

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

**June 28, 2005**

Michael Anaya, Chairman  
Harry Montoya, Vice Chair  
Paul Campos  
Jack Sullivan  
Virginia Vigil



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC MINUTES  
PAGES: 83

I Hereby Certify That This Instrument Was Filed for  
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Witness My Hand And Seal Of Office  
Valerie Espinoza  
County Clerk, Santa Fe, NM

SFC CLERK RECORDED 08/23/2005

# SANTA FE BOARD OF COUNTY COMMISSIONERS

COMMISSION CHAMBERS

COUNTY ADMINISTRATION BUILDING

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**REGULAR MEETING**  
**(Administrative Items)**  
**June 28, 2005 - 10:00 a.m.**

*Please turn off cellular telephones during the meeting.*

## *Agenda*

- I. Call to Order**
- II. Roll Call**
- III. Pledge of Allegiance**
- IV. State Pledge**
- V. Invocation**
- VI. Approval of Agenda**
  - A. Amendments**
  - B. Tabled or Withdrawn Items**
  - C. Consent Calendar: Withdrawals**
- VII. Approval of Minutes**
  - A. May 24, 2005**
- VIII. Matters of Public Concern – Non-Action Items**
- IX. Matters from the Commission**
  - A. A Resolution Urging Congress to Reject Plans to Privatize Social Security by Cutting Social Security's Guaranteed Benefits and Diverting Money Out of Social Security into Private Investment Accounts (Commissioner Montoya)**
  - B. A Resolution Authorizing Appointment of Official Representatives from Santa Fe County to The Espanola Regional Basin Planning Issues Forum "the EBRPIF" (Commissioner Montoya)**
  - C. A Resolution Endorsing and Supporting Governor Richardson's Investment Partnership II /GRIP II (Commissioner Montoya)**
  - D. A Resolution Calling for Santa Fe County to Stand For Children: A Fair Chance For Every Child (Commissioner Vigil)**
  - E. Reconsideration of a Request by Owner Vallecita de Gracia Subdivision, Jim Brown, Applicant, Jim Siebert, Agent, for Final Development Plan Approval for Vallecita de Gracia Subdivision, a 11-lot Subdivision on 42-Acres with the Average Lot Size of 2.5 Acres. The Property is Located Along County Road 54, Northwest of the Downs Racetrack, within Sections 22, 27, and 28 Township 16 North, Range 8 East Commission District 3/ (Commissioner Anaya)**

SFC CLERK RECORDED 08/23/2005

- X. Presentations
  - A. A Presentation by Elaine Sullivan of the Independent Business and Community Alliance
  - B. Presentation Recognizing the Pojoaque Elks Baseball Team for Winning the State Championship
  - C. Presentation from the Galisteo Watershed Partnership
- XI. Committee Resignations/Appointments/Reappointments
  - A. Road Advisory Committee Resignation/Appointments
- XII. Consent Calendar
  - A. Request Authorization to Enter into Amendment #2 to the Professional Services Agreement #24-0011-CL with Professional Document Systems for Microfilming Services (Clerk's Office)
  - B. Resolution No. 2005 – A Resolution Requesting Authorization to Donate Three Water Tanks to the Community of Chimayo in Accordance with State Statues (Finance Department)
  - C. Resolution 2005- A Resolution Requesting a Transfer from the General Obligation Bond (GOB) 1997 Series Fund (350) to the GOB Debt Service Fund (401) to Budget Investment Income Revenue for Debt Service Expenditure in Fiscal Year 2005 (Finance Department)
  - D. Resolution 2005- A Resolution Requesting a Transfer from the General Obligation Bond (GOB) 2001 Series Fund (353) to the GOB Debt Service Fund (401) to Budget Investment Income Revenue for Debt Service Expenditure in Fiscal Year 2005 (Finance Department)
  - E. Request Approval for Amendment #1, Contract #24-0187-FI to Barraclough & Associates, PC for Financial & Compliance Audit Services for Santa Fe County, to Extend for an Additional Year from 06/30/2005 to 06/30/2006 and Includes Compensation in the Amount of \$77,797.00 (Finance Department)
  - F. A Resolution Requesting a Budget Decrease to the Emergency Preparedness Program (232) to Realign FY-2005 Budget with the Grant Awarded by the State of New Mexico Office of Emergency Management /EMPG-FFY-05 (Fire Department)
  - G. Request Approval of Amendment #2, Contract #24-0013-FD to Emergency Medical Providers, Inc. for an Emergency Medical Director for the Santa Fe County Fire Department, to Extend for an Additional Year from 06/30/2005 to 06/30/2006 and Includes Compensation in the Amount of \$22,500.00 (Fire Department) WITHDRAWN
  - H. Request Approval for Amendment #2, Contract #23-0196-FD to Kaufman's West, LLC, for a Price Agreement for Indefinite Quantity of Uniforms for the Santa Fe County Fire Department, to Extend for an Additional Year from 05/27/2005- 05/27/2006 as Specified in the Bid Form for Fiscal Year 2006 (Fire Department)
  - I. Request Approval for Amendment #1, Contract #25-0098-FD to Suzanne Maxwell to Provide Growth, Unity, Commitment, Purpose and Focus Among the Leadership and Team Members of the Santa Fe County Fire Department, to Extend for an Additional 60 Days From 06/30/2005 to 08/30/2005 and Compensation in the Amount of \$13,950.00 (Fire Department)

SFC CLERK RECORDED 08/23/2005

- J. Resolution 2005 – A Resolution Requesting a Budget Decrease to the Fire Impact Fees Fund (216) to Reverse Resolution 2005-25 to Adjust the Cash Balances Carried Forward to Fiscal Year 2005 (Fire Department)**
- K. Resolution 2005 – A Resolution Requesting a Budget Increase to the Fire Protection Fund (209) and the Fire Impact Fees Fund (216) for Prior Fiscal Year 2004 Cash Balances for Expenditure in Fiscal Year 2005 (Fire Department)**
- L. Request Approval to Amend Agreement #25-0094-HHSD with Presbyterian Medical Services in the Amount of \$37,652.33 for Operation of The Care Connection Assessment Center for the Period of July 1, 2005-July 31, 2005 (Health and Human Services Department)**
- M. Request Approval to Enter into an Agreement With DFA for a \$300,000 DWI Detox Grant For Operation of The Care Connection Assessment Center (Health and Human Services Department)**
- N. Request Approval of Amendment Number 1 to the Joint Powers Agreement Between the County and The Department of Health for Administration of The Access to Recovery Voucher Program (Health and Human Services Department)**
- O. Request Approval of Amendment # 1 to Seventeen-Month Early Learning Opportunities Act Discretionary Grant Third-Party Agreement Between Santa Fe County Maternal and Child Health Council and United Way of Santa Fe County Reducing the Allocation by \$25,895 for FY 2005 (Health and Human Services Department)**
- P. Request Approval of a General Grant from the Frost Foundation for The Maternal and Child Health Council to Continue Home Visiting Priority Program Work in the Amount of \$20,000 (Health and Human Services Department)**
- Q. Request Approval of Amendment #7 to Professional Service Agreement # 23-0031-IN with Edith Powers for Coordination of The Maternal and Child Health Programs to Extend the Term of the Agreement and Increase Compensation in the Amount of \$72,000 (Health and Human Services Department)**
- R. Request Approval of Amendment #6 to Professional Service Agreement #23-0033-IN with Presbyterian Medical Services for Maternal and Child Health Adolescent Confidential Reproductive and Mental Health Services to Extend the Term of the Agreement and Increase Compensation in the Amount of \$30,204.46 (Health and Human Services Department)**
- S. Request Approval of Amendment #6 to Professional Service Agreement #23-0032-IN with La Familia Medical Center For Maternal and Child Health Perinatal Promotora Outreach, Health Education and Service Coordination For Child Deliveries to Extend the Term of the Agreement and Increase Compensation in the Amount of \$45,966.80 (Health and Human Services Department)**
- T. Request Approval of Amendment #1 to Memorandum of Understanding #25-0004-DW with St. Vincent Hospital for The Youth Drinking Driver Visitation Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$6,500 (Health and Human Services Department)**

SFC CLERK RECORDED 08/23/2005

- U. Request Approval of Amendment #1 to Professional Service Agreement # 25-0005-DW with Santa Fe Community College to Coordinate and Implement the Curriculum Infusion Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$10,000 (Health and Human Services Department)
- V. Request Approval of Amendment #1 to Memorandum of Understanding #25-0022-DW With The City of Santa Fe Police Department to Extend the Term of the Agreement and Increase Compensation in the Amount of \$8,700 (Health and Human Services Department)
- W. Request Approval of Amendment #6 to Professional Service Agreement #23-0038-DW with The Life Link for DWI Outpatient Treatment Services to Extend the Term of the Agreement and Increase Compensation in the Amount of \$40,000 (Health and Human Services Department)
- X. Request Approval of Amendment #4 to Professional Service Agreement # 23-0065-DW with The Peter D. & Company, Inc. for The Media Literacy Project to Extend The Term of The Agreement and Increase Compensation in the Amount of \$14,000 (Health and Human Services Department)
- Y. Request Approval of the Professional Service Agreement With Peter Goodwin to Provide Drug and Alcohol Screenings at The Santa Fe Municipal Court and/or The DWI Program in the Amount of \$17,800 (Health and Human Services Department)
- Z. Request Approval of the DWI Grant Agreement with The New Mexico Department of Finance and Administration in the Amount of \$40,000 (Health and Human Services Department)
- AA. Approval of Memorandum of Agreement Between The Santa Fe County Sheriff's Department and The Santa Fe County Housing and Community Services (Housing Department) WITHDRAWN
- BB. Approval of Amendment No. 4 to the Professional Service Agreement With The Santa Fe Boys and Girls Club (Housing Department) WITHDRAWN
- CC. A Resolution Adopting The Santa Fe County Community Business Plan 2005-2007 for Economic Development (Land Use Department)
- DD. Request Authorization to Enter Into Amendment #2 to the Professional Services Agreement #24-0030-PFMD With Professional Document Systems for The Document Imaging Project/TIME EXTENSION ONLY (Project and Facilities Management Department)
- EE. Request Authorization to Accept and Award a Construction Agreement to the Lowest Responsive Binder for IFB #25-23, New Concrete Valley Gutter, Sidewalk and Parking Apron at Santa Fe County's Administration Building /\$35,062.50 Inclusive of NMGRT (Project and Facilities Management Department)
- FF. Request Authorization to Accept and Approve Project Agreement #05-EE-05-091 From the New Mexico Department of Transportation/Traffic Safety Bureau /\$ 11,962 (Sheriff's Office)
- GG. Request Authorization to Enter Into Amendment #1 to the Indefinite Quantity Uniform Price Agreement with Neve's Uniforms Inc. (Sheriff's Office)
- HH. Request Authorization to Enter Into Amendment #1 to Standard/Industrial Commercial Single-Tenant Lease (Gross) with Plains Eagle Corp. (Sheriff's Office/ Region III)

SFC CLERK RECORDED 08/23/2005

- II. **Request Authorization to Enter into Amendment No. 1 Extending Until June 30, 2006, the Term of the Lease Agreement Whereby Santa Fe County Leases Office Space for The Region III Drug Enforcement Task Force/ \$36,556 (Sheriff's Office/ Region III) WITHDRAWN**
- JJ. **Request for Authorization to Enter into Amendment #2 for Impressions Advertising, Inc. for Lodger's Tax Advertising and Promotional Services in the Amount of \$270,000 (Finance Department)**
- XIII. **Staff and Elected Officials' Items**
  - A. **Fire Department**
    - 1. **Request Approval for a Joint Powers Agreement With The Town of Edgewood for Emergency Services**
  - B. **Land Use Department**
    - 1. **Resolution No. 2005 – A Resolution Supporting Cooperation Between Santa Fe County and The Bureau of Land Management, The National Park Service, The State of New Mexico, The New Mexico Commissioner of Public Lands, and The Archaeological Conservancy, to Implement The “Galisteo Basin Archaeological Sites Protection Act” and Cooperation Between Santa Fe County and The Galisteo Watershed Partnership for Planning in The Galisteo Watershed**
  - C. **Water Resources Department**
    - 1. **Request Approval to Raise the Rates for Water and Sewer Service with the Santa Fe County Utility (PUBLIC HEARING)**
    - 2. **Request Approval of Water Service Agreement with Robert Pearson**
  - D. **Matters from the County Manager**
    - 1. **Update on Various Issues**
    - 2. **Consideration of Authorization to Publish Title and General Summary of an Ordinance Imposing 1/16 Percent County Gross Receipt Tax**
  - E. **Matters from the County Attorney**
    - 1. **Executive Session**
      - a. **Discussion of Pending or Threatened Litigation**
      - b. **Limited Personnel Issues**
      - c. **Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights**

**XIV. ADJOURNMENT**

The County of Santa Fe makes every practical effort to assure that its meetings and programs are accessible to the physically challenged. Physically challenged individuals should contact Santa Fe County in advance to discuss any special needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).

SFC CLERK RECORDED 08/23/2005

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

**June 28, 2005**

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 10:10 a.m. by Chairman Mike Anaya, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Following the Pledge of Allegiance, roll was called by Deputy County Clerk Shirley Hooper Garcia and indicated the presence of a quorum as follows:

**Members Present:**

Commissioner Mike Anaya, Chairman  
Commissioner Harry Montoya, Vice Chairman  
Commissioner Paul Campos  
Commissioner Jack Sullivan  
Commissioner Virginia Vigil

**Members Absent:**

[None]

**V. Invocation**

An invocation was given by Brendalyn Bachelor of the Unity Santa Fe Church.

**VI. Approval of the Agenda**

- A. Amendments**
- B. Tabled or withdrawn items**
- C. Consent Calendar: Withdrawals**

ROMAN ABEYTA (Deputy County Manager): Thank you, Mr. Chairman. Under IX. E, that's been withdrawn. Under XII. Consent Calendar, item G was previously noted as withdrawn, but that will be heard. Under Consent Calendar still, XII. AA, that was also previously noted as withdrawn. That will be heard. Item BB was previously noted as withdrawn, but that will actually be tabled. Then under Consent Calendar XII. II is withdrawn

SFC CLERK RECORDED 08/23/2005

and we added a KK.

Under XIII, Staff and Elected Official Items, A. 1, that has been tabled. Staff is requesting that item B. 1 be moved to Matters from the Commission as this resolution is sponsored by Chairman Anaya. And the last amendment is item XIII. C. 2 has been tabled. Those are the amendments, Mr. Chairman.

COMMISSIONER MONTOYA: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: I'd like to ask that item X. B be moved right after Matters of Public Concern, prior to Matters from the Commission.

CHAIRMAN ANAYA: Okay. Any other changes? Commissioner Sullivan.

COMMISSIONER SULLIVAN: On the Consent Calendar, I'd like to look at item L, item U, and item X.

CHAIRMAN ANAYA: Any other changes? Hearing none, I think I got it all. If we want to repeat it we can. If not -

COMMISSIONER MONTOYA: Move for approval as amended, Mr. Chairman.

COMMISSIONER CAMPOS: Second.

CHAIRMAN ANAYA: Move for approval and second. Any more discussion?

**The motion to approve the agenda as amended passed by unanimous [5-0] voice vote.**

**VII. Approval of Minutes**

**A. May 24, 2005**

COMMISSIONER MONTOYA: Mr. Chairman, I have a couple of amendments, typographical.

COMMISSIONER SULLIVAN: I have some as well, Mr. Chairman.

CHAIRMAN ANAYA: And so does Commissioner Vigil.

COMMISSIONER VIGIL: I do.

CHAIRMAN ANAYA: So is there a motion to approve the minutes as amended?

COMMISSIONER CAMPOS: So moved.

COMMISSIONER MONTOYA: Second.

CHAIRMAN ANAYA: Motion and second. Any more discussion?

**The motion to approve the May 24<sup>th</sup> minutes as amended passed by unanimous [5-0] voice vote.**



**VIII. Matters of Public Concern – Non-Action Items**

CHAIRMAN ANAYA: Is there anybody in the public that would like to address the Commission on any concerns that you might have in Santa Fe County? Go ahead and come forward, sir.

DELANO GARCIA: Thank you, Mr. Chairman, Commissioners. I'm Delano Garcia. I'm director of government affairs, liaison with New Mexico National Guard. We're here and concerned about the request item XIII. C, Request approval for rate increases in the water usage. We have our energy manager with us today. When that item comes up we would speak on behalf of that particular item.

CHAIRMAN ANAYA: Okay. Is there anything else you want to add, Mr. Garcia?

MR. GARCIA: Not until the item comes up.

CHAIRMAN ANAYA: Okay. Thank you. Is there anyone else who would like to speak under Matters of Public Concern?

**X. Presentations**

**B. Presentation Recognizing the Pojoaque Elks Baseball Team for Winning the State Championship**

COMMISSIONER MONTOYA: Thank you, Mr. Chairman. We have with us this morning some of the players as well as the head coach for the Pojoaque Elks. I'd like to first of all read a proclamation as well as the athletic director, read a proclamation and then we have a short video clip that was put together by Coach Brian Ainsworth and then have a presentation of certificates. So I'll start with the reading of the proclamation. Which reads:

Whereas, the community of Santa Fe County recognizes the efforts of youth in our public school system and encourages them to partake in productive activities which are rewarding to the individual as well as the community. Extracurricular activities promote character and encourage dedication and teamwork. Dedication and hard work result in success; and

Whereas, the Pojoaque Elks are recognized for their outstanding performance in baseball, earning an exceptional 21-7 record during the 2005 baseball season; and

Whereas, the Pojoaque Elks proved their commitment and skill in competing at the New Mexico State Baseball District 2 Class AAA Boys State Baseball Tournament, leading their team to victory for the class AAA State Baseball Championship, Pojoaque's first title game since 1984; and

Whereas, Santa Fe County recognizes the young student athletes and the coaching staff of Pojoaque High School who worked hard to play their very best this season;

Now, therefore, the Santa Fe County Board of County Commissioners proclaims today, the 28<sup>th</sup> of June, 2005, Pojoaque High School Elks Day throughout Santa Fe County.

So if we could have the clip run now.

[A video presentation followed.]

COMMISSIONER MONTOYA: Coach Rene Roque, is he here? Okay. Coach Anthony Alarid? I see Coach Alarid here. Coach Jonathan Cordova, Coach Patrick Sullivan, Coach James Giron. Athletic Director Matt Martinez, Coach Martinez, good job. Manage Jessica Martinez, did Jessica make it this morning? Manager Feliciano Romero. Okay. Will Prescott, Will's not here. Tommy Holder, you're a junior, right? Tommy will be back next year. Ryan Gonzales, I don't see Ryan. Aaron Maestas, Jason Martinez, Davey Moya, Randall Ortega, Antonio Oyenque, Tomas Romero, Juan Sanchez – Juan's one of the seniors we're going to miss. David Sullivan, good job, David. Juan Trevisto, Brian Trujillo, and Brian Valdez. Congratulations, Brian.

Coach Ainsworth, would you like to say a little something with the opportunity here?

BRIAN AINSWORTH: Commissioners, members of the Commission, I really appreciate the recognition that you've put forth today. These gentlemen have put in a lot of hard work over the past year and it's really rewarding when your dreams finally come true. I've told these kids a long time, I graduated from Clovis High School, so this is kind of an old thing for me. We won three when I was in school. But it's a recognition that brings the community, brings to the county praise and honor and it was a big part and I thank you again for recognizing the ball club today.

COMMISSIONER MONTOYA: Coach Martinez, you have an opportunity as well.

COACH MARTINEZ: Thank you. On behalf of Pojoaque Valley Schools, we'd like to thank the Santa Fe Commission for recognizing our youth and our team. This is an awesome year for baseball for Pojoaque High School. This is an awesome group of kids and an awesome – we have a two-senior group. Juan is one of them and they did an awesome job the last four or five years. So again, we'd like to thank you and thank you for recognizing Pojoaque High School as the 2005 baseball champions. Again, thank you Harry Montoya for recognizing us as well.

COMMISSIONER MONTOYA: My pleasure.

CHAIRMAN ANAYA: Congratulations, Pojoaque Elks. Thanks, Commissioner, for bringing them forward.

COMMISSIONER MONTOYA: Thank you.

**IX. Matters from the Commission**

- A. Resolution 2005-83. A Resolution Urging Congress to Reject Plans to Privatize Social Security by Cutting Social Security's Guaranteed Benefits and Diverting Money Out of Social Security into Private Investment Accounts (Commissioner Montoya)**

COMMISSIONER MONTOYA: Mr. Chairman, this resolution is one of the issues that the National Association of Counties has requested other counties throughout the

country to participate in and that is the urging of Congress to reject plans to privatize social security by cutting social securities guaranteed benefits and diverting money out of social security into private investment accounts. So that is the essence of this particular resolution and I move for approval.

CHAIRMAN ANAYA: Okay, there's been a motion. Is there a second? I'll second it for discussion. Any discussion? Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Chairman, notwithstanding whether this is or isn't a good idea, and I've been trying to follow this social security initiative as it's gone through the political process, and I believe that the latest I've heard is that it's becoming less and less part of the president's plan, but nonetheless, my concern is that resolutions of this sort over which we have no control and over which we have no jurisdiction are not resolutions that are appropriate either to NACo or to the County. We've been asked to pass resolutions on capital punishment and nuclear issues and I think this falls in that category, so I'm not in favor of it, not from the standpoint of my being for or against private investment accounts, but rather because I don't feel it should be part of the County's agenda.

CHAIRMAN ANAYA: Any more discussion?

**The motion to approve Resolution 2005-83 passed by majority 4-1 voice vote with Commissioner Sullivan voting against.**

**IX. B. Resolution 2005-84. A Resolution Authorizing Appointment of Official Representatives from Santa Fe County to The Espanola Regional Basin Planning Issues Forum "the EBRPIF" (Commissioner Montoya)**

COMMISSIONER MONTOYA: Mr. Chairman, this resolution is requesting appointment of official representatives to the Española Basin Regional Planning Issues Forum. This is an intergovernmental effort that has been going on since the inception of the intergovernmental summit that began back in 2001. What this resolution is requesting, Mr. Chairman, is that myself and Gerald Gonzalez, our manager, be appointed as the official representatives for this planning forum. I move for approval.

CHAIRMAN ANAYA: There's a motion for approval. Is there a second?

COMMISSIONER SULLIVAN: Second.

CHAIRMAN ANAYA: Motion and a second. Any discussion?

COMMISSIONER CAMPOS: I had a couple of questions.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Commissioner Montoya, you're asking for the appointment of Gerald Gonzalez. How much time - the more we spread Gerald out the less effective he can be on the big picture. I know this is a big picture item, but I'm concerned about that. I'm also concerned about any product that we've had since 2001

from this effort. I know it's been important as a discussion but could you update us on that?

COMMISSIONER MONTOYA: Sure, Mr. Chairman. I think that the time element that we're looking at here is two to three hours a month from Mr. Gonzalez as well as myself. The process in terms of where we're at right now is in the development of protocols between all of the governments that are participating which includes Rio Arriba County, the City of Española, City of Santa Fe, as well as six different pueblos. So essentially we're at the point now where really the protocol is the important piece that's being developed as to how we're going to interact government to government. Gerald, is there anything you wanted to add to that?

GERALD GONZALEZ (County Manager): Just that I think it's important that we have a continuing presence and this assures it. It also sets an example for the other participants so they also will send their representatives which will allow us to continue the movement of this organization.

COMMISSIONER MONTOYA: And Mr. Chairman, I guess the other thing that I would add, Commissioner Campos, is that Gerald's presence has been one of stability, I think, for the entire group in moving it forward as well. I think his leadership there has been critical for this group to continue to move forward.

COMMISSIONER CAMPOS: Another question. When you talk about the intergovernmental summit, are those the tribal summits also?

COMMISSIONER MONTOYA: Yes, sir.

COMMISSIONER CAMPOS: Okay. Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Thank you. Any more discussion?

**The motion to approve Resolution 2005-84 passed by unanimous [5-0] voice vote.**

**IX. C. Resolution 2005-85. A Resolution Endorsing and Supporting Governor Richardson's Investment Partnership II /GRIP II (Commissioner Montoya)**

COMMISSIONER MONTOYA: Mr. Chairman, this is a resolution that was brought forth at the New Mexico Association of Counties board meeting that we had a couple of weeks ago. That board endorsed Governor Richardson's investment partnership II. The original one is completed and he's begun another project in which my understanding is that each county is going to be requested to submit to the state, more than likely the DFA, the top three priorities in terms of what we see needing to be done as part of this GRIP II initiative.

So I would just move for approval of this resolution in support of the GRIP II project.

CHAIRMAN ANAYA: There's been a motion. Is there a second?

COMMISSIONER VIGIL: Second.

CHAIRMAN ANAYA: Motion and a second. Any discussion?

COMMISSIONER VIGIL: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: I received an e-mail, and I'll refer this to Roman. On July 12<sup>th</sup> they're conducting a meeting at Northern New Mexico Community College and they've asked County officials to participate in that. And I understand that that meeting is to look at the prioritization of projects for the GRIP II, and I'm not familiar with the fact that any of the other Commissioners have received any information on that. I plan to attend and I know that either Roman or Gerald will be there. I think it's important that we have a presence.

I was curious that Santa Fe was not included as one of the sites for those visitations, at least in the e-mail I received, but the closest one that we have, I believe is July 12<sup>th</sup> at 1:00 at Northern New Mexico Community College. I just wanted to bring that information up for the Commission because I think it's important that we be a part of this process and help identify those three top priorities for Santa Fe County and through our presence I think we'll be able to better meet the needs of the residents and tap into the GRIP II resources.

CHAIRMAN ANAYA: Okay. Thank you, Commissioner Vigil. Any other comments?

COMMISSIONER CAMPOS: Just a question.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Commissioner Montoya, the source of this money, has the governor identified it?

COMMISSIONER MONTOYA: This, to my knowledge has been coming from the general fund.

COMMISSIONER CAMPOS: The general fund.

COMMISSIONER MONTOYA: Yes.

COMMISSIONER CAMPOS: So it seems to me any time we take money out of the general fund for anything we're competing with each other. We have other projects. I know GRIP II is important. Do you know how much money is going to be taken out of the general fund?

COMMISSIONER MONTOYA: For this particular one, until I think all of the priorities have been identified throughout the state, I don't think there's been, to my knowledge, any figure that has been targeted for this particular GRIP II.

COMMISSIONER CAMPOS: Thank you, Mr. Chairman.

**The motion to approve Resolution 2005-85 passed by unanimous [5-0] voice vote.**

**IX. D. Resolution 2005-86. A Resolution Calling for Santa Fe County to Stand For Children: A Fair Chance For Every Child (Commissioner Vigil)**

COMMISSIONER VIGIL: Thank you, Mr. Chairman, and I would like to ask Edy and Nancy and whoever's here from Maternal Child and Health to please sit up front in this front row. This will not be the first time that this Commission has endorsed this resolution, Mr. Chairman, members of the Commission. A resolution calling for Santa Fe County to stand for children and a fair chance for every child. It is my strong belief that if Santa Fe County continues to create this support system and perhaps even a stronger support system for the Maternal Child and Health program we will be moving in the direction of a stronger and healthier community.

As you know, our state is trying to create an emphasis in early childhood too. Maternal Child and health has been in existence, Edy, for how long now? Since 1992. And the volunteers that have worked with Maternal Child and Health since then have created a focus that every community in the United States should and that's creating the support systems, the programs and the projects that help mothers and their infants, in particular the program that has been noteworthy most recently here in Santa Fe County is the home visitation program that Maternal Child and Health has initiated.

I was at a conference that Maternal Child and Health conducted about two or three years ago and there was a renowned national speaker there who said that even our public schools need to start paying more attention to mental health and the nurturing issues that our children experience. Indeed, the most recent book that has alarmed me with regard to how much our society really needs to create a stronger focus on early childhood is the book called *Ghosts in the Nursery* where studies were done with inmates throughout the United States. There was a strong link and correlation to the lack of nurturing and naturing that needed to be done to these inmates and the outcomes are glaringly showing in societal ills so I commend Edy. I commend Nancy and the executive director of Maternal Child and Health, and I'm so sorry, your name is escaping me. I've met you several times. Would you please state it for the record. Christy Redinol. And all the volunteers that have ever worked with Maternal Child and Health, and of course this Commission who has created a support under our new health division and the Health Policy and Planning Commission. I hope that the focus remains with Maternal Child and Health, and the history and the success they have had. With that, Mr. Chairman, I move that we approve this resolution.

COMMISSIONER CAMPOS: Second.

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

**The motion to approve Resolution 2005-86 passed by unanimous [4-0] voice vote.  
[Commissioner Montoya was not present for this action.]**

CHAIRMAN ANAYA: If it's okay with the Board, they moved, under Land Use Department, the resolution under B.1 to Matters from the Commission, but I think it would

be more appropriate to hear it after the presentation of the Galisteo Watershed Partnership. So if I could just go right into Matters from the Commission, then we'll do the presentation.  
Commissioner Vigil.

COMMISSIONER VIGIL: Thank you, Mr. Chairman. I believe I just wanted to announce to the Commission, to the general public and to the televised audience that this July 4<sup>th</sup> the United Way is again sponsoring the pancake breakfast. There is still a need for volunteers. They need to fill volunteer positions for the shifts of 9:30 to 12:30. 982-2002 is the number you can call if you'd like to volunteer. This is a long-standing community event. Many participants in Santa Fe County have been a part of it for quite some time.

I also, and I think we'll probably hear later on in the meeting that tomorrow at 3:00 at our County Health Office, the Health Department Office off of Galisteo Street, we will be having an event, the groundbreaking, so to speak, of our mobile healthcare van. This is a project that Santa Fe County has been working on for at least seven years that I know of and would like to invite the public to that groundbreaking ceremony. This healthcare van will be visiting many of the areas of the county that residents are at where they are within the rural area of the county and don't have as much access to healthcare or health screenings which the van is specific for, and hopefully address one of the issues our Health Policy and Planning Commission has brought to the light of the Commission involves access to health. So I'm looking forward to the outcome of that healthcare van and invite everyone to be at the opening ceremonies, 3:00 tomorrow at Galisteo Street. And Steve, could you just name the address real quick. 2052 South Galisteo. Thank you, and that's it for me, Mr. Chairman.

CHAIRMAN ANAYA: Thank you, Commissioner Vigil. Commissioner Campos.

COMMISSIONER CAMPOS: Nothing today, sir.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Chairman, just a follow-up on Commissioner Vigil's announcement for the July 4<sup>th</sup> event on the plaza. If you would like to hear some Souza marches and Fourth of July appropriate music, the Santa Fe Community band will be playing at 8:30 in the morning until 9:30. So you're welcome to come. It's free. Also, if you would like to see classic and vintage automobiles, the Santa Fe Vintage Car Club will be displaying its cars on Lincoln and the surrounding areas as they always do on the Fourth of July. So we encourage everyone to get down to the plaza early before the lines get too long and hear some good music, followed by the traditional speeches. Get there early to hear the music.

Finally, I'd just like to offer some congratulations and good luck to the Catholic Diocese. They had Sunday their groundbreaking for the Santo Nino Elementary and kindergarten school out in the Community College District at the Santa Maria de la Paz Church and they're undertaking a \$10.5 million project out there for a new regional school for K through 6. We on the Commission of course wish them all the best of luck in that endeavor. That's all I had, Mr. Chairman.

CHAIRMAN ANAYA: Thank you, Commissioner Sullivan. Commissioner Montoya.

COMMISSIONER MONTROYA: Thank you, Mr. Chairman, just a couple items. Just wanted to inform people that we're going to be meeting again, hopefully this afternoon at 4:30, depending on what time we get out here, with the Española Hospital board. They requested some time back that we meet with the full board regarding the memorandum of understanding that we've had with them in the past which they have continued to state that we have been negligent in our obligation to them on that. So hopefully, this afternoon, once and for all we can get that behind us by meeting with the full board as opposed to just a couple of their board members and their administrator.

And then this Thursday at 4:00 we're having the Buckman Direct Diversion project board meeting at which hopefully we will come to a consensus on the appointment of a fifth member, so again, that's this Thursday at 4:00. And the last thing, Mr. Chairman, I'd just like to wish everyone a happy Fourth of July. Have a safe and joyful weekend.

CHAIRMAN ANAYA: Thank you, Commissioner Montoya. I wanted to kind of talk to the Board a little bit about our water and wastewater projects. I know we've got a set of money out there that I believe - how much money do we have for water and wastewater projects? Gerald or Roman?

MR. GONZALEZ: The total amount that was bonded for was \$51 million, of which a minimum of \$30 million would be dedicated to the Buckman Direct Diversion project and the remaining balance, it would depend on whether more was needed for Buckman or not, but the balance is approximately \$21 million.

CHAIRMAN ANAYA: Okay, so I was thinking and maybe if the Board would agree to it maybe staff could look into it, would take that \$21 million and divide it up into portions would go to water projects of that money and portions would go to wastewater projects, so that we don't just do water projects with that money. I don't know if we want to divide it up equally or I guess staff could look at it. But I don't know how the Board feels about that since we have both water and wastewater projects out there that are going to be coming forward for some of these monies. And I open it up for any questions. If we had it or if we'd like to just let staff look at that. Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Chairman, I think we have been looking at both water and wastewater projects. Are you concerned that we're not focusing sufficiently on wastewater projects?

CHAIRMAN ANAYA: No, no. I'm saying maybe we should divide the money up so just for an example, \$10 million would be for wastewater projects and \$11 million would be for water projects. And that's what I'm asking the Board. Do we want to divide that money up?

COMMISSIONER CAMPOS: I have no guidance. Would you guide us?

MR. GONZALEZ: Mr. Chairman, members of the Board, the difficulty with the \$21 million is that that was dedicated specifically to water projects and probably does not cover wastewater. So wastewater would have to come out of the GRT. We can do a separate funding source for that is what I understand. Susan.

CHAIRMAN ANAYA: Maybe we can get clarification on that.



SUSAN LUCERO (Finance Director): Mr. Chairman, members of the Board, the way the bond was written it was for water projects only, and you have flexibility within the capital outlay GRT because that is for water and wastewater projects. But what went to the voters for the bond is strictly for water projects.

CHAIRMAN ANAYA: Okay. So then we'll take it to the capital outlay GRT. And how much money do we have there for water and wastewater?

MS. LUCERO: The annual stream of money, if you will, that goes into and is dedicated towards water projects, water and wastewater on an annual basis is right now as it stands is \$3 million. Because another \$3 million goes to City/County regional water and wastewater projects.

CHAIRMAN ANAYA: Okay, so I guess my question would be do we want to divide that \$3 million up into water and wastewater projects, or do we want to just leave it in one lump and as people come forward they take the money out as they need it. I'd like to see a certain part of half or at least set aside for wastewater projects. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Chairman, I think we can do that but I think the first step that we need to get completed is this issue of how do we interact with the recipient entity. The same question came up in Eldorado. The County can't loan money and the County can't grant money. So I know in La Cienega it was brought up and some of the board felt that they didn't want the County involved in their water system. But they may think differently about that when they need the money. We've got to come up with a legal mechanism where we can participate as part owners or partners in order to be able to pass that money on with no strings attached. Mr. Ross, correct me if I'm wrong, are we still grappling with that issue at the staff level?

STEVE ROSS (County Attorney): Mr. Chairman, Commissioner Sullivan, we are still working with some of those issues, but we have a number of models which we can use for structuring transactions like that, one of which was the transaction which was not approved with the Eldorado Area Water and Sanitation District and we're currently working, I'm working with Mr. Wust on a model that might work for La Cienega and I think essentially, if you structure it as a partnership with some County interest you avoid all the pitfalls we were discussing last winter.

Pretty soon we'll have another model that we're developing with La Cienega which we compare with the model we developed earlier for Eldorado and have a couple models for you to look at and certainly the number of models is only limited by our imagination. But the basic element has to be a partnership/ownership interest. I think preferably a partnership.

COMMISSIONER SULLIVAN: I think what the communities have to realize statutorily is that we're in a little different situation than the state which doles out our tax money back to us and says here's so many hundreds of thousands of dollars for your project or your project, based on whatever the political priorities are at the legislature that year. We have some other constraints. But I think also, we have some other interests in terms of looking at a regional approach to water and a regional approach to wastewater.

We've never indicated that we want to take over any water or wastewater system but we

have indicated that we can participate in economies of scale in helping with large capital improvements and transmission mains and storage facilities and water rights and all of the components that these smaller communities can't afford but have to have ultimately for their system. So I think that's the scope and the general direction that I hope we can go so we're legal enough to do this.

Once we've come up with these models then I think the time is there to continue to look at what help we can give to Eldorado, to Edgewood, to the northern communities. I think the presentation Edgewood made on their sewer system was a good one. They have a valid claim to some of our tax dollars just as do other communities and we should be able to help them but I think they also need to understand that we want to be an active partner, which means we have a continual part in the process, in the evolving process of their utility development. And if they can come to that understanding and agreement then I think Mr. Ross can come up and hammer out an agreement that will keep us legally where we want to be.

MR. GONZALEZ: Mr. Chairman, Commissioner Sullivan and other Commissioners, we also have circulating internally a draft analyzing what potential factors the Commission might want to weigh in terms of looking at both water and wastewater projects in the future. It might be the subject of a near-term future study session for the Commission so we could get your feedback, circulate a copy of this so you can take a look at the different factors and then sit down and see if we couldn't put together something that was coherent in terms of how we would move forward in the future.

CHAIRMAN ANAYA: Okay. I thought maybe if we had the money set aside for wastewater then we could tap out of that particular - but that's something we could look into. I'd also like to wish everybody a happy Fourth of July and be safe and no fires, I think. Right? Although I'm going to have a big bonfire at the house so come on over.

COMMISSIONER MONTOYA: Mr. Chairman, just kind of to the point that was just being discussed, in the past we've had retreats regarding the County Commission and staff as to prioritizing issues. Are we projecting to having something like that in the near future? I think it's been in August in the past two years.

MR. GONZALEZ: In terms of a strategic planning kind of retreat as we did?

COMMISSIONER MONTOYA: Yes, yes.

MR. GONZALEZ: We're looking to do that again this year. The process seems to be working very well. There's probably a lot of tweaking we can do and improve it, but we've been tracking those. Roman has taken on the internal staffing of tracking those priorities that we set and my hope is that we can continue that process and build on it. In fact there's been some discussion at the staff level of maybe even the need to do something twice a year rather than just once a year to keep things on track. So we are headed for, I think we're looking at the August, September timeline just like we did last year and just keep doing it on a continuing basis.

COMMISSIONER MONTOYA: Mr. Chairman, I guess I would just suggest that as soon as we can let's try and nail some dates down because I know it's coming up pretty soon.

MR. GONZALEZ: Be glad to do that.

COMMISSIONER MONTOYA: Thank you.

CHAIRMAN ANAYA: And I'll have to give you my hunting schedule so you can work around that.

**X. A. A Presentation by Elaine Sullivan of the Independent Business and Community Alliance**

COMMISSIONER MONTOYA: Mr. Chairman, I had requested this. I think this is something that is good for the Commissioners to understand exactly what the Santa Fe Alliance is doing in terms of promoting some work that they do with independent businesses within the community. We have Elaine Sullivan who is one of the board members that I met with as well as Arthur Padilla and David Caseman. So whoever, I think Mr. Padilla, if you'd like to go first.

ARTHUR PADILLA: Good morning, Commissioners. Nice to be here. Actually, it's been really nice to be here to tell you the truth. I was born and raised in Santa Fe so a lot of you are familiar faces. I don't really know you very well but it's familiar faces and it's very nice to see you all up here doing the community work. My name is Arthur Padilla and I am the owner of the Route 66 Sandwich Company and I've been away from Santa Fe for about 20 years and I decided to come back home, be with my family, and so on and so forth. One of the things that happened when I first got here is I took over an existing business and I immediately began doing what they were doing with regard to purchasing and vendors and so on and so forth.

It became very clear to me very shortly after I started, I hooked up with the Business Alliance and it became very clear that something was a little amiss with regard to what I was doing and why I doing it and what my motivation was. It turned out, after I had a conversation with Mr. Caseman in fact that I spent about \$4,000 a month at Sam's Club and what it turned out to be was that I was investing in Rogers, Arkansas to be honest. I was spending my money elsewhere. What that really made me focus on or bring some attention to was the fact that I had been saying one thing and doing another and I really needed to bring my values and my ethics together and get some perspective on what I was doing and what was happening.

The Business Alliance facilitated that process because they provided me with a huge amount of education regarding spending. What happens when I spend a dollar here and spend it locally. What happens to the local revenue, as opposed to spending a dollar at a corporate or an organization or a company that is outside of the state, that is not local. Some examples are if I spend a dollar here and it's spent locally, then all of the people that I'm supporting - staff, and they're outsourcing their accountants, PR people, anything, what I'm doing is I'm allowing them to spend that money locally and there's a ripple effect. And that's significant. The ripple effect is significant.

If I go to a larger store, and specifically because I'm a restaurant, what I was doing was

going to Sam's Club to buy all of the produce and so on and so forth, I was spending about 15 cents out of every dollar was staying local and the other 85 cents was immediately being sent away to their accountants, to the corporate office, taxes, everything, everything. So the revenue was significant. So I had to make that switch. And that's one of the reasons I'm really invested in the Business Alliance is because we're really working at getting businesses and community members to take that conversation very seriously. To look at how spending locally, how that really impacts investing locally, how keeping your dollars local has a ramification and it's an economic development perspective that is not so common anymore. We've moved to a corporate world and we've kind of lost that perspective. And it has impact in a huge number of ways.

One of the most significant ways is some of those places that stay the way they are. There's Johnny's Market up on Don Miguel. That's where my family's from. And they've been there forever. And all of those community members support them and that money stays in the community and they're able to maintain their store. Again, they've been there, I don't know, since my mother was three. I'm not going to tell you how long that was because she'd be very angry at me for telling you also. But nonetheless, that's really important and there's something really nice about that. There's something really beautiful about that, maintaining a commitment to that and so that's really why I became excited about the Business Alliance and how it's impacted me in my own business. Thank you.

CHAIRMAN ANAYA: Thank you.

DAVID CASEMAN: Mr. Chairman, Commissioners, thank you for taking the time to hear what the alliance has been doing. We started a little over two years ago and we put our first directory out in May of 2003 with 235 businesses that joined over a period of about three months. Now, we're at over 600 businesses and we have a directory coming out in the next few days. So we've grown very rapidly and the reason for this growth is that small, locally owned independent businesses are very concerned about what's happening to them, as well as the City and other leaders are finding that the study that we did in November 2003 with Angelou Economics, where they pointed out that the most important asset in our community is our locally owned, independent business. They're the largest employer. They create the best jobs. They create more tax revenue per dollar and they give back more to non-profit organizations in the community.

They're under attack by large corporations that are moving into the area and our study found that we're losing our independent businesses at a rate 2.5 times faster than the national average. If this continues, our tax revenue that we have coming into the city is in jeopardy as well as good jobs. So some of the things that the alliance is trying to do is to point attention to the importance of locally owned independent businesses. And if you read your papers over the next couple of days you'll find ads that are running that say win over \$15,000 worth of prizes.

We've put together this card where you go around, residents go around and get ten signatures from locally owned, independent businesses, and they can win up to \$500 in free gas from Brewer Oil Company, \$250 from Sangre de Cristo Mountain Works, over 100 different prizes. Then, on July 7<sup>th</sup>, we're following up the July 4<sup>th</sup> event with July 7<sup>th</sup>, Locals on the

Plaza, where over 60 businesses will be displaying their goods and services. We'll also be there honoring the oldest businesses in Santa Fe, and you'll see again more of that in the papers. We're getting some articles written as well as ads run. And we'll be honoring the oldest businesses there with photographs of their businesses.

We hope that you will come and enjoy the day with us. It's from 3:00 to 8:00 that day. There will be the regular music on the plaza from 6:00 until 8:00. So these are just some of the things we're doing to pay attention to the local businesses and certainly we see it as a regional movement. It's not just about the City of Santa Fe. We're working with the Regional Development Corporation with the farmers, and we're bringing a locally sourced menu item to restaurants here in Santa Fe. It will kick off in August and we're really concentrating on creating more market for locally produced products that are grown by our farmers in the bio-region. So again, thank you for the time today and we'll have Elaine close.

ELAINE SULLIVAN: I'd like to just add a bit more to what Arthur Padilla said about the impact of shopping at locally owned businesses and how that relates to gross receipts taxes. The independent studies that have so far been done are consistent in their results and there will be more of them because more and more communities are noticing what's happening in their community in relation to the locally owned businesses and the chain stores and they are alarmed at what they're seeing. So what we know so far is the consistent results say that if you spend \$100 at a locally owned business, 45 percent of that money stays in the community for at least one more change of hands.

Contrast that to if you spend that same \$100 at a chain store, 87 percent of that money leaves the city after that first transaction and goes to some corporate headquarters. Now what that means is it's more than three times as much difference. What it means is that as soon as the money leaves this community, not only can it not continue to improve our economic activity by changing hands, changing hands, changing hands in this community, but in addition, it's no longer here for it to be charged gross receipts taxes. And although taxes is a bad word to lots of people, you know and we know that it is what pays for public services that we highly value. As soon as that \$87 out of \$100 goes to some other part of the United States, it's no longer here to change hands and be taxed and support our public services. Very important subject.

We have I think a couple more minutes of your time and I'd like to open it to questions.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Ms. Sullivan, how do you change the mindset? How does the local community or local businesses compete with Walmart?

MS. SULLIVAN: If we had an easy answer to that, Commissioner, certainly we'd be famous and we'd be making a lot of social change happen. Arthur Padilla has helped us with this, partly because, in addition to his being a small business owner he has life experience that has to do with behavior modification, and slowly we are learning how to educate, how to get the attention of a broad range of diverse residents of Santa Fe, and help them understand the values that really matter to each individual and family, how it impacts our community if we support our locally owned businesses. It is not a quick process. We do not

expect it to happen quickly, but we are learning as we go about how to get attention.

Partly it is a difficult process because the chain stores have so much money to use for advertising. And what we're just trying to do is level the playing field. We're trying to help people to notice their independent businesses and to know what it means to this community if they support them.

COMMISSIONER CAMPOS: I understand your premise and it's a good argument. Keep the money in the community and keep it turning. But it's a tough thing to do.

MS. SULLIVAN: It is tough.

COMMISSIONER CAMPOS: There's a huge mindset out there and the people will say, well the bottom line is it's the cheapest place in town.

MS. SULLIVAN: That is one of the myths about chain store shopping, that it will always be a cheaper price, and it's one of the myths that we have to dispel and we are in the process of learning how to do that. We want people to work within their budgets. We would not challenge a person to not be fiscally responsible for their own household. But it is a myth that you always spend more. And we have so much anecdotal information plus studies all over the country are indicating that advertising teaches us that chain stores will have the lowest prices and sometimes it is just not true. Often it is not true. We have to help people see that.

COMMISSIONER CAMPOS: What position are you taking with the City in relation to the super Walmart that's been planned presently?

MS. SULLIVAN: We are working with a collaboration of other organizations and our goal again is education. What we believe is that if people have the information they will make informed, wise choices. So what we're trying to do again is to dispel the myth and Walmart – there are a number of myths that surround Walmart. So as we tell people to read studies that have been done in other communities, talk to people who have personal experience, we will spread the word about what really is the cost to our community of a super store. It's a big cost.

COMMISSIONER CAMPOS: I agree. Thank you very much. Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Thank you, Ms. Sullivan for your work in this field. I think the County can do more as well in its procurement and so can the City. I suggested before, I believe we have a new procurement officer in the County so maybe we'll be making some changes in this regard, that for example, under the professional services selection that we go through frequently that the weightings, that there be some weightings given to local engineers, architects, surveyors, landscape architects, attorneys, and other professionals that we hire all the time for County business. And that's totally in line with the procurement code. We can and should do that.

We can't make that all of the selection criteria but we can make it one component of the criteria and currently we're not making it any component of the criteria. Then, when it gets to the procurement of goods as opposed to services we're a little more constrained because we have to take the low bidder on goods, but by the same token we haven't done a very good job

in communicating to local businesses that these procurements are there. We have a website but very often that doesn't provide timely information to a local business. And how would a local business know if they're selling a commodity to go on the website and look for this procurement which usually only lasts for 15 days or so.

It's very difficult to keep lists and databases of these but we send out sometimes 20, 30 invitations to people who have responded before and staff knows, and we'll get maybe two or three back. So that indicates to me that we're not still blanketing the community, telling the community that we have these procurements going on. Whether they're pencils or computers or what they are, we can purchase those locally and we should purchase those locally. I think in many cases the local provider either doesn't know about it or perhaps feels, perhaps rightly so, that there's too much red tape involved in doing a bid with the County.

So we have some work to do and I'm hopeful, Gerald, in our strategic planning that we can look at this procurement and place the emphasis where we should be placing it, getting good quality products for the public, but also having this relationship with a local business, where if something goes wrong we can go back to them and say, this product is defective and we want that rectified and we know it will be, as opposed to dealing with corporations some place else. I'm concerned about this and I know the Commission is too of what you're doing and I'm just saying that we as a County have a ways to go to implement that.

MS. SULLIVAN: I am so excited to hear you, Commissioner Sullivan, talking about this because I think it has so much impact. Our hope is to be a resource to you, to be a resource at the state level. What is very clear to us and it sounds like to you is that what sometimes looks like it's a cost savings, when you look more in depth at what is the cost to the community and to the locally owned businesses it can be quite a deficit instead of a savings.

COMMISSIONER SULLIVAN: Thank you.

MS. SULLIVAN: And if there's a way that we can help in spreading the word, because I agree with you. What we're learning about locally owned businesses is the business owners are so busy that to go to a website, etc., is not always realistic, so we have to find a way that is business-friendly for them to get the information.

COMMISSIONER SULLIVAN: Perhaps if you could have some dialogue with our procurement office. We have a new procurement official who is from Los Alamos and who knows the field, knows the business, knows the law, that we can develop a database here or this procedure where we can be more communicative with local businesses and tell them what we're buying. We spend over \$40 million a year just on running this general fund that we use to operate and a great portion of that should go to local businesses.

MS. SULLIVAN: We'd be happy to collaborate with you.

COMMISSIONER SULLIVAN: Great. Thank you.

MS. SULLIVAN: Thank you, Mr. Chairman and Commissioners.

CHAIRMAN ANAYA: Any other comments? Thank you very much for being here. Appreciate that.

COMMISSIONER MONTOYA: Thank you, Mr. Chairman. I just wanted to thank Elaine and Arthur and David for being here also because I think the discussion that I had

with Elaine previously and I think it's come forward. We've talked about economic development within Santa Fe County, how we're going to do it. Well, this is certainly another piece of the pie of how we need to look at economic development and keeping the money. We were talking earlier about the gross receipts tax and the impact that it's going to have on our water and wastewater projects. We have to keep that here in the community if we're going to have significant gross receipts taxes to put towards those projects. So I just really want to thank you all for the conscious raising that you're bringing for people in the community and however we can help please let us know.

MR. CASEMAN: You could play our game. We'd love to draw one of your names on the plaza on July 7<sup>th</sup>. I'll leave a few of the cards in the back.

COMMISSIONER MONTOYA: Okay. Thank you, David.

CHAIRMAN ANAYA: I'd like to recognize Councilor Coss for being here with us. He's probably going to speak later on today.

**X. C. Presentation from the Galisteo Watershed Partnership**

BETH MILLS (GIS Department): Good morning. I'd like to thank the Board and particularly Chairman Anaya for the opportunity to speak with you today and to highlight some of the work the Planning Division is doing in collaboration with various federal and state agencies, non-governmental organizations, citizens, landowners and developers in the Galisteo Watershed south of the City of Santa Fe. With me this morning to share in the presentation of some of this work are Jan Willem Jansens from Earthworks Institute, Sam DesGeorges from the BLM Office in Taos, Bob Howard, who is an archeologist with the National Park Service, Ted Harrison from Commonweal Conservancy, and Sigmund Silver representing volunteer and citizen interests in the watershed.

I'll provide a few background remarks before turning things over to them. I direct you attention to the map here. The Galisteo Watershed in south central Santa Fe County is an area of approximately 730 square miles. It's outlined in blue for you there, consisting of primarily high desert grassland and the tributaries and arroyos that drain into Galisteo Creek. The population of the watershed is about 17,000 people living in about 8,000 households. And points on the map that are not looking particularly like points at the moment but more the darkened areas represent individual homes out in the watershed.

The watershed is currently experiencing pressure from suburban and exurban growth from the City of Santa Fe. The economic base for much of the watershed has traditionally been ranching and the area is rich in physical and cultural resources and is a strikingly beautiful landscape. At the risk of turning this into a study session, which I don't intend to do, I wanted to take you just briefly through this chronology of work that's been going on in the watershed to hopefully give the speakers who are going to follow me, give a context for that.

So just to take you as briefly as I can through this chronology I wanted to go back to 1998 when the County voters passed the first general obligation bond to fund the wildlife,



mountains, trails and historic places program. And I started this as a benchmark for County attention out in Galisteo. And at about the same time, Earthworks Institute was beginning education workshops and restoration activities in the Galisteo Watershed separate from County efforts. During the 1990s, the County adopted the growth management plan which designated much of this area as a rural district for planning, and then the County adopted the open land and trails plan in May of 2000.

The COLTPAC committee with the County Open Space program purchased Petroglyph Hill in October of the year 2000. It's one of the sites that's protected under the congressional legislation we're going to be addressing today. The County then went on in 2002 to purchase the Lamy Junction site as part of the open space program. Simultaneously, Earthworks Institute was initiating the first of many community meetings for the Galisteo Watershed Association to work towards writing a restoration action strategy for the area.

And then in 2003 Commonweal Conservancy began working with the Thornton Ranch on plans for conservation-focused development there. Also in 2003 the County resolution creating the San Marcos District community planning effort was passed by the Commission. All these things were beginning in the minds of the planners here at the County, they were pointing a direction. They felt there was a lot going on in the Galisteo Watershed and we needed to focus some attention.

In February 2004 we convened, along with other partners a meeting at Vista Clara Ranch to determine the vision for the watershed. It was a very successful meeting and we came out of it with an idea about where the common ground was amongst the people who were attending and what the common vision was for the watershed. Also in 2004, Congress passed the Galisteo Basin Archeological Sites Protection Act in March of that year, which some of my partners will be addressing in the presentation. And then later in 2004 we convened another meeting at Vista Clara to follow up on the collaboration that was building for watershed planning and watershed activities.

And out of this came the idea that we wanted to focus on four areas for future work for the partnership and these four areas of focus are transportation, land use, water and the environment. And then this year the advisory committee under BLM leadership has begun work implementing the Galisteo Basin Archeological Sites Protection Act. That will also be addressed this morning. All this work in my mind has been culminating in a charter meeting for the Galisteo Watershed partnership that's coming up next week on July 7, 2005 to which I hope you've all received invitations and I hope you all can join us for that.

I have a few more slides of examples of some of the archeological resource that's out in the basin that the congressional legislation is protecting. This is one of the sites. It's a rock art site at Comanche Gap. Another example of some of the rock art that the legislation has been protecting or will protect. Spectacular site at Pueblo Colorado also in the watershed. This is closer to Galisteo Creek at San Lazaro. The large pueblo I believe is in the southern part of the watershed. More of the rock art that's from San Cristobal.

So I wanted to leave you with those images and a reminder of the tremendous resource that we have at our backdoor. I guess at this point I'd like to turn things over to Jan Willem

Jansens if I might from Earthworks Institute.

CHAIRMAN ANAYA: Thank you, Beth. Good morning, Jan.

JAN WILLEM JANSSENS: Good morning, Mr. Chairman and members of the Board, and thank you, Beth. I'm Jan Willem Janssens, director of Earthworks Institute. Earthworks has been one of the leading coordinators and proponents of the Galisteo Watershed partnerships, and Earthworks has also initiated and coordinated several watershed rehabilitation projects in the Galisteo Watershed for the last eight years, like Beth mentioned. To go back to the definition of watershed here, with the Galisteo Watershed we mean the surface water drainage basin that covers the Santa Fe County and also pieces of eastern Sandoval County, specifically the Santo Domingo there and the east southwestern corner of San Miguel County of Glorieta and Rowe Mesa.

We chose not to use the word basin because the term Galisteo Basin is often used for the geo-hydrological groundwater basin and only partly underlies the watershed area. So we're really strictly talking about a surface drainage basin, as is indicated by the red line on the map. And that's mentioned as 730 square miles or 467,000 acres.

Most of the land and people in the watershed are in Santa Fe County, as the very first map that you saw indicated. The population is concentrated in the northern part of the watershed. About 29 percent of the area, or 135,000 acres, is public and tribal lands. On this map, it's all the colored lands. Green is Forest Service land, blue is state land, yellow is BLM land, the pink is Army Corps of Engineers, and the tribal land is the ochre brownish color. More than 40 percent of the watershed, and about 60 percent of all the private lands, are large ranches, predominantly in the southern part of the watershed south of Galisteo Creek.

In 1998, Earthworks launched the Galisteo Watershed Restoration Project. The project aims at public education and technical assistance for the improvement of general landscape health and more specifically for soil and water conservation and stream rehabilitation in the watershed. Funding came from the McCune Charitable Foundation, State Environment Department, Fish and Wildlife Service, the Forest Service, private sources, and many in-kind contributions. The project's third phase is actually ending this week. We accomplished a lot. We implemented rehabilitation treatments on nearly two miles of stream, five acres of gully lands, and hundreds of acres of grasslands to manage grazing and all kinds of erosion control techniques. We coordinated a wildfire prevention program in the upper watershed, and a bosque restoration program in Galisteo. We completed a long-term strategic plan for the watershed called the Watershed Restoration Action Strategy, and helped establish the Galisteo Watershed Partnership, or we hope so, in its charter meeting next week.

The Galisteo Watershed Restoration Project will actually continue in a new phase in coordination with the newly forming Galisteo Watershed Partnership. It starts with a four-year wetlands development program and conservation program in collaboration with the State Environment Department. The project also continues in the form of the Galisteo Watershed Conservation Initiative, the state appropriation managed through the office of

the State Engineer for the development of a green infrastructure plan, supported by GIS data sets and maps for the future open space planning and prioritization of conservation and restoration areas in the watershed.

We do this together with the Santa Fe Conservation Trust and other Galisteo watershed partners. This green infrastructure project leads directly to the wetlands project, and the other projects that seek to preserve the watershed's cultural and ecological treasures, such as the archeological sites in the watershed and the preservation of stormwater infiltration and storage areas.

An important component of this new phase is to find economic incentives for the rehabilitation and preservation work by securing conservation easements and generating job opportunities related to the ecological and cultural resources in the watershed. The following speaker will explain to you the importance of the archeological treasures in the watershed. Thank you.

CHAIRMAN ANAYA: Thank you, Jan.

SAM DesGEORGES: Good morning, Mr. Chairman and Commissioners. I'm really pleased to be here today representing the Bureau of Land Management. I'm the field office manager for the Taos field office, which incorporates a lot of Santa Fe County.

BLM manages all or parts of nine of twenty-four archeological sites within the basin. And what's significant about that is that not only are those sites important because they relate to a point in time where the Spanish first came into this country and had contact with the native tribal folks. And that's important. But what's most important is that those people, the descendents, are still here. And so that's why BLM is interested and is certainly encouraged by the opportunity to partner with many people, specifically with the County, State Land Office, a lot of other folks that you'll hear from today. And quite frankly, there's a lot of passion in this group for the sites. And what's most important is that this group works together with local entities, with local individuals, with local communities to do what's best for the community and also what's best for those resources that we're charged with managing.

We're certainly, as I mentioned, encouraged by the County's participation, and their site acquisition and site stewardship and management in the past. Again, we are supportive of a long and productive future with the County. With that, I'll turn it over to someone else. Actually, it's Bob Powers, who's one of my colleagues with the Park Service. Actually, it's Bob Powers who is one of my colleagues with the Park Service.

CHAIRMAN ANAYA: Thank you, Sam.

BOB POWERS: Mr. Chairman and Commissioners of the Board, it's really a pleasure to be here today. We very much appreciate your interest, as well as your participation in the implementation of the Galisteo Basin Archeological Sites Protection Act. With your help, and with the assistance of County Planner Beth Mills, Santa Fe County is already playing a vital partnership role in the preservation of some of the nation's most significant archeological sites. And I really would like to underscore that. Those sites are absolutely magnificent. And if you've ever seen them, you'll realize that

they preserve a really very important component of the ancestral pueblo past, as well as the Spanish Colonial period in New Mexico.

As a member of the Galisteo basin archeological sites coordination group, I would like to tell you about our goals and progress to date. Under the guidance of the Bureau of Land Management, our mission is to implement the act by cooperating and collaborating with County, state, and tribal, federal, and private land owners and stakeholders. Our objectives are to, number one, establish cooperative agreements with site owners to help preserve, protect, and as appropriate, to interpret the site. Number two, to prepare a general management plan, as well as individual site management plans detailing the preservation and management of the sites. Number three, to increase public awareness of the value of Galisteo basin cultural resources and their preservation. And finally, to obtain, hopefully, funding to implement the act.

Thus far, we have contacted private landowners and have begun developing working relationships with many of them. The Archeological Conservancy, the largest private owners of basin archeological sites, has recently signed a cooperative agreement with the BLM. One-on-one discussions with most private owners are planned this fall. Individual site management plans for two sites are already underway, and more will follow as we refine the process.

We are also developing a website to increase awareness of the Galisteo sites, and to report our progress in preserving them to the public. We are currently recruiting volunteers to participate in land use and boundaries, site protection and preservation, public outreach, and Native American liaison and funding subcommittees. Perhaps our biggest challenge is lack of funding. But as our progress to date indicates, and as our enthusiasm for the task builds, we have already demonstrated that there is much that can be accomplished through communication, cooperation, and good teamwork. This kind of partnering is, I believe, exactly the kind of cooperative grassroots effort envisioned by Congress when it passed the Galisteo Basin Archeological Sites Act about sixteen months ago.

Thank you very much, and our next presenter is Ted Harrison of the Commonweal Conservancy.

CHAIRMAN ANAYA: Thank you, Robert.

TED HARRISON: Good morning, Commissioners. My name is Ted Harrison. I'm the founder of a local non-profit community development organization called the Commonweal Conservancy. Six years ago, I was introduced to the spectacular historic and scenic resources of the Galisteo Basin by founding members of COLTPAC, Jack Kolkmeier and one of your predecessors, Javier Gonzales. Schooled by community leaders and professional archeologists, I learned to appreciate the spectacular beauty and rich history of this special part of our county.

Since those early first encounters, my courtship with the Galisteo basin has been enriched by the wisdom of ranchers, biologists, geologists, geo-hydrologists, stream morphologists, countless other scientists, and the folklore and teachings of the people from the villages that inhabit this special part of our world. This is a landscape that has been

loved and tenderly cared for by generations of Spanish and Anglo people, people that cared deeply about the quality of silence, the dark skies, and the experience of community that the Galisteo basin can uniquely offer.

The Galisteo basin – I’ve lost all my labels here. I lost my rock and roll soundtrack and I’ve lost all the labels on my slides. So this was supposed to say: “A Short Future: A Sprawling Development.” But if the Galisteo basin has enjoyed relative solitude for thousands of years, the region seems now on the cusp or the bleeding edge of new suburban rural residential development. In a recent forecast, the Galisteo basin was projected to grow at three times the rate of Santa Fe County as a whole. So in the next 25 years, this area of the County is likely to accommodate or be asked to accommodate many thousands of new residences and new businesses. And while growth may be inevitable, the negative consequences of new development can be contained, and, in some cases, largely avoided.

This was supposed to say: “Business as Usual: A Pattern of Inefficiency and Loss.” Indeed, rather than enable a dysfunctional development pattern of twelve and a half-acre and forty-acre ranchettes splayed out across the mesa tops and grassland valleys, a pattern of development that is currently allowed by County zoning, we have an unprecedented opportunity – this was supposed to have the label “A Land-based Planning Practice” – we have an unprecedented opportunity, through the leadership of Santa Fe County and through this partnership, to guide development towards areas of the basin that can accommodate our growing needs for affordable housing, publicly accessible transit, schools, and water. Through the work of the partnership, we can accommodate growth while at the same time guaranteeing that scenic viewshed, wildlife corridors, and cultural resources are all permanently maintained.

This was supposed to say: “Accommodating Growth While Respecting a Region’s Carrying Capacity.” Rather than enable the business as usual scenario for this spectacular region, we need to take a more thoughtful and deliberate approach to land planning and new development, one that respects private property rights by allowing landowners to achieve a fair economic return from their land, while at the same time protecting deeply held public values of beauty, history, silence, and community.

This was supposed to say: “A Regional Conservation Vision.” I’m a little bit compromised in being able to explain this. But essentially, as a regional vision for conservation, and also appropriate development, the partnership is offering a compelling answer to a question I think we’ve all been struggling with. This question asks, How do we live respectfully, productively, and lightly on this semi-arid, history-bound, wildlife-rich landscape that we call our home? In my experience, we do this by rejecting the easy answers and standard formulas. We do it by respecting the needs of people and the needs of the land. We do it by encouraging superb design and brilliant innovation. And we do it, most importantly, by working together. Thank you for the opportunity to speak to you this morning.

CHAIRMAN ANAYA: Thank you, Ted.

MR. HARRISON: I'll hand it over to my colleague Sigmund.

SIGMUND SILVER: Mr. Chairman and county Commissioners, my name is Sigmund Silver. I'm very pleased to be here today. I'm going to talk to you a little bit about the opportunity and challenge of getting community involvement. And when we're talking about the Galisteo Watershed, we're talking about a very large area, 730 square miles, that just a little bit under 500,000 acres. And we've identified about twenty communities in the area, twenty distinct communities. And within those twenty distinct communities, we've already identified forty organizations, forty community associations for other organizations involved. And when you drill down into some of the twenty communities, in some cases there are neighborhoods. And we've identified 25 neighborhoods. And so there may be 25 neighborhood associations, there may be more than that. So there are a very large number of groups that have be involved in a planning process.

So we're looking forward to the Galisteo Watershed Partnership being a way to both collect points of view from the community and also disseminate information into the community. There have been some efforts already underway in 2003 and 2004. The ad hoc Galisteo Watershed Association had fourteen meetings. There were about 200 people that attended, maybe 80 different individuals. And we've talked a little bit about the Vista Clara Ranch meeting one and two, at which approximately fifty people attended.

One of the things that has come out of all of these meetings is that there is some uniformity of point of view within the watershed. So that's very, very helpful, that there are some common approaches and viewpoints. So we're very encouraged by that, and we hope this Galisteo Watershed Partnership is a good vehicle for doing this interaction with the community. Thank you.

CHAIRMAN ANAYA: Thank you. Commissioner Lyons, welcome. And we have the assistant Commissioner Jerry. How are you?

COMMISSIONER PAT LYONS: Thank you, Mr. Chairman. I have David Coss with my office here, and Jerry King. And I hope everything's going good. Hi, Virginia.

I know how important the Galisteo basin is to you, Commissioner. Since you're the chairman, we want to make sure you - I know you've rode up out there and went hunting around there and everything. So we're committed to this. To give you a little background on it and what we're doing here, I know you passed a resolution last year, I think it was number 2005, to help with this situation. Anyway, Congress passed the Galisteo Basin Archeological Site Protection Act March 19, 2004. As you know, cultural resources in the Galisteo Basin have a great significance in the pueblo and Spanish history here in New Mexico. The State Land Office holds a great deal of land in the Galisteo basin with the Santa Fe County, including the Pueblo Blanco. The State Land Office has been participating with Santa Fe County, Bureau of Land Management, National Park Service, and the Archeological Conservancy to implement this act and protect the cultural resources at Galisteo Basin.

Myself, we committed fifty thousand dollars out of the land maintenance fund. We have a land maintenance fund we can commit to his for the next fiscal year starting on Friday, to protect these sites out here that you're talking about in Galisteo Basin. And I'd say we're not just talking about it. We're doing three sites right now up in San Juan County to stabilize these certain sites likes this and to protect them. So we're really putting our money where our mouth is. We're doing it now in San Juan County and we want to do it here to help you. I appreciate working with Santa Fe County in this partnership. I expect it to be just as successful as - we had an illegal dumping site out there at La Cienega, and you guys really helped us on state land there, and we cleaned that site up and made it look good. And we think this partnership can be just as good.

Also, we've worked closely with private landowners to help manage this state trust land. These are our lessees out there. They're willing to work with us probably more than anybody, because we leased a lot of state land there. So we have a lot of good partnership relationships out there. And hopefully passing this resolution today is another step in making this partnership work. And the resources in the Galisteo Basin are very important to our citizens. They're very important to us as at the Land Office and I know they're very important to Santa Fe County.

With that, we'll be glad to answer any questions you might have or how we can help you with this site.

CHAIRMAN ANAYA: Thank you, Commissioner. Are there any questions of the presentation of Commissioner Lyons? I want to just thank everybody that is involved and working together. I think that the only way we can protect these sites and protect our watershed is by working together. Are we done with the presentations? Okay, lights. There we go.

And I think that it's important for us to work together. That way we can move forward. So thank you all very much for the presentation. And I want to turn it over to Commissioner Vigil.

COMMISSIONER VIGIL: Just a quick question for anyone who may have the answer. Is this a preliminary step towards a national park? Or this sort of a separate designation from a national park?

MR. DesGEORGES: Congress basically passed this act and charged BLM with lead management of the sites within the basin. And so at this point, our vision isn't any sort of a park.

COMMISSIONER VIGIL: Okay. Thank you.

CHAIRMAN ANAYA: Thank you. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Just one quick question about the act. As you mentioned, Santa Fe County's been very aggressive in its open space planning, in this basin as well as other areas. And there are some opportunities to do additional large-scale open space purchases in the basin and in the area. But we're limited by the funds, of course, most of which have been expended in open space purchases. Is there any money either in this act or in future legislation that would assist in open space purchases?

MR. DesGEORGES: Presently, the act does not in itself name any sort of a financial or fiscal obligation. But it does mention – and actually, this is where we’re sort of ahead of the ballgame here – planning was not going to start until we had the fiscal resources to do that. But it’s important to us to move forward with that, to have this coalition, this group of people that are interested, agencies and locals that are interested in the basin, have decided to move forward without any sort of a funding scheme at this point.

We are, as far as the BLM is proposing, in our out-year funding financially is to acquire properties, acquire funding to be able to pursue additional planning within the basin. And in fact, BLM is proceeding with our land use plan amendment, which actually kicks in in earnest this next fiscal year, whereby in 2007, we will have had planning in place for the entire field office, but more specifically within the basin, where things have changed.

CHAIRMAN ANAYA: Any other comments? Okay, we’ve got a resolution here.

- XIII. B. 1. Resolution 2005-87. A resolution supporting cooperation between Santa Fe County, the Bureau of Land Management, the National Park Service, the State of New Mexico, the New Mexico Commission of Public Lands, and the Agriculture Conservancy to implement the Galisteo Basin Archaeological Site Protection Act in cooperation between Santa Fe County and the Galisteo Watershed Partnership, planning in the Galisteo watershed**

COMMISSIONER MONTOYA: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: Did we get a copy of that?

CHAIRMAN ANAYA: I believe there is. There should be, right? XIII. B.

1.

COMMISSIONER MONTOYA: I don’t seem to have one. Thank you.

CHAIRMAN ANAYA: I want to also thank Beth Mills with the County for bringing this forward, along with Jan, Sam, Robert, Ted, Sigmund, Commissioner Pat Lyons. If I could get a motion.

COMMISSIONER VIGIL: Move to approve.

COMMISSIONER MONTOYA: Second.

CHAIRMAN ANAYA: There’s a motion and a second. Any discussion?

**The motion to approve Resolution 2005-87 passed by unanimous [5-0] voice vote.**



CHAIRMAN ANAYA: Thank you all again. We look forward to working with you. And on the seventh, I believe, is it July 7<sup>th</sup> at 11:30, Vista Clara Ranch? What exactly are we - Beth, if you could come to the mike and just tell us exactly what we're doing?

MS. MILLS: That'll be the charter meeting for the watershed partnership. And we'll be signing an MOU, and working on a dialogue about transportation.

CHAIRMAN ANAYA: Okay, great. And I think this is a big step forward for this area. Thank you all again.

COMMISSIONER VIGIL: Mr. Chairman, before Commissioner Lyons leaves, I wonder if I could just ask a question of you. One of the initiatives that you were here last time on was the scene shop, the joint project between Santa Fe County and Santa Fe Community College. Do you have any updates from your office with regard to that? I asked the County to give us an update, and I think they're working on a MOU in our legal department. I know there was a point in time where you didn't have legal counsel, and that may have delayed any work on that. Do you have an update?

COMMISSIONER LYONS: We do have a little update. Like I said, the County's involvement always slows things down. I hate to say that. But you know how that is, right? Anyway, we have an update. We're working on that resolution -

JERRY KING: Commissioner, I've had about three meetings with the new president of the Community College trying to go forward and seeing what their needs are, trying to see what they have. And I haven't got to come over and see your counsel any, but I have had three meetings with them about what they want, how much land they're going to need, and trying to get on the ground exactly what they have. But as of right now, I don't have anything real significant to report other than we're still plugging along. The Community College has a big interest in that.

I guess what we're trying to really do is in looking at what their needs are, trying to look at what's going to happen within the - how that's going to re-conform the business part, as far as what their needs were versus the plans and architecture on the other part of the park. Because that would then change the lease to how much would be offerable out there. So trying to get that acreage pinned down, and also with respect to the one thing we've been real mindful of and real respectful of is the dollars and the amount that Santa Fe County has put into the improvements in there. So all that is protected so that we can move forward.

COMMISSIONER VIGIL: Thank you, Commissioner.

CHAIRMAN ANAYA: Thanks again, Commissioner, for coming over.

Commissioner Lyons: Thank you, and we want to proceed ahead with it, Virginia. Let's hope we can get it done.

CHAIRMAN ANAYA: Thank you. Okay.

**XI. Committee Resignations And Appointments, Re-Appointments**

**A. The Road Advisory Committee Resignation/Appointment**

ROBERT MARTINEZ: Mr. Chairman, Commissioners, Area 14 encompasses the Edgewood, Cedar Grove, and Golden Communities. Mr. Steve Caruso has represented this area for the last three years. Mr. Caruso is moving from the Edgewood area and has submitted a letter of resignation. Ms. Rita Loy Simmons has volunteered to serve as the Road Advisory Committee member for that area. This area is within Commission District 3.

Also, Area 6 encompasses the Seton Village and Arroyo Hondo subdivisions. Mr. Ed Baca has represented this area for the last nine years. His term expires this month, and he has volunteered to serve an additional term. This area is within Commission District 4. Public Works recommends the acceptance of Mr. Steve Caruso's letter of resignation and the appointment of Ms. Rita Loy Simmons as the member to Area 14, and the re-appointment of Mr. Ed Baca to Area 6 of the Road Advisory Committee.

CHAIRMAN ANAYA: Is there any questions? Commissioner Sullivan.

COMMISSIONER SULLIVAN: Robert, what kind of public notification do we typically do on these, and did we do on this re-appointment?

MR. MARTINEZ: Mr. Chairman, Commissioner Sullivan, we don't do any advertising for soliciting members if the current member has offered to serve an additional term.

COMMISSIONER SULLIVAN: I just wonder if that's advisable. We appreciate the service that these people put in, and I know that there's many vacancies at many meetings that you chair, because people are busy. But I just think as a matter of course that these should be advertised, they should be put on the website. We may not get anyone who's willing to devote the time to it, but from time to time, when I get calls about roads and road maintenance, I say, Contact your local Road Advisory Committee member and he'll work with you to prioritize that work. They're not aware there's a Road Advisory Committee. This would help increase that awareness. And they're not aware who that member is or how he or she got there. So I think the committee does a lot of good work in allocating the funds equally throughout the County. But I would suggest that we make these vacancies better known.

CHAIRMAN ANAYA: Thank you, Commissioner Sullivan. There's been a motion. Is there a second? I'll second it. Any discussion?

**The motion to accept the resignation of Mr. Caruso and appoint Ms. Loy Simmons, and to re-appoint Mr. Baca passed by unanimous [5-0] voice vote.**

CHAIRMAN ANAYA: And I'd like to just thank the Road Advisory Committee. Robert, I think you guys are doing an excellent job. And if you could thank them from the Commission at the next meeting you have, I believe that's tomorrow.

SFC CLERK RECORDED 08/23/2005

MR. MARTINEZ: Mr. Chairman, that's July 13 is our next Road Advisory meeting.

CHAIRMAN ANAYA: And I'd also like to thank Mr. Caruso for volunteering his time. And Ms. Rita Loy Simmons is Rita Horton's daughter. So she's attended these meetings for many, many years already. So she'll just go right in and get to work. And thank Ed Baca for getting back on the Road Advisory. Thank you, Robert.

MR. MARTINEZ: Mr. Chairman, if I could take this opportunity, since we are being televised, I will announce that we do have some vacancies in the committee. Richards Avenue, which is inclusive of Rancho Viejo, the Lamy and Galisteo area, and the Stanley area. Three vacancies.

CHAIRMAN ANAYA: Okay. Thank you. We'll start looking. And maybe we should advertise in the paper, as Commissioner Sullivan says, and see if we can come up with some people.

MR. MARTINEZ: We can do that.

CHAIRMAN ANAYA: Okay. Thank you.

## **XII. Consent Calendar**

- A. Request Authorization to Enter into Amendment #2 to the Professional Services Agreement #24-0011-CL with Professional Document Systems for Microfilming Services (Clerk's Office)**
- B. Resolution No. 2005-88. A Resolution Requesting Authorization to Donate Three Water Tanks to the Community of Chimayo in Accordance with State Statutes (Finance Department)**
- C. Resolution 2005-89. A Resolution Requesting a Transfer from the General Obligation Bond (GOB) 1997 Series Fund (350) to the GOB Debt Service Fund (401) to Budget Investment Income Revenue for Debt Service Expenditure in Fiscal Year 2005 (Finance Department)**
- D. Resolution 2005-90. A Resolution Requesting a Transfer from the General Obligation Bond (GOB) 2001 Series Fund (353) to the GOB Debt Service Fund (401) to Budget Investment Income Revenue for Debt Service Expenditure in Fiscal Year 2005 (Finance Department)**
- E. Request Approval for Amendment #1, Contract #24-0187-FI to Barraclough & Associates, PC for Financial & Compliance Audit Services for Santa Fe County, to Extend for an Additional Year from 06/30/2005 to 06/30/2006 and Includes Compensation in the Amount of \$77,797.00 (Finance Department)**
- F. Resolution No. 2005- 91. A Resolution Requesting a Budget Decrease to the Emergency Preparedness Program (232) to Realign FY-2005 Budget with the Grant Awarded by the State of New Mexico Office of Emergency Management /EMPG-FFY-05 (Fire Department)**

- G. Request Approval of Amendment #2, Contract #24-0013-FD to Emergency Medical Providers, Inc. for an Emergency Medical Director for the Santa Fe County Fire Department, to Extend for an Additional Year from 06/30/2005 to 06/30/2006 and Includes Compensation in the Amount of \$22,500.00 (Fire Department) [Exhibit 1]**
- H. Request Approval for Amendment #2, Contract #23-0196-FD to Kaufman's West, LLC, for a Price Agreement for Indefinite Quantity of Uniforms for the Santa Fe County Fire Department, to Extend for an Additional Year from 05/27/2005- 05/27/2006 as Specified in the Bid Form for Fiscal Year 2006 (Fire Department)**
- I. Request Approval for Amendment #1, Contract #25-0098-FD to Suzanne Maxwell to Provide Growth, Unity, Commitment, Purpose and Focus Among the Leadership and Team Members of the Santa Fe County Fire Department, to Extend for an Additional 60 Days From 06/30/2005 to 08/30/2005 and Compensation in the Amount of \$13,950.00 (Fire Department)**
- J. Resolution 2005-92. A Resolution Requesting a Budget Decrease to the Fire Impact Fees Fund (216) to Reverse Resolution 2005-25 to Adjust the Cash Balances Carried Forward to Fiscal Year 2005 (Fire Department)**
- K. Resolution 2005-93. A Resolution Requesting a Budget Increase to the Fire Protection Fund (209) and the Fire Impact Fees Fund (216) for Prior Fiscal Year 2004 Cash Balances for Expenditure in Fiscal Year 2005 (Fire Department)**
- L. Request Approval to Amend Agreement #25-0094-HHSD with Presbyterian Medical Services in the Amount of \$37,652.33 for Operation of The Care Connection Assessment Center for the Period of July 1, 2005-July 31, 2005 (Health and Human Services Department)  
ISOLATED FOR DISCUSSION**
- M. Request Approval to Enter into an Agreement With DFA for a \$300,000 DWI Detox Grant For Operation of The Care Connection Assessment Center (Health and Human Services Department)**
- N. Request Approval of Amendment Number 1 to the Joint Powers Agreement Between the County and The Department of Health for Administration of The Access to Recovery Voucher Program (Health and Human Services Department)**
- O. Request Approval of Amendment # 1 to Seventeen-Month Early Learning Opportunities Act Discretionary Grant Third-Party Agreement Between Santa Fe County Maternal and Child Health Council and United Way of Santa Fe County Reducing the Allocation by \$25,895 for FY 2005 (Health and Human Services Department)**

SFC CLERK RECORDED 08/23/2005

- P. Request Approval of a General Grant from the Frost Foundation for The Maternal and Child Health Council to Continue Home Visiting Priority Program Work in the Amount of \$20,000 (Health and Human Services Department)**
- Q. Request Approval of Amendment #7 to Professional Service Agreement # 23-0031-IN with Edith Powers for Coordination of The Maternal and Child Health Programs to Extend the Term of the Agreement and Increase Compensation in the Amount of \$72,000 (Health and Human Services Department)**
- R. Request Approval of Amendment #6 to Professional Service Agreement #23-0033-IN with Presbyterian Medical Services for Maternal and Child Health Adolescent Confidential Reproductive and Mental Health Services to Extend the Term of the Agreement and Increase Compensation in the Amount of \$30,204.46 (Health and Human Services Department)**
- S. Request Approval of Amendment #6 to Professional Service Agreement #23-0032-IN with La Familia Medical Center For Maternal and Child Health Perinatal Promotora Outreach, Health Education and Service Coordination For Child Deliveries to Extend the Term of the Agreement and Increase Compensation in the Amount of \$45,966.80 (Health and Human Services Department)**
- T. Request Approval of Amendment #1 to Memorandum of Understanding #25-0004-DW with St. Vincent Hospital for The Youth Drinking Driver Visitation Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$6,500 (Health and Human Services Department)**
- U. Request Approval of Amendment #1 to Professional Service Agreement # 25-0005-DW with Santa Fe Community College to Coordinate and Implement the Curriculum Infusion Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$10,000 (Health and Human Services Department) ISOLATED FOR DISCUSSION**
- V. Request Approval of Amendment #1 to Memorandum of Understanding #25-0022-DW With The City of Santa Fe Police Department to Extend the Term of the Agreement and Increase Compensation in the Amount of \$8,700 (Health and Human Services Department)**
- W. Request Approval of Amendment #6 to Professional Service Agreement #23-0038-DW with The Life Link for DWI Outpatient Treatment Services to Extend the Term of the Agreement and Increase Compensation in the Amount of \$40,000 (Health and Human Services Department)**

SFC CLERK RECORDED 08/23/2005

- X. Request Approval of Amendment #4 to Professional Service Agreement # 23-0065-DW with The Peter D. & Company, Inc. for The Media Literacy Project to Extend The Term of The Agreement and Increase Compensation in the Amount of \$14,000 (Health and Human Services Department) ISOLATED FOR DISCUSSION
- Y. Request Approval of the Professional Service Agreement With Peter Goodwin to Provide Drug and Alcohol Screenings at The Santa Fe Municipal Court and/or The DWI Program in the Amount of \$17,800 (Health and Human Services Department)
- Z. Request Approval of the DWI Grant Agreement with The New Mexico Department of Finance and Administration in the Amount of \$40,000 (Health and Human Services Department)
- AA. Approval of Memorandum of Agreement Between The Santa Fe County Sheriff's Department and The Santa Fe County Housing and Community Services (Housing Department) [Exhibit 2]
- BB. Approval of Amendment No. 4 to the Professional Service Agreement With The Santa Fe Boys and Girls Club (Housing Department)
- CC. Resolution No. 2005-94. A Resolution Adopting The Santa Fe County Community Business Plan 2005-2007 for Economic Development (Land Use Department)
- DD. Request Authorization to Enter Into Amendment #2 to the Professional Services Agreement #24-0030-PFMD With Professional Document Systems for The Document Imaging Project/TIME EXTENSION ONLY (Project and Facilities Management Department)
- EE. Request Authorization to Accept and Award a Construction Agreement to the Lowest Responsive Binder for IFB #25-23, New Concrete Valley Gutter, Sidewalk and Parking Apron at Santa Fe County's Administration Building /\$35,062.50 Inclusive of NMGRS (Project and Facilities Management Department)
- FF. Request Authorization to Accept and Approve Project Agreement #05-EE-05-091 From the New Mexico Department of Transportation/Traffic Safety Bureau /\$ 11,962 (Sheriff's Office)
- GG. Request Authorization to Enter Into Amendment #1 to the Indefinite Quantity Uniform Price Agreement with Neve's Uniforms Inc. (Sheriff's Office)
- HH. Request Authorization to Enter Into Amendment #1 to Standard/Industrial Commercial Single-Tenant Lease (Gross) with Plains Eagle Corp. (Sheriff's Office/ Region III)
- II. Request Authorization to Enter into Amendment No. 1 Extending Until June 30, 2006, the Term of the Lease Agreement Whereby Santa Fe County Leases Office Space for The Region III Drug Enforcement Task

SFC CLERK RECORDED 08/23/2005

- Force/ \$36,556 (Sheriff's Office/ Region III) WITHDRAWN**
- JJ. Request for Authorization to Enter into Amendment #2 for Impressions Advertising, Inc. for Lodger's Tax Advertising and Promotional Services in the Amount of \$270,000 (Finance Department)**
- KK. Request Authorization to Award Amendment No. 3 to Professional Services Agreement 23-137-LU with Duncan Associates (Land Use Department) [Exhibit 3]**

CHAIRMAN ANAYA: Is there a motion to approve?

COMMISSIONER MONTROYA: So moved.

COMMISSIONER CAMPOS: Second.

CHAIRMAN ANAYA: Second?

COMMISSIONER CAMPOS: With the withdrawals.

CHAIRMAN ANAYA: Yes. We already brought those up. Any discussion?

**The motion to approve the Consent Calendar with the exception of items L, U, X (isolated for discussion) and II (withdrawn) passed by unanimous [5-0] voice vote.**

- XII. L. Request Approval to Amend Agreement #25-0094-HHSD with Presbyterian Medical Services in the Amount of \$37,652.33 for Operation of The Care Connection Assessment Center for the Period of July 1, 2005-July 31, 2005 (Health and Human Services Department)**

COMMISSIONER SULLIVAN: Mr. Chairman, I'd like staff to give us a thumbnail synopsis of what this is about. We're apparently extending a current PMS agreement for one month to allow the legal staff and program staff to complete their evaluation of the current scope of work to determine needed changes. And I'd like an update on what we're doing and what changes you think are needed here in the operation of the CARE Connection Center.

MARY JUSTICE (HHS Department): Thank you, Commissioner Sullivan. Mr. Chairman and other Commissioners, what we're doing is seeking an extension of the current PMS contract for one month, for the month of July. The original contract was for six months. It started in January. A big piece, as we've talked about before, of the assessment center is the new Access to Recovery voucher program. That voucher program started much later than we thought it would start in DOH. So that didn't start until late April, that we were able to start issuing treatment vouchers. It's a new program nationally. It's a federal program, it's a new program to the feds, it's a new program to DOH and to the two sites in New Mexico that have this money. We were discovering after we got into the first billing process that some glitches in the program, which isn't totally unusual in a new program. We had a lot of questions about some billing, as well as clinical issues. At

the point when I would have had to negotiate a twelve-month contract with PMS, which was about five weeks ago, was when some problems and issues started surfacing about who should operate certain pieces of the voucher program, the County or PMS.

Because this is a new program, this is President Bush's largest state-based initiative in the country. We are under really great scrutiny from the feds, the three sites in New Mexico as well as the other thirteen states that have this program. We report weekly to the White House and to SAMSA. They're wanting to know the progress in the various programs. I just was feeling uncomfortable with going forward with a twelve-month contract at the point that I would have had to do that about five weeks ago. I've been working with Susan in Finance on some of the billing issues with DOH around this program. It's a little different than we've seen in the past. They have a new web-based system just for the ATR program. So we're looking at those. And I just felt, I guess, it was prudent to go ahead with a one-month extension while we were gathering that information we needed to change the scope of work. Because the current scope of work for PMS of course was negotiated prior to the ATR program. So it doesn't include any voucher-related language.

COMMISSIONER SULLIVAN: Mr. Chairman and Mary, several years ago the City committed \$500,000 to the CARE Connection, and then subsequently amended it to say they would only put it towards physical construction of the detox center. We now have this facility which is separated out - and correct me if I'm wrong - about two-thirds for the assessment center, and maybe one-third or one-quarter for the detox facility, which hasn't been built yet. And I read in the paper the other day that the City committee, Public Works, I think it was, or whichever, voted to table the providing of this \$500,000.

MS. JUSTICE: They postponed it, Commissioner, until their next meeting because the joint powers agreement, that hopefully will be on your agenda for the end of July with the City, the City drew up a joint powers agreement concerning the funding. And it was in their legal when Public Works met the first time. So they felt they wanted to postpone it until their next meeting so they would have the joint powers agreement before them.

COMMISSIONER SULLIVAN: Okay. I just wanted to be certain, are we on track, or is this yet another delay that is going to delay the opening and the construction of this facility?

MS. JUSTICE: No, I believe we're on track. We've gotten back the - we had one response to the RFP for the architect and engineering. And that's been reviewed by reviewers, including someone from the City Property and Facilities Department, Chip Lewenthal. And Joseph is here. So I think we are moving forward with that. In terms of the City, we will be going back to the Public Works meeting in July. First we're going to their Finance Committee next Tuesday. The full City Council will be voting on it the thirteenth would be their meeting.

COMMISSIONER SULLIVAN: Okay. Because I'm just hoping - we want the City to be a partner with us on this. But if they don't want to be, then I think it's



incumbent on us to continue forward and put this facility in place and fund it however we have to, and make good on our promises and all the work that you and the others, Steve, everyone has done on that.

MS. JUSTICE: I agree with that.

COMMISSIONER SULLIVAN: So I get a little impatient with the City from time to time. But this has been four years.

MS. JUSTICE: I agree.

COMMISSIONER SULLIVAN: And not only running out of patience, I'm running out of term of office. So seriously -

MS. JUSTICE: Maybe you could run for City Council.

COMMISSIONER SULLIVAN: Yeah, I'd have to move into the City.

MS. JUSTICE: We could name the sobering center after you, Commissioner.

COMMISSIONER SULLIVAN: Yeah, right. I hope not. I don't want that or a senior center named after me

MS. JUSTICE: Oh, okay.

CHAIRMAN ANAYA: Maybe a bridge.

MS. JUSTICE: Okay.

COMMISSIONER SULLIVAN: Maybe if I could have one of those bridges in Commissioner Montoya's district, that would be fine. But I am concerned that we're not, and you're not, hampered by this action of the City. And you feel it's still moving forward?

MS. JUSTICE: I feel it's moving forward with the City. And we will certainly know next week. I think if the finance committee votes for it, then we're in pretty good shape for the full City.

COMMISSIONER SULLIVAN: Okay. Thank you, Mr. Chairman.

MS. JUSTICE: And may I just say something quick about the assessment center? Because I'm very proud of the work it's doing. We've had about 238 clients as of today. We have issued \$207,000 in treatment vouchers to people for substance abuse treatment. So I think things are really going well. And I think we have straightened out some of the issues I felt we had for this up and coming contract. And so it will be on your agenda in July, the full contract for PMS.

CHAIRMAN ANAYA: Thank you, Mary.

MS. JUSTICE: Thank you, Commissioner.

COMMISSIONER SULLIVAN: Move for approval, Mr. Chairman.

COMMISSIONER MONTROYA: Second.

CHAIRMAN ANAYA: There's been a motion and a second. Any more discussion?

**The motion to approve Consent Calendar item L passed by unanimous [5-0] voice vote.**

**XII. U. Request Approval of Amendment #1 to Professional Service Agreement # 25-0005-DW with Santa Fe Community College to Coordinate and Implement the Curriculum Infusion Program to Extend the Term of the Agreement and Increase Compensation in the Amount of \$10,000 (Health and Human Services Department)**

COMMISSIONER SULLIVAN: Mr. Chairman, my purpose in asking a little about this item on the consent calendar was that I know nothing about it. And it's obviously been a multi-year program, so I wanted to ask Becky, what is the curriculum-infusion program doing? What are some examples of its work, and what are the outcomes that we've seen from it?

BECKY BEARDSLEY (HHS Department): Mr. Chairman, Commissioners, this, as you've said, is a multi-year project that we ongoing with Santa Fe Community College. And what they do is they agree to have DWI and substance abuse information put into some of their classes that they're doing for their service learning department, for example their English as a Second Language, their life skills classes, their psychology classes. So as a part of the regular curriculum for each of those courses, they keep repeating the message about alcohol and substance abuse and drunk driving and what the impact is on the community, as well as the individual and what the consequences are. And so they do that in ten classes throughout a year, and we pay them \$10,000 a year to do that.

We have seen that there is a greater awareness of DWI or a reduction, actually, in DWI amongst college students, and also in substance abuse.

COMMISSIONER SULLIVAN: Do they provide you with some kind of report as to how many opportunities there have been for this information to be available? Is it literature that's made available in the class or do people give lectures on it? What kind of deliverables do we get out of this?

MS. BEARDSLEY: It's actually a combination of all of the above. We do provide them literature that they pass out to the classes. They do have their instructors that are trained in alcohol and substance abuse through their professions, and they talk to them about these two issues in the course as the regular coursework. And in addition, they do provide them with a list of all the courses in which this curriculum was offered. They are required, as I said, to put this in at least ten classes per year.

COMMISSIONER SULLIVAN: And this will continue on for how many years?

MS. BEARDSLEY: This original contract that we're amending today we started in fiscal year 2005, which is this year - this is the first amendment that we intend to, as long as we have the funding, continue it for an additional two years. And as long as we still continue to see positive results, we'll go ahead and initiate a contract again.

COMMISSIONER SULLIVAN: And this is funded how?

MS. BEARDSLEY: It's funded through a local DWI option.  
CHAIRMAN ANAYA: Commissioner Sullivan.  
COMMISSIONER SULLIVAN: Move for approval.  
CHAIRMAN ANAYA: There's a motion, is there a second?  
COMMISSIONER VIGIL: Second.  
CHAIRMAN ANAYA: Any more discussion?

**The motion to approve Consent Calendar item U passed by unanimous [5-0] voice vote.**

**XII. X. Request Approval of Amendment #4 to Professional Service Agreement # 23-0065-DW with The Peter D. & Company, Inc. for The Media Literacy Project to Extend The Term of The Agreement and Increase Compensation in the Amount of \$14,000 (Health and Human Services Department)**

COMMISSIONER SULLIVAN: Mr. Chairman. This is one again was the program that I don't know anything about, and wanted a thumbnail sketch on what it does. I'm sure that all of us who read the newspaper are advocating for media literacy. We have one of our *New Mexican* reporters here today, and I'm sure she's in full support of media literacy. And occasionally we ask where it is. But I don't think that's what this program is about. So perhaps you could tell me?

MS. BEARDSLEY: Mr. Chairman, Commissioners, this is a program that we - this particular contract was implemented in fiscal year 2003. As you said, it is the fourth amendment. We are looking to extend the term for an additional year. Peter D. and Company, what they do is they go into four Santa Fe middle schools and they talk with the kids about commercials, particularly those that are dealing with drinking, driving, substance abuse. And they really work with them in order to think critically about the advertising that they see on TV. They critique the commercials. They tell them, This particular commercial cost X millions of dollars to make. Who is it impacting? Who is it targeting? What is the underlying message that it's sending? Who's actually benefiting from this? And what it does is it gives youth the tools that they need to analyze all messages, not only in the media, but any messages that they're getting, through their teachers, through their schoolwork, through their City officials, County officials. And it helps them to make more informed decisions.

COMMISSIONER SULLIVAN: And is there some report or outcome evaluation that you get or will get on this?

MS. BEARDSLEY: We actually do. They do evaluations with the students before and afterwards, I believe, so that they can figure out what the impact is and if it really did help them. We have, along with this project, they submit a number of students to

us, a list of a number of students that they contacted through each of their sessions. They're also required to pass this information on to the teachers in the four middle schools so that they can continue this program, even when Peter D. and Company are not around. They are required to have two days of teacher training and one full day of student training at each of the four middle schools in Santa Fe County. And the other thing we started this year is we will be working with San Ildefonso Pueblo, and will actually be working with the students and their parents out on the Pueblo.

COMMISSIONER SULLIVAN: Okay, well, maybe just a suggestion – and I understand, congratulations by the way on your appointment as Santa Fe County DWI Program Coordinator.

MS. BEARDSLEY: Thank you.

COMMISSIONER SULLIVAN: And we look forward to lots of continued active work in that field. Perhaps when these renewals come up, if we could get a copy of those reports or a summary of them included in the packet it would be helpful to me, just to keep me apprised of what the progress of the program is. I think everybody works better when they know that someone's looking at what their outcome is.

MS. BEARDSLEY: Mr. Chairman, Commissioner, I'd be happy to do that.

COMMISSIONER SULLIVAN: Thank you. Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Okay, any other comments? Commissioner Sullivan.

COMMISSIONER SULLIVAN: Move for approval, Mr. Chairman.

CHAIRMAN ANAYA: Motion.

COMMISSIONER MONTOYA: Second.

CHAIRMAN ANAYA: And a second. Any more discussion?

**The motion to approve Consent Calendar item X passed by unanimous [5-0] voice vote.**

CHAIRMAN ANAYA: Okay, what does the Commission want to do? Do you want to break for lunch, or do you want to hear the – go on with the agenda?

COMMISSIONER CAMPOS: I'd like to break for lunch.

CHAIRMAN ANAYA: Break for lunch.

COMMISSIONER SULLIVAN: I think the water thing might take a little while.

CHAIRMAN ANAYA: So when do you want to come back? 1:30?

[The Commission recessed from 12:20 to 1:35]

**XIII. C. Water Resources Department**

**1. Request Approval to Raise the Rates for Water and Sewer Service with the Santa Fe County Utility (PUBLIC HEARING)**

STEVEN WUST: Thank you, Mr. Chairman. I also have here to be available for specific questions Milly Valdivia, our financial supervisor, and Doug Sayre, the utility engineer.

One month ago, at the County Commission meeting, we came before the Commission and requested direction on how to go about looking to raise our rates. There are a couple of needs that we have, and we are an enterprise fund, so we're supposed to pay our own way. And at that point, based on the direction of the Commission, one of those pieces of direction was to come back to this Commission meeting as part of a public hearing to propose a rate raise and request approval. And that's what we're here today to do. I have a short PowerPoint presentation that gives you some of the background that shows the growth, the utility, and where the money would be going, and then the proposed rate structure.

That was my scanning job, if you look at the lower left corner there. But the water company just celebrated its tenth anniversary as a County water company. So we put out a little sticker on the various bills that went out. So I wanted to throw that in.

CHAIRMAN ANAYA: Looks good.

DR. WUST: I think this is just the title slide. This is the last one with animation. But we're looking to talk about our rate structure increase. But this is a little history of the sewer utility. It's really a short history, just a couple items. We leased the pen wastewater facility, and we acquired the Valle Vista sewer, and we now operate both of those. Our customer base has not grown very much. It's basically what we acquired. So you can see that in '03 we had 296 customers. In April '05 we had 304, and it's not growing. So that's basically what it is right now.

However, the water growth has been quite a bit more dramatic. You can see in '96 we started with three customers and as of today, well, as of March of '05, we have 1,210 customers. And that is growing at a rate of about ten to twelve customers a month. So we're looking at 120 to 150 or so customers a year of new growth. The rates were last raised in October of '03.

Also, to show our growth in our size, the area in blue there in the map is the County service area. Now, not all of that area has infrastructure where we're actually servicing people. But that is our designated service area. You can see included in that is one that was added in '04. That was by vote of the County Commission. We added that section to our service area. Right now, we're in the midst of - I'm working with our GIS out of IT, and we're trying to get GPS locational data on all of our infrastructures. So by the end of the year, we'll be able to show you a map that shows where you where all the valves and tanks and main lines and things like that are. So that's one of the projects we're working on right at the moment to help improve our mapping.

In the last couple of years, the Commission has requested that the Water Resources Department – this is a name change, it used to be the Utilities Department – take on additional responsibilities. Traditionally, the Utilities Department ran the utility, both water and wastewater. And the County Hydrologist originally was housed in Land Use, then moved over a few years ago to Utilities. But the County Hydrologist's primary duty, traditionally, has been to review permits from Land Use. However, in the last couple of years, the Commission has requested additional responsibilities on our department. And they include our traditional responsibilities, for example operate the water and the wastewater system, but also now we are planning and developing future water sources, such as using the hydrologic model that we're in them middle of to develop a drilling program to have a conjunctive use strategy. Of course, the Buckman Direct Diversion project that we're involved with. And also we're looking at regional wastewater treatment plants for County operation in the future.

The other thing we've been doing is we've been having a number of partnership meetings with various other water utilities, primarily mutual domestics, but also larger entities such as the Eldorado water and wastewater – Water And Sanitation District, sorry. Eldorado Area Water And Sanitation District. And so we're looking at various ways – it was mentioned earlier today, about ways we could partner with them and stay legal, yet help them and integrate the thinking of all utilities into a more regional understanding. Of course, one of our negotiating partners is the City.

The other traditional use that we're still doing is reviewing hydrology studies for land use permit applications. With all those responsibilities, what I looked at was to try to reorganize the department to better meet these responsibilities and providing that additional cost overrun. So we looked at how many personnel we would need to perform all these activities, and this is the organizational chart that I've come up with. The ones in blue are existing positions. Right now, I'm in a dual position of director and County Hydrologist. So that's one person in two positions right at the moment. The ones in yellow are additional positions we are proposing.

There have been a number of questions from the public and from Commissioners about what these additional positions would do. So I'd like to just quickly review what they're in there for. The easiest one is the field staff you see under Utilities Operators, our operator is Leonard Quintana. And with our growth and our future growth that we already see, and potential future growth – for example, we're going to, by the end of this year, be putting out plans for totally re-doing the Valle Vista wastewater treatment plant, and all the sewer lines in that area. We have to talk about negotiating our lease on the wastewater treatment plant at the state pen.

So on the wastewater side we're already looking at growth. And while of course studying potential regional plants in the future, on the water side, not only are we growing, as I mentioned, our customer growth, but we will be involved in some way with the Aamodt decision for the water system in the Pojoaque Valley. And potentially a wastewater system there too, depending on how that goes. And water systems, depending

on how we partner with the various mutual domestics, there may be some operational activities involved with those. And with our existing and near-term future growth, it looked like a very good idea to have additional field staff. Right now, our field staff are – we have people on-call seven days a week. Who are working seven days a week, and they trade off days off. And we also have an emergency call person seven days a week, in case something happens in the middle of the night. So additional field staff would be very useful.

Over on the right side, under County Hydrologist, the County Hydrologist we're looking at to look at more of the regional water resource type of activities, such as investigating new technologies. For example, desalination was presented to this Commission, and we were asked to evaluate that. We're looking at the conjunctive use strategy, the hydro model, things like that. Or water resource, we're going to have a big drilling program that goes along with that conjunctive use strategy. Those are all very good duties for the County Hydrologist, looking at water resource and water use. But a lot of the time, the County Hydrologist traditionally has been taken up with permit review. So a lot of those permits are not extremely complicated but very time-consuming.

So we looked at, in order to do this efficiently, to have a position under the County Hydrologist who would be primarily working with Land Use on permit reviews and working with Land Use on the more recent request to get a handle on the well metering program that the Commission has been imposing on permits to try to look at water use. Our department, for example, we have records of all use of any customer of ours. So we already have an existing database of water use. And we've been involved with Land Use and IT to integrate a database that would include domestic wells that have been metered, and to try to get a general handle on use out there for domestic wells. That would all be part of that position.

The last one you see, it's called Reception, but actually I want to emphasize it's really customer service. For any of you who have visited our building, you know the security measures that were put in place because we deal with cash, people come and pay their bills. You walk in the front door of the Anacon Building now and you're greeted with an empty bank teller security window and a locked door. And that's not very conducive to customer service. We have people coming every single day to pay their bills. We have people come in every single day looking for cards to purchase water from our water vending machines that we have a few of in this area. And we have people coming in every day to ask questions about their bills or to argue about their bills. Our administrator, Goldie Ledbetter, is one of our excellent customer service people. And she deals with the serious questions, the folks who want to backtrack their billing, look at their water use and try to judge it against their meters. But there's nobody when they just walk in the door and they just want to pay a bill, or they just say, What do I do to get a water permit? So this would be very helpful.

Also, Joseph Gutierrez, the new PFMD director, is trying to fill our building with more bodies. And that means there'll be many more people coming in and just asking to

see somebody. And we really, really need somebody at that front desk to take care of customers. That's a customer service position, and that's why we have that one there. But again, we tried to keep it at that kind of level. There's no reason to be having our higher-level people have to go answer a door. We'd like to have a front desk person to do that kind of thing.

So we tried to do this with a minimum number of people to make it efficient, and the positions at the level they should be for the activities we want. That all being said, that's in essence what the need is for additional revenue. At the moment, as I said, we're an enterprise fund. We're supposed to pay our own way. We don't get general fund revenue. And as of last year, we were fairly close to breaking even. And that included our water side subsidizing the wastewater side, which actually loses money. So the water side and the wastewater side together, when you even them out, we came out about \$10,000 ahead. And that was last year. So we're pretty much breaking even. So doing any of these things that we need to do in terms of positions, we have to generate additional revenue.

In addition to that, the City is going to raise our wholesale rates. This was something that was agreed to in the water service agreement between the City and the County after all those negotiations. They're raising our rates. And actually, Galen Buhler told me recently that they didn't realize they could raise those rates immediately upon signature of that agreement, and they didn't. So they're looking at doing it right now. So this is something in our immediate future.

So last month I laid all this out for the Commission, and told them various ways we could go, that is funding one position, two positions, half a position, and what that would do to the various rates. And the direction that the Commission expressed at that time was, Go ahead and present our rates such that we would pay the additional fee the City is charging us for our wholesale wheeling rates and be able to fund those three positions. So that's what you see in front of you now.

And this is broken down more. Now, what you see in the paper is mainly what we look at a general residential rate. But here you see a whole list of things for different meter sizes, different rates for commercial uses and things like that. So mainly what I talked to with the newspaper was - because most of our customers are residential, and most of them five-eighths inch meters. I kept it to that level. But you can see here the whole layout. And it's got our current rate on the right side, the proposed rate in the middle there in red, and then the various subjects that those rates apply to over the west side.

I also added in - I don't think this was in the one I printed for you. But I added this just the other day. You can see what that does to the average bill. And again, this is a residential rate, and it doesn't include taxes, it doesn't include summer surcharges, it doesn't include our paying into the water conservation fund, which is three cents per thousand. That's not very much. So we just looked at a regular five thousand gallon bill, looking at the base rate, which is actually a service charge, by the way. A base rate is not up to a certain number of gallons. It's a service charge. It's done by every utility. With our service charge and our per-thousand charge, a five thousand gallon bill would be about



\$41.10, and then you add onto that various other things, depending on the time of the year and the taxes.

You can see on the other side, on that picture, the additional rate revenue that we would generate by this proposal - and this is just assuming the \$5.32. We did not figure into this summer surcharges, drought surcharges, things like that. I have another slide that says a little bit about that in a moment. But just with this rate and this base charge, we get an additional rate revenue of \$141,669, and an additional base revenue of almost \$31,000. With those three positions and paying the additional city fee, we need about \$183,000 per year. That's pretty close, and actually it would be okay, because we have these other charges that will probably end up in there. Some of them get paid right out, for example what's called the state surcharge. That's our water conservation fund. But things like summer surcharge and things like that we didn't put in there, because we were just trying to look at our base.

The other thing that's assumed in here, this is if we no longer have to subsidize the wastewater side of things. So part of this proposal is to increase the rate of the wastewater side. This is simply so it will break even. This is not to help fund the positions. This is not to help fund any kind of City charge. This is to be able to have the wastewater pay its way. I believe there's some funding of existing positions in there, because of the wastewater operators. But right now, it loses money. So we looked at this rate to try to get a handle on evening that out, income and outflow.

The rate, by the way, for wastewater - this is often confusing for folks. We had a couple of questions on this from the public. How do we measure this? Well, we do meter wastewater. You don't meter sewage. It's based on your water usage. So because we're the same utility for both, we look at - and this is how everybody does it. You look at how much water they use, and then we base our rate on the water usage. And it's assumed that your water usage, whatever you're using at home, some percentage of it goes down the sewer. So we're looking at these rates, and you can see the layout there.

That's what we're looking at there. I skipped a slide there. So this is the wastewater rate. You can see it's less than the water rate. That's what sparked me, I thought it looked like the same as the water. That's our wastewater rate. The total additional revenue needed is a little over \$25,000, almost \$26,000. And there's three options there that Millie put together. But the number one is the suggested one. That will take care of us. So we're looking at a service rate of \$6.54, and a rate per thousand gallons of \$3.50 for all usage. Currently the rate per thousand, it's about 2,000 gallons of water usage, and we're looking to switch that to all usage. That way, we keep the rate the same. But since we apply it to all water usage, it gives us additional revenue. So people won't see the rate change, but your bill will go up a little bit. And you can see the average sewer bill has as a use five thousand gallons of water.

Now, that being said, I'll go back to what everybody was staring at and wondering what I was talking about. The Commission requested at last month's meeting that we also look at an option of adding a surcharge for high water use. And that's what you see here.

The first five thousand gallons, that's the rate that we proposed, \$5.32. Above five thousand to ten thousand, we would two dollars per thousand. So it would be \$7.32 per thousand. Above ten thousand, we add an additional four dollars on top of that, so we come up with \$11.32 per thousand. Above fifteen thousand, we add another four dollars on top of that, so it comes out to \$15.32 per thousand. The stuff in red would be the new rates. The other stuff are the usual suspects that we have to pay already, or are already part of our rate structure.

I'll use this to tell you that one of the things that was requested of us at the last Commission meeting is that we make sure that we inform the public, and we allow some comment. So what we did was put a letter in the first of June's bill. People got it the first week of June. We put a letter in there describing that we were going to do this. We said that what the rate would be about. Of course, we said that until it goes through you, we didn't know for sure what it would be. But it was the number that you saw here today, \$5.32 per thousand, and \$14.50 for a service charge. We explained to them the same thing as I did to you, except in less detail, why we were looking at an additional rate, what the City would be charging us. By the way, the City's rate is going up from \$2.92 to \$3.50. It's what the City's rate is going up on us.

So we explained that to them in the letter, told them there would be a hearing at today's Commission meeting, and told them when and where. And I gave them my e-mail, and I gave them my phone number, and told them to feel free to call me with comments or questions. I had some response, I think five people: couple of e-mails, a couple of calls, and somebody who saw me on the street and started talking to me. Mostly they were questions, Why do you need to raise the rates? One question was why is the City raising its wholesale rates? And I directed them to the City, because they did a rate study. I don't know all the details of that.

It was interesting, a lot of the commentary were in support of being able to pay our own way. They understood that we needed to pay our own way. They were in support of an inclining rate, which you see here, that is, charging more for high water users. The main commentary on that was folks would like to detach that surcharge from the drought stages, the reason being that the drought stages come with restrictions on use. For example, one person said, I'd like to be able to water my garden twice a week, and if I'm very water conservative, why can't I do that and not worry about a surcharge? Because she said she only used 1500 gallons a month and would be interested in watering her garden a little more often, but was very much in favor of having a surcharge for high water users. This would detach it from having to declare drought stages, and so there would be a high water use.

But we were requested to look at that option, so we put that in there. The other consistency of the folks who supported an inclining rate was that the numbers we proposed were way too low. The comments were, You should charge way more than that. Anywhere from ten dollars a thousand to twenty or 25 per thousand for excessive water use. So this is what we were looking at, because we didn't want to make it too burdensome for high

water users who were in the lower income categories. Our two highest water users happen to be two areas that are both in the highest income area and the lowest income area. So we wanted to try to balance that.

And one of the ideas that we discussed in the ideas that might be very useful to help out with that is to keep a chart like this, if the Commission so chooses. But anything we get as part of this inclining rate, in other words the additional revenue from these surcharges, we set aside in a fund. And we use that fund to help, where we can, legally. For example, County Housing would be a great example, to help purchase low water use fixtures for those houses. And I've talked to Robert Anaya about that, and we could work together on a program. For example, County Housing, we could buy front-loading washing machines for County Housing. It'd be part of the house, so we wouldn't be giving them to individuals. But front-loading washing machines use dramatically less water than top loaders. And a lot of the families are larger families, and they use their washing machines a lot. Installing aerator faucet heads, installing low-water use showerheads, things like that. The City had a subsidy program. I don't know if they still do, but they certainly did. I'm helping to subsidize the purchase of things. We could look at that. But that was one idea of what to do, if the Commission directs, to have an inclining rate. We could set that aside and not just be charging people, but actually use that money to help conserve water. So that was another idea that came out.

So that, I believe, is it. I stand for questions.

CHAIRMAN ANAYA: Any questions of Steve? Okay, Commissioner Montoya.

COMMISSIONER MONTOYA: Steve, you mentioned the increase the City is going to be passing onto us. How much is that again?

DR. WUST: Mr. Chairman, Commissioner Montoya, it's going to increase from \$2.92 to \$3.50 per thousand gallon. And I might add that - at least the last time I talked to Galen Buhler, this is still the number they're thinking of - the City is looking to raise their customer rates. And we actually are the same as what the City's proposing, \$5.32 for a retail rate for a customer. But we have a lower service charge. They were looking I think at \$16 for their service charge, and we're looking at \$14.50. The wholesale rate would be going up to \$3.50 per thousand.

COMMISSIONER MONTOYA: Okay. And then the wastewater section has been operating at a deficit. How much was that deficit?

DR. WUST: Mr. Chairman, Commissioner Montoya, I'm asking Milly. She knows all the numbers. She said about \$150,000, but part of that subsidy is from the environmental gross receipts tax that we receive a share of. And that portion may get eliminated if we can raise our rates at the wastewater site. But that pays off a portion of that subsidy, so it doesn't all come out of water. But to about \$150,000 a year it loses.

COMMISSIONER MONTOYA: Okay. And the environmental GRT is something you said that may go away?

DR. WUST: No, Commissioner Montoya, not that it will go away, but our

need for it may go away or be reduced. Part of that environmental GRT also goes to Public Works.

COMMISSIONER MONTOYA: Okay. And then regarding the position that you're looking at, the permit review, that would be a hydrologist as well? What type of an individual are you talking about?

DR. WUST: Mr. Chairman, Commissioner Montoya, most likely an earth scientist, because the primary review for the geo-hydrology reports and the permit is well completion, well logs, a calculation of water availability, saturated thickness, specific yield. They also review water budgets. But that's kind of a minor part of the review. The real controversy is always the water availability and the ability of a well to produce that water.

COMMISSIONER MONTOYA: Okay. Then my last question is the history on the wastewater utility. From September '03 to April '05 there were only eight new customers. Why was that? Because if you're not going to get any more customers, well, then, you're going to have to raise the rates.

DR. WUST: Which part were you looking at, Commissioner? Between which years?

COMMISSIONER MONTOYA: September '03 and April '05.

DR. WUST: Oh, on the wastewater side.

COMMISSIONER MONTOYA: Right.

DR. WUST: That's because - are you asking why so few?

COMMISSIONER MONTOYA: Right.

DR. WUST: Basically because this is just the state pen and the Valle Vista system, and we're not expanding any of those. There hasn't been growth in that area. The water, for example, we keep expanding our utility and new developments come online. Particularly Rancho Viejo. That was one of the big jumps. But on the wastewater side, it's only Valle Vista. That's been pretty stable in terms of the number of people.

However, we're looking at - and I mentioned earlier about growth - that plant is sorely in need of upgrade. We're already in violation of an EPA regulation on that. And we're looking - the money's already available by the end of this year to help start construction on a brand new wastewater treatment plant, one that's state of the art and expandable, and would include facilities for our staff or the field staff. And because of that, what I'm leading up to is that would give us the opportunity to look at that as a potential at least local wastewater treatment plant, and add customers, and therefore, we could see growth. For example Santa Fe Brewing Company has its own little treatment unit, but they have a potential to come onto ours, any other growth there, to take people who are on septic tanks in that area and maybe put them onto our system. So once that gets built and upgraded, there is a potential for growth. But as it is, it can't handle anymore. It's tapped out. So we couldn't grow it if we wanted to without rebuilding it.

COMMISSIONER MONTOYA: Thank you.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Thank you Mr. Chairman and thank you Steve. I appreciate you coming forth with this in-depth of a report. As I look at it, initially I'm concerned about the trend analysis for increased customers. When you look at the beginning to 2005, 1996 to 2005, the trend curve on that would be huge. And I would only imagine that if we were to look into ten years from now, we'll continue to see that trend curve increase. So I think at the very minimum we need to consider looking at the rates right now, at least to create the better benefit for services through the FTEs.

There's some real specific questions I had. At the last BCC meeting one of the requests I made is for us to revisit our Water Conservation Ordinance and I know that part of the need for that is to create the FTE support for that. But you did talk about a rebate and a recycle program, and I don't know if our utility, our Water Resource Department is actually at a place where we can start doing some sort of cross impact analysis with regard to rates and rebates and those kinds of things. But I think I'd like that Water Conservation Ordinance to be looked at from that perspective if that's at all possible.

You had mentioned that the BCC has given you some direction with regard to desalinization and that's the first I've heard of that. If we were to pursue that kind of a project where would we be going?

DR. WUST: Mr. Chairman, Commissioner Vigil, that was just because someone came to us or came to the Commission and said they had a plan to desalinate water in the Estancia Basin and the Commission just requested me to look at the technology and see if it was viable or not. I came to the conclusion that at this time it's not really an efficient way for us to look at new water sources here. The City looked at the same thing and then decided against it. But it's important and the Commission requested that we be up-to-date on the technology because Alamogordo, for example, is building a desalination plant. The City of El Paso has one and so they wanted to make sure that we were up-to-date on that.

Mainly that evaluation was that that proposal was not worthwhile for the County but the technology is certainly getting better, getting more efficient and it's something for us to keep our eye on. But it's nothing for us to pursue at this time. That's kind of where that came from. So it's not a proposal that we're going in that direction, but it's a proposal that we want to keep it with it, because, for example, even deep wells in the Santa Fe Basin may hit water that could be brackish and so desalination technology could be important. The technology, by the way, is very similar to the type of technology that we're going to be using at the Buckman Direct Diversion. They are similar technologies in certain respects so knowing one technology - it's kind of keeping up with the technology is what it is.

COMMISSIONER VIGIL: Okay. And Mr. Chairman, just a couple of more questions. With regard to the RFP on location of water wells, where are we?

DR. WUST: Mr. Chairman, Commissioner Vigil, right now we are in basically I call it phase 1. It's its own contract. But the first step was to develop a computer model that would show the hydrological characteristics of the aquifer in the area

that we would look at for wells and include in that, after that's done, is a little second step of that same contract to look at it's relationship to other factors that the Commission wanted to consider. For example, are we close to our own infrastructure? Are we close to neighborhoods with domestic wells? Is it an area that's viable in terms of just legality to drill a well. So we're right now in the middle of that model development. As soon as that contract was let we got a call from the City that was doing its own model and wanted to collaborate so we got the go-ahead to do that, so actually it's a collaborative process and it's a comprehensive model of the city and surrounding area of the county all the way down to Galisteo Creek, goes south to Galisteo Creek and then north to the County line and east to Cañoncito. Some of that has to do with the geology. There's a huge fault at Cañoncito and it's really hard to model past that and south of Galisteo Creek.

We looked at the area we would most likely be drilling in because that's where our service area is, our growth area is. So we're in the middle of that right now. As a matter of fact we're scheduled for July 26<sup>th</sup> meeting, the administrative meeting of the Commission, a presentation by our contractor, Interra, to give you an update of where they stand. The first steps were data review, model development, trying to get all the sort of technical background of how they're going to do the model. And that was a deliverable required of them that they come in front of the Commission and tell you where they're at. And they're right on schedule, as a matter of fact and that is now scheduled to give you that update. We're looking at finishing the model by the end of the year and subsequent to that model, that's going to tell us the good places for wells, both from a hydrologic standpoint and from a community relations standpoint and from there, then we're going to put out another contract to drill wells. I don't know how many it will be; it will still be based on the model.

So the well-drilling program is awaiting the model and that's how it was requested to get set up. Because there's no reason to be drilling wells without having some understanding of the aquifer before we drill them and this way the County is taking the lead on where to drill wells, not developments.

COMMISSIONER VIGIL: Okay. And if I'm to understand correctly from your presentation and from the most recent information I've received, the increase that you're proposing is the same increase that the City is proposing for its water customers. Is that accurate to state?

DR. WUST: Commissioner Vigil, I don't know if the increase is the same because I don't know what their current rates are.

COMMISSIONER VIGIL: Well, the amount.

Se: The amount? It would be the same per thousand, if we go with what they've told us so far. The last, as a service charge by two dollars a month. They were looking at \$26. By the way, I tried to back-calculate out of my own bill, I live in Eldorado, because they don't put the rates on the bill, but I back-calculated out. They have a lower service charge. It would run around nine dollars and something. But their rate was around \$8 per thousand. So the rate in Eldorado is even more than what we're proposing.

COMMISSIONER VIGIL: And that explains itself because Eldorado is a private utility company. Is that accurate? Or is that how you explain that?

DR. WUST: No longer. It's the Eldorado Area Water and Sanitation District. Yes, it used to be. That's where the rates came from, when it was a private utility. That's correct.

COMMISSIONER VIGIL: Thank you, Mr. Chairman. No more questions.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: On the rates that you worked up, Steve, for the inclining rates, were those also derived to achieve the \$183,000 that you were trying to?

DR. WUST: Mr. Chairman, Commissioner Sullivan, no. That \$183,000 was what we needed to meet the City and the positions. As you saw on the side of that, as I said, I added it after I printed your version. The additional revenue generated was based solely on that rate and the increase in the base. And it came to about \$171,000.

COMMISSIONER SULLIVAN: Okay, but my question then was would this inclining rate do the same thing, generate \$171,000?

DR. WUST: The inclining rate, we didn't try to calculate that for a couple of reasons. One is just a stab in the dark the numbers I gave you - two dollars more and four dollars more and four dollars more. Plus, when you do something like that you get people hopefully to use less water. So using our current customer use, it may give a misimpression about how much additional revenue that would generate. So we did not try to calculate out how much above 5,000 was getting used, how much above 10,000 was getting used, and try to generate a total revenue from that. Because there were just too many variables that could change today.

COMMISSIONER SULLIVAN: Because it looks like it's a considerable amount. When you're dealing with \$5.32, essentially, in your current rate structure, the only additions you have to that area summer or drought surcharges, right?

DR. WUST: Mr. Chairman, Commissioner Sullivan, that's correct. Those are the only surcharges we present.

COMMISSIONER SULLIVAN: So then if there were no summer or there were no drought, you would continue to pay \$5.32. The inclining rate goes from \$5.32 to \$7.32, to \$11.32 to \$15.32 per thousand gallons and so you quickly pay double or triple the rate so it seems like that would encourage conservation and it also seems that that would generate more revenue. That's why I was asking.

DR. WUST: Mr. Chairman, Commissioner Sullivan, that's correct. And as I mentioned, the public comments we got on this specific issue, they wondered why it was so low, tripling the rate. I can also mention that because in general, commercial customers use more water, we're certainly happy to look at not making it equal to commercial compared to residential but that would be an option we just wanted to present because we know many of our commercial users already use a lot of water and so would we want to be adding a surcharge for excessive water use if that's their actual water -

COMMISSIONER SULLIVAN: Now, this inclining block rate isn't the whole rate, you would still have your residential and commercial service charges, right?

DR. WUST: Commissioner Sullivan, that's correct. This is just the per-thousand. That would be the only thing that changes. The service charge is the same. The water conservation fund part is the same. If we stick with the summer surcharge, that would stay the same. This is assuming just a change in the rate for usage.

COMMISSIONER SULLIVAN: Okay. And that's my other question. What's the rationale for the summer surcharge?

DR. WUST: Mr. Chairman, Commissioner Sullivan, that's something that the City actually does also. The rationale is that's a time of high water use in general and low water supply, additional water supply because the spring runoff is gone and the recharge is gone and it's an encouragement for people to watch their water use in the summer because that's when all the water use happens. It makes for spikes in income I think for any utility but the whole idea is there's such a large amount of water use in the summer compared to the winter that there's a surcharge put on. The City actually does that. Well, I think they're proposing that in their new rates, the summer surcharge.

COMMISSIONER SULLIVAN: And what made you select, on the residential column on the inclining rate, the 12,000 gallons as the point to start summer surcharging. Well, 5,000 actually you did, and then you break it at 12,000 for the \$2.50 as opposed to breaking it, one of your break points for your regular usage. Seems to complicate the structure.

DR. WUST: Commissioner Sullivan, that's what's done right now. That's why it's 12,000. It's really more why do we look at 5,000 and 10,000 and 15,000 on the other one. You asked what was the number of gallons for .2 acre-feet and I think it was like 5,400 something a month.

COMMISSIONER SULLIVAN: 6,200.

DR. WUST: Okay.

COMMISSIONER SULLIVAN: I don't know. Maybe you're right.

DR. WUST: I'd have to do it with a calculator, but the reasoning on this was 5, 10, 15, is very easy for customers to pay attention to and when you start saying things like 6,000, 12,000 - 5, 10, 15, is a real easy number for people to grasp.

COMMISSIONER SULLIVAN: That's why I was asking on your inclining rates why you continue to use the 12,000 gallons.

DR. WUST: That's because that's what is currently done. So we weren't proposing to change that. That's just a current thing.

COMMISSIONER SULLIVAN: Okay. But that could obviously change.

DR. WUST: Commissioner Sullivan, I think that's a really good point. We'd hate to have one surcharge kick in at one point and another charge kick in at another.

COMMISSIONER SULLIVAN: In the middle of a block.

DR. WUST: So we could just as easily do an inclining rate at 6,000, 12,000, 18,000 and make it in intervals of six and that way it would match the summer



surcharge.

COMMISSIONER SULLIVAN: Or you could do your summer surcharge at 5,000 and 10,000.

DR. WUST: Or do the summer surcharge at 5,000 and 10,000, just as easily.

COMMISSIONER SULLIVAN: Either one. I think in looking at this, the biggest impact will be on commercial users because as I read your rate schedule now you're fairly low on commercial. You're only charging \$4.09 for commercial usage per thousand gallons and you only have a one and two dollar surcharge. Let's assume more commercials use over 50,000, so it's really just a one dollar surcharge. So really commercial rates now are \$5.09 a thousand, plus your meter charge or service charge. So let's say five dollars a thousand and you're going up to \$15 a thousand above 15,000, which most commercial would be. So it does look like you're tripling your rates on commercial. Do you agree?

DR. WUST: That would be - the same as residential, we triple our rates too. If it goes from \$5.32 to not quite triple. As you can see in the inclining rate it shows residential and commercial the same.

COMMISSIONER SULLIVAN: But I'm thinking of a typical commercial user, a typical residential user would be down around 5,000 gallons. A typical commercial user would probably over 15,000, over 50,000. And so they'd always be at the upper end and residential would always be at the lower end. So I think the impact on the residential would be less than it is on the commercial. That's the way it seems at least.

DR. WUST: That's correct, because those rates only apply above 15,000 for each - it doesn't get retroactive all the way to zero. So the larger commercial users would see a very significant jump with this inclining rate. And again, we can look at that to try to sort of balance something with the commercial versus the residential. But to keep it as a demonstration of what one of the options you requested us to look at, we tried to keep it just the same at this point.

I don't know. We'll have to check how many of our commercial users use over 50,000. I know there are a few. We have 24, 26 commercial users, although a few of them are really low. The small businesses use less than .25. In fact small businesses, when they get a commercial development permit they're required to stay at .25, so they'd be more in the realm of residential in terms of the impact on them for the small businesses.

COMMISSIONER SULLIVAN: Well, then my last question was of those two water structures, which is staff's recommendation?

DR. WUST: The water or the wastewater?

COMMISSIONER SULLIVAN: The water.

DR. WUST: You're only given one here. It says water rates structure.

COMMISSIONER SULLIVAN: I've got -

DR. WUST: The proposed rate there, you look when it says base charge, base charge, base charge, those are for different meter sizes.

COMMISSIONER SULLIVAN: Yes, I know, but of the two, the water rate structure that you have on the first page and the inclining rate structure, which I assume is a water rate structure, isn't it?

DR. WUST: Oh, I see what you're saying, Commissioner Sullivan. We were asked to show that option and we're just presenting that.

COMMISSIONER SULLIVAN: I understand. And I'm asking you, having done that, now which do you favor?

DR. WUST: I think there's a difference of opinion in staff. I happen to – and I would say the public reaction – I know there were only five, but they all supporting an inclining rate structure. So that's the reaction I've heard so far, and I would favor that. The only caveat I would put into that is if the City imposes a summer surcharge on us, on the wholesale rates we might want to take that into account in terms of our inclining rate. But I don't have a real problem with the inclining rate. I think it's very conducive to water conservation and actually, as one member of the public mentioned to me, the same lady who said, well, I really conserve and I'd like to water more but I don't like this inclining rate structure because I don't use that water. She said, well, you know, if somebody's attitude is, I don't care. I have a lot of money. I'm going to go ahead and use 20,000 gallons a month, then sure enough, we should be charging them.

So hearing that from the public I felt was a really interesting perspective so an inclining rate I think is a very good thing because it encourages conservation and it rewards people who conserve. One fellow asked me about whether we could give rebates to low water users and my response was well, by conserving you're already at the low end, especially with an inclining rate structure. It's kind of like a rebate because you're not charged as much as people who use excessive amounts of water. That's a dual purpose at that point.

CHAIRMAN ANAYA: I'd like to hear from the rest of the Commission or if not, I'd like to move on to the public hearing. Steve, when you talk you do not break, because I can't get in there and stop you.

DR. WUST: Sorry, Mr. Chairman.

CHAIRMAN ANAYA: You just like to talk water.

DR. WUST: I get interested in it.

CHAIRMAN ANAYA: Okay. We're going to open it up to a public hearing. Go ahead and come on up, Mr. Garcia.

DELANO GARCIA: Thank you, Mr. Chairman, Commissioners. Just to start off, just to give you an idea of how much – my name is Delano Garcia. I'm the director of government affairs and the liaison for the New Mexico National Guard, otherwise known as the Department of Military Affairs. Just to off the bat to give you an idea of how much water usage we do, we use an average of 400,000 gallons a month. So you can see how much we would be penalized. We're not here to fight this, we'd just like some consideration for now. The gentleman said that you might consider something, a special rate or something. That's up to you to decide but I just wanted you to know how

much I appreciate the impact it would have upon us.

We have a huge complex out there across from the old racetrack, many, many buildings. As far as conservation, we have gone almost exclusively to xeriscaping. We've gotten rid of all the grass. It's like Gravel City. Everything's gravel now. Another thing I'd like to say is a lot of people think the National Guard gets all the money from the federal government; they don't. The National Guard building is built with state money and federal money. Very little state money, mostly federal money. Once that armory is built it automatically becomes state property and we're responsible for the maintenance and utilities of that facility. So that money comes from the state, not from the feds, for utilities. If it remains a federal facility then it comes from the federal.

We have 32 armories statewide. The other thing that I'd like to point out is that as you all know, the government has requested from all agencies that we stick to a flat budget. As you know, the role of the National Guard has changed dramatically in the last few years. It's going to continue to change. More training, more requirements upon the Guard for everything from fighting fires statewide, and Iraq, Afghanistan, and so on. Consequently, all these facilities are used more often. As a result of that their utilities are used more often, more frequently.

And yet with a flat budget, if our utility costs keep going up, [inaudible] it's really putting a constraint on us to the point that right now, when we're just considering it's not in any way a goal right now, of actually moth-balling at least one armory - not anywhere in Santa Fe but in the state because we just can't maintain them anymore. We just don't have the money. We've tried to get as much money as we can from the legislature that did give us some money this last session but for about the last ten years we've been almost a flat budget and it's really hurting. So we just ask this Commission to take that into consideration.

With me also if you have any technical questions we have retired Lieutenant Colonel French Clevenger and he can give you all the facts about how much we use every month, last year, and he can come right up. Thank you.

CHAIRMAN ANAYA: Thank you, Mr. Garcia. Any questions of Mr. Garcia?

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Garcia, I'm curious how you use your 50,000 gallons per month.

MR. GARCIA: Commissioner Campos, if you've gone by the complex, that complex started out as just one armory facility. It used to be in Cerrillos. And now it's just a multitude of buildings out there. In fact we just got the okay from the federal government to open up a Warrior Transition facility to bring soldiers from all over the country, joining from the air force, the navy, going into the National Guard. They will be training from the entire country here in Santa Fe at that complex. So more and more buildings are being installed in there. Consequently, the water use has gone up. We aren't using hardly any

water for landscaping no more. Just a few trees and no grass whatsoever. We also have to maintain all the vehicles, of course personnel, cooking facilities for soldiers that are here training and on and on. Just a lot of high water usage.

COMMISSIONER CAMPOS: How many people do you have on the site working?

MR. GARCIA: Between civilian and military, I couldn't give you that number but I can tell you, at that facility - I really can't tell you, sir. Civilian, what would you say? A couple hundred? Two or three hundred people?

COMMISSIONER CAMPOS: Civilians.

MR. GARCIA: Yes. That's in the National Guard. Then the Department of Public Safety also has its facility there for the emergency response team, the army reserve has a facility there also, so it's quite a few people. We're not counting them at all. The firing range that the City, the County, the State Police is there also and many other facilities.

COMMISSIONER CAMPOS: More than a thousand?

MR. GARCIA: Personnel? Total, I'd say somewhere around there.

COMMISSIONER CAMPOS: And have you done your water efficient toilets, faucets, all that stuff? Is that water efficient? Have you audited all that?

MR. GARCIA: Yes, sir, as a matter of fact, I think you could tell - I can honestly say, Mr. Clevenger is kind of humble but he is actually, I would consider one of the best energy managers in this state. Not only has he saved money for us but for several other agencies. He has gone on to conserve on water, electricity, sewer, almost everything you can think of, any way we can save a penny we've done. Gone to xeriscaping, just everywhere we can we've done that.

COMMISSIONER CAMPOS: Thank you, sir.

CHAIRMAN ANAYA: Any other questions? Thank you, Mr. Garcia. Is there anybody else who would like to come forward and speak. Go ahead and come up.

FRENCH CLEVINGER: I would like to add just one thing to the information that Delano conveyed and that's to attempt to quantify the inclined rate block structure. We're the National Guard. I went ahead and I simulated billings under the new rate schedule for the last year. I already had a spreadsheet in place for verifying County water and sewer bills. What I did is I slightly modified it. I calculated the increase in cost just to our one agency, the Department of Military Affairs, just one of the number of commercial customers that have been alluded to. And just looking at the last 12 months, the inclining rate block schedule, if adopted, would add about \$41,000 to our utility bill. So that's quite a chunk of the total \$180,000 some in additional revenue.

Now in all fairness, you really need to back out about five percent governmental gross receipts because that's in there. So we're still talking about adding about \$38,000 a year at current usage levels.

CHAIRMAN ANAYA: Thank you, French. Does that conclude the public hearing if there's nobody else. Are there any comments of the Commission? Is this an

action item? It's an action item I believe. What's the pleasure of the Commission?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I've advocated for the inclining rates. I think they are a good conservation mechanism. I would just perhaps suggest a change in the summer surcharge from 12,000 to 15,000 but other than that I think they do what they want them to do in terms of that. In terms of the commercial rates, we do have actually two large users. One is the National Guard and the other is the prison. And I don't see the prison here so I guess they're okay financially. But my rough calculations are about the same as the gentleman who just spoke. This would change their annual water bill about \$40,000 a year in increase. So we could see if we felt that was reasonable but we also have to consider that we have a fixed amount of water that we have delivered to us from the City and a fixed amount of use. We have to balance that against economic advantages that the National Guard brings to Santa Fe County in terms of employment and those spin-off benefits from employment.

So I feel the inclining rate structure that's been proposed is a good one. I think we could look at some commercial modification to those two users but I think it wouldn't be a good idea to try to hack that out today. Perhaps we could ask the staff to do a little more research on that and see if they would bring back something that we could consider as a Commission for that.

CHAIRMAN ANAYA: What's that?

COMMISSIONER SULLIVAN: For the high users. For high users, whatever the staff works them out to be, over 100,000 gallons a month or some number such as that because we really multiply the hit hard when we do that and we really only have two high users. Again, correct me Doug or Steve if I'm wrong. Two high users would be the prison and National Guard. So we don't want to overweight our impact on them either. But I don't have a specific dollar recommendation to give you but I would suggest we pass these rates as proposed under the inkling rate structure and direct staff to come back with some potential modifications with regard to high-end users such as the prison and National Guard.

CHAIRMAN ANAYA: Okay. Thank you.

COMMISSIONER CAMPOS: I second that.

CHAIRMAN ANAYA: Was that a motion?

COMMISSIONER SULLIVAN: That is a motion.

CHAIRMAN ANAYA: Motion and second. Any discussion?

COMMISSIONER SULLIVAN: With the one change to the summer surcharge.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Mr. Chairman, I'd like to perhaps amend that motion to clarify, not necessarily high-end users but government users, intergovernmental agencies. I think prospectively in the future we may have some high-end users that we

really need to look at an inkling rate, because I think high-end rate is specific to and lends itself to quite a bit of water conservation, so if you have a commercial user out there that's a private commercial user I think you need to impose some inclining rates but if you have an intergovernmental agency I think we need to work together with them. So if the maker of the motion would amend his motion to have it restate not high-end but government agency users.

COMMISSIONER SULLIVAN: I would say high-end governmental users, because I think when we're down in the regular usage, even though it's a governmental agency, if they're just an acre-foot or so this schedule is just fine for them but when we get into the volume users - I agree with you though that if it's a private entity they can pay that fare but I specifically am focusing on the high end, but I'd be glad to add intergovernmental agencies.

COMMISSIONER VIGIL: That makes sense to me. Is that okay with the seconder?

COMMISSIONER CAMPOS: What does that mean? Intergovernmental use.

COMMISSIONER VIGIL: Government.

COMMISSIONER SULLIVAN: Government use.

COMMISSIONER CAMPOS: That staff would be directed to look at this and maybe come back with some ideas?

COMMISSIONER VIGIL: My proposal, and I believe that's what his motion intended, is that we pass the incremental rate use, that we actually look at perhaps a base rate user, an alternative rate for the high-end government users, and have staff come back with some proposals on that.

CHAIRMAN ANAYA: Does the seconder agree?

COMMISSIONER CAMPOS: I'm okay with the study. I'm just not sure whether that's the policy direction that I would favor in the long term. But I'll go along with it at this point for purposes of study.

CHAIRMAN ANAYA: Any other comments? I've got a couple comments. I'm not in agreement with raising any rates. I think that we always turn to the public when we have a problem. I think we should investigate this more and I'll give you an example. For example, on the permit review specialist or permit review hydrologist. I think that possibly we could take that money or take that individual out of the - or get that individual out of the Land Use Department and then we wouldn't have to raise our rates. I know that the City is possibly going to charge us or is going to charge us but they haven't. Not right now. So I know that we've gone to the public and increased the quarter percent tax, the eighth percent tax. We've gone to the voters to approve bonds and they have, and it seems like every time we turn around we're going off to the public again and again and again.

I think we need to step back and just say, well, what other possibilities are there and not just put together a presentation. And it is good, and I understand, but not just look at it this way but let's look at it other ways. How can we go back to the County, County

Manager, the departments and say, look, this is what's going to happen but how can we look at it and come up with other options and not just but one option is raise the rates. Raise the rates at the landfill. Continually raising the rates.

In the Valle Vista community, if you add what you're talking about today, that community, the people in that community are not only going to have to pay for water but they have to pay for wastewater, and that's somewhere up in the \$75 range and I get calls from that area and they are concerned about why are our rates so high now? So I feel that maybe we can relook at this and come back to the Commission and give us other options. That's how I feel. Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Chairman, I disagree with you. I think we have to take responsibility for our own community. We're getting less and less money from the federal and state government. We have to look at ourselves and take that responsibility. I think what staff is proposing is a very modest proposal and I think it will take us a long way into where we want to be and what we've been talking about for two or three years is creating a water system that really contributes to the viability of this community. If we don't have a strong water system we're not going to get into recycling, we're not going to get into saving the aquifer, we're not going to get into reuse of water, finding new wells. This is something we have to do. It's not just another increase just for the heck of it. It has a very important public purpose. I think this is modest. We have a very small utility company. We're just taking the first few steps to where we have to be and we're looking at five, ten, twenty, fifty years down the road and I don't think we can back down at this point. Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Any other comments?

**The motion to approve the inclining rate structure with a modification to the summer surcharge and a request to examine the rates for high-end government users passed by majority 4-1 voice vote with Commissioner Anaya voting against.**

CHAIRMAN ANAYA: Thank you for your presentation.

DR. WUST: Thank you, Mr. Chairman.

**XIII. D. Matters from the County Manager**

**1. Update on Various Issues**

MR. GONZALEZ: Thank you, Mr. Chairman, members of the Commission. Just two quick updates. One, in the adult facility area, as you know, we're facing takeover of the County adult facility on October 11<sup>th</sup>. I just wanted to let you know where we are in the process. We have made contact with the employees, MTC employees out at the adult facility. We've had several briefings for them, preparing them for the transition process and also helping them with the questions that they've had. HR has taken

the position descriptions from MTC and has converted them into County position descriptions which was a condition necessary to allow those employees to apply for positions on the County side. Those position descriptions were completed yesterday is what I understand and they are being published at this point. We're inviting applications from all of the employees out there to apply for the positions they currently have. At the same time as we're receiving those applications the Sheriff will begin running background checks to make sure we don't have any specific issues there.

We have been in contact with the Department of Corrections who have expressed some interest in partnering with the County in the future for possible use of the unused spaces at the facility, indeed perhaps up to taking two pods for state prisoners in the long run. So negotiations, discussions around how we would structure a contract with the Department of Corrections are in process. If those negotiations go well and we are able to conclude those discussions it will put us obviously in a much better position than we are currently with respect to the facility because we currently have something similar around 75 unused beds at any given time.

We are also in the process of advertising for the warden position, the deputy warden position. Those descriptions have been prepared and we're inviting applications for those positions. So we're moving forward. Obviously a lot of work still be done before we get to October 11<sup>th</sup> but I just wanted to let you know that the staff has done an amazing job in terms of pitching in and making sure that we'll meet that deadline.

And then the other update I wanted to give you briefly was with respect to the bonding process because there have been questions. Just to let you know, the solicitation for the financial advisor so that we can move forward with the bonding closed yesterday, on the 27<sup>th</sup>. The evaluation team for looking at the responses that we got has been chosen and for your information we received responses from five offerors. I don't have the names immediately in front of me but they're well known folks within the bonding field. The evaluation of those responses will take roughly ten days and we're anticipating having proposed award of the contact for you at the administrative meeting in July. So that's moving forward.

We're also moving forward with the refunding of the 1997 general obligation bond. Peter Franklin, our bond counsel is working with RBC Dain Rauscher in order to provide information for the preliminary offering statement and we anticipate closing of that refunding sale on July 12<sup>th</sup>.

And then finally, with respect to road reimbursement, a resolution that you approved on June 14<sup>th</sup>, the funding amount there if you recall was \$425,000. The final budget that we're sending to DFA will include this amount so that it's available for road improvements beginning on July 1<sup>st</sup>. So that's an update on where we are with those matters.

CHAIRMAN ANAYA: Thank you. Any questions or comments of Gerald.  
Thanks, Gerald.



**XIII. D. 2. Consideration of Authorization to Publish Title and General Summary of an Ordinance Imposing 1/16 Percent County Gross Receipt Tax [Exhibit 4]**

CHAIRMAN ANAYA: Who wants to talk on this?

MR. ABEYTA: Mr. Chairman, Susan Lucero will have a short presentation for the Commission.

CHAIRMAN ANAYA: Thank you, Roman.

MS. LUCERO: Mr. Chairman, members of the Board, I have prepared a short slide presentation. I will recognize a lot of the tremendous artwork that our budget administrator, Paul Griffin is capable of and a lot of graphs. What we're trying to demonstrate today and trying to answer any questions you may have regarding the 1/16 general purpose gross receipts tax, what would it be used for, what the need is and why.

So in doing so, our introduction today is to demonstrate what the necessity is for large-scale capital projects that the County is contemplating, we're looking at certain dollar thresholds that we may or may not be able to provide for, and what we need to do as a County in order to prepare and provide a dedicated revenue stream to pay for these types of costs.

As an example, the judicial complex. We have had previous discussions, particularly during our special study session in May for the budget in which we discussed the cost anticipated for a judicial complex, which is ranging anywhere between \$35 and \$60 million. As you can see we have depicted a graph there that goes into great detail showing the different phases of construction, beginning with the land, site development, parking, the actual building construction phase, furnishing, contingency, etc. All of these costs then for this complex are at this time estimated between \$35 and \$60 million. This is for this complex alone.

In order to pay for a building or construction of this dollar-size magnitude the County would need to issue a revenue bond at a term of approximately 30 years. This is the example we're portraying, at just under five percent, which is anticipating increases over the next year to 18 months. As you can see, a \$35 million revenue bond would cost just under \$3 million at 2.8 and a \$60 million revenue bond on the higher end of the scale would cost just under \$8 million a year at 7.6. So keep in mind this range that you see depicted in this graph of just under \$3 million up to a possible maximum of \$8 million for this dollar-size project.

COMMISSIONER SULLIVAN: Excuse me, Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Quick question, Susan.

MS. LUCERO: Yes, sir.

COMMISSIONER SULLIVAN: That's as a revenue bond. If a portion of that were a GO bond - let's say we went to the public and said, This is going to cost \$60

million but we're only going out for GO bonds for \$30 million. Then would this amount that you're projecting here be half?

MS. LUCERO: Mr. Chairman, Commissioner Sullivan, if you were looking at a \$30 million bond over 30 years you would be looking at probably \$2.2, somewhere there, \$2.5 million a year for that same time frame. If it was only \$30 million. Because you can see \$35 million would cost \$2.8. So a \$30 million bond is going to be lower than that, at about \$2.5, \$2.3, somewhere there.

COMMISSIONER SULLIVAN: And the only reason I bring that up is I had some feedback from some of the attorneys in town and so forth and they said, we certainly would like that judicial complex downtown. We'd be willing to go out and advocate for a bond issue and really get the community support to fund it through a GO bond. And I'm think that - well, that was done before and of course the bond failed. Perhaps if we might sweeten the deal this time with a GO bond and a revenue bond, the revenue bond would come out of our own coffers and the GO bond would come of additional taxes. It's just thought.

So if it were a GO bond there would be pretty much a dollar for dollar reduction.

MS. LUCERO: And the beauty of a GO bond or any portion funded with that type of bond is that it is cheaper per taxpayer of course, because you have a wider, wider base. But one thing to be concerned about is how that's packaged to the public. We haven't had luck in the past, as you indicated. Plus we did do a survey last summer and according to the survey the citizens weren't responsive to the GO bond for building type structures.

COMMISSIONER SULLIVAN: Mr. Chairman, they were pretty responsive. As I recall it was down in the 40s. It wasn't at the zero level. It was below 50 percent but it low 40s is my recollection.

MS. LUCERO: It was below 40, somewhere maybe 35 to 40 percent.

COMMISSIONER SULLIVAN: So it wasn't a total rejection but it was obvious that some work needed to be done. Explain to me what you mean by the larger base.

MS. LUCERO: Well, what I mean by larger base is that when you can pledge a bond against general obligation taxes or property taxes, you're looking at an assessment base that's far greater in dollars than consumer goods purchased for example. Every time consumer goods are purchased or construction costs, houses are built and sales are made or we go to the restaurants and we purchase and consume goods and services there. That dollar base is smaller in comparison than your property tax dollar base, and that's why you what you can generate off of gross receipts tax is less than what you can generate off of property tax. And likewise, any bonding is cheaper at the GO bond level or at a property tax level, versus the gross receipts tax level.

COMMISSIONER SULLIVAN: In terms of interest rate.

MS. LUCERO: In terms of interest rate and just because dollar for dollar you have more people, a broader spectrum that share the cost, share the burden.

COMMISSIONER SULLIVAN: Thank you.

MS. LUCERO: Right now, the County has no dedicated revenue sources to anticipate a large-scale capital project such as the judicial complex or a renovation of the administrative buildings or anything of that magnitude. So what we would anticipate is what can we look for to serve and provide that revenue stream? The first item would be the 1/16 gross receipts tax for general purposes that could be dedicated for the purposes of a capital project that we need to bond for. If enacted by next month, by the end of next month it would come into effect January 1, 2006. The collections wouldn't begin until April. So you can see the specific fiscal years, 2006 we would generate \$600,000; in 2007 it would be a full-year's worth of collection at \$2.2 million; and then the following year it would grow as it typically does by about five to six percent.

A second item we would look at is to revisit the ordinance for the capital outlay gross receipts tax. The ordinance restricts the use of the funding for the other portion and you can see we have two streams, 25 percent for other uses as allowed by law, which you were indicating it could be used for debt and general infrastructure. The 75 percent goes for water, roads and open space. The voters approved exactly what you see depicted here – 75 percent for water, roads and open space, 25 percent for other uses as allowed by law.

This revenue stream, if redirected or rededicated through revision of the ordinance would give you \$2.1 million for 2006, \$2.2 million for 2007, and so on. It would grow at the same level as the 1/16. In terms of percentages it's at the same level as the 1/16. So in total, this would be a potential revenue stream of \$4.4 million to \$4.6 million over the next two years time.

CHAIRMAN ANAYA: I've got a question. Is that another option?

MS. LUCERO: It's another option but what I want to explain to you is those two options are a total of \$4.4 million. If you look now at this next slide, which is revisiting an earlier slide, it doesn't quite serve the level that you might be looking at for a \$60 million structure. If you're looking at a \$45 to \$50 million structure, a condemnation of building structures, this you could pay for with those two revenue streams, the 1/16 gross receipts tax and rededication of the capital outlay GRT. You could see where the 1/16 in the graph is just above \$2 million, which doesn't get you into the green zone, which indicates the cost of the judicial complex as an example.

So at a minimum you would need to enact the 1/16 as well as revisit the other portion of the capital outlay GRT in order to begin to gain ground and pay for a \$35 to \$50 million capital project that would be bonded with just revenue bonds. If we work that combination type scenario as Commissioner Sullivan indicated, that would of course give you a little bit more flexibility, gives you another revenue stream. It would be a matter of how it's packaged, how the public approved it.

Of course, the costs we're looking at for the judicial complex alone aren't firm yet. We're still revisiting those figures. We still have to conduct site assessments and things like that, so it's not absolute yet, but at least it gives you an idea of where we are in

relationship to where we could be, where we need to be, and what funding streams we need to dedicate for these types of projects.

CHAIRMAN ANAYA: Commissioner Vigil.

COMMISSIONER VIGIL: Susan, I guess I'm concerned because I don't believe that the quarter percent capital outlay gross receipts tax is as available to us as an option as we would like to express today. Because that referendum went to the voters for the specificity of the capital outlay identified projects that were on the referendum and I think this body, and including the City of Santa Fe have already taken action with regard to how that particular capital outlay gross receipts tax quarter percent is to be used. So I think that money has been dedicated and we've already been working towards prioritizing what projects. In our Public Works Department we have a lot of road projects. We want to share in open space and of course the 75 percent water and wastewater. To me, that quarter percent capital outlay gross receipts has already been saturated. It's already been used. I don't think we should even consider revisiting it or relooking at our ordinance because in my mind what we would be doing would be going back and trying to restate what the voters acted on on that one.

This one in particular has a negative referendum. Am I correct on that? The 1/16?

MS. LUCERO: I believe so. Yes.

COMMISSIONER VIGIL: And how specific is the 1/16? Is it specific to infrastructure, buildings, bricks and mortar? Or does it have a broader interpretation?

MS. LUCERO: Mr. Chairman, Commissioner Vigil, it has a very broad interpretation. It's for general purposes. The last time the legislature approved this was probably back in the 80s. And I think what's unique for Santa Fe County is we're looking to this GRT for capital type projects and not for salaries, not for positions and so on. Our property tax base, if we're conservative about positions we approve can support that.

But it is very general and it's up to the Board to decide how you would want to appropriate that if you decided to enact it and if the voters didn't come back with a negative petition. But it is general.

COMMISSIONER VIGIL: Mr. Chairman, Susan, it makes sense to me that we're actually being financially prudent by doing this but I think for the viewing public I'd want to make real clear - we mentioned many options here. This is not an increase in property tax, clearly?

MS. LUCERO: Clearly.

COMMISSIONER VIGIL: Thank you. And having known, experienced the history of the legislature, I think the legislature is creating more opportunity, just basically because they understand that the local government entities are now strapped with so many unfounded liabilities, so to speak. So the opportunity for local government to look into a negative referendum 1/16 gross receipts tax is a generous offer in comparison to the history of the offerings of the New Mexico State Legislature. So I applaud them for providing this opportunity for us. I think their analysis with regard to the needs of communities here was

clearly identified through their own process and that's why this opportunity for local government to enact this became available.

I see two major projects before Santa Fe County that it's going to be really critical for us and I don't want to see us floundering through and that is the judicial complex and the transition in working through the jail. Indeed, even our youth detention facility, with the prospects that we have in the programs and some of the growth that may occur with some of the day reporting in addition to our adult facility. We need to be, as I go back to my opening remarks, fiscally prudent, and I think this is a step in that direction. Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Okay. Any other questions?

COMMISSIONER SULLIVAN: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I just wanted to clarify, Susan, on your chart with the little bags of money. Following up on Commissioner Vigil, were you proposing that the categorization of 25 percent be changed, or the categorization of all of it be changed?

MS. LUCERO: What we were proposing was to review the ordinance as it further restricts what the voters approved. The picture you see there is what the voters approved, 75 percent water, roads, 25 percent for other public uses as allowed by law. But our ordinance further restricts those in the 50-50 percent make-up between County and regional projects. So what we were proposing is to revise the ordinance, going back to exactly what the voters approved, which is what we're illustrating here.

COMMISSIONER SULLIVAN: Deleting the regional concept.

MS. LUCERO: Yes. And what it does, essentially is instead of \$4 million going to regional projects, it would be \$3 million. It takes a million and it puts it into the other uses as allowed by law category. Which gives the County a little more flexibility for other purposes.

COMMISSIONER SULLIVAN: Okay. We have a total of about what? Eight million a year?

MS. LUCERO: Eight million.

COMMISSIONER SULLIVAN: So under the regional concept it would be four and four.

MS. LUCERO: Yes.

COMMISSIONER SULLIVAN: And to that concept, the 25 percent here would only be \$1 million. So you're saying if we reorganize that then that 25 percent would be \$2 million, which is the \$2 million in your chart here.

MS. LUCERO: Right.

COMMISSIONER SULLIVAN: The \$2.2 million. So we would not, under your proposal, be tinkering with the water, roads and open space.

MS. LUCERO: Right.

COMMISSIONER SULLIVAN: But those monies that we've committed to projects that James Lujan's group has brought forward. How can we change all those?

MS. LUCERO: What it would do is instead of looking at four and four, and the four and four is further looked at then by saying, okay, let's look at six and two. Six and two. So the six is what you share between water, roads, open space.

COMMISSIONER SULLIVAN: Oh. Make the six regional.

MS. LUCERO: Yes.

COMMISSIONER SULLIVAN: Okay, make the six regional instead of the eight regional.

MS. LUCERO: If you think about it, and let me just use the Buckman Diversion as an example. That is a \$120 million project. If both parties bring 50-50 to the table, we all have to bring \$60 million. The County right now has \$40 million through a GO bond. We would need an additional \$40 million through possibly this revenue source. And that could be done very easily with three million of the six, of the six we were just now talking about. So water, roads and open space. So it doesn't impact the water piece at all. Which is truly probably the most focal point of this GRT.

COMMISSIONER SULLIVAN: Then the other question I had is there a limit on the time that the County can enact this 1/16?

MS. LUCERO: Steve, do you want to comment on that?

COMMISSIONER SULLIVAN: He's shaking his head. I'm going to read that as a no.

MR. ROSS: Mr. Chairman, Commissioner Sullivan, there's no limit. There used to be limits on the fire tax. Yu had to re-enact it every five years. They took all those limits, all those restrictions off when they enacted the new gross receipts taxes about a year or so ago.

COMMISSIONER SULLIVAN: Thank you, Mr. Chairman.

CHAIRMAN ANAYA: Any other comments?

MR. GONZALEZ: Mr. Chairman, just to crystallize, I hope a little bit better, looking at the bags, the way the ordinance that was adopted by the Commission took and refined that structure that was approved by the voters if you recall, the 75 percent then ultimately became dedicated to water and wastewater and the 25 percent was divided between the ten and the fifteen that we keep talking about between roads and open space. So what Susan has referred to is taking the ten-fifteen limitation off and simply making it available for general purposes, which would include roads and open space, but obviously, for purposes of the scenario here, she's projecting that it would be used strictly for building a new structure.

COMMISSIONER VIGIL: Mr. Chairman, Gerald, has the County Manager taken a position of recommendation on this proposal?

MR. GONZALEZ: From the standpoint of the County Manager the prudent thing to do would be - we would agree with you with respect to the enactment of the 1/16 for a number of other reasons, not just the ones that are being presented today. We

recognize that there are limitations in our current GO bonding capacity. We're looking, I think, at roughly about \$40 million left in that total capacity after the issuance of the bonds that were approved by the voters during the last election. The other thing is that tinkering with this structure, could or could not, depending on how you do it, get into the whole issue of revamping the RPA. So now the RPA has a role in how that allocation is made. There might be some way - I was just talking to the County Attorney - there might be some way of approaching using the 25 percent in a way that would make it a regional project, but again, that would have to be run through the RPA process and that could be a little complicated.

And then the last thing is that from the standpoint of dealing with the legislature, as you know, every year when they go there, if they've given us additional capacity from the taxing standpoint and we're there asking for dollars for other capital outlay, the first question we get it, Well, don't you have additional taxing authority that you have not yet used. Why are you here asking us for appropriations on the capital outlay side. So if we did enact the 1/16 at least we'd be able to go to the legislature and say we've maxed out our taxing capacity and we still need assistance for some of these other projects.

COMMISSIONER VIGIL: Thank you.

CHAIRMAN ANAYA: Gerald, just a point of clarification. The legislature says that we can enact the 1/16 percent and we either have two choices, we can do it as a negative referendum or a positive referendum.

MR. GONZALEZ: The way the statute is set up it is defined as a negative referendum.

COMMISSIONER SULLIVAN: So that means that if we pass it as a negative referendum there's an option to be petitioned.

MR. GONZALEZ: Right. If the Commission decides to go forward, authorizes that action today, then we will come back with the ordinance that would put the 1/16 in place, that would be before the Commission in July, and if it were approved at that point the voters would have I believe 60 days in order to get the signatures together to impose a negative referendum. If they got sufficient signatures then they could put it on the ballot for the election coming up, general election coming up or something - I guess this isn't a general election year so it would have to be a special election. But they would have that opportunity across that 60 days to get the signatures together to put it on the ballot for a special election. Otherwise it would go into effect.

CHAIRMAN ANAYA: But what if we wanted to go to the voters, straight to the voters to ask?

MR. GONZALEZ: That's not how it's structured, so I think you'd be acting outside the statute but that's a legal question.

MR. ROSS: Mr. Chairman, when you enact a gross receipts tax ordinance it requires that time to choose a positive referendum or a negative referendum. As you recall last year when we did the 1/8 gross receipts tax you enacted a resolution as a companion to that ordinance that called for the negative referendum ordinance. You certainly could adopt

a positive referendum and then you'd have to have a special election on the question of whether the ordinance should go into effect.

CHAIRMAN ANAYA: Any other comment?

COMMISSIONER MONTOYA: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Montoya.

COMMISSIONER MONTOYA: The reason that I have asked that this be brought up as a possible – well it was an action item two meeting ago? One meeting ago. Was because of what we had gone through with this strategic planning for capital projects. I think in terms of this we need to be proactive. The other thing is not only is it not a property tax, it is not a tax on Santa Fe County residents; it is a tax on anyone who purchases goods within Santa Fe County. That includes people from Mississippi, Louisiana, California, anybody that comes in and visits and purchases goods here in Santa Fe County pays that gross receipts tax. So it's not just Santa Fe County residents. So I think that's the other thing that we need to look at and while, thank God, the tourism is thriving and it's doing well, that's when you tend to have good gross receipts tax coming through and helping with these projects.

I think the other reality is nowhere is someone going to give you something for nothing. There are services that are being expected by our constituents in the County for going to provide the services and provide the improvements that are being requested. We're not going to be able to do it for nothing. I don't know of anywhere you're going to go through a McDonalds for example, ask for a supersize biggie meal and then they're going to give it to you; you're going to pay for it. And that's the reality. We're in a society now where we are asking for something for nothing where for some reason we've been accustomed to thinking that way as government. And that's not the way government operates. Government has to survive and this is one of the ways that we're allowed to survive in terms of being able to provide these services so as much as it may not be a popular thing to do in terms of implementing the tax, it is a way of being proactive and being able to provide the services that are being requested by the constituents that we serve.

CHAIRMAN ANAYA: Thank you, Commissioner Montoya. Commissioner Sullivan.

COMMISSIONER SULLIVAN: I think the case has been made that we should apply this toward capital improvements. I think if we are going to approve the tax that we should keep that focus and we should approve it specifically for capital improvements. So make sure that it doesn't disappear into the abyss of bureaucracy and it goes where we tell the constituents that it's going to go. I don't know what the other Commissioners feel about that but that's the case the staff is making here and I think if it is approved it should be restricted to that use.

CHAIRMAN ANAYA: Any other comments? Commissioner Campos.

COMMISSIONER CAMPOS: Question for Mr. Gonzalez. What do you think of Commissioner Sullivan's suggestion?



MR. GONZALEZ: That's an option, I assume. I guess from a Manager's standpoint I would hate to limit the options available to us. I think we can still target the amount there and it probably would be targeting just by virtue of the bonding process to capital projects. But if there's some additional increment of money available that might be needed for some other purpose, I would hate to forego that option. And let me give a small example. Right now, we're looking at how to deal with the building blocks that we have down the road. Let's assume that this is imposed and we know that we can count on receiving those revenues on an ongoing basis. It will provide us with a little bit of breathing room once that certainty has been established to be able to come back to this Commission rather than waiting until January 1<sup>st</sup>, much sooner in terms of addressing the building blocks that you are holding in abeyance, the \$900,000 we're holding in abeyance until January 1<sup>st</sup> to ensure that we get there through the jail operation.

So if it gives us some breathing room in the interim, knowing that ultimately it's going to have to be committed, I think, to capital projects, specifically creating perhaps a judicial structure and an administrative structure for this County, as a practical matter it's going to be committed anyway. But it does give us a little bit of wriggle room for the emergency kind of situation, and that's what I worry about is not having the wriggle room if we need it at some point.

COMMISSIONER VIGIL: Mr. Chairman, I think that when the New Mexico Legislature created this opportunity they liberalized that knowing that counties get strapped in. Many of the current gross receipts tax that have been allowable to local government have been very restrictive, and when I think this actually passed the legislature that issue was debated quite a bit to provide the flexibility for local government to utilize this option for the needs that become apparent to them. And often times there are emergency needs also. So my recommendation, if we're looking towards enacting this is that we enact it as it was authorized to us through the New Mexico Legislature.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: If you're ready for a motion, let me know.

CHAIRMAN ANAYA: I'm ready.

COMMISSIONER CAMPOS: Okay. I'd like to make a motion that we authorize publication of title and general summary of an ordinance proposing a 1/16 County gross receipts tax by negative referendum. Do we need anything else? Okay.

CHAIRMAN ANAYA: Is there a second?

COMMISSIONER VIGIL: Second.

CHAIRMAN ANAYA: There's a motion and a second. Any more discussion? I'm not in favor of raising taxes. I think that if this were to go through we should go to the public and let them decide whether we should impose this 1/16 or not?

**The motion to authorize publication of title and general summary of an ordinance proposing a 1/16 County gross receipts tax by negative referendum passed by majority 3-2 voice vote with Commissioners Anaya and Sullivan voting against.**

COMMISSIONER SULLIVAN: Mr. Chairman, just let me explain my vote that I feel we need the money for the judicial complex but I also feel that it should be committed towards capital improvements if that's the position that the staff is making and I feel uncomfortable with writing a blank check here at this stage for either administrative or capital improvements.

CHAIRMAN ANAYA: Thank you, Commissioner.

COMMISSIONER CAMPOS: Mr. Chairman.

CHAIRMAN ANAYA: Commissioner Campos.

COMMISSIONER CAMPOS: I disagree with Commissioner Sullivan.

We're not writing a blank check. We know that this is going to go to capital structure and it's going to go likely into the judicial complex and to the renovation of the administrative buildings. So I'm confident that we're heading in the right direction.

CHAIRMAN ANAYA: Thank you, Commissioner Campos.

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

**1. Executive session**

- a. Discussion of pending or threatened litigation**
- b. Limited personnel issues**
- c. Discussion of possible purchase, acquisition or disposal of real property or water rights**

Commissioner Campos moved to go into executive session pursuant to NMSA Section 10-15-1-H (7, 2, and 8 ) to discuss the matters delineated above.

Commissioner Montoya seconded the motion which passed upon unanimous roll call vote with Commissioners Campos, Montoya, Sullivan, Vigil and Anaya all voting in the affirmative.

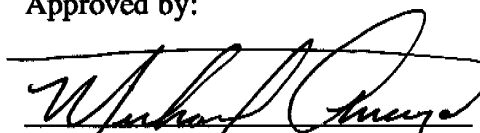
[The Commission met in executive session from 3:20 to 4:10.]

Commissioner Sullivan moved to come out of executive session having discussed only the matters outlined in the agenda, and Commissioner Montoya seconded. The motion passed by unanimous voice vote.

**XIV. ADJOURNMENT**

Chairman Anaya declared this meeting adjourned at approximately 4:10 p.m.

Approved by:

  
Board of County Commissioners  
Mike Anaya, Chairman

Respectfully submitted:

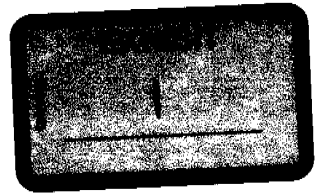
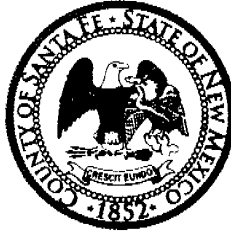
  
Karen Farrell, Commission Reporter

ATTEST TO:

  
VALERIE ESPINOZA  
SANTA FE COUNTY CLERK



SFC CLERK RECORDED 08/23/2005



Finance Department  
**MEMORANDUM**

**TO:** Santa Fe Board of County Commissioners  
**FROM:** Fran A. Saiz, Procurement Specialist I *FAS*  
**VIA:** Susan Lucero, Finance Director *SL*  
**DATE:** June 24, 2005  
**RE:** Acceptance of Amendment #2 to the Professional Services Agreement #24-0013-FD with Emergency Medical Providers for Medical Services Director for Santa Fe County

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**ISSUE:**

The Santa Fe County Fire Department requests the authorization to extend the Professional Services Agreement with Emergency Medical Providers for the services of Medical Director for all the Santa Fe County Fire Districts.

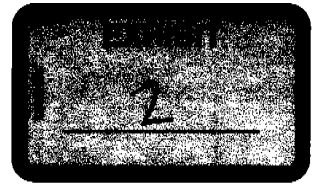
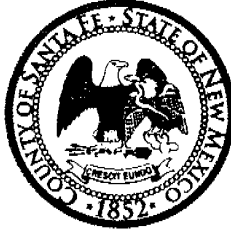
**BACKGROUND:**

As a result of the Request for Proposals solicitation, a Professional Services Agreement was entered into on June 24, 2003 with Emergency Medical Providers for the services of Medical Director for all the Santa Fe County Fire Districts. The original Agreement contains provisions to extend the Agreement through an Amendment in one (1) year increments, not to exceed four (4) years. This will be the third (3rd) year of the Agreement. The Contractor has provided satisfactory services throughout the performance period of this Agreement. The amount of \$22,500.00 inclusive of gross receipts tax is for the extension period and the hourly rates shall remain the same and are still considered competitive and reasonable in the current market.

**RECOMMENDATION:**

The Santa Fe County Fire Department requests authorization from the Board of County Commissioners to enter into Amendment #2 to the Professional Services Agreement #24-0013-FD with Emergency Medical Providers for the services of Medical Director for all the Santa Fe County Fire Districts in the amount of \$22,500.00 for FY2006.

SFC CLERK RECORDED 08/23/2005



*Finance Department*

**MEMORANDUM**

**TO:** Board of County Commissioners

**FROM:** James P. Chavez, Procurement Specialist I *Chavez*

**VIA:** Susan Lucero, Finance Director *SL*

**DATE:** June 27, 2005

**SUBJECT:** Acceptance of Memorandum of Agreement #25-0184-HO with The Santa Fe County Sheriff's Department for coordinated effort to reduce drugs and crime in the public housing sites

**ISSUE:**

The Santa Fe County Health and Human Services Department, Housing Services Division is requesting to enter into a Memorandum of Agreement #25-0184-HO with the Santa Fe County Sheriff's Department for a coordinated effort to reduce drugs and criminal activity in the Public Housing Communities

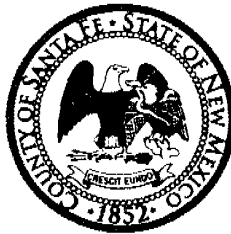
**BACKGROUND:**

As a result of drug and criminal activity in the Public Housing Communities, the County entered into a Memorandum of Agreement with The Santa Fe County Sheriff's Department (Contractor) in June, 2003. This Memorandum of Agreement will expire on June 30, 2005 and may not be amended or extended for another term. The Housing Division has requested a new M.O.A. This new Memorandum of Agreement may be extended in one (1) year increments not to exceed a total of four (4) years from the date of the original Agreement.

**RECOMMENDATION:**

The Santa Fe County Health and Human Services Department, Housing Services Division requests authorization to enter into a Memorandum of Agreement #25-0184-HO with the Santa Fe County Sheriff's Department for total compensation not to exceed \$15,000.00 for FY2006.

SFC CLERK RECORDED 08/23/2005

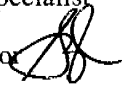


*Finance Department*

**MEMORANDUM**

**TO:** Board of County Commissioners

**FROM:** Kathryn De Lima, Contract Specialist

**VIA:** Susan Lucero, Finance Director 

**DATE:** June 28, 2005

**RE:** *Request Authorization to Award Amendment No. 3 to Professional Services Agreement 23-137-LU with Duncan Associates.*

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**ISSUE:**

The Santa Fe County Land Use Department requests authorization to award Amendment No. 3 to PSA 23-137-LU, Update and Rewrite of Santa Fe County Land Development Code.

**BACKGROUND:**

The County entered into the Agreement with the Contractor on February 11, 2003. The Agreement included an option to add a task titled Computerized Code at a later date. The Land Use Department now wishes to exercise that option, and have the Contractor deliver a fully computer-based, interactive version of the new Land Use Code.

Additionally, the Land Use Department wishes the add scope to the Agreement, directing the Contractor to produce an additional draft of the document following collection of input from the public.

**REQUESTED ACTION**

The Santa Fe County Corrections Division requests authorization to enter into Amendment 3 to PSA 23-137-LU with Duncan Associates, for the Update and Rewrite of Santa Fe County Land Development Code. The amendment will add compensation in the amount of 30,000, for a total contract value of \$114,995, and extend the term of the Agreement to June 30, 2006, to allow for the performance of the new work.

SFC CLERK RECORDED 08/23/2005

**Santa Fe County**

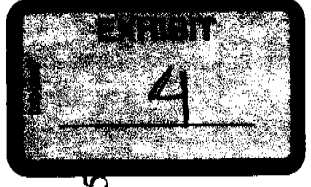
**Strategic Planning for Capital Projects**

**Costs and Revenue Sources**

**For Debt Funding**

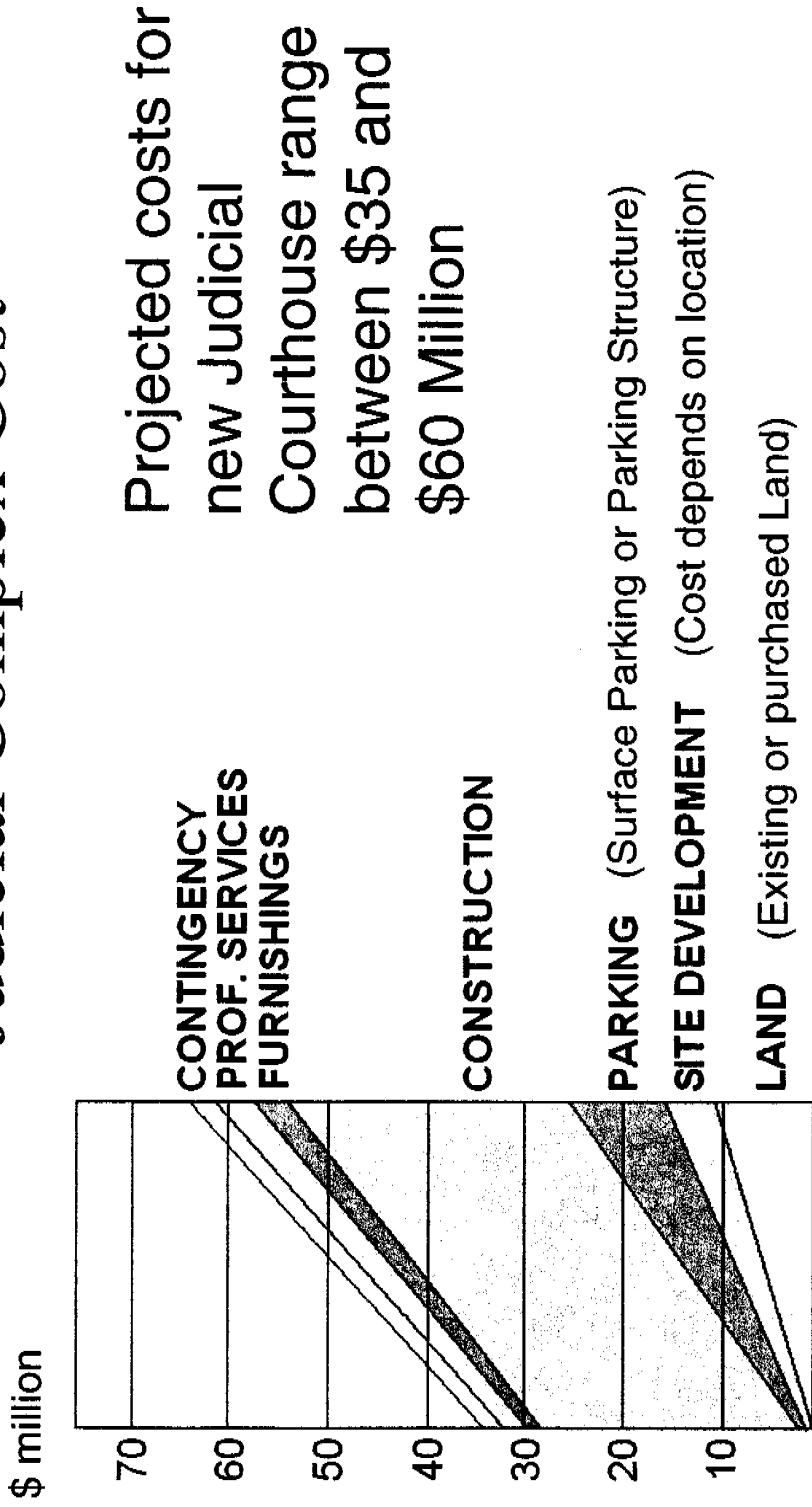


6-28-2005



SFC CLERK RECORDED 08/23/2005

Santa Fe County  
 Strategic Planning for Capital Projects  
**Judicial Complex Cost**



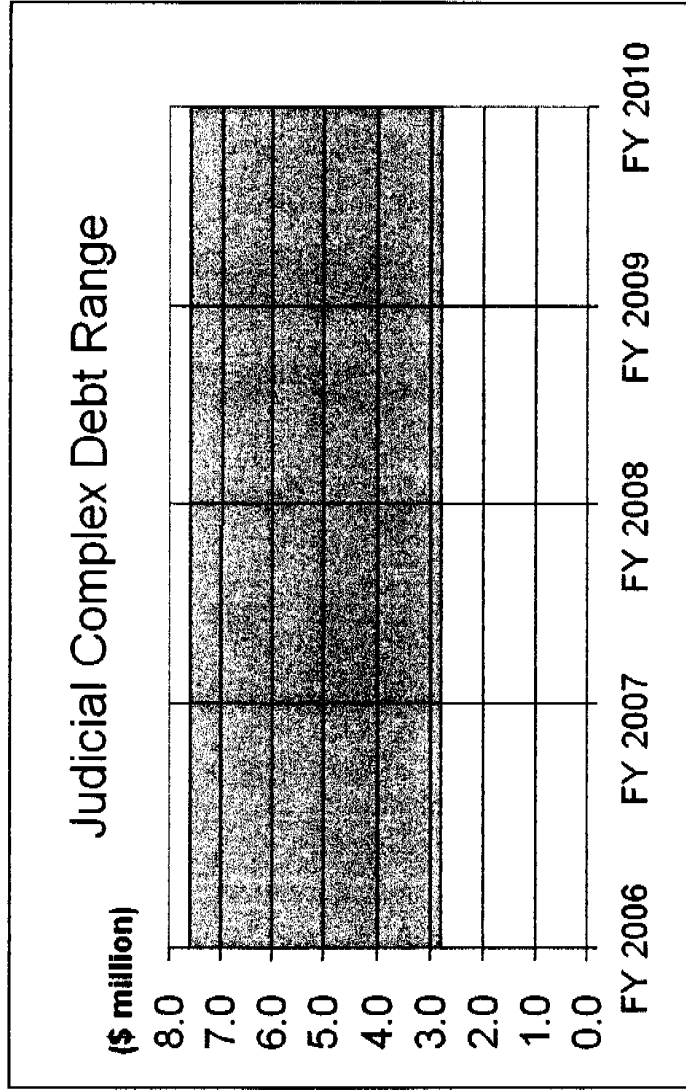
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Santa Fe County  
 Strategic Planning for Capital Projects  
**Cost of Debt**

**30-year Revenue Bond @ 4.988%**

	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
\$ 35 million	2.8	2.8	2.8	2.8	2.8
\$ 60 million	7.6	7.6	7.6	7.6	7.6



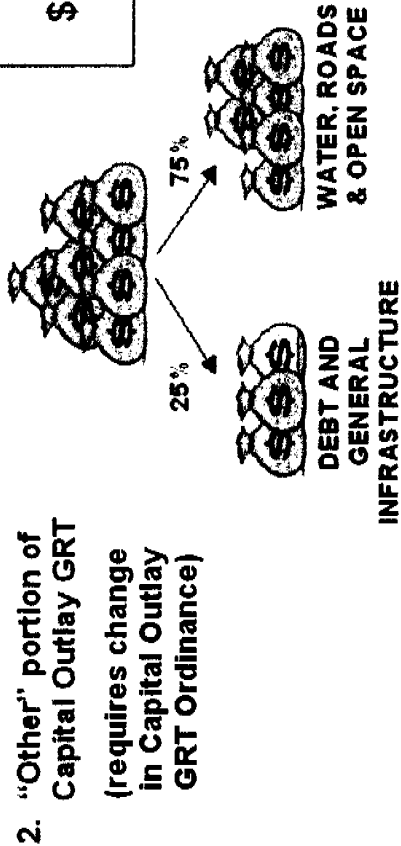
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Santa Fe County  
Strategic Planning for Capital Projects  
**Internal Debt Funding Sources**

		Revenue \$ million		
		FY 2006	FY 2007	FY 2008
\$ 0.6		\$ 2.2	\$ 2.2	\$ 2.3
\$ 2.1		\$ 2.2	\$ 2.2	\$ 2.3



1. 1/16 cent entire county GRT to be effective 1/1/2006 (enact by 7-30-05)

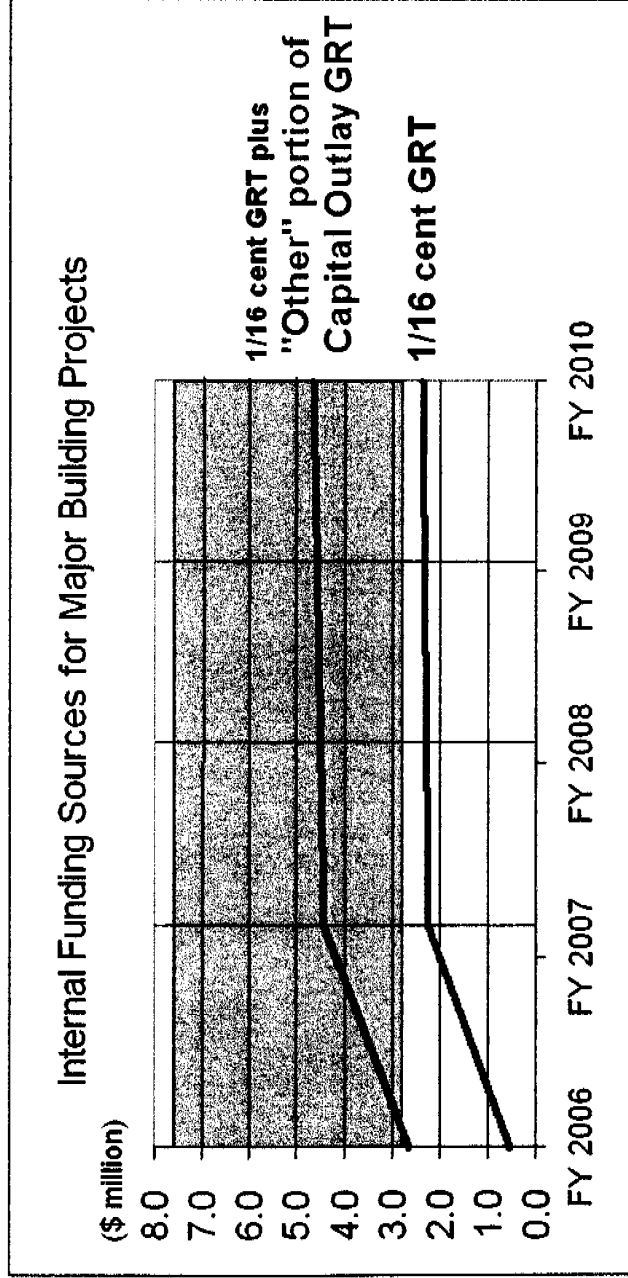


6-28-2005

Santa Fe County  
Strategic Planning for Capital Projects  
**Debt Funding**

**30-year Revenue Bond @ 4.988%**

Annual Debt Service (\$ million)	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
\$ 35 million	2.8	2.8	2.8	2.8	2.8
\$ 60 million	7.6	7.6	7.6	7.6	7.6



6-28-2005