

1959187

SANTA FE
BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

June 26, 2001

Paul Duran, Chairman
Paul Campos
Javier Gonzales
Jack Sullivan
Marcos Trujillo

SANTA FE COUNTY

REGULAR MEETING

1959188

BOARD OF COUNTY COMMISSIONERS

June 26, 2001

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 11:00 a.m. by Chairman Paul Duran, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Roll Call preceded the Pledge of Allegiance and indicated the presence of a quorum as follows:

Members Present:

- Commissioner Paul Duran, Chairman
- Commissioner Marcos Trujillo, Vice Chair
- Commissioner Paul Campos
- Commissioner Javier Gonzales [early departure]
- Commissioner Jack Sullivan

Members Absent:

None

IV. APPROVAL OF THE AGENDA

- A. Amendments**
- B. Tabled or withdrawn items**

CHAIRMAN DURAN: I guess we want to move some items forward. Sam, why don't you help me with this.

SAMUEL MONTOYA (County Manager): Mr. Chairman, good morning. If we could do the amendments and the tablings first, Mr. Chairman, and then we can move the remainder of the agenda however you'd like to structure it. The amendments for today, Mr. Chairman, are item X. E. 1, which is discussion on the adult and juvenile detention facility and the electronic monitoring program under the Manager's report, and item X. H. 1. c, which is Matters from the County Attorney, Mr. Kopelman, in executive session talking about competitive sealed proposals pursuant to the procurement code relative to adult, juvenile and electronic monitoring programs as well.

Mr. Chairman, those are the amendments. The tablings are—there's one on page 4. It is item X. C. 1, Request to enter into a memorandum of agreement with the City of

Santa Fe for the southern rail corridor appraisal and valuation study. That, Mr. Chairman, is offered as tabled. So those are the amendments and the tablings for today's meeting, Mr. Chairman. Then we can go to moving the balance of the agenda once you've approved those.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: I'd move to approve the agenda as amended with the recommendations made by Mr. Montoya.

COMMISSIONER GONZALES: I'd second that and ask possibly though that we could have after administrative items—actually, can we move the Consent Calendar so we can move straight, go directly to presentation and awards, administrative items and then Matters from the Commission, because I know there are people here that are wanting to talk about a couple of the resolutions as an order of priority for business before our lunch time executive session.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

MR. MONTOYA: Mr. Chairman, I was recommending the amendments and the tablings to take care of those first and then we'll go to adjusting the agenda any way you'd like.

COMMISSIONER GONZALES: Oh. Okay.

CHAIRMAN DURAN: Well, hang on a second. So what do you want us to approve? We can't approve the agenda.

MR. MONTOYA: Mr. Chairman, we're adjusting the agenda in two motions. The first motion is to approve the amendments that are in yellow, which is the agenda that has been publicized and then the tablings in blue.

CHAIRMAN DURAN: Okay. And that's what you—I'll second that. Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: I understand that Commissioner Gonzales has to leave. I'd like to—maybe we can just move up the cases that he would to hear, that are important, so we have some members of the public that would like to make a presentation perhaps before lunch. What cases would you like to—

COMMISSIONER GONZALES: Mr. Chairman, Commissioner Campos, I was just wondering if we could move directly to item VII which is the presentation and awards for the Health Planning commissioners, the administrative items which shouldn't take more than a minute or so, and then move on to Matters from the Commission so we could hear the resolutions that have been brought forward.

COMMISSIONER CAMPOS: That would be one, two three, then.

COMMISSIONER GONZALES: And then we would just go back and start after the—that should take us to 12:00 and then after the executive session, begin with the agenda with the Consent Calendar.

COMMISSIONER CAMPOS: I would second that.

1959190

MR. MONTOYA: Mr. Chairman, if I could have one additional recommendation, that item IX. be set back to our next meeting on July 10.

CHAIRMAN DURAN: That's fine.

COMMISSIONER CAMPOS: Which one?

CHAIRMAN DURAN: Report by the County Manager's office.

COMMISSIONER CAMPOS: Tabled?

CHAIRMAN DURAN: Their power point presentation isn't working.

MR. MONTOYA: Crashed.

COMMISSIONER CAMPOS: Motion with the Manager's recommendation.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: Give me a second here. We're going to go into executive session at 12:00, so however that fits into your motion, as long as the understanding—we have Berron Briscoe who used to work here is going to be here at 12:00 to be a part of the discussion. So we need to go into executive session at 12:00. So is that the understanding of the Commission?

COMMISSIONER CAMPOS: Yes.

COMMISSIONER GONZALES: That would be fine.

CHAIRMAN DURAN: Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

COMMISSIONER SULLIVAN: Mr. Chairman, are we going to do approval of minutes?

CHAIRMAN DURAN: Virginia, give us a couple seconds here. Do you want to do the minutes now?

APPROVAL OF THE MINUTES

Special BCC meeting May 16, 2001

COMMISSIONER TRUJILLO: If not Mr. Chairman, move for approval.

COMMISSIONER CAMPOS: Second.

CHAIRMAN DURAN: There's a motion, there's a second. Any further discussion?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Are you talking about—there's two meetings. One is the water summit on May 16 and one is the continuation of the May 8 meeting. I think you're probably taking them in order, aren't you? The first one is the County water summit. Is that the one we're approving now?

CHAIRMAN DURAN: Yes, the Special BCC meeting May 16, 2001, which was the water. And then we had a continuation of our meeting, and then we had our regular May 29th meeting. So the first motion is for the Special BCC meeting which was the water summit dated May 16, 2001. Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

1959191

Continuation of the May 8, 2001, held on May 16

CHAIRMAN DURAN: Any changes to those minutes?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: On page 53, the last item of the meeting, which was at about 1:15 am as I recall, the minutes indicate that you moved that COLTPAC's bylaws be amended, that full membership must be present when making purchase recommendations and that that motion was seconded by Commissioner Gonzales with yourself and Commissioner Gonzales voting aye and Commissioner Campos voting nay and myself abstaining. But it indicates that that motion passed, but that would be, that motion would fail.

CHAIRMAN DURAN: That's correct.

COMMISSIONER SULLIVAN: So that motion I believe failed. That's the only correction I had.

CHAIRMAN DURAN: Okay, any other changes? Is there a motion to approve those minutes?

COMMISSIONER TRUJILLO: So moved, Mr. Chairman.

COMMISSIONER CAMPOS: Second, with the amendment or the correction of the last paragraph on page 53.

COMMISSIONER TRUJILLO: That's correct.

CHAIRMAN DURAN: Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

May 29, 2001

CHAIRMAN DURAN: Any changes to those minutes? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER SULLIVAN: Second.

CHAIRMAN DURAN: Okay, there's a motion and a second. Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

VII. PRESENTATION AND AWARDS

A. Certificates of appreciation given to the outgoing Health Planning commissioners

VIRGINIA VIGIL (Policy Analyst): Mr. Chairman, members of the Commission, thank you for the opportunity to come before you this evening to recognize two of the outstanding members of the Health Planning Commission, and before I just give you a brief statement of their contribution, I want to preface my remarks with an

1959192

SFC CLERK RECORDING 08/16/2004

informational piece that I think is really important to you as elected officials in our county. I just got back from Washington, D.C. I was at 100 percent access/zero percent disparity conference. Commissioner Gonzales was one of the presenters and received kudos for his ability to represent the health issues and the initiatives taken under by NACo.

Santa Fe was recognized at the very beginning of the conference with the underlying theme being a revolution is occurring in health. There were about eight communities recognized, primarily the focus for that recognition is that St. Vincents has received the CAP grant and many of the communities who have very innovative programs and collaborative successes were original recipients of the CAP.

But I think that this Commission must be recognized because you took the initiative to create a Health Planning Commission which really focused the issue of collaboration and based on that collaboration, there's a lot of other collaborations that are occurring in our county that I'm a part of or a representative of the County is. These collaborations are bringing more monies into the community and also addressing and focusing on health issues in a very wide-focused way.

But there are two members who participated in the last two years in the Health Planning Commission that you appointed that we're here to recognize through a certificate of appreciation. The first one is Dolly Lujan. Dolly was here in earlier but is an OR nurse and was unable to stay the length of time because there was no coverage for her, but she was a significant contributor to the Health Planning Commission. She was the appointee of the Health Union for Santa Fe County and Dolly contributed immensely. She brought her expertise to the Commission and participated in site visits such and the closing of Pinon Hills and the opening of Su Vida. She addressed the gaps created by the closing of St. Vincents adolescent unit with a lot of sensitivity. The issues of alcohol and substance abuse and the black tar heroin and other substance abuse discussions were part of Dolly's agenda with the Health Planning Commission.

Her native status from Santa Fe County and long time involvement with patient care brought a sensitive and caring prospective to the health issues placed on the agenda. She is not here to receive the certificate. The other issue she's been really helpful with and the Indigent Fund Committee recognized though the collaborations and the workings that we've had with St. Vincents. The Health Planning Commission as you know conducts public hearings throughout Santa Fe County and when the public comes to us with issues as they did at our last committee meeting on multiple chemical sensitivity, Dolly was able to explain to her a process and a protocol that St. Vincents is undertaking right now in addressing those multiple chemical sensitivity issues through a task force that's been created through the inertia and the administration of St. Vincent.

So while she isn't here I'll be happy to send or deliver her certificate of appreciation, but she's also somewhat in an ancillary position, participating in the Health Planning meetings. Even though she's not an appointed member she was at our last meeting. So her caring continues.

The next person I'd like to recognize, and I'd like him to come up and stand by the podium. You may or may not all know Chris Rael was a significant contributor. Just a few words about Chris' contribution. Chris, first of all is the administrative vice

1959193

SFC CLERK RECORDING 08/16/2004

president for facilities at St. Vincents Hospital. He was very helpful by coordinating the Health Planning Commission retreat, the first initial retreat we had. He was helpful in developing a strategic plan, and graciously and through the gratuity of St. Vincent, hosted many Commission meetings, representing the hospitality of St. Vincents to the Health Planning Commission and to the community.

He provided access to medical doctors for presentations and other professionals. He scheduled speakers from the hospital and from the health profession for many of our Planning Commission meetings. His knowledge of administration at St. Vincents bridged a gap of communications between Santa Fe County and our sole community provider. He is a La Cienega resident and a community volunteer with organizations such as Red Cross and continues to be of support to Santa Fe County through his facilities and hospitality of St. Vincents. On behalf of the Health Planning Commission, we would like to thank you for your appointment of Chris Rael and recognize his term for two years at Santa Fe County through a certificate of appreciation that you have for him. Thank you.

I'm not sure if you have it in your possession and if you, don't great. I would just ask Chris to approach the Commissioners for that presentation.

CHAIRMAN DURAN: Good work, Chris.

COMMISSIONER GONZALES: Thank you, Chris.

CHAIRMAN DURAN: Thank you, Virginia.

VIII. ADMINISTRATIVE ITEMS:

A. Committee Appointments

1. Senior Services Advisory Board

VINCENT OJINAGA (Resource Development Director): Mr. Chairman, members of the Commission, on April 19, 2001 the Senior Services Advisory Board of Directors met to accept the resignation of board members Kathy Lopez and Fernando Rodriguez. Both Ms. Lopez and Mr. Rodriguez have resigned from the board due to health and personal obligation. The Senior Services Advisory Board of Directors are requesting the appointments of Marjorie Segell and Mary Louise Giron to serve the unexpired terms of Ms. Lopez and Mr. Rodriguez.

Board members appointed by the County Commission are eligible to serve two consecutive two-year terms. Ms. Segell is a resident of Eldorado, retired and very active with the Senior Services in the area of Eldorado. Ms. Mary Louise Giron is a retired nurse who lives in Santa Fe. Both terms will expire on December 31, 2002.

The action requested is the Resource Development requests approval of these appointments. Thank you.

COMMISSIONER GONZALES: Move for approval.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: I heard these were excellent choices. Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

VIII. A. 2. County Development Review Committee (CDRC)

1959194

ROMAN ABEYTA (Deputy Land Use Administrator): Thank you, Mr. Chairman. On June 12, each Commissioner nominated one member to the CDRC and the two at large positions were tabled. The following names have been submitted for consideration as an at large appointment: Carolyn Sigstedt, Michael Anaya, Lucy Chavez, Kathy Pilnock, Gene Bassett. Staff requests that the Board appoint two members to the CDRC today. Thank you.

COMMISSIONER GONZALES: Mr. Chairman.

CHAIRMAN DURAN: Commissioner.

COMMISSIONER GONZALES: I submit the name for Mike Anaya to be reappointed as an at large member.

COMMISSIONER CAMPOS: Second.

CHAIRMAN DURAN: Any further discussion?

COMMISSIONER SULLIVAN: Mr. Chairman, I would submit the name of Gene Bassett to be a member.

COMMISSIONER TRUJILLO: Second.

CHAIRMAN DURAN: So then the appointments are Mike Anaya—we're doing both together—and Gene Bassett. Any further discussion? All those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. G. Matters from the Commission

1. **Resolution No. 2001-81. A resolution supporting the North Rio Grande National Heritage Area**

COMMISSIONER GONZALES: Mr. Chairman, I asked that this issue be brought forward. There are members from the Park Service that are here to give, and if I could ask them to give a very brief overview of what the request is for the National Park Service to create and designate Heritage Areas throughout the country and the focus is now on northern New Mexico and there's been significant work that's been done by our Park Service over the past few years that have led us to this point and I'd like to introduce Ernest Ortega who's a superintendent here in Santa Fe with the National Park Service. Mr. Ortega if I can ask again because of the interests of time, if you can be brief in your summary.

ERNEST ORTEGA: Thank you so much. Thank you, Mr. Chairman, members of the Commission. As Commissioner Gonzales has indicated, I am Ernest Ortega, superintendent of the support office here in Santa Fe. The proposal before you, in terms of a National Heritage Area, we're working with communities here in northern New Mexico in the interests of preserving our rich heritage, preserving and interpreting that rich heritage here in northern New Mexico, a heritage that has been very much

1959195

SFC CLERK RECORDING 08/16/2004

misunderstood, a heritage that is very much disrespected by the many peoples in our nation.

The National Park Service is a principal agency in the federal government that works towards the preservation and interpretation of our nation's history. Before you we have a folder that gives you some information very briefly. A National Heritage Area is an area designated by the Congress as a commemorative area. There is little if any federal acquisition of property. It is a collaborative effort amongst communities working with the National Park Service at this effort of a National Heritage Area. So we do have a proposal that explains very briefly what a National Heritage Area is and the areas under consideration for the National Heritage Area here in northern New Mexico.

We also have a map that indicates the various National Heritage Areas that have been designated by the Congress in our country. As you can see, predominantly, they are in the East with the exception of Kaskna Puta In Colorado and the Yuma Crossing in Arizona. Yuma Crossing, by the way was designated a National Heritage Area by the Congress last October. Also, a map indicating roughly—this is not a very specific boundary, but roughly the area that would be covered in the National Heritage Area proposal.

We do have steering committee members from within the various communities represented in this particular area that's proposed for designation. With me we do have Orlando Romero, a resident of Nambe, who is a member of that steering committee. We have nine steering committee members. They're all community oriented. They're all volunteering in the effort. If you have any questions, I'd gladly try to answer them for you.

COMMISSIONER TRUJILLO: Briefly, Ernest, what does the designation mean? What will happen in this designated area?

MR. ORTEGA: Congress designates it as an affiliated area of the National Park Service, therefore it allows for government funding to be provided to the National Heritage Area for its management and special projects—preservation of historic structures, preservation of cultural landscapes including acequias, allows for research, in depth research into the various historical elements of the area, allows for historical research into the structures so that we would be able to get it to a very concentrated and very non-threatening and non-diminishing work on preservation of historic structures.

COMMISSIONER TRUJILLO: Thank you.

CHAIRMAN DURAN: Are there any other questions?

COMMISSIONER GONZALES: Mr. Chairman, I'd just conclude that the work that's been put into this effort has been truly amazing and has culminated to this point. I think that with the passage of this and the adoption by the Congress this will truly be a good thing for the people of northern New Mexico. We're all certainly proud of our culture and this creates an opportunity for more financial support to preserve the culture that we've enjoyed for so many years. With that, Mr. Chairman, I'd like to move for approval of the resolution as presented.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: There's a motion and a second. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. G. 2. Resolution No. 2001-82. A resolution calling for the exclusion of the County of Santa Fe as a place of execution

CHAIRMAN DURAN: I would just like to say that when I was asked to bring this resolution forward, the impact that this resolution has on our community—I just wasn't aware that it was such a hotly debated issue, but I think from a moral point of view, this resolution is one that I think represents my philosophy and that's why I'm bringing it forward for the Commission to consider it. And I'm not sure—I don't think I need to read it into the record but I'd like to open it up for some discussion and have the public comment on it. Or should I read it into the record?

COMMISSIONER GONZALES: I don't mind if you read it into the record but can we have the discussion before you call on the Commission to discuss it, or can we have the public participate before we—

CHAIRMAN DURAN: You know what? I am going to read it into the record, if that's okay with all of you. I'll read it quickly.

A resolution calling for the exclusion of the County of Santa Fe as a place of execution. Whereas, Santa Fe County benefits greatly from its worldwide reputation for excellence in the arts, culture, beauty and diversity; and

Whereas, tourism is one of the main sources of revenue for Santa Fe County; and

Whereas, a majority of nations have abolished the death penalty in law or practice; and

Whereas, in April of 1998 the United Nations Special Rapporteur on executions called upon the United States to halt executions; and

Whereas, in December 1998 the European Parliament called for immediate and global abolition of the death penalty with special notice to the United States to halt executions; and

Whereas, human rights activists in the international community have begun travel boycotts against areas where executions are taking place; and

Whereas, if executions are resumed in Santa Fe County after a 40-year hiatus it will taint the reputation of Santa Fe and have a negative impact on the arts and business community; and

Whereas, faith communities of Santa Fe have stated that executions are not compatible with the philosophy and ideals of a city of holy faith and its environs; and

Whereas, the New Mexico Catholic Bishop and the New Mexico conference of churches have taken stands against the death penalty; and

Whereas, Archbishop Michael Sheehan of Santa Fe has said, "We represent a powerful tradition of respect for life. We have a great sensitivity and concern for the victims of murder, but the death penalty offers the tragic illusion that we can defend life by taking life;" and

1959197

Whereas, groups such as Murder Victims' Families for Reconciliation have been provide support for the growing number of families of murder victims, who advocate solutions other than the death penalty; and

Whereas, capital punishment degrades and brutalizes the society that practices it; and

Whereas, modern justice should concern itself with justice and not vengeance, rehabilitation, and not retribution; and

Whereas, our leaders should give attention to the elimination of social condition that breed and cause crime rather than fostering a false confidence in the effectiveness of the death penalty; and

Whereas, statistics show that sentiments regarding capital punishment have changes and support for capital punishment is eroding; and

Whereas, an execution at the present time in Santa Fe County would ignite both sides in this issue and result in massive demonstrations, polarizing our community; and

Whereas, an execution and the community reaction would generate massive negative publicity; and

Whereas, an execution in Santa Fe County would traumatize many of the people of the county; and

Whereas, repeated studies have shown that the death penalty is not a deterrent; and

Whereas, every systematic study has found the death penalty to be far more costly than life in prison; and

Whereas, in 1995, Hart Research Associates poll of police chiefs showed that they rank the death penalty last as a way of reducing violent crime behind curbing drug use, more police officers, more jobs, and reducing guns; and

Whereas, approximately 90 percent of the people facing capital charges across the country cannot afford an attorney, and all the people currently on death row in New Mexico could not afford an attorney; and

Whereas, 94 death row prisoners have been released nationally since 1972 because they were innocent, including four in New Mexico. These men were convicted and sentenced to death in 1974 based on false witness testimony and police misconduct, and they spent two years on death row; and

Whereas, two-thirds of death sentences nationwide were reversed on appeal between 1976 and d1995 due to serious flaws in the proceedings; and

Whereas, taxpayers' money spent on death penalty cases would be better spent on our schools, drug treatment, mental health programs, job training and child abuse prevention, as well as long term counseling and financial assistance for families of people who are murdered;

Now therefore be it resolved that the governing body of the County of Santa Fe,

1. Declare Santa Fe County an execution free zone, and
2. Direct the County Clerk to forward copies of this resolution to the Governor, the Legislature, the Secretary of Corrections, the Warden of the penitentiary of New Mexico, the District Attorney in the County of Santa Fe and the Attorney General.

1959198

SFC CLERK RECORDING 08/16/2004

I realize that Santa Fe County has no jurisdiction in this area but I believe that by adopting this resolution that we send a message to our legislative body and perhaps cause them to think a little bit more about this and have a little bit more pause prior to actually executing somebody. So I open it up for the Commissioners to comment.

COMMISSIONER CAMPOS: Could we hear the public first, their comments?

CHAIRMAN DURAN: Is there anyone out there that would like to address the Commission?

PENELOPE MCMULLAN: Yes, thank you. I am Penelope McMullan and I live in Chairman Duran's district and I am a Sister of Loretto. The Sisters of Loretto have been here in Santa Fe 149 years and I speak for the Loretto community today in supporting this resolution. I speak for those who are here now and the hundred or so who used to live and work here and now are somewhere else around the country.

The US Catholic Bishops, as you mentioned, have called for an end of the use of the death penalty since 1974. There are too many prisoners on death row that have been proved innocent. Executing an innocent person is a horrible mistake that is too easy to make and it does not make sense to kill people to show people that killing people is wrong. The more we kill for reasons that we call legitimate, the more the idea is spread that it is okay to kill for some reasons.

The Sisters of Loretto prefer that we develop a culture of non-violence, finding non-violent means to solve our problems, and though this resolution does not have the force of law, it is an important first step in realizing that many people want to change our state's law. So thank you, Commissioner Duran.

GINA TORICELLI: My name is Gina Torricelli and first of all I would like to thank Commissioner Duran and this body for opening up this debate and for making it possible for our voices to be heard here in Santa Fe County. It disturbs me a bit that the press and some people think that this is a largely symbolic gesture. I think we should not only say no. We should say no resoundingly. And I think that we should look into whatever legal recourse a community has to keep something out of that community which will harm that community, and which is not the will of the people.

I think that you will find that there are voices on both sides of the death penalty issue who will agree that Santa Fe is not the appropriate place in any case to have such an event occur. This all reminds me of about 20 years ago when there was a garbage scow, a big old barge leaving Staten Island that tried to dump its goods off the coast of North Carolina, and North Carolina said "No." And South Carolina said "No," and the noes went all down the eastern coast and this big old barge was sitting off the shores of New Orleans and then had to turn around and come home.

By everybody saying no along the way, as our communities here in New Mexico should do, I mean we should have the choice as to whether or not this event is dumped here. When that scow went back to Staten Island, new laws were made. There was the 200-mile limit law. There was a law that came about as far as hospital waste. There were all kinds of good things that came out by people saying no and sticking by their noes. And I would hope that Attorney Kopelman would look into the fact that there has

1959199

not been an execution here for 40 years. That's two generations that we've not had an execution. We need to have a choice.

Today's papers said that the Secretary of Corrections had said that because there was a new room built out at the north facility of the penitentiary that therefore we're kind of stuck with this, that this is the place of execution, well, they can change that room to a place of quarantine. We don't have a quarantine area in the state of New Mexico for a highly communicable disease. Let them just change the sign on that building, change it to a quarantine room and then give the communities of New Mexico the choice as to whether or not they would want to have something like that occur in their home. Again, thank you very much for opening the debate.

CHAIRMAN DURAN: Thank you. Next speaker please.

FORMER GOVERNOR TONEY ANAYA: Mr. Chairman, members of the Commission, first of all, let me join the others in commending the chair for having brought this resolution forward, and commend it to the rest of the Commissioners to approve it resoundingly. I will be very brief in my comments. First of all, I endorse every point that was made in the resolution and the comments that the chair and other speakers have made. I would leave you with two points to consider as you consider this resolution.

One, by stopping executions in this state you would be sending a message that you certainly don't want it occurring in Santa Fe County. By stopping executions in the state it does not mean that we will stop punishing the guilty. In fact, probably the consequence of stopping executions will probably mean that more individuals will be sentenced to life in prison, often times without the possibility of parole, which frankly concerns a number of people but I think the message to your constituents is that it's not going to mean the guilty going unpunished. There will be a different punishments and in fact in many respects, probably even more difficult on the accused, on the convicted than the death sentence itself would be.

Secondly, you would be lending your voice to a growing voice across this country. Twenty years ago, 16 years ago, when I commuted the death sentences in this state, at the time it was a lonely voice in the wilderness. Today, all across this country, not just liberals but conservatives, Republicans as well as Democrats as well as other political party members are joining the mainstream if you wish of the voices calling for repeal or at least a moratorium on death sentences.

This country would finally be joining the world community. Most countries have already abolished the death penalty as being barbaric and for all the other reasons. So I urge you approval. I commend you for considering it. I think we can provide in Santa Fe County a voice across this state that will lead to an ultimate repeal or at least a moratorium of death penalty executions in the state.

So I thank you for bringing it forward and I commend it to you for your approval. Thank you.

CHAIRMAN DURAN: Thank you, Governor.

RICHARD GUNDRY: My name is Richard Gundry and I'm an Archbishop with the Catholic Apostolic Church of Antioch, which is an independent Catholic church not connected with the Roman Catholic Church. I would just like to say

1959200

that boy, you guys just got to take a foot out and do it, because I sat at the legislature this year and listened to the testimony on the death penalty. I can tell you it was that close. It was that close. Every year it gets closer and closer.

I personally feel that this next legislature it may go over. And I think that this, your move here, even though supposedly it's not a legal move, it sets a tremendous precedent, not only for our area, but for the whole state. So I think it's really going to happen, so be tough. Get out there and do it. Thank you.

CHAIRMAN DURAN: Thank you.

BRUCE RALSTEAD: Mr. Chairman and County Commissioners. My name is Bruce Ralstead. I'm a resident of Santa Fe County and I live in Commissioner Campos' district. The death penalty is a barbaric act which should not be carried out in the county of the holy faith, the city of the holy faith, the state of New Mexico or any state in the United States. We must tell the rest of the world that Santa Fe County citizens do not want it done here in our name. Thank you.

CHAIRMAN DURAN: Thank you. Anyone else that would like to address the Commission?

MELINDA ARNOLD: Hi, my name is Melinda Arnold and I'm a psychologist here and a minister here in Santa Fe. My brother was murdered 20 years ago and he was a lawyer and I knew at the time that taking the people's lives who killed my brother in Providence, Rhode Island was not going to bring him back. It was long journey to that decision. I just want to say that I'm against the death penalty. I feel that it is barbaric and I want to say too that sentencing someone to prison for life in the conditions of the prison as they are now is also a death sentence.

So I'm calling for more humane conditions in the prison and getting rid of this idea of having to kill or wipe out or put away people who have done something, yes, have done something really terrible. But I mean haven't we all done some things terrible? There people really need help and I just want to put this out to you people that this is a really good step in the right direction but leaving the prisons the way they are is not going to solve the issue. Thank you.

CHAIRMAN DURAN: Anyone else out there?

COMMISSIONER GONZALES: Mr. Chairman, I just have a quick question to ask you, just as to the intent. I understand your intent was to, or as I understand was for this Commission to oppose capital punishment or is it to oppose capital punishment in this community, or both?

CHAIRMAN DURAN: I think that we start here and hopefully it will spread throughout the rest of the country but it's to oppose the death penalty in the United States.

COMMISSIONER GONZALES: Okay. And you also say in here basically that you don't want it to happen in Santa Fe County either. If this is going to go on—

CHAIRMAN DURAN: I guess what I'm trying to do is for this Commission to take a position on the issue based on what we all think is morally correct. I'm not saying that those that commit hideous crimes shouldn't be punished. As a matter of fact I think that if we give them the death penalty, I think that's an easy way out. I

think we should get tougher on them while they're incarcerated and work with them too. There are some that need help and there are some that are innocent that have been given the sentence of death. I just think that it is barbaric.

I also like to think that we have evolved from that eye for an eye type of philosophy.

COMMISSIONER TRUJILLO: I guess, Mr. Chairman, that I would be remiss in not—I know that this is a very controversial issue, and I would be remiss in not talking for the victim. I think as it is now, the system already has enough loopholes that benefit the criminal. I think that it would serve the community better if we would support and focus on something that would be pro-victim, crime-free, rather than execution-free. I think that the victims out there are the ones that suffer. I can't in my mind get enough feeling for that poor innocent child that was child in Albuquerque randomly. What's going to happen to the people that did it?

Timothy McVeigh. He admitted that his crime was heinous. He accepted the death penalty. Philosophically, an eye for an eye, a tooth for a tooth is wrong, but the victims out there also deserve some advocacy.

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Chairman, some years ago my family and I went to San Francisco and as a part of that trip we toured Alcatraz. This was a time when they had just turned it over to the Park Service and they were initiating a new program of visitation that allowed you, rather than guided tours to go through out the former prison and just experience it, and then at various places ask questions of Park Service personnel and listen to presentations at various locations.

I came away from that experience more moved than I thought I would be as just a tourist. I had some questions in my own mind about what are effective deterrents and about man's inhumanity to man. And by that I mean not only incarcerated inmates but victims of those crimes as well. I think this is an individual and personal issue that's a highly religious one as well. I think that we as a Commission have done a good job in allowing groups to bring social issues to the Commission in terms of the Matters from the Public that we have at each meeting and a wide range of input that we get is useful to see what the public feels.

Regardless of my feeling, and I feel my feeling is a personal feeling. Regardless of what my feeling may be on this issue, this resolution has numerous items of rhetoric that I couldn't support and that are unsupported, just as a pure, basic drafting issue. Statements such as repeated studies, and 90 percent of the people and that massive demonstrations are going to occur if we proceed with this. I don't think that's the case. I think that social statements and agendas should be pursued at the level where change can be effectively made, which would be in this case the legislature.

I don't think matters such as this are appropriate for the Board of County Commissioners. I wouldn't support a resolution supporting or opposing abortion either. I don't think that's appropriate. It's not a matter within our authority. It's not a matter within our jurisdiction. Thank you.

1959202

CHAIRMAN DURAN: Commissioner Campos, do you have anything to say?

COMMISSIONER CAMPOS: I agree with Commissioner Sullivan that we don't have jurisdiction in this case but I think it's important to start the discussion on this issue. The legislature is the appropriate place and the discussion has to start sooner than later and in 02 I think we have to convey to our legislators that we are opposed to the death penalty and we have to work with them to convince them of our position and that's going to take a lot of political action and effort. I think that's the right thing to do and I would thank you, Mr. Chairman, for bringing this up for the beginning of that discussion.

CHAIRMAN DURAN: What's the pleasure of the Board?

COMMISSIONER GONZALES: Mr. Chairman, just briefly, comments. I feel a little bit conflicted because I've been one to advocate for the Commission stepping out of its traditional role of what we played in the past in taking on issues like this that are important to our community. And as Commissioner Sullivan eloquently stated though, this resolution does have multiple issues. I think the point you bring up about the current justice system is true, that we have a justice system that is flawed and many times condemns innocent people.

But I think we need to go to the heart and the root of that problem before we can begin to talk about anything else. I also believe that we as a society live by not only spiritual laws but by man-made laws and in that hope or in that pursuit there needs to be a balance. And I applaud Commissioner Trujillo's call that just as much as we should advocate against moral issues such as capital punishment, we need to have advocate for victims out there who find themselves in this position of really, in your words, Mr. Chairman, brutality. It really does affect them and their families in a very brutal manner that I cannot ever even comprehend going through as a father as a husband or as a son, knowing that a member of my family was murdered and how I would respond to that.

I can only hope that society though and hopefully its wisdom, through seeking some spiritual guidance and through man-made laws will find that balance and seek it and it seems to me at this point, my own personal feeling is that I am in support of the death penalty and something that I believe should stay intact. So I would oppose this.

CHAIRMAN DURAN: Well, before I call for the vote, I'd just like to say that I think that death, or taking someone's life under any circumstance is wrong. This is a moral issue and I think at some point we need to do away with the death penalty or I would not have brought it forward for us to discuss. And I realize that we don't have the authority and this is outside of our jurisdiction but I felt if we could send a message to our legislature, to the state and to the federal government perhaps we could find other ways of dealing with criminals who commit these horrendous crimes.

So what's the pleasure of the Board?

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: Move for approval of the resolution.

CHAIRMAN DURAN: I'll second that. There's a motion and a second.
Any further discussion?

The motion failed by a 2-3 vote as follows: Chairman Duran and Commissioner Campos voted with the motion and Commissioners Gonzales, Trujillo and Sullivan voted against.

CHAIRMAN DURAN: So for those who asked me to bring this resolution forward I can only tell you that I'm here to help however I can in my capacity as an individual.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: We do have to act soon. We have to begin the political action soon because the elections in 02 really are going to be determinant as to what happens. We're going to have a new governor soon who would probably sign legislation prohibiting the death penalty, so I think it's a question of action. I think we've started the discussion. Thank you.

CHAIRMAN DURAN: Okay. We're going to move into executive session. Excuse me, Steve?

MR. KOPELMAN: Mr. Chairman, there's one more issue under Matters from the Commission.

COMMISSIONER GONZALES: The chairman says we're going in at 12:00.

CHAIRMAN DURAN: Did you want to do this next one?

COMMISSIONER GONZALES: It's yours, isn't it? Isn't it your resolution also?

CHAIRMAN DURAN: No, I don't think so. No. Why don't we do this after executive session. So the chair will entertain a motion to go into executive session.

X. H. Matters from the County Attorney

1. Executive session

- a. Discussion of pending or threatened litigation**
- b. Discussion of possible purchase, acquisition or disposal of real property or water rights**
- c. Discussion of competitive sealed proposals solicited pursuant to the procurement code relative to contract negotiations – Adult and juvenile detention facilities and electronic monitoring program**

Commissioner Gonzales moved to go into executive session pursuant to NMSA Section 10-15-1 (1) to discuss the matters delineated above. Commissioner Sullivan seconded the motion which passed upon unanimous roll call vote with Chairman Duran and Commissioners Campos, Trujillo, Gonzales and Sullivan all voting in the affirmative.

[The Commission met in executive session from 12:35 to 1:55]

1959204

SFC CLERK RECORDING 08/16/2004

Commissioner Campos moved to come out of executive session having discussed only the matters outlined in the agenda, and Chairman Duran seconded. The motion passed by unanimous voice vote. [Commissioner Gonzales did not return to the meeting.]

X. G. Matters from the Commission
2. **Resolution No. 2110-82. A resolution establishing a capital improvement advisory committee**

MR. KOPELMAN: Mr. Chairman.

CHAIRMAN DURAN: Yes, Steve.

MR. KOPELMAN: If I could just do this. I'll do the presentation quickly. This is a resolution to establish a capital improvements advisory committee. The point behind this, this is actually going to be a joint City/County committee and the idea behind it is pursuant to the Development Fees Act, which is a New Mexico state law, in order to get to a point of imposing impact fees, you have to first establish an advisory committee that would look at land use assumptions and capital development in certain regions over time.

The idea here is to just do some groundwork with the City to look at the possibility of imposing down the road, and that's a whole other issue for another day, but looking at the viability and bringing back some recommendations to the Commission and the Council for possibly regional impact fees in the EZ area. Diane Quarles, who's a planner from the City Planning Department is here also and either one of us could answer questions. Probably Diane a lot better than I.

CHAIRMAN DURAN: Any questions of Steve or Diane?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: In reading through the resolution I couldn't see anything where it indicated the make-up of the committee. Did I miss something there?

CHAIRMAN DURAN: I think so. I thought that these members have already been selected.

DIANE QUARLES (City Planner): Actually, what we intended to do is bring back the appointments to you at the following meeting. We at the City have already established a CIP Advisory Committee, but their terms have lapsed, so we have to make reappointment. And I believe what the intention is is to create the same committee and make the same appointments. So if it's all right with the Commission, what we'd like to do is work with Steve and bring back those appointments at the following meeting.

COMMISSIONER SULLIVAN: I didn't see anywhere in this resolution how many county committee members there are or what their term is. What's your thinking on that?

1959205

SFC CLERK RECORDING 08/16/2004

MS. QUARLES: State statute actually says that it must be a minimum of five members and our thinking is that seven would probably be a good make-up. Seven members. There is a requirement that it be at least 40 percent from the developer, builder or real estate community. And those are really the only impositions within the Development Fees Act.

COMMISSIONER SULLIVAN: Seven members total or seven from the county?

MS. QUARLES: Seven members total, and the make-up at this point, working with Commissioner Duran, it's very broad, that make-up of people that have done business both in the city and the county.

COMMISSIONER SULLIVAN: And what would be your proposal for the make-up? How many from the city and how many from the county and how many from the private developers?

MS. QUARLES: At this point, it looks like it will be probably five would be considered from the development community, two would probably be from the citizen community, and as far as whether it's from the county or the city, the make-up itself actually is very broad and there are people who have worked both in the city and county, developers who are building in both places.

COMMISSIONER SULLIVAN: And who selects the members for this committee? The City or the County?

MS. QUARLES: Well, actually, both would make the same appointments. The mayor actually makes the appointments for the City and we would assume that the Commission would make the same appointments as well to make it that regional body.

COMMISSIONER SULLIVAN: So the Commission then would just make the same appointments that the mayor already made?

CHAIRMAN DURAN: No. Five others. How many are there going to be?

MS. QUARLES: Seven members, all told.

COMMISSIONER SULLIVAN: So she's not saying five others. She's saying there are five the mayor already appointed.

MS. QUARLES: It would be seven members on the body and that the Commission would make those seven appointments and the mayor would make those seven appointments that would be the same appointments.

CHAIRMAN DURAN: Okay, I guess the recommendations for those seven appointments would be moot.

MS. QUARLES: Actually, we were working with your list. And there is some language that we're working with legal right number. We feel it's a very good list that you've come up with.

COMMISSIONER SULLIVAN: I guess I'm a little uncomfortable with the resolution because this all sounds a little non-specific.

MS. QUARLES: Actually, the resolution at this point is only to create the body in accordance with the Development Fees Act, and as far as the actual

appointments, that would be something that we would ask you to consider at the next meeting.

CHAIRMAN DURAN: Why don't we do that? This is the first step in that process, right?

MS. QUARLES: Right.

CHAIRMAN DURAN: And I quite honestly forget what names were on that list. I did look at that and think that they were okay, but I think that the Commission as a whole should probably have some input into that.

COMMISSIONER SULLIVAN: I agree, Mr. Chairman, and I think the mechanism should be a little bit clearer.

CHAIRMAN DURAN: Does that resolution prevent us from moving forward in the manner that might work, that would work for you? Is there anything in there that would prevent this Commission from having input into the selection of those members?

COMMISSIONER SULLIVAN: Excuse me, Mr. Chairman, are you talking to me?

CHAIRMAN DURAN: To you. I was asking you. If in your analysis of this resolution, have you made the determination that it is not sufficient to allow us to have more input into the selection of those members at the next meeting or at a later date?

COMMISSIONER SULLIVAN: Again, I'm just a little uncomfortable because I've attended a number of City meetings on the impact fee study that the City has done and on the proposed ordinance and the bottom line of that seems to be usually that the City's impact fees are more than the County's and the County needs to increase its impact fees. And that may well be true but it always seems that that's the bottom line of these presentations, doing comparisons with other counties and other states and so forth.

If that's the case, then these impact fees have a substantial impact on the County. So I'm just a little concerned about how we're represented in the recommendations.

MR. KOPELMAN: Mr. Chairman, the state statute just requires that an advisory committee be set up in order to look into the issues. There's really nothing—if you establish this committee, there's nothing at all that binds you to taking their recommendations at all. It's really more of a kind of investigative or exploratory exercise.

I do agree that it's a little unclear as to how the appointments are to be made and I think there's a lot of different ways they could be done. The City could appoint three. The County could appoint three and those six could appoint another one. Or it could be something where the chairman and the mayor come up with names and bring them for ratification and confirmation to the full Commission and Council. That's really not spelled out very clearly but the issue here really is that this group would do some background work, would be looking at land use assumptions in the area. They'd be basing that on studies that have already been done in terms of future growth, and trying to get some handle on what might be appropriate for impact fees.

Now remember, this City has never done these studies before. The impact fees that the City has imposed were done prior to the Development Fees Act and so this is the first time really the City is actually going to be looking at the land use assumptions and

1959207

SFC CLERK RECORDING 08/16/2004

coming up with impact fees pursuant to the state statute. We've already done this for fire protection. We went through the state process years ago and now the idea here is I think the City has a fairly substantial contract and the County might be able to piggyback off that a little. This would be mainly in the EZ area, looking at whether it may be feasible or not.

But that's generally really what I know about it and I haven't been involved really at what's gone on at the City before this.

MS. QUARLES: That's actually correct, what Steve is telling you. We have a substantial contract and we have built into that contract the idea of simply exploring what potential fees could be imposed within the EZ as a regional. They're completely optional, the fees that we would explore, as we go through the process. It's only to study what the fee might be and there would be no obligation at all on the part of the Commission to actually adopt them. This is just for the purposes of looking at that and making those determinations.

COMMISSIONER SULLIVAN: I understand. But I think when we look at it, we'd want to give this committee serious consideration. We'd want them to be balanced. We'd want them to have the County's input and I've also seen that one rationale apparently for approving ordinances is how long you've worked on it. So it's like if we've worked on this ordinance for one year or two years or three years, the more amount of time you've worked on it, the more rationale appears that we should approve it. So there's just—it seems imperative that the committee be balanced from the outset rather than simply saying a year later, well, your committee wasn't balanced so we're not going to adopt your recommendations. I'd rather have the committee be balanced and have your recommendations be ones that we could readily adopt.

MS. QUARLES: Well, we would certainly look to the Commission for any kind of—like Steve said, if you all have some recommendations on how you want to look at potential members, I'm sure that the City would be more that welcome to accommodate it and work with you in coming up with those lists.

COMMISSIONER SULLIVAN: It seems to be a good idea to certainly have some developer representatives on there. Five sounds like a little bit unbalanced. Certainly some County members, either Commissioners or staff. Certainly some City members. And I know you've been working on this study but the report's done. It's finished. I've seen the presentation.

MS. QUARLES: Yes. Well, we actually have completed phase one, which was just to establish which impact fees we wanted to explore. And we're actually moving into phase two, which is actually to generate those numbers and that's kind of where we are right now. We had to create this body and get it on board in order to do that.

COMMISSIONER SULLIVAN: I think things are going forward regardless, Mr. Chairman. The City's moving forward with its study. It would just seem like if we could formulate a little bit better what the make-up of the committee is. Does the City ordinance or companion resolution have any make-up of the committee included in it?

1959208

MS. QUARLES: Actually, the resolution that's before you is almost—it's very, very similar to the City resolution that was adopted in '95. We tried to keep virtually the same language in both of them so it didn't create an unfair advantage or whatnot. We wanted to make sure that the obligations were very similar within both CIP Advisory Board resolutions.

COMMISSIONER SULLIVAN: And how is the committee made up now again?

MS. QUARLES: The state statute requires a minimum of five, and before all the terms expired in '98 I believe they actually had five members. But the problem was there was a quorum issue always, that if they didn't have the full five they didn't have the quorum and a lot of time they couldn't take action. So it seemed appropriate to maybe add a few members, maybe go up to seven. Maybe even as large as nine, to make sure that we always have those five voting members present.

COMMISSIONER SULLIVAN: And to date, they've been appointed by the mayor.

MS. QUARLES: Yes. And that's the case in the City. On any committee the mayor makes the appointments.

CHAIRMAN DURAN: I think Steve Kopelman had something to say.

MR. KOPELMAN: Mr. Chairman, members of the Commission, state statute says that the committee has to be comprised of not less than five members who are appointed by a majority vote of the governing body. So if we're doing a joint committee, they have to be approved by a majority of the Commission. It also says not less than 40 percent of the membership of the committee must be representative of the real estate, development or building industries. And finally, no member shall be employees or officials of a municipality or county or other governmental entity.

So that really kind of sets some restrictions on who can be appointed. But I think the bottom line is, the members have to be approved by this body before they can actually proceed and be on this committee.

CHAIRMAN DURAN: And that's the next step, right?

MR. KOPELMAN: Mr. Chairman, that's correct. If you adopt the ordinance, then the next meeting or the meeting after that the names would be brought forward. And what I would suggest is that that would be something the chairman and the mayor maybe work on and get input from other Commissioners to bring names forward.

CHAIRMAN DURAN: I understand you have a problem with the make-up of the committee, but we're not talking about that. Do you want to have a committee or not?

COMMISSIONER SULLIVAN: If the rest of the Commission is comfortable that the mayor's appointments and mechanism for appointments are okay with us then I think we're fine.

CHAIRMAN DURAN: But we're not even talking about that today thought. I don't even remember who they are. We're just passing the resolution now basically stating that we agree to adopt, to form this committee, right?

MS. QUARLES: Exactly. Yes.

COMMISSIONER TRUJILLO: That's right. That's right.

1959209

MS. QUARLES: It's just a creation document at this point.

COMMISSIONER TRUJILLO: Mr. Chairman, if we don't agree with the make-up we can discuss that at another date.

MS. QUARLES: Yes.

COMMISSIONER TRUJILLO: If we don't agree that five of them should be from the development community, we can provide our input at that time.

MS. QUARLES: Exactly. And we would welcome the input. It's been problematic in how to form the body and again, Commissioner Duran has been very helpful in that, though we would definitely look to input in how that should be formed.

CHAIRMAN DURAN: Why don't you provide us with the names of those individuals as soon as you can and that way we have some time to—

COMMISSIONER SULLIVAN: One other clarification, Mr. Chairman. This committee only pertains to the fire and rescue impact fees?

MS. QUARLES: Actually, this is one things that's happening and again, I probably should let Steve talk about it but you all already have an impact fee in place and I believe the land use assumptions are coming up for revisiting. In the statute it requires that land use assumptions be reconsidered I believe at a minimum of five years. I think that is underway now for the County. And again, like Steve said, the City is actually looking at impact fees for the first time under the Development Fees Act.

So there are actually two impact fee studies going on if you will.

COMMISSIONER SULLIVAN: So this would, according to the resolution, update the existing County fire and rescue impact fee land use assumptions in accordance with the act, as well as develop and consider an impact fee system in cooperation with the City. That's impact fees other than fire and rescue.

MS. QUARLES: Right. That would be the regional impact fees working with the City. This board could also serve as a CIP Advisory Board for the fire impact fees. It could serve that dual function.

COMMISSIONER SULLIVAN: And the capital improvements plan that this committee is supposed to monitor—what capital improvements plan is that?

MS. QUARLES: That's actually again straight out of the Development Fees Act. Part of the impact fee adoption requires a capital improvements plan be created and adopted in accordance with the impact fee itself. It basically spells out what facilities will be built in a certain period of time within a service area and these fees that are being charged to build those facilities. It's actually required within the fees act.

COMMISSIONER SULLIVAN: Thank you.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: Just for clarification. We're only looking at fire and rescue? That's it?

MR. KOPELMAN: Mr. Chairman, that's all that we have in place in the County now and we're updating that. We have a separate committee that's working on that. We have a contract with, I think it's with Bruce Poster and he's working on updating the assumptions. This would be exploring for the first time the idea of impact fees in the Extraterritorial Zone. It would be looking at probably roads. It would be

1959210

SFC CLERK RECORDING 08/16/2004

looking at water and sewer. It would be possibly looking at signalization. I'm not sure what other items.

COMMISSIONER TRUJILLO: Mr. Chairman, Steve, don't we have an impact program for schools?

MR. KOPELMAN: Mr. Chairman, Commissioner Trujillo, no.

COMMISSIONER TRUJILLO: We talked about that? We discussed that? And for affordable housing?

MR. KOPELMAN: One of the problems, Mr. Chairman, Commissioners, is that the Development Fees Act doesn't allow you to do impact fees for schools. It's actually not allowed under state law. This last session, they actually for the first time carved out an exception on affordable housing so that affordable housing projects would not be assessed an impact fee. You have the right not to do that. But at this point, this would be very—again, just to set up the committee to begin looking at the issues. And I would be working with the City in that regard.

COMMISSIONER TRUJILLO: Mr. Chairman.

CHAIRMAN DURAN: Commissioner.

COMMISSIONER TRUJILLO: If there's no other discussion, move for approval.

COMMISSIONER SULLIVAN: Second.

CHAIRMAN DURAN: That's approval of Resolution No. 2001-82. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

Okay, so we'll go back to the regularly scheduled agenda.

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Yes.

COMMISSIONER SULLIVAN: Are we going to continue with Items from the Commission?

CHAIRMAN DURAN: I don't think—Matters from the Commission—

COMMISSIONER SULLIVAN: That's where we've been.

CHAIRMAN DURAN: Why don't we take care of some business here and then we'll listen to what the rest of us have to say. Is that okay?

COMMISSIONER SULLIVAN: Sure.

CHAIRMAN DURAN: Not that that's not business but we're running out of time. So we'll go back to the Consent Calendar. How about everyone taking a couple minutes here and let me know if there's anything on the Consent Calendar you'd like to isolate for further discussion and then after that, we will go for blanket approval of the rest of the Consent Calendar and then discuss the other items individually.

MS. BUSTAMANTE: Mr. Chairman, just for the record, the first resolution will be number 83 and then go from there.

CHAIRMAN DURAN: Thank you.

1959211

- VI. Consent Calendar**
- A. Resolution No. 2001-83. A resolution requesting an increase to the fire protection fund (209)/Eldorado Fire District to budget fire impact fees for expenditure in fiscal year 2001**
 - B. Resolution No. 2001-84. A resolution requesting a budget transfer from the general fund (101)/finance capital package budget to the road projects fund (311)/San Isidro Crossing project for expenditure in fiscal year 2001**
 - C. Resolution No. 2001-85. A resolution requesting a decrease to the economic development fund (224)/Regional Development Corporation grant award received to realign the fiscal year 2001 budget with the final grant award received from the US Department of Energy for expenditure in fiscal year 2001**
 - D. Resolution No. 2001-86. A resolution to surplus fixed asset equipment**
 - E. Request authorization to enter into amendment number two to the professional service agreement, #99-41-PR, with Corporate Health Resources for employee assistance services**
 - F. Request authorization to enter into amendment number one to the professional service agreement, #21-0050-FD, with Christine Atwell, Rph, to serve as the Santa Fe County consulting pharmacist**
 - G. Request authorization to enter into amendment number one to the price agreement, #21-0038-FD, with Kaufman's West for the Santa Fe County Fire Department Uniforms**
 - H. Request authorization to enter into amendment number two to the professional service agreement, #20-0093-FD, with Emergency Medical Providers, Incorporated to serve as Santa Fe County's medical director**
 - I. Request authorization to accept and award a price agreement to the lowest responsive bidder, IFB #21-62, for the self-contained breathing apparatus**
 - J. Request authorization to accept and award a price agreement to the lowest responsive bidder, IFB #21-61, to purchase fire hose for the Eldorado Fire District**
 - K. Request authorization to enter into amendment number four to the professional service agreement, #20-0052-FI, with Rick Johnson and Company for Lodgers' Tax advertising and marketing services**
 - L. Request authorization to enter into amendment number three to the professional service agreement, #20-0006-CL, with Wordwork for recording/stenographic services**

1959212

SFC CLERK RECORDING 08/16/2004

- M. Request authorization to enter into amendment number one to the professional service agreement, #21-0009-SD, with Ralph Lopez for the Region III coordinator**
- N. Request authorization to accept and award a price agreement to the lowest responsive bidder, IFB #21-52 RB1, for the Santa Fe County Sheriff's uniforms**
- O. Request authorization to enter into amendment number five to the professional service agreement, #20-0009-DW, with Joyce Rime for the DWI prevention activities for the Santa Fe County DWI program**
- P. Request authorization to enter into amendment number two to the professional service agreement, #20-0010-DW, with St. Elizabeth's Shelter to provide transitional living services for Santa Fe County**
- Q. Request authorization to enter into amendment number two to the professional service agreement, #20-0063-DW, with Ray Pacheco to teach Alive at 25 classes for the Santa Fe County DWI program**
- R. Request authorization to enter into amendment number two to the professional service agreement, #20-0070-DW, with Mary Ann Caldwell to teach Alive at 25 classes for the Santa Fe County DWI program**
- S. Request authorization to enter into amendment number four to the professional service agreement, #20-0015-DW, with Life Link to provide outpatient treatment services for the Santa Fe County DWI program**
- T. Request authorization to enter into amendment number four to the professional service agreement, #98-00495, with Pojoaque Valley schools to promote and improve mental, physical, and emotional health of the Pojoaque Valley school community**
- U. Request authorization to enter into amendment number four to the professional service agreement, #98-47A, with La Familia Medical Center for prenatal case management and prenatal Promotora outreach/health education services**
- V. Request authorization to enter into amendment number three to the professional service agreement, #98-47B, with Presbyterian Medical Services for confidential health, pregnancy prevention and mental health services in Santa Fe County district schools**
- W. Request authorization to enter into amendment number four to the professional service agreement, #98-00494, with Santa Fe Community College for licensed registered child care services for parents who are in crisis**
- X. Request authorization to enter into amendment number seven to the professional service agreement, #98-48, with Edith Powers to serve as the Maternal Child and Health coordinator**

1959213

SFC CLERK RECORDING 08/16/2004

- Y. Request authorization to accept and award a construction agreement to the lowest responsive bidder, IFB #21-66, for the construction of a horse fence at the Santa Fe County Fair Grounds
- Z. Request authorization to enter into amendment number two to the professional service agreement, #20-0017-UT, with Sudeenn G. Kelly and Sheehan, Sheehan & Stelzner for legal services
- AA. Request authorization to enter into the following change orders:
 - 1. Number one (final) with Gordon Construction, Inc. for the Jacona Landfill closure
 - 2. Number four (final) with J.R. Hale Contacting Company, Inc. for the County Road 62, Alamo Lane and San Isidro drainage, paving and sewer improvements project
- BB. Request adoption of findings of fact and conclusions of law for the following land use case:
 - 1. CDRC Case #V 97-5152, Santa Fe Ski Company (denied)

COMMISSIONER SULLIVAN: I had just a couple items highlighted just to get a little more information on them, Mr. Chairman.

CHAIRMAN DURAN: Okay, which ones are they?

COMMISSIONER SULLIVAN: E and F, K and M, O, Q and R, which are essentially the same service, and Z.

CHAIRMAN DURAN: Okay. I'd like to isolate item K.

COMMISSIONER TRUJILLO: I was looking at item F but Commissioner Sullivan already brought that forth.

CHAIRMAN DURAN: Okay. One more minute.

MR. MONTOYA: Mr. Chairman.

CHAIRMAN DURAN: Sam.

MR. MONTOYA: So thus far we have isolated item A, E, F, K, M, O, Q, R, and Z.

COMMISSIONER SULLIVAN: I don't think anyone said A, did they?

MR. MONTOYA: So then A is all right.

CHAIRMAN DURAN: So we're going to isolate E, F, K, M, N, O—

COMMISSIONER SULLIVAN: No N.

CHAIRMAN DURAN: No N?

COMMISSIONER SULLIVAN: M, O.

CHAIRMAN DURAN: Okay, let's try it one more time. We're going to isolate E, F, K, M, O, Q, R, and Z. Okay, the chair will entertain a blanket approval for the remainder.

COMMISSIONER SULLIVAN: So moved.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

1959214

SFC CLERK RECORDING 08/16/2004

VI. E. Request authorization to enter into amendment number two to the professional service agreement, #99-41-PR, with Corporate Health Resources for employee assistance services

COMMISSIONER SULLIVAN: Mr. Chairman, while Helen's coming up, so we can move as rapidly as possible, my question here was that this was an amendment and there's no scope involved because I assume the scope exists with the primary document. So I don't know what the employee assistance program is and what it does and so that's the reason for my inquiry.

HELEN QUINTANA (Personnel Director): Mr. Chairman, Commissioner Sullivan, the Corporate Health Resources is a professional service that we use for the employee assistance program, which is a program to assist employees with personal issues. It's a confidential program that the employees can use for workplace issues, emotional or mental stress, alcohol, drug abuse. It's basically a program that they can utilize for professional services.

In addition to that, they also provide us with training that we've had 18 hours worth of training that they've provided for us, managing change, violence prevention, troubled employees, positive relationships in the workplace, managing stress, topics of that nature that we utilize here for the staff.

COMMISSIONER SULLIVAN: And Helen, this is Corporate Health Resources, this contract is signed by a Carol Johnson. Is that the president or the chairperson?

MS. QUINTANA: Yes sir.

COMMISSIONER SULLIVAN: And this is an amendment that was approved before your time and before my time. Have you reviewed this firm and the qualifications of this individual, and are you comfortable with their qualifications?

MS. QUINTANA: I am very comfortable with the information that I have received from employees who have since I have been in position that have used the employee assistance program and have given me feedback. But also with the training programs, I have looked at the brochures that they have provided for us with the training classes. We do have another training class that they'll be providing us on Wednesday of next week to complete the current contract that we have and I think that the information that they share with us is very helpful to the employees here.

COMMISSIONER SULLIVAN: Have you met with the principal of this firm?

MS. QUINTANA: No, I will be meeting with her on Wednesday.

COMMISSIONER SULLIVAN: That's all the questions I had, Mr. Chairman.

CHAIRMAN DURAN: Any other questions? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER CAMPOS: Second.

CHAIRMAN DURAN: There's a motion, there's a second. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

VI. F. Request authorization to enter into amendment number one to the professional service agreement, #21-0050-FD, with Christine Atwell, Rph, to serve as the Santa Fe County consulting pharmacist

CHAIRMAN DURAN: You had some questions, Commissioner Sullivan.

COMMISSIONER SULLIVAN: A question that I had again in the amendment. We don't have the scope of work. We just have the extension and the time period and we have a fee of \$6,500 and my question is what amount of time does this individual spend or is this individual on call? How is that \$6,500 determined?

MS. MILLER: Mr. Chairman, Commissioner Sullivan, Stan isn't here and I'll try to address your questions. The consulting firm that this contract is for, I believe that the contractor's paid quarterly. And it's for them to review—the pharmacist comes in and reviews all of our facilities and the prescriptions and drugs that are in the ambulances. They make sure that we adhere to the pharmacy regulations that are put out by the state and this contract is based upon those regulations. We pretty much mirror those requirements that are mandated by the state for the County to adhere to and the pharmacist comes in and ensures that we do that.

COMMISSIONER TRUJILLO: So this is \$6,500 every three months?

MS. MILLER: Commissioner Trujillo, it's \$6,500 total for the year, broken down into quarterly payments.

COMMISSIONER TRUJILLO: But they do the audit every three months.

MS. MILLER: Yes. Actually, I think it's an ongoing service that they do continually and then they're paid quarterly, as a matter of fact.

CHAIRMAN DURAN: Any other questions, Commissioner Sullivan?

COMMISSIONER SULLIVAN: No. Thank you.

CHAIRMAN DURAN: Okay. Any other questions from the Commission? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

CHAIRMAN DURAN: There's a motion to approve. I'll second it. Any further discussion?

COMMISSIONER CAMPOS: Just a quick question for Ms. Miller. Essentially what we have here, Ms. Miller is a contract that's gone on for a period of time and we're extending it for an additional year?

MS. MILLER: Mr. Chairman, Commissioner Campos, yes. It was solicited originally and the extension is—it was solicited last year and Christine Atwell responded to that and off the top of my head I can't remember who else responded, but those were reviewed by the Fire Department, the individuals who would be involved with this pharmacist and the contract was awarded for one year with options to extend for

1959216

SFC CLERK RECORDING 08/16/2004

three additional years for a total of four. And the Fire Department has requested extending that contract for an additional year, and that's what this amendment is.

COMMISSIONER CAMPOS: Last year, the fee was \$11,500?

MS. MILLER: Last year? Actually the fee was \$5,000 and then this year, it's \$6,500 for a total between the two years, the total contract value then is \$11,500. And the increase is due to the requirements put by the state. They have increased the requirements substantially in the regulations. So that increase was negotiated between the Fire Department and the contractor.

COMMISSIONER CAMPOS: Do you think it's reasonable to more than double the fee for the second year?

MS. MILLER: Actually, the fee last year was a total of \$5,000 and then the fee for this year will be \$6,500, so it's about a 30 percent increase to their fee.

COMMISSIONER CAMPOS: \$6,500 total. So a \$1,500 increase.

MS. MILLER: Yes.

COMMISSIONER CAMPOS: Okay. I get it.

MS. MILLER: And Commissioner Campos, we did request a justification from the Fire Department on that increase because there was a concern about whether that was a reasonable increase and it is due to the regulation changes by the state that have been imposed upon the County.

COMMISSIONER CAMPOS: Okay.

CHAIRMAN DURAN: Any other questions? There's a motion and a second. Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

VI. K. Request authorization to enter into amendment number four to the professional service agreement, #20-0052-FI, with Rick Johnson and Company for Lodgers' Tax advertising and marketing services

CHAIRMAN DURAN: Katherine, the reason I isolated this one, since I've been here, Rick Johnson has been the advertising agency for the Lodgers' Tax fund and I'm wondering when is this thing going to go out for bid. And the other question is, have we paid them, the contract with them, really \$803,000?

MS. MILLER: Mr. Chairman, Commissioners, this will be the third year on this contract. It did go out for solicitation. It's been out for solicitation prior to that. Three years prior to that it was our for solicitation I believe. It was prior to my time but I did go back and look at that file and there were three respondents. The Lodgers' Tax Advisory Board are the ones who review it along with a County staff member, review the proposals. So six years ago it was awarded to Rick Johnson with options to renew and that contract did expire three years ago, or actually two years ago. If you look at this contract we then entered into in fiscal year 2000, the beginning of fiscal year 2000.

That also went out to solicitation for one year with options to renew for three additional years, for a total of four. There were two respondents at that time and that was reviewed by, those two proposals were reviewed by committee members from the Lodgers' Tax Advisory Board. I believe there were three of them. I was also on that

1959217

SFC CLERK RECORDING 08/16/2004

evaluation committee and there was another person from County staff. So there were five people. I think it was a policy analyst that was on there. So there were five evaluators on that. And Rick Johnson's proposal was by far superior to the other proposal that was received and also their fees.

So they were recommended award at that time. The Lodgers' Tax Board then last year recommended that we extend that contract for another year and have come forward again this year recommending that. And that's what this amendment is. Through their committee, they have requested that this be again amended to be extended for an additional year. And in regards to the dollar amount, the combined three years, yes, that is the value of this entire contract for the total of three years.

CHAIRMAN DURAN: So the annual payment made to them is \$292,400?

MS. MILLER: Mr. Chairman, it is, but that does include all of the fees that go to all of the media because they book all of it and get a discount. If we were to try to do that directly the fees would be much higher for the County. But that's all the media on TV, radio, print, magazines, newspapers, everything. That also funnels through that contract because as an advertising agency, they receive a discounted rate for placing those advertisements and we benefit from that but it does flow through this contract.

CHAIRMAN DURAN: Do you think that we'll ever see—they'll ever give us a report on what they're—I've never seen anything that they've done. They've never come before this Commission and made a presentation. Actually, maybe once four years ago I recall they did a video and brought that forward. But I've never been apprised of what they're doing for this money and how they're benefiting the County.

I understand that it goes to the Lodgers' Tax committee but I've never seen anything.

MS. MILLER: Mr. Chairman, Commissioners, I'd be glad to have them come and give a presentation on their ad campaign, what they put forward. They do attend every Lodgers' Tax Advisory Board meeting and present the entire advertising plan and under their previous contract they did come forward with their advertising plan because usually they are based on running ads for more than a year or two because of the familiarity. So when they do present a plan, it tends to, with the advertising, logos and all that are presented for a two to four-year plan. They don't recommend changing them each year. So that's probably why the last time they came forward to the Commission, which was probably two years ago was to bring forward: this is the type of ads that we'll be putting out for the next few years if the contract continues and they stay with that plan. But we can have them update that to the Commission at any times that you'd like.

COMMISSIONER TRUJILLO: Are they the ones that did There's more to Santa Fe than Santa Fe TV spots? I haven't seen those on TV in a long time.

MS. MILLER: Mr. Chairman, Commissioner Trujillo, I don't know when the actual ad spots are because I don't sit in on the Lodgers' Tax meetings. Theresa on my staff does and I could get you a schedule of when those are on and what channels. But that is the campaign that they are still running.

COMMISSIONER TRUJILLO: They're still running that.

MS. MILLER: Yes.

1959218

CHAIRMAN DURAN: Well, I've never seen it.

MS. MILLER: Don't you remember the hula girl?

CHAIRMAN DURAN: And I watch a lot of TV.

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I had the same concern, Katherine. In the contract it calls for a marketing plan and I haven't seen a marketing plan since I've been on the Commission for six months so perhaps we just need a little more information if we're going to expend \$292,400, we as a Commission, in addition to the Lodgers' Tax Board might want to have some input in what that marketing plan is.

MS. MILLER: Mr. Chairman, Commissioner Sullivan, I'd be happy to do that. They do provide that and if you'd like, before making a decision whether to extend this contract and put that amount of money on it, I might suggest that we could just do an administrative extension so that the contract doesn't expire but not to put any dollars to it and that way it doesn't expire and we don't have to start the process all over again because we would lose three or four months and they've already placed some ads and for them to finish those out that are under our current year contract, we'd need to extend the contract from a service standpoint.

And we could do that without, we could do that administratively with Sam's signature without putting any dollar amount to it and then next month, bring all of the marketing plan and those other things forward so that you could see what we'd be committing to financially for the next year.

CHAIRMAN DURAN: I'd rather table making a decision until they make a presentation to us.

MS. MILLER: The only problem, Mr. Chairman, with that is the contract, it does expire on June 30, and if it expires, I can't resurrect the contract with an amendment next month or two months from now. We'd have to start and resolicit and go through probably about a three-month process for them to apply. So my only suggestion was, and that still could happen, but just to extend—

CHAIRMAN DURAN: What's wrong with that?

MS. MILLER: We'll have no advertising.

CHAIRMAN DURAN: I haven't seen any advertising anyway.

MS. MILLER: What they are currently doing and ads that they've placed, they wouldn't be able to finish overseeing those. That's my only concern.

MR. KOPELMAN: Mr. Chairman, I think what Katherine's suggesting makes a lot of sense. In other words, don't commit any money but just extend out the term for an additional two months, say.

CHAIRMAN DURAN: Okay, a couple months.

MR. KOPELMAN: Yes, just extend the term but no additional commitment of any funding.

COMMISSIONER TRUJILLO: Okay. That's fine.

CHAIRMAN DURAN: That's okay with me.

MS. MILLER: I didn't say the month. I'm sorry. That's what I meant. Just until we can make additional—

1959219

SFC CLERK RECORDING 08/16/2004

CHAIRMAN DURAN: Why would you want to extend the contract for a whole year?

MS. MILLER: No, for a few months until you make the decision and we can bring all the other things forward.

COMMISSIONER TRUJILLO: And in the interim we'll get a presentation from them, right?

CHAIRMAN DURAN: That's a lot of money to spend and not—and I haven't seen anything and Commissioner Sullivan hasn't. I haven't seen anything.

MS. MILLER: I agree, Mr. Chairman. We can certainly set that up. This is just on the recommendation of the Lodger's Tax Board and I'd be happy to bring whatever information you would like forward to the Commission in the way of a marketing plan and a presentation as to how they propose to market the county for the next year.

CHAIRMAN DURAN: Okay. So what would my motion be?

MS. MILLER: Ask the attorney.

MR. KOPELMAN: Mr. Chairman, a suggestion might be to extend the term of this contract from June 30 to—and then you can decide if you want to do it for a couple of months, maybe to the end of August without any increase in funding whatsoever. It will be brought back before the two-month period is expired. So motion to extend it for two months with no additional funding.

CHAIRMAN DURAN: That would be my motion.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

VI. M. Request authorization to enter into amendment number one to the professional service agreement, 21-0009-SD, with Ralph Lopez for the Region III coordinator

MS. MILLER: Mr. Chairman, I'll stand in for the Sheriff on this one as well since all this stuff goes through my office and answer any questions that I can.

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: My questions here were again, one of unfamiliarity. The Region III executive board of directors, I'm not quite sure what that is except that it has to do with the County Sheriff's Department has approved the services and compensation of Mr. Lopez to serve as Region III drug enforcement task coordinator and this is apparently the second year of the agreement. \$40,600. There's no scope attached to this request and so my first question is what does the Region III coordinator do for \$40,600?

TONY FLORES (Procurement Director): Mr. Chairman, Commissioner Sullivan, if I may give you a little bit of background. The federal Department of Justice, Bureau of Justice Assistance has a federally funded program. It's called the Drug

1959220

SFC CLERK RECORDING 08/16/2004

Control System Improvement Grant funding, that flows through to the state Department of Public Safety for Drug Enforcement Task Forces. There's seven task forces throughout the state. Each task force is set up that comprises different communities or counties within each area of the task force and they have them broken out geographically.

The money that comes in from the federal government to the state level is then dispersed upon a competitive—they use a request for proposals basically and it's dispersed among the different task forces based upon need in the area for drug enforcement. With each of those task forces, they have an entity such as Santa Fe County acting as fiscal agent. The money cannot go directly to the task force. It has to come to an entity like Santa Fe County. We administer it as fiscal agent. The Region III conducts their own business, answers to the County's internal accounting procedures as well as the federal circulars and the federal requirements that the Department of Public Safety administers.

Within each of those task forces they have a board established. The Region III board, the chairman of that board is Chief Richard Melton from Los Alamos. Benjie Montano is our vice chairman for that task force. They assign the duties of a region coordinator to one, oversee all operations within the region task forces, whether they're conducted with regional personnel. They bring in the Department of Public Safety or even in some cases the HAIDA enforcement team from the DEA. So the regional coordinator oversees all the operations. They program and administer and initiate all the operations. They assign personnel for the operations. They do the accounting at the task force level for the operations. They are the direct liaison with the state Department of Public Safety and the Bureau of Justice Assistance out of Washington, D.C.

So the coordinator basically encompasses the director of the regional task force administrative program.

COMMISSIONER SULLIVAN: So we have one regional task force in our area, that being Region III.

MR. FLORES: That's correct, Commissioner Sullivan.

COMMISSIONER SULLIVAN: And this is like an executive director. Is this a full time position?

MR. FLORES: Mr. Chairman, Commissioner Sullivan, yes it is.

COMMISSIONER SULLIVAN: So it's a 40-hour a week or whatever.

MR. FLORES: More. More than 40, because of the operations.

COMMISSIONER SULLIVAN: But it's not involved in doing drug enforcement. It's not a police or sheriff's type of activity. It's an administrative activity. Is that correct?

MR. FLORES: Correct. He oversees the operations of the law enforcement personnel.

COMMISSIONER SULLIVAN: And what does this task force do? What's their benefit to the County? What's their bottom line, their product?

MR. FLORES: Reduction of the availability of drugs, all types of drugs. There's a national study that's put out through the Department of Public Safety. It's called an annual strategy. Their overall goal is to reduce drug use and abuse within each of the communities that's served by a particular task force.

COMMISSIONER SULLIVAN: And how much money does the task force get?

MR. FLORES: The last funding cycle, it was at the state level at that point, I believe they were at \$306,000, roughly. This year there's a new application going in that begins our fiscal year, July 1 but it's a federal fiscal year that comes in in September. The funding level should be around the same amount, around \$300,000.

COMMISSIONER SULLIVAN: So these are federal funds. And of that \$300,000 the \$40,000 is taken for the coordinator's salary.

MR. FLORES: Correct.

COMMISSIONER SULLIVAN: Do we also approve the \$300,000 or have we already approved that?

MR. FLORES: I believe that would have been approved—it may be coming shortly. I don't believe the Department of Public Safety has actually given the final dollar amount of appropriation. The task forces are exempt from having to go through and get approval other than coming through us administratively to approve the budget. And I'm not sure Mr. Chairman, Commissioner Sullivan, if we've actually brought that budget forward yet.

COMMISSIONER SULLIVAN: So we're not getting ahead of ourselves, are we here, approving the next year's director's salary before we have the next year's budget in place?

MR. FLORES: No, Mr. Chairman, Commissioner Sullivan. The budget, as the system works at the state level, what they put in, if they can justify it, is what they receive. Those appropriations will become effective. A grant agreement should be in the process right now if they're not at the County at this time, to become effective July 1. All funding for this program, out of the Drug Control Improvement funding program becomes effective for our fiscal year. This coordinator's position, this is a grant, or a professional service agreement that would become effective July 1 that coincides with the approval from DPS.

COMMISSIONER TRUJILLO: Steve.

MR. KOPELMAN: Mr. Chairman, Commissioner Sullivan, the contract itself also has an appropriations clause. So if the money doesn't get appropriated through the federal grant process the contract goes away anyway. So there's no commitment on the County's part.

COMMISSIONER SULLIVAN: Thank you, Mr. Chairman.

COMMISSIONER TRUJILLO: Any other questions? What's the desire of the Commission? Do you have a motion.

COMMISSIONER CAMPOS: For approval.

COMMISSIONER TRUJILLO: Got a motion to approve by Commissioner Campos.

COMMISSIONER SULLIVAN: Second.

COMMISSIONER TRUJILLO: Second by Commissioner Sullivan. All those in favor? [Unanimous. Chairman Duran was not present for this action.]

1959222

SFC CLERK RECORDING 08/16/2004

VI. O. Request authorization to enter into amendment number five to the professional service agreement, #20-0009-DW, with Joyce Rime for the DWI prevention activity for the Santa Fe County DWI program

COMMISSIONER TRUJILLO: Commissioner Sullivan, what are your questions?

COMMISSIONER SULLIVAN: Thank you, Mr. Chairman. Mr. Chairman, my questions were two-fold here. Number one was what does this person do? But number two, because that was not included in the submittal that I could find and number two, a little red flag popped up. In one year I guess this contract has had four amendments and two of those amendments, number three decreased the compensation by \$8,300 due to the contractor working part time for the remainder of fiscal year 2001, and amendment four decreased the compensation by \$4,100 due to the actual amount of hours worked being less than anticipated for the DWI prevention activities.

So it sounds like, at least on the surface of what's in front of us, is that the contractor has put in substantially less time than anticipated by the County and perhaps we're not getting the hours in that we need. So that's what it looked like and I wanted to get some response on that.

DAVID SIMS (DWI Coordinator): Mr. Chairman, Commissioners, be glad to respond to that. One of the dynamics that has happened within the last few months is that we have hired a full time prevention specialist to work with our DWI program and because of that, some of the activities are not as essential for our contract person to do for us because we have a full time County employee who is available to do many of those responsibilities. This, you asked what does this person do. I'll give you a few examples.

This is the person, Joyce Rime, coordinates our annual designated driver rally that we hold on the Santa Fe Plaza each year and she works not only with coordinating the reservation of the plaza and all of those kind of detail things that are required but also in doing a lot of public relations work with restaurants and businesses in town that sponsor the event. That's one example of one of the things that she does.

Also, back in February at the roundhouse, we had an alcohol issues awareness activity that we had at the roundhouse and she did quite a bit of work in coordinating that very public effort that we did. One of the things that is happening currently within the funding sources for the DWI program, our primary funding source is LDWI, the Local DWI monies that come through the Department of Finance Administration and in the current fiscal year, teen court has its own category of funding that we can apply for. Beginning next fiscal year, teen court is being rolled into prevention as far as the categories that are determined by DFA are concerned.

They are also putting a cap on teen court funding for next year of \$50,000, beginning in fiscal year 2002, and for the next year, fiscal year 2003, the funding is going to be reduced further to a \$40,000 cap. And so in fiscal year 2002, we've been able to roll some of the expenses of teen court which are in excess of \$90,000, we've been able to roll some of that into CDWI to cover it on a temporary basis so that we can continue the program.

1959223

SFC CLERK RECORDING 08/16/2004

One of the things that Joyce Rime is doing for us currently that is a part of the big picture of what we're trying to do with the DWI program is that she is working to write a grant where we can get funding for teen court completely aside from the LDWI/CDWI money, so that we can get that and expand the program and so some other things that we would like to do with the teen court program. She is not only writing the grant, she is meeting with us regularly, meeting with people from the juvenile probation people, the juvenile justice board. A lot of coordination work with the public schools and other entities to help us facilitate the funding for teen court through another channel.

COMMISSIONER SULLIVAN: Are these activities that, since we now have a full time coordinator, could be performed by that person?

MR. SIMS: No sir. Those are—our full time prevention specialist has a full time job and these are additional things that she does for us that would be in excess of what we can accomplish.

COMMISSIONER SULLIVAN: So you've mentioned two activities on the plaza and so forth and the grant writing, and that you feel is worth \$20,000 a year?

MR. SIMS: She works by the hour and that's part of one of the reductions you spoke of earlier is that if we don't have work that we need her to do then we don't get billed for it, because she doesn't work unless there's something that we need her to do.

COMMISSIONER TRUJILLO: Do we have a motion? I make a motion to approve item O.

COMMISSIONER CAMPOS: I'll second that.

COMMISSIONER TRUJILLO: Second. There's a second. All those in favor? [Unanimous. Chairman Duran was not present for this action.]

VI. Q. Request authorization to enter into amendment number two to the professional service agreement, #20-0063-DW, with Ray Pacheco to teach Alive at 25 classes for the Santa Fe County DWI program

R. Request authorization to enter into amendment number two to the professional service agreement, #20-0070-DW, with Mary Ann Caldwell to teach Alive at 25 classes for the Santa Fe County DWI program

CHAIRMAN DURAN: Commissioner Sullivan, you had some questions?

COMMISSIONER SULLIVAN: Thank you, Mr. Chairman. Both Q and R are contract amendments between two individuals to teach the classes and as soon as I find them, as I recall, I think there for the same amount. So my first question is what do these people do and why do we need two of them?

CHAIRMAN DURAN: Why don't you start answering those.

MR. SIMS: Okay. Mr. Chairman and Commissioners, some of this predates my being a part of the DWI program but to the best of my understanding, bottom line is it's politics, really that are involved

CHAIRMAN DURAN: That could mean almost anything. What do you mean by that?

1959224

SFC CLERK RECORDING 08/16/2004

MR. SIMS: The best understanding that I have of the situation is that Ray Pacheco was the person between this individual and the municipal court judge to where referrals were no longer made to this program by the municipal court because of the personal differences. And in order for us to facilitate the program for individuals that would benefit by it, using someone that would be acceptable to the municipal court, another contractor was obtained.

Actually, the person, Mary Ann Caldwell, who is the other individual happens to also be the administrator for the municipal court. And so basically, the referrals for this program that come to Ray Pacheco basically come from magistrate court and the ones for Mary Ann Caldwell come from municipal court.

COMMISSIONER SULLIVAN: Mr. Chairman, I'm just a little uncomfortable with that response. I wonder if we could have perhaps some report or letter of recommendation. I know certainly the municipal judge is not at all shy about providing advice and information to indicate if this is the track that we should be going on here.

MR. SIMS: That in a nutshell is the best to my understanding how the situation arose and it was also the same way last year. It's the way it is right now today, in this fiscal year and this is just simply continuing the same contracts at the same payment level as we are currently doing but in a way that will allow people to benefit coming through the DWI programs from this particular program in a way that is acceptable to both of the courts.

COMMISSIONER SULLIVAN: It would seem to me that this might indicate that it's a time to readvertise this particular service and be a little more specific on the scope of work that meets the needs of both judges and have one individual do that. Would that seem to make more sense?

MR. SIMS: It would be simpler for sure if we had one person that we contracted with, just in the fact of only dealing with one person. One of the things that is necessary is that a person has to be certified in order to administer these classes. And I'm not aware, there could be, but I'm not aware of any other individuals besides these two in Santa Fe County that have that credential.

COMMISSIONER SULLIVAN: And one judge will only deal with one and the other judge will only deal with the other. Is that your understanding?

MR. SIMS: That's the track record. Yes sir.

COMMISSIONER SULLIVAN: Wow. I still feel this—I certainly would like to get some input and recognizing, I appreciate your candor and your knowledge of this, I still would like to get some input from the judges as to what's going on here.

CHAIRMAN DURAN: Why don't we extend this agreement for a couple months and bring it back up for—why don't we do it the same way?

MR. SIMS: I would encourage you to continue to fund it so that we can continue the programs.

COMMISSIONER SULLIVAN: Mr. Chairman, we couldn't do it at no additional cost because as he says, they are still performing services and we would still need to compensate them. So we could extend it for two months at the pro rata amount. Does that work? Mr. Kopelman, would that work?

MR. KOPELMAN: Mr. Chairman, Commissioner Sullivan, that shouldn't be a problem. We can do the arithmetic.

CHAIRMAN DURAN: How about a month to month basis?

COMMISSIONER TRUJILLO: We're extending it for two months to do what?

MR. SIMS: To get some input from the municipal—

COMMISSIONER TRUJILLO: Are they going to come and make a presentation to us?

COMMISSIONER SULLIVAN: Or write a letter or report or give us some indication of what is going on here.

CHAIRMAN DURAN: Having a letter is adequate. I don't think they need to come up here.

COMMISSIONER SULLIVAN: So I would move, Mr. Chairman, then that we extend this contract for a period of two months until the end of August including the pro rata compensation associated therewith.

CHAIRMAN DURAN: Is there a second?

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: Any further discussion?

COMMISSIONER CAMPOS: I have a quick question for Mr. Sims?

CHAIRMAN DURAN: Commissioner.

COMMISSIONER CAMPOS: How is this person paid? By the hour?

MR. SIMS: They're paid actually by the number of students.

COMMISSIONER CAMPOS: Kind of a per capita.

MR. SIMS: Yes sir. It's \$25 per student.

COMMISSIONER CAMPOS: Okay. Has the County or anyone had any negative findings, other than the judge about this individual, Mr. Pacheco?

MR. SIMS: Not to my knowledge.

COMMISSIONER CAMPOS: And who's made the recommendation here?

MR. SIMS: Who's making these recommendations? The County staff, the DWI program staff, CHEDD Department staff, as well as the endorsement of the DWI Planning Council.

COMMISSIONER SULLIVAN: And are you comfortable with the recommendation?

MR. SIMS: Yes sir. If I could speak quite frankly, I think it would be a lot easier just to leave this one alone and not try to—it's a very small contract, \$3,780, and I think it would be, my opinion would be it's not worth an amount worth dealing with. It's such a small amount relatively and we have a lot of other problems that are a lot more pertinent than this one, in my opinion.

COMMISSIONER CAMPOS: I agree with Mr. Sims. I think it's a small contract. If they're satisfied with the services of Mr. Pacheco, it's a problem with the judges. And we're getting the services that we want and staff is satisfied. I think they'd like for us to move forward with it. I think that's what we should do.

CHAIRMAN DURAN: So forget the two months—was there a second?

COMMISSIONER TRUJILLO: I can withdraw my second. I withdraw my second. I agree that it's a nominal amount and we shouldn't get involved in personnel and political clashes.

CHAIRMAN DURAN: Okay. So there's a motion. Commissioner Trujillo withdrew his second. So your motion dies for lack of a second. Do you want to make the motion to approve?

COMMISSIONER CAMPOS: I'll make the motion to approve staff's recommendation on this case.

COMMISSIONER TRUJILLO: Second.

COMMISSIONER SULLIVAN: Is that for both of them, Q and R?

COMMISSIONER TRUJILLO: Both Q and R, yes.

COMMISSIONER CAMPOS: I agree with that. Q and R.

CHAIRMAN DURAN: Okay. Any further discussion? All those in favor signify by saying "aye."

The motion passed by majority [3-1] voice vote as follows: Commissioners Campos, Trujillo and Duran voted with the motion. and Commissioner Sullivan voted against the motion.

VI. Z. Request authorization to enter into amendment number two to the professional service agreement, #20-0017-UT, with Sudeen G. Kelly and Sheehan, Sheehan & Stelzner for legal services

CHAIRMAN DURAN: Do you have any questions of Estevan, Commissioner Sullivan?

COMMISSIONER SULLIVAN: My question here was fairly simple. This is the firm that's advising us on water rights acquisition issues. The first year, apparently, was \$100,000 and this is an amendment for \$50,000. Are we charged by the hour? Is this a retainer? How does this work?

ESTEVAN LOPEZ (Land Use Administrator): Mr. Chairman, Commissioner Sullivan, the first compensation clause was for \$100,000 but that actually carried us for two years and in answer to the second part of your question, the firm charges us by the hour at specified rates, depending on the level of expertise of the lawyer that's providing that service. More senior attorneys charge at higher rates than the junior attorneys.

COMMISSIONER SULLIVAN: So is this a cap or when they reach this \$50,000 they just come back and ask for an amendment?

MR. LOPEZ: Mr. Chairman, this would then raise the overall compensation under this contract to \$150,000. Since they pretty much expended the first \$100,000, this would be a new cap and it's really up to us as to whether we would want to raise it above that level when they reach that cap or not. But we're not obligated to spend this amount. It's simply, it gives us a cap within which to work at this point.

1959227

COMMISSIONER SULLIVAN: Any other questions? What's the pleasure of the Board?

COMMISSIONER CAMPOS: Move for approval.

COMMISSIONER TRUJILLO: Second, Mr. Chairman.

CHAIRMAN DURAN: There's a motion and a second to approve item Z. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. STAFF AND ELECTED OFFICIALS' ITEMS

A. Assessor's Office

1. **Resolution No. 2001-87. A resolution approving the submittal of an application for an interest-free loan to the New Mexico Taxation and Revenue Department through the Department of Finance Administration and State Board of Finance for the orthophotography project**

BENITO MARTINEZ (County Assessor): Mr. Chairman, members of the Board, ladies and gentlemen, we are procuring a loan for \$250,000 through this resolution with your approval for the acquisition of orthophotography. This will be paid for by the one percent valuation fund monies that the Assessor is entitled to complete reappraisal. So with that I ask for you unanimous consideration for this resolution.

CHAIRMAN DURAN: Any questions of the County Assessor.

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

CHAIRMAN DURAN: There's a motion to approve. I'll second it. Any further discussion?

COMMISSIONER CAMPOS: I just have a question for Mr. Martinez.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Martinez, we've approved a number of things for this orthophotography. Is this just part of the whole process?

MR. MARTINEZ: Mr. Chairman, Commissioner Campos, yes. This is part of the large project, close to \$1 million for the orthophotography acquisition. This is my portion of what I can contribute over a five-year term. Zero interest, so we'd be looking at \$50,000 per year to be paid out of the valuation fund. It is part of the large project, yes, of orthophotography.

COMMISSIONER CAMPOS: And your department will be paying this exclusively out of you own funds?

MR. MARTINEZ: Mr. Chairman, Commissioner Campos, yes. It is going to be paid by the valuation fund monies of he Assessor's Office. So we're taking up a quarter of the piece of the pie to pay for that. So we wanted to go the well in any way we possibly could to pay for this. This is just one area through the Taxation and Revenue, the State Board of Finance and the Finance Authority. These are just other methods in which to leverage funds.

COMMISSIONER CAMPOS: Thank you.

1959228

SFC CLERK RECORDING 08/16/2004

CHAIRMAN DURAN: Benito, tell me, just for my own information, what's the valuation fund? How do you establish that?

MR. MARTINEZ: Mr. Chairman, the County Assessors throughout the state of New Mexico, pursuant to state statute, receive one percent of all property taxes that are collected from revenue recipients. The County pays one percent of every dollar they collect. The schools. With the exception to the commissions on higher Ed, one percent of every tax dollar that is collected, is distributed to the Assessor's valuation fund. The purpose is earmarked for completing reappraisal. So we purchase vehicles, we hire part time help and basically procure salaries for reappraisal only. It is an assistance to make sure that County Assessors throughout the state are completely their reappraisals as required by statute.

CHAIRMAN DURAN: So you figured that with having this orthophotography in place that you'll be able to increase the fund, actually the amount of assessments, right?

MR. MARTINEZ: That is correct, Mr. Chairman. The primary goal, of course is to get accurate and equitable assessments countywide. There are many properties that are behind locked gates that are not visible. You being a realtor, you know the magnitude of the number of homes that are out in the county and many times we cannot gain access. So beyond other methods that we use this technology for, it is locating new improvements.

The way we do that is we use the orthophotography as a base, overlay the parcel layer, which is a digital layer of information showing parcel lines throughout the county. We then query a report to show properties that are improved, that are titled for example, SRES, which is single family residential and properties that are vacant, VAC. We could show the SRES in green, the VAC in red and it jumps out at you. If you see a property, there's an actual picture of the orthophotography of a particular section in the county and you can plainly see a property that is marked VAC in red that has a home on it. So from in house, we'll be able to identify and locate those properties, and then run a geographic query of all the properties in a certain area so we can get the appraisal staff to visit that area for new construction.

We are, however, not going to see products for the entire county all at once. In other words, we're not going to have 100 percent of the county in production at any one time. We're phasing this in. So it's not as if we're going to see the increase in revenue base in one year. This will be over an extended period of time. We do, however, want to attack this as firmly and quickly as possible.

CHAIRMAN DURAN: Great. Thank you. Those in favor of the motion signify by saying "aye." [Unanimous] Opposed? Motion carries.

Please don't use the "r" word in here again, okay? Realtor. Inside joke. You had to be there. Thanks a lot, Benito.

1959229

SFC CLERK RECORDING 08/16/2004

X. B. Community Health & Economic Development Department
1. Request authorization to enter into a service agreement, RFP #21-56, with Esperanza Sandoval to provide DWI clerk services at the Santa Fe Municipal Court

CHAIRMAN DURAN: Are there any questions of staff on this item?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Could you explain what this person does and I didn't see any qualifications for Ms. Sandoval in this packet. Perhaps you could provide us that information as well.

MR. SIMS: Okay. Mr. Chairman, Commissioners, Esperanza Sandoval is who is currently doing the clerk position at municipal court. A lot of the job has to do with entering the data that is collected from the needs assessment. This is one of the requirements of the Department Finance Administration. The ADE is the program that all of the DWI programs around the state are now using to enter all of the data that concerns the DWI offenders and the objective is to be able to communicate efficiently and effectively throughout the state, to make sure that is someone gets arrested in Santa Fe for a DWI that we can find out how many DWIs they've had before in other places around the state and to have a consistent system to do that with.

So this person enters that data and gives assistance in administering the assessment tool that is used with all DWI offenders. We have comparable positions at the magistrate court as well.

COMMISSIONER SULLIVAN: And this is paid with federal funds?

MR. SIMS: No, sir. This is paid with LDWI funds. The money for both of these contract positions that we're going to be talking about comes from the LDWI money which is excise tax on the sale of alcohol in Santa Fe County.

COMMISSIONER SULLIVAN: Thank you.

CHAIRMAN DURAN: Any other questions? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER CAMPOS: Second.

COMMISSIONER TRUJILLO: There's a motion and a second. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. B. 2. Request authorization to enter into a professional service agreement, RFP #21-55, with Peter Goodwin to provide DWI drug and alcohol screening at the Santa Fe Municipal Court

CHAIRMAN DURAN: Any questions of staff on this?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I just again had the same question about the qualifications. Is this an incumbent who's taking this job? The contract's here but there's no qualifications information.

MR. SIMS: Mr. Chairman, Commissioner Sullivan, this also is the individual that is currently doing our screening for the municipal court screening program. He has been doing an excellent job with this and I believe he started during this current fiscal year in this position. Because it now exceeds the \$10,000 requirement, we did RFPs for these positions.

CHAIRMAN DURAN: Commissioner Trujillo?

COMMISSIONER TRUJILLO: My question has been answered. Thank you, Mr. Sims.

CHAIRMAN DURAN: Any other questions? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER CAMPOS: Second.

CHAIRMAN DURAN: There's a motion and a second. Any further discussion? Those in favor signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. B. 3. Request authorization to enter into a professional service agreement, RFP #21-50, with Las Cumbres Learning Service, Inc. to serve as the Parent/Infant community provider

CHAIRMAN DURAN: Any questions of staff on this issue? What's the pleasure of the Board?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

CHAIRMAN DURAN: There's a motion. I'll second it. Any further discussion.

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Steve, could you explain to me what Las Cumbres Learning Services does, very briefly, under the community infant project? This is a large amount of money, \$157,500.

STEVE SHEPHERD (Indigent Fund Director): Mr. Chairman, Commissioner Sullivan, yes I can. Under this program, and let me explain the funding. \$120,000 of these funds are from the MOA we have with St. Vincent Hospital. \$37,500

1959231

SFC CLERK RECORDING 08/16/2004

of these dollars are a grant from the Frost Foundation. Under this program, Las Cumbres will provide prenatal care, mental health care to prospective mothers, and then after the birth they'll provide home visits, helping to care for their children and also mental health care for both the parent and the infant.

COMMISSIONER SULLIVAN: Is there any relation with the work they do to the teen parent center at the Santa Fe High School?

MR. SHEPHERD: Mr. Chairman, Commissioner Sullivan, not directly, but in the same vein, I think they both help similar kinds of folks in similar situations.

COMMISSIONER TRUJILLO: How about with the Women's Health Center?

MR. SHEPHERD: Mr. Chairman, Commissioner Trujillo, at this point, no, there isn't a direct connection with Women's Health Services, but I would not be surprised if some of the clients didn't go to Women's Health Services for actual physical medical care.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: Could you tell us a little bit more about this organization? Have we done business with this organization in the past? If so, for how long?

MR. SHEPHERD: Mr. Chairman, Commissioner Campos, I can't tell you too much about this organization. I know they're located in Española. I know they deal with this type of counseling on a regular basis, did respond to our RFP. Whether the County's done business with them before, I couldn't tell you.

COMMISSIONER CAMPOS: Were there other persons responding to the RFP?

MR. SHEPHERD: Mr. Chairman, Commissioner Campos, no. They were the only respondent.

CHAIRMAN DURAN: Any other questions of Steve? There's been a motion? Those in favor of the motion, signify by saying "aye." [Unanimous] Opposed? Motion carries.

X. B. 4. Request authorization to enter into a lease agreement with Frontier Management for the DWI program and CRAFT project offices in fiscal year 2002

COMMISSIONER SULLIVAN: Move for approval.

CHAIRMAN DURAN: I second it. Any questions of Steve?

The motion carried by unanimous voice vote.

1959232

SFC CLERK RECORDING 08/16/2004

X. B. 5. Request authorization to enter into amendment number two to the contract #98-00578 with Neighborhood Housing for the creation of the Affordable Housing Loan Fund

CHAIRMAN DURAN: Any questions of staff? What's the pleasure of the Board?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Yes, I have a question. Could you explain a little bit? I understand that this is \$150,000 fund and it goes to help individuals with the purchase of affordable housing through the Neighborhood Housing Services. We're granting the money not for the individuals but to Neighborhood Housing Services. Is that correct?

MR. SHEPHERD: Mr. Chairman, Commissioner Sullivan, that's correct. The funds will be used to match funds that NHS has applied for and received from the Community Development Institutional Fund. They'll be put into a loan fund to allow some of our housing tenants who don't qualify for traditional loans to be able to get first mortgages to purchase a house from us.

COMMISSIONER SULLIVAN: And this is aimed towards, for example, the Santa Cruz project?

MR. SHEPHERD: Mr. Chairman, Commissioner Sullivan, that's correct. The Santa Cruz project, Vista Verde, and Valle Vista as well.

COMMISSIONER SULLIVAN: These funds are used to match other funds as grant funds or as loan funds?

MR. SHEPHERD: Essentially, Mr. Chairman, Commissioner Sullivan, the funds will become part of a revolving loan fund at the Neighborhood Housing Services to be used to help our tenants.

COMMISSIONER SULLIVAN: Okay. And do we do this every year or is this a one-time thing?

MR. SHEPHERD: This is a one-time thing.

COMMISSIONER SULLIVAN: A lot of people say that, or are not aware perhaps of what Santa Fe County does for affordable housing and I wanted to point this out. This is not the only thing we do, obviously.

MR. SHEPHERD: We appreciate that a lot.

COMMISSIONER CAMPOS: Question.

CHAIRMAN DURAN: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Shepherd, where does the money come from? From what fund in the County?

MR. SHEPHERD: Mr. Chairman, Commissioner Campos, the fund is coming from the development loan for what's called the Las Campanas fund. It's fund 230.

COMMISSIONER CAMPOS: Is it federal? State?

MR. SHEPHERD: It's developer fees.

1959233

SFC CLERK RECORDING 08/16/2004

COMMISSIONER CAMPOS: Developer fees?

MR. SHEPHERD: That were contributed by Las Campanas to the County to be used for affordable housing and home sales.

CHAIRMAN DURAN: How much is left in that fund?

MR. SHEPHERD: Mr. Chairman, I don't know the answer to that.

CHAIRMAN DURAN: Could you let us know at the next meeting?

MR. SHEPHERD: I can.

CHAIRMAN DURAN: Thank you. Any other questions of Steve?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER SULLIVAN: Second.

CHAIRMAN DURAN: There's a motion and a second. Any further discussion?

The motion carried by unanimous voice vote.

X. B. 6. Request approval of the loan documents which will be used for the home ownership program which include a subordinate mortgage, third position, subordinate mortgage note third position, loan agreement and purchase agreement

CHAIRMAN DURAN: Any questions of staff?

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

CHAIRMAN DURAN: There's a motion. I'll second it. Any further discussion?

COMMISSIONER SULLIVAN: I don't see any staff reviews on these documents. I assume they've been reviewed by legal counsel and are adequate.

MR. KOPELMAN: Mr. Chairman, Commissioner Sullivan, that's correct. Sally Malave from our office in fact I believe drafted them and worked very closely with Dodi and with Robert over at CHEDD.

COMMISSIONER SULLIVAN: Is there anything you wanted to add?

DODI SALAZAR: If the documents are approved we need some direction on the signature authority for the documents. We need someone to have authority to sign off on those, maybe Sam or Robert or both could have that authority.

CHAIRMAN DURAN: I think it would be Sam. The County Manager could sign off on it. Is that okay?

MS. SALAZAR: Okay.

CHAIRMAN DURAN: Steve.

MR. KOPELMAN: Mr. Chairman, I think we're going to have to bring it back for ratification of you authorizing the County Manager to have signatory authority because it's not an item on the agenda.

CHAIRMAN DURAN: Okay.

MR. KOPELMAN: So we'll need to bring that back at the next meeting.

CHAIRMAN DURAN: Okay. All those in favor.

1959234

The motion carried by unanimous voice vote.

X. B. 7. Resolution No. 2001-88. A resolution authorizing the County of Santa Fe to submit an application to the Department of Finance and Administration, Local Government Division, to participate in the Local DWI grant and distribution program

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman. This is something continuing what we've done in the past, right?

MR. SIMS: Actually, no sir. This is the result of House Bill 103 that was passed back in January that allows Santa Fe County to request an additional \$300,000 annually, recurring. And so the idea is that this money be used in detox, in screening, in potentially a facility, ultimately, where screening, referrals, treatment is available. This is something that has been pursued in the past and has now become available to us to have some extra funding to actually implement something that has been in the works for a very long time.

The Santa Fe Care Network is a network of people involved in this. That includes the County, the hospital and many other entities that have already been working for some time on trying to come up with this concept and this will help to provide the funding for that. We anticipate at the next Commission meeting to actually bring to you the grant request itself that will actually show how we intend to use this money. But this resolution is simply allowing us to pursue that.

COMMISSIONER TRUJILLO: Move for approval

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN DURAN: I'll second that for discussion. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Sims, does this money—now, the County is going ahead with the development of a detox center, is that correct?

MR. SIMS: It's not yet determined exactly what will be housed in the facility but the intention is that ultimately we have a facility where when someone is arrested, say, for DWI, for example, that we have the screeners housed in that facility. Instead of having a set of screeners and a set of clerks and a set of compliance monitors at both magistrate and municipal court, that we have them all housed together so we can be more efficient and consistent in how we do that. Not only will that help us as the DWI program in the county but it will also help coordinate services throughout the community of having a network in place where efficient referrals can be made, whether they need to go to Life Link or Millennium treatment center or RAP or some of the other entities that are involved in not only alcohol but substance abuse and mental health issues and housing issues to all be coordinate in a consistent effort.

COMMISSIONER SULLIVAN: This is a facility the County plans to build?

MR. SIMS: That would—yes sir. That's the plan.

COMMISSIONER SULLIVAN: Where are we in that? Do we have funding set aside for it?

MR. SIMS: This is part of the funding. There's also some—Steve can help. There's some other funding that's already in place also that's an agreement between the County and St. Vincent Hospital that Steve has more information on.

MR. SHEPHERD: Mr. Chairman, Commissioner Sullivan, we have approximately \$600,000 within the MOA for that project.

COMMISSIONER SULLIVAN: So that will be—that's kind of what I was getting at in this question was, does all or some of this, which is an operating fund as I understand it, will it be going to that or to this Santa Fe Care Network to do this?

MR. SIMS: It's not been determined exactly and that will be part of what we're finalizing even now that will be presented to you when we present the actual grant. What we actually intend to do this year with the \$300,000.

COMMISSIONER SULLIVAN: Will the detox center, Steve, be built this year?

MR. SHEPHERD: Mr. Chairman, Commissioner Sullivan, we're hoping that we at least get the design and the engineering done for it. But whether it will actually be put up and built, I couldn't tell you the answer to that.

COMMISSIONER SULLIVAN: So probably this \$300,000 wouldn't go to that facility this year..

MR. SIMS: Not directly. I can't imagine us having a building by this time next year. No sir. And the money does revert back if it's not spent. So my best guess at this point would be it will be used first of in doing some architectural design in anticipation of the building, and then also perhaps a lot of the intention doesn't have to have building to take place. Some of the networking and infrastructure of the coordination. That will also have associated expenses that we can use these monies for those expenses. And that can happen prior to there being a building.

COMMISSIONER SULLIVAN: Thank you.

CHAIRMAN DURAN: Any further discussion?

The motion carried by unanimous voice vote.

X. D. Resource Development Department

1. Request approval of road name designation for the following County projects:

- a. **Public Safety Complex and Detention Center Road (State Highway 14)**
- b. **Economic Development Park access road**

CHAIRMAN DURAN: Erle, what do you want to name that street?

ERLE WRIGHT (GIS Director): Actually, that's why we brought this before you, because I figured I'd stick my neck way out there if I took the liberty of naming a County project or staff did. So the intention was to get some direction on naming. While we're at it actually, the Economic Development Park hasn't come up yet for naming, but it has been an issue trying to get services out to the public safety complex. Normally, the

way these are handled in the private sector is that that's taken care of in the development review process.

As the County projects are slightly different and haven't necessarily been going through the review that—the same procedures that the private sector projects go through. We've ended up in kind of a rock and a hard place here. We need to establish addresses out there but we need a road name in order to do that. We don't really feel it's appropriate to sign an A and B designation as per Santa Fe County Ordinance 1996-14 for the jail and for the public safety complex. We think it's appropriate that that road actually get designated a road name, so we wanted to bring it before the Commission to get some direction on how to name not only these particular two projects but also to handle this situation in the future.

CHAIRMAN DURAN: Why don't you name it the End of the Road?

MR. WRIGHT: We've had some very interesting suggestions, but it's up to the pleasure of the Board.

COMMISSIONER TRUJILLO: Dead End? Do you mean Dead End?

COMMISSIONER SULLIVAN: I have two suggestions, Mr. Chairman,

On the safety complex one, I wondered if there is anyone in our Fire Department or EMTs or in the Sheriff's Department or anyone that we might want to honor with that name. Someone who has either been—has died in the line of duty or has been injured and is no longer living. I don't think we should name roads after living people. Something of that sort, if that's appropriate to look into. Either Sheriff's Department, Fire Department, EMTs. Erle, would that seem appropriate?

MR. WRIGHT: Mr. Chairman, Commissioner Sullivan, that would be highly appropriate and actually you hit on a good point there. We do have a policy now not to name roads after living persons, so unless that was the pleasure of the Board. That would take Commission action to do something like that as well. Now, we have had discussions with both the Sheriff's Office and with Fire/EMS staff. Their suggestions have been kind of limited as well. So we don't—we haven't put together a list of honorarium names like that but we could certainly do that and bring those back to the Board.

COMMISSIONER SULLIVAN: That would be one suggestion and on the Economic Development Park road, I was out on that road the other day and I happened to notice that it goes essentially due east-west as I recall. And so I thought perhaps calling it Sunrise Boulevard might be better than Opportunity Boulevard if that name's not already used. We could call it Sunset but it seems like Sunrise is a little more upbeat than Sunset, east or west. But it's as you've indicated, a divided roadway that essentially runs east-west. I thought that sounded a little better than Opportunity but that's a personal call.

CHAIRMAN DURAN: Why don't you bring some recommendations forward for us to consider? Bring Sunrise forward.

MR. WRIGHT: Sunrise actually is a very popular choice. Chances are that would be replicated in either city or county. And that's one of the things we would have to do is to verify that we're not replicating an existing road name. We have

solicited suggestions from County staff and actually we haven't had much luck in that regard, to put it simply.

COMMISSIONER SULLIVAN: The public safety complex, Miranda Lane sounds a little bit heavy, don't you think? If it's the same Miranda that I'm thinking of. Is that what you're getting at?

CHAIRMAN DURAN: Carmen Miranda.

COMMISSIONER SULLIVAN: I think he's thinking of your Miranda rights.

MR. WRIGHT: That suggestion was actually submitted by the Sheriff's Office. I wondered what the nature of that one was too.

COMMISSIONER SULLIVAN: I don't think I could, if that's what he has in mind there, I think that may be a bit too sarcastic.

MR. WRIGHT: Could be. And also we do also have a policy of not just using straight first names, and that's why that little notation was on the memorandum to you that it's a potential first name. Or surname in the case of Carmen Miranda as well.

COMMISSIONER TRUJILLO: We have something in the county named after Leo Gurule, don't we?

MR. WRIGHT: I believe so. There's definitely a County park, and also a building. So we can again solicit suggestions from staff. We can go back and look for particular honorariums, if that's the pleasure of the Commission.

COMMISSIONER SULLIVAN: On the economic development park road, if you run out of suggestions from the staff, EMTs and so forth, I'd also suggest a veterans' organization as a possibility. The VFW or someone, veterans. I've received a couple of letters just in the six months that I've been here requesting that things be named after people. I just haven't kept them, not knowing that this would come up. But I believe two of them were from veterans' organizations.

CHAIRMAN DURAN: So what kind of action can we take today? Anything?

MR. WRIGHT: Mr. Chairman, I guess basically what we were looking for was some direction on how to handle this. If you wanted these brought before the Board, if you wanted us to handle these administratively and then bring them before the Board. Really, we were seeking direction from the Commission actually, and there is, just real quickly, Commissioner Sullivan, there are other projects coming down the road as well. Pardon the pun. The public works facility, that will actually be off of the Veterans Memorial Parkway. It could be good to establish a theme there of maybe roads being named in honorarium of veterans off of the bypass. That has a lot of potential and kind of a sound way of doing these. Because we get embroiled in a lot of name changes and actually, we have another agenda item coming up here but we'll touch that one when we get to it.

CHAIRMAN DURAN: So how about the direction is—

COMMISSIONER SULLIVAN: I would say forward some—

CHAIRMAN DURAN: Recommendations.

COMMISSIONER SULLIVAN: I would think that's a good recommendation and also that as a general policy, if it's an honorarium name, I think it

should come to the Commission. I think if it's Sunflower Drive or East Loop, things like that, I would say that certainly the staff could pick a name that hasn't already been used and doesn't seem to offend any individual or groups and that would be fine. But I think in terms of honoraria, that should come to the Commission. Mr. Chairman, do you feel that that sounds reasonable?

CHAIRMAN DURAN: Sounds good to me. How about you?

COMMISSIONER TRUJILLO: Sounds reasonable.

CHAIRMAN DURAN: Okay.

MR. WRIGHT: Our '96 ordinance does allow landowners to petition and some of those are in honorarium by those particular landowners. I just wanted to make that clarification there. But if it Board without question.

CHAIRMAN DURAN: Okay

X. D. 2. Request approval of a quitclaim deed to transfer 1.174 acres to include the community center and property to the town of Edgewood

CHAIRMAN DURAN: Are we all familiar with that issue? Any questions of Corky?

COMMISSIONER TRUJILLO: No. Move for approval, Mr. Chairman.

COMMISSIONER SULLIVAN: Second.

CHAIRMAN DURAN: There's a motion and a second. Any further discussion? Motion carried by unanimous voice vote.

X. D. 3. Resolution No. 2001-89. A resolution officially changing the road name of Gold Rock Road to Camino Catalina in the community of Cuyamungue

CHAIRMAN DURAN: Any questions of Erle?

COMMISSIONER CAMPOS: Is this landowner initiated?

MR. WRIGHT: Yes. There's actually four to five parcels there depending on how you count them on the road frontage. All of the landowners there have petitioned for this Camino Catalina name. There was an oversight in our working with the pueblo to actually allow the pueblo to name this road, but again, our ordinance, 1996-14 doesn't allow staff to change a road within ten years so we needed to bring this before the Commission. If it's in the public interest, the '96 ordinance allows the Commission to authorize a road name change.

COMMISSIONER TRUJILLO: Move for approval, Mr. Chairman.

COMMISSIONER SULLIVAN: Second.

CHAIRMAN DURAN: Any other discussion?

[Motion passed by unanimous voice vote.]

1959239

SFC CLERK RECORDING 08/16/2004

X. F. Matters of Public Concern – NON-ACTION ITEMS

CHAIRMAN DURAN: Is there anyone out there that would like to address the Commission concerning anything? Please step forward and state your name.

MENARDO VIGIL: My name is Menardo Vigil and I live right behind the Zia Mobile Home factory on the east frontage on Taylor Road. And I've been complaining about this for four year now and the inspectors told them to move their mobile homes back 20 feet and they haven't done it. They leave the lights on in the mobile homes all night long. I can't sleep.

And then the workers that they have there they work like 16 hours a day. They're there from 6:30 in the morning to 10 at night, throwing axles, piles of axles from the mobile homes that wake me up. And then they have piles of tires right behind my property, right next to my property, that are a fire hazard. I've told the Fire Marshal and they haven't done nothing about it. And they're even taking over the Taylor Road. They came and they put moss rock on the shoulder all the way to the pavement so if there's a mobile home on the road there, which there always is, you can't go around the shoulder, or even if there's a car coming. And they just do anything they want. Carlos Gallegos and whatever that other guy's name is.

CHAIRMAN DURAN: Have you filed a complaint with the Land Use Department?

MR. VIGIL: With who?

CHAIRMAN DURAN: With this young man coming up here right now.

MR. LOPEZ: Mr. Chairman, I am aware of this situation. As Mr. Vigil mentioned, it's been before us for a significant amount of time, particularly with respect to the setback issues, I understand. There have been numerous inspections of the site and there has been some fairly minor encroachment into the setback according to our inspectors. But we will look into some of the other issues that are being raised here today. I think some of our inspectors have been out there as recently as this week and some of the issues that are being brought up are things that don't generally happen at a time when our inspectors can catch it, but we will try and look into this matter in such a way that we try and verify whether these things are going on either during our hours or after hours.

CHAIRMAN DURAN: Were there any requirements imposed on his development or his approval for his development relative to hours of operation?

MR. LOPEZ: Mr. Chairman, I'm not certain of that right now. I'd have to look into it.

CHAIRMAN DURAN: Okay.

MR. LOPEZ: But I would ask Mr. Vigil to speak to me directly and we'll try and deal with this thing more directly.

CHAIRMAN DURAN: Maybe what you can do is give him your card and have him set up a meeting.

MR. VIGIL: And even their alarm, their burglar alarm, goes off for no reason at two, three o'clock in the morning and I've told them about it and they just ignore it.

CHAIRMAN DURAN: Why don't you meet with Estevan? Give him a call and set up an appointment with him and he'll report to us and check on it for you. We'll see what we can do to help you out.

Anyone else out there like to address the Commission?

MR. MONTOYA: Mr. Chairman.

CHAIRMAN DURAN: Sam.

MR. MONTOYA: For the record, I'd like to give the Commission a brief on the corrections issues, just for the record, Mr. Chairman.

COMMISSIONER SULLIVAN: Excuse me, Sam. Also we have some still Matters from the Commission. Right, Mr. Chairman?

CHAIRMAN DURAN: Yes.

X. E. Matters from the County Manager

1. Update on adult and juvenile detention facilities and electronic monitoring program

MR. MONTOYA: Mr. Chairman, I'd like to give a brief update for the Commission's sake and for the general public indicating our current status on the reviews of proposals submitted for services relative to the adult, juvenile and EM program for Santa Fe County. Mr. Chairman, I would like to point out to the members of the Board that we will complete this analysis by Thursday, July 5. We are approximately 65 to 75 percent complete at this time and we hope to bring a final recommendation to the Board no later than July 10, 2001.

Mr. Chairman, the items that are left to be completed include the negotiations with Management Training Corps of Utah. We have been working with them on their best and final offer. They did submit a response to a query last Thursday and Friday on Monday the 25th. We are currently under review of the specifics of that response and hope to be able to bring that negotiation to a conclusion soon.

The second issue, Mr. Chairman, is we continue to negotiate with two vendors in the juvenile operation and management area. We have been working with Cornell, who is the first ranked vendor in this area. We have received their best and final and we are about to request some clarity from the second vendor who is Corrections Services Corporation/ YSI, which is the youth component of that corporation. We're going to be requesting from them tomorrow clarity on some of the financial issues relative to their operation.

I also want to mention that the negotiations with Management Training Corps also include the electronic monitoring program that the County desires to have provided by these vendors.

So Mr. Chairman, that is the current update. As I stated, we hope to complete the analysis by next Thursday or the July 5th deadline and then bring you a final

1959241

recommendation on the Commission meeting scheduled for July 10th. I would stand for any questions, Mr. Chairman.

CHAIRMAN DURAN: Any questions of Sam? Thank you Sam.
Thank you, Mr. Chairman.

Matters from the Commission

CHAIRMAN DURAN: I know you're champing at the bit there, Commissioner Sullivan.

COMMISSIONER SULLIVAN: Champing at the bit to conclude the meeting. I have two items, Mr. Chairman.

First, I would like to congratulate the Little League City Champions for this year. Their coach is Mr. Ken Valdez and the name of the team is Sullivan Design Group. They're a fine team and Little League champions. They're now playing in the tournament of champions -- played Pojoaque last night. So we want to give this team our sincere congratulations.

The second matter is one that I mentioned briefly this morning in our Indigent Board meeting and that was an item which has been under consideration by our Health Planning Commission regarding the alcohol-related hospitalization costs to our community. And basically, what it boils down to simply is that in December, a report was issued by the New Mexico Department of Health summarizing their investigation into hospitalization charges as a result of alcoholism. This is not just DWI but other things such as cancer and diabetes, cardiovascular problems, infectious disease, gastrointestinal problems and so forth, all as a result of alcoholism.

The result of that study showed that the alcohol-related hospitalization charges back in 1998 in Santa Fe County totaled about \$3.3 million and we were topped only by two other counties, one being Dona Ana at \$5.5 million and then Bernalillo at \$16 million. So we still have a serious problem in dealing with alcoholism and not just DWI but other aspects of alcoholism.

One of the reasons for bringing this study forward, I believe, was to investigate the possibility of expanding the current state legislation for a five percent additional tax on alcohol to fund alcoholism issues. That was passed I believe a year or two ago and put to a public referendum in McKinley County and passed. As a result of that, McKinley County gets about \$800,000 a year in taxes that go towards alcoholism issues and treatment and prevention. Were that to apply to Santa Fe County, which that legislation currently does not because it's constricted by means of the assessed valuation of the county, and it was particularly crafted as I understand for McKinley County, were that to apply to Santa Fe County we would receive about \$1.9 million in funding for alcohol-related treatment if that were to be a five percent increase.

To put that in context, a five percent increase in the alcohol tax would add about a nickel to the cost of a bottle of beer. I bring this forward for your thought. I believe our Health Planning Commission is forwarding this information officially to us as a Commission, just to see if the Commission would like to support an effort in the state

legislature to expand that legislation, either to be statewide or so that it would at least include Santa Fe County.

CHAIRMAN DURAN: I'm in favor of that. How about the death penalty?

COMMISSIONER SULLIVAN: I think we already talked about that. I think the chairman is saying he'd be in favor of that as he walks out. I'd just like to get the feeling of the Commission on this.

COMMISSIONER TRUJILLO: I guess I'd need more information on this to the impact to the local business community and try to understand what that impact is going to be because there is a business community that is dependent on this sort of business to make a living so I'd like to understand that impact.

COMMISSIONER SULLIVAN: Would it be appropriate perhaps at next month's administrative meeting at the end of the month to have a representative from our Health Planning Commission give us a short presentation on that?

COMMISSIONER TRUJILLO: That would be ideal.

COMMISSIONER SULLIVAN: Sam, could you put that on the agenda please?

MR. MONTOYA: Mr. Chairman, we will absolutely do that and I want to remember that—I was remembering that we did bring this whole issue before the Commission about a year ago and at the time, the Commissioners had a very in-depth discussion on it. We do have a lot of research done on that already, Commissioner and we'll look for those files and bring them back up and update them and re-present.

COMMISSIONER SULLIVAN: Well, together with this more recent information and Virginia Vigil has got copies of that report as well. I think we're going to make sure that each of the Commissioners has that.

MR. MONTOYA: Shall do. Thank you, Commissioner.

COMMISSIONER SULLIVAN: That's all I had, Mr. Chairman.

CHAIRMAN DURAN: Commissioner Campos? Commissioner Trujillo?

ADJOURNMENT

Chairman Duran declared this meeting adjourned at approximately 3:55 p.m.

Approved by:



Board of County Commissioners
Paul Duran, Chairman

Respectfully submitted:



1959243

Karen Farrell, Commission Reporter

ATTEST TO:

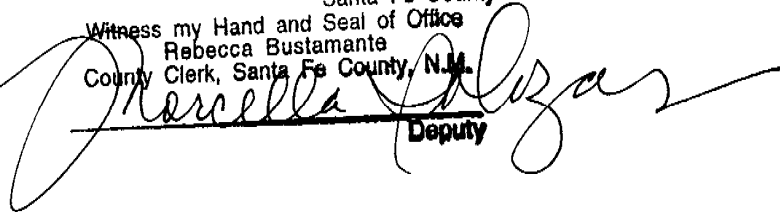


REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK



1168 921
COUNTY OF SANTA FE } SS
STATE OF NEW MEXICO
I hereby certify that this instrument was filed
for record on the 17 day of Aug A.D.
20 01 at 10:21 o'clock am
and was duly recorded in book 1959
page 187-243 of the records of

Santa Fe County
Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.


Deputy