The drawings are done.

CHAIR STEFANICS: Are you on that point, Commissioner Vigil, or something else?

COMMISSIONER VIGIL: I defer to Commissioner Holian.

CHAIR STEFANICS: Okay, on this point?

COMMISSIONER HOLIAN: Yes, on this point. So if we did this, would we have to cut something else out and what would that be? If we did a bond for that.

COMMISSIONER ANAYA: That goes to the beginning question that I had. We haven't decided on anything. So nothing's – the assumption – that was the question I asked at the beginning of this discussion and they way you just framed it was that we've already made a decision and we haven't made one yet.

COMMISSIONER HOLIAN: In this list, what would you take out?

COMMISSIONER ANAYA: Well, we haven't approved anything.

CHAIR STEFANICS: I want to respond to his question. When staff has made presentations to us, one formally before this with another book, and one in process. They were meeting with all of us to get our priorities so that we could actually prioritize them and then they ranked it with what the citizens wanted from their survey responses. They also looked at shovel-ready. Then, from the comments last time – Commissioner Mayfield talked

about this at great length today as well, we tried to even out the amount per district. So I think that many of our district projects got in here based upon prioritizing them, then the staff trying to say, we're going to deal you all an even hand. So there's been an informal prioritization but not any formal vote.

COMMISSIONER ANAYA: And respecting that, Madam Chair, not at the last meeting on the budget discussion, because I wasn't there, but as a sitting Commissioner I've absolutely brought up that this is a project, Phase 1, that I've been supportive of and would look at, and it's not in Commission District 3. It's a countywide project of services that's provided in combination with good teamwork and effort with New Mexico State that serves every district. And so I respect the discussions that have been had and I would just like to, for the benefit of all the Commissioners, to see the work we've done and have it as part of the dialogue for discussion at the next meeting.

CHAIR STEFANICS: Commissioner Holian, did you finish on this point?

COMMISSIONER HOLIAN: Okay. So, Commissioner Anaya – is it on this point, Commissioner Vigil?

COMMISSIONER VIGIL: Yes. I actually think next meeting or a study session is probably – we're probably going to be scheduling a little bit more on sustainable code; we might want to include this. Where this discussion is going lends itself to even further discussion, because the points I would make, I think there needs to be a lot of informational exchange for. I think the question is narrow enough to whether or not we're going to be able to give the County Manager direction with regard to going to referendum, to the voters, on two subjects, the fire excise tax or if we're going to look at supporting our hospital. To try to incorporate other projects to that, I don't believe we're at a place where we can even have that discussion.

So there are projects in my district that serve the County countywide – the Santa Fe River Restoration, I'm including that in my district. There's a lot of discussion that could be had and the direction could go many ways. So I think for now, unless the County Manager is compelled to hear from us with regard to preparing a referendum and you might be, because there are timelines for these. So give us a sense of direction of what the timeline is and if we know that, if we need to decide, I think we need to give you direction specifically on what you asked – fire excise tax or hospital.

MS. MILLER: Madam Chair, Commissioners, the reason that I was bringing it up now is because we do need to make referendums on whether it's GO bonds or any, we need to really start putting those resolutions and ordinances together because it has to be done several months in advance of the general election. So that's why I was saying, on GO bonds, we need to decide by July, because then we'd bring all this back for approval in August-September timeframe. That would be the same on these.

CHAIR STEFANICS: Ms. Miller, there has been nobody who's spoken for the fire excise tax or the property mill levy. I think that's a sign. That's a message.

MS. MILLER: That's fine.

CHAIR STEFANICS: I do think Commissioner Anaya has put up something that maybe the staff has to talk individually with him about, in terms of GRT or bond, and I think the process, in terms of his projects and ideas need to be revisited. Commissioner Vigil.

COMMISSIONER VIGIL: I actually have heard requests for the fire excise tax.

CHAIR STEFANICS: Oh, you have?

COMMISSIONER VIGIL: Yes, I have. And I actually have heard it on several occasions and maybe because I have been here longer it's sort of been more alive for me. I'm not sure. So I think the fire excise tax was not abandoned after the last referendum. I think the conditions under which it did not pass were different than now. So I think all we're doing, Madam Chair, is responding to your question, taking a poll, as to whether or not we would ask the County Manager to move towards the direction of identifying referendums for fire excise tax or for the hospital, and beyond that, we really need to look at the budget a little more in depth. But this discussion is going beyond the scope of the request.

CHAIR STEFANICS: So, Commissioner Vigil, you're asking the Manager to go ahead and prepare the language for us to vote on.

COMMISSIONER VIGIL: No. I'm saying that what we need to do is as you asked, let's go ahead and poll each Commissioner as to whether they want to go forward towards looking for a referendum language with fire excise or the hospital. And I think those were the only two.

CHAIR STEFANICS: That's what she's asking for right now. So you're interested?

COMMISSIONER VIGIL: I'm interested to find out if we're going to do the poll. Are we?

CHAIR STEFANICS: No, she's asking – we're doing the polling right now.

COMMISSIONER VIGIL: Okay. Does anybody have any interest in the Manager preparing the language for us to vote on in July for preparations to put on the ballot in November? Because that's how many months out is needed.

COMMISSIONER VIGIL: Exactly.

CHAIR STEFANICS: Yes, Commissioner Mayfield.

COMMISSIONER MAYFIELD: Respectfully, Madam Chair, I think Commissioner Anaya has the floor but I have a couple more questions before we even go to the poll.

CHAIR STEFANICS: Okay. The issues under referendums that the Manager asked us to address was those two items. We still have more meetings on the bond issue and the GRTs. Am I correct, Ms. Miller, that you asked for input on those two new items?

MS. MILLER: Madam Chair, what I am asking for when I said this, we have already talked about those and we will definitely continue conversations on the GO bonds. But if you want any additional conversation I need to know now because I've got to start preparing information for you if you want me to bring anything, a presentation, anything back on the fire excise tax or anything back on the hospital tax. That's all I wanted to know, was whether you want to add those to the discussion as we move forward in the next three, four meetings.

CHAIR STEFANICS: So, Commissioner Anaya still had the floor.

COMMISSIONER ANAYA: Madam Chair, I would like to prepare the discussion on the fire tax but I would like to have the volunteer fire chiefs as well as staff, the Fire Department, provide a presentation publicly on that item myself. So I mean staff, I mean the chiefs, and other volunteers and districts that may want to participate. I don't support at this time putting a referendum for a mill on the healthcare.

CHAIR STEFANICS: Thank you very much. That's very clear. I would support you on the fire tax and against the mill levy as well. Commissioner Vigil.

COMMISSIONER VIGIL: I'm happy to say that I think all we're asking is for further information. I'm happy to gain information on both of those subjects. We're not preparing the referendum; you're preparing the information that we will have in order to make a decision as to whether or not the language should be prepared for a referendum. I think it's important to know about both of those subject matters. So I would request information on both.

CHAIR STEFANICS: Thank you. Commissioner Holian. It's a poll.

COMMISSIONER HOLIAN: Okay. I guess my highest priority is the GO bonds and I'm willing to sort of go along with what the other Commissioners feel about the other two. I don't have a strong feeling on them.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, thanks. I'm going to ask a couple questions if I can. As far as Commissioner Anaya's comments of asking definitely our Santa Fe County Chief, but the volunteer chiefs. I have been attending some of their volunteer meetings. I would really like to hear from them as far as – at least I believe what I've been hearing in some of their meetings, I'd like to hear from them publicly what they believe their needs are before we move forward on that quarter cent fire excise tax.

Second, just for my clarification, and maybe this would be part of the presentation, Manager Miller, that you bring to us. Excuse me, Madam Chair, Manager Miller. But as far as the hospital mill levy, you're going to bring this presentation to us if we're going to go forward, but does that have anything to do – would that then replace the sole community provider funding that we give if this is passed? Are they in line anywhere?

MS. MILLER: Madam Chair, Commissioner Mayfield, it could, because it would raise about \$6, \$6.5 million, and currently our sole community provider funding runs around \$2.1 million I think.

COMMISSIONER MAYFIELD: Okay. Madam Chair, Manager Miller, let me just ask this clarifying question. Let's say it does get support from this Commission, it gets put on the ballot, and for whatever reason it gets defeated on the ballot, does that then also have an impact of what we're going to do for sole community provider funding? Could that say, well, that's kind of how the people have spoke so we're not going to arguably put as many dollars into sole community provider funding?

MS. MILLER: Madam Chair, Commissioner Mayfield, I think currently what we're trying to do is match the amount of money that we fund on sole community provider to actual claims.

COMMISSIONER MAYFIELD: Right.

MS. MILLER: So that's kind of how we have been approaching the budget the last two years, so that funding would still be there. Clearly we run short in some areas at the end of the fiscal year and carry those into the following year. But right now we're fairly on target on all of our – if you take in total our sole community amount and our other indigent claims, we're doing pretty well, budget-wise. So I would say what we would then recommend is staying kind of status quo.

COMMISSIONER MAYFIELD: Okay. So with that being said, Madam Chair, I don't have a problem having a further discussion. Madam Chair, respectfully, like Commissioner Holian, I definitely want to look what we're doing on the GOB bond side. I still have some questions as far as the equity and I won't go there anymore, because I went far enough. But I'd like to talk to you about that. I'm just going to put in my two cents and how I gauge it. If there are potential bond issues and referendums out there I kind of think the more the worst-case scenario, that's my two cents.

MS. MILLER: Madam Chair, Commissioner Mayfield, yes. The more you put on there the more chances are something will fail and possibly not your highest priority. It might be your lowest priority that fails. And all of them might fail. Voters tend to be anti-tax as well. But I did want to just make sure that I brought this up to you because I wanted some direction as to whether you want to even entertain anything else or not.

CHAIR STEFANICS: Okay. Ms. Miller, would you please give us some timelines in relation to votes on – when we would need to vote on anything in order for it to be on the November ballot?

MS. MILLER: Madam Chair, Commissioners, I think anything that you want on the ballot – to be safe we should do it by the end of this July. You could probably still squeak something in if it were mid-August, but any later than that I think you're getting too late. Because you have ordinances and they need to come into effect. So you start to run out of clock time. So I would say absolutely no later than the first meeting in August.

CHAIR STEFANICS: Okay so Commissioners, the end of July, first meeting in August would be the last time to vote on getting something on the November ballot for us. Okay? Anything else on this topic. Yes, Commissioner Mayfield.

COMMISSIONER MAYFIELD: I think it was mentioned by Commissioner Vigil. A study session, I support that too. If you guys want to do that I support that. Before we have to get this done, a study session on this.

CHAIR STEFANICS: So Commissioner Mayfield is recommending a study session on capital. Are other Commissioners interested? Would attend?

COMMISSIONER VIGIL: My recommendation, Madam Chair, went to discussing the referendums and I associated it with one of our study sessions with the sustainable code, that we might be able to fit it in as an agenda item. I don't know that a full – I guess it just depends on how much time would be allocated.

CHAIR STEFANICS: Okay. Thank you. Ms. Miller, I'll talk with you later, but perhaps we could do it one of the mornings of the afternoon meeting. We'll talk about that. You have a couple more items here.



## **XII. D. Possible PERA Changes**

MS. MILLER: Madam Chair, just a real quick update. PERA had a meeting open to employees where they talked about very preliminary discussions about changes to PERA. I just wanted to make you aware of it because some of it would have an impact – well, many of them would have an impact on our employees and some would have an impact on us if they were to go through, so I want to just give you a little heads-up of what they were. One of them was to make the retirement funds more solvent with increasing the employee and the employer contribution by one percent each. That would have a fairly significant budget impact on the County and would also affect County employees' take-home pay.

And then the other was also that you get three percent for each year you work, you get credit. So the 75 percent is three percent per year or 75 percent at 25 years. They're looking at reducing that to 2.5 percent per year of service. I just kind of wanted to give you a heads-up. These are very preliminary discussions but I wanted to let you know if that happens so if anybody is interested in following that we will keep you updated as best we can. But I think both of those would require legislative changes. I just think these are things that they have gone to, that their board has discussed and has now been putting out there to public employees.

CHAIR STEFANICS: Thank you. Are there any questions or comments on this item?

COMMISSIONER MAYFIELD: Yes. Madam Chair, Manager Miller, are they asking – is PERA or any other group asking for say, the Association of Counties or individual county commissions, I guess things that are meant to support these proposals? Not support them? To take individual positions?

MS. MILLER: Madam Chair, Commissioner Mayfield, I don't think they've gotten that for yet. I think they were just kind of putting out some of their recommended changes. And these are ones that affect existing employees. They're also looking at extending out the length of time it takes to actually be able to retire. So they have a lot of recommended changes and I think they are just now in the discussions, trying to get feedback. But they have not asked for specific support yet.

COMMISSIONER MAYFIELD: Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Anything else on this item? Okay

## **XII. E. Emergency Notification System**

MS. MILLER: Madam Chair, I just wanted Ken to give you an update on what we've done and be able to remind the public of how they can access the emergency notification system.

CHAIR STEFANICS: Welcome, Mr. Martinez.

KEN MARTINEZ (RECC Director): Thank you. Thank you, Madam Chair, members of the Commission. I just wanted to give you an update. In the early summer and

the spring we talked about – as the fires were starting to happen we talked about the emergency notification system and when it would actually be able to go live for the public to subscribe and give us their information so that they may be contacted by cell phone, text, email, some of these other technologies. And that – I'm happy to say that the RECC has been able to implement that and it has gone live. So I've got the information to get out there through this meeting to the public to get in and sign up through our self-registration portal.

We've also done the radio show, KSWV. We did the public access television show. Kristine Mihelcic has been real helpful in helping me get the word out. We'll be doing the show. We did record it and it will be coming out on Comcast Channel 28 and Channel 16 about three times a week. It will also be available in a week or two on the website.

The website address to go to sign up for this service is [santafe911.onthealert.com](http://santafe911.onthealert.com), and when you type that into your web address bar it should take you directly to the self-registration portal.

CHAIR STEFANICS: Wait a minute. Simply, couldn't this be attached as a link to our sunshine portal? It is?

MR. MARTINEZ: It is.

CHAIR STEFANICS: Okay. So go ahead and repeat it, but just so the public knows, they can go to the sunshine portal and find the link.

MR. MARTINEZ: It is on the County website under Hot Topics and also under News and Announcements. It is also on the Santa Fe RECC website, there's a link that you can click on that will take you automatically to the self-registration portal. And once you do that you can put the information in and it will be added to our database so that they can be notified.

CHAIR STEFANICS: Okay. So I think the simplest thing right now is repeating, unless people want it repeated – we're happy to do that – is to go to the Santa Fe County website to Hot Topics –

MR. MARTINEZ: Also under News and Announcements.

CHAIR STEFANICS: News and Announcements, or chose the RECC website. And can they get to this, Kristine, through the sunshine portal:

KRISTINE MIHELIC (Public Information Officer): Madam Chair, Commissioners, it can be placed on the sunshine section as well, but right now the Hot Topics link is the most visible place on our website. It's right when you log onto the home page. It takes you directly to this information. So I can link it through there, but the Hot Topics is definitely the most visible. The sunshine section generally has more financial, employee, contracts, type information. So we put it under Hot Topics just so that as soon as you log onto the page it's right there.

CHAIR STEFANICS: Thank you. So, Mr. Martinez, how many people have signed up so far?

MR. MARTINEZ: I'm in the process of looking at how many people have signed up. I can tell you that through the website linked to our page, and also we put an email address on that page, I've gotten a lot of feedback from the public on if it's working, if it's not working, and a lot of people are signing up to get it. I don't have the total number who have already done it, but I am looking to the vendor to get me that number so that I can compile a report and see how many we have that have signed up on their own.

CHAIR STEFANICS: So Ms. Miller, could we have a number at the next meeting, in case we need to do some talking up about it out in our community? Commissioners, comments? Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Mr. Martinez, thank you. So this is like a Nixle in a way?

MR. MARTINEZ: It is. What we've done, the Center has had an emergency notification system in the past for several years, but that was only again, on landline telephone numbers. The new upgrade that we've implemented will allow us to get messages out by these email, text and mobile phones as well. So it does what Nixle does. The difference is what we're wanting to use this for is that we're not going to put out administrative messages, road closures, neighborhood meetings. Anything that's administrative in nature. This is solely to be used in the event of an emergency where we have to get word out to the public to take action, such as an evacuation, a gas leak. We used it when we were chasing burglary suspects that were barricaded inside a neighborhood, the double murder suspect that we had barricaded in the neighborhood. Things of that nature.

So we don't want to barrage the public with constant use. We just want it to be when it's absolutely necessary to get the word out.

COMMISSIONER MAYFIELD: Thank you. And Madam Chair, Mr. Martinez, this also goes to land lines, cell lines – I guess whatever means of communication – email.

MR. MARTINEZ: That's correct. Currently we can still use, without any self-registration we use the landline telephone numbers. And with the push away from landlines, more people are using cell, different types of technology, when they log onto the self-registration program and provide that contact information and associated with an address, it can be contacted by mobile phone, text and email as well. And once you register you get an email confirmation saying you've been added to the database. So I would recommend and suggest that you email and get on and enter your information so that you're in the database.

COMMISSIONER MAYFIELD: And just for an expansion and maybe you and Ms. Mihelcic are coming down the road with it; maybe you're already doing it. Outreach and communication towards our senior community – I know we do our meals on wheels and just how they get that out. They may not be in touch with some of the technological advances out there. Maybe that's something that our meals on wheels coordinator folks can do with the homebound folks.

And then also, is there a way that you all register people that say, look, I'm just stuck in my home. I have – if you're telling me to get out, I have no transportation to get out. I have arguably nobody to take me out unless you come for me. Is that something they could also register for?

MR. MARTINEZ: It is a possibility. We're trying to utilize as many avenues as we can to get the word out. We're doing again, like I mentioned the radio shows, the television shows. We're doing full-page ads in the *New Mexican*. We're targeting the *Journal*. Even the *Edgewood Independent*. And there is, like I mentioned, on the registration page a link to an email address straight to the 911 center, so if any of the public have questions, comments, concerns, or just help in getting enrolled, we'd be more than happy to help them do that.

COMMISSIONER MAYFIELD: Great. And Madam Chair, Mr. Martinez, if somebody doesn't have a computer at home could they call into a number and have you guys register for them? Or you can't do that?

MR. MARTINEZ: They could call into the center and ask for assistance and they could be transferred either to myself or to our IT person. They could call the non-emergency number, 428-3710, and ask for assistance in doing that. We would either be able to help them on the spot or we'd definitely get a call back to them to assist them in doing that.

COMMISSIONER MAYFIELD: And Madam Chair, Mr. Martinez, would you put that number along with the registration, if you're having problems, call this number for help.

MR. MARTINEZ: On whatever we put out? Yes. We can do that.

COMMISSIONER MAYFIELD: And then just a second suggestion is maybe the senior centers, go out there and help – if we take some broadband out there, a laptop and have the seniors all get registered.

MR. MARTINEZ: We'll do that.

CHAIR STEFANICS: Thank you. Anything else on this?

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I think it's a service to the public and will help them get to wherever they need to. I understand a situation that's difficult, dangerous, and put them in the right place and direction and give them information. Thanks to you and Ms. Mihelcic for your work, and the other staff as well. Thank you, Commissioners.

CHAIR STEFANICS: Thank you very much.

### **XIII. Matters from the County Attorney**

#### **A. Executive Session**

##### **1. Discussion of Pending or Threatened Litigation**

##### **2. Limited Personnel Issues**

##### **4. Discussions Preliminary to Collective Bargaining Negotiations**

CHAIR STEFANICS: Mr. Ross, we are now at that point. How much time do we need for an executive session and what will we be discussing?

MR. ROSS: Madam Chair, I think we could probably do it as quickly as you can. Maybe a half an hour or so. But we do need to discuss three topics: pending or threatened litigation, limited personnel issues and discussions preliminary to collective bargaining negotiations.

COMMISSIONER VIGIL: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER VIGIL: I move that we go into executive session for the purposes delineated by our County Attorney.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: Thank you.

**The motion to go into executive session pursuant to NMSA Section 10-15-1-H (2, 5 and 7) to discuss the matters delineated above passed upon unanimous roll call vote with Commissioners Anaya, Holian, Stefanics, Vigil and Mayfield all voting in the affirmative.**

CHAIR STEFANICS: Thank you very much. We are going to try our best to be back about 7:20 to 7:30. And then we will hear all our land use cases. Thank you very much. We are now in recess for about 30 to 40 minutes.

[The Commission met in closed session from 6:49 to 7:42.]

CHAIR STEFANICS: Could I have a motion, please?

COMMISSIONER ANAYA: Madam Chair, I move that we come out of executive session and the only items that were discussed were those listed on the agenda – limited personnel matters and pending or threatened litigation.

CHAIR STEFANICS: And collective bargaining.

COMMISSIONER ANAYA: And collective bargaining.

CHAIR STEFANICS: Thank you. Is there a second?

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: And those present were the County Attorney, the Deputy County Attorney, the County Manager, the Deputy County Manager and the five Commissioners.

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

CHAIR STEFANICS: We will come back to Commissioner issues and comments.

**XVI. Public Hearings**

**A. Ordinances**

**1. Ordinance No. 2012-8, an Emergency Ordinance Declaring Hazardous Fire Conditions and Imposing Restrictions on Fires, Smoking and Other Ignition Sources (Public Safety/Dave Sperling) FINAL PUBLIC HEARING**

CHIEF SPERLING: Thank you, Madam Chair, Commissioners. The County Fire Department is requesting approval of an emergency ordinance declaring hazardous fire conditions and imposing restrictions on open fires, smoking and other ignition sources within Santa Fe County. This emergency ordinance is a successor to the 60-day emergency ordinance passed in April of this year and extends restrictions for an additional 30 days. It would take effect upon approval this evening and expire after 30 days unless renewed at a subsequent Board meeting.

Approval of these emergency restrictions is necessitated by conditions that I hope are

obvious to everyone – persistent and severe drought condition and wildland fire danger measurements utilized by the US Forest Service rate our local conditions as very high or severe in areas of our grassland, pinon-juniper and ponderosa fuel types throughout the county. Throughout conditions with below normal participation and above normal temperatures are expected to persist here through the month of June until the start of our monsoon season.

We feel this emergency ordinance will reduce the likelihood of an accidental wildland fire during the next 30 days, improve public and firefighter safety, and preserve property in Santa Fe County. And if I could, I would just like to review the restrictions of our emergency ordinance. Prohibited within Santa Fe County are campfires, open fires of any kind, open burning of vegetation or rubbish, smoking within a county park, campground or any other wildland area, except within an enclosed vehicle or building, littering on public roadways with ignited smoking materials, use of off-road vehicles and motorbikes within county parks, campgrounds and wildland areas, and the issuance of permits or licenses for open burning, except as noted in the ordinance. With that I'll stand for questions.

CHAIR STEFANICS: Thank you. This is a public hearing. Is there anybody in the audience who is here to support or oppose this ordinance and would like to speak? The public hearing is now closed. Commissioner Vigil.

COMMISSIONER VIGIL: Madam Chair, I move for approval.

COMMISSIONER ANAYA: Second.

CHAIR STEFANICS: There is a motion and a second for Ordinance No. 2012-8. Is there any further discussion?

**The motion to approve Ordinance No. 2012-8 passed upon unanimous roll call vote with Commissioners Anaya, Holian, Stefanics, Vigil and Mayfield all voting in the affirmative.**

**XVI. B. Growth Management Department**

- 1. BCC Case # MIS 12-5220 Piccolino Italian Restaurant, Inc. Liquor License. Piccolino Italian Restaurant Inc., dba Piccolino Italian Restaurant at Eldorado, Applicant, Victor Tarango, Agent, Requests Approval of a Restaurant Beer and Wine Liquor License to Allow Beer and Wine to Be Served with Meals. The Property is Located at 7 Avenida Vista Grande, Unit B6, within Section 9, Township 15 North, Range 10 East, (Commission District 5**

JOSE LARRAÑAGA (Building & Development Services): Thank you, Madam Chair. The applicant requests approval of a Restaurant Beer and Wine Liquor License, to be located within the Agora Shopping Center in Eldorado. Piccolino Italian Restaurant will not have a bar however they intend to serve beer and wine with meals. The issuance of a Restaurant Liquor License will not increase the intensity of the restaurant as there is not any proposed expansion of the existing site.

On September 14, 2004 the Board of County Commissioners granted final

development plan approval for the Agora Shopping Center. The approval allows a restaurant and bar as a use within the development. The US 285 South Highway Corridor Zoning District designates this site as a Village Mixed-Use Sub-district and specifies that restaurants serving liquor are a permitted use.

Piccolino Italian Restaurant is current with the Santa Fe County business license requirements. The restaurant consists of approximately 575 square feet of dining area and a patio area of 729 square feet to be utilized to serve beer and wine with meals.

The State Alcohol and Gaming Division granted preliminary approval of this request in accordance with Section 60-6B-4 NMSA of the Liquor Control Act. Legal notice of this request has been published in the newspaper. The Board of County Commissioners is required to conduct a public hearing on the request to grant a Restaurant Beer and Wine Liquor License at this location.

Growth Management staff has reviewed this project for compliance with pertinent Code requirements and finds the following facts to support this submittal: Ordinance No. 2005-08 designates this site as a Village Mixed-Use Sub-district which allows restaurants serving liquor as a permitted use; the Board of County Commissioners approved the final development plan for the Agora Shopping Center which allowed restaurants and bars as a permitted use; the Applicant has met the State of New Mexico requirements for noticing, distance from schools and churches.

Staff recommendation: approval of a restaurant beer and wine liquor license to be located at 7 Avenida Vista Grande, Unit B6. Madam Chair, I stand for any questions.

CHAIR STEFANICS: Thank you. Is the applicant here? Would you like to come up and say anything? And then we'll go to public hearing.

[Duly sworn, Olga Tarango Jimenez testified as follows:]

OLGA TARANGO JIMENEZ: Olga Tarango Jimenez, secretary of Piccolino Italian Restaurant, Inc. dba Piccolino Italian Restaurant.

CHAIR STEFANICS: Ms. Jimenez, go ahead.

MS. JIMENEZ: I just want to say we need the license so customers who have been dying for an Italian dish with an Italian glass of wine. And I just hope everything goes well.

CHAIR STEFANICS: Okay. Thank you very much. Why don't you stay up here at the front in case there's questions. This is a public hearing. Is there anyone in the audience who came to speak for or against this particular application? Seeing no one the public hearing is closed.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner.

COMMISSIONER HOLIAN: I move for approval of BCC Case MIS #12-5220, Piccolino Italian Restaurant Liquor License.

CHAIR STEFANICS: And I'll second. Any further discussion?

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

**XVI. B. 2. BCC Case # MIS 12-5230 Encantado Lender LLC Liquor License.  
Encantado Lender LLC, dba Encantado, Applicant, Linda Aikin,**

**Agent, Requests Approval of a Transfer of Ownership of Liquor License No. 0958. The Property is Located at 198 State Road 592, within Section 7, Township 18 North, Range 10 East (Commission District 1)**

MR. LARRAÑAGA: Thank you, Madam Chair. The Applicant requests approval of the transfer of ownership of Liquor License No. 0958 from Canyon Encantado, LLC to Encantado Lender, LLC. The Liquor License is currently approved for use for the Encantado Resort located at 198 State Road 592 and will continue to be used at this location.

In 1990, the Board of County Commissioners granted master plan approval for the Rancho Encantado Resort. The approval allowed for liquor to be served at the resort.

The State Alcohol and Gaming Division granted preliminary approval of this request in accordance with Section 60-6B-4 NMSA of the Liquor Control Act. Legal notice of this request has been published in the newspaper. The Board of County Commissioners is required to conduct a public hearing on the request to grant a transfer of ownership of Liquor License No. 0958.

Growth Management staff has reviewed this project for compliance with pertinent code requirements and finds the following facts to support this submittal: master plan approval was granted by the Board of County Commissioners for Rancho Encantado; the master plan allows liquor to be served within the resort as a permitted use; the applicant is current with County Business Registration requirements; the Applicant has met the State of New Mexico requirements for noticing, distance from schools and churches.

Staff recommendation: approval of the transfer of Liquor License No. 0958 from Canyon Encantado, LLC to Encantado Lender, LLC. Madam Chair, I stand for any questions.

CHAIR STEFANICS: Thank you. Is the applicant here? Okay, then why don't you have a seat then up front. Thanks. This is a public hearing. Is there anyone here who is here to speak on behalf of or opposed to this application? Seeing none, the public hearing is closed. Commissioners, what's the pleasure?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: Madam Chair, move for approval of MIS #12-5230, Encantado Lender, LLC Liquor License.

COMMISSIONER HOLIAN: Second.

CHAIR STEFANICS: There's a motion and a second. Any further discussion?

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



**XVI. B. 3. CDRC Case # V 12-5080 David Vigil Variance. David Vigil, Applicant, Requests a Variance of Article III, Section 2.4.1a.2.b of the Land Development Code and a Variance of Article 4, Section 4.2 of Ordinance No. 2008-10 (Flood Damage and Stormwater Management) to Allow the Placement of a Manufactured Home on 2.17 Acres. The Property is Located at 16 Santa Cruz Dam Road, in the Vicinity of Chimayo, within Section 7, Township 20 North, Range 10 East, (Commission District 1)**

WAYNE DALTON (Building & Development Supervisor): Thank you, Madam Chair. The applicant requests a variance to allow the placement of a manufactured home. Access to the subject property would be off County Road 92, which is Santa Cruz Dam Road, which is a paved dirt road crossing a FEMA designated special flood hazard area via an existing arroyo crossing which may be frequently impassable during inclement weather and thereby is not all-weather accessible.

On May 17, 2012 the County Development Review Committee met and acted on this case. The decision of the CDRC was to recommend approval by a 5-0 vote. Growth Management has reviewed this application for compliance with pertinent code requirements and finds the project is not in compliance with County criteria for this type of request.

Variances: Article III, § 2.4.1a.2.b of the Land Development Code states: All development sites under this section shall demonstrate that access for ingress and egress, utility service and fire protection whether by public access and utility easement or direct access to a public right-of-way can be provided and meet the requirements of this Code.

Article V, § 8.1.3 states, Legal access shall be provided to each lot and each lot must directly access a road constructed to meet the requirements of Section 8.2 of the Code. Parcels to be accessed via a driveway easement shall have a twenty-foot all weather driving surface, grade of not more than 11 percent, and drainage control as necessary to insure adequate access for emergency vehicles.

Article 4, § 4.2 of Ordinance No. 2008-10 states, at no time shall a permit be issued for a new dwelling unit, site, lot, parcel or tract of land intended for placement of a habitable structure where the site is absent all weather access.

This property is located within the traditional community of Chimayo. Minimum lot size per code is .75 acres per dwelling unit. This proposal meets the minimum lot size criteria.

Recommendation: Staff recommends denial of a variance from Article III, § 2.4.1a.2.b of the Land Development Code and denial of a variance of Article 4, § 4.2 of Ordinance No. 2008-10.

If the decision of the CDRC is to recommend approval to the Board of County Commissioners regarding the Applicant's request for variances, staff recommends the imposition of the following conditions. Madam Chair, may I enter those into the record?

[The conditions are as follows:]

1. Water use shall be restricted to 1 acre-foot per year. A water meter shall be installed for the proposed home. Annual water meter readings shall be submitted to the Land Use

- Administrator by January 1<sup>st</sup> of each year. Water restrictions shall be recorded in the County Clerk's Office (As per Article III, § 10.2.2 and Ordinance 2002-13).
2. The Applicant shall comply with all Fire Prevention Division requirements (As per 1997 Fire Code and 1997 Life Safety Code).
  3. A restriction must be placed on the Warranty Deed regarding the lack of all weather access to the subject lot. This restriction shall include language as follows: The access to this property does not meet minimum standards set forth by County Ordinance and Code. Site Access, including access by Emergency vehicles, may not be possible at all times. (As per Ordinance 2008-10).

CHAIR STEFANICS: Is the applicant here? Do you want to come forward please? Would you like to be sworn in for a statement?

[Duly sworn, Pamela Criscuolo testified as follows:]

PAMELA CRISCUOLO: I'm Pamela Criscuolo, representing my father David Vigil. Madam Chair and Commissioners, we feel that we have shown good cause to allow the variance. Over 90 percent of the properties in Chimayo are affected by flooded arroyos every year. The community has adjusted to the risk with little or no public risk and no additional cost to the County. Failure of granting of this variance will result in great financial hardship to us through the loss of money already spent on the necessary property improvements to develop the land for residency.

No additional increase risk of a flood or to public safety will occur by granting this variance. There are already additional residences in that area that access this land and they have existed since the 1940s. We appreciate your granting this variance.

CHAIR STEFANICS: Thank you very much. We are in a public hearing. Is there anybody here to support or oppose the application who would like to speak? Okay. Commissioners, questions, comments.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. This is a question for staff. Under the conditions, should we actually approve the variance, under #1 you say that water use shall be restricted to one acre-foot per year. I'm wondering why that isn't a quarter acre-foot per year.

MR. DALTON: Madam Chair, Commissioner Holian, that is one acre-foot because the property is located within the traditional community. So we do allot one acre-foot to lots that are located in the traditional community.

COMMISSIONER HOLIAN: Thank you, Wayne.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, under the conditions, if we approve the variance, I'd like the deed restriction that delineates that because there's no all-weather access that emergency vehicles may not be possible at all times. Does the applicant understand that condition?

MS. CRISCUOLO: Yes.

COMMISSIONER ANAYA: And then also, given that condition, I think Mr. Patty's here from the Fire Department, does item 2, the applicant shall comply with fire prevention, is that sprinklers, essentially?

BUSTER PATTY: Madam Chair, Commissioner Anaya, yes. If you choose to approve this recommendation of this denial we would require a minimum of an NFPA 13-D sprinkler system in the home and a turnaround area once they've gotten across this low water crossing.

COMMISSIONER ANAYA: Madam Chair, Mr. Patty, understanding that there's already the deed restriction, I guess I could understand the turnaround, but what kind of costs would be associated with the retrofitting a mobile home for sprinklers?

CAPTAIN PATTY: The costs are hard to say. It depends on who they're going to get there. It is a 13-D system, which is a minimal, 10-minute system. It's not like a full-blown system in a commercial building. It is for a residential system. What it does is it buys times for people to egress. That's right out of the 1997 Uniform Fire Code that gives us the authority when you can't meet access, that's Article IX, Section 902, then the chief of the fire department can designate additional fire protection. The only fire protection that can be imposed on a house like this, if we can't get to it, water storage tanks wouldn't work because we can't get to it, is the implementation of a residential plastic pipe 13-D system.

To answer your question of the costs, it varies as to who people get. We have a lot of people right now that are saying it costs about what it costs to carpet the house. It's kind of a gauge or ballpark area.

COMMISSIONER ANAYA: Thank you, Madam Chair. Thank you, Mr. Patty.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, Captain, as far as Commissioner Anaya's question, do you all take into consideration maybe potential freeze damage, just that could happen to a home also?

CAPTAIN PATTY: Yes. There's several different methods of putting a sprinkler in. You could put a dry system in, which is charged with air, or you can do a glycol system which has a glycol antifreeze in it. Most times most sprinkler systems that are put into a house the pipes are inside the heated area of the home they're going to live in. We do know that retrofitting a mobile home is sometimes a little bit difficult but there are several methods. They don't have to necessarily come out of the ceiling; they can side walls. And we will work with the applicant in trying to choose someone, give them a list of contractors, and give them some ideas how to do this.

COMMISSIONER MAYFIELD: And Madam Chair, Chief, this again is just for the needed occurrence of all-weather crossing, correct?

CAPTAIN PATTY: Yes.

COMMISSIONER MAYFIELD: The fire station – I'm real familiar with this area – is one-tenth of a mile away from this home at the most?

CAPTAIN PATTY: It's real close. It's right there. Right at the beginning of this road.

COMMISSIONER MAYFIELD: Arguably, the fire station might be this home's next door neighbor. Am I wrong?

CAPTAIN PATTY: No. You're correct. It's right there.

COMMISSIONER MAYFIELD: Madam Chair, I move for approval of this case, excluding request number 2 from staff conditions.

COMMISSIONER HOLIAN: Madam Chair.

CHAIR STEFANICS: There is a motion first on the floor. Let's see if it gets a second.

COMMISSIONER ANAYA: Madam Chair, I would second it and the only thing I would ask as a friendly amendment, Commissioner, would be just to have the ability to turn around the truck.

COMMISSIONER MAYFIELD: Oh, yes. Definitely.

COMMISSIONER ANAYA: So the friendly amendment would be item 1, and item 2, instead of what's there, item 2 would be a turnaround, adequate turnaround for emergency vehicles, and then that's it. Thank you, Madam Chair.

CHAIR STEFANICS: Okay. Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. I really can't agree with that, because it's for the safety of the residents who are there. It's for their own personal safety, plus the other thing to consider is that with that sprinkler system they will pay less homeowners insurance. So I just want to say that I can't vote for it if that condition is taken away.

COMMISSIONER ANAYA: And Madam Chair, if I could respond on that point.

CHAIR STEFANICS: No. This isn't a debate. She's allowed to make her comment. Commissioner Vigil.

COMMISSIONER VIGIL: Have we had a public hearing yet?

CHAIR STEFANICS: Yes, we did. Nobody spoke.

COMMISSIONER VIGIL: Okay.

CHAIR STEFANICS: Was that your comment?

COMMISSIONER VIGIL: I wanted to find out that first and I'm trying to understand, and this is a direct question to Commissioner Mayfield. Why would you remove requirement 2? Is there a reason beyond - I'm trying to understand why you would not want to include condition 2.

COMMISSIONER MAYFIELD: Madam Chair, I haven't spoken to the applicant. I guess I'd ask this question now. I just look at an affordability needs. This does incur a lot of additional costs. We have an adjacent County road that has the same low water crossing issue on this said property. It's one that I continually bring up with this County time in and time again with our Public Works Department. Here we are mandating all these restrictions on these residents, arguably when Santa Fe County isn't even complying with

their own code as far as providing these all-weather crossing. Madam Chair, so that's my thoughts.

So I would go back to the applicant, I guess and see if they're in agreement with all these conditions and just – and then I do appreciate Commissioner Holian's comments that if the applicant is aware that this potentially could over the long run lower their premiums on their home. I don't know dollar for dollar what that would do and what the initial investment would be, to retrofit a sprinkler system in this home or not. I do appreciate Chief Patty indicating that it could be a dry system; it doesn't have to be a wet system, so that could arguably help with the freezing issues that I had concerns with. But with that, Madam Chair, I'd just ask the applicant if they have issues with these conditions.

CHAIR STEFANICS: Yes, Ms. Criscuolo.

MS. CRISCUOLO: Yes, Madam Chair and Commissioners, we have not looked into the cost of what this would impact us, but at this point we're willing to do that, if that's what the Board decides. Obviously, if we didn't have to that would save us. Is it actually – we're trying to put a manufactured home which my brother will do and he's got hardship already, because he's the only breadwinner for his family. So we're trying to get approval to put a manufactured home is the first priority. But if you mentioned that it could lower the cost of insurance, then definitely, we'd be willing to do that. I just have never heard of putting this type of system in a trailer.

COMMISSIONER MAYFIELD: Madam Chair, could I ask a question really quick, and thank you for that indulgence of Chief Patty. Madam Chair, Chief Patty, do we provide these applicants of lists of vendors they can contact to try to see what the costs would be? That you would approve of said system?

CAPTAIN PATTY: Madam Chair, Commissioner Mayfield, yes we do. We have large lists of not only installers but designers that can work with people. We would also recommend that the applicant check with their insurance policy because we're getting phone calls on a daily basis now asking, when they do go to insure a piece of property what the accessibility is, where the nearest fire hydrant is, what the access is, if it meets all of our requirements. When they don't meet a requirement, such as access, we are getting several homeowners that are being denied insurance or – and I'm not in the insurance business, but being denied or the insurance rates are skyrocketing. We've got people in the Edgewood area, we're getting calls, and insurance rates have doubled in their insurance policies becoming due.

This is one of the parts of the code that is required and we would highly recommend that the applicant check with this.

CHAIR STEFANICS: Commissioner Vigil still has the floor. I think I messed up on that so I apologize.

COMMISSIONER MAYFIELD: I apologize too. My apologies, Commissioner.

CHAIR STEFANICS: So Commissioner Vigil, you still have the floor then we'll go back to Commissioner Mayfield to finish, then we'll go to Commissioner Anaya.

COMMISSIONER VIGIL: And I'm not sure, Steve, if you're the one to ask this question. I would also be concerned about the County's liability, about approving something of this nature when we're being recommended that these safety features be a part of the approval process, if we remove them from those recommendations, if there should be any kind of a health, safety, welfare issue that affects the family, I think that the County is exposed to some liability, would be my first response. Steve, we never know until the fact patterns are before a court, but this is actually recommending a safety feature from our Fire Department, after their review, and if we remove that and there is a fire, and this feature is not a part of the recommended procedure, who gets the lawsuit? It's very likely that Santa Fe County would be a party to that. Is that not correct?

MR. ROSS: Well, Madam Chair, Commissioner Vigil, they seem to sue us whenever anything happens; we all know that. I'm struggling to see the waiver of immunity. You know we have sovereign immunity and they'd have to tie something like this to a specific waiver in the Tort Claims Act, and there isn't one. That doesn't mean we wouldn't be sued and it doesn't mean that – we could suffer adverse rulings. But technically I don't see the liability vis-à-vis the Tort Claims Act. But you're right; we get sued on everything.

COMMISSIONER VIGIL: I would be concerned about that. Did you want to comment on that?

CAPTAIN PATTY: Madam Chair, Commissioner Vigil, I'd just like to remind you that it is a part of the 1997 Uniform Fire Code that when access is do-able, you can't do it, this is one of the minimum requirements that the code speaks of.

COMMISSIONER VIGIL: That would be my concern and with that consideration, I wouldn't mind approving a variance. I think there's probably sufficient cause for a variance based on the investment and the location and the landscape and the terrain that's been attested to, but I wouldn't want to approve it by removing something that we're actually recommended to benefit the residents and the community as a whole. If it comes back as an exorbitant cost, and you can't offset it by maybe the insurance – we don't have that information. All we have is unless we approve this there will not be that safety feature in that particular piece of property and site location and manufactured home. So with that, I don't know that I could support removing that, Madam Chair. And I surrender the floor.

CHAIR STEFANICS: Thank you, Commissioner Vigil. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, hearing [inaudible] I remove the request to remove item 2 and I'd move for approval of the case as is with staff conditions.

CHAIR STEFANICS: Okay. So we need the seconder of the motion to remove the second.

COMMISSIONER ANAYA: Madam Chair, if that's the pleasure of the Commissioner from the district I would accept that, but I have a real problem philosophically forcing families that probably can't afford it an extra expense. I've said this, this isn't the first time and we've actually had some votes where we did deal with this condition and remove it, so we've done this since I've been here on the Commission in a year and a half. I respect Mr. Patty and the recommendations of the Fire Department, but I do think the deed restriction clearly lets the owners know what they're dealing with. And there's a lot of things I wish I

had but I can't afford. And this would be one of them. So, respectfully, I'll withdraw, based on what the Commissioner said and I'd second the motion for approval with conditions.

CHAIR STEFANICS: Okay. So to recap for our transcriptionist. We have a motion and a second to recommend with the staff recommendations of conditions. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, [inaudible] If I could just have that indulgence?

CHAIR STEFANICS: Sure.

COMMISSIONER MAYFIELD: Thank you, Madam Chair. With that I move approval of the case.

CHAIR STEFANICS: Okay. It's been moved and seconded for approval with the conditions.

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

CHAIR STEFANICS: So, Commissioner Mayfield, you wanted to make a comment?

COMMISSIONER MAYFIELD: Two comments, Madam Chair. [microphone difficulties -- Commissioner Mayfield asked about the new hybrid ISO rating vis-à-vis Chimayo's new tank and lines. He referred to Exhibit 2 in the packet regarding directing people to build bridges at a cost of a couple thousand dollars.]

That is not what I believe staff should be doing. If there's a suitable low-water crossing it does not have to be a bridge. My other thoughts on that, if you look at the aerial map that's provided in Exhibit 10, Santa Fe County is doing an injustice to all these folks that live down that road. We are responsible for maintaining that adjacent low-water crossing. Santa Fe County does not have a low-water crossing on that. That's where I'm going to come back in a little later with my meeting with the Manager this week as far as some of the bond projects I would like to see a suitable low-water crossing on County roads.

Madam Chair, Chief Patty, if Santa Fe County had a suitable low-water crossing on a County road, it would not be an issue for the access for these folks, God forbid there would be a fire. I guess it still could be an issue. But you all would then have that crossing and you would not be mandating on these folks to have to put in a sprinkler system. So I think Santa Fe County is failing all these residents out there on Santa Cruz Road by not having an adequate low-water crossing on a Santa Fe County road. And then when these folks come and try to get approval from us, now we're trying to tell them, go and figure out how to build a \$200,000 bridge. That's just in my mind one of those things I've brought up time and time again. And with that, I guess my last thoughts on that, Commissioners, in closing is that I hope we can do a better job respecting all of Santa Fe County, but knowing that Santa Fe County is indirectly imposing some of these restrictions on folks for infrastructure that we're not providing [inaudible] And that's what I would like to have hopefully addressed in the future. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Thank you very much, Mr. Patty.

**XVI. B. 4. CDRC Case # V 12-5050 Andres M. Garcia Variance. Andres M. Garcia, Applicant, Requests a Variance of Article III, Section 10 (Lot Size Requirements) of the Land Development Code to Allow Two Dwelling Units on 10 Acres. The Property is Located at 107-B Canada Village Road, within Section 26, Township 16 North, Range 10 East (Commission District 4)**

MR. LARRAÑAGA: The applicant requests a variance of Article III, § 10 of the Land Development Code to allow two dwelling units on 10 acres. There is currently one dwelling unit on the property. The applicant states he would like to place a 2,000 square foot manufactured home on his property for his mother to reside in. The proposed unit will share the existing well and a new septic tank will be installed to serve the proposed dwelling.

Article II, § 3 of the County Code states: "Where in the case of proposed development, it can be shown that strict compliance with the requirements of the code would result in extraordinary hardship to the applicant because of unusual topography or other such non-self-inflicted condition or that these conditions would result in inhibiting the achievement of the purposes of the Code, the applicant may submit a written request for a variance." This section goes on to state, "In no event shall a variance, modification or waiver be recommended by a Development Review Committee, nor granted by the Board if by doing so the purpose of the Code would be nullified." The variance criteria does not consider financial or medical reasons as extraordinary hardships.

Growth Management staff has reviewed this project for compliance with pertinent Code requirements and finds the project is not in compliance with County criteria for this type of request. On April 19<sup>th</sup>, 2012, the County Development Review Committee met and acted on this case. The decision of the CDRC was to support staff's findings and recommended denial of the request for a variance based on the variance criteria set forth in Article II, § 3 of the Land Development Code.

Staff recommendation: denial of a variance from Article III, §10 (Lot Size Requirements) of the Land Development Code. If the decision of the BCC is to recommend approval of the Applicant's request, staff recommends imposition of the following conditions. Madam Chair, may I enter these conditions into the record?

[The conditions are as follows:]

1. Water use shall be restricted to 0.25 acre-feet per year per dwelling. A water meter shall be installed for each residence. Annual water meter readings shall be submitted to the Land Use Administrator by January 1<sup>st</sup> of each year. Revised water restrictive covenants shall be recorded in the County Clerk's Office (As per Article III, § 10.2.2 and Ordinance 2002-13).
2. The Applicant shall obtain a development permit from the Building and Development Services Department for the second dwelling unit (As per Article II, § 2).
3. The Applicant shall provide a liquid waste permit from the New Mexico Environment Department with Development Permit Application (As per Article III, § 2.42.a (iv)).
4. The placement of additional dwelling units on the property shall be prohibited (As per



Article III, § 10)

5. The Applicant shall comply with all Fire Prevention Division requirements (As per the 1997 Uniform Fire Code and 1997 Life Safety Code).

MR. LARRAÑAGA: Thank you, Madam Chair, I stand for any questions.

CHAIR STEFANICS: Thank you. Is the applicant here tonight? Yes, would you come forward please? Do you have anything you would like put into the record? If so, we'll swear you in.

[Duly sworn, Andres Garcia testified as follows:]

ANDRES GARCIA: [inaudible] we have a problem with my driveway. It's a little steep. I do have turnarounds for the Fire Department. I met with the Fire Department. I was in agreement to go ahead and put a sprinkler system in the house, being that we are quite a distance away from the Fire Department. I understand that.

CHAIR STEFANICS: So let me ask, Mr. Garcia. If we were to approve your variance you would meet all the conditions that are put into the record?

MR. GARCIA: I would put in the sprinkler system. I feel that my driveway is

CHAIR STEFANICS: Well, there's five items. Did you look at all five?

MR. GARCIA: I'm pretty sure I looked at all of them.

CHAIR STEFANICS: Okay. Can you meet all conditions if you're approved for a variance?

MR. GARCIA: My driveway – I feel like my driveway is all-weather already because it's got a lot of granite in there in that area. The one – the percentage of grade, no I can't. I would have to excavate massive amounts of –

COMMISSIONER ANAYA: That's not one of the items.

MR. GARCIA: Oh. I'm sorry.

COMMISSIONER ANAYA: The items are .25 acre-feet per year per dwelling, development permit – you'll get a development permit –

CHAIR STEFANICS: Jose, give him a copy.

COMMISSIONER ANAYA: Liquid permit.

CHAIR STEFANICS: So the question is, for the Commission to know is can you meet these five conditions if this is approved?

MR. GARCIA: Yes.

CHAIR STEFANICS: Okay. Do you have anything else you want to say before I go to public hearing?

MR. GARCIA: No, unless you have any other questions.

CHAIR STEFANICS: We might have questions for you in a minute. So why don't you just sit up front. Thank you for coming tonight. Is there anybody in the audience who came to speak for or against this particular case, this approval? Okay, the public hearing portion is closed. Now we're to comments, questions from the Commission.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER ANAYA: Madam Chair, based on the last case I'm not going to bring up the sprinklers again. He already said he's willing to uphold those. I would

move for approval.

COMMISSIONER MAYFIELD: Second, Madam Chair.

COMMISSIONER HOLIAN: Madam Chair, I have a comment.

CHAIR STEFANICS: Yes. We'll continue to take comments and questions.

Commissioner Holian.

COMMISSIONER HOLIAN: Thank you, Madam Chair. I am going to vote against this. I noted here, as far as in our packet that this 10-acre parcel was originally created by way of a family transfer, and it was restricted to one-quarter acre-foot of water use, total. And so if this, in my mind would be setting a bad precedent that somehow when we put those restrictions, we do a family transfer, we go out of our way to try to help people and families, and we put restrictions on the lot and then it becomes meaningless when people come in to ask for another variance.

And so I'm just afraid I can't support this.

CHAIR STEFANICS: Mr. Dalton, can you comment on that for the other Commissioners. I mean Mr. Larrañaga. Sorry.

MR. LARRAÑAGA: Madam Chair, yes. This property was created by way of a small lot family transfer. Minimum lot size is 20 acres and half of that would be ten acres and that's why 20 acres would be restricted to .25 and as a family transfer they got the .25 acre-feet of water.

CHAIR STEFANICS: Okay. Commissioner Holian, does that respond to your concern.

COMMISSIONER HOLIAN: Well, I agree with that.

CHAIR STEFANICS: Okay.

COMMISSIONER HOLIAN: That is my concern.

MR. LARRAÑAGA: [inaudible] but yes, it was created as a family transfer and has recorded covenants of .25.

CHAIR STEFANICS: But this says .25 per dwelling.

COMMISSIONER HOLIAN: So that would be doubling the amount of water.

MR. LARRAÑAGA: Madam Chair, that's correct. That would be a new condition. In reality, if you do the math it would be getting a half acre-foot. As a family transfer they already got the benefit of getting half the – the small lot family transfer, half the minimum lot size, which is ten acres. And that's why it was restricted to a quarter acre-foot. It's a standard condition that they shouldn't exceed .25 acre-feet of water per dwelling unit.

CHAIR STEFANICS: Commissioner Anaya, did you have a comment or question? You made the motion on it.

COMMISSIONER ANAYA: Madam Chair, the conditions that we set forth are consistent with conditions we've utilized in other variances. So I'm supportive of this.

CHAIR STEFANICS: Thank you. Any other comments or questions? There is a motion on the floor and a second to approve this variance with conditions.

**The motion passed by majority [3-2] voice vote with Commissioners Anaya, Mayfield and Stefanics voting in favor and Commissioners Holian and Vigil voting against.**

- XVI. B. 5. **CDRC Case # V 12-5001 Camino de Paz School and Farm Variance. Camino de Paz School and Farm, Applicant, Scott Hoeft (Santa Fe Planning Group, Inc.), Agent, Request a Variance of Article III, Section 9.1 (Parking Requirements), of the Land Development Code. The Applicant Has Submitted an Application for Master Plan Zoning and Preliminary Development Plan Approval, as a Community Service Facility, Which Does Not Meet the Parking Requirements Set Forth in the Code. The Property is Located at 03AB Camino de Paz, in Cuarteles, within Section 7, Township 20 North, Range 9 East (Commission District 1) [Exhibit 4]**

CHAIR STEFANICS: Commissioner Holian.

COMMISSIONER HOLIAN: Madam Chair, I would just like to make a comment that I would like to make the public aware that I have donated money to this organization and so I would just like to ask if there's anybody in the audience, in the public, who would like me to recuse myself from this case.

CHAIR STEFANICS: Or this Commission. I am also a donor to the Camino de Paz, so if the Commissioners want us to recuse ourselves or any member of the public, you need to say so.

SEF VALDEZ (Standing in the audience): I'd object.

CHAIR STEFANICS: You're interested in our recusing ourselves? Okay. Mr. Ross, does that make the decision?

MR. ROSS: Madam Chair, it's something we've talked about several times before. The decision is yours and Commission's based on whether you think you can fairly and impartially hear the case and render a fair and impartial decision.

CHAIR STEFANICS: Okay. So two of the members of this Commission have expressed their interest in this school. We have a member of the public who asked us to recuse ourselves. So Commissioners, what's the pleasure here?

COMMISSIONER ANAYA: Madam Chair, I have no problem whatsoever with you staying and listening to the case. I don't think – there's numerous non-profits and organizations throughout the county that people provide donations to and I don't think, based on my sitting here with you that I've seen you in action and your work, that in any way you would give any type of preferential treatment on this consideration. And that's my perspective on the record. Thanks.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: Madam Chair, if we needed to recuse ourselves for all the non-profits or organizations that we support we'd be recusing ourselves for quite a bit. I think because you support someone for the purposes they do does not distract from your ability to make a fair judgment on a decision that requires a zoning issue.

CHAIR STEFANICS: Okay.

COMMISSIONER VIGIL: So I don't think a recusal is necessary.

CHAIR STEFANICS: Commissioner Mayfield, do you feel any differently?

COMMISSIONER MAYFIELD: Madam Chair, I echo the comments of Commissioner Anaya and Commissioner Vigil. My thoughts on this are that if a Commissioner feels they can't make a fair, impartial decision that they would step up to the plate and ask themselves to be removed from the case. So with that, Madam Chair, I have no problem with you two voting on this case.

CHAIR STEFANICS: Okay. Thank you. So we've heard the concern of the public and we appreciate your expressing it. So based upon the Commissioners, I think that I will choose to stay. The comment I wanted to make is I thought about this earlier is we just passed an operational budget. That means any of us who gave money to any non-profit or any school summer program, or the Boys & Girls Club or anything that's in our budget we would have to recuse ourselves. And we have voted on those issues. And I understand this is a little different; this is an adjudicatory situation but – so anyway, the Commission feels comfortable with us staying. Yes.

COMMISSIONER MAYFIELD: Madam Chair, if I can just ask one – I have been bombarded with some emails and they've been great emails and I've forwarded every single email on to our County Attorney. At least I hope I've done my due diligence and forwarded every email I've received. But I also have received calls and I just would like Mr. Ross, and I know that – just so everybody has knowledge on land use cases on the Board, it's not that we don't want to talk to individuals, it's just the rules do not permit us to. So I don't know if Steve, you can add to anything on that. I believe I did ask you to get in contact with maybe the potential applicants, letting them know it wasn't my reluctance to speak with them but I would look at the whole record. I would put a lot of time and effort and thought into this whole record. But I just don't want any applicant to feel that I did not want to get back to them or anybody who sent me an email, but I did forward all those comments on to our County Attorney. I did ask that the County Attorney place all these on the record and I hope that the County Attorney got back with whoever emailed me. Thank you.

CHAIR STEFANICS: Thank you, Commissioner. So we are now on CRDC Case #V 12-5001, Camino de Paz School and Farm Variance. Mr. Larrañaga.

MR. LARRAÑAGA: Thank you, Madam Chair. Those emails and what came out in the New Mexican was in those documents that were passed out to you earlier.

The applicant has made application for master plan zoning and preliminary development plan, as a community service facility, which does not meet the parking requirements set forth in the Land Development Code. The applicant requests a variance of the Community Service Facility parking requirements, set forth Article III, § 9.1, of the Land Development Code.

Article III, § 9.1, of the Land Development Code require a Community Service Facility to provide 1 parking space per employee plus 1 per 300 square feet of structures used for the facility. The Applicant states that 12 teachers/staff will be employed at the school. The total square footage of the proposed and existing structures, to be utilized for the school, is 12,875. The Code requires that 54 parking spaces be provided for this development.

On April 19, 2012, the County Development Review Committee met and acted on this case. The decision of the CDRC was to recommend approval of 34 parking spaces based

on a minimal easing of the Code criteria set forth in Article III, § 9.1.

The applicant was proposing 24 parking spaces but agreed to the 34 parking spaces recommended by the CDRC. The applicant states that the site will be designed with the intended use of an elementary school/middle school that features 12 teachers at full build out and zero children at the age to drive. The applicant also states that the ratio provided in the Code, for a community service facility, is a generic calculation for all community facilities which may include a senior center, community center, or a school.

Staff has re-evaluated the use of the structures for this project based on the discussion by the CDRC that structures which would be used for storage and barns should not be used in calculating the total square footage. Staff has determined that the amount of parking spaces may be reduced by excluding the 1,350 square foot dairy building and 1,200 square foot barn. The use of these structures does not increase the number of students and are considered an accessory use for the school. With the reduction of this square footage, the amount of parking required by code is also reduced to a total of 46 parking spaces.

Article II, § 3.1 states, "Where in the case of proposed development, it can be shown that strict compliance with the requirements of the code would result in extraordinary hardship to the applicant because of unusual topography or other such non-self-inflicted condition or that these conditions would result in inhibiting the achievement of the purposes of the Code, the applicant may submit a written request for a variance." This section goes on to state "In no event shall a variance, modification or waiver be recommended by a Development Review Committee, nor granted by the Board if by doing so the purpose of the Code would be nullified."

Article II, § 3.2 states, "In no case shall any variation or modification be more than a minimum easing of the requirements."

Growth Management staff thoroughly reviewed the application for compliance with pertinent code requirements and found the application is not in compliance with County criteria for this type of development. The recommended 34 parking spaces, by the CDRC, fall short of the code required 54 parking spaces for the proposed development.

Staff recommendation: denial of a variance from Article III, § 9.1 of the Land Development Code, to allow 34 parking spaces as an alternative to the Code required 54 parking spaces. Allowing 46 parking spaces, due to the accessory use of structures, may be considered a minimal easing of the Code.

If the decision of the BCC is to approve the applicant's request, the master plan and preliminary development plan, as a community service facility, shall be presented to the BCC for consideration. Madam Chair, I stand for any questions.

CHAIR STEFANICS: Thank you. I think there will be questions in a few minutes. Is the applicant or the agent here? Would you please be sworn in?

[Duly sworn, Scott Hoeft testified as follows:]

SCOTT HOEFT: Scott Hoeft, Santa Fe Planning Group, 109 St. Francis, Santa Fe, New Mexico, 87505. So what I would like to do with my presentation is just kind of give you an overall presentation that would apply to both this case and the next and then I think it would be easier to look at the variance. So what I'd like to do is take you back a few years when Patty and Greg, the owners of Camino de Paz, approached us and said they're having trouble working with the County and getting their case submitted. There were issues

that they were trying to solve, and they're difficult and they've worked on it for quite some time and they really need some assistance.

The issues were water availability, access to the site, floodplain issues and chickens of all things. So what we did was we started tackling the issues one by one and working with staff as well as working with the consultants to determine how we can solve first of all the water issue and with a little work we determined that Cuatro Villas has a waterline in front of the project and ultimately with time, and if you've been reading the paper, that ultimately they've been recently funded for water service for this area. So the problem we were running into in the past was water availability. The well could not service a 100-year supply as required by code. Hooking it to the pipe, essentially the water supply system, solves that problem.

And so we applied for service from Cuatro Villas and we received a letter, which is in your packet saying that they're ready and able to serve the project. So that was the first issue. The second issue was access. And if you look at the original site plan the access is coming in at a strange angle and if you have been around these projects long enough you know that the traffic engineers like 90 degree angles, essentially so you can see both ways as you approach an intersection. So what we did on the site plan was we modified that access so that it's no longer at an angle and we made it a 90 degree turn just like the traffic engineers like and essentially solved that problem,

The third that the access was going through a floodplain. We looked at some recent mapping for the floodplains that Santa Fe County did in 2011, and lo and behold, the floodplain did shrink along that whole basin. So what that did is it took our access road out of the floodplain. So that solved that issue.

And the last issue was chickens, and what I mean by chickens is initially when a project is presented the owner had an idea of having much more of a grander chicken processing component as part of the school and as part of the teaching program. It was to be used for processing as well as manure for the fields in the area. And after working with staff for quite some time we decided it was too robust of an activity to try to pursue and we needed to get the focus back on the school, which is teaching kids in organic farming, sustainable agriculture, animal husbandry are the main topics.

And so what the applicants did is they agreed to limit the number of chickens that would be on the property on a year to year basis and we dramatically reduced that in working with staff, that was agreed upon as a lesser number and acceptable ultimately what the program wanted to keep which again was the animal husbandry and organic farming and sustainable agriculture.

And so once those issues were solved what we did was we proceeded to put together a master plan application for the project and a rezoning for the community services. And with that it was a pretty straightforward process, but one of the issues that surfaced was the parking. And when you look at the Santa Fe County code for community services it's a general calculation which is one space for 300 square feet of space, and one space per teacher. And what that does is that provides a fairly generic calculation across three different kinds of products. One is a community services facility, the second is a senior facility, and the third will be a school.

And if you consider that a school, especially at this age, 7 through 9, none of the

students drive, to overpark a site would be really antithetical to what the objectives of this school are trying to accomplish, which is sustainability. If you have a program that encourage carpooling and van use, which they do and the number of cars that are coming in off the property are far less. That's essentially what the school wants to promote, but also what the Santa Fe County growth management plan, I would argue, would like to promote. And so we parked the site with what we thought would be consistent with what the school needed. As Jose stated in his staff report, 54 spaces is required for the school, 54 spaces in the total facility at build-out I believe is about 12,000 square feet. 54 spaces for 12,000 square feet.

We came in at 24 spaces which we thought was one per teacher plus an additional 12 spaces. And in our meeting with the CDRC last month we negotiated a compromise because they were a little uncomfortable with the 24 figure and we came up to 34 spaces. That's still short, admittedly, of the required 54. Staff had come up with a calculation that indicated that we didn't need to include the farm uses, the buildings that are essentially a dairy of the barn area in our calculations, so that reduced the calculations down a little bit more, which brings us in at about 46. Admittedly, we're still short.

But we do request that the variance that is before you this evening is approved in regard to the fact that we have provided, we feel, sufficient parking for the intended use as well as for ultimately the build-out of the project at the time. 54 spaces in our opinion is overkill, and if you consider that land will be utilized to ultimately park cars that won't essentially be there at the expense of land that could be used for animals or for farming, it seems a little bit, again, antithetical to what we're trying to accomplish with this program.

So with that, that is my presentation. There are no conditions to agree to at this hearing but I would stand for questions.

CHAIR STEFANICS: Thank you very much. Let's move to the public hearing process. Is there anybody in the audience that's here to speak for or against this project? Okay. Everyone who has to speak, please come forward. You have to be sworn in together please. So who wants to go first please?

COMMISSIONER VIGIL: Madam Chair, could I make a request that those that are in favor speak first or against speak first because sometimes the testimony confuses.

CHAIR STEFANICS: Thank you for that clarification. Is there anybody here that wants to oppose the project who wants to speak? Okay, since you're all here supporting it maybe we can take it quickly. Go ahead please. One right after the other. Your name and your comment.

[Duly sworn, Greg Friedman testified as follows:]

GREG FRIEDMAN: My name is Greg Friedman and my comment is that my familiarity with the school, I believe that it brings outside money into the community and I think it's something the community really benefits from, and I think it adds some prestige to the community. That's my comment. Thank you.

CHAIR STEFANICS: Thank you, Mr. Friedman.

[Previously sworn, Matteo Piccino testified as follows:]

MATTEO PICCINO: Madam Chair, Commissioners, my name is Matteo Piccino and I live in Chimayo, and I'm a local businessperson. I'm a general contractor. That's my business in Santa Fe County and San Ildefonso Pueblo. I support this school because of the economic development that it brings. I'm also a parent. I have a son who

graduated from the school and he's in UNM now after getting his diploma. So it's a great benefit for my children. My daughter will be going there this fall.

The third thing is that I have land that's irrigated and the agricultural component is vital for our community and I feel that my community in Chimayo supports this school wholeheartedly and I recommend approval of the entire project. Thank you.

CHAIR STEFANICS: Thank you for coming, Mr. Piccino. Yes.

[Previously sworn, Roland Richer testified as follows:]

ROLAND RICHTER: Madam Chair, Commissioners, my name is Roland Richter. I run a restaurant in Santa Fe. I'm a customer of Camino de Paz. I have many dealings with them. I also [inaudible] and I've always been very pleasantly surprised with the children there, how they conducted themselves and I would do everything to help their program. I wish them the very best and hope they grow. Thank you.

CHAIR STEFANICS: Thank you for coming this evening.

[Previously sworn, Laura Jean Hobbs testified as follows:]

LAURA JEAN HOBBS: My name is Laura Jean Hobbs. I'm a parent of a student at Camino de Paz. I'm here to support the school. As a parent I'd like to tell you that we reside in Santa Fe. My family resides in Santa Fe as do a number of children who attend the school and we carpool. We have a carpool happening that is very effective and saves everyone gas and carbon in the atmosphere. So in terms of the variance and needing fewer parking spaces, I guess I could be a little flippant and say they paved paradise and put up a parking lot. I see the need for enough parking spaces for staff and visitors but I would rather see more land used for agriculture and for education. Thank you.

CHAIR STEFANICS: Thank you very much for coming. Next.

[Previously sworn, Jeff Sand testified as follows:]

JEFF SAND: My name is Jeff Sand. I live in Santa Fe and my daughter attended Camino de Paz. I shared an email with you and I gave an example that she had struggled with traditional schools but she really liked this other environment that included the outdoors and farming and animals and things and I think probably one of the benefits she received is that she just finished high school this last month where she graduated and she's just 16. So she's already started at Santa Fe Community College this summer and I attribute a lot of that to the experience that she had at Camino de Paz and I hope that others can have that benefit as well. Thank you.

CHAIR STEFANICS: Thank you, Mr. Sand. Next.

[Previously sworn, Nate Downey testified as follows:]

NATE DOWNEY: My name is Nate Downey, I live in Santa Fe and I'm here with my son Liam who will be going through a small program this summer at Camino de Paz and there's a van that's going to take him. I'm also a member of the board and I guess it didn't happen last year but they often do have a van that takes kids, again, like carpooling, reduces the parking necessary. Thank you.

CHAIR STEFANICS: Thank you, Mr. Downey. Okay, is there anybody else that still wants to speak, in support or in opposition? Okay. Thank you. The public hearing is closed. We're open to Commissioner comments, questions. Commissioner Vigil.

COMMISSIONER VIGIL: Scott, you may have the answer to this. Is this status going to change their property taxes at all?



MR. HOEFT: Madam Chair, Commissioner Vigil, yes it would. They're going from a residential zone right now to a community services, so yes, this tract will change.

COMMISSIONER VIGIL: And they're probably paying property taxes.

MR. HOEFT: Yes. They're up to date.

COMMISSIONER VIGIL: Okay. And that was verified. So what would their status change to? Would they be exempt?

MR. HOEFT: Commissioner, that's a good question. It would change to community services because that's the rezoning request. I'm uncertain if staff would have an answer on that.

COMMISSIONER VIGIL: I don't know.

MR. HOEFT: I'm not sure.

CHAIR STEFANICS: So Mr. Larrañaga, Penny?

MS. ELLIS-GREEN: Madam Chair, Commissioners, I am not sure of the answer to that question. I can try to find our County Attorney and see if he has that answer.

CHAIR STEFANICS: Okay, Mr. Ross, Ms. Brown, do you have anything on this? Okay, so we'll hold that question for the attorney to answer. But do you have anything else?

COMMISSIONER VIGIL: That's it.

CHAIR STEFANICS: Okay. Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I have questions related to the number of parking spaces in the code. Is there somebody here that can give me some feedback as to how is that calculation derived, [inaudible] that use, is it strictly the number of people or how is it derived. Is age taken into account as to age of people? Give me some background on that piece.

MR. LARRAÑAGA: Madam Chair, Commissioner Anaya, literally the code looks at the square footage of the structures being used for the community service facility. So the total square footage was 12,000 something, and then plus one per employee or staff/teacher, and one per every 300 square feet of structures on the property being used for the community service facility. So that's where we came up with the 54 parking spaces. If you look at the total square footage, that's including the dairy barn, the barn, dormitories, classrooms, everything else, and that's pretty much the literal interpretation of what the code requirements are.

COMMISSIONER ANAYA: So, Madam Chair, Mr. Larrañaga, that's something we're going to probably need to relook at during this code process and modify based on use and not strictly apply to square footage. You could have 20,000 square foot of use with two people utilizing it or you could have 100 people that are all kindergartners that do nothing. So I guess that's a concern. Penny, would you like to respond?

MS. ELLIS-GREEN: Sure, Madam Chair, Commissioner Anaya, that is something we're looking at in the rewrite process. There will be two ways to calculate parking. One will be the standard way where we actually have a number of spaces per square foot, and the other way is when you're either sharing parking or you have a facility like this. When we looked at taking out the barns we came down to a lower figure. In addition we could make the argument that the dormitories are not really increasing the number of children at the school. What really is reflected in the number of spaces in the school use is the actual

square footage of the classrooms, which is about 7,235 square foot. And adding in the employees to that, that takes you down to a figure more like 36.

Under this existing code we don't have that ability but in the code rewrite that is exactly what we're proposing, that this applicant could come forward and say these are the actual structures that are related to the use itself and these are the accessory structures. And then we would take the structures really related to the classroom.

COMMISSIONER ANAYA: Madam Chair, Ms. Ellis-Green and Mr. Larrañaga, thank you for that feedback. Relative to the parking and the use as a school, I didn't look at the maps closely yet, but can you just tell me whether or not there would be potential for parking in the public right-of-way that could pose safety issues if they had a large event or something where they couldn't? Because it's one thing to have kids during the school day and understand that there's not a need to have parking for that as people are being brought in through vans or whatever, but during a special event, with kids bringing their parents and other people you absolutely could have an issue with that. So is there any concern with that associated with staff? And Mr. Hoeft, you can answer this question as well if you'd like.

MR. LARRAÑAGA: Madam Chair, Commissioner Anaya, the applicants own the agricultural piece in exhibit 5 to the south of that property and we had talked about this; this was part of the negotiation and the talks that we had with the agent, with Scott, is first he had some overflow parking on that agricultural land but if you include the parking we'd have to rezone that property as part of the community service facility, so we talked about a lot line adjustment but then it affected their ag part of it. So in the event of, as you say, a large event where everybody brings their cars, they could have offsite parking there just for one or two events and then they would have it.

But as far as the community service facility itself, to be approved by the code, again, it would be the 54 parking spaces that would be shown on there. The code doesn't require parking to be paved. It could be basecourse or gravel or at least graded out, but it doesn't have to be a paved surface, except for the handicapped parking, which has to be a solid surface.

COMMISSIONER ANAYA: So maybe, Madam Chair, Mr. Hoeft, if you could answer, if you had a special event, I wouldn't want to see everybody parking on the road. Would the applicant be able to accommodate a special event within the property without designating per se parking spaces right now, today?

MR. HOEFT: Commissioner, yes, we would be able to. Those are very rare at the school. It's mostly the day-to-day school activities. We could ensure that parking would not be along the public road, which is Camino de Paz Road, and if there is overflow parking it could go down into the field down below.

COMMISSIONER ANAYA: Thanks, Madam Chair. Thanks, Scott.

CHAIR STEFANICS: Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, just briefly, Commissioner Anaya mentioned and Deputy Manager Ellis-Green mentioned, but as far as on the code rewrite, I just want to go there for a second. And I definitely appreciate staff's recommendation and staff, I want to thank you for codifying it to where the code isn't everything. But maybe one other request I could have is staff has to stay in compliance with

the rules and the code as it's written. I understand that and I respect that. But if there's a potential that we might be changing this or this is being looked at in the new code rewrite, that would be helpful to me if you guys could put that disclaimer in there too, because that's kind of what I'm hearing.

Because I'm looking at staff's recommendation of the denial of a variance, but then I kind of heard that we might be addressing with how we deal with parking structures. So maybe in future cases if that comes.

Madam Chair, I'm going to save it probably for the next case that's before us but I still have a question on the amount of chickens that are allowed at this facility, but I don't think that deals much with the parking at this time. So with that, Madam Chair, that's all I have and I would move for approval of this case if there's no other –

COMMISSIONER HOLIAN: I'll second.

CHAIR STEFANICS: There's a motion and a second by Commissioner Vigil has a question or comment.

COMMISSIONER VIGIL: And, Scott, I just found out you will be taken off the tax roles, so your client will be receiving a huge benefit in not having to pay property taxes, because there is an educational exemption. So, my question to you, and you can consult with your client if you like, and I'm doing this out of the box now. Is it possible for the school to provide – and they probably already do provide scholarships, but as a result of being taken off the tax rolls, would they be willing to provide scholarships.

I say this with the strongest sense of sincerity because I think what they have to offer is huge and wonderful and as many children that we can expose to that, the better off we are. I don't know. That's a personalized decision. That's something you'd have to discuss with your client. I'd like to see if that might be a possibility though.

MR. HOEFT: Commissioner, I'll discuss it with my client.

COMMISSIONER VIGIL: Okay. Thank you.

CHAIR STEFANICS: Thank you. Are there any further questions or comments? We have a motion and a second.

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

MR. LARRAÑAGA: Madam Chair, may I clarify? That was for 34 parking spaces?

CHAIR STEFANICS: With the 34 parking spaces. That's correct.

**XVI. B. 6. CDRC Case # MP/PDP 12-5000 Camino de Paz School and Farm Master Plan/Preliminary Development Plan. Camino de Paz School and Farm, Applicant, Scott Hoeft (Santa Fe Planning Group, Inc.), Agent, Request Master Plan Zoning and Preliminary Development Plan Approval as a Community Service Facility for Phase I and Phase II on 2.7 Acres. Phase I Consists of a 2,000 Square Foot Main School Building, a 625 Square Foot Classroom Building and Includes Utilizing an Existing 1,350 Square Foot Dairy Building and a 1,200 Square Foot Barn. Phase II Consists of a 4,000 Square Foot Classroom/Multiuse Structure, a 700 Square Foot Classroom Addition, a 1,500 Square Foot Boys Dormitory and a 1,500 Square Foot Girls Dormitory. The Property is Located at 03AB Camino de Paz, in Cuarteles, within Section 7, Township 20 North, Range 9 East (Commission District 1)**

MR. LARRAÑAGA: Thank you, Madam Chair. Camino de Paz School and Farm, applicant, Scott Hoeft, agent, request approval of master plan zoning as a community service facility and preliminary plan approval for Phase I and Phase II on 2.7 acres. Phase I consists of a 2,000 square foot main school building, a 625 square foot classroom building and includes utilizing an existing 1,350 square foot dairy building and a 1,200 square foot barn. Phase II consists of a 4,000 square foot classroom/multiuse structure, a new 700 square foot classroom addition, a new 1,500 square foot boys dormitory and a 1,500 square foot girls dormitory. The property is located at 03AB Camino de Paz, in Cuarteles, within Section 7, Township 20 North, Range 9 East, Commission District 1.

On April 19, 2012, the County Development Review Committee met and acted on this case. The decision of the CDRC was to recommend approval of master plan zoning as a community service facility and preliminary development plan approval for Phase I and Phase II. The CDRC also recommended approval of final development plan to be approved administratively.

The applicant requests master plan zoning for use of the property as a community service facility to operate as a school and farm.

Ordinance No. 2010-13 defines the uses that are permitted for a Community Service Facility, which include governmental services, elementary and secondary day care centers, schools, community centers and churches. Ordinance No. 2010-13 also states that a community service facility must comply with Article III, Section 4.4, Development and Design Standards, Article V, Section 5.2, Master Plan Procedure and Article V, Section 7, Development Plan Requirements, of the Land Development Code.

Ordinance No. 2010-13 states that community service facilities are allowed anywhere in the County, provided all requirements of the code are met, if it is determined that; the use is compatible with existing development in the area and is compatible with development in the code.

The existing school was established in 2001 and is integrated into the residential setting of the community. The Tony Quintana Elementary School is approximately one mile from this site. The McCurdy School and the Santa Cruz Housing Facility are located

approximately 1.25 miles from this site. The La Puebla Fire Station and La Puebla Park are sited approximately 1.75 miles from the proposed school location. The proposed farm element of the school is compatible with the surrounding agricultural use. The studies, provided by the applicant, indicate that traffic and water use will not have an effect on the surrounding community.

The applicant also requests approval of preliminary development plan for Phase I and Phase II. Phase I will accommodate 35 students and six staff members, and involves converting an existing 2,000 square foot residence into a main school building which will include classrooms/multi-use/kitchen and office. Phase I will also involve construction of a 625 square foot classroom building and utilize the existing 1,350 square foot dairy building and a 1,200 square foot barn for school purposes. Phase II will accommodate an additional 55 students and six staff members. Thirty of those students will board at the school. Phase II will also involve construction of a 4,000 square foot classroom/multi-use structure, and a 700 square foot classroom addition which will increase the classroom building to 1,325 square feet. Phase II will also involve construction of a 1,500 square foot boy's dormitory and 1,500 square foot girls dormitory.

The applicant is requesting final development plan review and approval be processed administratively for each phase or portion of a phase.

Building and Development Services staff has reviewed this project for compliance with pertinent code requirements and has found that the following facts presented support this request: community service facilities are allowed anywhere in the county; a school is an allowed use as a community service facility; the development is compatible with Code requirements generally; the use is compatible with existing development surrounding the site; the application is comprehensive in establishing the scope of the project; the proposed preliminary development plan substantially conforms to the proposed master plan; the application satisfies the submittal requirements set forth in the Land Development Code.

The review comments from State Agencies and County staff has established that this application is in compliance with State requirements and Ordinance No. 2010-13, Community Service Facilities, Article III, Section 4.4, Development and Design Standards, Article V, Section 5, Master Plan Procedures and Article 5, Section 7 Development Plan Requirements of the Land Development Code.

CDRC and staff recommendation: conditional approval of master plan zoning as a community service facility, conditional approval of Phase I and Phase II preliminary development plan and approval of final development plan to be reviewed and approved administratively. If the decision of the BCC is to approve the Applicant's request, staff recommends imposition of the following conditions. Madam Chair, may I enter these conditions into the record?

[The conditions are as follows:]

1. The Applicant shall comply with all review agency comments and conditions, Article V, Section 7.1.3.c.
2. Master Plan and Preliminary Development Plan, with appropriate signatures, shall be recorded with the County Clerk, as per Article V, Section 5.2.5.

MR. LARRAÑAGA: Madam Chair, do you have any questions?

CHAIR STEFANICS: Mr. Hoeft, do you have anything you want to add as the applicant?

MR. HOEFT: I concur with the staff report and I concur with the conditions. Regarding Commissioner Vigil's question under the public comment I would like the owner, Patty, to comment on that. And I stand for questions.

CHAIR STEFANICS: Thank you. Commissioner Vigil.

COMMISSIONER VIGIL: I have a question for Mr. Larrañaga, now that we're changing the zoning on this, say the school is in existence for 30 year and is no longer in existence. Does the zoning remain the same, or does anybody who takes over – how does that work?

MR. LARRAÑAGA: Madam Chair, Commissioner Vigil, yes, the zoning remains as a community service facility for a school.

COMMISSIONER VIGIL: So if somebody wanted to convert it back to a residential area they would have to come back for rezoning? Is that what you're saying?

MR. LARRAÑAGA: Madam Chair, Commissioner Vigil, yes.

COMMISSIONER VIGIL: That makes sense. That's how I understood it. I appreciate that and wanted to put it on the – is that correct, Penny?

MR. ROSS: Madam Chair, it's not as clear under the current code as it will be under the rewrite which we've been working on, struggling with this particular issue. If you go to community service facility under the current code it's really a different kind of zoning, so you would have to rezone if you went back to residential. Under a new code it's probably going to be more like an overlay and not as big a deal.

COMMISSIONER VIGIL: Okay. I guess – would this decision tonight be impacted by the current code or the new code?

MS. ELLIS-GREEN: Tonight we're under the existing code, not the new code.

COMMISSIONER VIGIL: So it would be grandfathered in in a nebulous kind of understanding. Okay. It's good for the owner to know that; it's good for us to know that. It's good to have that on the record.

CHAIR STEFANICS: Thank you. Now is there anybody here in the audience that's here to oppose this request? Okay. Is there anybody who would like to speak in support of say something different? Come on up and you'll have to be sworn in.

[Duly sworn, Patricia Pantano testified as follows:]

PATRICIA PANTANO: My name is Patricia Pantano and I just wanted to answer Commissioner Vigil's question about scholarships. Since we've started we've had anywhere from 40 to 70 percent of students receive financial aid, so that's always been part of our mission.

COMMISSIONER VIGIL: So that begs the question, would imposing this on you right now be a financial hardship to you? Because one of the benefits is that you going to be free of the current property tax rolls and rates.

MS. PANTANO: I don't know the answer to that because I didn't know until this moment that we would be free from tax rates, so yes, that would be a benefit. I'm not sure I understand your question. If approving the zoning –

COMMISSIONER VIGIL: Once you're free from the tax rate, and I guess you

answered the question if you didn't know and you weren't depending on that budget item within your budget then in fact it's going to be sort of six of one, half a dozen of the other with regard to providing a scholarship. I just – I'm glad to hear you provide so many and I'm not surprised either, but I think it would be beneficial to be able to provide one, possibly two scholarships if your budget could allow it.

MS. PANTANO: Yes. I agree.

COMMISSIONER VIGIL: Thank you.

CHAIR STEFANICS: Thank you very much. Is there anybody else who would like to speak who hasn't in this public hearing?

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes. We're in the public hearing. Is this a question for her?

COMMISSIONER ANAYA: We actually have one of the CDRC members that didn't – wasn't at the meeting. Mr. Valdez, do you have any comments?

SEFARINO VALDEZ: No, not at this time.

CHAIR STEFANICS: Thank you, Commissioner Anaya, for recognizing him. Okay. So the public hearing is closed. Questions, comments, motions?

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER MAYFIELD: Madam Chair, I move for approval of CDRC Case 12-5000 MP/PDP, Camino de Paz School and Farm.

COMMISSIONER HOLIAN: With staff conditions?

COMMISSIONER MAYFIELD: Thank you. With staff conditions.

COMMISSIONER HOLIAN: Second.

COMMISSIONER VIGIL: And the condition of a scholarship. Minimum. Possibly two.

COMMISSIONER VIGIL: I hear that thumbs up.

COMMISSIONER MAYFIELD: Thumbs up.

CHAIR STEFANICS: Okay. So any further discussion.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: Yes, Commissioner Anaya.

COMMISSIONER ANAYA: On the scholarship, was that tied to a waiver of tax?

COMMISSIONER VIGIL: No. Well, I guess yes, because my understanding is that once they change the zoning status they will be taken off the tax rolls. They currently are on the tax rolls as a residential. Now, if they're taken off under a school they will be exempt. Schools are exempt.

COMMISSIONER ANAYA: Madam Chair, I absolutely respect the intent of where you're headed as far as a scholarship, but that seems out of the realm of a land use determination under the auspices of the code so I don't – I appreciate what you did and it sounds like they're going to move in that direction, but it seems to me that we might be stepping a little bit out of the bounds of the code. Steve, could you give us some feedback on that?

MR. ROSS: Madam Chair, Commissioner Anaya, what I always say when this

comes up is that it is not a code requirement. This particular condition is not a code requirement and if the applicant agrees to it, maybe it's an acceptable condition, but the applicant would have to agree to it for it to be binding on them. Does that make sense? Because it's not in the code it's not a requirement.

CHAIR STEFANICS: So just to clarify, Commissioner Vigil, are you recommending? Are you requesting one scholarship or are you requesting two? We need to be clear.

COMMISSIONER VIGIL: What I think we were clear on, and correct me if I'm wrong, Scott, or your applicant, is that I requested, as a condition of approval with agreement that once the applicant is released from the residential tax rolls, that one, possibly two scholarships be made available as a result of that removal. Now, I'm presuming that because it's going to be an educational status that will occur. That's my understanding. So is that yours?

MR. HOEFT: Commissioner, that's my understanding of what the discussion was. We are a little uncertain of exactly the tax status of the property, because the property is owned, as Patty just indicated, by individuals. So there's a bit that needs to be worked out yet.

COMMISSIONER VIGIL: So it would be conditional on being placed – taken off the tax rolls. That would answer your question.

COMMISSIONER ANAYA: Madam Chair.

CHAIR STEFANICS: On that point, Commissioner Anaya.

COMMISSIONER ANAYA: Just on the point, because I've had direct experience with a non-profit and getting an exemption. You don't get an automatic exemption from taxation from downstairs in property tax because you're providing a public service. It's dependent on the percentage of the facilities that you're using for full public access and what it's being used for, so it's not automatic that you get an exemption. There's many non-profits that get a partial exemption based on the use. So that's a discussion you'd have to take up with the Assessor's Office.

MR. HOEFT: Commissioner, we would like to proceed in that direction; we just need some time to sort that out, so I think we'd be reluctant to take it as a formal condition this evening. Patty indicated that 40 to 70 percent of the students are on financial aid and I got the commitment from her this evening, at least that's what I heard, that she's willing to continue to explore that, once they size up the situation a little better.

COMMISSIONER VIGIL: Okay.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, maybe I got lost a little bit. So we're mandating that there has to be I guess some scholarships available?

CHAIR STEFANICS: I think we have a confusion about the motion and the second and the addition of the request for the scholarships. Commissioner Vigil, did you intend to amend that in?

COMMISSIONER VIGIL: I wanted to make it as a condition of approval and that's how I requested it.

CHAIR STEFANICS: So the motioner and the second did not include that.



COMMISSIONER VIGIL: That's why I requested that it also be included in there and I got a thumbs up.

COMMISSIONER MAYFIELD: Madam Chair.

CHAIR STEFANICS: Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair and Commissioner, I think it would be great if the applicant would provide some scholarships. It's just now, after I've heard the whole dialogue, I think it's a great idea if they do it. I don't know if I personally would want my motion to mandate that they do that, because if we're going to go that route then I almost would also want to add that those scholarships be provided to Santa Fe County students. So I think if the applicant already now is providing financial aid to various students out there and the applicant – hearing the applicant, I think they're going to want this school to be very successful and they're going to work with some of their applicants, I would assume they're going to bring it on their own to provide some financial aid or scholarships. But I just don't know if I would be comfortable mandating that in the motion for their approval at this time.

COMMISSIONER VIGIL: Maybe perhaps the way it should be proposed is how you proposed it, Scott, that you'd look into the possibility of it, see about its feasibility, find out if it could be a formal response to this and if so, comply with that. It doesn't have to be, I guess. Everyone's looking at this in terms of a mandate. I'm looking at it in terms of a condition of approval to promote the opportunity, once they've received the benefit of being taken off the tax rolls. That's going to be – I have no idea how much taxes are paid here but it's going to create a benefit to the school as a result of us rezoning it and as a result of that there's no reason in my mind that a student out there shouldn't receive that benefit. So perhaps we could just do an amendment to the motion that the applicant consider it, look into the feasibility, and perhaps come back to us with a statement of affirmation that it is feasible; it can be done, and you do have the claims from whether it's partial of full relief from taxes. And that would be a condition of approval at that point in time. I understand very clearly that it is an educational institution that is fully exempt from the tax rolls, and maybe Steve, you can clarify that.

MR. ROSS: Madam Chair, Commissioner Vigil, under the New Mexico constitution, it provides a very broad exemption for educational endeavors. Penny just told me that this property pays \$476 every six months in taxes, so it's not a significant benefit even if they do get an exemption from downstairs.

COMMISSIONER VIGIL: Is that how much they pay in taxes?

CHAIR STEFANICS: Commissioner Vigil, I do have a concern and I'd like to just express it. I think that the intent is great. I don't think – we have not imposed this on any other school, and we have actually given land to some schools and I don't think that's been a requirement on the record. So that's my concern is that it's not an even standard. But I certainly appreciate the recommendation and then looking into it and they seem very willing.

So we have a motion. You wanted to add to the motion or have a separate amendment?

COMMISSIONER VIGIL: Shouldn't that be the same thing?

CHAIR STEFANICS: No, because we would vote on the amendment, and it might go or not. So, Commissioner Mayfield, you made the motion?

COMMISSIONER MAYFIELD: With staff conditions, yes.

CHAIR STEFANICS: With staff conditions. Are you accepting Commissioner Vigil's addition, without doing any formal amendment?

COMMISSIONER MAYFIELD: Madam Chair, again, I appreciate what Commissioner Vigil is trying to get at but I'm going to just say no on that amendment for me right now. Thank you.

COMMISSIONER VIGIL: I'll just withdraw it, Madam Chair. A student out there is going to lose the benefit of this, but maybe as a voluntary basis you'll be able to do that. This was an express intent for the better good.

CHAIR STEFANICS: Okay. So we have a motion. We have a second. Are there further comments, questions? Thank you for the presentation.

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

[Commissioner Vigil left the meeting.]

**XV. B. Commissioner Issues and Comments – (Non-Action Items)**

COMMISSIONER ANAYA: Madam Chair, I did want to go over some quick items under Matters from the Commission.

CHAIR STEFANICS: Okay. Just a minute. We're going to need our Manager back. Do you have questions and issues for staff? Or just announcements?

COMMISSIONER ANAYA: Just Matters from the Commission.

CHAIR STEFANICS: Go ahead.

COMMISSIONER ANAYA: Madam Chair, the first item that I have that I wanted to see – I know last meeting you had an item that we didn't have as an action item but we took kind of a consensus, not a vote on, but you had a resolution.

CHAIR STEFANICS: The proclamation for Florenceruth Brown? It was under Consent today.

COMMISSIONER ANAYA: So what I wanted to do today was something similar to that for the Association of Counties. We talked at the last meeting about the issues and concerns around prescription opiate pain medication and misuse and overdose.

CHAIR STEFANICS: Yes, and we have an article tonight from the front page of the *Sunday Journal* that was provided to us. [Exhibit 5]

COMMISSIONER ANAYA: What I have before me is a draft resolution that I would just like to get some consensus feedback on so that you as our Board rep could speak to it at the Association of Counties meeting. Can I read it real quick?

CHAIR STEFANICS: Certainly.

COMMISSIONER ANAYA: Okay.

Whereas, since 2007, the overdose death rate from prescription drugs has exceeded the death rate from illicit drugs in New Mexico; and

Whereas, between 2001 and 2010 the overall age-adjusted drug overdose death rate increased from 14.4 to 23.3 deaths per 100,000 persons in New Mexico; and

Whereas, in 2010 alone, 468 New Mexicans died from drug overdoses, and

Oxycodone has been the leading source of prescription overdose death since 2008; and

Whereas, in 2008, New Mexico had the highest drug overdose death rate in the United States (27 per 100,000, 2.3 times the national rate); and

Whereas, since 2001, the amount of Oxycodone sold in the state increased 233.3% (23.7 grams per 100 persons in 2010), and;

Whereas, prescription of opioid medications for pain relief has substantially increased over the past two decades, driving recent sharp increases in drug overdose deaths caused by prescription drugs and in 2008, New Mexico's death rate from opioid pain relievers was 12.6 per 100,000 was 2.6 times the U.S. rate, and;

Whereas, the New Mexico Youth Risk and Resiliency Survey reports that the proportion of New Mexico high school students who reported using pain killers to get high, in the past 30 days, increased from 11.7% in 2007 to 14.3% in 2009, and;

Whereas, the national Youth Risk Behavior Survey reported the New Mexico high school students had the 4<sup>th</sup> highest reported rate of lifetime heroin use in the United States 4.7% in 2009.

Now therefore be it resolved that the New Mexico Association of Counties support legislation that would call for leadership in every county across the state to direct resources and attention, in collaboration with community partners in the Department of Health, local law enforcement, hospital emergency departments, substance disorder treatment facilities, professional medical board chapter, and all other identified partners to respond to this emergent and deadly epidemic and reduce the numbers of lives lost and families ravaged as a result of prescription opioid pain medication misuse and overdose.

This is a draft resolution, Madam Chair, that the Association of Counties is going to be having discussions on. I wanted to bring it forward here just as a precursor of a concern that we've talked about before and it's something that I think we need to get a handle on collectively as a County and a state and a country.

CHAIR STEFANICS: So, Commissioner Anaya, are you bringing that to the Commissioner affiliates next week? The board meeting is only an hour for election of officers but I can submit this as a resolution. So what did you intend?

COMMISSIONER ANAYA: I would like for it to be presented at the Commissioners for information as well as the Health Committee and whatever other committee that you deem appropriate. But I did want to read the draft into the record and seek some consensus that we would continue to build it and then bring it back to the Commission.

CHAIR STEFANICS: Certainly, and would you please provide me a copy before next week and I'll do my best to talk it up.

COMMISSIONER ANAYA: Absolutely. The other thing I wanted to bring up, a few other things is that I'd like to get staff's help in developing a resolution supporting the NCRTD. They have a desire to join the NCRTD board. This has been a discussion that's been going on for several months. They contribute quite a bit to the tax base within the NCRTD and I've had discussions with Mayor Hill and some of the other councilors, so I'd like to work with staff on a resolution for supporting that for next meeting.

I also wanted to congratulate you, Commissioner Holian, and Commissioner Stefanics, on your re-election to the County Commission seat. I also wanted to congratulate our County Clerk on being elected as our new PRC representative and Geraldine Salazar as

the Santa Fe County Clerk, and Patrick Varela as the Santa Fe County Treasurer. I thank all the candidates who ran for office for the County races. I thank Dennis Hernandez, Victor Baca and Maria DeAnda for their interest in the Commission, and all of the candidates that stepped up to seek election. It's a tough process but having people that express an interest in elective office is a good thing.

I congratulate Commissioner-elect Miguel Chavez and have a discussion with him and want to make sure we engage Commissioner Chavez, elect into the discussions and dialogue that we have between now and January through the time that he's sworn in since he doesn't have an opponent.

A couple other items. I wanted to talk about the Land Office program. I know that our Fire Department has been working with the State Land Office on a program where they're working with the National Guard to cut wood in our forests and provide it to needy people. I did speak with former Commissioner, Assistant Commissioner Mike Anaya and he requested some additional help that Ms. Miller is going to be working on with Chief Sperling. Ms. Miller, did you have any additional updates? I know we had a conversation a couple of days ago about it but he did ask about it again but I just wanted to see if we found any additional information out.

MS. MILLER: I found a little bit out. I had Chief Sperling look into it. I asked what do we do and what's needed. What we've done in the past, depending on where we go on the land to cut, we cut and usually we leave it there to dry or pile it together there, and then the Boys & Girls Club has gone and picked that up and delivered that to needy families. Now, the National Guard is also – and the National Guard, I think their role has been also to take some from another area. I don't have my notes on that with me. So they would pick it up from other areas that we've cut and take it to individuals.

Now, we need to talk to the person in charge of the program because I don't know if they actually want them – if they intend to – if the Guard intends to load that and take it to somewhere and unload it, let it dry, and then come back and reload it again. So I wanted to make sure that I clarify that because that would be a lot of additional loading and unloading.

COMMISSIONER ANAYA: Madam Chair, I can clarify it. It's Commissioner Anaya's program, former Commissioner Anaya, Assistant Land Commissioner's program and it absolutely is to pick it up, that they will pick it up and take it to a site. What they need is a site to keep it, because if they cut it and leave it it will get stolen. So they need a site to kind of help keep an eye on it while it's drying so that when it dries we can then have it taken to needy families. So the specific need is for a location and it was suggested and when I had the conversation about possibly the transfer station or possibly near the Hondo Fire Station.

MS. MILLER: And Madam Chair, Commissioner Anaya, so that was – the last conversation this morning was with Dave and then I said, well, I think that it is that, but I wanted to get clarification from you that the Guard, they were going to pick it up when they cut it and they would take it somewhere. And then I was going to suggest that we look at potentially the Eldorado transfer station, or to sites that are close to where they're doing the cutting that we have fenced.

COMMISSIONER ANAYA: Okay. I appreciate that. If you find out if you could let me know and also, if Chief Sperling could maybe have a direct conversation or yourself with Assistant Commissioner Anaya to help him out. It's a good program that the

State Land Commissioner has initiated in partnership with, like I said, us – our crews, our wildland interface crews have been helping on the project as well as the National Guard and the County. And then you just mentioned the Boys & Girls Club as a non-profit. So it's a multi-faceted group of people trying to cut wood to help different people.

The last thing I have, Madam Chair, is also supporting in this cycle, Madam Chair, Commissioner Holian, the route from Golden to Santa Fe as we put forth in the resolution. It's my understanding in talking to Ms. Ellis-Green that the discussion didn't take place at the last meeting but it's going to take place at the next meeting. Do we know the date of that meeting? Because what I'm going to do, Madam Chair and Ms. Ellis-Green is make sure that there's a substantial contingency there from the Highway 14 Corridor to be there along with staff and Commissioners Holian and Mayfield.

MS. ELLIS-GREEN: Madam Chair, Commissioners, I can't confirm with the NCRTD exactly what date it will be heard and when it will be on the agenda, but I believe their next meeting is the first Friday in July.

COMMISSIONER HOLIAN: I believe that's true. I would have to look because of the Fourth of July being right in there and I don't remember exactly what date was settled on.

COMMISSIONER ANAYA: Thank you, Madam Chair. Madam Chair, one more thing. Madam Chair, Ms. Miller, did we finalize the agreement with Edgewood? Do we have that – I wasn't here during the Consent. I thought we finalized that.

MS. MILLER: Madam Chair, Commissioner Anaya, the road agreement is on the June 26<sup>th</sup> meeting. So it's noticed for that.

COMMISSIONER ANAYA: So we worked through –

MS. MILLER: I think that we've got it all worked out. I don't know if Edgewood would have passed it first but I think we requested that they be sure that they're ready to pass it or have passed it. So I think they're doing that first and then we'll have it at the end of the month. Great. Thank you, Madam Chair.

CHAIR STEFANICS: Thank you. Commissioner Holian.

COMMISSIONER HOLIAN: Am I the last?

CHAIR STEFANICS: No, you're the second.

COMMISSIONER HOLIAN: Well, I was just going to report on the NCRTD meeting and just report that we – the last meeting was devoted to the budget. We approved the budget and no route had to be cut but there was no money for extra routes.

Secondly, we talked about the Edgewood thing and there were a lot of questions that were brought forward by staff so the issue was tabled unanimously by the board at that time as to whether we would discuss it. Another problem is that it does require a 2/3 majority of both the board members and the number of votes. And we did not even have enough people there, even if everybody voted for it to actually be a 2/3 majority. So it was decided that we would not discuss that again until September.

And then the other thing that we did is – like I said, it was tabled. The other thing that we did is we passed a policy to deal with disruptive bus riders and how the decision would be made as to who not to allow to ride on the bus should somebody exhibit disruptive behavior, and then what to do if somebody was on the bus with that kind of behavior, how that would be dealt with. So that's my report.

CHAIR STEFANICS: Thank you. Commissioner Anaya, you had a question of Commissioner Holian?

COMMISSIONER ANAYA: Yes, Madam Chair. When I came into the meeting I had a conversation with Ms. Ellis-Green because I was concerned that the NCRTD had approved the budget. And I talked to several of the members on the NCRTD board and Penny, I thought they didn't approve the budget, now Commissioner Holian is saying they did, and if they did, Commissioner Holian, we had expressly put forth a resolution that you move forward and represent the route from Golden to Santa Fe, so what – I mean, I tell you, if you approved the budget and you didn't have the discussion that we had provided feedback on and there was a vote by this Commission, then I guess we're going to start off the next phase of my tenure here on a sour note because we clearly put that forward. And so can you clarify?

COMMISSIONER HOLIAN: We didn't discuss routes at all. We just talked about what money would go where, what would go towards administration and so on and so forth. We did not discuss any specific routes at all. We only discussed the overall budget.

COMMISSIONER ANAYA: So when are you going to bring up the route? So regardless of the Edgewood, and I'm a little puzzled. Do you not support Edgewood coming on board? I mean they're taxpaying members?

COMMISSIONER HOLIAN: I have an open mind at this point. I said that in general I am supportive but there were some questions that were brought up and the board voted unanimously to table it. Even if we had voted it would not have been accepted because we did not have the 2/3 majority present. In fact the representative from Santa Fe who has five votes wasn't even there.

COMMISSIONER ANAYA: Madam Chair, the member – the Mayor called me on Wednesday and he is concerned that you didn't want to support them and I think that's an item that you would like to provide more feedback. There was also an article in the paper that reflected some of the concerns that you raised. So I don't know if the letter went out –

COMMISSIONER HOLIAN: Commissioner Anaya, what the article in the paper said was that I was concerned that there wasn't even 2/3 of the votes present at the time, and in fact that was the case, so even if we had voted they would not have been accepted as a member. And this was the attorney for the NCRTD board who confirmed that. They brought that up.

COMMISSIONER ANAYA: Well, Madam Chair, I would respectfully ask for the resolution to come forward to the Commission because the Mayor and Councilor Ring, I believe, and I think there's some emails. I'll forward you the emails of some of the concerns that were expressed by I think Councilor Ring in the email that was sent to us. But I think it's important. There were some calculations done. That might help, Ms. Miller. We had some calculations as to how much tax base came out of Edgewood in particular into the NCRTD district at one time and I want to say it was \$160,000 annually that residents within the municipal boundaries of the Town of Edgewood contributed but maybe that's something that we could get verified.

I just hope – when I was on the board the issue came up first with Nambe. It was Nambe Pueblo wanting to be on the NCRTD board and to be inclusive of all tribal entities and municipalities and governments and the vote at the time of the board, and it was a vote of

the board, was to accept not only Nambe but to accept Edgewood, so I'm a little puzzled as to another vote that was –

COMMISSIONER HOLIAN: Commissioner Anaya, they gave the history of it and that wasn't exactly how they portrayed the history to us. They said that Nambe had expressed an interest but just in this recent go-round they sent a letter to them and said would they like to join and they did not respond to the letter. Nor did a couple of the other entities who also received that letter. In fact it was only Edgewood that responded in an affirmative way. And there are a number of different things that have to occur before somebody is actually accepted and one of those is for that body to pass a resolution saying that they want to do that and no other entity had done that except for Edgewood.

Now, I think that generally speaking, the people were supportive of Edgewood coming in, but there were concerns and questions that were raised and people wanted those questions answered before they did the vote. Furthermore, I will reiterate that even if we had had a vote we wouldn't have reached the numbers that are required for that. Two-thirds of the people were not even there.

CHAIR STEFANICS: Thank you. Commissioner Holian, do you have anything else?

COMMISSIONER HOLIAN: No.

CHAIR STEFANICS: Okay. Thank you. Commissioner Mayfield.

COMMISSIONER MAYFIELD: Madam Chair, I'd just also like to – my congratulations to everybody who ran in this last election cycle for all offices throughout our state, specifically County government. I look forward to working with any new individuals coming in and also working with all the existing individuals until we can address every issue that we have out there. But congratulations to everyone who did run the great races. Thank you.

CHAIR STEFANICS: Thank you. Besides congratulating everybody who ran a race, I'd like to remind the public that it takes a great deal of effort to be in a campaign and it's always hard to not win. I've certainly had those opportunities to not win. And I would like to thank people for even thinking of wanting to be a public servant.

The other announcement I have is the Commission has signed and we will be mailing certificates to Santa Fe students who received college scholarships from PFLAG, that was privately raised funds. I'm going to read all the names for the record and provide you a list to include, but it's a variety of schools that they're going to: Ariana Brown, Cody Duff, Yolie Elias, Miles Firkins, Akili Gonzales, Huck Kootenai Green, Jerry Hands, Nate Harris, Lyle Jeff, Josh Keeler, Connor Lites, Dominic Medina, Athena Morning-Stara, Alexandra Prutch, Jade Gabrielle Romero, Bernard Rosal, Joy Iris Schoenherr, Ronnie Swartz, Daniel Tafoya, Hallie Taylor Wright, Kate Thompson, Melissa Trent, Michael Trent, Matthew Wetzal, and Devoney Wilhite.

These students will be attending Central New Mexico Community College, Eastern New Mexico University, New Mexico Highlands University, UNM, several are going to UNM, Santa Fe Community College, Hampshire College, Eckerd College, New Mexico State, Ft. Lewis College and the University of San Francisco. So the Commission offers congratulations to all of these students with these scholarships which were again privately raised funds.


PFLAG is the Parents and Friends of Lesbians and Gay Persons. So this is recognizing these students. This is the second year I've had the opportunity to recognize them. The scholarships are usually \$1,000 to \$5,000 each, and I would thank that organization. They meet monthly and it's a great group of parents who are working on this.

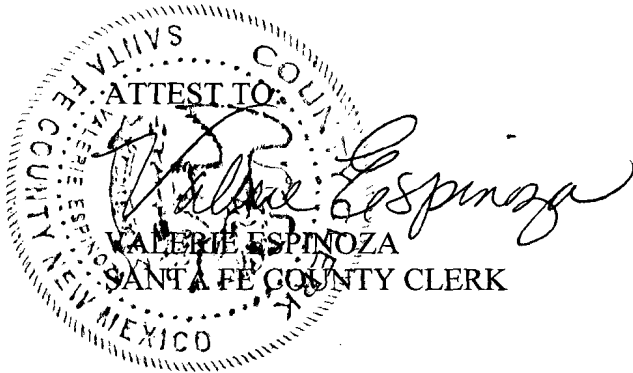
There was one other item. I provided to everyone an article that was in the paper yesterday on the nurses at the hospital [Exhibit 6], and I believe we would want to ask them to come to comment, Ms. Miller, at perhaps our – we want to invite them to the Indigent Board meeting, so perhaps they could give us our comments while Mr. Valdez is there. Okay? Great. Thank you.

**XVII. Adjournment**

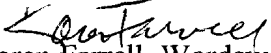
Having completed the agenda and with no further business to come before this body, Chairwoman Stefanics declared this meeting adjourned at 9:40 p.m.

Approved by:

  
\_\_\_\_\_  
Board of County Commissioners  
Liz Stefanics, Chairwoman



Respectfully submitted:

  
Karen Farrell, Wordswork  
453 Cerrillos Road  
Santa Fe, NM 87501







# Santa Fe County Capital Improvement Planning

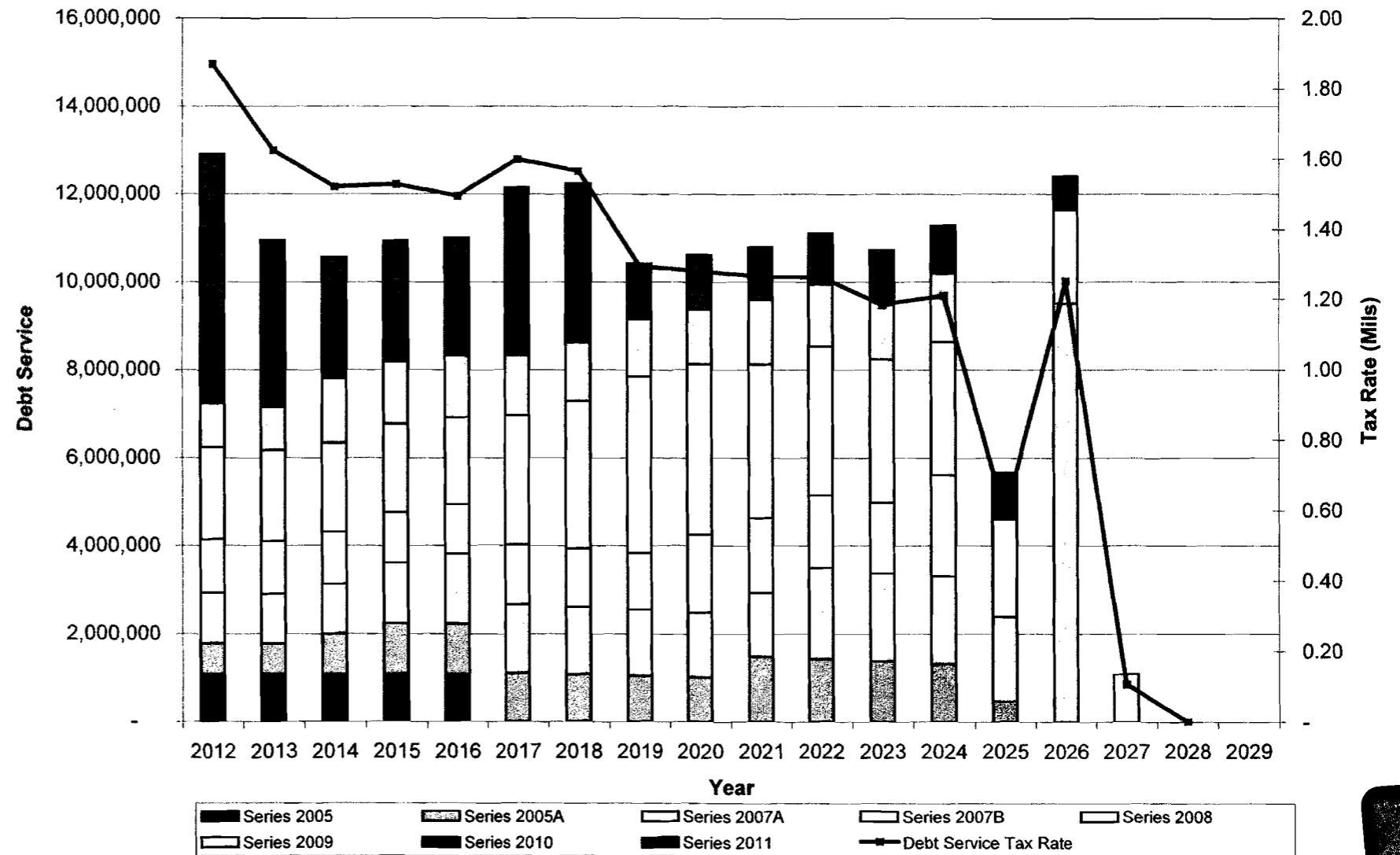
## June 12, 2012

Board of County Commissioners



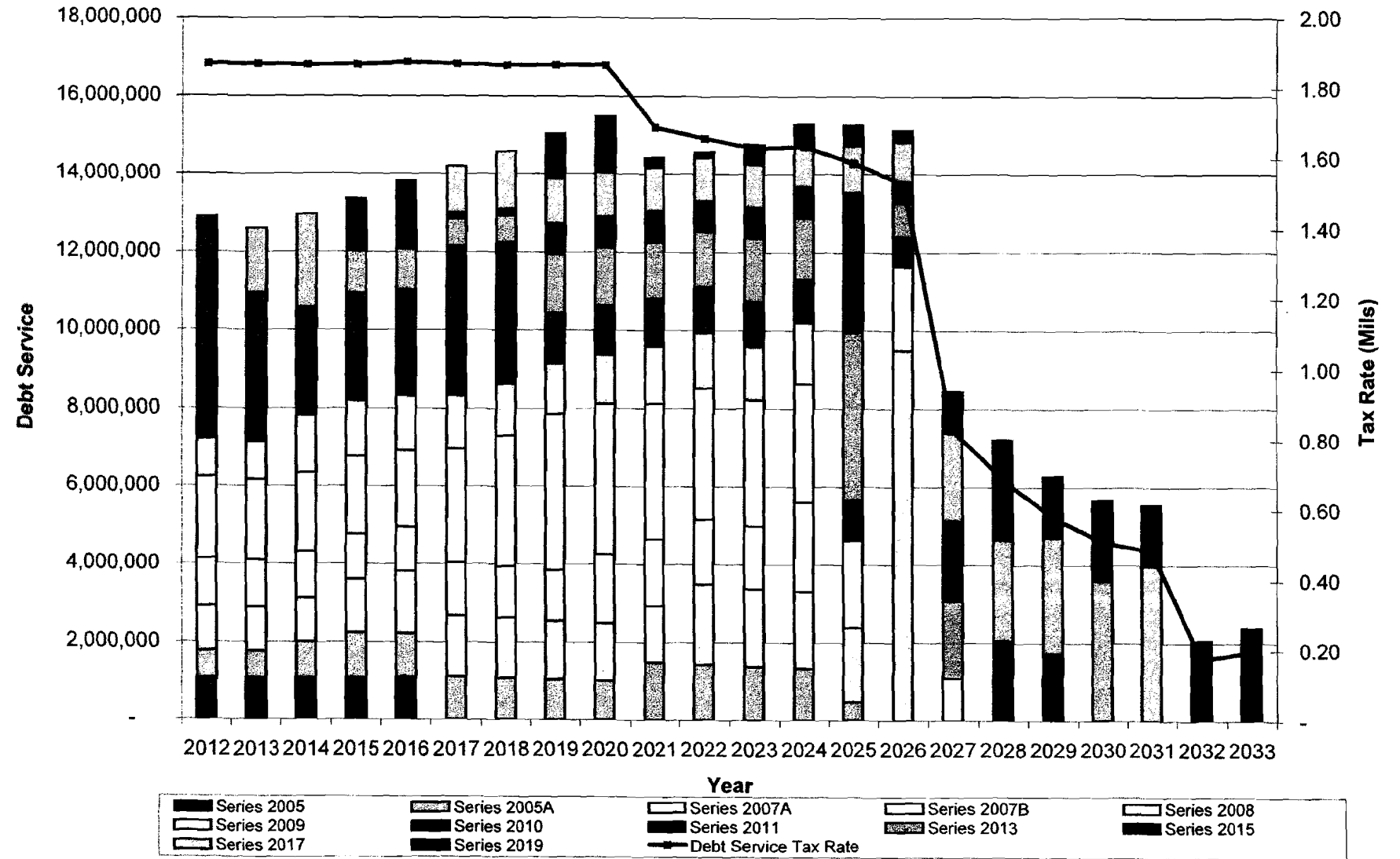
**Adam Leigland**  
Public Works Department Director

### Outstanding General Obligation Debt as of June 1, 2012



ERK RECORDED 07/11/2012

### Outstanding General Obligation Debt with Proposed 2012 and 2016 GO Bond Election



**Santa Fe County Bond Analysis  
GOB Series 2005**

SFC CLERK RECORDED 07/11/05 12

**Question as posed to the voters for the November 2, 2004 General Election:**

**Bond Question A: Shall Santa Fe County issue up to \$20,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve roads within the County and related public works facilities to house, maintain and service road improvement equipment?**

**Bond Question B: Shall Santa Fe County issue up to \$51,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire real property for and construct, design, equip, rehabilitate, and improve water projects within the County?**

**Bond Question C: Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve necessary public buildings within the County to house, maintain and service fire protection equipment?**

**Revenues:**

Bond Proceeds	\$ 20,006,009.00	issued 12/6/05	Question A	Question B	Question C
Investment Income	\$ 1,518,621.51		\$ 8,500,000	\$ 10,000,000	\$ 1,500,000
Transfer In	\$ 1,937,342.00				
Prior Year Refund	\$ 336.26				
<b>Total Revenues</b>	<b>\$ 23,462,308.77</b>				

**Expended/Encumbered:**

*PW Purposes*

Public Works Facility	\$ 5,351,887
Avenida Vista Grande	\$ 271,929
County Road 55A	\$ 44,524
Agua Fria Phase III	\$ 139,123
Coral Blanco Way	\$ 37,547
Taylor Road	\$ 7,967
Arroyo Alamo West	\$ 75,000
Camino Carlos Rael	\$ 15,921
Churchill Road	\$ 32,486
Encantado Loop	\$ 162,159
Encantado Road	\$ 2,311
County Road 55	\$ 288,670
County Road 84	\$ 144,249
County Road 94 & 94A	\$ 145,932
South Meadows	\$ 279,438
County Road 42	\$ 1,491,785
Tano Road	\$ 158,818
County Road 68A	\$ 25,313
Cibola Circle	\$ 34,728
County Road 70	\$ 220,383
Taylor Loop	\$ 41,065
County Road 88D	\$ 71,615
Camino Bajo/CR 48A	\$ 69,970
County Road 69A	\$ 56,142
County Road 86A	\$ 16,556
County Road 86B	\$ 52,558
County Road 91C	\$ 14,103

**Santa Fe County Bond Analysis  
GOB Series 2005**

SFC CLERK RECORDED 07/11/2012

**Expended/Encumbered:**

**PW Purposes (Continued)**

County Road 84J	\$ 24,196
County Road 89E	\$ 70,725
County Road 51	\$ 147,587
County Road 85A	\$ 38,795
Valle Vista Paving Project	\$ 348,507
Subtotal	<u>\$ 9,881,988</u>

**Water Projects**

Vigil Trust Land Acquisition	\$ 207,400
Top of the World	\$ 5,395,139
Valle Serena Development	\$ 61,660
San Juan/Chama Water Project	\$ 67,906
Agua Fria Community Center Water	\$ 293,463
Public Works Facility Well	\$ 143,798
Water Rights Acquisition	\$ 321,853
Buckman Direct Diversion	\$ 2,811,103
Subtotal	<u>\$ 9,302,323</u>

**Fire**

Chimayo Fire Station	\$ 408,043
La Puebla Fire Station	\$ 261,222
Tesuque Fire Station	\$ 333,753
Glorieta Fire Station	\$ 352,432
Town of Edgewood Station	\$ -
Subtotal	<u>\$ 1,355,449</u>

**Operating Transfer Out**

\$ 1,878,332

**Total Expenditures/Encumbrances** \$ 22,418,092

**Amount Available** \$ 1,044,217.11

**Santa Fe County Bond Analysis  
GOB Series 2007A**

SFC CLERK RECORDED 07/11/2012

**Question as posed to the voters for the November 7, 2006 General  
Election:**

**Bond Question: Shall Santa Fe County issue up to \$25,000,000 in general obligation  
bonds payable from general (ad valorem) taxes, to acquire real property for and  
construct, design, equip, improve and furnish a District Courthouse and related  
parking facilities in Santa Fe?**

**Revenues:**

Bond Proceeds	\$ 25,033,236.50	Issued 1/30/07
Investment Income	\$ 1,902,703.54	
Remediation Reimbursement	\$ 27,500.00	
Prior Year Refund	\$ 329,617.32	
<b>Total Revenues</b>	<b>\$ 27,293,057.36</b>	

**Expended/Encumbered:**

First Judicial District Court Construction	\$ 27,062,645
<b>Amount Available</b>	<b>\$ 230,412.52</b>

**Santa Fe County Bond Analysis  
GOB Series 2007B**

SFC CLERK R C O R D E D / 1 1 / 2 0 1 2

**Question as posed to the voters for the November 2, 2004 General Election:**

**Bond Question A:** Shall Santa Fe County issue up to \$20,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve roads within the County and related public works facilities to house, maintain and service road improvement equipment?

**Bond Question B:** Shall Santa Fe County issue up to \$51,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire real property for and construct, design, equip, rehabilitate, and improve water projects within the County?

**Bond Question C:** Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve necessary public buildings within the County to house, maintain and service fire protection equipment?

**Revenues:**

		Question A	Question B	Question C
Bond Proceeds	\$ 20,045,151.00	Issued 9/11/07	\$ 11,500,000	\$ 8,500,000
Investment Income	\$ 452,426.82			
Transfer In	\$ 969,946.00			
Prior Year Refund	\$ 336.26			
<b>Total Revenues</b>	<b>\$ 21,467,860.08</b>			

**Expended/Encumbered:**

***PW Purposes***

Public Works Facility	\$ 11,452,001
Paseo del Angel	\$ 241,109
Caja Del Rio	\$ 22,335
<b>Subtotal</b>	<b>\$ 11,715,444</b>

***Water Projects***

Buckman Direct Diversion	\$ 8,500,000
<b>Subtotal</b>	<b>\$ 8,500,000</b>

***Operating Transfer Out***

\$ -

**Total Expenditures/Encumbrances** \$ **20,215,444**

**Amount Available** \$ **1,252,416.18**



**Santa Fe County Bond Analysis  
2008 GRT Revenue Bond**

SFC CLERK RECORDED 07/11/2012

**ORDINANCE 2008-11**

Authorizing the issuance and sale of the Santa Fe County, New Mexico County Gross Receipts Tax Revenue Bonds, Series 2008, in an aggregate principal of \$30,000,000 for the purpose of defraying the costs of construction of and improvements to the County Courthouse and other public facilities in the County, and to pay costs of issuance of the Series 2008 bonds, establishing the principal amounts, maturities, prices redemption features and other details of the Series 2008 bonds;...

**Revenues:**

Bond Proceeds	\$ 30,079,436.80	Issued 9/10/08
Investment Income	\$ 1,504,458.77	
Remediation Reimbursement	\$ -	
Prior Year Refund	\$ -	
<b>Total Revenues</b>	<b>\$ 31,583,895.57</b>	

**Expended/Encumbered:**

First Judicial District Court Construction	\$ 30,213,735
<i><u>Operating Transfer Out</u></i>	<u>\$ 1,276,507</u>
<b>Total Expenditures/Encumbrances</b>	<b>\$ 31,490,242</b>
<b>Amount Available</b>	<b>\$ 93,653.55</b>

**Santa Fe County Bond Analysis  
GOB Series 2008**

SFC CLERK RECORDED 07/11/2012

**Question as posed to the voters for the November 2, 2004 General Election:**

**Bond Question A: Shall Santa Fe County issue up to \$20,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve roads within the County and related public works facilities to house, maintain and service road improvement equipment?**

**Bond Question B: Shall Santa Fe County issue up to \$51,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire real property for and construct, design, equip, rehabilitate, and improve water projects within the County?**

**Bond Question C: Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve necessary public buildings within the County to house, maintain and service fire protection equipment?**

**Revenues:**

		Question A	Question B	Question C
Bond Proceeds	\$ 32,558,500.00	Issued 10/14/08	\$ -	\$ 32,500,000
Investment Income	\$ 193,597.92			
Transfer In	\$ -			
Prior Year Refund	\$ -			
<b>Total Revenues</b>	<b>\$ 32,752,097.92</b>			

**Expended/Encumbered:**

Water Projects

Buckman Direct Diversion	\$ 32,750,323
Subtotal	\$ 32,750,323

Operating Transfer Out                      \$ -

**Total Expenditures/Encumbrances**      \$ 32,750,323

**Amount Available**                              \$ 1,774.92

**Santa Fe County Bond Analysis  
GOB Series 2009**

SFC CLERK RECORDED 07/11/2015

**Question as posed to the voters for the November 4, 2008 General Election:**

<b>Bond Question 1:</b> Shall Santa Fe County issue up to \$3,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, design, construct, improve, equip and restore open space, trails and parks within the County?
<b>Bond Question 2:</b> Shall Santa Fe County issue up to \$15,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve roads within the County?
<b>Bond Question 3:</b> Shall Santa Fe County issue up to \$5,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve fire safety facilities within the County?
<b>Bond Question 4:</b> Shall Santa Fe County issue up to \$8,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire real property and necessary water rights for, and to construct, design, equip, rehabilitate, and improve water projects within the County?
<b>Bond Question 5:</b> Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, rehabilitate, and improve waste transfer stations within the County?
<b>Bond Question 6:</b> Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, rehabilitate, and improve a building and related improvements for the fairgrounds within the County? [THIS BOND QUESTION FAILED]

**Revenues:**

		Question 1	Question 2	Question 3	Question 4	Question 5	
Bond Proceeds	\$ 17,298,188.46	Issued 4/15/09	\$ 500,000	\$ 12,350,000	\$ 2,650,000	\$ 1,000,000	\$ 500,000
Investment Income	\$ 207,373.54						
Transfer In	\$ -						
Prior Year Refund	\$ -						
<b>Total Revenues</b>	<b>\$ 17,505,562.00</b>						

**Expended/Encumbered:**

PW Purposes

Avenida Vista Grande	\$ 764,860
Agua Fria Phase III	\$ 2,675,721
County Road 42	\$ 1,500,948
County Road 84 Low Water Crossing	\$ 6,398
South Meadows Road	\$ 3,246,610
County Road 84G	\$ 850,537
Sunrise Road	\$ 32,257
County Road 12B	\$ 106,382
County Road 50A	\$ 7,562
Paseo del Angel	\$ 81,490
Paseo Galisteo	\$ 214,911
County Road 16A Jaymar	\$ 18,577
Calle Catolina	\$ 23,964
Calle del Rio Extension	\$ 16,786
Los Pinos Road	\$ 141,654
County Road 17A	\$ 40,742
<b>Subtotal</b>	<b>\$ 9,729,399</b>

Water Projects

Eldorado/Canoncito	\$ 356,793
Sombrillo/Cuatro Villas	\$ 150,000
Greater Chimayo MDWCA	\$ 500,000
Chimayo Water System	\$ -
<b>Subtotal</b>	<b>\$ 1,006,793</b>

Solid Waste Transfer Stations

Solid Waste Transfer Station	\$ 214,547
<b>Subtotal</b>	<b>\$ 214,547</b>

Santa Fe County Bond Analysis  
GOB Series 2009

*Fire*

Fire Training Center	\$	43,454
Rancho Viejo Substation	\$	2,319,270
Town of Edgewood Station	\$	-
Subtotal	\$	2,362,724

*Open Space*

Santa Fe River Greenway	\$	26,315
Subtotal	\$	26,315

*Operating Transfer Out*                    \$        399,545

**Total Expenditures/Encumbrances**    \$    **13,739,323**

**Amount Available**                    \$    **3,766,238.73**

SFC CLERK RECORDED 07/11/2012

**Santa Fe County Bond Analysis  
2009 GRT Revenue Bond**

SFC CLERK RECORDED 07/11/2012

**ORDINANCE 2009-7**

Authorizing the issuance and sale of the Santa Fe County, New Mexico Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2009, in the maximum principal amount of \$13,000,000 for the purpose of defraying the costs of purchasing water rights within the County and to pay costs of issuance of the Series 2009 Bonds;...

**Revenues:**

Bond Proceeds	\$ 12,576,692.65	Issued 10/29/09
Investment Income	\$ 36,042.76	
Remediation Reimbursement	\$ -	
Prior Year Refund	\$ -	
<b>Total Revenues</b>	<b>\$ 12,612,735.41</b>	

**Expended/Encumbered:**

Buckman Direct Diversion Project	\$ 5,761,015
<i><u>Operating Transfer Out</u></i>	<u>\$ 6,792,767</u>
<b>Total Expenditures/Encumbrances</b>	<b>\$ 12,553,781</b>
<b>Amount Available</b>	<b>\$ 58,954.14</b>

**Santa Fe County Bond Analysis  
2010A GRT Revenue Bond**

SFC CLERK RECORDED 07/11/2012

**ORDINANCE 2010-2**

Authorizing the issuance and sale of the Santa Fe County, New Mexico Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2010A and 2010B, in the combined maximum aggregate principal amount not to exceed \$40,000,000 for the purpose of defraying a portion of the costs of constructing the Buckman Direct Diversion Project and to pay costs of issuance of the Series 2010A and 2010B Bonds;...

**Revenues:**

		Issuance Amount
Bond Proceeds	\$ 22,300,641.37	Issued 3/24/10
Investment Income	\$ 39,734.53	\$ 21,215,000
Remediation Reimbursement	\$ -	
Prior Year Refund	\$ -	
<b>Total Revenues</b>	<b>\$ 22,340,375.90</b>	

**Expended/Encumbered:**

Buckman Direct Diversion Project	\$ 22,300,641
<i>Operating Transfer Out</i>	\$ -
<b>Total Expenditures/Encumbrances</b>	<b>\$ 22,300,641</b>
<b>Amount Available</b>	<b>\$ 39,734.46</b>

**Santa Fe County Bond Analysis  
2010B GRT Revenue Bond**

SFC CLERK RECORDED 07/11/2012

**ORDINANCE 2010-2**

Authorizing the issuance and sale of the Santa Fe County, New Mexico Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2010A and 2010B, in the combined maximum aggregate principal amount not to exceed \$40,000,000 for the purpose of defraying a portion of the costs of constructing the Buckman Direct Diversion Project and to pay costs of issuance of the Series 2010A and 2010B Bonds;...

<b>Revenues:</b>		Issuance Amount
Bond Proceeds	\$ 10,404,304.79	Issued 3/24/10 \$ 10,195,000
Investment Income	\$ 38,271.50	
Remediation Reimbursement	\$ -	
Prior Year Refund	\$ -	
<b>Total Revenues</b>	<b>\$ 10,442,576.29</b>	

**Expended/Encumbered:**

Buckman Direct Diversion Project	\$ 10,404,305
<i>Operating Transfer Out</i>	\$ -
<b>Total Expenditures/Encumbrances</b>	<b>\$ 10,404,305</b>
<b>Amount Available</b>	<b>\$ 38,271.29</b>

**Santa Fe County Bond Analysis  
GOB Series 2011**

SFC CLERK  
RECORDED  
07/1/2011

**Question as posed to the voters for the November 4, 2008 General Election:**

- Bond Question 1:** Shall Santa Fe County issue up to \$3,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, design, construct, improve, equip and restore open space, trails and parks within the County?
- Bond Question 2:** Shall Santa Fe County issue up to \$15,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve roads within the County?
- Bond Question 3:** Shall Santa Fe County issue up to \$5,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, and improve fire safety facilities within the County?
- Bond Question 4:** Shall Santa Fe County issue up to \$8,000,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire real property and necessary water rights for, and to construct, design, equip, rehabilitate, and improve water projects within the County?
- Bond Question 5:** Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, rehabilitate, and improve waste transfer stations within the County?
- Bond Question 6:** Shall Santa Fe County issue up to \$1,500,000 in general obligation bonds payable from general (ad valorem) taxes, to acquire, construct, design, equip, rehabilitate, and improve a building and related improvements for the fairgrounds within the County?  
[THIS BOND QUESTION FAILED]

**Revenues:**

		Question 1	Question 2	Question 3	Question 4	Question 5
Bond Proceeds	\$ 16,321,277.71	\$ 3,000,000	\$ 3,150,000	\$ 2,350,000	\$ 7,000,000	\$ 1,000,000
Investment Income	\$ 26,453.55					
Transfer In	\$ -					
Prior Year Refund	\$ -					
<b>Total Revenues</b>	<b>\$ 16,347,731.26</b>					

**Expended/Encumbered:**

PW Purposes

Caja del Rio	\$ 301,815
<b>Subtotal</b>	<b>\$ 301,815</b>

Water Projects

Utility Project Senior Engineer	\$ 55,664
Eldorado/Canoncito Water	\$ 440,165
Greater Chimayo MDWCA	\$ -
<b>Subtotal</b>	<b>\$ 495,829</b>

Solid Waste Transfer Stations

San Marcos Transfer Station	\$ 835,085
<b>Subtotal</b>	<b>\$ 835,085</b>

Fire

Fire Training Center	\$ -
Town of Edgewood Station	\$ -
<b>Subtotal</b>	<b>\$ -</b>

Open Space

Santa Fe River Greenway	\$ -
<b>Subtotal</b>	<b>\$ -</b>

Operating Transfer Out

\$ 668,401

**Total Expenditures/Encumbrances** \$ 2,301,130

**Amount Available** \$ 14,046,601.11



**SANTA FE COUNTY  
FISCAL YEAR 2012 BUDGET  
DEBT SCHEDULES**



REVENUE BOND DEBT SERVICE DETAIL  
(FUND 406)

FY	Beginning of Fiscal Year Balance	GRT REVENUE Series 2010B 10.2 MM @2% to 4.25% Buckman Direct Diversion Project			GRT REVENUE Series 2010A \$21.2 MM @ 2% to 6% Buckman Direct Diversion Project			GRT REVENUE Series 2009 \$12.1 MM @ 2% to 5% Water Rights		
		PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL
1998	BALANCE									
	PAYMENT									
1999	BALANCE									
	PAYMENT									
2000	BALANCE									
	PAYMENT									
2001	BALANCE									
	PAYMENT									
2002	BALANCE									
	PAYMENT									
2003	BALANCE									
	PAYMENT									
2004	BALANCE									
	PAYMENT									
2005	BALANCE									
	PAYMENT									
2006	BALANCE									
	PAYMENT									
2007	BALANCE									
	PAYMENT									
2008	BALANCE									
	PAYMENT									
2009	BALANCE									
	PAYMENT									
2010	BALANCE	10,195,000	5,213,446	15,408,446	21,215,000	11,227,244	32,442,244	12,080,000	5,493,005	17,583,005
	PAYMENT	0	(72,515)	(72,515)	0	(162,588)	(162,588)	(265,000)	(262,505)	(527,505)
2011	BALANCE	10,195,000	5,140,931	15,335,931	21,215,000	11,064,656	32,279,656	11,825,000	5,210,500	17,035,500
	PAYMENT	(265,000)	(389,631)	(654,631)	(585,000)	(873,606)	(1,458,606)	(440,000)	(456,981)	(896,981)
2012	BALANCE	9,930,000	4,751,300	14,681,300	20,630,000	10,191,050	30,821,050	11,385,000	4,753,519	16,138,519
	PAYMENT	(340,000)	(384,331)	(724,331)	(760,000)	(861,906)	(1,621,906)	(450,000)	(445,981)	(895,981)
2013	BALANCE	9,590,000	4,366,969	13,956,969	19,870,000	9,329,144	29,199,144	10,935,000	4,307,538	15,242,538
	PAYMENT	(350,000)	(377,531)	(727,531)	(775,000)	(846,706)	(1,621,706)	(460,000)	(436,981)	(896,981)
2014	BALANCE	9,240,000	3,989,438	13,229,438	19,095,000	8,482,438	27,577,438	10,475,000	3,870,556	14,345,556
	PAYMENT	(355,000)	(367,031)	(722,031)	(800,000)	(823,456)	(1,623,456)	(475,000)	(423,181)	(898,181)
2015	BALANCE	8,885,000	3,622,406	12,507,406	18,295,000	7,658,981	25,953,981	10,000,000	3,447,375	13,447,375
	PAYMENT	(370,000)	(356,381)	(726,381)	(825,000)	(799,456)	(1,624,456)	(490,000)	(405,431)	(895,431)
2016	BALANCE	8,515,000	3,266,025	11,781,025	17,470,000	6,859,525	24,329,525	9,510,000	3,041,944	12,551,944
	PAYMENT	(380,000)	(345,281)	(725,281)	(850,000)	(774,706)	(1,624,706)	(515,000)	(380,931)	(895,931)
2017	BALANCE	8,135,000	2,920,744	11,055,744	16,620,000	6,084,819	22,704,819	8,995,000	2,661,013	11,656,013
	PAYMENT	(395,000)	(330,081)	(725,081)	(880,000)	(740,706)	(1,620,706)	(535,000)	(360,331)	(895,331)
2018	BALANCE	7,740,000	2,590,663	10,330,663	15,740,000	5,344,113	21,084,113	8,460,000	2,300,681	10,760,681
	PAYMENT	(415,000)	(314,281)	(729,281)	(915,000)	(705,506)	(1,620,506)	(555,000)	(336,931)	(891,931)
2019	BALANCE	7,325,000	2,276,381	9,601,381	14,825,000	4,638,606	19,463,606	7,905,000	1,961,750	9,866,750
	PAYMENT	(430,000)	(297,681)	(727,681)	(955,000)	(668,906)	(1,623,906)	(585,000)	(311,181)	(896,181)
2020	BALANCE	6,895,000	1,978,700	8,873,700	13,870,000	3,969,700	17,839,700	7,320,000	1,650,569	8,970,569
	PAYMENT	(445,000)	(280,481)	(725,481)	(990,000)	(630,706)	(1,620,706)	(615,000)	(281,931)	(896,931)
2021	BALANCE	6,450,000	1,698,219	8,148,219	12,880,000	3,338,994	16,218,994	6,705,000	1,368,638	8,073,638
	PAYMENT	(465,000)	(262,681)	(727,681)	(1,030,000)	(591,106)	(1,621,106)	(640,000)	(257,331)	(897,331)
2022	BALANCE	5,985,000	1,435,538	7,420,538	11,850,000	2,747,888	14,597,888	6,065,000	1,111,306	7,176,306
	PAYMENT	(480,000)	(244,081)	(724,081)	(1,085,000)	(539,606)	(1,624,606)	(665,000)	(231,731)	(896,731)
2023	BALANCE	5,505,000	1,191,456	6,696,456	10,765,000	2,208,281	12,973,281	5,400,000	879,575	6,279,575
	PAYMENT	(500,000)	(224,881)	(724,881)	(1,135,000)	(485,356)	(1,620,356)	(685,000)	(210,950)	(895,950)
2024	BALANCE	5,005,000	966,575	5,971,575	9,630,000	1,722,925	11,352,925	4,715,000	668,625	5,383,625
	PAYMENT	(520,000)	(204,881)	(724,881)	(1,195,000)	(428,606)	(1,623,606)	(710,000)	(186,438)	(896,438)
2025	BALANCE	4,485,000	761,694	5,246,694	8,435,000	1,294,319	9,729,319	4,005,000	482,188	4,487,188
	PAYMENT	(540,000)	(184,081)	(724,081)	(1,255,000)	(368,856)	(1,623,856)	(740,000)	(158,038)	(898,038)
2026	BALANCE	3,945,000	577,613	4,522,613	7,180,000	925,463	8,105,463	3,265,000	324,150	3,589,150
	PAYMENT	(560,000)	(162,481)	(722,481)	(1,315,000)	(306,106)	(1,621,106)	(770,000)	(128,438)	(898,438)
2027	BALANCE	3,385,000	415,131	3,800,131	5,865,000	619,356	6,484,356	2,495,000	195,713	2,690,713
	PAYMENT	(585,000)	(140,081)	(725,081)	(1,380,000)	(240,356)	(1,620,356)	(800,000)	(97,638)	(897,638)
2028	BALANCE	2,800,000	275,050	3,075,050	4,485,000	379,000	4,864,000	1,695,000	98,075	1,793,075
	PAYMENT	(610,000)	(116,681)	(726,681)	(1,435,000)	(185,156)	(1,620,156)	(830,000)	(65,638)	(895,638)
2029	BALANCE	2,190,000	158,369	2,348,369	3,050,000	193,844	3,243,844	865,000	32,438	897,438
	PAYMENT	(635,000)	(92,281)	(727,281)	(1,495,000)	(127,756)	(1,622,756)	(865,000)	(32,438)	(897,438)
2030	BALANCE	1,555,000	66,088	1,621,088	1,555,000	66,088	1,621,087	0	0	0
	PAYMENT	(1,555,000)	(66,088)	(1,621,088)	(1,555,000)	(66,088)	(1,621,088)			
2031	BALANCE	0	0	0	0	0	0			
	PAYMENT									
2032	BALANCE									
	PAYMENT									
2033	BALANCE									
	PAYMENT									
2033	BALANCE									

**SANTA FE COUNTY  
FISCAL YEAR 2012 BUDGET  
DEBT SCHEDULES**



REVENUE BOND DEBT SERVICE DETAIL  
(FUND 406)

FY	Beginning of Fiscal Year Balance	GRT REVENUE Series 2008 \$30 MM @ 3.5% to 5% Judicial Court Complex			GRT REVENUE SUBORDINATE 1997A \$6 MM @ 4.1% to 6% Sheriff's Facility			TOTAL FUND 406 GRT DEBT SERVICE		
		PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL
1998	BALANCE				6,000,000	6,588,400	12,588,400	6,000,000	6,588,400	12,588,400
	PAYMENT				(0)	(325,130)	(325,130)	(0)	(325,130)	(325,130)
1999	BALANCE				6,000,000	6,261,270	12,261,270	6,000,000	6,261,270	12,261,270
	PAYMENT				(100,000)	(325,130)	(425,130)	(100,000)	(325,130)	(425,130)
2000	BALANCE				5,900,000	5,936,140	11,836,140	5,900,000	5,936,140	11,836,140
	PAYMENT				(100,000)	(321,030)	(421,030)	(100,000)	(321,030)	(421,030)
2001	BALANCE				5,800,000	5,615,110	11,415,110	5,800,000	5,615,110	11,415,110
	PAYMENT				(105,000)	(316,830)	(421,830)	(105,000)	(316,830)	(421,830)
2002	BALANCE				5,695,000	5,298,280	10,993,280	5,695,000	5,298,280	10,993,280
	PAYMENT				(110,000)	(312,315)	(422,315)	(110,000)	(312,315)	(422,315)
2003	BALANCE				5,585,000	4,985,965	10,570,965	5,585,000	4,985,965	10,570,965
	PAYMENT				(115,000)	(307,475)	(422,475)	(115,000)	(307,475)	(422,475)
2004	BALANCE				5,470,000	4,678,490	10,148,490	5,470,000	4,678,490	10,148,490
	PAYMENT				(120,000)	(302,300)	(422,300)	(120,000)	(302,300)	(422,300)
2005	BALANCE				5,350,000	4,376,190	9,726,190	5,350,000	4,376,190	9,726,190
	PAYMENT				(125,000)	(296,780)	(421,780)	(125,000)	(296,780)	(421,780)
2006	BALANCE				5,225,000	4,079,410	9,304,410	5,225,000	4,079,410	9,304,410
	PAYMENT				(135,000)	(290,905)	(425,905)	(135,000)	(290,905)	(425,905)
2007	BALANCE				5,090,000	3,788,505	8,878,505	5,090,000	3,788,505	8,878,505
	PAYMENT				(140,000)	(284,425)	(424,425)	(140,000)	(284,425)	(424,425)
2008	BALANCE				4,950,000	3,504,080	8,454,080	4,950,000	3,504,080	8,454,080
	PAYMENT				(145,000)	(277,425)	(422,425)	(145,000)	(277,425)	(422,425)
2009	BALANCE	30,000,000	24,176,757	54,176,757	4,805,000	3,226,655	8,031,655	34,805,000	27,403,412	62,208,412
	PAYMENT	(1,365,000)	(1,040,126)	(2,405,126)	(155,000)	(270,175)	(425,175)	(1,520,000)	(1,310,301)	(2,830,301)
2010	BALANCE	28,635,000	23,136,631	51,771,631	4,650,000	2,956,480	7,606,480	78,785,000	48,026,807	124,811,807
	PAYMENT	(1,275,000)	(1,366,406)	(2,641,406)	(160,000)	(262,270)	(422,270)	(1,700,000)	(2,146,284)	(3,846,284)
2011	BALANCE	27,360,000	21,770,225	49,130,225	4,490,000	2,694,210	7,184,210	75,085,000	45,880,523	120,965,523
	PAYMENT	(140,000)	(1,302,656)	(1,442,656)	(170,000)	(253,950)	(423,950)	(1,600,000)	(3,276,825)	(4,876,825)
2012	BALANCE	27,220,000	20,467,569	47,687,569	4,320,000	2,440,260	6,760,260	73,485,000	42,603,698	116,088,698
	PAYMENT	(170,000)	(1,297,756)	(1,467,756)	(180,000)	(245,110)	(425,110)	(1,900,000)	(3,235,085)	(5,135,085)
2013	BALANCE	27,050,000	19,169,812	46,219,812	4,140,000	2,195,150	6,335,150	71,585,000	39,368,613	110,953,613
	PAYMENT	(255,000)	(1,291,806)	(1,546,806)	(185,000)	(235,750)	(420,750)	(2,025,000)	(3,188,775)	(5,213,775)
2014	BALANCE	26,795,000	17,878,008	44,673,008	3,955,000	1,959,400	5,914,400	69,560,000	36,179,838	105,739,838
	PAYMENT	(275,000)	(1,282,881)	(1,557,881)	(195,000)	(226,500)	(421,500)	(2,100,000)	(3,123,050)	(5,223,050)
2015	BALANCE	26,520,000	16,596,125	43,116,125	3,780,000	1,732,900	5,492,900	67,460,000	33,056,788	100,516,788
	PAYMENT	(445,000)	(1,273,256)	(1,718,256)	(205,000)	(216,750)	(421,750)	(2,335,000)	(3,051,275)	(5,386,275)
2016	BALANCE	26,075,000	15,321,869	41,396,869	3,555,000	1,518,150	5,073,150	65,125,000	30,005,513	95,130,513
	PAYMENT	(515,000)	(1,255,456)	(1,770,456)	(215,000)	(206,500)	(421,500)	(2,475,000)	(2,962,875)	(5,437,875)
2017	BALANCE	25,560,000	14,066,412	39,626,412	3,340,000	1,309,650	4,649,650	62,650,000	27,042,638	89,692,638
	PAYMENT	(590,000)	(1,234,856)	(1,824,856)	(225,000)	(195,750)	(420,750)	(2,625,000)	(2,861,725)	(5,486,725)
2018	BALANCE	24,970,000	12,831,556	37,801,556	3,115,000	1,113,900	4,228,900	60,025,000	24,180,913	84,205,913
	PAYMENT	(665,000)	(1,211,256)	(1,876,256)	(240,000)	(184,500)	(424,500)	(2,790,000)	(2,754,475)	(5,544,475)
2019	BALANCE	24,305,000	11,620,300	35,925,300	2,875,000	929,400	3,804,400	57,235,000	21,426,438	78,661,438
	PAYMENT	(750,000)	(1,184,656)	(1,934,656)	(250,000)	(172,500)	(422,500)	(2,970,000)	(2,634,925)	(5,604,925)
2020	BALANCE	23,555,000	10,435,644	33,990,644	2,625,000	756,900	3,381,900	54,265,000	18,791,513	73,056,513
	PAYMENT	(835,000)	(1,154,656)	(1,989,656)	(265,000)	(157,500)	(422,500)	(3,150,000)	(2,505,275)	(5,655,275)
2021	BALANCE	22,720,000	9,280,987	32,000,987	2,380,000	599,400	2,959,400	51,115,000	16,286,238	67,401,238
	PAYMENT	(930,000)	(1,120,213)	(2,050,213)	(280,000)	(141,600)	(421,600)	(3,345,000)	(2,372,931)	(5,717,931)
2022	BALANCE	21,790,000	8,160,775	29,950,775	2,080,000	457,800	2,537,800	47,770,000	13,913,308	61,683,308
	PAYMENT	(1,025,000)	(1,080,688)	(2,105,688)	(300,000)	(124,800)	(424,800)	(3,555,000)	(2,220,906)	(5,775,906)
2023	BALANCE	20,765,000	7,080,087	27,845,087	1,780,000	333,000	2,113,000	44,215,000	11,692,400	55,907,400
	PAYMENT	(1,135,000)	(1,029,438)	(2,164,438)	(315,000)	(106,800)	(421,800)	(3,770,000)	(2,057,425)	(5,827,425)
2024	BALANCE	19,630,000	6,050,650	25,680,650	1,465,000	226,200	1,691,200	40,445,000	9,634,975	50,079,975
	PAYMENT	(1,265,000)	(972,688)	(2,237,688)	(335,000)	(87,900)	(422,900)	(4,025,000)	(1,880,513)	(5,905,513)
2025	BALANCE	18,365,000	5,077,962	23,442,962	1,130,000	138,300	1,268,300	36,420,000	7,754,462	44,174,462
	PAYMENT	(1,400,000)	(909,438)	(2,309,438)	(355,000)	(67,800)	(422,800)	(4,290,000)	(1,688,213)	(5,978,213)
2026	BALANCE	16,965,000	4,168,525	21,133,525	775,000	70,500	845,500	32,130,000	6,066,250	38,196,250
	PAYMENT	(1,535,000)	(639,438)	(2,374,438)	(375,000)	(46,500)	(421,500)	(4,555,000)	(1,482,963)	(6,037,963)
2027	BALANCE	15,430,000	3,329,087	18,759,087	400,000	24,000	424,000	27,575,000	4,583,287	32,158,287
	PAYMENT	(1,685,000)	(762,688)	(2,447,688)	(400,000)	(24,000)	(424,000)	(4,850,000)	(1,264,763)	(6,114,763)
2028	BALANCE	13,745,000	2,586,400	16,331,400	0	0	0	22,725,000	3,318,525	26,043,525
	PAYMENT	(1,840,000)	(682,650)	(2,522,650)				(4,715,000)	(1,050,125)	(5,765,125)
2029	BALANCE	11,905,000	1,883,750	13,788,750				18,010,000	2,268,400	20,278,400
	PAYMENT	(2,000,000)	(595,250)	(2,595,250)				(4,995,000)	(847,725)	(5,842,725)
2030	BALANCE	9,905,000	1,288,500	11,193,500				13,015,000	1,420,675	14,435,675
	PAYMENT	(2,180,000)	(495,250)	(2,675,250)				(5,290,000)	(627,425)	(5,917,425)
2031	BALANCE	7,725,000	793,250	8,518,250				7,725,000	793,250	8,518,250
	PAYMENT	(2,370,000)	(386,250)	(2,756,250)				(2,370,000)	(386,250)	(2,756,250)
2032	BALANCE	5,355,000	407,000	5,762,000				5,355,000	407,000	5,762,000
	PAYMENT	(2,570,000)	(267,750)	(2,837,750)				(2,570,000)	(267,750)	(2,837,750)
2033	BALANCE	2,785,000	139,250	2,924,250				2,785,000	139,250	2,924,250
	PAYMENT	(2,785,000)	(139,250)	(2,924,250)				(2,785,000)	(139,250)	(2,924,250)
2033	BALANCE	0	(0)	(0)				0	(0)	(0)

SFC CLERK RECORDED 07/11/2012

**SANTA FE COUNTY  
FISCAL YEAR 2012 BUDGET**

**DEBT SCHEDULES**

REVENUE BOND DEBT SERVICE DETAIL  
(FUND 405)



SFC CLERK RECORDED 07/11/2012

		CORRECTIONAL SYSTEM 1997 \$30 MM @ 4.1% to 6% Correctional Facility		
	Beginning of Fiscal Year Balance			
FY		PRINCIPAL	INTEREST	TOTAL
1998	BALANCE	30,000,000	34,569,520	64,569,520
	PAYMENT	(0)	(1,644,500)	(1,644,500)
1999	BALANCE	30,000,000	32,925,020	62,925,020
	PAYMENT	(280,000)	(1,644,500)	(1,924,500)
2000	BALANCE	29,720,000	31,280,520	61,000,520
	PAYMENT	(295,000)	(1,833,020)	(1,928,020)
2001	BALANCE	29,425,000	29,647,500	59,072,500
	PAYMENT	(310,000)	(1,620,630)	(1,930,630)
2002	BALANCE	29,115,000	28,028,870	57,141,870
	PAYMENT	(320,000)	(1,607,300)	(1,927,300)
2003	BALANCE	28,795,000	26,419,570	55,214,570
	PAYMENT	(335,000)	(1,593,220)	(1,928,220)
2004	BALANCE	28,460,000	24,826,350	53,286,350
	PAYMENT	(350,000)	(1,578,145)	(1,928,145)
2005	BALANCE	28,110,000	23,248,205	51,358,205
	PAYMENT	(365,000)	(1,562,045)	(1,927,045)
2006	BALANCE	27,745,000	21,686,160	49,431,160
	PAYMENT	(700,000)	(1,544,890)	(2,244,890)
2007	BALANCE	27,045,000	20,141,270	47,186,270
	PAYMENT	(735,000)	(1,511,290)	(2,246,290)
2008	BALANCE	26,310,000	18,629,980	44,939,980
	PAYMENT	(775,000)	(1,474,540)	(2,249,540)
2009	BALANCE	25,535,000	17,155,440	42,690,440
	PAYMENT	(810,000)	(1,435,790)	(2,245,790)
2010	BALANCE	24,725,000	15,719,650	40,444,650
	PAYMENT	(850,000)	(1,394,480)	(2,244,480)
2011	BALANCE	23,875,000	14,325,170	38,200,170
	PAYMENT	(895,000)	(1,350,280)	(2,245,280)
2012	BALANCE	22,980,000	12,974,890	35,954,890
	PAYMENT	(945,000)	(1,303,740)	(2,248,740)
2013	BALANCE	22,035,000	11,671,150	33,706,150
	PAYMENT	(995,000)	(1,254,600)	(2,249,600)
2014	BALANCE	21,040,000	10,416,550	31,456,550
	PAYMENT	(1,040,000)	(1,204,850)	(2,244,850)
2015	BALANCE	20,000,000	9,211,700	29,211,700
	PAYMENT	(1,095,000)	(1,152,850)	(2,247,850)
2016	BALANCE	18,905,000	8,058,850	26,963,850
	PAYMENT	(1,150,000)	(1,098,100)	(2,248,100)
2017	BALANCE	17,755,000	6,960,750	24,715,750
	PAYMENT	(1,205,000)	(1,040,600)	(2,245,600)
2018	BALANCE	16,550,000	5,920,150	22,470,150
	PAYMENT	(1,265,000)	(980,350)	(2,245,350)
2019	BALANCE	15,285,000	4,939,800	20,224,800
	PAYMENT	(1,330,000)	(917,100)	(2,247,100)
2020	BALANCE	13,955,000	4,022,700	17,977,700
	PAYMENT	(1,410,000)	(837,300)	(2,247,300)
2021	BALANCE	12,545,000	3,185,400	15,730,400
	PAYMENT	(1,495,000)	(752,700)	(2,247,700)
2022	BALANCE	11,050,000	2,432,700	13,482,700
	PAYMENT	(1,585,000)	(663,000)	(2,248,000)
2023	BALANCE	9,465,000	1,769,700	11,234,700
	PAYMENT	(1,680,000)	(567,900)	(2,247,900)
2024	BALANCE	7,785,000	1,201,800	8,986,800
	PAYMENT	(1,780,000)	(467,100)	(2,247,100)
2025	BALANCE	6,005,000	734,700	6,739,700
	PAYMENT	(1,885,000)	(360,300)	(2,245,300)
2026	BALANCE	4,120,000	374,400	4,494,400
	PAYMENT	(2,000,000)	(247,200)	(2,247,200)
2027	BALANCE	2,120,000	127,200	2,247,200
	PAYMENT	(2,120,000)	(127,200)	(2,247,200)
2028	BALANCE	0	0	0

# SANTA FE COUNTY FISCAL YEAR 2012 BUDGET DEBT SCHEDULES



GENERAL OBLIGATION BOND DEBT SERVICE DETAIL  
(FUND 401)

FY	Beginning of Fiscal Year Balance	GOB 2011 Project & Refunding Series \$17.6 M @ 2.5% to 4.0% Refund GOB 2001A Series & Roads, Solid Waste, Utilities, Fire, OS			GOB 2010 Refunding Series \$13.5 M @ 2% to 3% Refund GOB 2001 Series & Advance Refund GOB 1999 Series			GOB 2009 Series \$17 M @ 3% to 4.2% Roads, Solid Waste, Utilities, Fire, OS		
		PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL	PRINCIPAL	INTEREST	TOTAL
2000	BALANCE									
	PAYMENT									
2001	BALANCE									
	PAYMENT									
2002	BALANCE									
	PAYMENT									
2003	BALANCE									
	PAYMENT									
2004	BALANCE									
	PAYMENT									
2005	BALANCE									
	PAYMENT									
2006	BALANCE									
	PAYMENT									
2007	BALANCE									
	PAYMENT									
2008	BALANCE									
	PAYMENT									
2009	BALANCE									
	PAYMENT									
2010	BALANCE							17,000,000	5,399,525	22,399,525
	PAYMENT							0	(430,400)	(430,400)
2011	BALANCE				13,505,000	1,802,545	15,307,545	17,000,000	4,969,125	21,969,125
	PAYMENT				(935,000)	(353,904)	(1,288,904)	(750,000)	(594,000)	(1,344,000)
2012	BALANCE	17,500,000	4,201,908	21,701,908	12,570,000	1,448,641	14,018,641	16,250,000	4,375,125	20,625,125
	PAYMENT	0	(327,531)	(327,531)	(1,755,000)	(332,919)	(2,087,919)	(3,000,000)	(537,750)	(3,537,750)
2013	BALANCE	17,500,000	3,874,375	21,374,375	10,815,000	1,115,722	11,930,722	13,250,000	3,837,375	17,087,375
	PAYMENT	(2,900,000)	(492,500)	(3,392,500)	(1,810,000)	(279,444)	(2,089,444)	(500,000)	(485,250)	(985,250)
2014	BALANCE	14,600,000	3,381,875	17,981,875	9,005,000	836,278	9,841,278	12,750,000	3,352,125	16,102,125
	PAYMENT	(1,160,000)	(441,750)	(1,601,750)	(1,865,000)	(224,319)	(2,089,319)	(500,000)	(470,250)	(970,250)
2015	BALANCE	13,440,000	2,940,125	16,380,125	7,140,000	611,959	7,751,959	12,250,000	2,881,875	15,131,875
	PAYMENT	(1,165,000)	(412,688)	(1,577,688)	(920,000)	(182,544)	(1,102,544)	(1,000,000)	(447,750)	(1,447,750)
2016	BALANCE	12,275,000	2,527,438	14,802,438	6,220,000	429,416	6,649,416	11,250,000	2,434,125	13,684,125
	PAYMENT	(1,170,000)	(383,500)	(1,553,500)	(950,000)	(159,244)	(1,109,244)	(1,000,000)	(417,750)	(1,417,750)
2017	BALANCE	11,105,000	2,143,938	13,248,938	5,270,000	270,172	5,540,172	10,250,000	2,016,375	12,266,375
	PAYMENT	(1,175,000)	(354,188)	(1,529,188)	(955,000)	(139,597)	(1,094,597)	(1,000,000)	(386,500)	(1,386,500)
2018	BALANCE	9,930,000	1,789,750	11,719,750	4,315,000	130,575	4,445,575	9,250,000	1,629,875	10,879,875
	PAYMENT	(1,180,000)	(324,750)	(1,504,750)	(2,120,000)	(97,650)	(2,217,650)	(1,000,000)	(353,375)	(1,353,375)
2019	BALANCE	8,750,000	1,485,000	10,235,000	2,185,000	32,925	2,227,925	8,250,000	1,276,500	9,526,500
	PAYMENT	(1,000,000)	(297,500)	(1,297,500)	(2,195,000)	(32,925)	(2,227,925)	(1,000,000)	(316,500)	(1,316,500)
2020	BALANCE	7,750,000	1,167,500	8,917,500	0	(0)	0	7,250,000	960,000	8,210,000
	PAYMENT	(1,000,000)	(270,000)	(1,270,000)				(1,000,000)	(275,000)	(1,275,000)
2021	BALANCE	6,750,000	897,500	7,647,500				6,250,000	685,000	6,935,000
	PAYMENT	(1,000,000)	(238,750)	(1,238,750)				(1,000,000)	(234,500)	(1,234,500)
2022	BALANCE	5,750,000	658,750	6,408,750				5,250,000	450,500	5,700,500
	PAYMENT	(1,000,000)	(205,000)	(1,205,000)				(1,250,000)	(190,500)	(1,440,500)
2023	BALANCE	4,750,000	453,750	5,203,750				4,000,000	260,000	4,260,000
	PAYMENT	(1,000,000)	(168,750)	(1,168,750)				(1,250,000)	(139,875)	(1,389,875)
2024	BALANCE	3,750,000	285,000	4,035,000				2,750,000	120,125	2,870,125
	PAYMENT	(1,000,000)	(130,000)	(1,130,000)				(1,250,000)	(88,625)	(1,338,625)
2025	BALANCE	2,750,000	155,000	2,905,000				1,500,000	31,500	1,531,500
	PAYMENT	(1,000,000)	(90,000)	(1,090,000)				(1,500,000)	(31,500)	(1,531,500)
2026	BALANCE	1,750,000	65,000	1,815,000				0	0	0
	PAYMENT	(1,000,000)	(50,000)	(1,050,000)						
2027	BALANCE	750,000	15,000	765,000						
	PAYMENT	(750,000)	(15,000)	(765,000)						
2028	BALANCE	0	0	0						
	PAYMENT									
2029	BALANCE									
	PAYMENT									
2030	BALANCE									
	PAYMENT									
2031	BALANCE									





**SANTA FE COUNTY  
FISCAL YEAR 2012 BUDGET  
DEBT SCHEDULES**



**EQUIPMENT LOAN DEBT SERVICE DETAIL  
(FUND 403)**

Beginning of Fiscal Year Balance					
FY		PRINCIPAL	INTEREST	ADMIN FEE	TOTAL
2012	BALANCE	0	0	0	0
	PAYMENT				

Santa Fe County currently has no equipment loans or other short term loans, thus Fund 403 which supports debt service for such loans has no budget authority in FY 2012. Most recently, Santa Fe County had a three-year loan through the New Mexico Finance Authority (NMFA) Public Project Revolving Fund (PPRF) which matured in FY 2009. Santa Fe County is one of more than 225 local government entities to take advantage of these loans which are specifically to fund infrastructure projects and equipment. The most recent loan funded the purchase of the Paramount Building in downtown Santa Fe which stood on the site where the new Judicial Complex is under construction.

**LOAN/GRANT SHARING AGREEMENT DEBT SERVICE DETAIL  
(FUND 414)**

Beginning of Fiscal Year Balance		LOAN/GRANT SHARING AGREEMENT 1-2 \$500K Buckman Direct Diversion			LOAN/GRANT SHARING AGREEMENT 3* \$400K Buckman Direct Diversion			TOTAL LOAN/GRANT SHARING AGREEMENT \$900K		
FY		PRINCIPAL	ADMIN FEE	TOTAL	PRINCIPAL	ADMIN FEE	TOTAL	PRINCIPAL	ADMIN FEE	TOTAL
2012	BALANCE	500,000	13,504	513,504	400,000	5,000	405,000	900,000	18,504	918,504
	PAYMENT	(76,304)	(4,103)	(80,407)	(400,000)	(5,000)	(405,000)	(476,304)	(9,103)	(485,407)
2013	BALANCE	423,697	9,401	433,097	0	0	0	423,697	9,401	433,097
	PAYMENT	(25,035)	(1,059)	(26,094)				(25,035)	(1,059)	(26,094)
2014	BALANCE	398,662	8,342	407,004				398,662	8,342	407,004
	PAYMENT	(25,098)	(997)	(26,094)				(25,098)	(997)	(26,094)
2015	BALANCE	373,565	7,345	380,909				373,565	7,345	380,909
	PAYMENT	(25,161)	(934)	(26,094)				(25,161)	(934)	(26,094)
2016	BALANCE	348,404	6,411	354,815				348,404	6,411	354,815
	PAYMENT	(25,224)	(871)	(26,095)				(25,224)	(871)	(26,095)
2017	BALANCE	323,181	5,540	328,721				323,181	5,540	328,721
	PAYMENT	(25,287)	(808)	(26,094)				(25,287)	(808)	(26,094)
2018	BALANCE	297,894	4,732	302,626				297,894	4,732	302,626
	PAYMENT	(25,350)	(745)	(26,095)				(25,350)	(745)	(26,095)
2019	BALANCE	272,544	3,987	276,531				272,544	3,987	276,531
	PAYMENT	(25,414)	(681)	(26,095)				(25,414)	(681)	(26,095)
2020	BALANCE	247,130	3,306	250,436				247,130	3,306	250,436
	PAYMENT	(25,478)	(618)	(26,095)				(25,478)	(618)	(26,095)
2021	BALANCE	221,653	2,688	224,341				221,653	2,688	224,341
	PAYMENT	(25,541)	(554)	(26,095)				(25,541)	(554)	(26,095)
2022	BALANCE	196,112	2,134	198,246				196,112	2,134	198,246
	PAYMENT	(25,605)	(490)	(26,095)				(25,605)	(490)	(26,095)
2023	BALANCE	170,507	1,644	172,150				170,507	1,644	172,150
	PAYMENT	(25,670)	(426)	(26,096)				(25,670)	(426)	(26,096)
2024	BALANCE	144,837	1,217	146,054				144,837	1,217	146,054
	PAYMENT	(25,734)	(362)	(26,096)				(25,734)	(362)	(26,096)
2025	BALANCE	119,104	855	119,959				119,104	855	119,959
	PAYMENT	(25,798)	(298)	(26,096)				(25,798)	(298)	(26,096)
2026	BALANCE	93,306	558	93,863				93,306	558	93,863
	PAYMENT	(25,863)	(233)	(26,096)				(25,863)	(233)	(26,096)
2027	BALANCE	67,443	324	67,767				67,443	324	67,767
	PAYMENT	(25,928)	(169)	(26,096)				(25,928)	(169)	(26,096)
2028	BALANCE	41,515	156	41,671				41,515	156	41,671
	PAYMENT	(20,732)	(104)	(20,835)				(20,732)	(104)	(20,835)
2029	BALANCE	20,784	52	20,835				20,784	52	20,835
	PAYMENT	(20,784)	(52)	(20,835)				(20,784)	(52)	(20,835)
2030	BALANCE	0	(0)	0				0	(0)	(0)

\* LOAN/GRANT SHARING AGREEMENT 3 IS INCLUDED IN THE BUDGET IN ANTICIPATION OF ENTERING INTO AN AGREEMENT WITH THE CITY OF SANTA FE. IF A SHARING AGREEMENT IS NOT FINALIZED WITH THE CITY, THIS BUDGET WILL BE REDUCED BY THE AMOUNT OF THE ANTICIPATED PAYMENT.

**Penny Ellis-Green**

**From:** Stephen C. Ross  
**Sent:** Tuesday, June 12, 2012 11:16 AM  
**To:** Penny Ellis-Green  
**Subject:** FW: Request for support of CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm



RECORDED 07/11/2012

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Monday, June 11, 2012 6:52 PM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: Request for support of CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

For the record.

-dm

---

**From:** Jeff Sand [jeffwsand@yahoo.com]  
**Sent:** Saturday, June 09, 2012 10:34 AM  
**To:** Daniel Mayfield; Virginia Vigil; Robert A. Anaya; Kathy S. Holian; Liz Stefanics  
**Cc:** Patricia Pantano; Greg Nussbaum  
**Subject:** Request for support of CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

- District 1: Danny Mayfield [dmayfield@santafecounty.org](mailto:dmayfield@santafecounty.org)<mailto:dmayfield@santafecounty.org>
- District 2: Virginia Vigil [vvigil@santafecounty.org](mailto:vvigil@santafecounty.org)<mailto:vvigil@santafecounty.org>
- District 3: Robert Anaya [ranaya@santafecounty.org](mailto:ranaya@santafecounty.org)<mailto:ranaya@santafecounty.org>
- District 4: Kathy Holian [kholian@santafecounty.org](mailto:kholian@santafecounty.org)<mailto:kholian@santafecounty.org>
- District 5: Liz Stefanics [lstefanics@santafecounty.org](mailto:lstefanics@santafecounty.org)<mailto:lstefanics@santafecounty.org>

Jeffrey W. Sand  
2325 Camino Pintores  
Santa Fe, NM 87505  
[jeffwsand@yahoo.com](mailto:jeffwsand@yahoo.com)<mailto:jeffwsand@yahoo.com>  
cell 505-603-1254

June 9, 2012

Dear County Commissioners,

I would like to strongly request your support for the CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm. This is their application to have the property zoned as a community service facility. I think that they are one of the greatest examples of a community service organization and so this zoning is appropriate and very long overdue.



Our daughter, Stephanie, attended Camino de Paz School (CDP). She always struggled with traditional schools and so she benefited greatly by this school setting that in addition to academics, included alternative things like animal care, agriculture, cooking, outdoor activities and working at the Farmer's Market.

Some quick examples of benefits that Stephanie received at CDP include that when working at the Farmer's Market, she had to interact with the public and she had to learn how to count change. Initially she was shy and afraid to speak with others but then she soon learned to enjoy that and even become a bit of a ham. I tried unsuccessfully to teach her to count change for a long, long time. She just wasn't interested. On her first day at Farmer's Market, she was told "you have to count change and here's how you do it" and then boom, in about 30 seconds, she had it mastered. When there is a real, practical application for something, she can learn it quickly and without resistance.

Stephanie just graduated and received her high school diploma from SFPS last month at the age of 16! She is currently enrolled and taking classes at Santa Fe Community College and plans to study to become a veterinarian technician. Much of her success can be attributed to her experiences at CDP that enabled her to develop her confidence and motivation to learn, even though she might learn differently from others.

I greatly desire that other students and families can continue to have the opportunity receive the experiences and benefits that we have been very fortunate enough to experience.

Please, do the right thing, and approve this zoning application for CDP.

Sincerely,

Jeff Sand

**Penny Ellis-Green**

---

**From:** Stephen C. Ross  
**Sent:** Tuesday, June 12, 2012 11:16 AM  
**To:** Penny Ellis-Green  
**Subject:** FW: CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Tuesday, June 12, 2012 7:08 AM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

For the record.

-dm

---

**From:** Anita Trujillo [artrujillo@wildblue.net]  
**Sent:** Monday, June 11, 2012 8:49 PM  
**To:** Daniel Mayfield  
**Subject:** CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

I am writing in support of zoning approval for the Camino de Paz School & Farm. This school has been such a blessing to my son and our family and I could never express my gratitude for the opportunity they have given my son who has struggled in a conventional classroom for many years. At Camino de Paz the agriculture and animals are a big part of his classroom, he has movement of his body and mind, and had a very successful 7th grade year and is now excited to enter 8th grade with the same enthusiasm he had last year. I hope you approve, it is a wonderful place for children to learn. Thank you.

Anita Trujillo

**Penny Ellis-Green**

---

**From:** Stephen C. Ross  
**Sent:** Tuesday, June 12, 2012 11:15 AM  
**To:** Penny Ellis-Green  
**Subject:** FW: CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Tuesday, June 12, 2012 7:09 AM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

For the record.

-dm

---

**From:** Rebecca Cook [rcook505@hotmail.com]  
**Sent:** Monday, June 11, 2012 10:05 PM  
**To:** Daniel Mayfield  
**Subject:** CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm

Please support of the zoning change for Camino de Paz School and Farm (CDRC Case # 12-5000 MP/PDP Camino de Paz School & Farm) at your meeting scheduled for tomorrow, June 12. This is a wonderful facility that greatly benefits our children and our community by teaching responsible stewardship of the land and farming techniques. The zoning variance/change will allow them to continue and expand the good work they do.

Thank you for your consideration.  
Rebecca Cook  
Bill Pearson  
505 992 9933

**Penny Ellis-Green**

---

**From:** Stephen C. Ross  
**Sent:** Tuesday, June 12, 2012 11:15 AM  
**To:** Penny Ellis-Green  
**Subject:** FW: County OK sought for Quarteles boarding school

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Tuesday, June 12, 2012 10:52 AM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: County OK sought for Quarteles boarding school

For the record.

-dm

---

**From:** Paul White [paulwhitesf@gmail.com]  
**Sent:** Tuesday, June 12, 2012 8:50 AM  
**To:** Kathy S. Holian; Daniel Mayfield; Robert A. Anaya; Virginia Vigil; Liz Stefanics  
**Cc:** Paul White  
**Subject:** County OK sought for Quarteles boarding school

<http://www.santafenewmexican.com/Local%20News/County-OK-sought-for-Quarteles-boarding-school>

Dear Commissioners,

I would like to encourage you to vote in favor of the development plan for this project. I've been out to the farm and know that this would be a good project for the community.

We need more projects in the County that support the kind of work that this farm and school provide.

-Paul

Jose Larranaga

From: Penny Ellis-Green  
Sent: Monday, June 11, 2012 12:20 PM  
To: Jose Larranaga  
Subject: FW: June 12th Zoning Approval

Penny Ellis-Green  
Assistant County Manager  
Santa Fe County  
(505) 986 6221

-----Original Message-----

From: Stephen C. Ross  
Sent: Monday, June 11, 2012 12:19 PM  
To: Penny Ellis-Green  
Subject: FW: June 12th Zoning Approval

-----Original Message-----

From: Daniel Mayfield  
Sent: Thursday, June 07, 2012 8:50 AM  
To: Stephen C. Ross  
Cc: Juan R. Rios  
Subject: FW: June 12th Zoning Approval

For the record.

-dm

From: Priscilla Logan [plogan@outdoorclassroom.org]  
Sent: Thursday, June 07, 2012 8:40 AM  
To: Daniel Mayfield  
Subject: June 12th Zoning Approval

Re: CDRC Case #12-5000MP/PDP Camino de Paz School and Farm Zoning Approval on June 12th

My name is Priscilla Logan. I support this zoning approval as I feel Camino de Paz offers our children the BEST education I have EVER seen and offers the community some of the BEST food (both vegetables and certified organic goat milk products) I have seen at the Farmer's Market. What background do I have to be able to discern this quality? I retired after teaching 25 years in the Santa Fe Public School, have received many Outstanding Teacher awards, am a Reading Specialist, have a degree in Bacteriology/Chemistry, am a Permaculture and Biointensive Gardening Instructor, and I have trained teachers and entire schools throughout the Southwest as the sole proprietor of Outdoor Classroom since I retired. Thus I have seen a lot of schools and farms. We as a community need to support this type of endeavor as a guiding light to the entire United States of America.

Priscilla Logan  
Outdoor Classroom  
[www.outdoorclassroom.org](http://www.outdoorclassroom.org)

**Jose Larranaga**

**From:** Penny Ellis-Green  
**Sent:** Monday, June 11, 2012 12:19 PM  
**To:** Jose Larranaga  
**Subject:** FW: CDRC Case #12-5000

More on their way.

Penny Ellis-Green  
Assistant County Manager  
Santa Fe County  
(505) 986 6221

**From:** Stephen C. Ross  
**Sent:** Monday, June 11, 2012 12:12 PM  
**To:** Penny Ellis-Green  
**Subject:** FW: CDRC Case #12-5000

**From:** Liz Stefanics  
**Sent:** Friday, June 08, 2012 2:40 PM  
**To:** Penny Ellis-Green; Stephen C. Ross  
**Subject:** FW: CDRC Case #12-5000

*Thanks,*

*Liz Stefanics*

Julia Valdez - Constituent Services Liaison

**From:** Lucero Sand, Barbara [<mailto:Barbara.LuceroSand@sicsf.edu>]  
**Sent:** Friday, June 08, 2012 2:38 PM  
**To:** Liz Stefanics  
**Subject:** CDRC Case #12-5000

Santa Fe Board of County Commissioners  
Attention: Liz Stefanics, District #5

Regarding: **CDRC Case #12-5000 MP/PDP Camino de Paz School & Farm**

I am writing to ask you to vote **in favor of approving** the Camino de Paz School & Farm zoning application as a community service facility, which is coming before you on June 12. Over the years, I have followed closely the development of Camino de Paz, the work they do and the amount of time and resources they have expended on the surrounding communities they serve.

They are an exemplary organization with a proven record of high achievements in education, farming, and community and social service, all the while integrating best practices in whatever projects they do. They firmly believe in collaborating and partnering with other community organizations and fostering a close working relationship with Native organizations serving Northern New Mexico.

In closing, it is time, right now, to do the right thing and approve the zoning for Camino de Paz in order for them to continue to thrive and provide vital services and programs to an area in much need.

Thank you for your consideration of my request.

*Barbara*

 Please consider the Environment before printing this email.

**Barbara Lucero Sand**  
Assistant Director of Career Services  
St. John's College Santa Fe  
1160 Camino Cruz Blanca  
Santa Fe, NM 87505  
Phone 505/984-6066  
Fax 505/984-6167

**Jose Larranaga**

**From:** Penny Ellis-Green  
**Sent:** Monday, June 11, 2012 12:20 PM  
**To:** Jose Larranaga  
**Subject:** FW: CDRC Case #12-5000

Penny Ellis-Green  
Assistant County Manager  
Santa Fe County  
(505) 986 6221

-----Original Message-----

**From:** Stephen C. Ross  
**Sent:** Monday, June 11, 2012 12:17 PM  
**To:** Penny Ellis-Green  
**Subject:** FW: CDRC Case #12-5000

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Friday, June 08, 2012 2:55 PM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: CDRC Case #12-5000

For the record.

-dm

---

**From:** Lucero Sand, Barbara [Barbara.LuceroSand@sjcsf.edu]  
**Sent:** Friday, June 08, 2012 2:30 PM  
**To:** Daniel Mayfield  
**Subject:** CDRC Case #12-5000

Santa Fe Board of County Commissioners  
Attention: Danny Mayfield, District 1

Regarding: CDRC Case #12-5000 MP/PDP Camino de Paz School & Farm

I am writing to ask you to vote in favor of approving the Camino de Paz School & Farm zoning application as a community service facility, which is coming before you on June 12. I have followed closely over the years the development of Camino de Paz, the work they do and the amount of time and resources they have expended on the surrounding communities they serve.

They are an exemplary organization with a proven record of high achievements in education, farming, community and social service, all the while integrating best practices in whatever projects they do. They firmly believe in collaborating and partnering with other community organizations and fostering a close working relationship with Native organization serving Northern New Mexico.



In closing, it is time, right now, to do the right thing and approve the zoning for Camino Paz in order for them to continue to thrive and provide vital services and programs to an area in much need.

Thank you for your consideration of my request.

Barbara

P Please consider the Environment before printing this email.

Barbara Lucero Sand

Assistant Director of Career Services

St. John's College Santa Fe

1160 Camino Cruz Blanca

Santa Fe, NM 87505

Phone 505/984-6066

Fax 505/984-6167

SECRETARY RECORDED 07/11/2012

**Jose Larranaga**

**From:** Penny Ellis-Green  
**Sent:** Monday, June 11, 2012 11:58 AM  
**To:** Jose Larranaga; Wayne Dalton  
**Subject:** FW: Application of Camino de Paz School  
**Attachments:** Ordinance 2010-12 Code of Conduct.pdf

Jose  
Please print out the applicant letter and ensure it is handed out to the BCC at tomorrow's hearings.  
There are a number of letters so can you make a packet of them all for the BCC, legal, clerk, recorder and have 2 or 3 extras in case the press needs them.  
Thanks

Penny Ellis-Green  
Assistant County Manager  
Santa Fe County  
(505) 986 6221

-----Original Message-----

**From:** Stephen C. Ross  
**Sent:** Monday, June 11, 2012 11:43 AM  
**To:** PatriciaP@caminodepaz.net  
**Cc:** Juan R. Rios; Penny Ellis-Green; Stephen C. Ross  
**Subject:** Application of Camino de Paz School

Ms. Pantano:

Commissioner Mayfield has asked me to explain why it is important that he not communicate with you concerning the pending application of the Camino de Paz School.

The application is before the Board of County Commissioners in its administrative adjudicatory capacity and is a quasi-judicial proceeding. A decision on the pending application must therefore be based solely on the law and the facts presented to the fact-finder (the Board of County Commissioners). In land use cases, the Board acts like a judge in a court of law --- it hears the evidence during a hearing, evaluates it, and makes a ruling based on the law (the Land Development Code), applying the law to the facts. Basic due process dictates that the fact-finder conduct a fair and impartial hearing and that the fact-finder be neutral (not favor one side over the other). All communications with the fact finder in an administrative adjudicatory matter must occur during the hearing, on the record, and in the presence of the opposing parties. Communicating with Commissioner Mayfield about the case at this point or trying to influence his decision would be an impermissible ex parte communication that violates these principles. Commissioner Mayfield cannot therefore go on the record as supporting or opposing the application in advance of the vote by the full BCC; he has to keep an open mind to hear and weigh the evidence as presented during the hearing. Nor can Commissioner Mayfield prefer the interests of specific constituents over others; he and the other commissioners are required to weigh the evidence and the law and reach a decision untainted by these considerations. If Commissioner Mayfield met with you or took a position in advance of the hearing on this case, he would have to recuse himself from further participation in the case. Please review the attached, which is a copy of the County's Code of Conduct; the subject of ex parte communications is dealt with in Section 27 (p. 14).

There is a very effective technique to present your views on the application: present your views to the Land Use Administrator. Communications with the Land Use Administrator are

entirely proper, expected, and very effective. The Administrator and his staff will take your view into consideration when developing the case for consideration. Your position will be summarized in staff documents and orally during the staff presentation. All the information your forward to the Administrator is included in the record of proceedings. Equally effective is to appear at the hearing and present testimony (or positions) concerning the application to the Board of County Commissioners.

Thanks. Please feel to contact the Land Use Administrator or myself if you have any questions.

Regards:

Stephen C. Ross  
County Attorney  
P.O. Box 276-102 Grant Ave.  
Santa Fe, New Mexico 87504-0276  
(505) 986-6279  
(505) 986-6362 (fax)

-----Original Message-----

From: Daniel Mayfield  
Sent: Wednesday, June 06, 2012 5:10 PM  
To: Stephen C. Ross  
Cc: Juan R. Rios  
Subject: FW: A meeting

Can you please contact this individual and let her know that I cannot discuss a pending case. Please file accordingly as needed for the record.

Thank you,

-Danny M.

---

From: Patricia Pantano []  
Sent: Wednesday, June 06, 2012 3:10 PM  
To: Daniel Mayfield  
Cc: Juan R. Rios  
Subject: A meeting

Dear Commissioner Mayfield,

Please allow me to introduce myself. My name is Patricia Pantano and I am the director and one of the founders of the Camino de Paz School and Farm. We are located in Cuarteles, just off NM 76, at the very northern border of Santa Fe County.

We are in the process of changing our zoning here from residential/agricultural to a community service facility. We have already been approved by the CDRC and on June 12 our application will come up for approval at the Board of County Commissioners meeting.

Since you are our commissioner, we would very much like to have your support in this application. I would love the opportunity to speak with you before June 12 to apprise you of the situation and bring you up to date on our application process (which has taken over 5 years!).

At your earliest convenience, please call me so that we might set up an appointment to meet. My cell phone is 505-231-2819 and my office phone is 505-747-9717. Thank you for your consideration in this matter.

Sincerely,

Patricia Pantano  
Education Director  
Camino de Paz School & Farm  
Santa Cruz, NM 87567  
505-747-9717  
[www.caminodepaz.net](http://www.caminodepaz.net)

SFC CLERK RECORDED 07/11/2012

**Penny Ellis-Green**

**From:** Stephen C. Ross  
**Sent:** Tuesday, June 12, 2012 11:15 AM  
**To:** Penny Ellis-Green  
**Subject:** FW: SFC in the News - County OK sought for Quarteles boarding school...County to review fire restrictions

-----Original Message-----

**From:** Daniel Mayfield  
**Sent:** Tuesday, June 12, 2012 10:55 AM  
**To:** Stephen C. Ross  
**Cc:** Juan R. Rios  
**Subject:** FW: SFC in the News - County OK sought for Quarteles boarding school...County to review fire restrictions

For the record.

-dm

---

**From:** Kristine Mihelcic  
**Sent:** Tuesday, June 12, 2012 9:06 AM  
**Subject:** SFC in the News - County OK sought for Quarteles boarding school...County to review fire restrictions

County OK sought for Quarteles boarding school By Phaedra Haywood | The New Mexican  
6/11/2012

A small, in-home school in the northern Santa Fe County community of Quarteles could become a boarding school with as many as 90 students if the County Commission approves a development plan Tuesday.

Husband-and-wife founders Patricia Pantano and Greg Nussbaum opened Camino de Paz School and Farm off N.M. 76 in 2003. Since then, the school, which is also a working farm, each year has had about a half-dozen students in sixth through ninth grades.

Pantano said the school is based on the writings of Maria Montessori, the Italian physician and educator whose philosophy spawned an education movement that bears her name.

"She felt it was important for students to connect to the land for a number of reasons," Pantano said, "to understand the beginnings of civilization -- people settling, setting up an economy based on trade versus hunting and gathering."

Also, "she felt it was really important for the kids to have a context for meaningful work in which they could see the application of the things they were studying abstractly in the real world," Pantano said. "The farm is just filled with opportunities for that. Students keep books, analyze data, have business meetings, learn veterinary skills, learn about soil, composting, bacteria. Everything they do here has a related lesson in science or mathematics or sometimes writing, poetry or art."

The couple began the process of requesting approval to operate a larger school in 2005, but concerns over the school's water source kept the application in limbo.

Pantano said the farm has a good well, but the county wanted the school to prove long-term supply by drilling a series of wells, which, she said, a consultant told them could result in their own well being contaminated if it commingled with water from a test well that tapped into a different aquifer with inferior quality of water.

The issue was resolved recently when the Quatro Villas Mutual Domestic Water User's Association began the first phase of construction on a community water system that ultimately will provide water to the school.

The master plan and preliminary development plan now pending before the county would allow the school to build a 2,000-square-foot main building and a separate 625-square-foot classroom in the first phase, and eventually to build a 4,000-square-foot multi-use structure and two 1,500-square-foot dormitories, one for girls and one for boys.

Pantano said at full build-out the goal is to have as many as 90 students enrolled at the school, some of whom would be boarders.

The school also seeks a variance that would allow it to have fewer than the 55 parking spaces normally associated with a community service facility -- as the school is classified for zoning purposes -- of the proposed size.

The variance request notes that none of the students is of driving age and that much of the square footage used to determine the number of parking spaces is agriculture space (such as a 1,350-square-foot dairy barn) that doesn't require parking.

The Santa Fe County Commission is scheduled to hold a public hearing on the school's application at the County Administration Building, 102 Grant Ave. The meeting begins at 2 p.m. Tuesday, though public hearings normally begin at 5 p.m.

Contact Phaedra Haywood at 986-3068 or [phaywood@sfnewmexican.com](mailto:phaywood@sfnewmexican.com)<mailto:phaywood@sfnewmexican.com>.

County to review fire restrictions ( Santa Fe New Mexican News Briefs)

The Santa Fe County Commission on Tuesday, June 12, will consider a resolution to ban use of certain types of fireworks -- mostly those that leave the ground -- in the unincorporated parts of the county for the next 30 days.


The commission also has scheduled a public hearing Tuesday on a related 30-day emergency ordinance declaring hazardous fire conditions and placing restrictions on open flames and other sources of ignition in the county for the next 30 days. The measure would extend a similar 60-day ordinance that was adopted in April.

"Given what's going on in the state and around the Southwest in general, people have to be extremely careful with fire because the conditions are extreme and fire behavior has been extreme," County Fire Chief Dave Sperling said. "This drought has been ongoing for a long time. So the fuel conditions are exceptionally dry, and while we haven't had the same wind that we had last year, the fuel is exceptionally dry and any wildfires just take off. So I'm highly concerned about the next month or so."

Sperling said conditions will be re-evaluated in mid-July.

The County Commission meeting is scheduled to start at 2 p.m. in the County Administration Building, 102 Grant Ave.

Kristine Mihelcic (Mi-hel-sick)  
Public Information / Media Production  
Kbustos@santafecounty.org  
505.986.6224

**HEAT IS ON**  
Miami advances to the NBA Finals where it will face the Thunder **SPORTS ■ D1**

**RISKY BUS**

Study finds gamblers likely to take chances their personal finance  
**MONEY ■ C1**

**THE SUNDAY JOURNAL**



HOME OWNED AND HOME OPERATED ■ MADE IN THE U.S.A.  
132ND YEAR, No. 162 ■ 144 PAGES IN 21 SECTIONS

SUNDAY MORNING, JUNE 10, 2012

**Doped-Up New Mexico Is Overdose Champ**

**T**en or so years ago, a doctor prescribed me a drug combo of codeine and Flexeril, a muscle relaxant, for a bout of severe arthritis pain. I took it once, collapsed into a boozy burrow and was completely out of my head for two days.  
The pain went right away, but I never took the drugs again, vowing instead to find a suitable alternative. Contrary to one of

**Leslie Linthicum**



my favorite Ramones' songs, I didn't really want to be sedated. Why? It turned out that,

whatever its challenges, I liked my here and now, and avoiding it in a groggy, happy daze wasn't anything I was interested in. Whether by biology or personality, I'm not likely to ever be an opiate abuser.  
The latest drug abuse data show New Mexico still leading the nation in deaths due to drug overdoses as we have for all but two of the past 20 years. We now die of drug ODs at a rate twice

the national average. And fatal overdoses from prescription drugs have eclipsed those from more traditionally abused drugs, cocaine and heroin.  
The personal tragedies of the 500 New Mexicans who died of overdoses last year tell us the "who" of the problem. And the statistics tell us the what, when and where: The

See **DOPED-UP** on **PAGE A2**



# Doped-Up N.M. Is Overdose Champ

from PAGE A1

highest drug-induced death rate is among Hispanic males; Rio Arriba County leads the state in drug-induced deaths per capita; 80 percent of drug-induced deaths are unintentional; and during the period of 2005 to 2009, the most common drugs that caused unintentional ODs were, in order, prescription opioids (methadone, oxycodone and morphine), heroin, cocaine, tranquilizers and muscle relaxants and antidepressants.

I'm curious about the why. What is it about New Mexico that causes us to use, abuse and die from it at a greater rate than others?

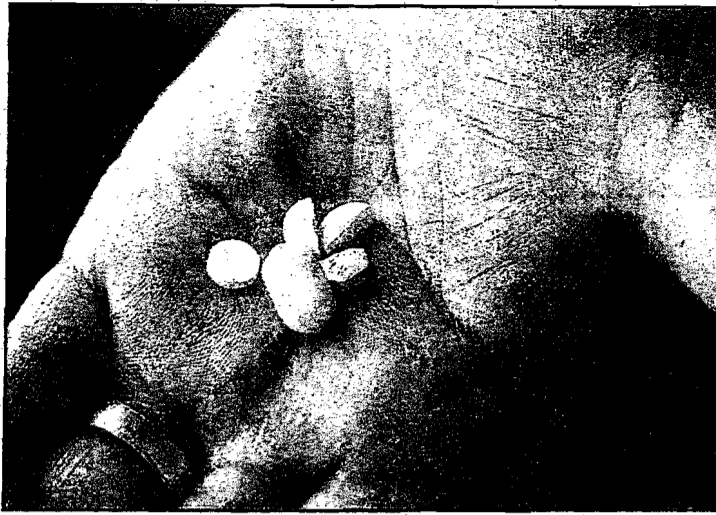
Michael Bogenschutz is a psychiatrist, a professor at the University of New Mexico's School of Medicine and an addiction specialist.

When I posed the question to him, he pointed first to New Mexico's unique and long-standing position in the heroin pipeline, which has created a black tar heroin supply that is plentiful and inexpensive and, along with that, a long history of heroin abuse that spans generations.

Next, he mentioned the spike in the availability of prescription drugs — mostly powerful opiate-based pain killers — that has occurred all over the country, and especially in New Mexico in the last decade. According to DEA figures, oxycodone and hydrocodone sales in New Mexico rose at one of the highest rates in the country between 2000 and 2010.

Most people who are prescribed an opiate-based pain killer don't go on to use the drug recreationally or to become dependent on it, Bogenschutz pointed out. But, he said, "The more exposure there is, the more people get into trouble."

He also said people tend to abuse the drug they have access to. The more prescription pills — millions and millions of them — that are obtained with legal and



THE ASSOCIATED PRESS

**New Mexico has led the nation in deaths due to drug overdoses in 18 of the past 20 years. Fatal overdoses from prescription drugs are outpacing those from cocaine and heroin.**

*According to DEA figures, oxycodone and hydrocodone sales in New Mexico rose at one of the highest rates in the country between 2000 and 2010.*

forged prescriptions, the greater the opportunity for addiction and the bigger the street market for hydrocodone and oxycodone, which leads to a surge in abuse use of the drugs, which leads to unintentional overdoses.

A host of intertwining factors have been considered over the years to help explain New Mexico's perennially high rates of drug and alcohol abuse: poverty, low levels of education, rural isolation, high rates of mental illness and depression and an acceptance of drug abuse that has seeped into our cultural makeup.

As Bogenschutz pointed out when I asked him about those possibilities, those explanations are plausible, but scientists can't run randomized studies to test those factors.

Obviously, drug addiction and overdose deaths are not confined to the poor, and most poor people are not addicts. But Michael Landen, the state's deputy

epidemiologist, said self-reporting research shows poverty is a frequent theme behind many of our poor health outcomes and risky behaviors. You grow up poor, poverty breeds stress, you look for ways to feel better, and you start getting high.

The explosion of hydrocodone and oxycodone prescriptions has opened the doors of drug abuse to a whole new population. Landen said people mistakenly think prescription drugs are safer than illegal drugs because they come with a doctor's stamp of approval — even when they are being abused outside of their intended use. Women, especially, are more likely to abuse prescription opioids than other illicit drugs, Landen said, which explains why the percentage of women who die of drug overdoses in New Mexico is going up.

William Harvey, executive director of the state's Board of Pharmacy, told me opioid abuse often starts with a prescription for a narcotic

pain killer and grows from there. "The demographics for people who abuse opiates is the full spectrum," he said.

The good news about prescription opioids now being our most dangerous drug of choice is that they are controlled substances (or at least they're supposed to be controlled) and so there are mechanisms available to regulate them — through doctors, pharmacies and the Medical Board — that aren't available for street drugs.

A recent amendment to the state's Pain Control Act tries to balance the legitimate use of opioid pain killers against abuse by spelling out accepted prescription guidelines. And New Mexico now has a mandatory computerized prescription monitoring program that requires pharmacies to report who is prescribing controlled substances, in what amounts and to whom.

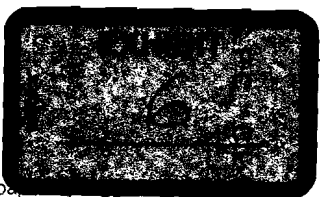
One of the benefits of that system is that regulators can now spotlight where the most controlled substances are being handed out.

Last year's data show us that one doctor in Las Cruces, neurologist Pawan Kumar Jain, prescribed nearly 3 million pills of the types the Board of Pharmacy monitors to fewer than 4,000 patients. That's about a half a million more pills than the entire staff of medical residents at the University of New Mexico Hospital for more than 23,000 patients.

Jain was put on the spot about his record levels of pain killer prescriptions by a KOB-TV reporter earlier this year and what he said on camera was telling. "Here in America," he said, "people love pain medicine."

Here in New Mexico, we love it too much. I still don't know why, but I do know it's killing us.

UpFront is a daily front-page news and opinion column. Comment directly to Leslie at 823-3914 or [linthicum@abqjournal.com](mailto:linthicum@abqjournal.com). Go to [www.abqjournal.com/letters/new](http://www.abqjournal.com/letters/new) to submit a letter to the editor.



RK RECORDED 07/11/2012

## Union: 221 Sign Christus Petition

Petitions characterized as a "vote of no confidence" in management are being circulated at Christus St. Vincent Regional Medical Center, with 221 signatures already collected in three days, according to union members behind the drive.

Understaffing, rising staff turnover and increased workloads are the key complaints in the petition, which asks for a meeting between union representatives and management to review and resolve the issues.

"I've been getting signatures since Thursday, and I've not had anybody not sign it," said Debbie Adams, who represents service and maintenance workers in NM 1199 of the National Union of Hospital and Health Care Employees.

In the past, people have been afraid to sign petitions or take part in other union actions, but the response this time is different, she said. "They're so understaffed, so overworked, so burned out, they really do believe something has got to happen," Adams said.

Hospital administrators have not seen a copy of the petition and were not aware of it, hospital spokesman Arturo Delgado said Monday evening.

"Our staffing council continues to work with the union on goals we agreed on and continues to move forward," he said.

The petition comes about a year after contentious contract negotiations between the hospital and the union in which some of the same issues -including staffing levels - were at issue.

The petition states, among other things: "The increased patient loads with cuts in staff are leading to more medical mistakes and patient falls. Management is creating a hostile work environment for employees by demanding them to do two peoples' job, while supplying less of what they need to do their job."

Sharon Argenbright, a nurse at Christus St. Vincent and union vice president, said the nursing staff levels look good on paper, but claimed the hospital is not meeting the levels set in its own staffing plan.

Also, she said, support staff has been cut so, while nurses have been added in some areas, the help they used to receive for basics such as dressing, bathing and feeding patients has been cut.

The hospital is making up shortfalls by hiring expensive traveling nurses, from 25 to 30 in May to 105 this month, she said, saying she got those figures from management.

In a major medical-surgical unit, 20 percent of the shifts in a two-month period were short of the staffing plan, Argenbright added.

"The turnover rate is atrocious at this hospital," said Dianne Harris, staff representative for all three bargaining units. She said she knows three nurses who left in the past three weeks because they felt hampered in offering the quality of care patients needed, she said.

Harris said she put together the petition with input from workers. "Higher-up management needs to know that people are not supporting what their decisions are," she said.

With the number of certified nursing assistants cut, some patients are not getting their meals on time, are being awakened and dressed as early as 4-5 a.m. so workers can cover all patients on the unit, or aren't getting their medications on time, said Yolanda Contreras, a district organizer for the union.

She said some 800 workers at Christus St. Vincent are represented by the union.

The petition says, "The staff cannot go on like this for much longer without some remediation of the ongoing staffing and system problems."