

Daniel "Danny" Mayfield
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

To: Board of County Commissioners

From: Teresa Martinez, Finance Director *gm*

Through: Katherine Miller

Date: October 9, 2012

RE: ***A resolution requesting a budget increase to the 2010B Series Revenue Bond Fund (338) to study alternative means of delivering raw water to Las Campanas / \$35,000***

ISSUE

The Finance Division is seeking approval to increase the 2010B Series Revenue Bond Fund (338) to study alternative raw water delivery systems to serve Las Campanas at times when the Buckman Direct Diversion is offline.

BACKGROUND

The Santa Fe County Utilities Division secured Las Campanas as a non-residential water customer in FY 2012. During the summers of 2011 (FY 2012) and 2012 (FY 2013) the primary supplier of water, the Buckman Direct Diversion (BDD) was offline due to heavy contamination from run off from the Los Conchas burn scar areas as well as Los Alamos Canyon. The BDD is designed to shut down at times when water turbidity is high to prevent damage to the treatment facility. It is anticipated that the summer monsoons will cause a shutdown of the BDD for several weeks each summer, thus limiting the County's ability to deliver raw water to Las Campanas.

In order to provide Las Campanas, a Santa Fe County water customer, with an uninterrupted supply of raw water an alternative means of delivery must be considered.

RECOMMENDATION

The Finance Division recommends that the 2010B Series Revenue Bond Fund (338) be increased to study alternative raw water delivery systems for Las Campanas.

SANTA FE COUNTY

RESOLUTION 2012 - _____

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on October 9, 2012, did request the following budget adjustment:

Department / Division: PW/Utilities & CMO/Finance Fund Name: 2010B Series Revenue Bond (338)

Budget Adjustment Type: Increase Fiscal Year: 2013 (July 1, 2012 - June 30, 2013)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
338	0000	385	0400	Budgeted Cash	\$35,000	
TOTAL (if SUBTOTAL, check here)					\$35,000	\$

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
338	1483	481	8011	BDD – Capital Grounds/Roadways – Contractual Services	\$35,000	
TOTAL (if SUBTOTAL, check here x)					\$35,000	\$

Requesting Department Approval: Carole Jaramillo Title: Budget Administrator Date: 10/9/12

Finance Department Approval: *Anna C. Manning* Date: 10/9/12 Entered by: _____ Date: _____

County Manager Approval: _____ Date: _____ Updated by: _____ Date: _____

SANTA FE COUNTY

RESOLUTION 2012 - _____

BUDGET ADJUSTMENT CONTINUATION SHEET

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Carole Jaramillo Dept/Div: CMO/Finance Phone No.: 986-6321

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.
 This Resolution will increase the 2010B Series Revenue Bond Fund (338) to budget cash to study alternate raw water delivery systems to Las Campanas for use when the Buckman Direct Diversion is offline.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclash, Overtime)	Position Type (permanent, term)	Position Title

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount
8011	Study alternative raw water delivery systems for use when BDD is offline.	\$35,000

- 2) Is the budget action for RECURRING expense _____ or for NON-RECURRING (one-time only) expense X _____

SANTA FE COUNTY

RESOLUTION 2012 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Carole Jaramillo _____ Dept/Div: CMO/Finance _____ Phone No.: 986-6321 _____

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES _____ NO x
If YES, cite statute and attach a copy.

Budgeted cash in the 2010B Series Revenue Bond Fund

- b) Does this include state or federal funds? YES _____ NO x
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.
- c) Is this request is a result of Commission action? YES _____ NO x
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).
- d) Please identify other funding sources used to match this request.

SANTA FE COUNTY
RESOLUTION 2012 - _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 9th Day of October, 2012.

Santa Fe Board of County Commissioners

Liz Stefanics, Chairperson

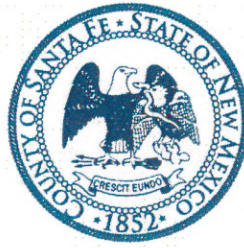
ATTEST:

Valerie Espinoza, County Clerk

Daniel "Danny" Mayfield
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

Memorandum

To: Santa Fe County Board of County Commissioners

From: Rachel O'Connor, Director
Santa Fe County Health and Human Services Division

Date: October 9, 2012

Subject: Action to Approve \$395,000 for Supplemental Sole Community Providers

Issue:

The Santa Fe County Health and Human Services Division is seeking approval of \$395,000 for Supplemental Sole Community Provider funding. The hospitals to benefit from the supplemental payment are CHRISTUS St. Vincent Hospital, Espanola Hospital and Los Alamos Medical Center.

Background:

On September 25, 2012 the Santa Fe County Indigent Hospital and Health Care Board discussed Sole Community Provider funding. At that time the Board of County Commissioners requested that the Finance Division further review the budget to determine if any additional funding might be available. It has been determined that there is available cash (after County reserve requirements are met) to make a supplemental funding commitment. The total SCP Supplemental recommendation is \$395,000. A budget of \$50,000 already exists in the current year indigent budget plus the recommended \$345,000 budgeted cash totals the \$395,000 Supplemental recommendation.

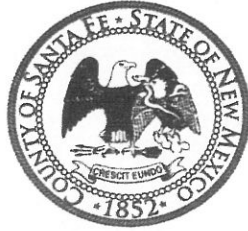
Staff Recommendation:

Staff Health and Human Services Division recommends that the Board of County Commissioners support Supplemental funding in the amount of \$395,000.

Daniel "Danny" Mayfield
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Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

To: Board of County Commissioners

From: Teresa Martinez, Finance Director 

Through: Katherine Miller

Date: October 9, 2012

RE: ***A resolution requesting a budget increase to the Indigent Hospital (GRT) Fund (220) to budget cash to fund Supplemental Sole Community Provider payments. / \$345,000***

ISSUE

The Finance Division is seeking approval to increase the Indigent Hospital Fund (220) to budget available cash balance to fund supplemental payments for the Sole Community Provider program. The hospitals to benefit from the supplemental payments are CHRISTUS St. Vincent Hospital, Espanola Hospital and Los Alamos Medical Center.

BACKGROUND

The Santa Fe County FY 2013 budget included \$2,107,903 to fund the Sole Community Provider (SCP) commitment made in February 2012. At the time when this initial commitment was made, the Indigent Board (BCC) discussed the possibility of funding supplemental payments once revenue projections for fiscal year 2013 were finalized and the final budget was completed and approved.

It has been determined that there is available cash balance (after County reserve requirements are met) to make a supplemental funding commitment. The total SCP supplemental recommendation is \$395,000. A budget of \$50,000 already exists in the current year Indigent budget plus the recommended \$345,000 budgeted cash totals the \$395,000 Supplemental SCP recommendation

RECOMMENDATION

The Finance Division recommends that the Indigent Hospital Fund (220) be increased to budget cash to fund Supplemental Sole Community Provider payments.

SANTA FE COUNTY

RESOLUTION 2012 - _____

A RESOLUTION REQUESTING AUTHORIZATION TO MAKE THE BUDGET ADJUSTMENT DETAILED ON THIS FORM

Whereas, the Board of County Commissioners meeting in regular session on October 9, 2012, did request the following budget adjustment:

Department / Division: Health & Human Services & CMO/Finance Fund Name: Indigent Hospital Fund (220)

Budget Adjustment Type: Increase/Decrease Fiscal Year: 2013 (July 1, 2012 - June 30, 2013)

BUDGETED REVENUES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	REVENUE NAME	INCREASE AMOUNT	DECREASE AMOUNT
220	0000	385	0200	Budgeted Cash	\$345,000	
TOTAL (if SUBTOTAL, check here)					\$345,000	

BUDGETED EXPENDITURES: (use continuation sheet, if necessary)

FUND CODE XXX	DEPARTMENT/DIVISION XXXX	ACTIVITY BASIC/SUB XXX	ELEMENT/OBJECT XXXX	CATEGORY / LINE ITEM NAME	INCREASE AMOUNT	DECREASE AMOUNT
220	0420	461	7017	Sole Community Provider	\$345,000	
TOTAL (if SUBTOTAL, check here x)					\$345,000	

Requesting Department Approval: Carole Jaramillo Title: Budget Administrator Date: 10/9/12

Finance Department Approval: *Julian M. Arango* Date: 10/9/12 Entered by: _____ Date: _____

County Manager Approval: _____ Date: _____ Updated by: _____ Date: _____

SANTA FE COUNTY

RESOLUTION 2012 - _____

BUDGET ADJUSTMENT CONTINUATION SHEET

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT: Name: Carole Jaramillo Dept/Div: CMO/Finance Phone No.: 986-6321

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 1) Please summarize the request and its purpose.

This Resolution will increase the Indigent Hospital (GRT) Fund (220) for supplemental Sole Community Provider payments for CHRISTUS St. Vincent, Espanola Hospital and Los Alamos Medical Center.

a) Employee Actions

Line Item	Action (Add/Delete Position, Reclasse, Overtime)	Position Type (permanent, term)	Position Title

b) Professional Services (50-xx) and Capital Category (80-xx) detail:

Line Item	Detail (what specific things, contracts, or services are being added or deleted)	Amount

- 2) Is the budget action for RECURRING expense _____ or for NON-RECURRING (one-time only) expense X _____

SANTA FE COUNTY

RESOLUTION 2012 - _____

ATTACH ADDITIONAL SHEETS IF NECESSARY.

DEPARTMENT CONTACT:

Name: Carole Jaramillo Dept/Div: CMO/Finance Phone No.: 986-6321

DETAILED JUSTIFICATION FOR REQUESTING BUDGET ADJUSTMENT (If applicable, cite the following authority: State Statute, grant name and award date, other laws, regulations, etc.):

- 3) Does this request impact a revenue source? If so, please identify (i.e. General Fund, state funds, federal funds, etc.), and address the following:
 - a) If this is a state special appropriation, YES _____ NO x
If YES, cite statute and attach a copy.

Budgeted cash in the Indigent Hospital (GRT) Fund (220)

- b) Does this include state or federal funds? YES _____ NO x
If YES, please cite and attach a copy of statute, if a special appropriation, or include grant name, number, award date and amount, and attach a copy of a award letter and proposed budget.

- c) Is this request is a result of Commission action? YES X NO _____
If YES, please cite and attach a copy of supporting documentation (i.e. Minutes, Resolution, Ordinance, etc.).

Resolution to commit additional funds to the supplemental Sole Community Provider acted on at October 9, 2012 meeting just prior to this resolution.

- d) Please identify other funding sources used to match this request.

SANTA FE COUNTY
RESOLUTION 2012 - _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Santa Fe County that the Local Government Division of the Department of Finance and Administration is hereby requested to grant authority to adjust budgets as detailed above.

Approved, Adopted, and Passed This 9th Day of October, 2012.

Santa Fe Board of County Commissioners

Liz Stefanics, Chairperson

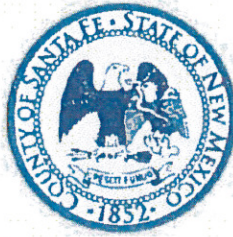
ATTEST:

Valerie Espinoza, County Clerk

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Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

DATE: *September 19, 2012*

TO: *Board of County Commissioners*

VIA: *Katherine Miller, County Manager*

FROM: *Adam Leigland, Public Works Department Director* *h 9/20/12*

ITEM AND ISSUE: Update on Aamodt Data Collection and Analysis Tasks from Resolution 2012-53

Resolution 2012-53, passed by the BCC on April 10, 2012, among other things, directed staff to perform a number of data collection and analysis tasks related to the non-Pueblo portions of the Aamodt Regional Water System. This memo is an update on the progress of task completion and a discussion of the next steps.

The tasks are (shown in order of presentation in the Resolution):

1. Design and Alignment of County System
 - a. Existing Demand Estimate.
 - b. Future Demand - Land Use Analysis and Demographic Projections.
 - c. Water Quality Considerations.
 - d. Fire Protection Considerations.
 - e. Rural Character and Density Considerations.
 - f. Integration with existing County Utility.
 - g. Financial and Capacity Analysis and Recommendations.

2. Customer Information.
 - a. Service Map and Timeline.
 - b. Customer Costs.

In addition to items 1 and 2 above, the Resolution also directed staff to address the "Governance of Regional Water Authority" (item 3) and to conduct a "Water Rights Assessment" (item 4). Those items will be addressed in subsequent correspondence to the BCC.

The Resolution required these tasks to be completed within one year of resolution passage, that is, by April 2013. The US Bureau of Reclamation (USBOR), the executive agent of the Aamodt settlement, had requested the information from the County come even sooner, by the end of the calendar year. The Regional Water System (RWS) to be built by the USBOR under the terms of

the Aamodt Settlement will stretch east and south from the point of diversion near the Otowi Bridge on the San Ildefonso Pueblo, through the Pojoaque and Nambe Pueblos, to the southern-most edge of the Tesuque Pueblo and even further south along Bishop's Lodge Road to the City of Santa Fe's northern limit (See Attachment 1). Within this service area are numerous non-Pueblo communities that will have access to the RWS but will not be mandated to connect to it. Rather, individual households will decide whether to voluntarily connect to the system. This analysis is intended to provide information to the affected households to help them to make a more informed decision.

In 2008, the four Pueblos hired the engineering firm HKM Engineering, Inc., to perform an engineering analysis of the RWS and issue a report on their findings. This report built upon a RWS feasibility study performed in 2004 by the USBOR. The HKM engineering report addressed, among other things, water line alignments and sizes, and included both capital and operation, maintenance, and repair (OMR) cost estimates. The HKM report represents the best technical description to date of the RWS and served as a basis for this analysis.

Attachment 1 shows the projected service area of the entire RWS. Non-Pueblo parcels within this service area are shown in pink. These pink parcels represent the theoretical maximum "reasonable" customer base for the County portion of the RWS, and therefore, all demographic and land use analysis was confined to these parcels. The term *reasonable* is used because there are numerous non-Pueblo communities located within the larger Aamodt settlement area that, while in theory are candidates for the RWS, are simply too far from the proposed distribution mains to be economically served by the RWS. Chupadero and Rio en Medio are the best examples of these far-flung communities. The projected service area had been established in 2008 as part of the HKM report and so, as stated above, is used as the basis of analysis.

Below is a discussion of each of the current status of each of the Resolution tasks (shown in order of task completion).

Task 2a. Service Map and Timeline

The RWS will be built in phases, and each phase will be fully operational upon completion. Attachment 2 shows the best estimate of the both geographic boundaries of the construction phases and their projected start and completion dates. At this point, the USBOR estimates that work will start in October 2017 at the soonest, and that the entire system will be complete by February 2022.

Task 1f. Integration with the existing County Utility

The resolution asked Staff to evaluate the benefits of integrating the RWS into the existing Santa Fe County Utility. Integration can come in two forms: physical and organizational/operational. Physical integration would require physical interconnection of the two systems, likely on Bishop's Lodge Road. Since the City of Santa Fe and the County utilities are themselves intertwined, the integration of the RWS would require connection to the City system as well. Physical integration of the RWS with the existing County Utility makes sense for a number of reasons. As an example, an integrated utility would allow for a more redundant and robust system with regard to supply or distribution outages. However, in light of other water issues between the City and the County, it is too early to discuss physical integration in any detail.

Organizational/operational integration is an easier matter, and at this point, it is assumed that this will happen. The most recent draft of the RWS governance Joint Powers Agreement between the Pueblos and the County indicates that the County will operate the RWS. Under this arrangement, the County will operate the RWS as it does the rest of its system, with the same operating parameters, levels of service, rate schedule, etc. This type of integration takes advantage of economies of scale to keep OMR costs to a minimum and fully leverages an already-expert work force. This also allows us to make realistic assumptions on the future costs, revenues and administrative OMR burden. Organizational/operational integration was assumed for the remainder of the analysis.

Task 2b. Customer Costs.

Whatever governance and operating arrangements are made, non-Pueblo customers of the RWS will pay the same rates as all other County Utility customers. The current rate schedule can be seen at Attachment 3. Currently, the average County Utility customer spends \$600 per year for water. Customers on the RWS should expect to pay the same average annual cost of \$600 per year in current dollars.

Tasks 1a and 1b. Existing and Future Demand Estimates

A detailed and robust demographic analysis was performed, the results of which can be seen at Attachment 4. The analysis shows that currently, there are 3017 non-Pueblo households within the projected service area. By 2022 (the latest year the RWS is projected to be complete), that number is forecast to be 3435 households, and by 2040 (the planning horizon year), 4030 households. These numbers indicate the maximum number of potential utility customers at the given time. At this point, the number of potential customers that choose to become actual customers is impossible to predict (although anecdotal evidence suggests that the number will approach 50%, at least initially). Future surveys over the next two years of potential non-Pueblo customers are an important tool that will be used to refine the estimates of potential utility customers.

Task 1e. Rural Character and Density Considerations.

The demand estimate described above assumes that prevailing County policies for land use and densities will hold into the future, and that the availability of land will stay unchanged. However, either of these factors could change, through, for instance, wide-spread conservation easements, thus potentially limiting the number of new households. Under current land use and density policies, the ultimate number of households at build-out would be 7338 (shown on Attachment 4). Under prevailing growth rates, that number of households won't be reached until 2135. Since the build-out population is so much higher than the projected actual population, land availability for future growth is not a concern, without the need to impact the rural character of the area.

Task 1g. Financial and Capacity Analysis and Recommendations.

The HKM report contained an estimate of annual OMR costs for the RWS. In 2012 dollars, the estimate came to \$705,000/year for the non-Pueblo (i.e. County) share of the system. Staff believes this number is high but used it for purposes of analysis nonetheless. As stated earlier, the estimated average residential annual water bill for non-Pueblo RWS customers is \$600, in 2012 dollars. For the County portion of the RWS to be completely financially self-sufficient, which means that its

OMR costs are completely covered by rates, the RWS will need 1175 non-Pueblo customers (rounded up to 1200). It is assumed that OMR costs and average utility customer costs/rates will inflate equally, so that the 1200-customer-break-even number will hold in the future.

Under the current proposal, the BOR will operate completed portions of the RWS via contract until the entire system is completed. At that point, projected in February 2022, the entire system will be turned over to the JPA, with the County utility as the operator. This has many implications, but for present purposes, the most important is that the County will inherit a system that has had five years to build a customer base. Further, while present households in the settlement area may voluntarily choose to join the system (but are not required to) and thus represent a significant degree of potential revenue uncertainty, County ordinances will *require* future households to join, if they are within 300 feet of a waterline. The demographic analysis indicates that the service area will gain 418 new households by 2022 and 1013 new households by 2040. Analysis also shows that 83% of non-Pueblo (pink) parcels are within 300 feet of the waterline alignment as described in the HKM report. Therefore, the County will already have 345 guaranteed new customers by 2022 (28% of the 1200 needed for self-sufficiency) and 840 guaranteed new customers by 2040 (70% of the 1200).

Next Steps and Future Tasks

Tasks 1c and 1d, dealing with water quality and fire protection, have not yet been performed and still need to be rolled into the overall analysis. We surmise that the primary reason a household would join the RWS is because the water quality or quantity from its well is poor. With the initial cost of connection being fully supported by the USBOR and with the high cost of installing new domestic wells, the percentage of connections from communities with known or projected water quality / quantity problems would be high. Therefore, targeting communities with known water quality issues for outreach may change the numbers of customers and the physical layout of the distribution system's water lines.

Fire protection, since it requires a minimum pipe size that is larger than the minimum size needed to provide strictly domestic water, may be the controlling factor in system design in many cases. This in turn may affect the customer numbers and the physical layout of the distribution system's water lines.

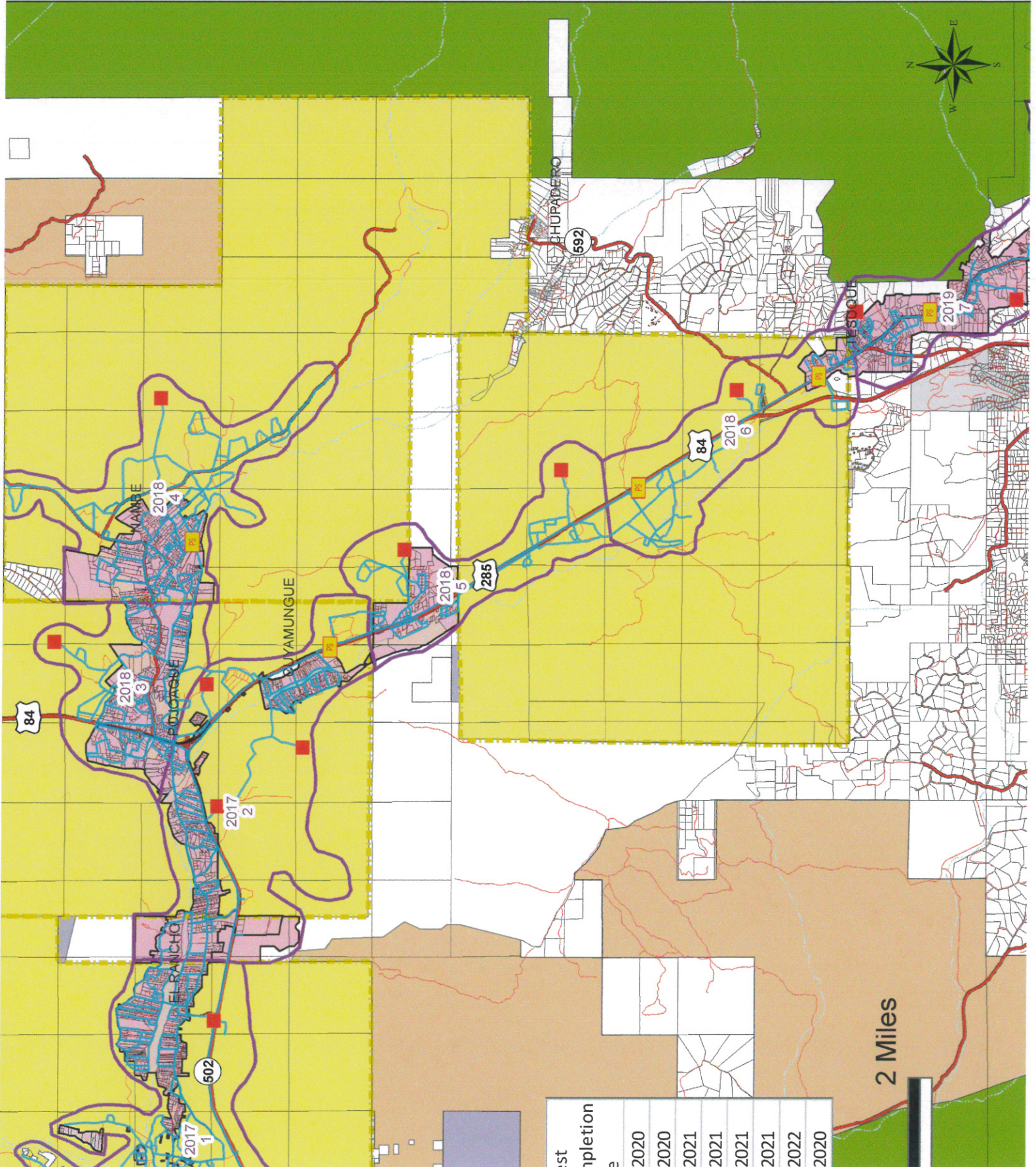
Summary

In sum, the analysis indicates that we need a minimum of 1200 customers for the non-Pueblo portion of the RWS to be financially self-sufficient. There are currently 3017 households in the service area from which to draw these customers. To reach the minimum number of required customers, 40% of current non-Pueblo households must opt in to the RWS ($1200/3017 = 40\%$). By 2022, the number of potential customers will be 3435 (a 35% connection rate, or a 25% connection rate if the 345 guaranteed new customers are accounted for), and by 2040, 4030 potential customers (a 30% connection rate, or a 9% connection rate if the 840 guaranteed new customers are accounted for).

Eventually, every potential customer in the service area will make the choice whether or not to join the RWS. This will give us very precise demand figures and we will be able to make more precise financial and technical analyses. Until that time, the numbers thus far indicate that the non-Pueblo

portion of the RWS will “pencil out.” Because the Settlement Agreement allows Santa Fe County a number of opportunities to opt out of operation of the non-Pueblo portion of the RWS, and because the connection rate needed to achieve financial self-sufficiency is so low, there is very little risk to the County. It also appears at this point that the RWS alignment as described in the HKM report is sufficient as is to meet County financial needs for OMR autonomy. In other words, significant deviations or additions to the HKM system to increase the potential non-Pueblo customer base, which would be at mostly or completely County capital expense, are unnecessary.

- Water Treatment
- Storage Tank
- Pump Station
- Santa Fe Cou
- Incorporated Areas
- City of Santa Fe Annex
- Regional Water
- Parcels
- Minor Roads
- Major Roads
- Major Stream
- Santa Fe Cou
- AAMODT Wa
- Pueblo Lands
- Federal Conserva
- U.S. National
- U.S. Forest S
- State Lands
- State Land O
- State Park/Cc
- Bureau of Land Manag



Year	Population Completion
2020	2020
2020	2020
2021	2021
2021	2021
2021	2021
2021	2021
2022	2022
2020	2020

2 Miles



POPULATION PROJECTIONS

1. YEAR	2. ESTIMATED 2012 AAMODT POPULATION FOR COUNTY-SERVED AREA	3. LOW GROWTH RATE SCENARIO - POP. GROWTH RATIO FOR EL NORTE GMA*	4. MOST LIKELY GROWTH RATE SCENARIO - POP. GROWTH RATIO FOR EL NORTE GMA**	5. HIGH GROWTH RATE SCENARIO - POP. GROWTH RATIO FOR EL NORTE GMA***	6. RATIO OF AAMODT POP. GROWTH TO EL NORTE GMA POP. GROWTH, 2000-2012	7. GROWTH RATE ACCELERATION FACTOR DUE TO CENTRAL WATER PROVISION	8. LOW GROWTH SCENARIO POPULATION OF COUNTY-SERVED AAMODT AREA*	9. MOST LIKELY GROWTH SCENARIO POPULATION OF COUNTY-SERVED AAMODT AREA**	10. HIGH GROWTH SCENARIO POPULATION OF COUNTY-SERVED AAMODT AREA***	11. GROSS POP. DENSITY PER SQUARE MILE FOR "MOST LIKELY" SCENARIO (11.217 Square Miles)
2012	5,890	1.000000000	1.000000000	1.000000000	0.970568918	1.000	5,890	5,890	5,890	525
2015	5,890	1.011591323	1.026571090	1.039547903	0.970568918	1.000	5,956	6,042	6,113	539
2020	5,890	1.030634211	1.071251482	1.107332360	0.970568918	1.025	6,065	6,455	6,666	575
2025	5,890	1.045647734	1.117764363	1.182560059	0.970568918	1.050	6,151	6,891	7,280	614
2030	5,890	1.058526680	1.158510294	1.258211302	0.970568918	1.050	6,215	7,136	7,722	656
2035	5,890	1.063807474	1.198663361	1.335062396	0.970568918	1.050	6,255	7,377	8,196	658
**** 2040	5,890	1.067836838	1.238654738	1.420240265	0.970568918	1.050	6,278	7,617	8,707	679
2045	5,890	1.069161561	1.279508462	1.512892103	0.970568918	1.050	6,285	7,862	9,263	701
2050	5,890	1.069327151	1.318529627	1.609346603	0.970568918	1.050	6,286	8,096	9,842	722

DWELLING UNIT PROJECTIONS

YEAR	ESTIMATED 2012 AAMODT DWELLING UNITS FOR COUNTY-SERVED AREA	LOW GROWTH RATE SCENARIO - D.U. GROWTH RATIO FOR EL NORTE GMA*	MOST LIKELY GROWTH RATE SCENARIO - D.U. GROWTH RATIO FOR EL NORTE GMA**	HIGH GROWTH RATE SCENARIO - D.U. GROWTH RATIO FOR EL NORTE GMA***	RATIO OF AAMODT D.U. GROWTH TO EL NORTE GMA D.U. GROWTH, 2000-2012	GROWTH RATE ACCELERATION FACTOR DUE TO CENTRAL WATER PROVISION	LOW GROWTH SCENARIO DWELLING UNITS IN COUNTY-SERVED AAMODT AREA*	MOST LIKELY GROWTH SCENARIO DWELLING UNITS IN COUNTY-SERVED AAMODT AREA**	HIGH GROWTH SCENARIO DWELLING UNITS IN COUNTY-SERVED AAMODT AREA***	GROSS DWELLING UNIT DENSITY PER ACRE FOR "MOST LIKELY" SCENARIO (7,178.83 Acres)
2012	3,017	1.000000000	1.000000000	1.000000000	0.951129048	1.000	3,017	3,017	3,017	0.42
2015	3,017	1.028363636	1.030871077	1.04312663	0.951129048	1.000	3,098	3,106	3,141	0.43
2020	3,017	1.068181818	1.082820777	1.119768158	0.951129048	1.025	3,207	3,337	3,445	0.46
2025	3,017	1.094060606	1.137901341	1.203864357	0.951129048	1.050	3,287	3,583	3,782	0.50
2030	3,017	1.118787888	1.187230902	1.287354013	0.951129048	1.050	3,338	3,732	4,034	0.52
2035	3,017	1.127393939	1.236314430	1.376997775	0.951129048	1.050	3,383	3,880	4,304	0.54
**** 2040	3,017	1.139030303	1.286013040	1.474541247	0.951129048	1.050	3,416	4,030	4,598	0.56
2045	3,017	1.147575757	1.336941813	1.580806581	0.951129048	1.050	3,441	4,183	4,918	0.58
2050	3,017	1.155151515	1.386271374	1.692029487	0.951129048	1.050	3,462	4,332	5,253	0.60

BUILD-OUT POPULATION AND DWELLING UNIT PROJECTIONS FOR SANTA FE COUNTY PORTION OF AAMODT WATER SERVICE AREA

	BUILD-OUT POPULATION	BUILD-OUT DWELLING UNITS	BUILD-OUT POPULATION DENSITY PER SQUARE MILE	BUILD-OUT DWELLING UNIT DENSITY PER ACRE	PROJECTED BUILD-OUT YEAR
AGRICULTURAL LANDS PROTECTION SCENARIO	12,043	6,444	1.074	0.90	2113
AGRICULTURAL LANDS DEVELOPMENT SCENARIO	13,714	7,338	1.223	1.02	2135

* Based on growth rates used for projections contained in the University of New Mexico, Bureau of Business and Economic Research publication titled "Projected Total Population by County, 2005-2035" (2008), which were disaggregated by demographer Al Pitts to the level of Santa Fe County Growth Management Areas, in the publication titled "Regional Population and Housing Projections, Santa Fe County, 2000-2050" (June 15, 2009).

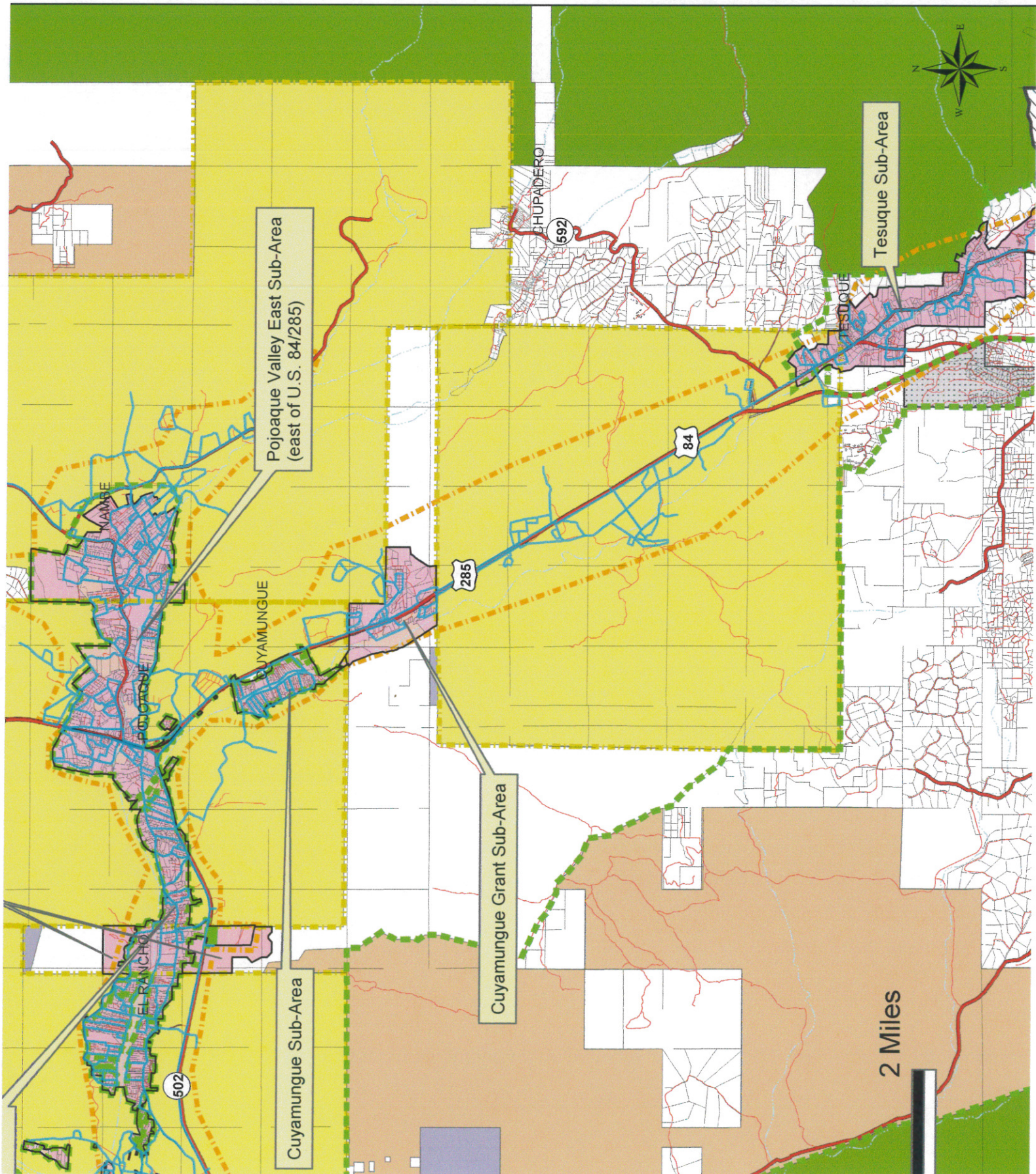
** Based on growth rates used for the "Low Series" projections contained in the University of New Mexico, Bureau of Business and Economic Research publication titled "Population Projections for the Jemez Y Sangre Water Planning Region" (2000), which were disaggregated by demographer Al Pitts to the level of Santa Fe County Growth Management Areas, in the publication titled "Regional Population and Housing Projections, Santa Fe County, 2000-2050" (June 15, 2009). There are the population projections that were used in the Sustainable Growth Management Plan adopted by Santa Fe County in 2011.

*** Based on growth rates used for the "Most Likely" projections contained in the University of New Mexico, Bureau of Business and Economic Research publication titled "Population Projections for the Jemez Y Sangre Water Planning Region" (2000), and subsequently revised by BBER in July 2002. The growth ratios for the "Most Likely" scenario for the El Norte GMA (in the 4th columns of the tables above) were scaled up, based on the ratio of the "Most Likely" growth rates for the Jemez Y Sangre Water Planning Region to the "Low Series" growth rates for the Jemez Y Sangre Water Planning Region.




**** Timframe used in CH2M/Hill projections.

***** Based on "Most Likely" dwelling unit growth rates from the preceding table.

(Assumes that irrigated agricultural lands that currently have an "Agricultural" property tax classification will be developed at a gross density of 1 dwelling per 5 acres, based on Article III, Section 10.3.2., of the Santa Fe Co. LOC)
 (Assumes that irrigated agricultural lands that currently have an "Agricultural" property tax classification will be developed at the same gross densities that generally apply in the zoning district, based on the Santa Fe Co. LOC)



Legend

-  Santa Fe County
-  Incorporated Areas
-  City of Santa Fe Annex
-  Community Plan Area
-  Parcels
-  Minor Roads
-  Major Roads
-  Major Stream
-  Approximate
-  Santa Fe County
-  AAMODT Water
-  Pueblo Lands
-  Federal Conservancy: U.S. National
-  U.S. Forest
-  State Lands: State Land C
-  State Park/C
-  Bureau of Land Management

June 20, 2012
aamodt_co_pop.



Attachment 3

SANTA FE COUNTY UTILITIES DIVISION EFFECTIVE JULY 1, 2011

WATER RATES & FEE SCHEDULE

WATER METER BASE CHARGE PER MONTH		
Meter Size	Residential	Non- Residential
5/8"	\$14.50	\$30.68
3/4"	\$15.68	\$43.59
1"	\$17.99	\$69.42
1 1/2"	\$38.99	\$133.99
2"	\$40.42	\$211.46
3"	\$61.08	\$407.77
4"	\$484.45	\$484.45
6"	\$964.05	\$964.05
8"	\$1,539.58	\$1,539.58
10"	\$2,138.00	\$2,138.00

WATER USAGE CHARGE PER MONTH PER 1,000 GALLONS		
Quantity	Residential	Non-Residential
First 5,000 Gallons	\$6.12	\$5.91
Next 5,000 Gallons	\$8.43	\$8.16
Next 5,000 Gallons	\$13.02	\$12.65
Above 15,000 Gallons	\$17.62	\$17.07

Quantity	Wholesale 1	Wholesale 2	Mutual Domestic
Per 1,000 Gallons	\$5.47	\$4.01	\$3.22

* Wholesale 1 - Potable Water * Wholesale 2 - Non-Potable Water

WATER SERVICE CONNECTION FEE				
Meter Size	Residential	Non- Residential	Whole Sale	MD/Gov/ Inst
5/8" - 3/4"	\$2,750	\$2,750	\$2,750	\$2,750
1" - 1 1/2"	\$3,385	\$3,385	\$3,385	\$3,385
2" - 3"	\$6,835	\$6,835	\$6,835	\$6,835
4"	\$18,602	\$18,602	\$18,602	\$16,742
6"	\$31,925	\$31,925	\$31,925	\$28,727
8"	\$92,377	\$92,377	\$92,377	\$83,135
10"	\$129,769	\$129,769	\$129,769	\$116,792

WATER SERVICE STANDBY FEE / RECONNECT FEE /SURCHARGE	
Standby Fee	\$3.55 Per Month
Reconnect Fee	\$90.00
State Surcharge per 1,000 Gallons	\$ 0.03

BULK WATER	
Commercial	\$.02 per gallon
Residential	\$.01 per gallon

FIRE SERVICE LINE (PER MONTH)		
Meter Size	Residential	Non- Residential
3"		\$21.19
4"		\$34.68
6"		\$68.39
8"		\$108.84
10"		\$159.89

FIRE HYDRANT (PRIVATE)
\$200.00 PER YEAR

SEWER RATE & FEE SCHEDULE

SEWER BASE RATE PER MONTH	
All Sewer Services	\$6.54

SEWER USAGE RATE PER MONTH		
Quantity	Residential	Non-Residential
Per 1,000 Gallons	\$3.50	\$3.50

Based on Average monthly winter usage (December, January, February)

SEWER SERVICE CONNECTION FEE		
Fixture Unit Equivalents (FUE)	Residential	Non-Residential
First 20	\$180	\$10 Each
>20	\$10 Each	\$10 Each

SEWER SERVICE STANDBY FEE	
All Lots	\$7.00 Per Month

Late Payment Penalty of 1.5% per month of Total Balance in Arrears
Insufficient Funds Penalty: As Determined by County Treasurer

AFTER HOUR EMERGENCY
1-866-885-6623

Santa Fe County Water Utilities

Physical: 424 NM Highway 599
Santa Fe, NM 87507

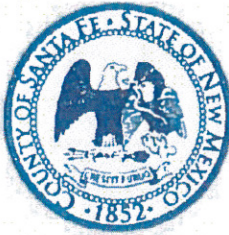
Mailing: P.O. Box 276
Santa Fe, New Mexico 87504
505-992-9870

www.santafecounty.org

Daniel "Danny" Mayfield
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: *September 19, 2012*

TO: *Board of County Commissioners*

FROM: *Adam Leigland, Public Works Department Director* *9/28/12*

VIA: *Katherine Miller, County Manager*

ITEM AND ISSUE: *BCC Meeting October 9th, 2012*

A RESOLUTION ALLOCATING THE PROCEEDS OF THE SALE OF THE TOP OF THE WORLD RANCH WATER RIGHTS AS PART OF THE AAMODT WATER RIGHTS SETTLEMENT AGREEMENT

BACKGROUND AND SUMMARY:

On April 25, 2006, the Board of County Commissioners of Santa Fe County approved the Settlement Agreement in the case of New Mexico ex rel. State Engineer v. Aamodt, NO. 66cv06639 MV/LCS-ACE (D.N.M.), and on April 10, 2012, the Board approved various amendments to the Settlement Agreement. These approvals launched the efforts of the County, the State, and US Secretary of the Interior to plan, design, and construct a Regional Water System (RWS) to provide surface water to current groundwater users in the Pojoaque Basin.

The Settlement Agreement authorized the US Bureau of Indian Affairs to acquire 1,141 acre-feet of water rights from the County from the Top of the World Ranch in Taos County for the purchase price of \$5.4M. That transaction, conducted under the terms of a Cooperative Agreement, has almost been completed. With regard to the uses of these funds, the Cooperative Agreement says:

The County will ... reserve and exclusively use the funds received as a result of this Agreement to fulfill any one or combination of the following purposes: (1) the County's monetary commitments described in the Cost Sharing and System Integration Agreement, as defined in Section 602 (5) of the Act; (2) the County's other costs of implementing the Aamodt settlement; and (3) the County's cost of OM&R of the County Water Utility serving the Pojoaque Basin. If the County determines that all or a portion of the funds is not needed for the purposes described above, the County may use the funds for any other purpose authorized by the County.

The planning, design, and construction of the RWS will be a complex, time-consuming affair, and will require close coordination among all actors. The Environmental Impact Statement process begins within a month, and since connection to the RWS will be voluntary for non-Pueblo well owners in the settlement area, broad outreach will be necessary to these potential customers. These two tasks will require extensive County participation. Further, the County will eventually become operator of the RWS so it is incumbent on us to ensure that operations, maintenance, and replacement (OMR) costs are minimized, which in turn means that a County representative should be intimately involved with the system design. All told, staff estimates that a full-time engineer dedicated to Aamodt issues will be necessary until the RWS is fully operational (estimated to be February 2022).

The US Bureau of Reclamation (USBR) will construct the RWS in phases. Each phase will be complete and usable upon completion. Since the first phase will be complete and in operation for almost four years before the final phase is complete, the USBR will operate the complete sections of the RWS under contract until the entire system is complete, at which point it will turn the system over to the County for operation. Depending on how many customers hook up during the construction period, the County may face an immediate OMR shortfall upon turnover. Demographic analyses suggest that ultimately, there will be enough non-Pueblo customers to financially sustain the RWS but the timing of arrival of those customers is impossible to predict. Thus, having a "buffer" fund makes sense.

Staff feels that dedicating a portion of the proceeds of the sale of the Top of the World water rights to a full-time position and reserving the remainder of the proceeds for any eventual OMR needs conforms to the Cooperative Agreement and is in the best interest of the County.

ACTION REQUESTED:

Adopt subject Resolution.

SANTA FE COUNTY

RESOLUTION No. 2012-

A RESOLUTION ALLOCATING THE PROCEEDS OF THE SALE OF THE TOP OF THE WORLD RANCH WATER RIGHTS AS PART OF THE AAMODT WATER RIGHTS SETTLEMENT AGREEMENT

WHEREAS, Santa Fe County Board of County Commissioners, through Resolution 2012-53, approved on April 10th, 2012, resolved to participate fully in the implementation of the Aamodt Water Rights Settlement Agreement (Settlement); and

WHEREAS, the Settlement requires that certain transactions of water rights associated with the Top of the World Ranch occur between the County and the Bureau of Indian Affairs in the very near future; and

WHEREAS, such transactions will result in federal funds being transferred to the County; and

WHEREAS, the Cooperative Agreement between the County and the US Department of the Interior for implementation of the Settlement states that

“The County will ... reserve and exclusively use the funds received as a result of this Agreement to fulfill any one or combination of the following purposes: (1) the County’s monetary commitments described in the Cost Sharing and System Integration Agreement, as defined in Section 602 (5) of the Act; (2) the County’s other costs of implementing the Aamodt settlement; and (3) the County’s cost of OM&R of the County Water Utility serving the Pojoaque Basin. If the County determines that all or a portion of the funds is not needed for the purposes described above, the County may use the funds for any other purpose authorized by the County;” and

WHEREAS, under the Settlement, the US Bureau of Reclamation will construct a Regional Water System (RWS) in the Settlement area and will eventually transfer the RWS to County operation; and

WHEREAS, the County will likely have financial obligations upon transfer of the RWS, for both capital and operational expenses, and;

WHEREAS, the activities associated with the implementation of the Settlement requires a significant amount of work and coordination by the County with community organizations and stakeholders, the U.S. Bureau of Reclamation, the Bureau of Indian Affairs, the Indian Health Service, and other federal government agencies, as well as the Office of the State Engineer, the New Mexico Environment Department, and other state government agencies; and

WHEREAS, the work associated with the County's role in the Settlement implementation will require the services of a full-time term professional engineer, to be employed by the County through the completion of the facilities design in 2018;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS HEREBY RESOLVES AND PROCLAIMS AS FOLLOWS:

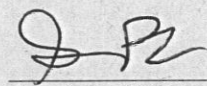
1. At least eighty-five (85%) of the proceeds from the sale of the Top of the World water rights will be placed in a fund for sole and eventual use in implementation of the RWS at such time as needed.
2. A new full-time term position will be created in the Public Works Department, Utilities Division, to perform the functions of a professional engineer in charge of Aamodt Settlement Implementation on behalf of Santa Fe County for both outreach and technical matters, and Santa Fe County Utilities engineering.
3. Up to fifteen percent (15%) of the proceeds from the transfer of water rights will be dedicated to cover personnel salary and benefits for the position described above and associated equipment such as a vehicle or computer.

PASSED, ADOPTED, AND APPROVED this 9th day of October, 2012

BOARD OF COUNTY COMMISSIONERS

Liz Stefanics, Chair

APPROVED AS TO FORM:



Stephen C. Ross, County Attorney

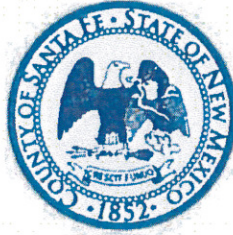
ATTEST:

Valerie Espinoza, County Clerk

Daniel "Danny" Mayfield
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

MEMORANDUM

DATE: *September 27, 2012*

TO: *Board of County Commissioners*

FROM: *Adam Leigland, Public Works Department Director* *9/28/12*

VIA: *Katherine Miller, County Manager*

ITEM AND ISSUE: *BCC Meeting September 25, 2012*

MEMORANDUM OF UNDERSTANDING BETWEEN THE ELDORADO AREA WATER AND SANITATION DISTRICT AND THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY REGARDING MUTUAL WATER SERVICES COOPERATION

The Santa Fe County Water and Wastewater Utility is growing its service area, and in particular is building a waterline to Canoncito that will bring surface water from the Buckman Direct Diversion to that area. This new waterline will run south from Rancho Viejo toward Eldorado and then ultimately connect to the existing water system in Canoncito that is currently managed by the Canoncito at Apache Canyon Mutual Domestic Water Consumers Association (Canoncito MDWCA). Under Resolution 2012-55, the Canoncito MDWCA will become part of the County Utility service area in the very near future.

The Eldorado Area Water and Sanitation District (EAWSD) is the water and wastewater utility that serves Eldorado and is a duly organized political subdivision under the Water and Sanitation District Act, with a declared service area. The EAWSD has approximately 783 acre-feet per year of water rights that are currently adequate to meet current and projected future demand but for which the delivery is subject to curtailment by drought or mechanical failure. The EAWSD is seeking back-up sources of supply.

As the County Utility's service area approaches that of the EAWSD, and since the County's new waterline could service as a back-up source of supply for the EAWSD, it was felt by both parties that an understanding be reached that regards such items as service area boundaries, future shared infrastructure, or water supply. The intent of this memorandum of understanding is to pave the way for amicable interaction in future, as-yet-unspecified relationships.

REQUESTED ACTION:

The Board of County Commissioners approve this item.

**MEMORANDUM OF UNDERSTANDING BETWEEN THE
ELDORADO AREA WATER AND SANITATION DISTRICT AND THE BOARD OF
COUNTY COMMISSIONERS OF SANTA FE COUNTY REGARDING MUTUAL
WATER SERVICES COOPERATION**

The Eldorado Area Water and Sanitation District, a political subdivision of the State of New Mexico ("District"), and the Board of County Commissioners of Santa Fe County, a political subdivision of the State of New Mexico ("County"), enter into this Memorandum of Understanding this _____ day of _____, 2012.

RECITALS

WHEREAS, the District has rights and responsibilities specified by Law, specifically the Water and Sanitation District Act (NMSA 1978, Section 73-21-1 *et seq.*) and operates a water utility supplying water to its customers within the boundaries of the area served by the District, as shown on Exhibit "A" attached hereto and incorporated herein by reference (the District's "Service Area");

WHEREAS, the County, through its Utility Division, operates a water utility whose principal source of supply is the Buckman Direct Diversion, a joint project of the County and the City of Santa Fe;

WHEREAS, the County, through its Land Use Division, administers the New Mexico Subdivision Act, the Zoning Enabling Act, the Santa Fe County Growth Management Plan (SGMP), and the Santa Fe County Land Development Code (LDC);

WHEREAS, the County and the District share a number of important shared goals, including providing safe water to citizens, providing fire protection, sponsoring water conservation and reuse practices, and providing healthy wastewater management;

WHEREAS, consistent with these shared goals, the County, through its Utility Division, is willing to assist the District from time to time to improve the reliability of the District's system in times of drought or mechanical failure or as otherwise agreed to by the parties by providing access to water supplies from the Buckman Direct Diversion or from any other sources;

WHEREAS, the County's statutory duty through the Subdivision Act, the Zoning Enabling Act, the Santa Fe County Growth Management Plan, and the Santa Fe County Land Development Code is to assure that proposed development within the County is consistent with statutory requirements and with the LDC, and specifically to assure that a 99-year water supply exists for any proposed development within the County's land use jurisdiction;

WHEREAS, the County acknowledges that the District's sources of water supply are more than adequate at the present time to serve its customers, and also acknowledges Partial Licenses No. RG-18529 and 18556 issued by the Office of the State Engineer and the acknowledgement in those Licenses that the District has available to it 783.43 acre feet per year of water rights with which to supply customers, and further acknowledges that the County's

water experts have thoroughly reviewed the District's sources of supply in connection with recent applications to develop property and have agreed with the District that more than adequate water resources currently exist to serve existing customers and to serve new developments within the District's service area;

WHEREAS, from time to time, disagreements have arisen between the County and the District concerning the District's inherent authority under the Water and Sanitation District Act and the County's functions under the New Mexico Subdivision Act, the Zoning Enabling Act, the Santa Fe County Growth Management Plan, and the Santa Fe County Land Development Code, and it is desirable that the County and District work to reduce conflicts in the future in a way that is consistent with the County's statutory obligations, but in a way that fully respects the District's status as a political subdivision of the State and an independent public utility accountable to the voters;

WHEREAS, a constructive way to assure progress on all of these objectives is for the County to agree that the District has provided sufficient present information concerning the District's water supply to justify the County's acceptance of a 'will serve' letter from the District that the District is ready, willing and able to provide a customer with water service as adequate for purposes of the Subdivision Act, the Zoning Enabling Act, the Santa Fe County Growth Management Plan, and the Santa Fe County Land Development Code for a minimum of three (3) years, and for the County and the District to agree to work towards providing the District with water from the Buckman Direct Diversion project or other sources as available to assist the District in times of drought or mechanical failure or as otherwise agreed by the parties;

WHEREAS, the parties find that it is in their mutual best interest to avoid misunderstanding and disagreement over the areas to be served by each party, and wish to define a mechanism for deciding whether potential customers outside of the District's current Service Area boundaries will be served by the District or the County;

WHEREAS, the County and District are amenable to making such an agreement and to agreeing to work towards a stronger relationship in subsequent agreements so that these and other issues vital to the health, safety and welfare of the community are effectively addressed.

IT IS THEREFORE UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. The County recognizes and understands that the District is a Water and Sanitation District duly organized and existing under the Water and Sanitation District Act, with all the powers, authorities, rights and responsibilities specified therein, and the County recognizes the right of the District under the Water and Sanitation District Act to supply water to existing and new customers and to supply new development within its Service Area boundaries. The County agrees that it will not extend its water facilities into the District's Service Area without the prior written approval of the District.
2. With respect to the previous paragraph, the parties recognize that the County has statutory responsibilities with respect to such new development within the District's

Service Area boundaries. In furtherance of the continued cooperation between the District and the County concerning the District's capacity to provide service to new customers, the County agrees that the information provided by the District concerning the adequacy of its water supply is such that, for a minimum of three (3) years from the date of the execution of this agreement, no further information is needed, and the County will accept a 'will serve' letter from the District that it is ready, willing and able to provide a customer with water service as adequate for purposes of the required review under the New Mexico Subdivision Act, the Zoning Enabling Act, the Santa Fe County Growth Management Plan, and the Santa Fe County Land Development Code, without further technical review or inquiry. The County may extend this procedure beyond three years if it finds that the procedure is consistent with its responsibilities.

3. The County recognizes that the District has the authority to extend the boundaries of its Service Area to serve new customers outside of its current Service Area boundaries. If a potential new customer outside of the current District Service Area but within two miles of the District's current Service Area boundaries requests service from either party, the parties agree to consult together and mutually agree whether the potential customer will be served by the County or the District.
4. The County and the District agree to work towards a subsequent agreement whereby the County provides the District with water from the Buckman Direct Diversion project to assist the District in times of drought or mechanical failure or as otherwise agreed by the parties, on terms specified in the subsequent agreement.
5. The County and the District agree to work together from time to time on other mutually beneficial agreements for infrastructure improvement projects, service boundary expansion, system operations and other improvements on terms specified in subsequent or separate agreements.
6. This agreement shall be perpetual. This agreement may also be amended from time to time, in writing, by agreement of the parties.

IN WITNESS WHEREOF the parties have executed this Memorandum of Understanding as of the dates documented below.


**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: _____ Date _____
Liz Stefanics, Chair

ATTEST:

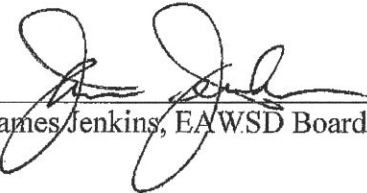
Valerie Espinoza, County Clerk

Approved as to form:



Stephen C. Ross, County Attorney

**THE BOARD OF DIRECTORS OF
THE EL Dorado WATER AND SANITATION DISTRICT**

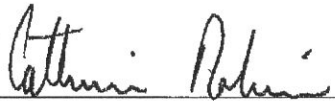
By:  9-7-12
James Jenkins, EA WSD Board President Date

ATTEST:



Stephen Wust, Ph.D., EA WSD Board Secretary

Approved as to form:



Catherine Robinson, EA WSD Board Attorney

**NO PACKET MATERIAL
FOR THIS ITEM**

**NO PACKET MATERIAL FOR THIS
ITEM**

EXECUTIVE SESSION

SANTA FE COUNTY

RESOLUTION NO. 2012-____

A RESOLUTION INSTRUCTING SANTA FE COUNTY MEMBERS AND THE ALTERNATE MEMBER OF THE BUCKMAN DIRECT DIVERSION BOARD NOT TO VOTE ON THE ISSUE OF PLACING SUPPLEMENTAL FLUORIDE COMPOUNDS IN THE WATER SUPPLY

WHEREAS, the water supply of both the City of Santa Fe (“the City”) and Santa Fe County (“the County”) contain supplemental fluoride compounds;

WHEREAS, on July 11, 2012 the Santa Fe City Council voted in favor of an ordinance amendment to stop adding fluoride to the water supply which action the City Attorney advised by memorandum dated July 20, 2012 should be rescinded due to violations of the New Mexico Open Meetings Act;

WHEREAS, more recently the City announced its intention to place the issue on the general election ballot but then determined not to move forward with a ballot measure;

WHEREAS, the Buckman Direct Diversion draft agenda for October 11, 2012 includes discussion and possible action to either support or oppose a proposed City ordinance to cease fluoridation of the City water supply;

WHEREAS, the City obtains water from three sources: the Buckman Direct Diversion Treatment Plant; the Buckman well field; and the Canyon Road reservoir and treatment plant;

WHEREAS, the County draws water through the Buckman Direct Diversion Treatment Plant and, in times of shortage, receives water from the City;

WHEREAS, County residents will be affected by any decision regarding fluoride supplementation;

WHEREAS, the County has not been consulted on the ongoing practice of placing supplemental fluoride compounds in the water supply;

WHEREAS, the proper forum for discussion of and decisions regarding the Board of County Commissioners’ position on the issue of discontinuing placement of supplemental fluoride compounds in the water supply is at a meeting of the Board of County Commissioners;

WHEREAS, the City cannot dictate whether County residents continue to have supplemental fluoride compounds added to their water supply;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners for Santa Fe County that the County representatives and alternate to the Buckman Direct

Diversion Board not vote on the issue of ongoing supplemental fluoride compounds being placed in the water supply until such time as the Board of County Commissioners has determined the position of the County on the fluoride issue.

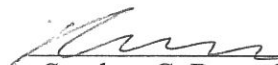
PASSED, APPROVED, and ADOPTED this 9th day of October 2012.

THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

Liz Stefanics, Chair

Valerie Espinoza, County Clerk

APPROVED AS TO FORM:



Stephen C. Ross, County Attorney

**NO PACKET MATERIAL
FOR THIS ITEM**