

VI. Matters From County Attorney

A. Executive Session



Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

To: Board of County Commissioners

From: Jeff S. Trujillo, Administrative Services and Legal Department Director *JST*

Via: Katherine Miller, County Manager

Date: November 26, 2014

Re: **A Resolution Authorizing the County Manager to Negotiate with the New Mexico Association of Counties Multi-Line and Law Enforcement Pools for Insurance Coverage in Calendar Year 2015 and to Execute Purchase Orders and Other Documents Necessary to Effectuate Such Coverage**

Issue. Santa Fe County must obtain multi-line and law enforcement insurance coverage for Calendar Year 2015. The resolution would authorize the County Manager to negotiate with the New Mexico Association of Counties Multi-Line Pool and Law Enforcement Pool (collectively, NMAC Pools) for such insurance coverages for Calendar Year 2015 and to execute purchase orders and other documents necessary to effectuate such coverage.

Background. Through its insurance broker, the County solicited competitive proposals for multi-line and law enforcement insurance coverages for Calendar Year 2015. The County only received proposals from the NMAC Pools. The resolution would authorize the County Manager to negotiate with the NMAC Pools, in the hopes of obtaining better coverage and/or rates, and execute documents necessary to effectuate coverage for Calendar Year 2015.

Recommendation. Approve the resolution, so as to ensure no lapse in insurance coverages.

THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY

RESOLUTION NO. 2014-_____

**A RESOLUTION AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE WITH
THE NEW MEXICO ASSOCIATION OF COUNTIES MULTI-LINE AND LAW
ENFORCEMENT POOLS FOR INSURANCE COVERAGE IN CALENDAR YEAR 2015
AND TO EXECUTE PURCHASE ORDERS AND OTHER DOCUMENTS NECESSARY
TO EFFECTUATE SUCH COVERAGE**

WHEREAS, Santa Fe County (County), through its insurance broker, solicited competitive proposals for multi-line and law enforcement insurance coverages for calendar year 2015; and

WHEREAS, the County only received proposals from the New Mexico Association of Counties Multi-Line Pool and Law Enforcement Pool (collectively, NMAC Pools); and

WHEREAS, the Board of County Commissioners (Board) desires to authorize the County Manager to negotiate with the NMAC Pools for multi-line and law enforcement insurance coverages for calendar year 2015 and to execute purchase orders and other documents necessary to effectuate such coverages.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby delegates to the County Manager the authority to:

1. negotiate with the NMAC Pools for multi-line and law enforcement insurance coverages for calendar year 2015; and
2. execute purchase orders and other documents necessary to effectuate such coverages.

PASSED, APPROVED, AND ADOPTED this 9th day of December, 2014.

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

Daniel W. Mayfield, Chair

ATTEST:

Geraldine Salazar, County Clerk

APPROVED AS TO FORM:



Gregory S. Shaffer, County Attorney



Daniel "Danny" Mayfield
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

To: Board of County Commissioners

From: Gregory S. Shaffer, County Attorney

Via: Katherine Miller, County Manager

Date: December 2, 2014

Re: **A Resolution Delegating Authority to the County Manager to Negotiate and Execute A Written Agreement Between the County and Ocentro Espirita Beneficente Uniao Do Vegetal, Nucleo Santa Fe Memorializing the Parties' Mutual Understandings Concerning Implementation of Their Settlement Agreement**

Issue. Santa Fe County ("County") and the OCentro Espirita Beneficente Uniao Do Vegetal, Nucleo Santa Fe ("UDV") are parties to a Settlement Agreement, dated November 8, 2012, which ended pending litigation between the parties in the United States District Court, District of New Mexico, Case No. 12-CV-00105 JB/LFG. Implementation of the Settlement Agreement requires the parties to develop mutual understandings on such things as infrastructure design, project management, and costs, which mutual understandings should be memorialized in a written agreement. The resolution would authorize the County Manager to negotiate and execute on behalf of the County such a written agreement.

Background. On November 27, 2012, pursuant to the Settlement Agreement, the Board of County Commissioners adopted a Revised Order, which granted UDV's request for Master Plan and Preliminary Development Plan approval for a community service facility (the "Project") at 5 Brass Horse Road Santa Fe NM.

The Settlement Agreement was attached to the Revised Order, and the Revised Order provided that additional conditions set forth in the Settlement Agreement shall also apply to the Project.

Recommendation. Approve the resolution, specifying the dollar amount of the County Manager's authority and the source of funds in the motion to approve, so as to allow the settlement agreement to be efficiently and effectively implemented.

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

RESOLUTION NO. 2014 - _____

**A RESOLUTION DELEGATING AUTHORITY TO THE COUNTY MANAGER TO
NEGOTIATE AND EXECUTE A WRITTEN AGREEMENT BETWEEN THE COUNTY
AND OCENTRO ESPIRITA BENEFICENTE UNIAO DO VEGETAL, NUCLEO SANTA
FE MEMORIALIZING THE PARTIES' MUTUAL UNDERSTANDINGS
CONCERNING IMPLEMENTATION OF THEIR SETTLEMENT AGREEMENT**

WHEREAS, Santa Fe County ("County") and the OCentro Espirita Beneficente Uniao Do Vegetal, Nucleo Santa Fe ("UDV") are parties to that certain Settlement Agreement, dated November 8, 2012, which ended pending litigation between the parties in the United States District Court, District of New Mexico, Case No. 12-CV-00105 JB/LFG; and

WHEREAS, on November 27, 2012, pursuant to the Settlement Agreement, the County adopted a Revised Order, which granted UDV's request for Master Plan and Preliminary Development Plan approval for a community service facility (the "Project") at 5 Brass Horse Road Santa Fe NM; and

WHEREAS, the Settlement Agreement was attached to the Revised Order, and the Revised Order provided that additional conditions set forth in the Settlement Agreement shall also apply to the Project; and

WHEREAS, implementation of the Settlement Agreement requires the parties to develop mutual understandings on such things as infrastructure design, project management, and costs, which mutual understandings should be memorialized in a written agreement; and

WHEREAS, the Board of County Commissioners ("Board") desires to delegate to the County Manager the authority to negotiate with UDV and execute on behalf of the County a written agreement memorializing the parties' mutual understandings concerning implementation of the Settlement Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Board hereby delegates to the County Manager the authority to negotiate with UDV and execute on behalf of the County a written agreement memorializing the parties' mutual understandings concerning implementation of the Settlement Agreement; provided, however, that such agreement cannot commit the County to expenditures in excess of \$ _____ without further authorization from the Board.

2. Funding for capital expenditures up to the maximum authorized in this Resolution shall come from _____.

PASSED, APPROVED, AND ADOPTED this 9th day of December, 2014.

THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

By: _____
Daniel W. Mayfield, Chair

ATTEST:

Geraldine Salazar, County Clerk

APPROVED AS TO FORM:

Gregory S. Shaffer, County Attorney



