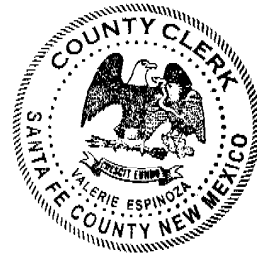
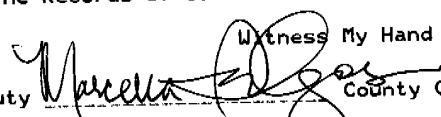


SANTA FE
BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING

September 25, 2007

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



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
BCC MINUTES
PAGES: 122
I Hereby Certify That This Instrument Was Filed for
Record On The 9TH Day Of November, A.D. , 2007 at 10:22
And Was Duly Recorded as Instrument # 1505782
Of The Records Of Santa Fe County
Witness My Hand And Seal Of Office
Valerie Espinoza
Deputy  County Clerk, Santa Fe, NM

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

September 25, 2007

This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 10:00 a.m. by Chair Virginia Vigil, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

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

Members Present:

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

Members Absent:

[None]

V. INVOCATION

An invocation was given by County Clerk Valerie Espinoza.

VI. APPROVAL OF THE AGENDA

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- B. Tabled or Withdrawn Items**

CHAIR VIGIL: Mr. Abeyta, are there any amendments or tabled or withdrawn items?

ROMAN ABEYTA (County Manager): Madam Chair, we have amendments, the first two coming under IX. Matters from the Commission. We added a K, which is a proclamation declaring the month of September 2007 as the sixth annual National Youth Court Month, and item L which is a growth management report.

The only other addition that staff has, Madam Chair is all the way on page 5 under XII.

Staff and Elected Officials' Items, we added an F which is the Assessor's Office, 1. Approval of tax rates calculated by the Department of Finance and Administration. That's all that the staff has, Madam Chair.

CHAIR VIGIL: Thank you, Mr. Abeyta. Are there any requests from any of the Commissioners on the regular agenda aside from the Consent Calendar? Seeing none, what's the pleasure?

COMMISSIONER SULLIVAN: Move for approval as amended.

CHAIR VIGIL: Motion. Is there a second?

COMMISSIONER ANAYA: Second.

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

VI. C. Consent Calendar: Withdrawals

CHAIR VIGIL: Gentlemen, are there any items to be removed from the Consent Calendar?

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: I have XI. C. 13.

CHAIR VIGIL: Any others?

COMMISSIONER MONTOYA: No, that's all I've got.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: XI. A. 5, and that's actually because we're discussing that later. We're discussing the speed bump program later. That's a fund transfer for the speed bump program but we should probably decide what direction we're going with it before we move the funds.

CHAIR VIGIL: Are you requesting that we consider that item under the item of speed bump programs?

COMMISSIONER SULLIVAN: Yes. My recommendation would be that that be after the speed bump item.

CHAIR VIGIL: Any objection from any of the Commissioners? Seeing none, we could move that to - what item is that?

COMMISSIONER MONTOYA: XII. B. 1.

CHAIR VIGIL: So we will move that to XII. B. 2.

COMMISSIONER SULLIVAN: And then just two others, Madam Chair. XI. C. 10, on page 4, and then C. 16 on page 5.

CHAIR VIGIL: Any others?

COMMISSIONER SULLIVAN: That's all.

CHAIR VIGIL: Any other items? Seeing none, what's the pleasure of the Commission?

COMMISSIONER SULLIVAN: You want a motion for Consent Calendar?

CHAIR VIGIL: We need a motion to approve the Consent Calendar with amendments.

COMMISSIONER SULLIVAN: Move for approval as amended.

CHAIR VIGIL: Is there a second?

COMMISSIONER MONTOYA: Second.

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

VII. APPROVAL OF MINUTES

A. August 22, 2007

CHAIR VIGIL: Any changes on those particular minutes?

COMMISSIONER SULLIVAN: Madam Chair.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I have two typographical changes.

COMMISSIONER MONTOYA: Madam Chair, I have one.

CHAIR VIGIL: Three changes. Any others? What's the pleasure of the Commission?

COMMISSIONER MONTOYA: Move for approval as amended.

CHAIR VIGIL: Is there a second?

COMMISSIONER ANAYA: Second.

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

VII. B. August 28, 2007

CHAIR VIGIL: Are there any changes?

COMMISSIONER MONTOYA: Move for approval.

COMMISSIONER SULLIVAN: Second.

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

VIII. MATTERS OF PUBLIC CONCERN - NON-ACTION ITEMS

CHAIR VIGIL: These are non-action items. I'd like to invite anyone who's interested in addressing the Commission on any item that is not on the agenda to please come forward. Is there anyone else? Would you indicate by holding up your hand. I have two. Anyone else in the audience that would like to address the Commission under Matters from the

Commission, please come forward. Would you please state your name and address for the record and indicate for us how much time you will take.

WILLIAM BURKE: Madam Chair, Commissioners, my name is William Burke and I live on Droege Road. Droege Road is a private road located off of Leaping Powder Road, which is located in Commissioner Campos' District 4. Accompanying me today are Mr. Wayne Miller, Mr. Vince Demmer and Ms. Rebecca Toby, my neighbors and past or present officers and members of the homeowners association. I'm here today to represent the 49 signers of a petition submitted to Commissioner Campos and the other Commissioners in early August. What I have to say will take about three minutes.

CHAIR VIGIL: Thank you, sir.

MR. BURKE: As recited in our petition in late spring of this year five speed humps and the related signage were installed on the .4 mile of Leaping Powder Road that is maintained by the County. The remaining 1.2 mile of Leaping Powder is private and unpaved and leads to 64 properties, 52 of which have homes on them. The County-maintained portion of Leaping Powder provides the only access to the 64 properties and the speed humps were installed without prior notification to let alone consultation with those property owners. We don't doubt that the speed humps were installed in proper accordance with existing County rules and regulations, but we do believe that their installation was unfair.

As we understand it, the County's decision to install was made under County Resolution 2005-107 on the basis of a petition submitted by at least 75 percent of what we understand are seven property owners accessing their property through five active drives off of the County-maintained portion of Leaping Powder. The 64 property owners living beyond the paved portion of the road were not part of the decision. Ten percent of the property owners accessing their property through Leaping Powder seriously and adversely affected the safety and the value of the other 90 percent of the properties accessed by that road.

The petitioners believe that the Resolution 2005-107 is seriously flawed and we understand that the Public Works Department similarly believes that that resolution is flawed and intends to initiate a discussion of the matter with the Commissioners later in today's meeting. The petitioners strongly urge that the Commissioners amend or rewrite Resolution 2005-107 so that in the future all property owners whose property is as seriously affected as ours was by this County action have a meaningful opportunity before such action to influence the decision.

Finally, our petition details the safety and the value impairments our properties have suffered from the installation of these speed humps and we request that the County work with us to get us relief from these impairments.

CHAIR VIGIL: Thank you very much. Is there anyone else that's with you today that would like to address the Commission?

COMMISSIONER CAMPOS: Madam Chair, I have a question. Describe specifically what problems you're having with the speed humps.

MR. BURKE: Well, I would say that at this instant we aren't having any problems. The problems that we anticipate though are in the event of a heavy snow like we had

at the end of December last year and the difficulty that we understand there is in snowplowing over speed humps and the likelihood that it will not be effectively done. Secondly, we understand that the EMTs and other emergency response groups have a difficult time responding over speed humps because of the risk of decalibrating their emergency equipment. Those are the primary safety issues. Increased risk of fire getting out of control, people dying because of the difficulty of emergency services accessing our properties.

COMMISSIONER CAMPOS: Have you discussed this with people that drive ambulances, police officers? Is this a serious problem to them or do you perceive it to be a problem?

MR. BURKE: We understand from what I would characterize as reliable sources, people who are in this business, that these are serious problems, that these are real issues. We're not making these issues up.

COMMISSIONER CAMPOS: I understand that when these speed humps were installed that there was a speeding problem. There were a lot of people speeding through that portion of the road. Is that true or not true?

MR. BURKE: I understand that that's true. I've lived there 11 years and I haven't seen anything that I would characterize as excess speeding. Certainly there have been occasions when people have sped but I don't think it is a problem that needed to be solved - at the minimum a problem that needed to be solved by speed humps. There were other methods, I think, including some neighborhood meetings, some advanced discussion of the issue and the problem with the neighborhood that perhaps could have led to a less serious solution.

COMMISSIONER CAMPOS: Thank you, sir.

CHAIR VIGIL: Any other questions? Thank you very much. Commissioner Anaya.

COMMISSIONER ANAYA: The way the policy reads now and I think this question would probably be for our Public Works Director, is that the reason the speed bumps or speed humps were installed was because we had 75 percent signatures on the property owners, not necessarily the people that are using the road. Is that correct, Robert?

MR. BURKE: My understanding is that it was 75 percent of the people whose property was beside the road on which the speed humps were being placed. I understand this is an usual situation because we are in essence a cul-de-sac so that the concerns of the property owners that were inside the cul-de-sac were not considered and my understanding is that that's being proposed for discussion later today and that's what we would like.

CHAIR VIGIL: Robert, did you want to respond?

ROBERT MARTINEZ (Public Works Director): Madam Chair, Commissioner Anaya, I just wanted to comment that that is correct. The policy that was adopted through Resolution 2005-107 does state that the application process does require 75 percent of the adjacent property owners to the road to be in favor of the speed humps. It does not allow any participation by any other residents that do not abut the road.

COMMISSIONER ANAYA: I've seen the sign a million times, Leaping Powder. Tell me how you get there.

MR. MARTINEZ: It is off of County Road 58, just north of the Steaksmitth. You go under the interstate on County Road 58, which is Arroyo Hondo.

COMMISSIONER ANAYA: That's Leaping Powder Road?

MR. MARTINEZ: That's Arroyo Hondo Trail and you proceed probably for about two miles or so and then it's to the right.

COMMISSIONER ANAYA: Okay. Thank you, Madam Chair.

CHAIR VIGIL: We will be discussing this with regard to looking at new policies on this as a future agenda item. Is that your understanding?

MR. MARTINEZ: Madam Chair, what's on the agenda for today is discussion and direction of the applications that have been submitted for speed humps for this fiscal year. If the Board decides to discuss the policy that's up to the Board.

CHAIR VIGIL: Okay. And it seems to me the more citizens we can advise about what's going to affect them the better we are. And I think at the very core that's what we're being requested of today. And while we've been acting as if the adjacent property owners are affected – perhaps they are the most impacted but the property owners who utilize the roads are also impacted by this.

MR. MARTINEZ: Madam Chair, that would be easy to do on a situation like Leaping Powder Road where it's one way in and one way out. You have thoroughfares like County Road 84, Lopez Lane, Jemez Road, that we have had petitions for speed humps that would be impossible to notify everybody that uses that road.

CHAIR VIGIL: Exactly, because that's more of an urbanized area, but some of our rural areas we could probably look at specific policy. Thank you. Any other questions. Thank you, gentlemen and lady for being here. Appreciate you giving us that update. Anyone else that would like to address the Commission. Please state your name and address for the record.

CARL DICKENS: Carl Dickens, 27347-B West Frontage Road in La Cienega, president of the La Cienega Valley Association. Commissioners, it is an honor to come before you and I thank you for that honor. In May I came before you to discuss what our community was doing in terms of addressing – what the La Cienega Valley Association was doing in terms of issues that were coming before the community but also to discuss future plans. Today I would like to give you a brief update on some of those future plans.

CHAIR VIGIL: Carl, how much time will you need?

MR. DICKENS: Less than five minutes.

CHAIR VIGIL: Thank you.

MR. DICKENS: At that meeting in May when we came before you we gave you a document that details a plan for our community to become energy self-sufficient. Out of that plan we identified seven study areas. Those areas are areas that were seeking outside guidance in terms of number one, doing an assessment of current conditions and two, making recommendations for the future in terms of what we can do to become self-sufficient.

The first organization that we sent a request for assistance to was the Sonoran Institute out of Tucson, Arizona with offices both in Colorado and in Montana. Sonoran Institute has

come forward to assist us in two of those areas, all related to energy. An outgrowth of that is that on October 6th, the La Cienega Valley Association in conjunction with the Sonoran Institute and with the invaluable support of the Santa Fe County staff will be holding a workshop to talk about the energy future for our community. I would like to offer these invitations to attend that workshop.

CHAIR VIGIL: Thank you.

MR. DICKENS: Our community is extremely excited about this opportunity as we plan for the future. As I stated when we came before you in May, we are a traditional historical community that is trying desperately to hold on to those traditions and values that are so important to rural communities. At the same time we want to look to the future. We feel that this is a very big step towards that future. Thank you.

CHAIR VIGIL: Thank you very much, Mr. Dickens. I applaud you community for taking these steps forward in planning for your future.

MR. DICKENS: Thank you very much.

CHAIR VIGIL: Anyone else out there that wants to address the Commission under Matters of Public Concern. Seeing, hearing none, we will now move on.

IX. MATTERS FROM THE COMMISSION

A. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$15,000 (\$5,000 Each) to the Santa Fe County Community Services Department to Support the Satellite Offices in Pojoaque, Edgewood and Eldorado (Commissioner Anaya, Commissioner Montoya, and Commissioner Sullivan)

JOSEPH GUTIERREZ (Community Services Director): Madam Chair, Commissioners, I brought this request through the constituent liaisons to the Commissioners to request \$5,000 for the three satellite offices for Pojoaque, Edgewood and Eldorado. The primary use of these dollars would be used to hire a part-time position to staff each of these offices. That has been the biggest challenge, I think for the Pojoaque office. We plan to bring a lease to you for the Edgewood office in October and the Eldorado library has offered a space within the library to operate a satellite office in Eldorado. So we're trying to move these offices forward.

The best means to do that is to get some consistency by getting staff there that will be there on a daily basis and also be trained by County staff in terms of the policies and procedures that we have. So these funds would be used to fund three temporary positions.

CHAIR VIGIL: Thank you, Mr. Gutierrez. Are there any questions? What's the pleasure?

COMMISSIONER MONTOYA: Madam Chair, move for approval.

COMMISSIONER ANAYA: Second.

The motion to approve the expenditure of discretionary funds passed by unanimous [5-0] voice vote.

IX. B. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$1,000 to the Pojoaque Valley Public Schools to Support 2007 – 2008 Athletic Programs (Commissioner Montoya)

COMMISSIONER MONTOYA: Thank you, Madam Chair. This request came from the Pojoaque Valley Booster Club. The amount would be to assist in covering equipment, uniforms, travel expenses for the student athletes and this is going to be divided amongst both the boys and the girls programs district wide. I move for approval.

COMMISSIONER ANAYA: Second.

The motion to approve the expenditure of discretionary funds passed by 4-0 voice vote with Commissioner Campos abstaining.

IX. C. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$10,000 to the Northern Rio Grande National Heritage Areas to Honor the Heritage, Culture, and Traditions of Santa Fe, Rio Arriba and Taos Counties (Commissioner Montoya)

COMMISSIONER MONTOYA: Thank you, Madam Chair. This was a presentation that was made before us a couple weeks ago and Samuel Delgado is here if there's any specific question. This funding amount would be to assist in the matching of dollars that is required as part of their obligation and this is a tri-county initiative. I think in terms of supporting economic development programs and services in our county as well as working with the pueblos and other communities and organizations this is something that is certainly a part of this national heritage area will benefit Santa Fe County. This is an initiative that was discussed a few years ago in terms of how we would be able to promote a lot of the historic sites that we have within Santa Fe County and this initiative gives us that jump-start. So I would move for approval.

CHAIR VIGIL: Motion. Is there a second?

COMMISSIONER ANAYA: Second.

CHAIR VIGIL: Are there any questions? Commissioner Campos.

COMMISSIONER CAMPOS: Commissioner Montoya, how is this money specifically going to be spent? Do you know? Just briefly.

COMMISSIONER MONTOYA: It's going to be a match for them to do an assessment. The assessment is the first part of what needs to be done.

COMMISSIONER CAMPOS: What's the goal? What needs to be done?

COMMISSIONER MONTOYA: The goal is to be able to identify these areas in terms of specifically getting them out to potential visitors, tourists -

COMMISSIONER CAMPOS: For tourism?

COMMISSIONER MONTOYA: Yes.

COMMISSIONER CAMPOS: Okay.

CHAIR VIGIL: Any other questions? Commissioner Montoya, I appreciate the presentation that we had. One of the concerns and one of the visions, I guess I should say of Santa Fe County and all of the historical areas within our surrounding area, not only to preserve them but to create some kind of trail system through them. Is that going to be a part of the assessment?

COMMISSIONER MONTOYA: Yes. My understanding is that that will be a part of it.

CHAIR VIGIL: Okay. There's a motion and a second.

The motion to approve the expenditure of discretionary funds passed by unanimous [5-0] voice vote.

IX. D. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$1,500 to the Pojoaque Valley Schools to Sponsor the PVHS Cheerleading Team (Commissioner Montoya)

COMMISSIONER MONTOYA: Madam Chair, this will be primarily to assist the cheerleaders in the Pojoaque Valley to obtain uniforms, for travel expenses for the team and that would be primarily what it will be utilized for. I would move for approval.

COMMISSIONER ANAYA: Second.

CHAIR VIGIL: Any questions?

The motion to approve the discretionary funding passed by 4-0 voice vote with Commissioner Campos abstaining.

IX. E. Discussion and Possible Approval of Discretionary Funds in the Amount of \$5,000 to Enter into a Professional Service Agreement with Warehouse 21 (Commissioner Vigil)

CHAIR VIGIL: This item is actually going to be dedicated to a program with Warehouse 21 that is an anti-graffiti program. Teenagers from Warehouse 21 will get together and actually paint murals in areas throughout the county. There's already been an area in Pojoaque that's been identified where a mural is required. So that will be their first project. Through the graffiti work group that I have been working with and the staff that have been

involved in working on the anti-graffiti ordinance and the graffiti removal programs we'll be able to hopefully identify other areas in the county but I think this area in your district is of high priority, Commissioner Montoya, and you may know where it is. I just having learned that funds are needed for this particular project to engage teenagers in anti-graffiti initiatives by painting murals, is one of the components that creates a more comprehensive anti-graffiti program. So that's where those funds are going to go. Any questions?

COMMISSIONER MONTOYA: Madam Chair, anything to benefit my district.
I move for approval.

COMMISSIONER ANAYA: Second.

CHAIR VIGIL: Any further questions?

The motion to approve expenditure of discretionary funds passed by unanimous [5-0] voice vote.

IX. F. Discussion and Possible Approval of an Expenditure of Discretionary Funds in the Amount of \$5,000 to the Santa Fe County Solid Waste Division for an In House Office Recycling Program (Commissioner Vigil)

CHAIR VIGIL: That is mine. Last year I allocated a similar amount of dollars to our Santa Fe County Solid Waste Division to initiate a pilot program on recycling. These dollars are continuing to expand on that program. Last year there were only specific sites that could be identified. I think the County Administration building is one and members of the Solid Waste Division would like to expand on that so these dollars would go specifically for recycling. Any questions?

COMMISSIONER MONTOYA: Move for approval.

COMMISSIONER ANAYA: Second.

The motion to approve discretionary funding passed by unanimous [5-0] voice vote.

IX. G. Estancia Valley Economic Development Overview for Southern Santa Fe County (Commissioner Anaya)

COMMISSIONER ANAYA: Thank you, Madam Chair. We have today with us our president of the Estancia Valley Association, Bill Williams and Myra, who is the executive director and also we have a Commissioner, Jim Frost from Torrance County here and they're going to do about an eight-minute presentation to the Board. Thank you all for being here.

CHAIR VIGIL: Thank you, Commissioner Anaya. Please come forward and state your name and address for the record. Thank you for being here.

MYRA PANCRAZIO: Myra Pancrazio, P.O. Box 3209, Moriarty, New Mexico, 87035. Thank you for letting us come and do this. We visited with Commissioner Anaya several weeks ago and he asked us to come and kind of give you guys an update on what's happening in the southern part of the county. So we have a quick power point, which I have done a handout for you in the front of your book if you want to follow along, otherwise it should be up here real quick.

The Estancia Valley Economic Development Association is made up of all of Torrance County, southern Santa Fe County, which is the Edgewood, Madrid, Stanley area. The Estancia Water Basin pretty much makes it up, and eastern Bernalillo County. The organization was formed in 1998 after several long months of citizen groups and Commissioners and elected officials getting together to talk about what we could do to move the valley forward in directed growth. Shortly after that Edgewood incorporated and we realized we needed to move a little bit quicker to direct this growth.

So as a result this organization was formed. We're about a 50 percent private and 50 percent public money. We decided we wanted more private businesses so we could operate like a business and not a public entity, which seems to work, because we're managing three counties and a region and everybody gets along great in all the communities and it's been a wonderful organization for the last eight years.

One of the benefits that we have to a regional approach is cost-sharing. We all pool our resources together and as public entities and businesses. The businesses are in Torrance County. The majority of the citizens are living in southern Santa Fe County. There's broad appeal. When we look at the radial map in the back of your book and the demographics, in a 30-mile radius of Moriarty there's a little over 100,000 people. You kind of have to fly over the Estancia Valley to really get an idea of the amount of people that live there. In the very back tab you can see in a ten-mile radius there's about 14,000 and in a 20-mile radius 36,000. And when you get to a 30-mile radius it's about 97,000.

So we needed jobs. The majority of the jobs in the Estancia Valley are going to Santa Fe and Albuquerque. About 62 percent of our 43,000 that work do commute. We'd like to turn that around. There's also a statistic in the back that shows you exactly in the Edgewood area the high-tech statistics – what percentage of the population in the Edgewood area actually work at Sandia Lab, which is pretty significant.

So with that appeal, our competition in New Mexico is more the Clovis, Alamogordo area. When we look at our square miles and we look at our workforce and the amount of people that we have. As a region that's who we kind of look at. Our recognition, we were ranked at the top 25 economic development associations in the state of New Mexico. The State Economic Development Department has used our organization as a tool and as a role model to go out to other rural areas to teach them how to regionalize and everybody get along.

Benefits to the region, what we do is we're the marketing arm for the Estancia Valley. We do all of the marketing outside the state to bring businesses in. We also hold the client's

hand and there's a slide in there that I won't get into. It's a little bit longer than eight minutes, but it shows from the minute a project wants to come into the valley all the steps that are needed. We've put in in the last three years about 1600 jobs and are working on about 1348 right now. In the past 12 months the State Economic Department and EVEDA, along with the elected officials in the Estancia Valley have made \$170 million worth of announcements. These are projects that are coming in here. The \$75 million biomass, the wind farm at \$30 million. Clines Corners expansion at \$5 million. SASS headquarters at \$3 million and the Recino at \$64 million.

On the projects, we're working on about 107 very active projects right now. On the slide you can't see the bottom number but the success was about 32 percent. Of all the projects we've worked on we've been about 32 percent successful, 19 are still active and 49 percent is inactive.

In your book under membership, I'd like you to take note of the support that we've had on our organization for the last six years. We are partners with Albuquerque Economic Development. We're also partners and one of our larger investors is from Sherman McCorkle from Technology Ventures Capital. We also enlisted the support of the metropolitan areas' universities who sit on our board.

This is just real quick of our active projects, what segment of the industry that they're in. The successful at the top, you can see just one example, aviation. We were only successful in attracting about one percent in the aviation industry, but through our marketing efforts we are working very quickly and growing very large in the aviation industry, which has moved to about 41 percent.

We made an announcement last week in Edgewood. We were bringing a 22,000 square foot \$3.5 million medical facility to enhance and complement the existing clinics that are in the Estancia Valley right now. We're also working on a film studio at the SASS Ranch, working with the film department for that. They have a 500-acre ranch and they're very generous. They want to do a lot of things for New Mexico and they've proven to do that. They've brought their headquarters from Yorba Linda, California, which is about a 10,000 square foot building and we were able, through the governor's plan to get them to bring the whole thing to New Mexico once they bought the ranch and had the event. One event, just one event at the 500-acre ranch brings a little over \$3.5 million worth of economic impact in ten days. This is a huge organization with about 70,000 members that come out and play with old time guns for about a week. So it's a huge impact for the southern Santa Fe County area and the Edgewood area.

Just some of the current programs that we're involved - just kind of small development business center initiatives for job coalition, business relocation and expansion. We're obviously certified through the State Economic Development Department. All of our - Torrance County and our communities have signed the Economic Development Ordinance act and I think that's important that each community do and counties. It allows the counties and the communities to get around the anti-donation clause which is so important.

HUBZ zone status, we have been working in Washington, DC on that project and one of the things that we do with our 53-member board at this time is we try to make sure that the

executive officers either sit on a local, regional or state board so that I'm not sitting on all the boards.

Affiliations, here's some of the areas that we're affiliated with, that are on our board or we're on their board or that I'm a member of: The PNM Regional Alliance, which we probably could not have purchased the renewable energy credits without the PRC and the Alliance help. Albuquerque Economic Development, Central New Mexico Coalition for Regionalism. One of the things that we have in the Estancia Valley is we have a lack of infrastructure. We still have a County Commissioners that doesn't have basic phone service and we have a lot of people in rural areas that can't even get high speed Internet much less Internet service.

We went to Washington, DC last year with Sherman McCorkle and Lawrence Rael with the Mid-Region Council of Governments and talked to the Secretary of EDA and we've put together a huge survey and we're working on getting the funding right now so that we can get high speed Internet out to everybody and basic phone service.

So those are just some of the areas that we work with our elected officials to try and make a difference in the area.

Just real fast, I want to make sure that everybody understands, because I didn't understand when we first got into economic development, the process. Once you court a client and you get a client to come out here that's going to bring a good economic base job to your county, once they decide that they're going to come and they sign a purchase option on some land it takes 12 to 18 months just to get the breaking of the ground. And in the biomass project, that was a four-year process. The first thing they look at is the community behind the project? The first think I do is I call all of my executive officers who represent every community and every county in the area and we get behind the project. We meet with the client and we hold their hand. And in this case, on the biomass project - I don't know if you've kept up with the papers for the last four years but we had to hold hands all the way to Washington. We had to invite congressmen from other states to come in to help us sign a bipartisan bill in Congress to get the tax credits done, to get the sunset clause out of the federal tax credit. We were there every step of the way.

We had to go through PRC hearings. We had to also go through EID hearings. It was a long, long process, but the community was there. And these are community members that have full-time jobs, that trek up to Santa Fe, went to Washington, or went to Albuquerque. So it's a long time coming. And it takes everybody in the Commission and the elected officials.

So with that, we just wanted to kind of tell you some of the stuff that's been going on in the last six years and some of the stuff that's coming. I would like to announce that we have \$690 million worth of projects that have purchase option agreements that the governor has not yet announced but they are a done-deal and we will be making those announcements real quick. Those projects are only two business. One's out of Canada that's huge, and the other one is another renewable energy project we'll be bringing to the valley. We're hoping by the end of the year we can say that the Estancia Valley is the renewable energy valley of the state. We'll have one of every renewable energy project. So with that if you have any questions we'd be glad to answer them.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Do you do land use plan for this large area with so many people living in a rural setting, so that you have coordinated growth, infrastructure, community, as opposed to simply just a lot of sprawl?

MS. PANCRIZIO: Each of the counties and the communities do have their land use plans and that works into their comprehensive plans. What our organization does is we work with the county and the community's comprehensive plans to incorporate that along with planning and zoning and all of those different entities. Our job is to work at the pleasure of the officials and work with their comprehensive plans. So it doesn't - I don't go out and look for retailer service because that's not what they want. Retail service comes later. They want economic base jobs and renewable energy and agriculture. So looking at that, yes, they do all have that and we try to work very closely with them on that.

COMMISSIONER CAMPOS: Are you satisfied with the comprehensive plans and the visions that they have to provide infrastructure, water, avoid sprawl, things like that?

MS. PANCRIZIO: Our organization is not finished working on the infrastructure portion of it. We do sit on the Estancia Basin Water Committee. We're helping with their 40- and 100-year water plan. Obviously, we can't do what we're doing if we don't have a good, solid water plan. So I think all the mechanisms are in place and we're very involved with our organization and the elected officials in our organizations to make sure economic development is not overlooked and that it's a part of each of these plans. There's always work to be done and I can't say I'm 100 percent satisfied but it is a work in progress and we are moving forward, much differently than ten years ago.

COMMISSIONER CAMPOS: That's great. Sounds really interesting. As far as land use, I'm just concerned that there be a good plan. A lot of rural communities tend to sprawl out without definition, without vision, without a lot of thinking and then you have problems down the road that don't work our real well.

MS. PANCRIZIO: Absolutely. I know the Town of Edgewood is struggling a little bit with the sprawl and trying to kind of bring it in together. We're here as advisors but I think there's more work that can be done even in that community.

COMMISSIONER CAMPOS: I would encourage that, and I appreciate your presentation. I was very interesting.

MS. PANCRIZIO: Thank you.

COMMISSIONER MONTROYA: Madam Chair, regarding your biomass and renewable energy project, is it going to be a utility that someone's going to own?

MS. PANCRIZIO: The biomass project is owned by Western Water and Power. It's a huge power plant that will be going in and PNM, they've secured PNM to purchase the power that will be made from that biomass. We also have wind. We have two huge wind projects coming into the valley. We're lucky to have one of our executive officers is a pilot so he flies a lot of our clients over these areas and we just flew over this one particular area. One of the problems the state of New Mexico has right now, with the last legislature they passed the transmission authority and the governor really wants to put this team together

because we don't have the ability to transmit all of this renewable energy throughout the state, much less outside the state so we can bring the new dollars in.

So my three renewable energy projects, one is out of New York, one is obviously here locally, and then one out of San Francisco, met with our local co-op last week, and they're working on what we can do to go before the Transmission Authority and work together to find out what we need to do. Basically, what it's going to come down to is building a lot more lines in order to bring renewable energy to the state of New Mexico. So we're here as good stewards to work with that program and see what we can do to move that forward.

COMMISSIONER MONTOYA: Ultimately, is it going to result in lower costs for the consumers?

MS. PANCRIZIO: Renewable energy I don't think will. I'm not the guru in that, but I do know that the Public Regulation Commission just passed, probably two months ago that every public utility company is mandated to purchase 20 percent solar, 20 percent wind and 10 percent biomass by the year 2010, I believe. Please don't quote me on those numbers because I'm not looking at my notes there. But it has been mandated to move forward for renewable, which hopefully, by doing this and getting enough of it it will lower the cost to the consumer.

COMMISSIONER MONTOYA: Regarding your HUBZ zone, what is that entitle you to?

MS. PANCRIZIO: A HUBZ zone is a Highly Underutilized Business District. Usually reservations in New Mexico are HUBZ zones. What that does is it allows a business not to have to go out to bid if they're in a HUBZ zone. If they want a federal contract. If they want a contract with Sandia Labs, that they don't have to go out to bid for that because they're in a underutilized business district. In the eastern part of New Mexico there's not very many HUBZ zones because there's not a whole lot of reservations around there. The other thing that can qualify you is through the federal SBA is your income status, low-income communities. Like the County of Mora and the southern part of Tarrant could be identified as HUDZ zones, meaning a business can go into that area, get federal contracts without having to bid for everybody else. We have to give the guy in the low income area a chance at these contracts.

That resulted - the fact that we went back and started looking at HUDZ zones, and I won't get into it, but it took us all the way to Washington, DC, met with the SBA and met with the regional Housing Authorities and I had to memorize tax codes. What we have to do is do a better job in our Housing Authorities, because our Housing Authorities report to the SBA and the SBA identifies HUDZ zones. So as you know, New Mexico and the governor are working on reidentifying our Housing Authority guidelines here in New Mexico as is the federal government realigning. So we're kind of a on a standstill on that portion right now.

COMMISSIONER MONTOYA: Okay. Thank you.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Madam Chair. And Myra, thank you very much for coming in and doing the presentation. As you can see, Commissioners, Myra does an excellent job in that region of the area. We wanted to brief you on what was happening

in that part and we all need funding so that will probably come up at a later date but maybe we can work with the County Manager and come back again to see how we can help fund EVEDA. I also would like to recognize again Commissioner Jim Frost who sits on the New Mexico Association of Counties Board and does a fine job, and a former Commissioner, Bill Williams for Torrance County. You have a bunch of fine people in your group. And again, thank you and we will discuss how we can come up with some funding to fund EVEDA.

MS. PANCRAZIO: Thank you.

CHAIR VIGIL: I have a question. Do you provide the same service that SFEDI does for Santa Fe County?

MS. PANCRAZIO: I'm not familiar with what they do for the northern part of the county. I know they do economic development. I've not been to any of their board meetings. I'm familiar with some of the people on their board. I think we're unique because we're a region and so we operate a little bit differently and we go after – we make sure that our politicians are engaged in economic development. They have to be. Every County Commissioner – Commissioner Anaya would need to be engaged in our organization and would report to you guys of the goings-on there. And I don't know that any other economic development organization does that. But we do make sure that our elected officials are engaged.

CHAIR VIGIL: Thank you. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Madam Chair, thank you for your presentation. I was particularly interested in the fact, one, that you are engaging the private sector in your activities. You need that buy-in to get the word out and be sure that people don't feel that you're proposing competition, as opposed to cooperation. And number two, certainly your budget, I notice \$72,500 is extremely reasonable to achieve all of this in cooperation, obviously, with lots of volunteers. So I would commend you on both points and appreciate your update for us here today.

MS. PANCRAZIO: Thank you, Commissioner Sullivan. Our office is myself and a part-timer and we go after as many grants and funding as we possibly can, so thank you very much.

CHAIR VIGIL: Thank you very much for your presentation. Appreciate it.

IX. H. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$270.00 (One More Portable in Madrid till Dec. 07) for an Additional Portable Toilet for the Town of Madrid (Commissioner Anaya)

COMMISSIONER ANAYA: Move for approval.

COMMISSIONER MONTTOYA: Second.

CHAIR VIGIL: Any questions?

COMMISSIONER MONTTOYA: What's it going to be used for?

The motion to approve the discretionary funding passed by unanimous [5-0] voice vote.

IX. I. Discussion and Possible Approval for an Expenditure of Discretionary Funds in the Amount of \$500.00 to the “Jubilados” for October Summit on Senior Housing and Aging (Commissioner Sullivan)

CHAIR VIGIL: Commissioner Sullivan, I hope I enunciated that properly.

COMMISSIONER SULLIVAN: Thank you, Madam Chair. I'll determine that you did. Madam Chair, I'm not sure why I was approached with regard to this summit on senior housing but I'll accept the invitation, being the senior member on the Commission, and this is to assist in a summit that's being held, bringing together a group of individuals including City and County elected officials and state agencies, AARP, businesses and foundations to discuss planning for baby-boomers who are now approaching the senior classification and the development of housing programs, including one that's being worked on by Jubilados called Elder Grace.

So I think we often need to step back and think about assisting our seniors as they plan for retirement and see how we in the County can work with them cooperatively to do that. I would move for approval.

COMMISSIONER ANAYA: Second.

CHAIR VIGIL: Any questions? What's the pleasure of the Commission? We have a motion and a second.

The motion to approve the discretionary funding expenditure passed by unanimous [5-0] voice vote.

CHAIR VIGIL: We have J, K and L, but also it's been called to my attention that we do have staff here on a particular item that hasn't been noticed that I'd like to engage the Commission and the community who is present in our audience. We've lost a very near and dear member of our family here at Santa Fe County. The Santa Fe County Corrections Department has lost one of their very own, Ms. Terry Schwartz. Terry was born on October 11, 1956 and died September 17, 2007. She was a key member of the medical department as a medical secretary and most recently with the Finance Department as the mail clerk at the Adult Detention Facility. Terry passed away from a sudden illness on Monday, September 17th. We have two members who worked with Terry that will be saying a few words and as they're done I'd like to call for all of us to have a few moments of silence. Lieutenant Moises Gallegos, please come forward. Thank you for being here, Lieutenant.

MOISES GALLEGOS (Corrections Department): Madam Chair, Commissioners, I'd like to thank you giving us this opportunity to be here today in regards

to Terry Schwartz. I had the honor of meeting Ms. Schwartz since 1974 when we both lived in Grants and she is survived by her mother Phyllis, two daughters, four grandchildren. She is also survived by a large circle of family and friends.

Terry lived a life of service in the community as a private business owner of Aid Ambulance in Las Vegas. She worked in the field of emergency medicine for more than 30 years and was the youngest woman to receive the EMT license in the state of New Mexico. She received the honor of the presidential congressional certificate of appreciation for her services for the New Mexico DMATT in the aftermath of Hurricane Hugo. Her open arms, love and compassion to those in need will be greatly missed. Terry's final resting place was in Grants, New Mexico and she was buried on Friday, September 21st and she will be greatly missed by all of us. Thank you for this opportunity.

CHAIR VIGIL: Thank you, Lieutenant. Is Steve Aguirre here?

STEVE AGUIRRE: Madam Chair, Board members, thank you for the recognition of this exemplary individual that worked for the County. Terry Schwartz was very, very unselfish. She was more concerned about all the staff members that were ill that she found out about. She continuously asked people that were sick, about their health, about going to the doctor. Terry Schwartz had many, many personal problems. Recently, a couple weeks before her death, she had lost her vehicle. Someone stole her vehicle from her front yard. Also she has a grandson that is very ill. He's gone through surgery and they don't give any hopes for her grandchild and she was very, very upset about that. But even though, when she came to work she was very, very unselfish. She did her job. She came to work and nobody had to tell her what to do. She was on her own. Thank you very, very much for recognizing her as a good employee for the County.

CHAIR VIGIL: Thank you, Mr. Aguirre. I notice there are other people from the Department of Corrections here. Would anyone else like to address the Commission on this? Are any members of the family here. We will now hold just a few moments of silence. The chaplain is here. Thank you for being here.

JOSE VILLEGAS (Chaplain): Madam Chair, thank you for the opportunity to bestow a blessing on the families and let us pray. Lord God, in your great mercy enrich your people with your grace and strengthen them by your blessing so that they may praise you always. Care for your people and purify them. Console them in this life and bring them to the life to come. Let the effect of your blessings remain with your faithful people to give them your life and strength of spirit so that the power of your love will enable them to accomplish what is right and good. Amen.

CHAIR VIGIL: Thank you very much. Our condolences go out to the Department of Corrections and all of you who worked closely with Terry and to Terry's family and her extended family. Thank you for being here and bringing this tragedy to our attention. It's always difficult to lose a member of our Santa Fe County family and one who was so highly respected and dedicated. I appreciate you all being here.

IX. J. Update and Request for Direction from the Board of County Commission Regarding the Greater Eldorado Express Bus Service (Commissioner Anaya) [Exhibit 1: Information Packet]

JACK KOLKMEYER (Land Use Administrator): Thank you, Madam Chair and good morning, members of the Commission. As you know, six months ago we inaugurated the County's first transit project, the Greater Eldorado express bus demonstration project that's due to officially end on September 30th. That's this weekend. This project was undertaken in cooperation between Santa Fe County and the Regional Transit District of which Commissioner Anaya is the Commission member who is on the board of the Regional Transit District.

With the conclusion of the demonstration project we have the opportunity to consider moving that project forward to become a permanent project for Santa Fe County and in order for us all to understand what the options are for doing that both physically and financially we've invited Josette Lucero, the executive director of the Regional Transit District, and Jack Valencia the Transit Program Manager for the RTD, who can let you know what the options are for proceeding to the future. I will turn this over to Josette Lucero and Jack Valencia but myself and our transportation Shabih Rizvi will also be here to answer any questions you might have. I have some prepared information for you which I passed out to you and I'd like to turn it over to Josette Lucero. Thank you, Madam Chair.

CHAIR VIGIL: Thank you. Thank you for being here, Ms. Lucero. Please proceed. And state your name and title for our records.

JOSETTE LUCERO: Thank you, Madam Chair. Josette Lucero, executive director, North Central Regional Transit District. Thank you, Madam Chair, members of the Commission, for allowing us to give you an update of some RTD activities, the update of the Eldorado service, and also possible expansion with your direction to the south Santa Fe County/Edgewood area.

The North Central Regional Transit District is going to be starting regional transportation starting October 1st. And October 5th, you all have invitations. It's going to be ribbon cutting in Española at their Convento, so we welcome you all to be there. We've started Taos service. We're going to be getting residents from Taos County into Santa Fe County. We're providing five tribal transportation services at our member districts. We've also consolidated the Rio Arriba County service and the Española service into the RTD. So as of October 1st we're going to be getting 20 of their drivers into the RTD. It's been a short two years and I think that we've accomplished a lot in the last two years.

As far as the Eldorado ridership, we've got Jack Valencia who's going to give an update and as Jack Kolkmeier mentioned, we'd like to recommend an additional year to fund the Eldorado service. In addition, in June of this year the RTD board directed me to look at the expansion of the Edgewood area. We were able to obtain additional federal money to fund that program so if that is something that this Commission is interested then we will look at adding that route for service.

I will have Jack give you the update on the ridership on the Eldorado service.

CHAIR VIGIL: Thank you, Ms. Lucero. Mr. Valencia, please state your name and title.

JACK VALENCIA: I'm Jack Valencia, transit program manager for the North Central Regional Transit District. Madam Chair, members of the Commission, just a quick update on the greater Eldorado Express. Before you I have situated a number of bullets that highlight the progression of the activities but I just want to point out what I believe are the ones that significant. On June 27, 2006 a tri-party agreement was entered into by Santa Fe County, New Mexico DOT and the North Central Regional Transit District. In that, project funds were \$80,000 from the DOT and \$13,600 from Santa Fe County. We issued an RFP in January of 2007. We awarded a contract to All Aboard America. During that interim through March we held public meetings, numerous staff meetings in trying to organize the take-off and ribbon cutting of the Greater Eldorado Express. That was held on March 31st.

On Monday, April 2nd is when the service started. As Jack Kolkmeier has highlighted is that service will be ending on that contract this weekend. Since that time we have provided in excess of 5,000 rides to date. As the project is winding down we've issued a new RFP for continued service. The focus primarily has been on the Eldorado area. The secondary approach to the RFP and potential award is to expand into the Edgewood area and bring people in from south Santa Fe County.

We have various ways we can do this while achieving it under budget. The monies that we have available for this program and program expansion is we have \$100,000 that is coming from the Los Alamos gross receipts in which Santa Fe County is a regional partner. Secondly, there is \$100,000 of general fund monies from Santa Fe County that was passed in your most recent budget passage for this fiscal year. In addition is what Ms. Lucero had stated. We have received an additional \$60,000 of federal funds that will be processed through the state DOT. What we're seeking here today is the direction from you all to continue on with the Eldorado project in potentially a modified form, and secondly with the opportunity to acquire direction to expand into the Edgewood area. We have the necessary project money available to us by potentially reducing the size of the present bus from 57 passengers to 33 and adjusting some of the timing in the runs. So with that, Madam Chair and members of the Commission, we'll entertain questions but we're seeking direction to continue and advance in the expansion of these projects.

CHAIR VIGIL: Questions?

COMMISSIONER ANAYA: Question.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Yes, Jack, first of all I want to thank you all for being here and talking about the issue of we've had some constituents from the area wanting to get bus service, so that's how this came about. The plan is to eliminate one - and I'm kind of trying to refresh my memory - the plan is to eliminate one of the runs from Eldorado into Santa Fe. Tell me about the number of people. I don't want to take

something away that is a good thing, but if there is a lack of people at that ride -

MR. VALENCIA: I'll explain the analysis of the timing, Madam Chair and Commissioner Anaya. Presently, the Eldorado runs are 6:05, 7:10 and 8:40 in the morning. 85 percent of the current ridership that is derived from those runs is achieved in the 7:10 run into Santa Fe. What we are proposing - we had meetings with groups from each of those three times. It was stated that there were four people who consistently ride the 6:05 in the morning from Eldorado into Santa Fe. It was stated that three of those four would be willing to go onto the 7:10. So with that being said there's really one individual that would be affected with the elimination of that route which we're proposing.

Now, with that elimination of that route on the 6:05, we're still picking up everyone at 7:10. We would be initiating service starting in Edgewood at approximately 6:08 and it's highlighted on this color proposed handout that you have in your packet. It would initiate in Edgewood and then continue on through the south Santa Fe area and then pick up the individuals in Eldorado at 7:10. So we're still continuing the pickup of the 7:10 individuals and then continuing on into Santa Fe. In addition to that there would be an 8:40 run.

So what we're proposing as Commissioner Anaya has stated is that there will be an elimination of the 6:05 which we believe would only affect one person, give us the opportunity to enhance the expanded service. In addition that we're being able to do that under budget of what we have set aside with the Los Alamos gross receipts, with the budget that you all have provided and the federal funds which we've been able to acquire.

CHAIR VIGIL: Anything further, Commissioner Anaya?

COMMISSIONER ANAYA: No. Thank you, Jack. I think that's the answer.

COMMISSIONER CAMPOS: Madam Chair.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Valencia, how many regular riders do you have on your 7:10?

MR. VALENCIA: Madam Chair, Commissioner Campos, there's approximately 20, 22 that are consistent.

COMMISSIONER CAMPOS: Do you think this is effective? Is it working? Is it worth pursuing?

MR. VALENCIA: I believe so and I think we have to look at it as a pilot project, that we still have growth potential, that we still have other opportunities to expand as time goes on. I think it's a good foundation. I think it's something that we need to move forward to try to expand those services in not only the Eldorado area as a concentrated area but moving the opportunity to south Santa Fe.

COMMISSIONER CAMPOS: It sounds awfully small to me but I don't know what number or what point do you think you would be a success in your main ride into town. How many people would you have to have in a bus to think, wow, this is good?

MR. VALENCIA: Madam Chair, Commissioner Campos, I think that

changing the size of the bus we're increasing the capacity and we're decreasing the dollars associated with funding it.

COMMISSIONER CAMPOS: I'm asking about riders. At what point do you have enough riders to think this is really a good program?

MR. VALENCIA: I think 40, 50 percent.

COMMISSIONER CAMPOS: Forty of 50 people?

MR. VALENCIA: Forty of 50 percent of ridership. So with those routes when you look at that I think that we can achieve 30+ a day. Forty a day. And with doing that then we have to look at the potential expansion of a different size bus at that point in time.

COMMISSIONER CAMPOS: Thirty or 40 on your big ride. But what about the others? I assume the average is much lower than 30 or 40.

MR. VALENCIA: That is correct. On the other two runs, and that's why we're proposing the elimination of one and continuing the other and on the other we're hoping to pick up some additional but it's less than ten, so it would be - on a 33 passenger bus that would be approximately 33 percent capacity.

COMMISSIONER CAMPOS: What plans do you have to increase ridership?

MR. VALENCIA: Marketing, outreach. We've held public meetings. We're poised with proposals in marketing techniques and areas if indeed provided the direction from the Commission that we're going to go out and market that area.

COMMISSIONER CAMPOS: Thank you, Madam Chair.

CHAIR VIGIL: Further questions? Commissioner Sullivan.

COMMISSIONER SULLIVAN: Mr. Valencia, this is the first we've heard about the Edgewood component that you're discussing. When we approved our \$100,000 it was for the Eldorado pilot program in our budget. In looking at the budget figures and from our discussion recently, and the other Commissioners don't have these numbers so don't page through your papers, but I understand that to continue the Eldorado program it's about \$143,000 to do that with a 33-passenger bus. To expand that down to Edgewood would be about \$243,000. Now, Ms. Lucero said you had obtained federal funding to do that but my understanding was the federal funding is only \$60,000. So obviously, we don't have enough federal funding to go to Edgewood. So then is that difference going to be taken from the Los Alamos contribution?

MR. VALENCIA: That is correct, Madam Chair, Commissioner Sullivan. The \$260,000 that is in the aggregate is the \$100,000 of yours, the \$60,000 and in addition the \$100,000 from the Los Alamos gross receipts.

COMMISSIONER SULLIVAN: It seems to me, and let me ask Mr. Kolkmeier for a minute. It seems to me that in going where the needs is that those funds would be better spent on expanding the service in Rancho Viejo and the Route 14 area. Has the staff looked at that? I know that in talking with Mr. Valencia about that he indicated, well, they're talking with the City about doing that but quite frankly we've been

talking with the City about doing that as long as I've been a Commissioner. As long as there's been Santa Fe Trails, and nothing's happened. So I'm concerned that we're focusing on a lesser number of riders in Edgewood when we have what appears to be a greater market closer here to the city.

MR. KOLKMEYER: Madam Chair, Commissioner Sullivan, a couple of responses to that. First of all, we weren't really entirely aware of the number of commuters. We had initially done some research from census information and things that we had when we started this project. It wasn't until a number of county constituents, from the southern part of the county came to some of our meetings and addressed this that we really became aware of the number of riders that were using a SECA van and other means of transportation to get up here.

So some of that concern recently just came into the picture. So the opportunities came up to have this discussion and to find some additional funding. That became an area of interest. You are correct in stating that really all priority has been to focus on Eldorado which of course we did. And you also will recall, Commissioner Sullivan, as a previous board member of the RTD that we have had a number of discussions with the City of Santa Fe about opportunities that we have with them. Our opinion, your staff's opinion, is that yes, we believe that we would like to also focus on expanding or creating for the first time, actually, transit services into the Community College District. The way that we're thinking about that right now is that's really an appropriate place for us to have a relationship with Santa Fe Trails from the City of Santa Fe and we're again engaged in discussions and conversations with them.

The City also has GRT funds from Los Alamos in the amount of \$100,000 that we'd like to have those discussions with them along with the RTD so we can pull that together jointly with the City of Santa Fe, the County and the RTD. That's still kind of an additional step. We want to stay focused on Eldorado. If we go into Edgewood knowing that there is potential ridership from that area and we have the funding to do that, we think that's going in the direction that has been suggested by the RTD is a good right. I am right now engaged in discussions with Mr. Bulhuis, Jon Bulhuis from Santa Fe Trails to look at how we can commence either a demonstration project in the Community College District area or expand the Santa Fe Trails service there right now using their money. So that's where we are with that, Commissioner Sullivan.

COMMISSIONER SULLIVAN: Okay. Thank you, Jack. Mr. Valencia, another question. I understand that Representative King is in full support of this project being from Stanley and seeing that the bus is going to stop in Stanley. Has she committed any financial support for this?

MR. VALENCIA: Madam Chair, Commissioner Sullivan, I have attempted to contact her in the last day and I have not reached her. So at this point in time, no, but we will be making a request from the RTD to not only Representative King but various other legislators seeking capital outlay in order to purchase a bus or buses. Some of the significant costs in these bid proposals are the embedded costs of equipment and the

equipment that we are contracting for with All Aboard America. So the demonstration project, as I had mentioned earlier started on April 1st. The legislature in the last session had *sine died* so this is our first effort to seek legislative support which we will and we hope to acquire some of those funds.

COMMISSIONER SULLIVAN: So to date we don't have any commitments from the legislators representing that area.

MR. VALENCIA: No, sir. Although in this past session we did receive some capital outlay for some other projects, from Representatives Varela and Wirth and Representative Silva. So as I said, now that we have the data, now that we can show the need, now we have something that we can ask for.

COMMISSIONER SULLIVAN: What about reliability? I'm concerned that we have it seems a number of storms that seem to hit the southern part of the county extremely hard and often miss Santa Fe. We appear to be relying, in order to make the 7:10, that the bus from Edgewood will make it. Is there any backup to that?

MR. VALENCIA: The contractor has a bad weather policy and I do not have that in front of me in order to describe it to you. We can supply it to you. There would be considerations for backup. There also are considerations for when state government and other entities and school closures and things like that where there are delays and which delay potential times and riderships, but I can get that policy to you.

COMMISSIONER SULLIVAN: Madam Chair, I don't have any problem with providing service to Edgewood, although I understand it's only 16 people, one SECA van. But I think in terms of the way I would phase this if I had \$260,000 to work with, I would first go where the market is, which is more clearly into the Community College District area first. I would provide the Eldorado service, drive a smaller passenger bus to see if we can get some economies there. I would take those funds and go next into using them to finalize a deal with Santa Fe Trails to develop a pilot program in the Community College District. I would then take whatever funds that I have left and any of those that I can generate from the legislature and start the Edgewood program. That's the order that I would recommend. That's going in essence where the bodies are.

I think the way it's proposed here we're a little bit out of synch. I think it would be nice to have all three pilot programs running, see how they go, but that would be my suggestion.

MR. VALENCIA: Madam Chair and members of the Commission -

CHAIR VIGIL: Mr. Valencia, I'll let you respond because I want to make a statement to underscore Commissioner Sullivan's concerns. It seems that while I would want to support Edgewood, that there are other communities surrounding Santa Fe County and I'm just thinking that within the county we have so many employees who come from the northern area to work here at the County. And there are quite a few members of those northern communities, Pojoaque, Arroyo Seco, Rio en Medio, Nambe, all of those that come here. If that's a project that's already been taken care of through the Park 'n' Ride I understand, but I think when you propose a new community for ridership we need to get a

really good update on how other communities are being taken care of, because I also think about the La Cienega community and the Pecos and Glorieta community who may have access to Eldorado but perhaps we may need to expand those services because Pecos and Glorieta may need more outreach, ridership, ability to access the train. Those things. Did you want to address that, Ms. Lucero?

MS. LUCERO: I do, Madam Chair, and both you and Commissioner Sullivan have very, very good points. Fortunately, the northern communities are being taken care of with RTD's current budget, all the way from Taos County. What Park 'n' Ride is not able to establish, we're going to do the mid-day runs. Park 'n' Ride is now the commuter service early in the morning and late in the afternoon. We're going to be providing three routes during the day to get folks in from Taos County, Española, all the pueblo communities, into Santa Fe County.

CHAIR VIGIL: What about La Cienega?

MS. LUCERO: La Cienega, we're not serving La Cienega.

CHAIR VIGIL: What about Pecos and Glorieta?

MS. LUCERO: The Pecos and Glorieta, through our understanding they're coming in to ride the Eldorado service. We've talked to some of those folks and they stop in Eldorado to ride in. We're hopeful that the City of Santa Fe, we've been presenting at their Transportation Advisory Board and the extension of the Community College District and New Mexico 14 is on their list of priorities. So I think that you're going to get all three. We're hopeful that they're going to decide to use their \$100,000 of Los Alamos GRT for those two projects, so that would satisfy Commissioner Sullivan and also get the Edgewood.

So if it's your direction to fund the other two first, which would be New Mexico 14 and the Community College District, let us work with the City of Santa Fe. We're close to finalizing those projects. We met with the City, Councilor Miguel Chavez yesterday. He's going to be talking to the Mayor about that to make final decisions about those two routes. If we were to obtain those then you won't have to worry about using your money for those projects. The City of Santa Fe would be using their LA GRT and then you would also have the Edgewood money. So you might get it all. You have northern New Mexico covered. You might have the two routes that Commissioner Sullivan is interested in, and also the Edgewood. So you might get the full service if we're successful in getting the City of Santa Fe to make these final decisions. And we're pretty close on getting that done.

CHAIR VIGIL: Thank you, Ms. Lucero. Mr. Valencia, do you want to just say something?

MR. VALENCIA: Just in addition and somewhat closing, Madam Chair, members of the Commission is that if direction is given as is to accomplish all of these goals with the Community College District, Highway 14 through the City's monies, utilizing yours for the Eldorado and potential Edgewood, we're just going to continue the Eldorado starting October 1st. The Edgewood would have to start at a different date. We could do it 30, 60, 90 days down the road in order to ensure, like Commissioner Campos'

concern, with regard to marketing. We want to make sure we have the ridership ready to go and when to go when we have that service available. And we want to ensure that if we have to potentially increase the bus size that we have the additional money is available so that we can incur that additional charge.

So we have, I believe we have a time line in which we can achieve all of the concerns that this Commission's expressed today.

CHAIR VIGIL: There was a huge dive in ridership between August and September. Has that been explained?

MR. VALENCIA: The dive in the September ridership, Madam Chair, is only through the 15th so it hasn't captured the remainder of the month that we're still in.

CHAIR VIGIL: Okay.

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, I strongly support this. This is what the residents wanted in those particular areas. I think that staff has done a fine job in answering the questions that the Commission had. It doesn't take away from any of the other ridership that was available. I think this was needed. This is a regional transit district and Edgewood and Stanley and Galisteo, all them are in the region. I think this is a good thing for our community. Thank you, Madam Chair. And I would move -

CHAIR VIGIL: I don't think we need a motion. This wasn't considered an action item. I think they're just looking for direction. Is that correct, Mr. Ross? We're looking at update and request for direction from the Board of County Commission regarding the Greater Eldorado Express bus service. Do we need a motion for that?

MR. ROSS: Madam Chair, traditionally we haven't engaged in motion work during updates and general direction. The general direction is usually captured by the County Manager and acted upon administratively without the need for a formal vote. I think you probably could do something if you wanted to, have the motion to give the County Manager direction to do something. That would probably be permissible.

CHAIR VIGIL: Okay. Commissioner Sullivan, is this on this point?

COMMISSIONER SULLIVAN: Well, it's on this topic in terms of whether we need direction or a motion. The problem I have with a motion is that we either accept this proposal or we reject this proposal. This is the proposal. If we were going to vote then I'd vote no. I think that what we would need, as I indicated earlier, to provide in terms of direction is that we want to see a phasing, a prioritization, of the effort and of the funds, of the \$260,000 and more specifically of our \$100,000, so that provided that everything goes fine and the City of Santa Fe participates in the program and that Los Alamos \$100,000 is made available and the City doesn't decide to use that somewhere else, then we can move to the next phase which would be the recommended Edgewood phase.

But personally, I'd like to see us wrap that other one up first, because it's never over until it's over when you're dealing with the City. So that's the only difference that I would have from Commissioner Anaya's recommendation is that I would like to see that

pursued and resolved first and then move to this next phase. I don't know whether we want to do motions and vote for that or perhaps there's other Commissioners that have different opinions. I don't know.

CHAIR VIGIL: It seems to me that we have a lot of direction here and I think we're all pretty much on the same page, which is the most viable place to turn to next. We have alternatives, whether it's Highway 14. I guess my only concern that I've expressed is the Edgewood people did come to the RTD but did the La Cienega people know about it? Did other communities know about it? Are we creating a prioritization based on the fact that people from a community have access and are able to go to the RTD. I want to make sure that our prioritization process exists because the need and the ridership is there. And I'm sure it's there for Edgewood but I don't have a real clear sense that Edgewood is a particular priority over another community.

So it seems to me, Commissioner Anaya, that we're all pretty much on the same page. I'm totally in favor of bringing Edgewood in. I agree with Commissioner Sullivan with regard to seeing what partnerships we can create to take care of some of the issues that are in both Commissioners' districts right now and make sure that there is no community in this 2000 square miles that Santa Fe County is responsible for that is being left out just because they don't have the opportunity to address you all.

MR. VALENCIA: Madam Chair, members of the Commission, let me just address your comments. We are cognizant of reaching out to other communities, but within that we are confined by budget and within that we identified the best use of budgets in consideration with current runs, because of the proximity and the contiguousness of a run, and it would cost us additional sums of money in order to lease additional equipment to do additional runs, as you suggested. It's something that we are focused on and trying to reach out for as we apply for additional monies. But presently in the confines of the monies that are available, the runs that we're presently running and operating and the ability to expand, this is the best use within this focus.

In addition to that, what I would propose in order to achieve everything I think that we can here today is give us the direction to continue the Eldorado with the elimination of the 6:05. Let us work to try to get finalization with the LA GRT monies with the City of Santa Fe to address the Community College District and the Highway 14 areas. And once that is completed, allow us to expand into Edgewood. That would give us the sufficient time in order to bring Edgewood on in a timely, efficient basis.

CHAIR VIGIL: Okay. And I've also incorporated a new commitment and that is to make sure that there are other communities.

MR. VALENCIA: Oh, we reach out already to other communities. It's restricted by budget considerations. If the County of Santa Fe in the next budget cycle were to assist in leveraging more federal monies and match monies I'm sure we could accommodate other areas. We will come with some numbers for you so that you can consider during those times. We'll bring them to staff so there will be an expansion consideration.

CHAIR VIGIL: Okay. Anything further? Sounds to me like what you've posed as a recommendation for direction is really where the discussion has gone.

COMMISSIONER MONTOYA: Madam Chair, I'm in agreement with that. I think this is certainly an alternative that we need to explore and consider so I would agree with the direction that's being requested by Mr. Valencia and supported by Commissioner Anaya also. And I think we also need to be cognizant of the fact that at some point there's a train that's going to come down that track and it's probably going to run all over us here in County government since we're going to wind up the ones sustaining and maintaining and probably being responsible for operating that train. So I would rather see this as a much more cost-effective way of providing transit than to put a whole lot of money in a train that's going to run over governments.

CHAIR VIGIL: Is there any other comment? Sounds to me like you have a sense of direction. County Manager? Mr. Valencia, thank you very much for your presentation. And thank you, Ms. Lucero. Thank you, Mr. Kolkmeier.

IX. K. Proclamation Declaring the Month of September 2007 as 6th Annual National Youth Court Month (Commissioner Vigil)

CHAIR VIGIL: I will just briefly present this proclamation. This is specific to our Teen Court program. That is a County program that processes youth through teen courts for minor and first offenses, sometimes second and third, but it's a way for the youth in our community to participate in their own peer judgment of offenses that have been committed, so that the jury, the attorneys, and all are youth.

Whereas, through September, more than 1231 youth court programs operating in our National Juvenile Justice System, schools and community-based organizations will celebrate the sixth annual National Youth Court Month. The theme of this celebration is empowering youth, experiencing justice; and

Whereas, youth courts are one of the fastest growing crime prevention and early intervention programs in the nation. For over 30 years they have offered innovative solutions to prevent juvenile crime and educate our young people. Youth courts emphasize the importance of being involved in one's community. Youth courts provide our nation's youth with an opportunity to learn about government and take an active role in upholding our democratic principles; and

Whereas, youth courts empower youth through involvement in community solutions by developing skills in leadership, decision making and problem solving, youth learn the appropriate use of peer pressure and are given opportunities to mentor and instill integrity in their peers. They gain a clearer understanding of our nation's judicial system; and

Whereas, we strive to reduce juvenile crime in this country, youth court volunteers play a crucial role in making this goal a reality. Youth courts teach our youth about accountability and the consequences of making poor choices. They also reward responsible

behavior. We strongly support youth court programs because they help build healthier and safer communities in which we can live, raise families and work. We commend the youth and adult volunteers who support youth courts and our juvenile justice system.

Now, therefore, we the Board of County Commissioners hereby proclaim the month of September as the sixth annual National Youth Court Month in Santa Fe County. We have a proclamation that will be delivered to our Teen Court executive director and read to those participants in our Teen Court program. And I do need a motion to accept this proclamation.

COMMISSIONER SULLIVAN: So moved.

COMMISSIONER MONTOYA: Second.

The motion to accept the proclamation passed by unanimous [3-0] voice vote.
[Commissioners Anaya and Campos were not present for this action.]

IX. L. Growth Management Report (Commissioner Sullivan)

COMMISSIONER SULLIVAN: Madam Chair, we had a presentation a month ago at the administrative County Commission meeting with regard to the staff's concept of the growth management study that they're undertaking. In reviewing that in the minutes I was somewhat confused as to what the goals of this growth management report really are. A couple of facts that we were presented were that the report would utilize all existing growth management plans, all existing community plans. So we're not reinventing the wheel in that regard, and that it would be done in December. So we have a fairly short time frame to do this. There were other comments from Commissioner Campos I believe regarding utility infrastructure planning and transportation planning.

I guess what I'm not clear about is what's the deliverable going to be? We had a lot of presentation last month regarding the database, the GIS mapping, and all these components that we now have available to do better planning with. But I'm still not at all getting a warm and fuzzy feeling about what this plan is. And what I'm afraid is that it's becoming all things to all people. If we only have three months to finish it I think we need some more focus on what it is and what it will be and what's the document and product that we'll get in December.

So it's been a month since we had that and I thought perhaps Mr. Kolkmeier might be able to tell me what we're going to get in December.

CHAIR VIGIL: And it seems to me, Mr. Kolkmeier those are many questions that if necessary to have this as a discussion item on a future meeting. We can certainly have that.

COMMISSIONER SULLIVAN: My questions were fairly specific and that is, what's the work product going to be?

MR. KOLKMEYER: Madam Chair, Commissioners, Commissioner

Sullivan, we've put together just a - of course this is a very complex subject and I'm just going to go over with you what the work agenda is and specifically to your point, what the deliverables will be. First of all you have a map that shows how we've already divided the county up into suggested growth management areas. In each of these areas we've now begun work to figure out what the existing conditions are and existing roads, water systems, wastewater systems, population, and all those environmental constraints and everything that adds to the existing conditions that are out there. We've done this via a series of matrices that we've constructed for systems and settings.

The second page you'll begin to see how we've outlined the work. We're beginning evaluation of those things. This is not necessarily a plan. As you recall, this started two years ago with the beginning of a strategic plan. A strategic plan separates itself pretty dramatically from some of the kind of planning work that we've already done, for example, the community plans. The products here when we are finished, and what we'll have for you in December will be a preliminary strategic concept that we'll have put together for you. That will be specific actions that we will recommend that the County can take which we'd like to see at that point translated into policy from you as the policymakers. So there will be very, very specific actions that will come out of the strategic plan, some of which may need to be also translated into ordinances.

For example, when we look at roads, the existing road systems in each of those growth management areas, we know that there are deficiencies in terms of what these need to be connected to. Eldorado, for example. Does Eldorado now need to consider connecting that to the Community College, or over to Route 14, for example. We will give you specific comments and specific strategic actions that we think need to be accomplished regarding roads in that regard. You will get from us in that case the central area, road recommendations that will say: connect Eldorado to such and such place. That doesn't necessarily need to be an ordinance but it does need to be made into, at some point, specific policy by the Board of County Commissioners and then worked into the road plan for the Public Works Division of the Growth Management Department.

So there will be two things, essentially that you will get, will be action strategies and recommendations for things that need to be changed through ordinance. The way that we'd like to do that with you is in a series of study sessions, three study sessions held between now and December. This is the last page of information that we've give you. In October we'll have a study session with the Commissioners that will go over the existing conditions and cover existing environmental constraints, political constraints, roads, water, wastewater and population. So we'll be able to look at our map and say, here's where the roads are, here's where the water - when we say water, what we're looking at right now, and this comes in part from the issues that you've already raised, Commissioner Sullivan, in the ordinance that you've brought forward.

We want to take a look at domestic wells, community systems and utility systems and see how they exist, first of all. Where they are, where everything is. We're going to map everything for probably the first time and see what relationships there are and there

are not between community water systems, for example, where the domestic wells are, what's happening with the utility directives from Española, the City of Santa Fe and Edgewood, and put all that together in a study session for you so we can look at all of that information and move forward into the second study session which would be in November, where we would look at some still existing conditions for other things that are important such as public services, affordable housing, and make sure that we have fiscal constraints, community centers, law enforcement facilities and fire districts, for example, and then lay it out onto the information that we already have for the core systems of roads, water and wastewater.

And then in December we would recommend to you specific growth areas - where the county best is able to grow. There are two things, really, that we want to get to and the products would again be specific actions and potential ordinances. But we need to know where to guide growth, where it can best be accommodated by the systems that we have the future systems that we would like to evolve. We will show you where those areas are on a map. That's come up numerous times and many of our deliberations here at the Board is, where are the growth areas? Where should we be growing? We know that we have already said that the Community College District is a growth area but this would be the first time that we would look at the county and explore growth management areas and be able to come back to you and say, well, this is what the mapping is, this is what the existing condition says. Here are the growth areas.

We know fairly well where they are, but this would take all the data and the information that we have and say this is where they are.

Secondly then we would also show where there are areas of particular concern for conservation and reserve, a similar thing that some of you went through at the Regional Planning Authority in the work that Diane Quarles did with you because a large ranch, for example, doesn't mean that something will happen to that, but it might be held in reservation or conservation so that we can understand how it needs to be phased into the particular areas where we're saying we need to accommodate the growth.

We will again show you preliminary strategies that we have for roads, water, wastewater and affordable housing, and from that we will prepare also a preliminary fiscal strategy because some of this is going to, for the first time, involve the long-range planning that we do that we need to budget for it, not only through ICIP planning, but also through capital improvements planning that may require other sources of financing from within the County.

We would work with you to agree on that final strategy in January when we come back from holiday break. We would finalize that, finalize the specific action steps so that they can be adopted by you as policy and begin to work on anything that needs to be taken into ordinance form at that point, and that's probably January, February or March - a little bit of a guess at that point. But then after that we would put that strategic plan into action and also recommend that the ordinance preparation part of that with it would be timely because it could be worked into the Code rewrite at that point. So we don't have to

get onto two different tracks of how we would deal with the ordinances.

What's really important about this and the way that we're doing this, we think is that up to this point, determine where densities and growth and development should occur in the county has been primarily based on water. By looking at it this way in geographic context and in the context of looking at other things such as road and public services, we'll be able to report back to you that growth should occur in the specific areas based not only on water, but the ability of the County to provide other services and to look at other aspects and other elements that should be taken into consideration as we look at potential higher density areas throughout the county.

That's a little lengthy. I'm sorry, Commissioner, but that goes to all the handouts that we gave you and I think again just to close my comments on that is what are the products? The products will be strategic actions that we will recommend that you put into specific policy and suggestions for ordinance changes. Thank you.

COMMISSIONER SULLIVAN: Madam Chair, Jack, then to summarize, when you come back in December, and my understanding from the month past was that the plan would be completed in December and now it appears now it won't be completed until March, you'll present these various strategies. In your preliminary fiscal strategy, are you evaluating impact fees?

MR. KOLKMEYER: We will be looking at impact fees, yes.

COMMISSIONER SULLIVAN: And when you say you're looking at impact fees, what does that mean?

MR. KOLKMEYER: Well, it means that we want to take a look at where impact fees might be appropriate and for what. So when you get to the specific growth areas that we would recommend to you, one of the things would be are impact fees appropriate in that area and for what?

COMMISSIONER SULLIVAN: My concern is it seems where this growth management is proceeding from what I see here is as a mechanism to fund infrastructure for developers. That's quite frankly where it seems to be going. Whether it's roads, whether it's water, whether it's sewer. And that's going to be a big chunk of money. So we better have a big chunk of revenue to offset that. I know it's being proposed that we have development districts and that we assess the taxpayers for this infrastructure and there may be situations where that will work. We haven't seen one yet. That is it hasn't worked on the Rancho Viejo and it didn't work on Longford. But that may still have a role somewhere.

Certainly impact fees, which the City has used for years, has a role, and no one seems to want to take this seriously. You can manage, you can do plans for growth but you're not going to manage growth unless you control the checkbook. In order to control the checkbook you have to have some revenue in your back account. That fiscal strategy is where I'm not getting a feeling that this study is yet focused.

MR. KOLKMEYER: Madam Chair, Commissioner Sullivan, we agree with you and that was of course one of the primary impetuses in the Community College

District for which we did a fiscal impact study and it may turn out, for example, that the Community College District may be the principal growth area that we want to look at. Until we have pulled together some of this other information it's difficult to say where that should be focused. We recognize that there is a problem with understanding how we need to finance infrastructure and that will be part of what we're going to be looking at here in October and come back to you with the recommendation on what are the options for which we should proceed.

Also, I don't recollect saying that we would have a final plan in December, but where we're at right now is understanding is that what we would like to have for you is at least a final preliminary set of strategies that we can recommend to you in December. It would be pretty hard for us to pull up a final growth management strategic plan together entirely by the end of December which is only three months.

COMMISSIONER SULLIVAN: I think that the staff report was that it would be completed. I'm not quite sure what completed means. I read that to mean done. Anyway, that's all the questions I had, Madam Chair. We don't want to take a lot of time on this today but I did want to get an update and I did want to – I think clearly by the end of the year. Maybe I got the wrong year.

MR. KOLKMEYER: Commissioner Sullivan, we really really recognize the challenge and we're going to work as judiciously and quickly as we can to get you very comprehensive strategies that can guide us forward.

COMMISSIONER SULLIVAN: Thank you, Madam Chair.

CHAIR VIGIL: Thank you. Thank you, Jack.

IX. OTHER MATTER FROM THE COMMISSION

CHAIR VIGIL: Are there any specific matters from Commissioner Anaya?

COMMISSIONER ANAYA: Yes. Madam Chair, this Saturday at 10:00 – and I don't think there's anybody here from the Fire Department – we are going to do our wet-down at our new fire station at Thunder Mountain in the Edgewood area. That's at 10:00 on Saturday. That's all I had, Madam Chair.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Thank you, Madam Chair. There has been a lot of correspondence and e-mails I know to all of you over the last several months about the Tecton plan to drill eight exploratory wells in the Galisteo Basin. I noticed in today's *Journal North* that they plan to conduct two meetings to get input and make presentations to the public. The newspaper reports that those are going to be from 6 to 9 pm on October 4th at Turquoise Trail Elementary School, which is on New Mexico 14, and 5:30 pm to 8:30 pm November 1st at the Genoveva Chavez Community Center on Rodeo Road. So I just wanted to get that information out to the public and also to ask staff, there has been staff comments that we are looking at the ordinance – and I haven't seen anything since

comments of that sort. Roman, could you tell me where we are on addressing the ordinance which I believe is a subset of our hard-rock mining ordinance.

MR. ABEYTA: Madam Chair, Commissioner Sullivan, I'll have Steve Ross address that. He's been looking at those ordinances with Land Use so he would have a better idea as to where we're at.

MR. ROSS: Madam Chair, Commissioner Sullivan, the mining ordinance was written to address problems in hard-rock mining and it does not address very well if at all oil and gas issues. So we've gathered ordinances from around the state and in southern Colorado and we're putting together an amendment to that ordinance which we'll bring forward fairly quickly. The only activity that has occurred to date is maintenance of one of the wells that was drilled in the eighties that was the subject of earlier ordinances.

COMMISSIONER SULLIVAN: Okay. So we're working on that. It says in the newspaper report that Tecton is going to be submitting an application to the County. My understanding is they've already submitted an application and the County has approved the work that they're doing to date. Is there another application that's involved with this second phase?

MR. ROSS: Madam Chair, Commissioner Sullivan, the only application I know that was submitted to the County was the application to rework that one well that was done in January. They have discussed informally with the County this larger application that you're referring to but to my knowledge they haven't submitted a formal application for that.

COMMISSIONER SULLIVAN: So do we need to have this ordinance revised prior to that, or does the application not a time factor when it's submitted insofar as any modifications we make to the ordinance.

MR. ROSS: The ordinance that is in place when the application is approved and the work begins would be the one that governs. So the timing of the ordinance vis-à-vis the application is not critical, but the ordinance itself is fairly critical to get revised so that the concerns that have been expressed can be addressed effectively.

COMMISSIONER SULLIVAN: Okay. So will we be ready to start that process at the October meeting?

MR. ROSS: Madam Chair, Commissioner Sullivan, I don't know if we'll be ready for the October meeting or not. We have all the materials. We're trying to put together an ordinance but we've got a number of other concerns that are pressing on the Legal Department's time. We going to try and put it together rather quickly. We don't think it's a significant task but -

COMMISSIONER SULLIVAN: Is that a land use ordinance? Does that require two hearings?

MR. ROSS: It's probably going to be an amalgam of zoning and development approvals, so it will probably require two public hearings as -

COMMISSIONER SULLIVAN: Because the newspaper article says that they're going to file an application with the County and the state in November.

MR. ROSS: The state being the Soil Conservation Division, probably.

COMMISSIONER SULLIVAN: I would assume.

MR. ROSS: So if we can get this process moving in the next couple months I think we'll be fine. If the process isn't complete when the application comes in we'll just recommend that the application be held until the ordinance is complete.

COMMISSIONER SULLIVAN: Okay. I think it's important that - we've been getting a lot of letters and I know our public information officer is handling responses to those letters but each one that I see seems to ask the same question and that was the question I just asked. Then Madam Chair, one other item, thanking Mr. Abeyta and Mr. Ross. Mr. Abeyta, how are we doing on our compliance person for the well program?

MR. ABEYTA: Madam Chair, Commissioner Sullivan, we have somebody on staff in Land Use that's looking at that and what we will do is in two weeks we will make an update to the Board of County Commissioners and present the work plan to the Commission.

COMMISSIONER SULLIVAN: Looking at that, meaning - before we were advertising for someone.

MR. ABEYTA: Right. We found somebody. We filled the position.

COMMISSIONER SULLIVAN: You filled the position.

MR. ABEYTA: Right. And now we're developing the work plan and I'll give that to the Commission in the next two weeks.

COMMISSIONER SULLIVAN: Okay. Thank you, Madam Chair.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Not at this time.

CHAIR VIGIL: Okay. I just have a couple of announcements to make. Many of you have received, because the County has taken a real strong role in promoting the event Lensic that is occurring this evening at 7:00. The acting US Surgeon General will be there and he will be speaking to the community on issues of substance abuse and youth and health initiatives.

And the other announcement I wanted to make is that this Friday at 4:30 at Alto Park the City will be sponsoring a ribbon cutting ceremony for the update of the Camino Alire bridge and the updates at the Alto Park tennis courts and the swimming pool area and the play area and the recreational field. That's it for me. Commissioner Montoya isn't here; I may reserve some time for him to update under Matters from the Commission.

X. Appointments/Reappointments/Resignations

A. Resignations of CCDRC Members Monica Montoya and Andy Berger and Removal of LCDRC Members

SHELLEY COBAU (Review Division Director): Madam Chair, Commissioners, I put a staff report in your packet and I can just go ahead and read that if

you'd like. The ongoing lack of attendance of community members appointed by the BCC to the La Cienega Development Review Committee and the Community College Development Review Committee continues to create problems in forming a quorum and providing due process for applicants in these areas. Staff has received direction from the LCDRC to request that the Board of County Commissioners remove members from the committee. The CCDRC has requested that staff ask for the resignation of non-attending CCDRC members and we subsequently received the resignations of those two members. One in letter form which is in the back of your packet and one resigned during the last CCDRC meeting.

Per Resolution 2004-62, Section 8G, the Board of County Commissioners can remove any member of any commission, board, community agency or other policy making body appointed by or acting under the authority of the BCC if a member misses three or more meetings within a one-year period. Staff concurs with the LCDRC and recommends that member Mike Zimmerman and member Terrie Lynn Gonzalez are removed by the Board from the LCDRC as neither has attended a single 2007 meeting of that committee. Staff also recommends that the Board accept the resignations of CCDRC member Andy Berger and CCDRC member Monica Montoya as neither of those members have attended a meeting in 2007 until the last CCDRC meeting when Monica Montoya resigned.

Staff further recommends that the LCDRC is reduced to a five-member committee and that advertisements are immediately run to solicit new membership in the CCDRC to fill the committee to the five-member requirement. The Land Use Code, Article II, Section 1.3.D states a local development review committee shall consist of not less than five members. It goes on to state that members shall serve at the pleasure of the Board. The LCDRC is currently a seven-member committee so it could be reduced by two members and still attain the five members required by Code.

I'd also like to add that until membership in the CCDRC is brought to five members, staff recommends that the cases should either be advanced to the CCDRC for a recommendation or directly to the Board for a decision in the event that the CCDRC fails to attain a quorum for upcoming meetings. This would allow a case to proceed after a single table rather than a case continuing to be tabled for a lack of a quorum for several months. We tried to get a quorum of the CCDRC from December until April and distributed packets and were unable to attain a quorum for that committee in five months. So I'd like you to consider allowing staff to bring projects directly to the BCC or to the CDRC for a recommendation so they're not stalled on a development review committee for a long period of time.

CHAIR VIGIL: Thank you, Shelley. Any questions?

COMMISSIONER CAMPOS: Madam Chair.

CHAIR VIGIL: Commissioner Campos and then Commissioner Anaya.

COMMISSIONER CAMPOS: Just a comment. In the past I've suggested that we eliminate a lot of these local development review committees. I think it's time to revisit that issue. I think the CDRC is probably the best place. We have regular members,

regular meetings, people who are quite knowledgeable on land use issues. I would suggest that we start thinking about that.

CHAIR VIGIL: Thank you, Commissioner Campos. Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, so you're asking us to eliminate the two members.

MS. COBAU: Yes. I'm asking that the LCDRC, the two members who've not attended a single meeting in 2007 be formally removed by the BCC and that that committee be reduced to a five-member committee versus the seven members that it currently is. It acts as a five-member committee because those two members never show up.

COMMISSIONER ANAYA: Can't we go out and get two more people?

MS. COBAU: We can, Commissioner Anaya. We can solicit for additional membership in the LCDRC. The seven-member committee, just keep in mind that requires more members for a quorum. If we have a five-member committee they can attain a quorum with three members. The five that sit on that committee that regularly attend the monthly meetings regularly show up. Rarely are one of those people absent. However, it seems like when one is absent there's two absent so then we don't have a quorum because it's a seven-member committee.

So I would just like to really suggest that it's a five-member committee. It's very difficult to get people to be interested in becoming a committee member anyway. We solicited for three months in the paper last year at this time for the TDRC. We ended up with one application for one application for membership on that committee. We also solicited for membership on the CCDRC and we had one interested individual that currently does serve on that committee. But that was after spending hundreds of dollars on newspaper advertisements to try to get people to fill those positions.

COMMISSIONER ANAYA: Madam Chair, I would just like to make a motion to remove them from the LCDRC but still leave it a seven-member committee and try to go out and find - I know that there's people that have always contacted me to ask to be on that committee. Maybe I could help you out with that and then we could bring them to this committee and get approved or denied, whatever the process is. But I think that it's important that we keep the seven members instead of moving it down to five because then you have possibly three people making the decisions in that area and I would like to see more than that. Thank you.

CHAIR VIGIL: There's a motion. Is there a second?

COMMISSIONER MONTROYA: Second.

COMMISSIONER SULLIVAN: Madam Chair, discussion.

CHAIR VIGIL: Discussion. Commissioner Sullivan.

COMMISSIONER SULLIVAN: So this motion, Commissioner Anaya, is only addressing the La Cienega. It's not addressing the other question staff has about what do we do with tables.

COMMISSIONER ANAYA: Right.

COMMISSIONER SULLIVAN: Because I had some concerns about that. Although five months of tabling is not good, on the other hand we also have applicants who come in and when they see that the people that they're dealing with that night aren't who they want to deal with they table the application. So I think if we're going to get a process of tablings creating an immediate move forward that we need to have it go both ways. It needs to somehow address the policy that we don't have very well articulated about just random tablings on the part of the applicant, so we have it both ways.

Getting back to the La Cienega thing, I think that is kind of a unique circumstance. That historic community has several - I won't call them factions, but let's call them sub-communities that work within that area. It is hard to get a consensus sometimes but I always feel comfortable when they do come forward with a consensus that there's been a good public process that's taken place.

Having said that, it is really hard to work with a seven-person committee. It is. And I guess I would be supportive of Commissioner Anaya's motion with the caveat that if it doesn't work, if we don't get applicants to fill the positions this time then we call it a day and just operate it as a five-person committee and be done with it like the other committees, because we have enough trouble with the other committees getting a quorum as you've indicated. I'm willing to give it one more shot here but only because La Cienega is a diverse community, diverse area. But we've got to move the decision making process forward.

I'm not in agreement with Commissioner Campos. I do think we need that local level of input. I think that's helpful. The CDRC is doing a good job but often they don't know too much about what goes on in La Cienega. They don't know too much about what goes on in Tesuque and Pojoaque. They're not always that knowledgeable of those areas. That would be my comment, Madam Chair, is that we give this one more shot but after that we're got to move on here and get down to five-person committees.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: How long is one more shot? I guess I'm reconsidering my second.

COMMISSIONER SULLIVAN: Well, what I was saying, Commissioner Montoya, is that if the Commission wants to we go out with advertisements one more time but if we don't get at least another two members to replace these two, and we're often getting one coming back as responses, if we only get one member and then I'd structure the motion to say to keep it a seven-member committee but if we don't get enough applicants in the next public advertisement, to authorize staff to reduce it to a five-person committee and move forward with the five persons. Commissioner Anaya said he's available to work with them to get those members so if we can make that committee function with seven, so be it. But if not we need to have some direction to staff to shave it down. That's what I meant by give it one more shot.

COMMISSIONER MONTOYA: Okay. So it is time - can we make that a part of the motion?

COMMISSIONER ANAYA: Sure. What time did you give it?

COMMISSIONER SULLIVAN: The time, Madam Chair and Commissioner Anaya, that I was anticipating, was the time that it took to do a normal advertisement and get the responses back in. And that takes at least 45 days or so.

MS. COBAU: I think that would be a reasonable amount of time, 45 to 60 days.

COMMISSIONER ANAYA: That will work. Forty-five to 60 days.

COMMISSIONER SULLIVAN: If that doesn't work then the motion would authorize the staff to, without further Commission action, drop the committee down to five in size and proceed forward that way.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Madam Chair, I think staff has made a strong argument for change today, not in 30 or 45 or 60 days. We can't have – we're not having cases heard now and unless this motion says that these will come up to the CDRC or BCC if there are no quorums now, I think it's a bad motion. I think getting it down to five is right. It makes a lot of sense. Seven is just too many to have a quorum. Three is a good number. I think it's a bad motion and I think it's a waste of time to consider that motion at this time. I would vote against the motion on the table and I would, if that fails I would support the staff proposal as a motion.

CHAIR VIGIL: Any further discussion? Shelley, it seems to me that the problem that you're having with this particular development review committee isn't the fact that you can't get membership, it's that you can't get them there.

MS. COBAU: It's both. And it's really not just with this committee; it's with all the committees.

CHAIR VIGIL: Let me ask you, how many other committees have seven members?

MS. COBAU: They're all five-member committees with the exception of the Agua Fria Development Review Committee which is also a seven-member committee.

CHAIR VIGIL: Okay. There is a motion.

COMMISSIONER ANAYA: Madam Chair, I would recommend that you as the chairman of the Commission send a letter to all of the members that sit on these boards and ask them if they're really serious as participating in these committees that they should show up. And then let them know what our concern is and that we're having a problem with this. And if they don't want to be on these committees maybe they should resign and we could get people that want to be on them. But I think if a letter came from you stating that that would help. Thank you.

CHAIR VIGIL: We do have a motion, and perhaps we could fashion and draft a letter just to update these community development review members what their responsibilities are and identify the commitment. Because this is one of the issues that I don't want to call it to the attention of those who are committed to these development review committees because they're not the problem. So perhaps there could be something

fashioned and I would propose, Shelley or Roman, that we look at something that could be fashioned to really identify the issue without expressing any non-appreciation for those residents who are participants.

MS. COBAU: Right. The policy that we have says that they can be removed after three absences in a calendar year. So perhaps if someone misses twice in a calendar year, perhaps it would be time to send them a letter and remind them that if they have that third absence that it's at the discretion of the Board to remove them from that committee.

CHAIR VIGIL: I thought that was done anyhow.

MS. COBAU: No. We haven't been doing that.

CHAIR VIGIL: We need to be doing that at minimum. There is a motion.

The motion passed by 4-1 voice vote with Commissioner Campos voting against.

MS. COBAU: Madam Chair, we didn't really address the CCDRC.

CHAIR VIGIL: The CCDRC and also your recommendation for the 45 days, or is there anything else you need us to address? We've already addressed the seven member.

MS. COBAU: I would just like some direction on what you would like us to do with CCDRC cases that come forward when we have an ongoing lack of quorum with the CCDRC. We know that two members are going to be out of the country in the upcoming months and in order to have a quorum currently for the CCDRC, all three members have to be there. Two of those members have indicated to staff that they will be traveling abroad in November/December so we know we will not have quorums for that committee in the months of November and December. I was just wondering how you would like us to approach cases that are brought forward in that jurisdictional area.

CHAIR VIGIL: Your recommendation is that they go to the CDRC, correct?

MS. COBAU: The recommendation is that either they be taken directly to the CDRC for a recommendation or we can bring them directly to you. It's up to you how you'd like us to handle that.

CHAIR VIGIL: Okay. Comments. Commissioner Campos.

COMMISSIONER CAMPOS: Do we need ordinance changes to effect what you're proposing?

MS. COBAU: I'm not sure. Do we need an ordinance change to effect due process? I think there is some verbiage in Article II of the Land Use Code that says cases may be remanded directly to the Board of County Commissioners, but I'm not certain as to what that specific language is.

CHAIR VIGIL: Do you have any comment on that, Mr. Ross?

MR. ROSS: Madam Chair, Commissioner Campos, I don't know whether we need to make an ordinance change. I will take a look at it. If there is a need for an ordinance change we'll recommend that to you in connection with this.

CHAIR VIGIL: Okay. Shelly, let's find out and perhaps at the next meeting you can come forth with a recommendation once the Legal Department has looked at that. But you also need us to take action on Andy Berger, correct?

MS. COBAU: That's it. We'll just handle it as we have done with the CCDRC then until we can get an answer on the need for an ordinance rewrite if there is in fact a need.

CHAIR VIGIL: And I don't believe the last motion included the resignation of Andy Berger. What's the pleasure of the Commission?

COMMISSIONER SULLIVAN: Move to accept the resignation of Mr. Berger.

CHAIR VIGIL: Is there a second?

COMMISSIONER ANAYA: Second.

The motion to accept Andy Berger's resignation passed by unanimous [5-0] voice vote.

COMMISSIONER SULLIVAN: Was there just one?

MS. COBAU: No, there's two. There's Monica Montoya also has resigned from the CCDRC.

COMMISSIONER SULLIVAN: Move to accept the resignation of Monica Montoya.

COMMISSIONER ANAYA: Second.

The motion to accept Monica Montoya's resignation passed by unanimous [5-0] voice vote.

MS. COBAU: Thank you.

CHAIR VIGIL: Does the Commission wish to take on the next item, which would be in the Consent Calendar? It would be item A. 5, or would you like to recess for lunch? What's the pleasure?

COMMISSIONER MONTOYA: Madam Chair, move for approval of the Consent Calendar minus the items that have been withdrawn.

CHAIR VIGIL: Actually, Commissioner Montoya, we did take action on approval.

COMMISSIONER MONTOYA: Oh, you did?

CHAIR VIGIL: Yes. So we're looking to discuss XI. A. 5.

COMMISSIONER MONTOYA: That one's moving on.

COMMISSIONER SULLIVAN: That one moved.

CHAIR VIGIL: Then we're looking to discuss item A. 10.

XI. C. 10. Request Approval of Grant Agreement Between Department of Finance Administration, State of New Mexico, Acting Through the Local Government Division and Santa Fe County for Equipment Upgrades to the Santa Fe Regional Emergency Communications Center and the Statewide E911 Program (\$2,946,355) (Community Services Department RECC)

CHAIR VIGIL: Mr. Holden, let me just ask Commissioner Sullivan if he had a specific question.

COMMISSIONER SULLIVAN: Madam Chair, my reason for asking for some discussion on this is that I'm still concerned, Chief Holden, that we don't have external communications problems solved. The external communications problem is the one that created the RECC after the bus accident on Hyde Park Road. The one attempt that we made to notify people in Eldorado through dialing systems was a failure. We have two issues. One of course is internal communications amongst agencies and organizations providing support and the other is with the community.

And I was looking through this enhanced 911 agreement and the question that came to my mind is what part of this agreement might involve a field trial or something more than doing computer models and generations and buying communications equipment? Is there any component of this that actually says let's get it out in the field with real people and see if it works?

STAN HOLDEN (Fire Chief): Madam Chair, Commissioner Sullivan, I'm the Fire Chief of the Santa Fe County Fire Department but I'm acting now in the capacity of the RECC board of directors on this particular item. Commissioner Sullivan, that's an excellent point. I think you're referring to the dialogic system which we have had difficulty in implementing to use as an emergency alert system to notify residents in the community of any type of disaster or incident. We have successfully utilized that system in small geographic areas, specific to children being lost and communicating with small areas, but any time we've tried to do large communities like Eldorado for instance we've had difficulty with that implementation.

I'd like to point out, however, that this grant agreement that we're working with here is not specific to the dialogic system. The dialogic warning system is really an emergency management planning tool. It is not tied into the E-911 system in any way, shape or form. It's a separate computerized software program that resides on a server in the regional communications center and is activated to deliver messages during that type of a crisis. But it is not tied, specifically, Commissioner Sullivan, to this grant.

COMMISSIONER SULLIVAN: Chief Holden, this \$2.9 million grant is a lot of money and almost a million of it is for Qwest maintenance and network work. How do we notify or how can we improve notifying people? In the old days they rang a bell if there was an emergency and people heard the bell. Or they sounded a fire siren or something. It seems like in this day and age we ought to have a mechanism and I know on

college campuses this was a problem and the solution seems to be that everybody text messages so they're going to text message all the students. And that probably works on a college campus but I don't think it's going to work in Santa Fe.

CHIEF HOLDEN: You're exactly right. We are aware of the issue and the problem, Commissioner Sullivan, I can assure you that Chief Vigil has been working diligently to try to obtain homeland security grants in order to implement warning sirens in communities based on that, and we're also of course tied into the statewide emergency network where Chief Vigil can contact the state and a message is sent over the emergency broadcast network, which utilizes radios, personal radios in your vehicles or at home, and on the television where there'll be a crawler come across the screen and will notify residents as well.

What I'm referring to specifically is very small areas, in a community like Eldorado or Edgewood, where we're trying to broadcast a message just in a very defined area. And this is accomplished through the dialogic system which allows us through a mapping GIS interface to go into the software and identify by drawing a circle around a specific area, or a polygon for that matter, around a specific area, a neighborhood, and saying we want to contact and deliver this message to all the telephones within that area.

Now it has been successful in the past to a limited degree. The problem is we can't force residents to pick up their telephone, and many times residents have answering machines that automatically will not answer the phone and allow us to leave a message on their recorder. It will be blocked. So those are things that we've run into, specific to having what we would describe as an adequate emergency response alerting system. And that is what Chief Vigil is working on as part of his program. But again, this specific grant is for E-911 equipment in the E-911 center. A portion of this grant money is for the statewide implementation because in our center we house critical infrastructure not only for Santa Fe but also for the entire state. So some of this money is intended to upgrade that equipment and the rest of the money is intended to upgrade our equipment which is now approaching six years of age and in need of updating.

Most of it is critical software upgrades that need to be implemented. Some of it is a equivalent and some of it is very mundane like replacing the static carpet that has become over the years aged and is no longer static resistant which creates a static electricity problem on the dispatch floor and so it needs to be replaced.

So I don't want to underemphasize your concern regarding the dialogic and the emergency alerting system because that is a concern to us, but this particular grant is for a different purpose and it is as a result of the 911 surcharge tax that's placed on all of our phones, and it has to be spent by legislative intent for these purposes. It can't be spent on, for instance, our dialogic system.

COMMISSIONER SULLIVAN: Okay, then just to summarize, as I see what you're explaining to me is that this is kind of to keep updated communications that are coming in as opposed to those that are going out. Someone calling into 911 needs to be properly routed to some emergency service and so we're improving that. So it sounds to

me like this is obviously something we want to have. But it sounds to me like we also need the reverse direction.

CHIEF HOLDEN: We absolutely do.

COMMISSIONER SULLIVAN: Of getting that out. And we saw that too during the snowstorm when we were trying to contact people and get public notices out and so forth. I think that's a real weakness in our emergency alert system and strategy. So I appreciate the clarifications that. So, Madam Chair, I would make a motion to approve item XI. C. 10, the \$2,946,355 grant agreement.

CHAIR VIGIL: Is there a second?

COMMISSIONER CAMPOS: Second.

CHAIR VIGIL: Any further discussion?

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

COMMISSIONER MONTROYA: Thank you, Madam Chair. Before I go into that, just as a point of clarification, I did step out for a second. When did you do the Consent Calendar?

CHAIR VIGIL: We did it at the very beginning. We took items A and B, the amendments and the tabled items and then we took item C separately, removed the items and after that there was a motion to accept the Consent Calendar as amended.

COMMISSIONER MONTROYA: Okay. I guess we should probably clarify that. I don't know that we took action by what we did on the Consent Calendar, because it's not listed that way.

CHAIR VIGIL: No, it's not. That's how I moved forward on it.

COMMISSIONER MONTROYA: If we put Consent Calendar as D, then yes, we could approve it when we approve the agenda, but we're approving the withdrawals and the amendments.

XI. CONSENT CALENDAR

A. Budget Adjustments

- 1. Resolution No. 2007-146. A Resolution Requesting an Increase to the General Fund (101) Region III Grant Program for a Grant Awarded by the Justice Assistance Grant Program Through the New Mexico Department of Public Safety for Expenditure in Fiscal Year 2008/ \$240,000 (Sheriff's Office)**
- 2. Resolution No. 2007-147. A Resolution Requesting a Budget Decrease to the Federal Forfeiture Fund (225) to Realign the Fiscal Year 2008 Operating Budget with the Available Fiscal Year 2007 Cash Balance / \$700 (Sheriff's Office)**
- 3. Resolution No. 2007-148. A Resolution Requesting an Increase to**

- the Water Enterprise Fund (505) to Budget Prior Fiscal Year 2007 Cash Balance for Capital Equipment Expenditure in Fiscal Year 2008 / \$10,000 (Growth Management Department / Water Resources)
4. Resolution No. 2007-149. A Resolution Requesting an Increase to the Road Projects Fund (311) to Budget Prior Fiscal Year 2007 Cash Balance with an Operating Transfer to the Road Maintenance Fund (204) for a Lease Purchase Agreement with Wagner Equipment Company for a Backhoe Loader / \$101,514.52 (Growth Management Department)
 5. Resolution No. 2007-___. A Resolution Requesting an Increase to the Road Projects Fund (311) to Budget Prior Fiscal Year 2007 Cash Balance with an Operating Transfer from Fund (311) to Budget Prior Fiscal Year 2007 Cash Balance with an Operating Transfer from Fund 311 and From the General Fund (101) to the Road Maintenance Fund (204) for the Speed Hump Program / \$125,000 (Growth Management Department) TO BE HEARD FOLLOWING XII. B. 1
 6. Resolution No. 2007-150. A Resolution Requesting an Increase to the Emergency Medical Services Fund (206) / All EMS Districts to Budget Actual Allotments of the FY 2008 EMS Fund Act Distribution and Available FY 2007 Cash Balance for Expenditure in Fiscal Year 2008 / \$57,747 (Community Services Department)
 7. Resolution No. 2007-151. A Resolution Requesting an Increase to the Fire Operations Fund (244) / Hazmat Grant to Budget Prior Fiscal Year 2007 Cash Balance for Expenditure in Fiscal Year 2008 / \$18,394 (Community Services Department)
- B. Professional Service Agreements
1. Request Authorization to Accept Amendment No. 3 to Agreement #25-135-YDP with Aimee Zagon, PA-C, to Provide Medical PA-C Services for the Youth Development Program, Increase Compensation by \$26,000 for FY08, and Extend the Term of the Agreement (Corrections Department)
 2. Request Authorization to Accept Amendment No. 2 to Agreement #26-1827-YDP with La Familia Medical Center, Inc., To Provide Professional Healthcare Services, to Include Dental Health and Behavioral Health Services for the Residents of Santa Fe County Youth Development, Program. An Increase in Compensation by \$26,000 for FY08, and Extend the Term of the Agreement (Corrections Department)

3. **Request Authorization to Accept and Award a Professional Services Agreement to the Highest Rated Offeror in Response to RFP # 27-1823-CORR/RH for the Corrections Department to Provide Both Local and Long Distance Telephone Service to Inmates of the Santa Fe County Adult Detention Facility (Corrections Department)**
4. **Request Authorization to Accept Amendment No. 5 to Agreement # 25-00008-SD with Ralph Lopez, Program Manager for Region III Extend the Term of the Agreement, and increase the Compensation by \$52,620.00 (Sheriff's Department)**

C. Miscellaneous

1. **Resolution No. 2007-152. A Resolution Proclaiming October as Fire Prevention Month as the Santa Fe County Fire Department is Responsible for Public Safety in the Areas of Fire, Rescue, Emergency Medical Services and Special Operations within Santa Fe County (Community Services Department)**
2. **Requesting Approval of One (1) FTE for Captain, Wildland Fire Prevention and Suppression (Community Services Department)**
3. **Requesting Approval of One (1) FTE for Administrative Assistant, Fire Administration (Community Services Department)**
4. **Request Authorization to Accept Amendment No. 7 to Contract #24-0053-PFMD with Resource Technology, Inc. for Professional Architectural and Engineering Services for the San Ysidro River Crossing and Restoration Project for an Increase in Compensation of \$8,240.06 (Community Services Department)**
5. **Request Approval of Amendment #10 to Agreement No. 25-0094-HHSD with Presbyterian Medical Services for Operation of Substance Abuse and Mental Health Assessment, Case Management and Data Services for the Care Connection Project and an Increase in Compensation of \$101,373.25 (Community Services Department)**
6. **Request Authorization to Enter into a Lease Agreement with John and Melba Ballew for 1,955 sq. ft. of Office Space and 1,000 sq. ft. of Warehouse Space (Community Services Department)**
7. **Resolution No. 2007-153. A Resolution Requesting Signature Approval of a Grant (SAP #06-1239-GF) Awarded Through the New Mexico Environmental Department for the Santa Fe Opera Wastewater Treatment Plant in the Amount of \$270,000 (Community Services Department and Growth Management Department)**

8. **Resolution No. 2007-154. A Resolution Requesting Signature Approval of a Grant (SAP #05-1617-GF) Awarded Through the New Mexico Environmental Department for the Santa Fe Opera Wastewater Treatment Plan in the Amount of \$400,000 (Community Services and Growth Management Departments)**
9. **Requesting Approval of Resolution No. 2007-155. A Resolution Amending Resolution 2007-100 Regarding Fringe Benefits to Address Group Term Life Insurance and County Provided Educational Programs and or Educational Assistance (Administrative Services Department)**
10. **Request Approval of Grant Agreement Between Department of Finance Administration, State of New Mexico, Acting Through the Local Government Division and Santa Fe County for Equipment Upgrades to the Santa Fe Regional Emergency Communications Center and the Statewide E911 Program (\$2,946,355) (Community Services Department RECC)
ISOLATED FOR DISCUSSION**
11. **Request Approval of GRIP II Cooperative Project Agreement ST-7549 (327) Between the New Mexico Department of Transportation and Santa Fe County to Provide \$2,060,100.00 for Acquisition of Rights of Way, Planning Design and Construction for Improvements to CR 72 D, CR 78 B, CR 84 G, CR 84 J, CR 88 A, CR 88 G, Arroyo Alamo West, Paseo La Tierra and CR 90 and CR 42 (Growth Management Department)**
12. **Request Authorization to Enter into a Lease Agreement with Plains Eagle Corporation to Maintain Warehouse Space for Files and Equipment for Property Located at 1213 Mercantile Rd. Santa Fe, New Mexico 87508 (Sheriff's Office)**
13. **Request Authorization to Enter into an Agreement with Otero County for the Incarceration, Care and Maintenance of Juveniles in Custody at the Youth Development Program (Corrections Department) ISOLATED FOR DISCUSSION**
14. **Resolution No. 2007-156. A Resolution Authorizing the Donation of an Obsolete Fixed Asset In Accordance with State Statutes (Region III/ Finance Department)**
15. **Request Authorization to Accept Grant Agreement with State of New Mexico Department of Finance, Local Government Division for Special Appropriations Projects, Specifically Youth-at-Risk (Outside-in) and Teen Court in the Amount of \$110,000.00 (Administrative Services Department)**
16. **Approval of the Memorandum of Understanding Regarding**

Reclassification of Court Security and Transport Officers to Sheriff Deputies (Human Resources) ISOLATED FOR DISCUSSION

COMMISSIONER CAMPOS: Let's just do it. Motion to approve all Consent items.

COMMISSIONER MONTOYA: Second.

CHAIR VIGIL: There's a motion and a second to approve the Consent Calendar but if the recorder would be able to go back and identify that that action was taken.

The motion to approve the Consent Calendar with the exception of items A. 5, C. 10, C. 13, and C. 16 passed by unanimous [5-0] voice vote.

- XI. C. 13. Request Authorization to Enter into an Agreement with Otero County for the Incarceration, Care and Maintenance of Juveniles in Custody at the Youth Development Program (Corrections Department)**

CHAIR VIGIL: We are now on item XI. C 13.

COMMISSIONER MONTOYA: Madam Chair, I did not get a contract in my packet. I don't know if you all did. But there's no detail in there. I just got the one pager.

CHAIR VIGIL: Mr. Abeyta.

MR. ABEYTA: Madam Chair, that's right. There's not a contract in the packet. What we have is a memo that explains what we do, but you're right. We don't have the contract itself, and it said, please find attached contract. What we can do is table this item and put it on next month's agenda with the contract attached. I apologize.

COMMISSIONER MONTOYA: Okay, move to table.

CHAIR VIGIL: Motion. Is there a second?

The motion to table item XI. C. 13 passed by unanimous [5-0] voice vote.

- XI. C. 16. Approval of the Memorandum of Understanding Regarding Reclassification of Court Security and Transport Officers to Sheriff Deputies (Human Resources)**

COMMISSIONER SULLIVAN: Madam Chair, in reading through this request to transfer these assignments over to a reclassification to Sheriff deputies a red flag

that had popped up on this before was that it said in the spring of 2006 the AFSCME president signed an authorization to release this classification from AFSCME and the CWA president signed an authorization to place them in the CWA bargaining unit, and although everyone was in agreement the movement of a classification from one bargaining unit to another requires state labor relations board or a local board to take action, and the item was never brought forward to the board. So I was curious as to what happened there.

BERNADETTE SALAZAR (Human Resources Director): Madam Chair, Commissioner Sullivan, what happened there was when that happened in 2006 the request was just to keep their same classification as a court security and transport officer, which was a classification that belonged to the AFSCME bargaining unit. Just recently what the Sheriff proposed is to reclassify those positions to actual deputy positions which would then fall under the CWA bargaining unit, which would not require state board action, but just a memorandum of understanding between the parties.

COMMISSIONER SULLIVAN: Okay, but why, if both AFSCME and CWA had agreed to move those classifications into the CWA bargaining unit, why didn't it go forward? What stopped it?

MS. SALAZAR: Commissioner Sullivan, I'm not sure why they didn't propose to take it in front of the state board, but that would be the duty of the unions to take it forward. So I'm not sure why it stopped at that point.

COMMISSIONER SULLIVAN: Because we have a labor relations board issue coming up later in our agenda and I saw – was it the labor relations board that just didn't take action on it or was it that no request was ever made to them?

MS. SALAZAR: I believe there was never a request made to the state labor board.

COMMISSIONER SULLIVAN: Okay, so initially they were going to move the categories from AFSCME to CWA and then for some reason that just disappeared.

MS. SALAZAR: Correct.

COMMISSIONER SULLIVAN: Then in August of 2007 the Sheriff requested that we reclassify these court security and transport officers to Sheriff's deputies. And in reading this it says it's because they wear uniforms and they carry weapons. Is that correct?

MS. SALAZAR: Commissioner Sullivan, that's correct. They perform the duties of a deputy inside the courtroom, essentially.

COMMISSIONER SULLIVAN: And then does that increase their pay?

MS. SALAZAR: Yes, that does.

COMMISSIONER SULLIVAN: And how do we pay for that?

MS. SALAZAR: The funding for that will come from salary savings in the Sheriff's office.

COMMISSIONER SULLIVAN: But of course it will be continued savings. And what does that amount to?

MS. SALAZAR: Currently there are seven employees. Two of the seven

have gone through the recertification and that would result in approximately \$25,000 annual increase to what it is right now.

COMMISSIONER SULLIVAN: For the seven or the two?

MS. SALAZAR: For the two. And the reason being, the way the MOU is written is that out of the seven employees, four of them are retired police officers, so they've been certified by the state of New Mexico. So these individuals who choose to go through the process of the recertification would go through a two-week training to be recertified. The way the MOU is written these individuals would receive years of service credit as they were County employees as a court security and transport officer.

COMMISSIONER SULLIVAN: So if all seven were certified then what's the impact? There's no fiscal impact report in here. What would the impact on the County's budget be?

MS. SALAZAR: Okay, the two that have gone through the certification are the ones that have the highest years of service with the County. So the other ones, if all the other ones decided to do this it would be an additional \$28,000.

COMMISSIONER SULLIVAN: Okay. Above the \$25,000.

MS. SALAZAR: Yes.

COMMISSIONER SULLIVAN: So \$50,000 to \$60,000 per year for these seven persons when we get next year's budget.

MS. SALAZAR: Yes. That's correct.

COMMISSIONER SULLIVAN: Okay. That answered my questions. Thank you, Madam Chair.

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: It says here that some of the current court security transport officers did not wish to be reclassified as Sheriff's deputies. Why?

MS. SALAZAR: Madam Chair, Commissioner Montoya, some of the employees that have not been certified through the state of New Mexico would have to be certified and go through the 22-week police academy with the state of New Mexico. A few employees have decided not to go that route. So we agreed, in working with all the parties involved that employees who choose not to go that route can remain in their current court security and transport officer position with the same pay as a court security officer. So they won't get a pay increase.

COMMISSIONER MONTOYA: Oh, okay. Thank you.

CHAIR VIGIL: Does that not mean that these particular employees would not have security access to - well, first of all they won't be transporting, but would they not have security access to use any means necessary to control, or would they have that? Ron, did you want to answer that?

RON MADRID (Sheriff's Department): Madam Chair, Commissioners, they still have the authority to make arrests because they are commissioned by the Sheriff. So they still have the authority to make arrests.

CHAIR VIGIL: Can they carry guns?

MAJOR MADRID: Yes, they can.

CHAIR VIGIL: Okay.

COMMISSIONER SULLIVAN: Another question, Madam Chair.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Are these deputies now and then remain under CWA and the Sheriff's Department?

MAJOR MADRID: Are you talking about the ones that do not wish to go?

COMMISSIONER SULLIVAN: No, I'm talking about any of them. We're dealing with court security and transport officers. They're all under CWA now.

MAJOR MADRID: No, they're under AFSCME.

COMMISSIONER SULLIVAN: They're under AFSCME. So they remain under AFSCME.

MAJOR MADRID: They would remain under AFSCME.

COMMISSIONER SULLIVAN: Whether they become deputies or not.

MAJOR MADRID: No. If they become deputies they will transfer over to CWA.

COMMISSIONER SULLIVAN: Ah, okay. So that's what I was getting at. I thought the Sheriff's Department was CWA. Do we have agreement with AFSCME and CWA on that?

MAJOR MADRID: Yes, we do.

COMMISSIONER SULLIVAN: Is that a memorandum of understanding or is that something you have yet to work out?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, in the packet should be a copy of the MOU that all parties agreed upon to resolve this issue, and all parties are in agreement.

COMMISSIONER SULLIVAN: So everyone's in agreement that these members will move from AFSCME to CWA.

MS. SALAZAR: Yes.

COMMISSIONER SULLIVAN: If they become certified and become deputies.

MS. SALAZAR: That's correct.

COMMISSIONER SULLIVAN: Okay. Thank you.

CHAIR VIGIL: If this is required to go before a labor review board, what would be the next step? If we take action and approve this, would this still have to go before a labor review board?

MS. SALAZAR: Madam Chair, no it will not. The difference between this scenario and the one that happened in 2006 was in 2006 they were requesting that we just move that entire classification over to the CWA union. So we'd be pulling a classification out of a union and putting it into another union. With this scenario the Sheriff has just requested that we reclassify certain individuals, not the entire classification, so that's what

makes it different and not having to go to the state labor board.

CHAIR VIGIL: Okay. Does that violate any agreements that we have in place with any of the labor unions?

MS. SALAZAR: No.

CHAIR VIGIL: Okay.

COMMISSIONER SULLIVAN: Move for approval.

CHAIR VIGIL: Motion to approve. Is there a second?

COMMISSIONER ANAYA: Second.

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

CHAIR VIGIL: It is now 12:40. If we go ahead and recess for lunch we can come back and start with item XII. Is that the pleasure of the Commission?

COMMISSIONER CAMPOS: I would just ask for a short lunch; I have to leave here about 4:00.

CHAIR VIGIL: And we need you here for a lot of the items this afternoon. So could we get back here at 1:40?

COMMISSIONER SULLIVAN: 1:45.

[The Commission recessed from 12:40 to 1:55.]

CHAIR VIGIL: We are now on item XII and there's two particular items we need to have full Commission discussion on. That is the update and request for direction regarding traffic calming, and the other one is item D, the request for approval of a local labor management. Can we move these items up, Mr. Abeyta, or shall we wait until all the parties interested arrive?

MR. ABEYTA: Madam Chair, the unions are outside. I just informed them that we were moving it up and they were okay with that. So if you want to do the traffic calming first and then that, or I can go out and get them.

CHAIR VIGIL: Let's start with the traffic calming. Commissioner Campos.

COMMISSIONER CAMPOS: May I suggest that we try to get to executive session by 3:00 if at all possible.

CHAIR VIGIL: We will. And Teresa we'll do yours after the unions.

XII. B. Growth Management

1. Update and Request for Direction Regarding Traffic Calming Petitions Received from July 2006 to July 2007

MR. MARTINEZ: The Public Works Department has reviewed the traffic calming petitions, also known as speed hump petitions that have been received by our

department from July 2006 to July 2007 and has verified that the following roads are eligible for speed humps. They are County Road 84, County Road 89-E, County Road 103, which is Camino Cerrado, County Road 50, which is Paseo C de Baca, and County Road 58, Seton Village Road.

At this time Public Works is requesting direction on how to proceed with these petitions.

CHAIR VIGIL: Okay, are there any questions? Commissioner Campos, then Commissioner Montoya.

COMMISSIONER CAMPOS: I'll defer to Commissioner Montoya.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: Thank you, Senior Commissioner.

COMMISSIONER CAMPOS: Ranking.

COMMISSIONER MONTOYA: Oh, ranking, sorry.

MR. MARTINEZ: Madam Chair, we're not requesting ranking. There's enough funding to do all of those five roads that are eligible for speed humps.

COMMISSIONER MONTOYA: I would suggest that as least as far as the ones that I have been petitioned on, which are 84, 89-E and 103 that we proceed with those.

MR. MARTINEZ: Madam Chair, just a clarification, it's a portion of County Road 84. It's not all of County Road 84.

COMMISSIONER MONTOYA: This was in the El Rancho area, right?

COMMISSIONER CAMPOS: Madam Chair, question. May I follow up?

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Are there folks further down the road that might come back and object just like we had this morning up in Leaping Powder Road.

MR. MARTINEZ: Madam Chair, Commissioner Campos, that is a possibility. This is a thoroughfare so numerous people use this road, or all of these roads. It's not just the people that live within that area.

COMMISSIONER CAMPOS: So, Mr. Martinez, how do you suggest we deal with problems such as that, like Leaping Powder and this road who is going to service a lot of people who are not having input on the front end as to whether they want speed bumps or not.

MR. MARTINEZ: Madam Chair, Commissioner Campos, I believe in a situation where it's a road that is one way in, one way out, that would be easy to identify the residents that use that particular roadway. On a thoroughfare or an arterial it would be impossible to contact every resident that uses that road because the amount of people that use these thoroughfares is so large that it's unknown who we would have to contact.

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: Regarding on 84, if we would have speed-humped that road the whole way the first time that we went out with petition there

wouldn't have been anyone complaining and we wouldn't be here again revisiting putting more speed humps on County Road 84. People that live along that thoroughfare have asked me why didn't you do the whole thing right away? Well, it was because we only petitioned so much for each section. So just in terms of, Commissioner Campos, neither one of these roads we're going to have anybody complaining.

MR. MARTINEZ: Madam Chair, and also the people that typically petition the Public Works Department for speed humps are the ones that live adjacent to the road that are directly affected by excessive speeding.

CHAIR VIGIL: Okay. Any other questions? Commissioner Anaya.

COMMISSIONER ANAYA: Madam Chair, Robert, which roads on there are dead-end roads?

MR. MARTINEZ: Madam Chair, Commissioner Anaya, County Road 103 and Paseo C de Baca, which is County Road 50. I believe it's just those two.

COMMISSIONER ANAYA: So those two I believe we wouldn't have any problems with what we had this morning.

MR. MARTINEZ: I believe not.

COMMISSIONER ANAYA: So are you asking, Madam Chair, for approval of all these?

CHAIR VIGIL: Yes. I believe that's the request.

COMMISSIONER ANAYA: So moved.

CHAIR VIGIL: There's a motion. Is there a second? I'll second for discussion. Anyone else want to discuss this further? Commissioner Campos.

COMMISSIONER CAMPOS: I didn't quite hear the motion. Is that for all of them? And staff, do you have any concerns about any of these five petitions?

MR. MARTINEZ: Madam Chair, Commissioner Campos, the reason they are on this list is because they have gone through the petition process and we have evaluated the conditions of each roadway.

COMMISSIONER CAMPOS: So your evaluation is supportive of the petition or do you have concerns about them. Even if it's gone through the petition process do you have concerns about putting speed humps in these areas?

MR. MARTINEZ: Madam Chair, Commissioner Campos, we have evaluated. We have not found any unusual circumstances that would make us change our position on these speed humps on these particular roads. If there were, we would have noted that in the recommended action.

COMMISSIONER CAMPOS: Okay. I appreciate that.

CHAIR VIGIL: Thank you. Any further discussion? There is a motion to accept these roads for speed bumps, and a second. No further discussion? I would just ask – I did receive a request from someone in Agua Fria about speed bumps. Did that request get to your department?

MR. MARTINEZ: Madam Chair, I have not seen it.

CHAIR VIGIL: Okay. James, have you – do you have an update?

MR. MARTINEZ: It could have gone to our staff personnel that takes care of these petitions. I will check with them. Do you recall who the individual is?

CHAIR VIGIL: I do have notes on it but I don't recall right off the top of my head.

MR. MARTINEZ: I'll check on it.

CHAIR VIGIL: Yes, if you would follow up with that. I don't know if this is a particular prime road for speed bumps because we do have project plans in that area but I'm not sure what part of Agua Fria got requested. But that's another road that gets - we've done a really good job with speed limits but it still gets speeding there a lot. Motion and second. Commissioner Sullivan.

COMMISSIONER SULLIVAN: Robert, do these project costs estimates - you just have the percentages here in this but I'm going back to A. 5 on the Consent Calendar which goes with this, and you have by County Road 84, \$39,285 with an average of about \$3570 per speed hump. Number one, I wanted the public to know what speed humps cost, \$3500 apiece, but number two, does this include the signing?

MR. MARTINEZ: Madam Chair, Commissioner Sullivan, it does not. We provide the pavement and appropriate signage through our sign shop.

COMMISSIONER SULLIVAN: Okay. So there's some additional cost as well.

MR. MARTINEZ: Madam Chair, Commissioner Sullivan, that is correct.

COMMISSIONER SULLIVAN: So we could be looking at \$4,000 to \$5,000 per speed bump.

MR. MARTINEZ: Madam Chair, Commissioner Sullivan, it is not that much. I believe the signage and the pavement markings are probably an additional several hundred dollars.

COMMISSIONER SULLIVAN: Okay. Thank you.

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

- XI. A. 5. Resolution No. 2007-157. A Resolution Requesting an Increase to the Road Projects Fund (311) to Budget Prior Fiscal Year 2007 Cash Balance with an Operating Transfer from Fund (311) to Budget Prior Fiscal Year 2007 Cash Balance with an Operating Transfer from Fund 311 and From the General Fund (101) to the Road Maintenance Fund (204) for the Speed Hump Program / \$125,000 (Growth Management Department)**

CHAIR VIGIL: Is there a presentation on this?

COMMISSIONER MONTROYA: Move for approval.

CHAIR VIGIL: There's a motion. Is there a second?

COMMISSIONER SULLIVAN: Second.
CHAIR VIGIL: Any further discussion?

The motion to approve Resolution 2007-157 passed by unanimous [5-0] voice vote.

XII. D. Human Resources

1. Request Approval of Ordinance No. 2007-__ . An Ordinance Approving the Santa Fe County Local Labor Management Relations Board (Final Public Hearing)

CHAIR VIGIL: We have moved these items up so that we can have a full Commission for these hearings.

MS. SALAZAR: Madam Chair, members of the Commission, Santa Fe County management has identified that in regard to labor issues, having a local board would provide efficiencies. Some of the items that a local labor board would be charged with would be to conduct hearings to determine appropriate bargaining units, hold elections for the election for an exclusive bargaining unit, complete certification for an appropriate bargaining unit in accordance with this ordinance, hold decertification elections when necessary in accordance with the ordinance, set up procedures for the filing of prohibited practice complaints by either party, hear the complaint and make a determination.

Some of the benefits in having a local board would be that cases would be heard faster because the board wouldn't only be hearing Santa Fe County cases rather than other counties and cities that don't have a local board to include the state of New Mexico. Local members would be sensitive to local issues. The board would be comprised by a labor appointee, a management appointee, and the third appointee would be the recommendation of the first two appointees.

The Board of County Commissioners would have ultimate approval of all the board members. The board members would serve one-year terms and another benefit would be that there would be no intermediate appeals of a local board's decision. Some other counties that have local boards, in doing research, are Bernalillo County, Dona Ana County, Lea County, McKinley County, Los Alamos County, Rio Arriba County, San Juan County, Otero County, Lincoln County, Eddy County, Grant County and Curry County.

In talking with one of the counties that we researched there has not been any incurred expense with the local board in regard to the response they gave us.

CHAIR VIGIL: Any questions?

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya then Commissioner Campos.

COMMISSIONER MONTOYA: All of those counties have local boards?

MS. SALAZAR: Madam Chair, Commissioner Montoya, yes, that's correct.

COMMISSIONER MONTOYA: That's about eight, nine, counties?

MS. SALAZAR: Twelve.

COMMISSIONER MONTOYA: That's a third of all counties in New Mexico. Could you provide us with a cost breakdown in terms of what we would be looking at? Actually, this was a fiscal impact report that was done, I guess by you and Teresa. What this is saying is that this could be a recurring cost of \$3420 a year?

MS. SALAZAR: Madam Chair, Commissioner Montoya, this figure was based on a worst-case scenario from the DFA regulations. The worst case would be paying \$95 per meeting per board member. So this would be a worst-case scenario.

COMMISSIONER MONTOYA: And what you said is the other counties have not incurred any costs?

MS. SALAZAR: We were able to contact one county that stated that they did not incur any additional costs in adopting a local board.

COMMISSIONER MONTOYA: So they're paying the \$95 and that's it or they're not even paying that?

MS. SALAZAR: Madam Chair, Commissioner Montoya, I'm not sure what they're paying. All they stated was they did not incur any costs, did not have to hire an additional attorney or anything like that.

COMMISSIONER CAMPOS: Madam Chair.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: Management appoints one, labor the other. Right? There's three members.

MS. SALAZAR: Yes, that's correct.

COMMISSIONER CAMPOS: The two the third. What if there's a stalemate on the one and one and they can't decide on a third. How does that work?

MS. SALAZAR: Madam Chair, Commissioner Campos, I'm not sure. In the event that that would occur I'm not sure how we would resolve that.

COMMISSIONER CAMPOS: Okay. Any comment from Legal?

MR. ROSS: Madam Chair, Commissioner Campos, the Board makes all the appointments.

COMMISSIONER CAMPOS: The Board of County Commissioners?

MR. ROSS: The Board of County Commissioners makes all the appointments.

COMMISSIONER CAMPOS: The third person could also be appointed in case of a stalemate.

MR. ROSS: Correct.

COMMISSIONER CAMPOS: Okay. Ms. Salazar, you said there would be no intermittent appeals. What does that mean?

MS. SALAZAR: Madam Chair, Commissioner Campos, currently at the

state board level you appear in front of the director and after a decision is made by the director the parties have the right to appeal to the board. With a local board there would not be another appeal process. Once the local board makes a decision that decision would stand.

COMMISSIONER CAMPOS: Thank you very much.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: What's the makeup, Bernadette, of the state board, and who appoints them?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, I don't have the board members names in front of me but the board members are appointed by the governor.

COMMISSIONER SULLIVAN: Is there a requirement that one be recommended by labor and one by management and the two recommend a third?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, I'm not sure of their process. I would assume that that's how it would be but they are appointed by the governor.

COMMISSIONER SULLIVAN: Because one of the benefits in reading the packet was that the County gets to appoint a member, but what Mr. Ross is saying is the County gets to appoint all the members, right? Of the local board.

MS. SALAZAR: Madam Chair, Commissioner Sullivan, what the ordinance states – and this is a draft ordinance provided by the state labor board. It's basically a template. It states that each party makes a recommendation for an appointee, so there's a labor appointee, a management appointee and then the two make a recommendation for the third person. And then the Board of County Commissioners has final approval on those members.

COMMISSIONER SULLIVAN: So on the state board do counties make recommendations or does labor make recommendations?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, I'm not sure how that process happens. Again, I would assume that they would have recommendation from labor and recommendation from management but again, but I'm not sure exactly if there's a committee that comes up with the name at the state level. I'm not sure.

COMMISSIONER SULLIVAN: And over the last couple of years how many cases have we had going down to the state labor management board?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, in the last couple of years we've been to the state board twice for the makeup of a new bargaining unit, and I believe twice on prohibited practice complaints.

COMMISSIONER SULLIVAN: Thank you.

CHAIR VIGIL: Bernadette, if there's a case that's decided by a local board, can that be appealed to the state board or does it go directly to district court and maybe that's something Mr. Ross would know more about unless you can answer it.

MS. SALAZAR: Madam Chair, once the local board makes a determination

it cannot be appealed to the state board; it would go directly to district court.

CHAIR VIGIL: Okay. Any further questions?

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: I have one regarding those four visits to the state board. What did that cost us? Do we know?

MS. SALAZAR: Madam Chair, Commissioner Montoya, I did not do a cost breakdown on that but we have HR representatives traveling to Albuquerque, employees who are involved with the certifications or complaints going down to Albuquerque. I can do a cost breakdown but I haven't done that on previous -

COMMISSIONER MONTOYA: What HR staff? Is it you and someone else, or just you?

MS. SALAZAR: It would either be me or a liaison to the department that's going in front of the board, and usually we have somebody from the Legal Department.

COMMISSIONER MONTOYA: Okay. So three, maybe four staff.

MS. SALAZAR: For the management side, and then whoever is on the labor side. There could be one, two, three. It just depends.

CHAIR VIGIL: Bernadette, the \$95, is that a per diem cost?

MS. SALAZAR: Madam Chair, pursuant to the DFA regulations, that's a per-meeting cost and the per diem costs are different. And I have the breakdown. I can provide you with a copy of that.

CHAIR VIGIL: Okay. And do the per diem costs only kick in if the board member is within a certain amount of miles from the destination of the hearing?

MS. SALAZAR: Madam Chair, yes. I believe it's 35 miles.

CHAIR VIGIL: Okay. I have no further questions. If there are none, I know there are members of the union here. Have you elected a spokesman on your behalf? Please step forward and state your name and title.

BRYAN CONKLING: Good afternoon, Madam Chair and members of the Commission.

CHAIR VIGIL: Good afternoon and welcome.

MR. CONKLING: I'm Bryan Conkling and I'm here on behalf of the Santa Fe County Firefighters Association and the labor management representative for that group. We've been doing some research with respect to this issue and have some differing information and I'd just like to present some of those points at this time. The following three items, the source of information for these three following comments are two areas. The National Labor College and the Central Labor Council of New Mexico. So according to both those bodies, what we learned from them is that a labor board is a very significant undertaking. The expense is not to be underestimated and it requires tremendous expertise to operate correctly.

This expertise ends up creating expense in the form of legal consultation, because the board members are not charged with doing research. They're charged with weighing a

decision on an issue. So an investigation that needs to be carried out regarding a complaint or an issue requires a staff member to carry that out, for witnesses to be deposed, for issues of complicated law where research case precedent and congruency with other state and district court decisions needs to be research. A legal staff has to be employed for those purposes.

This is my understanding from the Labor College, in addition records for all these things needs to occur. That and the research have to be sole and separate undertakings from County business, because the County is a party to whatever case is being heard. So a local labor board would require, among other things, independent record keeping, some staff time and some consultation by attorneys if the board wanted to explore case precedent and research the issue. That would require legal staff.

I have a letter here from Mr. Juan Montoya. He's the director of the state labor board and I'd be happy to furnish you with this. It is his estimation of some of the expenses that they incur as well as some budgetary line items. They have a travel budget for accommodating counties and other people. We could travel to Albuquerque for hearings with the state but the state also budgets money to come here and can hold those conferences, many of them telephonically or they can visit on their dime. This is really completely free to us at this point.

The other part of this is this is a really highly functioning and experienced board. They have a lot of experience throughout the state of New Mexico in many counties and therefore make very consistent decisions. They can base their decisions on other precedents that are familiar to them and they're really quite good at what they do. I think it would at the very least be very expensive for us to create a board on par with what the state already has that's free.

We're not – we would like to see a staff proposal about some of these other expenses. I'm a little confused about the \$95 per meeting maximum anticipated expense because it seem to me that doesn't account for the legal consultation, the record keeping. The board will have to hold elections. You'll need staff to do that, that are not County staff. You'll need to provide a place for those records for certification of bargaining units and accretion of bargaining units. This is more work than it sound like according to the experts at the Labor College and the Central Labor Council.

CHAIR VIGIL: Brian, does the state board utilize local County Clerks for those elections or do they have a separate election process?

MR. CONKLING: No, Madam Chair. They hold those elections themselves and they bear the expense of that. So for an accretion of a bargaining unit, if we were to apply for an accretion the state would conduct that election on our behalf, unless we had a local labor board, in which case the jurisdiction for holding that election would fall on the local labor board.

CHAIR VIGIL: Okay. Thank you.

MR. CONKLING: I had the opportunity to hear from some of the Commissioners that there was perhaps some other objectives associated with this concept,

one of those being – and Madam Chair, perhaps you can correct me or fill in anything. My understanding is that one of the Commission's desires was to create a body that could hear and serve employees that did not belong to organized labor within the County.

CHAIR VIGIL: I will clarify that has been part of the discussion.

MR. CONKLING: I applaud that objective. I think that's a terrific service for labor. County employees who are not members of organized labor would probably benefit from being able to have an audience with some kind of governing body to help them with their labor management issues. For those of us associated with organized labor this is, to reuse a quote, this is a solution looking for a problem. It exists and it's highly functioning and it's free. So we believe that the staff estimates and account of the expense associated with this undertaking are not accurate, based on the research done with the Labor College and the Central Labor Council. We think there are other expenses that have not been accounted for and we think that the state board is well equipped to make excellent decisions and they have a lot of experience doing so. Creating a board with as much expertise here is going to be difficult at the least and presents the legal risk of making poor decisions if it is not a board that is highly experienced. Then those decisions become costly because they end up in district court.

So the most consistent and well researched decisions available to us now it seems to me are at the state level. I'm a little puzzled by Ms. Salazar's remarks about the other counties. We've done some research in that respect and the only county in New Mexico that still has an active county local labor board that we're aware of is Dona Ana. I believe that there may be other local labor boards within other counties but I don't think that they are county local labor boards. For instance, LANL may have a local labor board, or UNM may have a local labor board, but I don't know that all those counties do and my research may be incomplete in that but from what we've been able to determine it's limited to Dona Ana at this point, as far as still employing a local labor board.

There historically were more before Governor Johnson vetoed the PEBA in 1998 or 2000 but after it was re-established by Governor Richardson the local labor boards have not been as ubiquitous on a county basis. There may be local labor boards, again, as I said that are associated with a large institution within that county like LANL or Sandia Labs may have their own but I'd be interested in the source of that information because that's a little bit puzzling to me.

And just to conclude on a little bit of a sentimental note, speaking on behalf of labor, we feel a little bit excluded and left out by staff from this process. I think that this is all valuable dialogue and things that we need to talk about and explore and we just expressed to the Commission that we regret that staff did not include us in the planning and strategic discussions about this. I think that would have helped us cooperate in the research and the information gathering.

There was another remark by Ms. Salazar about the expediency of a local labor board and I would like to rebut that in terms of forming a local labor board is going to take some time in order for them to convene and develop the – review the ordinance and do

whatever particular processes they need to get established. And the state's already up and running, and very efficiently. So I think we'd be months away from being able to even be heard before a local labor board because there would be so much setup work associated with that.

CHAIR VIGIL: Is that it, Mr. Conkling?

MR. CONKLING: Yes. Thank you.

CHAIR VIGIL: Thank you very much. Berna, is there any response you'd like to make?

COMMISSIONER MONTOYA: Madam Chair, I have a question for Mr. Conkling. Regarding the correspondence from Juan Montoya, he states that they have budgeted \$4500 for board expenses, which is all board expenses as I read this - in-state, out of state, per diem. I understand we have, what? Currently three pending cases?

MR. CONKLING: Yes, sir. That's my understanding.

COMMISSIONER MONTOYA: So if we look at those three cases, how long could those potentially be strung out?

MR. CONKLING: That's unknown to me. I have never presented a case to the state board or been through that process before, so I imagine - my impression of the folks at the state, Mr. Montoya and Mr. Narvaiz, is that they are interested in being efficient and supporting the operation of counties and public entities. They are solution-oriented. So my experience in two encounters with them is they've been efficient and solution-oriented. There isn't much indulgence for waylaying the process.

COMMISSIONER MONTOYA: So, potentially worst case is three meetings, three staff being paid, so maybe \$1000 out of their \$4500 budget which they say that they also use to attend Association of Labor Relations Meetings, Seattle, Baltimore, Toronto. So we would potentially knock that down, just our cases, to about \$3500 that they have for the rest of the year for the rest of the state.

MR. CONKLING: I don't know the answer to that question and I see exactly where you're seeing in that paragraph about the budget expenses and I would infer from that that if that's an expense that we incur then I would draw the same conclusion. I don't know that that's the limit of their budget or my understanding of this was that this was travel-related.

COMMISSIONER MONTOYA: Travel? Okay.

MR. CONKLING: Travel-related monies, but I understand in the language it sounds like it's for total board expenses. It's hard for me to imagine that the total board budget is limited to \$4500 because they're a full-time staff of three and they occupy a large building and they have utilities. I can't imagine that - my impression is that this is a travel budget and I can investigate that. This letter is a little bit ambiguous in that respect.

COMMISSIONER MONTOYA: Okay.

MR. CONKLING: I think Mr. Montoya was speaking to travel.

COMMISSIONER MONTOYA: Okay, thanks. Thank you, Madam Chair.

CHAIR VIGIL: Thank you. Any further questions for Mr. Conkling?

Seeing, hearing none, Bernadette, is there anything you wanted to respond to, based on the presentation? And Mr. Conkling, you'll have another opportunity too.

MS. SALAZAR: Thank you, Madam Chair. I'd just like to bring forward that in response to the board having an extra additional cost in doing investigative reporting and stuff like that, when you go to the state board or a local board, it's the responsibility of each party coming forward on an issue to bring all the issues forward. So each party is responsible for bringing forward their own documents, proof and things of that nature.

In response to holding elections, I believe that we could use our County Clerk to hold elections in the event that we would need to do so. I'd like to give a little example of the process with the state board and one of the issues that we currently have in front of them. We have one issue. We've gone to one meeting that lasted, with travel time and everything, probably about three hours, 3 1/2 hours. We've had a phone conference and we have a subsequent meeting scheduled. I believed there's two dates that are scheduled and it's for this one particular issue. That's an example of what the process is.

CHAIR VIGIL: Thank you. I am going to ask for any comments from the public but Mr. Conkling, is there anything you wanted to respond to immediately?

MR. CONKLING: Madam Chair, members of the Commission, yes, thank you. A point of clarification about Ms. Salazar's remark about each party furnishing their own evidence and bringing their own research. That is accurate, but the board does expect that you present your case and that was not what I was referring to with respect to the legal research. The board cannot take for granted the presentation of the parties. They have to do independent research. So imagine yourselves deliberating on a labor issue and I would present to you my evidence and my argument. You would want to see what other case precedent there was about this. You would want to see if there were any laws that were specific to this issue. You would want to see how this had been handled in other contexts and other places. That's the sort of research that the board has to take in and of itself. That is true that the parties bring their case to the table but the board must consult independent legal research in order to just navigate the landscape of labor law.

CHAIR VIGIL: Thank you, Mr. Conkling.

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya, question.

COMMISSIONER ANAYA: Could you read the counties again, Bernadette?

MS. SALAZAR: Madam Chair, Commissioner Anaya, the counties that I have are Bernalillo County, Dona Ana, Lea, McKinley, Los Alamos, Rio Arriba, San Juan, Otero, Lincoln, Eddy, Grant and Curry County.

COMMISSIONER ANAYA: Madam Chair, I would think the reason, and I was surprised that Bernalillo was in there, but most of those counties are quite a distance away from Albuquerque and that's where the board meets, correct? The labor board now.

MS. SALAZAR: Yes, that's correct.

COMMISSIONER ANAYA: So I could see how some of those that are a

distance away would want to have their own board. To me I just can't see it. Didn't we meet only about four times a year with the labor board?

MS. SALAZAR: Madam Chair, Commissioner Anaya it fluctuates. It just depends on what issues come forward.

COMMISSIONER ANAYA: Has it been more than four in the past two years?

MS. SALAZAR: It's probably been about four.

COMMISSIONER ANAYA: Four times. Okay. Thank you, Madam Chair.

CHAIR VIGIL: I'm going to open this up to the public. Is there anyone out there from the public that would like to address the Commission on this issue? Please come forward and state your name and title. Good afternoon.

ROBERT CHAVEZ: Robert Chavez, constituent of District 3. I'm here, well two hats. One is a laborer and the other is a constituent, taxpayer. I'm opposed to duplication of services and the expense that comes with that. On one end of course the state labor board is not free; that comes out of our taxes to pay for that. And we have that, and we're going to duplicate that service and have additional cost out of the taxes. Earlier we were talking about speed bumps and where we were going to find the money and we have all these things that need to be done that are important to the citizens of the County of Santa Fe. The money could better be spent on those issues than duplication of services for a service provided by the labor board.

Second, as a labor person, my understanding is that the board meets approximately 50 percent of the time here in Santa Fe so you're not always going to Albuquerque. It's true if you're in the outlying regions like Commissioner Anaya mentioned, makes a really good point. When you're in the outer reaches counties of the state, maybe that makes sense because of the travel time, but when the labor board is 45 minutes from here and half of that time they're actually meeting here in Santa Fe, well, it's right there. It's efficient and the ability to tap into it is a lot greater than if you're in the outreaches. So that doesn't make sense here. It's like an opposite of all those counties that are way out there.

If it's true that they have a labor board, which I don't think it is. I think our research, the one that we're aware of is probably Doña Ana, that's probably four, five hours away from here. That makes sense, but when you're in the central area like we are - I think as long as we're able to continue establishing that relationship between labor and management we probably won't have any need for the labor board. Four cases in the history is really minimal and if we're able to establish that relationship where we can work with each other versus being adversarial with each other, we probably wouldn't even have a need for prohibited practices, PPC's, to be going to a labor board.

Most of the criteria for a prohibited practice it's clear. Not just every single grievance can go to a labor board or be a prohibited practice. They're just specific criteria that establish what a PPC is to even be filed at the labor board, be heard by the labor board. So I think with continuing relations we should be able to fix a lot of the things at the lower level and not even have to go to the labor board.

So again, duplication of services, better use of funds elsewhere where they're much more needed and the ability to be right here and better relations. That's my position on that. Thank you.

CHAIR VIGIL: Thank you, Robert. Is there anyone else out there that would like to address the Commission on this issue?

MR. ROSS: Madam Chair, I just wanted to clarify that we're in the public hearing phase. I'm not sure we made it clear, so just for the record, that all these comments are in the public hearing. Did you open up the public hearing?

CHAIR VIGIL: I did. I said I was going to open this up for public hearing.

MR. ROSS: Okay. Good. So is there anyone else here from the public that would like to address us?

MR. CONKLING: Madam Chair, members of the Commission, I just wanted to defer to anyone else who may be waiting. It doesn't seem that there is, so if I haven't missed anyone I would just like to offer some closing comments from our perspective, if that's permissible at this time.

CHAIR VIGIL: Please.

MR. CONKLING: We are eager to have a harmonious partnership with the County of Santa Fe as organized labor. We think there is a synergistic benefit to working together and that the implementation of a local labor board has the potential to put another – to increase the distance, the gap in communication and receptivity to communication between labor and management that we have. I appreciated the comments of my predecessor here at the podium who was explaining that hopefully we won't have any prohibited practice complaints. That would be our desire very much. So we think that perhaps this is in some ways a little bit off the target of facilitating our better cooperative relationship in terms of directing time and energy to doing something other than building our communication and building our relationships. This would be an activity and an expense, something that would occupy us all. We'd like to invest that time in a more direct relationship.

So I would agree; the goal is not to need a labor board. So we would look forward to work together towards that goal. Thank you very much for your time today. We have a few papers from the labor board and other things that we'd like to distribute but we need to make a few more copies. Would there be a time later when we could deliver those to you?

CHAIR VIGIL: If you want to make those part of the record please leave them with the Clerk. She will make duplicates for us and she will make it a part of the record with the filing clerk.

MR. CONKLING: Madam Chair, members of the Commission, thank you.

CHAIR VIGIL: Any further questions?

COMMISSIONER MONTROYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTROYA: Bernadette, why wasn't AFSCME included in this process?

MS. SALAZAR: Madam Chair, Commissioner Montoya, when we first started working on this draft ordinance it was back in June and we notified each of the unions. We brought it to the Board on May 26th to request approval of publishing title and general summary and then the administrative meeting in July is when we brought it forward. So before that meeting all the unions were notified that this was going to be going to the Board of County Commissioners and we also sent them a letter requesting their labor appointee, their recommendation for a labor appointee. And again, they were notified in September before this meeting that we were going to bring it to the Board during this meeting and ask again for a recommendation for a labor appointee.

COMMISSIONER MONTOYA: So they were notified but didn't participate?

MS. SALAZAR: They were notified after we got approval to publish title and general summary and they chose not to provide a recommendation for a labor appointee.

COMMISSIONER MONTOYA: Okay. And then what about the process of putting together the recommendation. Or is all that you asked for was a labor appointee?

MS. SALAZAR: Madam Chair, Commissioner Montoya, yes. Pursuant to the draft ordinance, it requires a labor appointee, so we wanted their recommendation for a labor appointee.

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

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I guess a question for either Bernadette or Mr. Ross. I can see where the union would be uncomfortable or perhaps feel that they have a better deal with the state labor board because that's not appointed by the County Commission and if the County Commission is defending a case or a prohibited practice then I assume the County Commission would appoint members that would be favorable to the County's side of it. So I guess if I were a union member I would say, well, better the devil that we know than the devil that we don't. So is this statutory makeup of the local labor board, in other words, could the unions be given a definitive spot on the board that the County Commission would be required to accept, as opposed to the County Commission appointing all the members and giving perhaps at least a perception that those members might favor the County in adjudication versus the union?

MS. SALAZAR: Madam Chair, Commissioner Sullivan, in looking at the ordinance I would envision that appointees brought forward to you by each party would be accepted and approved unless you identified some real underlying problem, I don't really anticipate any problems with a labor appointee or a management appointee, as far as the Board of County Commissioners approving those two individuals. But I will defer to Steve Ross. I think the ordinance is clear about how the makeup is but I don't know if we can deter that.

MR. ROSS: Madam Chair, Commissioner Sullivan, what's in the ordinance

is right out of the statute so if you get a slate of names, one person appointed or recommended by management, one person recommended by labor and a third recommendation who's the recommendation of those prior two folks. In default of any good reason why you shouldn't appoint those people, you would appoint those people. That's how the statute works. Your question earlier was what if the two people can't agree on a third appointee, then the ultimate decision of course is going to have to be yours because there's no other way to resolve an issue like that.

COMMISSIONER SULLIVAN: But the Commission could - I'm not saying would - but could reject any one of those three recommended appointees.

MR. ROSS: I suppose it's conceivable. What usually happens is if there are numerous labor organizations - in our case we have I think four different contracts and those four subsets of the various labor organizations might now agree on a particular candidate, so you end up having to choose from four names, for example. That's what normally happens in the real world. And you'd have to choose from one of those four names, but you wouldn't have one name; you could potentially have four names.

COMMISSIONER SULLIVAN: So you can't bring the labor recommendation forward to the Commission, but you can deny them. You can keep denying them until you get one you like.

MR. ROSS: Well, I suppose you could abuse the process like that but I wouldn't recommend that.

COMMISSIONER SULLIVAN: I understand. But I'm trying to see what the motivation is here. I understand the saving money although I don't see a lot of money being spent either way. Certainly only four cases in two years, it doesn't seem like the County's spending too much money and to keep it the way it is - so it really becomes what is the fairest mechanism to get a fair hearing and I'm not familiar with the state process. I see what you have in the ordinance here and I'm sure we could find good people. But I'm not sure how the state board is made up. I guess maybe in the Johnson administration it would be perhaps less union-favorable and in the current administration it might be more union favorable and that could affect the appointments to the state labor board, I'm assuming. So that might work to the benefit or the disbenefit of the union also, depending on who the future governors are. But that's the only thing that I can see that might cause concern if I were a union member is that I don't know who the County is going to put on this board and are they going to be fair to us, would be the question I would ask. Thanks.

CHAIR VIGIL: Did you want to address the Commission? Please come forward and state your name and title.

CHRIS ARMIGO: Madam Chair, Commissioners, my name is Chris Armijo. I'm the representative organizer for AFSCME, Council 18, out of Albuquerque. I just want to clarify a question that Commissioner Montoya asked Ms. Salazar, which she seemed to dance around. The question was was labor notified when they had decided they wanted to go forth into -

COMMISSIONER MONTROYA: My question was why were they not included. A statement was made that you were not included.

MR. ARMIJO: Okay. Yes. Thank you for clarifying. But basically we were not included and I don't know why she did not include us. She did say that she sent us a letter to that effect. That letter was not sent to us until July 23rd. You made application on June 5, 2007. On that July 23rd letter, she requested that we respond within three days with a name for our nominee for the local labor relations board. So we didn't know about any of this until we received this letter dated July 23rd saying again that they had already begun the process and applied for application on June 5th.

So that in itself could be considered a prohibited practice complaint in itself, the fact that they're not bargaining fairly with us. We should have been aware of that situation. It was not brought to our attention until July 23rd. I don't know if that helps or not. That's all I have to say on that. That was for all three labors as far as CWI, IAFF and AFSCME. We received the letters on the same day. Thank you.

CHAIR VIGIL: Thank you, Mr. Armijo. Any further questions? Please.

DEWEY HOLLIDAY: My name is Dewey Holliday. I'm the president of the Firefighters Union and I just want to reiterate what Chris Armijo said. We didn't receive any notification from Ms. Salazar on this issue until we received a letter dated July 23rd that requested by 5 pm on July 26th we present our nomination to the labor board. That was the first conversation that we have ever had with Ms. Salazar on this issue. And since then the only conversations we've had have been phone conversations, again requesting our nominations. I hope that clears that up, Commissioner Montoya.

CHAIR VIGIL: Thank you. Any further questions? One quick one, Mr. Conkling.

MR. CONKLING: Madam Chair, members of the Commission, I just wanted to address Commissioner Sullivan's question about the formation of the local labor board. My information of that is that it's formed according to the same template that the state labor board is. There's a management nominee and there is a labor nominee and that the two of them choose the third and that is the composition of the state.

CHAIR VIGIL: Thank you, Mr. Conkling. I'm going to close the public hearing at this point in time. Ask the Commission if there are any further deliberations and if not, what's the pleasure of the Commission?

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: I believe, and I heard Commissioner Montoya say it, I think it was at the last meeting, that staff needs to work with the unions and I reiterated what he had said. And right now, to me I don't think it makes sense. So I move to deny this.

CHAIR VIGIL: There's a motion to deny. Is there a second?

COMMISSIONER CAMPOS: I don't know if that's the proper way. Is that the proper way to proceed, to deny something that we haven't adopted?

MR. ROSS: Madam Chair, Commissioner Campos, I guess you could move to deny. That's correct; that's not usually how it works, but I think that's probably an okay motion.

CHAIR VIGIL: Okay.

COMMISSIONER SULLIVAN: Second.

CHAIR VIGIL: There's a motion and a second to deny a request for a local labor management board. Further discussion? Do we need a roll call for an ordinance? I know for land use we have different requirements, but do we need one for this particular ordinance?

MR. ROSS: Well, Madam Chair, the motion was to deny the request for an ordinance, so I don't think you need a roll call vote in this instance. If you move to adopt the ordinance I think you do.

CHAIR VIGIL: Okay. The motion is to deny the request for a local labor management relations board and there has been a second.

The motion to deny passed by 3-1 voice vote, with Commissioners Anaya, Sullivan and Vigil voting with the motion, Commissioner Campos voting against and Commissioner Montoya abstaining.

CHAIR VIGIL: I will follow up on my vote by saying that I still believe that a local labor management board needs to be explored more thoroughly. I think it creates a lot of benefits to a state board. My concern is that perhaps we rushed this without communications with labor. I would like the labor to work with HR towards the ends of a local labor management board because in fact the belief behind that is that you have local people dealing with local issues and you don't have a statewide authority who may have a statewide bird's eye view on this but I think on the local level you can get a better grasp of the facts of the case when you have local representation.

So I would just direct HR to pursue this and again by pursuing it with a spokesman from the unions to work on the same end.

COMMISSIONER MONTOYA: Madam Chair, my abstention is I feel that there was too much conflicting information between the two parties in terms of management and the union, which obviously there was not a whole lot of communication going on between the two. I see the merits of having a local board. I see the merits of the way things are at at this point. But I would probably tend to want to explore the possibility of a local board as well, provided that there be more communication between the parties that Mr. Conkling's involved, David or Albert, I don't know which one of you would be involved and that CWA would be involved as well in terms of the development of this type of a board, because I think over the long run it could be something that could be beneficial to the types of relations that are being alluded to, at least in terms of wanting to work collaboratively between management and the unions.

Right now, I just don't see that that's happening a whole lot in terms of the

information that I've received anyway. Therefore my abstention vote.

COMMISSIONER CAMPOS: Madam Chair.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: I support the ordinance presented by management. I think it's a good idea to have a local board. I think it would work well for the unions and for staff, it would just be more efficient. I'd like to bring this back up in a month. If management wants to meet with labor, I want to see this back again. I think it's a good ordinance; it's the right way to go. I don't know how other people feel but I would like to expedite this. I know there's two solids against this, I think - Commissioner Anaya and Commissioner Sullivan, but there may be three votes that really want to move forward with this and I'd like to hear your take on it.

CHAIR VIGIL: I actually already have voiced an opinion in terms of working relationship and I think it goes to the core of the presentations that we heard this morning that relationships do need to be established and built. But also I agree with Commissioner Campos to bring this back after those discussions have been had. I would also ask that we consult with the Association of Counties to get a clearer count of what other counties are doing with regard to this because there were differing opinions on that and they were huge. The unions say there's only one county and we say there's 13. I think the Association might be able to give us some insight on those. And I'd like to learn more information from other counties in terms of costs and benefits to them and how long they've been in existence. That kind of information is much more valuable to me than the kind of conflicting information that I had today. So anything further?

COMMISSIONER CAMPOS: So we bring it back in a month?

CHAIR VIGIL: I'm in agreement with bringing it back in a month. Would that be sufficient time for everyone to work with? Do I get a consensus on that?

COMMISSIONER MONTOYA: It's fine with me if they think they can do it.

MR. ARMIJO: I would think a month would be too soon for us to acquire all this information.

CHAIR VIGIL: Would you like two months?

MR. ARMIJO: I would think two months would be adequate.

CHAIR VIGIL: Is two months all right with the Commission?

COMMISSIONER CAMPOS: I think 30 days is enough if the union really wants to get on it. They have most of the information, I think and they can get on it pretty quickly. I think 30 days is about the right time.

CHAIR VIGIL: Why don't we start at 30 days? If you're finding that in fact that's insufficient time you can come back to us and request an extension. How's that?

MR. ABEYTA: Madam Chair, can we go to item XII. A. 2, Presentation of the County Advertising and Promotional Effort? We have Impressions Advertising here with us and they need to get out by 3:00. And it's my understanding this won't take very long.

XII. A. Administrative Services Department
2. Presentation of the Santa Fe County Advertising & Promotional Efforts Summary from Impressions Advertising [Exhibit 2: Information Packet]

TERESA MARTINEZ (Finance Director): I'll do a quick into so that it doesn't eat into his minute. This is Russ Rountree, president of the Impressions Advertising Agency, the agency on contract with Santa Fe County right now for lodgers' tax and the corresponding advertising. So Mr. Russ Rountree.

CHAIR VIGIL: Mr. Rountree, welcome and thank you for your patience.

RUSS ROUNTREE: Thank you, Madam Chair and members of the Board. Just a quick recap. Our agency has been your contractor for the last four years in promoting the tourism aspects of Santa Fe County via the lodgers' tax and we have just been rehired at the meeting July after review of several prospective bidders on this.

In the packet that we have here today there's just a couple things I want to hit real quickly. As the recap for fiscal year 07, the budget that we were working with was \$279,000, which was \$270,000 of County monies and then a New Mexico Tourism Department cooperative match of \$9,000. The second set of documents after the budget are the media plans that we used this last fiscal years, broken into three categories: national leisure advertising for a total of about \$95,000 or 84 percent of the total media; the in-state leisure travel, that is promoting Santa Fe County to state of New Mexico residents as a vacation destination or overnight stay, amounted to about \$6,000, five percent of the media; and the online promotion or Internet marketing was about \$12,500, 11 percent of the total media.

Following the budget and the media plans are some ads that we have produced this last year, the first of which is a leisure travel ad headlined, Santa Fe County, where it's always different. We are trying to encompass or communicate a message that Santa Fe County not only has a wide variety of geographic regions but also cultural regions within the area, trying to touch on Native American, Hispanic culture and Old West in our advertising to our perspective market.

Behind that are some black and white ads. We have three of them as samples which were our monthly in-state attraction ads promoting Nambe Pueblo, Madrid and Cerrillos Hills, these were the ads that were promoted and placed locally or within the state to entice New Mexicans to come visit Santa Fe. They ran in the Albuquerque *Journal* venue.

The next color ad behind those three are the online campaign ad they dropped in Fort Worth, Phoenix and Houston. There were five placements that resulted in nearly 2,000 unique user sessions at the latter part of the fiscal year. In addition to the ads we also dropped press releases that talk about attractions and events that are happening within the county. I have samples that I've included of the June 2007 and the October 2007 releases.

They have been picked up by several of our people that we release these to on a regular basis. We have 17 regional newspapers including Dallas, Fort Worth, Las Cruces, Denver, Colorado Springs, etc., as well as local network affiliate TV stations that occasionally pick these up and use some of this information.

The last set of ads that are in there are the proposed fiscal year 08 leisure travel ads. They were part of our packet that we proposed in the response to the RFP, called Santa Fe - it's no place like home. Again, we're playing on a wide selection of attractions throughout the county. We have in the packet the Bobcat Bite, the forest around Tsankawi and then also the cross that's up on the high road on the road to Chimayo, just kind of teasing people with the idea that there's some interesting things here in Santa Fe and our overall objective there is to drive people to the website to find out more on this.

As a conclusion it's fun to point out the results for fiscal year 07. The County had an increase of four percent of lodgers' tax, fiscal year over fiscal year 06. That's contrasted against the City's lodgers' tax which was down roughly about two percent over the previous fiscal year. We had an increase in advertising inquiries - 11 percent over the previous fiscal year and an increase in website inquiries of 14 percent.

I've included my address, my e-mail address and phone number at the bottom of the coversheet. I certainly look forward to hearing from any of the Commissioners at any time about items that they would like to see promoted as part of our contract and also a reminder that the Lodgers' Tax Advisory Board meets and they have standing invitations to any of the Commissioners to attend. If there's any questions, Madam Chair, I'd be willing to take those now.

CHAIR VIGIL: Thank you very much. Are there any questions?

COMMISSIONER SULLIVAN: Madam Chair.

CHAIR VIGIL: Commissioner Sullivan..

COMMISSIONER SULLIVAN: One thing that seems to hit me, Russ, on your presentation here in the packet is I don't see any advertising in publications that deal with specific recreational interests. In other words, like fishing. I like to fish. I'm a fisherman. I'm not a catcherman. And so there are publications that focus on that. There are publications that focus on rafting and some targeted audiences like that. I see kind of the focus it appears to be more spiritual. Getting people to feel the vibes of Santa Fe and that's important. It's a lot of what we are but I think there's a lot of practical good hiking, good fishing and rafting and other recreational activities that Santa Fe is a jumping off point for, even though the rafting may in fact be in the Rio Grande Gorge, which is not in Santa Fe County. Nonetheless, this is typically where they stay and where the companies start from. So have you focused at all on those markets?

MR. ROUNTREE: Madam Chair, Commissioner Sullivan, members of the Board, we have a fairly limited media budget that's just slightly over \$100,000 and with that comes some constraints and one of them, not having a depth of publications that we're able to advertise in. What we try to do to mitigate that is by including outdoor recreation opportunities within the body copy of most of the ads. We talk about skiing, hiking,

camping, getting out into our public lands, even though it may be a beauty shot of the santuario, for example, we're also again in the body copy talking about various activities that they can provide.

We will certainly try to take a look at some specific publications in this upcoming fiscal year that might be able to address your concerns there and your interests as far as trying to attract some specific recreational opportunities though.

COMMISSIONER SULLIVAN: Thank you.

COMMISSIONER MONTOYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTOYA: Around the themes that you had on the first set of ads where you have Cerrillos Hills, Madrid or Madrid, depending on how you want to pronounce it, Nambe Pueblo. I would like to see something around Chimayo, particularly since you do utilize the santuario of Chimayo as kind of an attraction for different pieces on the advertising bit. I think that is certainly a destination that a lot of people come to. It's certainly, other than Lourdes one of the most traveled places that people go to on pilgrimage in North America. So I think it would certainly be something to highlight and to put there, Chimayo as a destination as you have with these other locations in the county.

The other piece is to – and I noticed you did something with Nambe Pueblo. Is that specifically because of the feast day coming up?

MR. ROUNTREE: On the press release?

COMMISSIONER MONTOYA: Yes.

MR. ROUNTREE: Yes. Exactly. That was in response to that activity coming up on the calendar. Yes, that's correct, Commissioner.

COMMISSIONER MONTOYA: And then what about the actual ad? That would just run somewhere?

MR. ROUNTREE: Yes, Madam Chair, Commissioner Montoya, that runs in the Albuquerque Journal to promote that specific area to instate residents to perhaps come up and enjoy the falls or go to the picnic area, see their feast day, take part in perhaps other cultural activities that the pueblo would be undertaking.

COMMISSIONER MONTOYA: Okay. And then what's done with the other five pueblos in Santa Fe County?

MR. ROUNTREE: Madam Chair, Commissioner Montoya, we have – when they have feast days generally they are included in our press releases. They're always listed on our website as part of our calendar of events. We have somewhat of a double-edged sword with respect to a couple of the pueblos and their gaming activities, specifically those that have lodging facilities because our activities and our outreach is funded by lodgers' tax. Those particular lodging entities charge lodgers' tax but it goes back into the pueblo; it doesn't come into the County to help fund that. We have had direction from our board to indicate that there are opportunities for gaming and cultural activities but somewhat limited in the sense that we don't indicate, for instance, the City of

Gold Hotel, the new Buffalo Thunder Hotel, on our lodging listing, specifically for that issue of them not helping fund the promotional effort.

COMMISSIONER MONTOYA: Have there been any discussions with them or Camel Rock?

MR. ROUNTREE: Madam Chair, Commissioner Montoya, I know that the previous County Manager and another member of staff had gone to speak to Pojoaque about the possibility of some type of funding, collaborative effort. I don't think that there was much headway made there. Albuquerque has used this model quite successfully with Isleta, Sandia and Santa Ana to say we understand that you don't collect lodgers' tax but we feel like we can get a win-win going here if you can help us with a little bit. And obviously we're not asking - well, I'm not asking for anything, but the County's not asking for full funding of lodgers' tax but at least some type of effort on behalf of the pueblos to indicate a spirit of cooperation there.

COMMISSIONER MONTOYA: Were you involved in those talks?

MR. ROUNTREE: Madam Chair, Commissioner Montoya, no, I wasn't. It was just brought up at one of the Lodgers' Tax meetings that this effort was underway.

COMMISSIONER MONTOYA: Roman, can we pursue this? I think it would certainly be something worthwhile, particularly when I hear from at least the chamber director in Española that in Espanola they get lots of calls about Towa and Buffalo Thunder, specifically with Pojoaque Pueblo, and then also Santa Clara with their Black Mesa. Santa Clara is one of the pueblos that I represent as well in Santa Fe County. That's Big Rock, and the Camel Rock on Tesuque. So maybe we can begin some dialogue with them to help with that promotion. I think that would be good to even get the ads like this for their feast days.

MR. ROUNTREE: Absolutely.

COMMISSIONER MONTOYA: Thank you.

CHAIR VIGIL: Anything further?

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: So I guess that what I'm hearing is that we're going to look into getting advertisement for the Pojoaque Pueblo even though they don't fund advertisement? Is that what I'm hearing?

COMMISSIONER MONTOYA: Well, before we get to that point, get to the previous point that he was making which was can they contribute some of the lodgers' tax toward this so that then he can advertise for them.

COMMISSIONER ANAYA: Oh, okay. I don't have a problem with that.

CHAIR VIGIL: I would like to see some possible seasonal advertising about our ski area, some of our spas that are in the rural communities. I don't know if you've all had the opportunity to discuss what a significant historical cultural area we live in. There's a lot of communities that have traditional festivals and festivities and I represent one of them. Agua Fria has a river blessing every year at San Ysidro. That is where the Camino

Real ends and the Camino Real of course is as old as 1500 and some. So some of the more historical, cultural promotional things – I think what brings a lot of tourists to Santa Fe is its history. So while it's good to see the landscape and create sort of a warm feeling of ambiance I think that is done when you promote what the core of our county is and that is a lot of history, a lot of tradition, a lot of culture. So I'd like to see some of that incorporated. Any other discussion?

COMMISSIONER SULLIVAN: Madam Chair.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: Just one other suggestion too, Russ. I recall several years ago with the former firm, the one ad that I did see I liked showed the balloon fiesta and personally I like ads that have really striking images, whether it's a fisherman or whether it's the cross – I like that one. That catch your eye right away. And certainly, I'm not the expert here in advertising. And I questioned them at that time, I said, what are you doing advertising the balloon fiesta? That's in Albuquerque. And the crux of the ad idea was it was like the balloon fiesta caught their eye and then you say, would you like to enjoy the balloon fiesta in comfort, and then showing someone in a spa, in a snow-covered resort atmosphere here in Santa Fe, saying that you can do this because lots of people I talk to know New Mexico for the balloon fiesta. We're only 45 minutes away from the balloon fiesta and you can stay in Santa Fe and things like that that kind of pertain to our shoulder season and hit that shoulder season which I'm sure is when the lodgers are hurting the most.

I thought they were pretty effective. We can always get people here skiing and that's fine and fishing is perhaps a longer season than the skiing season is of course, but to promote some of those shoulder season activities which I think the balloon fiesta – probably that's the reason it came about in the first place, is a good way to do it as well. Again, just some thoughts.

CHAIR VIGIL: Thank you. Anything further? We appreciate your update and hope you take our comments back to your board and to heart and to the Lodgers' Tax.

MR. ROUNTREE: Absolutely, Madam Chair. Thank you for accommodating our time here tonight.

COMMISSIONER MONTOYA: I have one more, Russ. Just in terms of – I was just trying to look at as much – we're advertising a particular restaurant, the Bobcat Bite? Is that something that is done periodically with other establishments?

MR. ROUNTREE: Madam Chair, Commissioner Montoya, that is a sample ad of what we have proposed for this upcoming fiscal year as part of our advertising campaign. We internally had discussed that quite extensively but thought that there were several somewhat unique – I don't want to say hole-in-the-wall, but certainly interesting dining establishments and Bobcat Bite has a national reputation as being one of the top ten burgers in the nation, or serving one of the top ten burgers in the nation.

We also thought about the tamale stand up in Chimayo, some of those smaller, real interesting places that perhaps don't get that kind of run as a Coyote Café or a Pink Adobe,

but again, someone would look at the ad and say, wow, I'd like to find out more about this and then again, go to the website where they would see Bobcat Bite, the tamale stand and all of these other interesting smaller, mom and pop if you will operations.

COMMISSIONER MONTOYA: Oh, okay. All right. Thank you.

CHAIR VIGIL: Thank you very much. Appreciate it.

XII. F. Assessor's Office

1. Approval of Tax Rates Calculated by Department of Finance and Administration

CHAIR VIGIL: Domingo, welcome.

DOMINGO MARTINEZ (County Assessor): Thank you, Madam Chair, members of the Commission. It's my duty to come before you and ask that you approve the tax rates for the 2007 tax year. Everyone has checked them to the extent that we can. We are not privy to the budgets of all the entities that share in the property tax nor are we privy to the bond schedule payments that they must make in order to pay out their bonds.

I come to you with tax rates that trouble me a little bit. As you know, the Santa Fe County Assessor has taken an aggressive stand in increasing and using the law to appraise properties correctly, in that we have raised property values almost 13 percent. So we went from \$5.4 billion in 2006 to \$6.2 billion in 2007 and those notices of value went out this past May. Now, what has happened, if you look at the tax rates compared to last year they have not gone down very much, which means that if the tax rates remain the same and you have increases in value, those taxpayers that have received an increase in value based on those tax rates will probably receive a substantial increase in taxes.

There was an article in the New Mexican back on May 4th where Representative Lucky Varela was quoted as saying, after we had come to the conclusion that we had increased values to \$6.4 billion from \$5.2 billion he was quoted as saying I expect to see some rate reduction, and he was alluding to the tax rates. He went on to say, Representative says soaring property values in Santa Fe County should not mean more spending.

Now, we have had extensive meetings with the Department of Finance Administration, Local Government Division. Those are the individuals who calculate the tax rate based on specific laws that are in the statutes, based on what they budgets were, the bonded payments, given the value that we now have in Santa Fe County and throughout the state. In calculating those we've had numerous meetings with them and looking at how they calculated it, we can find no error in what they did. But the fact of the matter is that the conclusion of this whole thing is that entities that share in the property tax – the County, the City, the school districts, the Community College – evidently they have been able to take a substantial increase in budget for operational purposes up to those limits that DFA looks at. That would not allow them to go any further but they were able

to take it all the way up so that they wouldn't be in violation of those laws, but what it means is they're going to capturing more money into their coffers and that's why you have those tax rates almost remaining the same as last year.

So in illustration, Commissioner Harry Montoya has brought forth to all of us here that some constituents have received a 1200 percent increase in their values. Well, if they received a 1200 percent increase in their value and the tax rate is basically the same, they're going to receive a substantial tax bill increase. So we've checked the way they come up with the rates. We don't see any errors in it or anything like that, it's just that entities that share in the property tax took budget increases high enough that did not allow those tax rates to come down. So that's where we stand today.

By statute this County Commission has the duty to accept the tax rates so that the County Treasurer, Mr. Victor Montoya, can begin his process of putting the tax bills together and issuing them out to the taxpayers in November. I stand for any questions that I might be able to answer for you.

CHAIR VIGIL: Questions?

COMMISSIONER MONTOYA: Madam Chair, Domingo, I'm trying to look at last year's compared to this year's, but I'm not sure I have last year's. I think we just got this year's. Tax year 2007.

MR. MARTINEZ: If I may, Commissioner, if you look at the first page, you're looking at 2007.

COMMISSIONER MONTOYA: Okay.

MR. MARTINEZ: If you look way over to the right, you have 1/1VNR. That's in your area. That's a non-residential value. Last year's value in that part was \$26,346,046. This year, as you remember, because of all the vacant land that hadn't been appraised in 12 years, what we did, we did capture some of them and we did increase them to where they were supposed to be. We raised that value to \$48,441,148. You can almost see almost a double effect there. But the tax rate, down at the bottom, is at \$25.462 per thousand, for last year. This year it's at \$25.11. So you can see that that rate didn't drop significantly. It's almost the same. And it's across the board, not only in your area but in other areas also. The tax rates did not come down substantially to compensate for the increase in values. We increased the values in all areas of the county.

COMMISSIONER MONTOYA: Wow.

CHAIR VIGIL: Domingo, did you have sufficient opportunity to work with DFA where you might be able to make a recommendation to us on this?

MR. MARTINEZ: Madam Chair, we had almost two days of meetings in and out with Pete Garcia who is the Administrative Services Director who was with us in most of those meetings, and we came to the conclusion that the fact of the matter is that entities that share in the property tax – the City, the County, the school districts – they all took substantial increases in their budgets, well within that statutory cap. And because of those increases, they took up all the increases they could get because of the value going up, which caused the tax rates to almost remain the same.

CHAIR VIGIL: Okay.

MR. MARTINEZ: So when values go up and the tax rate remains the same people are going to get tax increases. Especially those ones like in Commissioner Montoya's area where they received a 200 percent increase in value. They're going to have substantial increases in their tax bills.

CHAIR VIGIL: Is it your recommendation that we adopt this? That we approve this?

MR. MARTINEZ: Madam Chair, members of the Commission, it's not to say that the money that you increase the budget is going to be spent willy-nilly and just anywhere; it's needed. The fact of the matter is is that this County and the City and the school district need the money to operate, they need the money to bond for buildings and those things. The problem is when the taxpayer receives these taxes, they don't see that. All they see is the tax increase that they're getting. How much money they're going to put out of their pockets to pay this. Some are on fixed incomes. They're not ready for this type of increase. We're going to have some problems.

The problem we have, personally, is that everybody points taxes to the Assessor. Even though we have nothing to do with taxes; we don't budget; we don't do anything. We do value. And value, by professional standards, we must arrive at using professional standards and the law, independent of the person's ability to pay or what their wealth is. We just appraise property on an independent basis. But taxpayers will come to the Assessor's office and blame the Assessor for the tax increases. So we're ready to do whatever we can at the Assessor's office to give as much information as we can. We've asked DFA to give us a synopsis of how much budget each entity had in 2006 versus 2007 so we can calculate the increase in budgets in each entity, look at that bonded indebtedness of each one to see how those increases relate to these tax rates and how they came up. So we're asking for documents from DFA. They've agreed that they're going to furnish them to us so that we can begin to at least communicate with the taxpayer. This is where your money is going and these are the reasons why they went up, not solely because of the valuation increase.

CHAIR VIGIL: Thank you. Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Madam Chair. Domingo, could you, on the last page, 3 of 3, could you just kind of go over it. I'm not quite understanding. I guess what we're doing is approving a tax increase.

MR. MARTINEZ: No. You're approving a tax rate and the rates are not increasing. As a matter of fact it came down a tiny bit but not in direct proportion to the increase in value.

COMMISSIONER ANAYA: Okay.

MR. MARTINEZ: So all you're approving is the tax rate. You're approving tax rates not only of the county, you're approving tax rates of the city, the school district, the Community College, the Soil and Water Conservation District down in Edgewood. This body stands as the body to approve the tax rates for all the entities, not just the

County. By statute you have that responsibility.

COMMISSIONER ANAYA: So walk me through this if you could. You have state debt service, 1.22 – what is that?

MR. MARTINEZ: Those are capital outlay items. Every other year the legislature gets together during their session and they have a capital outlay process. This Commission and this County as well as all the other 33, and the cities and school districts go to their legislature every year in January and ask for x-number of dollars for assistance in, like, the judiciary complex. I think this County received something like \$2 or \$3 million this past year.

COMMISSIONER ANAYA: So is that \$1.22 million?

MR. MARTINEZ: That's \$1.22 for every thousand dollars of value. So depending on the source, every other year the legislature approves capital outlay in the form of buildings for schools, buildings for whomever. And they go in and put it under the property tax system, and they put it out at the next voting cycle so that the electorate can vote on it or not vote on it. So the legislature puts it out, the voters vote on it or don't vote on it. If it passes, that's where it's paid out of is that state portion. It's mostly libraries, it's buildings for colleges. You get a lot of senior citizen centers in there, that's mostly what is covered in that state debt service.

COMMISSIONER ANAYA: Thank you.

CHAIR VIGIL: What's the pleasure of the Board?

COMMISSIONER CAMPOS: Madam Chair.

CHAIR VIGIL: Commissioner Campos.

COMMISSIONER CAMPOS: I move that we approve the tax rates calculated by DFA.

COMMISSIONER MONTROYA: Second.

CHAIR VIGIL: Further discussion?

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

CHAIR VIGIL: We have about half an hour before we lose at least one of our Commissioners. Roman, is there anything we absolutely have to hear right now? Is there anything we have to hear before we go into executive because once we come out of executive we'll only have four Commissioners.

MR. ABEYTA: Not before we go into executive if we're going to hear things after.

XII. G. Matters from the County Attorney

1. Executive Session

1. Pending and Threatening Litigation

2. Limited Personnel Issues

CHAIR VIGIL: Then I need a motion to go into executive session.

COMMISSIONER MONTOYA: So moved.

MR. ROSS: Madam Chair, we only actually need to go in for the first two items, pending or threatened litigation and limited personnel issues.

CHAIR VIGIL: Very well. Would the maker of the motion include that?

COMMISSIONER MONTOYA: Yes, ma'am.

CHAIR VIGIL: And the seconder.

COMMISSIONER CAMPOS: The seconder, yes.

The motion to go into executive session pursuant to NMSA Section 10-15-1-H (7 and 2 passed upon unanimous roll call vote with Commissioners Campos, Montoya, Sullivan, Vigil and Anaya all voting in the affirmative.

CHAIR VIGIL: How much time will we need?

MR. ROSS: Madam Chair, I don't think we'll need more than an hour.

[The Commission met in executive session from 3:35 to 4:45.]

CHAIR VIGIL: I'll call this meeting back to order and we need a motion to come out of executive session where we only discussed pending or threatening litigation and limited personnel issues.

COMMISSIONER ANAYA: So moved.

COMMISSIONER SULLIVAN: Second.

The motion to come out of executive session passed by unanimous [3-0] voice vote. [Commissioners Montoya and Campos were not present for this action.]

XII. A. Administrative Services Department

1. Review and Discussion of the Quarterly Financial Report of all Funds

TERESA MARTINEZ (Finance Director): Today's financial report is very summarized, if you will, and it's an unaudited submission, so the auditors are currently working to complete the financial audit. As soon as that's done and approved by the state auditor we'll bring you an audited final submission in terms of final audited numbers for

fiscal year 2007. It is also our intent to bring you a quarterly financial report for all major funds and then a monthly report for the general fund only.

So what you have in your packet today, and I had handed out a different packet after lunch so it would be in the same order. [Exhibit 3] The first pie chart, if you will is with regard to receipts and it's broken down by major categories across all forms to give an idea of the major revenue sources for Santa Fe County. Obviously, property tax - and we broke down what the portion is for Santa Fe County property tax versus what we distribute to the other entities. Then again GRT, capital improvement funds, enterprise funds, and the other category is representative of fees that you can see for the Land Use Department, the Clerk's office, business registrations, licenses, permits, grants, lodgers' tax. So it's a combination of multiple funding sources.

The biggest thing to note is that property tax and investment income came in significantly greater than what we had budgeted. For property tax we had a budget of \$29.3 million. We actually have brought in \$32.3 million, causing a positive variance of \$3 million. In investment income we brought in a positive variance of \$2.2 million.

Again, this is very summarized and I will bring you a more detailed report in the upcoming months. The next slide speaks to disbursements by category, by the major categories. Obviously salary and benefits making up the larger percentage of disbursements for Santa Fe County. Travel and fuel, maintenance, contractual services and supplies. And again, total tax distribution with regard to property tax at \$64.2 million.

The third slide is trying to show I think the peak months that we can see revenue coming in, obviously driven by the property tax schedule, and the corresponding disbursements going out, and the maintenance of the required cash reserve requirements. So this is a simple chart if you will and we will be bringing you more detail in the next report and bringing you solid numbers rather than just a visual presentation as well.

The last chart shows you the property tax collections and distributions, just to give you an idea by entity: Santa Fe County, the state, municipalities, schools, and others. So this is the collection of tax and the corresponding distribution of tax

And lastly I put a summary of the unaudited cash balance at the end there, FY07 and broke it down by major funds if you will. Most specifically for the general fund, I made some recommendations as to additional potential reserve requirements. When we went through a recent bond rating call with Moody's, there's obviously a cash surplus and it fell to the better this fiscal year than the prior fiscal year given the positive variances on property tax and investment income, and it also, in addition to that we had a positive variance with regard to expense. So that means that what we budgeted is not actually expended. Some of that is accountable by the major projects that are being worked on and the time lines that correspond to that designated cash balance.

So we summarized the cash balance by fund, we've noted the reserve requirement if there is any prior requirement, and we've also in the last column suggested additional reserve requirements. Now, if you'll notice, additional requirement is obviously for the general fund, then we've also indicated or recommended if you will additional

requirements for the Indigent Fund, alcohol and detox program, road projects fund and the jail enterprise fund. And some of these we're recommending a one-month reserve and others we're recommending a three-month reserve.

The second page or attachment to this sheet gives a description of the obligations towards that unaudited \$35 million as cash balance right now. It shows the current obligations which could include reserve requirements, capital package, judicial center, Public Works building fixtures and so on, showing that of the \$35 million, \$25 million has been clearly earmarked and obligated. Then below that are proposed obligations and again, additional cash reserve requirements are basically the proposals, totally another \$5.4 million. That leaves still a surplus on the cash side of \$4.7 million. So we give some narrative to explain that between the positive variances on revenue as well as the positive variances with regard to expense, there is a surplus, and given some of the challenges that we faced over the fiscal year we recommend that we wait till mid-year and we have audited numbers, we see what the final cash falls out at, and then we come to you with recommendations. Then too we'll know where we stand with labor negotiations that are ongoing and any additional issues that may come up with regard to financial challenges.

So this is our summarized report for you and we'll again be coming to you quarterly and major funds quarterly and general fund monthly. And if you have suggestions or comments we'd be happy to adjust the report as need be.

CHAIR VIGIL: Thank you. Very well done. Are there any questions?

COMMISSIONER MONTROYA: Madam Chair.

CHAIR VIGIL: Commissioner Montoya.

COMMISSIONER MONTROYA: Could you repeat what you just said.

CHAIR VIGIL: There's a video. Watch the replay. Actually, Commissioner Montoya, she summarized this handout pretty well.

COMMISSIONER MONTROYA: Okay.

CHAIR VIGIL: Any questions at all?

COMMISSIONER MONTROYA: Madam Chair, I just have a comment just in terms of the information. I really appreciate being kept abreast as to where we are in terms of spending and balances and all that and this was something I'd asked for. Roman, thanking you for getting this together as well. This gives us a good picture of where we are and hopefully eliminates any surprise spending that may come up. So this is very good. Thank you.

MR. ABEYTA: Madam Chair, Commissioner Montoya, you weren't here at the end when she stated that we will provide you a monthly report of the general fund also. So we'll do quarterly and then at the end of the month you'll get a summary of the general fund.

CHAIR VIGIL: Thank you.

XII. A. 3. Requesting Approval of the Accounts Payable Disbursements Made for all Funds for the Months of July and August 2007

MS. MARTINEZ: Madam Chair, this kind of was – it happened and we weren't aware of it. We received a call from another county basically asking how we handled this requirement and we were made aware of the fact that we had this requirement. So this is our first report to you for the month of July and August to report all disbursements that were made and the statute requires that the Board review and approve. We typically – well, not typically, we do issue warrants, not checks so the requirement required signatures are the Chairman of the Board and the County Clerk, so we meet that, but we hadn't met the requirement of bringing the A/P disbursements before the Board for review. So this will be a new addition monthly to the admin calendar.

CHAIR VIGIL: Is this a requirement by DFA?

MS. MARTINEZ: This is a requirement by state statute, actually,

CHAIR VIGIL: Who does this get reported to once we take action on it?

MS. MARTINEZ: It will actually just become part of the official file and it will show that we brought these disbursements before you for review and approval.

CHAIR VIGIL: So the value is for our audits.

MS. MARTINEZ: Actually, this is any check the County writes, any payment of services, any purchase of goods, contracts. There's even the payroll deductions that are in here with regard to deferred comp, insurance requirements, state taxes, so it's all-encompassing.

CHAIR VIGIL: Okay. So, who looks at this?

MS. MARTINEZ: Well, we have our internal process in terms of the audit and review of A/P disbursements before the actual check is issued and it's also a coordination with each department director when the requisition or purchase order is generated and then the approval of the invoices. So it's at various levels.

CHAIR VIGIL: So this is what we use to reconcile our bank statement?

MS. MARTINEZ: This is a summary report that we were able to find on the system and we're still find-tuning it and seeing if there's a better report so you can get a description of what it is that was actually disbursed. So this was the first report we could accommodate, and they're quite lengthy depending on the month so what you have before you is total disbursements for July and at the very end of all the detail there's a summary by fund as to what was disbursed for that month. So for the month of July we disbursed \$13.6 million. You'll notice that more than half of that goes to debt service. There are a lot of debt service requirements on July 1st. So this is the format for right now, again, trying to research the system and see if there's a stronger report where it would give a small description with regard to what we were paying for.

CHAIR VIGIL: Okay. Any questions? Commissioner Sullivan.

COMMISSIONER SULLIVAN: Most all the check numbers are 359000

and on up from that, yet there's a group of checks that are like 936, 937, 951. What's the difference? Do you write checks out of the Treasurer's office as well as out of the Finance Department?

MS. MARTINEZ: No, Madam Chair, Commissioner Sullivan, the difference here is the 359 numbers actually are issued through the A/P process where they're actually invoiced and a physical check is issued. The three-digit numbers represent wires that are done via bank account and it's just a means of recognizing that disbursement in the system. So we have a different numbering system for A/P checks versus wires.

COMMISSIONER SULLIVAN: Okay. Thank you.

CHAIR VIGIL: Further questions? Commissioner Montoya.

COMMISSIONER MONTOYA: Madam Chair, Teresa, in terms of all of the Risk Management Division payments, what are those typically?

MS. MARTINEZ: Those typically come in, now in August, September and they're typically for the annual cost. So I can look those up and get back to you if you'd like the exact detail.

COMMISSIONER MONTOYA: So it's more of the annual -

MS. MARTINEZ: This is going to be day-to-day annual requirements, quarterly requirements, so you might see spikes in the quarter months, and then the regular stuff during the normal monthly activities if you will. But if you think, about SEP, that's a quarterly requirement. Indigent, that's a quarterly requirement. So you're going to see spikes when those quarterly payments are due because they can be as high as \$2 million.

COMMISSIONER MONTOYA: Oh, okay. Thank you.

CHAIR VIGIL: Further questions?

COMMISSIONER MONTOYA: Move for approval.

CHAIR VIGIL: Motion. Is there a second?

COMMISSIONER SULLIVAN: Second.

CHAIR VIGIL: Any further discussion?

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

XII. C. Community Services

1. Resolution No. 2007-158. A Resolution Requesting Approval of the Santa Fe County Fire Department, Volunteer Incentive Program (Community Services Department)

CHIEF HOLDEN: Madam Chair, we have some minor changes to the resolution language that was included in your packets and these changes have been reviewed by Sue Herrmann in the Legal Department and they are as follows: Any reference in the document to "fireman" or "firemen" has been changed to "firefighter" or

“firefighters”. In the fourth whereas, on page 1, the “an” was deleted on the last line. In the seventh whereas, on page 2, “in” was deleted from the first line. And then in paragraph 15, the extra “shall not” was deleted. And then the words “County employee” were included before “retirement plans” because volunteer firefighters do participate in a state-funded PERA retirement program. So Legal has suggested adding the two words “County employee” before “retirement plans”.

Those were some last minute changes that we felt needed to be made and were reviewed and approved by County Legal. And other than that I stand for questions, Madam Chair.

CHAIR VIGIL: Commissioner Sullivan.

COMMISSIONER SULLIVAN: I had a recommended change on the next whereas right below that on page 2. It says, “Excess funds are available from the recently enacted Emergency Communications and Emergency Medical Services gross receipts tax to support such a program. I don’t know that they’re excess. I think we budgeted for that. I think part of that gross receipts tax proposal right from the beginning was that you had set aside, I forget – a couple hundred thousand dollars, I thought. Or maybe it wasn’t that much.

CHIEF HOLDEN: Madam Chair, Commissioner Sullivan, you are correct. We did budget \$289,000.

COMMISSIONER SULLIVAN: \$289,000 to provide the assistance to our volunteers, so that was from day one. So my suggestion would be we’d replace the word “excess” with the word “budgeted” because that was always in our thinking to do that. And then the other question I had, Chief, was do these payments replace any mileage payments? Are these in lieu of any mileage payments or do you also pay mileage?

CHIEF HOLDEN: Madam Chair, Commissioner Sullivan, we don’t currently pay mileage except per diem when they travel for training, and that is not in-county. That would be if they were traveling outside of the county to go to a training. Volunteers are eligible for per diem.

COMMISSIONER SULLIVAN: So these are basically – these small sums are really just to pay their gas, essentially to get them to and from the trainings and so forth. I know at some point there was discussion of some set amount or paying them mileage but mileage gets into lots of paperwork.

CHIEF HOLDEN: It does.

COMMISSIONER SULLIVAN: So this then reimburses them, hopefully, for the full extent for their mileage.

CHIEF HOLDEN: That’s the intent. Yes, sir.

COMMISSIONER SULLIVAN: Thank you, Madam Chair.

CHAIR VIGIL: Any further questions?

COMMISSIONER SULLIVAN: Move for approval.

CHAIR VIGIL: Motion. Is there a second?

COMMISSIONER ANAYA: Second.

The motion to approve Resolution 2007-158 passed by unanimous [4-0] voice vote. [Commissioner Campos was not present for this action.]

COMMISSIONER ANAYA: Madam Chair.

CHAIR VIGIL: Commissioner Anaya.

COMMISSIONER ANAYA: I just wanted to thank Stan for bringing this forward. I know that we have been trying to get something for our volunteer firemen and now we have succeeded. Thank you.

CHIEF HOLDEN: Thank you, Commissioners.

XII. C. Resolution No. 2007-159. A Resolution Amending Policies and Procedures for County Owned or Leased Community and Senior Citizen Centers (Community Services Department)

PAUL OLAFSON (Community Services): Before you we have an amended set of policies and procedures for our community centers and our senior centers and this is an update from the previous set of policies which were adopted in 1995. We were just trying to create a consolidated and clear set of policies and procedures so that all of our senior centers and community centers would be operating under the same procedures and policies and just to bring them up to date.

There's two major changes that are coming out of this. One is the inclusion of senior centers' usage to correlate with the bylaws under the joint powers agreement as it may apply between the City and the County for senior center services usage, and also a clarification of the advocacy for usage and responsibilities of the parties utilizing this space. So I don't think we're making dramatic changes here. We're trying to just clean it up and make sure everyone's on the same page. We do have two new community centers that have come on in the last couple of months, that's the Eldorado Senior Center and Agua Fria Nancy Rodriguez Community Center and we just want to make a consistent set of procedures for all the centers to work from. I'll stand for any questions.

CHAIR VIGIL: Questions? Commissioner Sullivan.

COMMISSIONER SULLIVAN: How do we handle donations of money or property?

MR. OLAFSON: Madam Chair, Commissioner, I don't know. I haven't had that question. Traditionally, I believe that if it's property we've accepted it. I'm guessing like a ping-pong table or some kind of small – exercise bike or something. To be honest, I don't know that we have a clear policy other than if we accepted it I guess we'd probably have to bring it to you all to say accept this donation. If it's a cash donation, I would imagine we would work through Finance to create a mechanism if there isn't one already in place to put that in the fund for that community center itself.

COMMISSIONER SULLIVAN: See that's – I don't know if we want to do

that, but that's not enunciated in here. As I read it any funds, deposits that are not returned for event fees are remitted to the County Finance Department and don't stay with the entity. At least that's the way I read it.

COMMISSIONER MONTTOYA: On which one, Commissioner?

COMMISSIONER SULLIVAN: On anything.

COMMISSIONER MONTTOYA: On page 4 I think, under Receipt of funds, it says that the funds shall be credited to that center generating the funds.

COMMISSIONER SULLIVAN: Yes, but read a little further it says immediately documented in the ledger book maintained by the secretary of the committee and promptly submitted to the County Finance Director for proper accounting. Is that the fund submitted or the book?

COMMISSIONER MONTTOYA: Further down is where it says that. So does the top contradict the bottom?

COMMISSIONER SULLIVAN: Where further down? Where it says -

COMMISSIONER MONTTOYA: On the second one.

COMMISSIONER SULLIVAN: Oh, all funds shall be credited to the budget for each center. All funds received will be used exclusively for the benefit of the center generating the funds.

MR. OLAFSON: Madam Chair, Commissioners, if I might - I believe there's two issues here. One is the issue of donation that Commissioner Sullivan has raised. The other is the fees generated for the use of the facility. And the fees would then be directed directly to the County. Then at the very last paragraph it starts with any funds received or generated by the committees - that would be their own fundraising event, that would stay with them. The explicit question of yours, Commissioner Sullivan, is what do we do with donations? Obviously, if it was a fundraising entity or endeavor and they were collecting larger donations I would think we would want to have that group collect them and then manage them themselves, rather than bringing them into the County, unless it was maybe a large capital contribution or maybe another situation.

To date, I'm not aware of that happening a great deal other than I know there have been examples of an exercise bike or something donated to the facility. But I don't know that we've explicitly addressed it in this resolution. We can take it back and create a clearer procedure there.

COMMISSIONER SULLIVAN: I know at the senior center, the Ken and Patty Adam Center there was several pieces of furniture and several exercise bikes that were donated. There was a question of how do we account for those? Do those become County property with little County property number stickers on them or do they become ad hoc equipment that's under the control of the committee. I guess we should maybe clarify that. So what you're saying is that fees go into the ledger account and any monies generated through raffles, donations, dinners or other activities not involved in the rental of the center can be used by the committee for the benefit of the center for those needs as determined by the committee and approved by the County Manager or his designee.

So do we have any audit situations there where we're collecting funds off-site and not accounting for them in the County's general ledger?

MR. OLAFSON: Madam Chair, Commissioner Sullivan, none that I'm aware of. I think that paragraph is referring to say, if you wanted to rent the community center for a fundraiser for maybe a child or family member that was sick, those funds. You'd get approval from the County Manager to do that function and then you'd be able to collect those receipts. That's my reading of the intent of that. It may not be explicitly stated.

COMMISSIONER SULLIVAN: So these are typically approved in advance before they happen?

MR. OLAFSON: Yes.

COMMISSIONER SULLIVAN: Maybe we should say that. Approved in advance by the County Manager or his designee.

CHAIR VIGIL: Actually, aren't there boards for each one of these?

MR. OLAFSON: Madam Chair, that's correct. You would propose to the board - I want to use this facility for this function and the board would approve it and then the Manager or designee would say, yes, that's an okay use.

COMMISSIONER SULLIVAN: It says as determined by the committee. So that's the board.

MR. OLAFSON: Yes.

COMMISSIONER SULLIVAN: It also says and approved by the County Manager. So how does that work? Suppose they approve somebody holding a wedding, or let's say a raffle for somebody who is sick or something and the money goes to their fund. When does the approval of the County Manager kick in?

MR. OLAFSON: My reading of this is that it's prior to the event, that the board has to make a recommended approval and then the County Manager or his designee has to also make that approval.

COMMISSIONER SULLIVAN: Then I think we should be clear and say, "And approved in advance by the County Manager or his designee". I think the committees need direction on that. Some are more self-sufficient than others. Some feel this is our money and our building. It's our responsibility to deal with the money. But in the case of Eldorado I've told them it's a County building and they have to go by the County regs and the County has to account for the money or approve the money. That appears to be what we're saying here.

MR. OLAFSON: I understand and I would suggest we take this back and clarify that and bring it back to you all.

COMMISSIONER SULLIVAN: Okay. Or you can throw it in here. The last question I had, Madam Chair, or recommendation is under the private activities permitted, we get down to quinceañera receptions and I guess if we're going to include that we better include bar mitzvahs and bat mitzvahs.

COMMISSIONER MONTOYA: Absolutely.

COMMISSIONER SULLIVAN: We don't want to just include one ethnic group there. I don't know if there's others.

MR. OLAFSON: I believe the last sentence there says, the second to the last says this is not meant to be fully inclusive but we can be as inclusive – I understand –

COMMISSIONER SULLIVAN: We have kind of an obligation I think to do it for others or somehow put a generic term in there.

MR. OLAFSON: I certainly understand.

COMMISSIONER SULLIVAN: Put coming of age celebrations or something of the sort.

MR. OLAFSON: We will find some appropriate verbiage.

COMMISSIONER SULLIVAN: Madam Chair, I think this is good to have clarity on these documents. That's all the questions and suggestions I had.

COMMISSIONER MONTTOYA: Madam Chair, I would just check the spelling on quinceañera.

MR. OLAFSON: Madam Chair, if it remains in the document we will certainly double-check that. I agree. I just was looking at that as we were discussing that and it seemed odd to me.

COMMISSIONER MONTTOYA: The only thing I would ask is could I get a list of the board members from each of the committees for the centers?

MR. OLAFSON: Okay.

CHAIR VIGIL: Actually, if you could make that available for all our centers.

COMMISSIONER MONTTOYA: For all of them then. That's a good idea. Madam Chair, I'd move for approval with the amendments. And actually I have one other one. It's on the same line on page 4, the very last sentence under receipt of funds, third paragraph. I would strike "his" so it would be "approved in advance by the County Manager or designee".

MR. OLAFSON: Okay.

COMMISSIONER SULLIVAN: Second.

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

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

CHAIR VIGIL: Thank you for bringing this forward, Mr. Olafson. I do believe that besides update on various issues we've covered the entire agenda.

COMMISSIONER MONTTOYA: Did we do Matters from the Commission?

CHAIR VIGIL: We did, but I reserved your opportunity because you weren't here.

COMMISSIONER MONTTOYA: Oh, okay.

CHAIR VIGIL: So you're welcome to state your Matters from the

Commission.

COMMISSIONER MONTOYA: I'll wait until next time.

COMMISSIONER SULLIVAN: She did think about you. I will attest to that. She reserved time at midnight tonight.

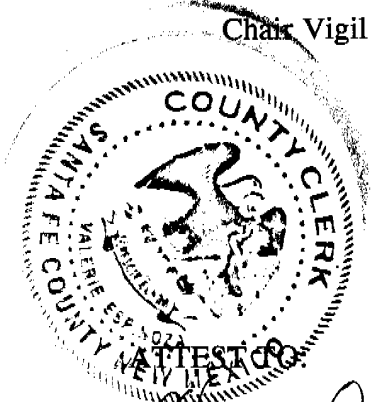
XII. E. Matters from the County Manager

1. Update on Various Issues

MR. ABEYTA: Madam Chair, the only thing I have is that we did receive a letter from the New Mexico State Land Commissioner Patrick Lyons confirming that they have accepted our bid to purchase the 65-acre business park. So we will be coordinating with the State Land Office regarding the closing and all the necessary paperwork that we need to do. I'll continue to keep the Board updated on the progress on that. Other than that I have nothing else.

XIII. ADJOURNMENT

Chair Vigil declared this meeting adjourned at 5:20 pm.



Approved by:

Virginia Vigil
Board of County Commissioners
Virginia Vigil, Chair

Valerie Espinoza by Valerie Vigil
VALERIE ESPINOZA
SANTA FE COUNTY CLERK

Respectfully submitted:

Karen Farrell
Karen Farrell, Wordswork
227 E. Palace Avenue
Santa Fe, NM 87501



Santa Fe County

Board of County Commissioners Meeting
Tuesday, September 25, 2007

Commissioners,

The following is for the RTD caption (Matter's from the Commission - Anaya) on today's agenda. This is a hard copy of what was sent to you yesterday for review.

Jen

SHC CLERK RECORDED 11/09/2007



SFC CLERK RECORDED 11/09/2007

Josette Lucero
North Central Regional Transit District
3600 Cerrillos Road, Suite 506A
Santa Fe, NM 87507

September 24, 2007

Santa Fe County Commission
102 Grant Avenue
Santa Fe, NM 87504

RE: North Central Regional Transit District Presentation

Dear Santa Fe County Commission,

Thank you for the opportunity to present to your Commission. We would like to present on three main items of discussion:

- Update on the NCRTD;
- Update on Eldorado ridership; and proposed route expansion and funding levels for the Eldorado bus service; and
- The NCRTD would also like to take this opportunity to invite you to our October 5 event at the Convento in Espanola at 11am. We are holding an event to celebrate regional transportation among the four counties of Rio Arriba, Taos, Santa Fe and Los Alamos.

If you have any questions, please feel free to contact me at 505-670-0682.

Sincerely,

Josette P. Lucero, MOAM
Executive Director, NCRTD

THE GREATER ELDORADO

EXPRESS

AGORA TO SANTA FE

10/1/2007

AGORA

7:10A
8:40A
4:50P
6:00P

ST. VINCENT

7:30A
9:00A
6:20P

SHERIDAN

7:56A
9:26A
5:14P
6:36P

PERA

7:46A
9:16A

NMDOT

7:36A
9:06A
6:26P

SO. COMPLEX

7:35A
9:05A
6:25P

The Greater Eldorado Express operates on all weekdays.

EXCEPT

New Years Day
Memorial Day
Columbus Day
The day after Thanksgiving Day
MLK Day
Independence Day
Thanksgiving Day

SANTA FE TO AGORA

SHERIDAN PERA
8:00A
4:14P
5:15P

NMDOT

8:10A
4:24P
5:34P

SO. COMPLEX

8:11A
4:35P
5:25P

AGORA

8:36A
4:50P
6:00P

LEGEND

The Agora Lot is located at the Agora Shopping Center.
St. Vincent is located on Hospital Dr. and St. Michaels Dr.
South Complex is located on Alta Vista 100 West of St. Francis Dr.
NMDOT is located at Penn Road South of Cordova.
Sheridan is located at Sheridan and Marcy.
The Pera Lot is located at Old Santa Fe Trail and Paseo de Peralta.

FARES

\$1.00 ONE WAY

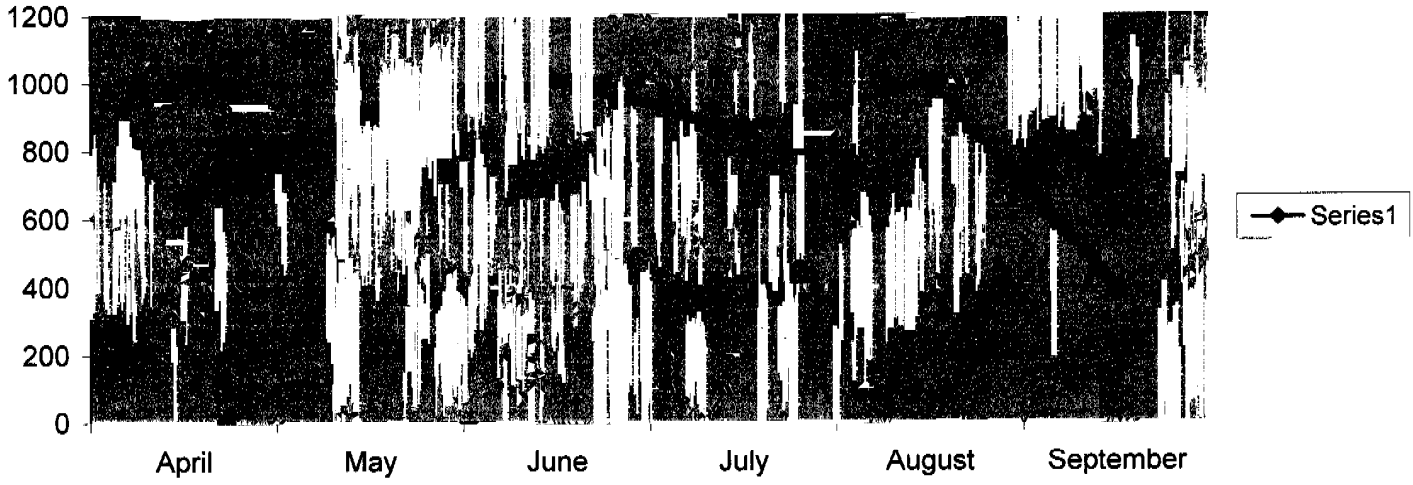
PASSENGER SAFETY

To ensure passenger safety, passengers may only board and disembark at the designated stops.

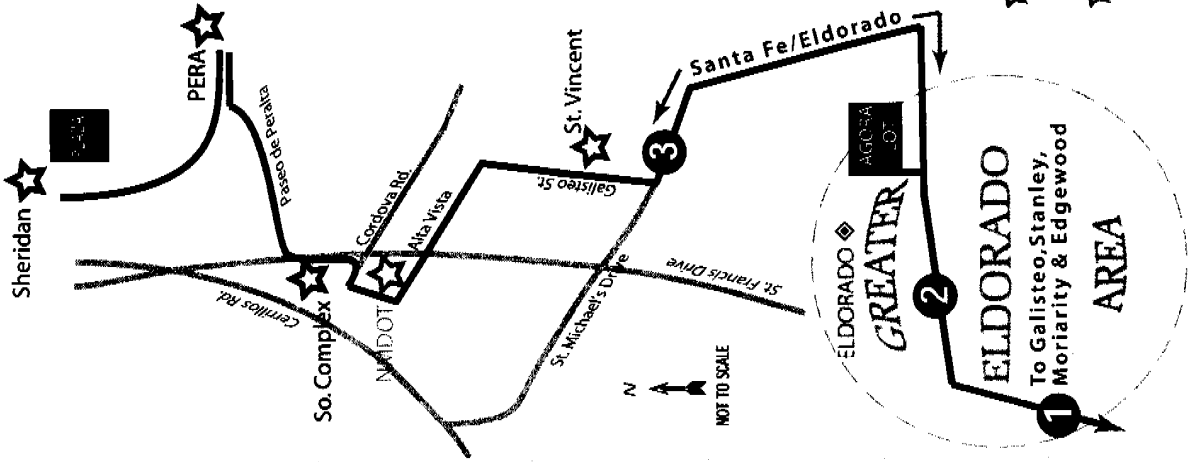
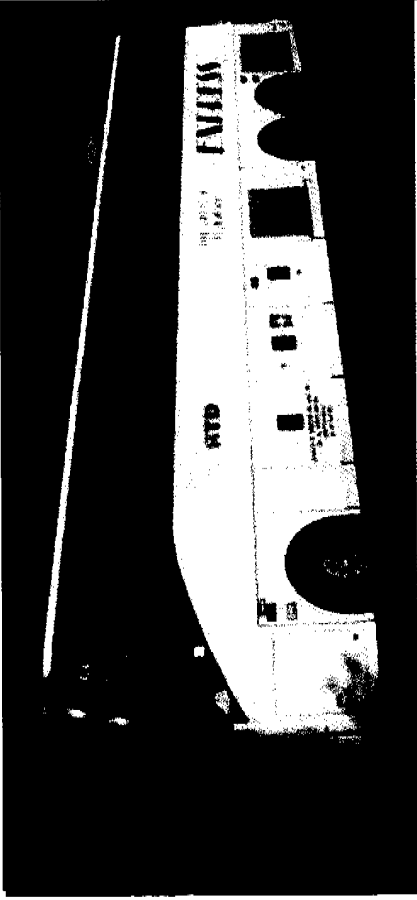
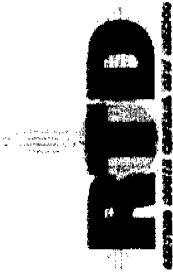
FUNDING PROVIDED BY THE NCRTD AND SANTA FE COUNTY

Date	Fare
April	660
May	913
June	1,005
July	858
August	998
September	393 (to the 14th)

Total Ridership(April- Sept 14th)
4,827



Future Schedule Southern Santa Fe County Service Begins 10/01/07



Schedule From Southern Santa Fe County through Greater Eldorado Area to Santa Fe begins 10/01/07

Departure		Arrival							
Edgewood	Moriarity	Stanley	Gallisteo	Eldorado	St. Vincent	S. Complex	NMDOT	PERA	Sheridan
6:08a		6:35a		7:10a 8:24a 4:41p	7:33a 8:47a	7:38a 8:44a	7:35a 8:45a	7:45a 8:55a	7:55a 9:05a 5:11p

Schedule From Santa Fe thru Greater Eldorado Area to Southern Santa Fe County Begins 10/01/07

Departure		Arrival							
Sheridan	PERA	NMDOT	S. Complex	St. Vincent	Eldorado	Gallisteo	Stanley	Moriarity	Edgewood
7:55a 4:00p 5:11p	> 4:10p 5:21p	4:23p 5:41p	> 4:21p 5:42p	4:24p 5:45p	8:24a 4:41p 6:02p	6:37p	> > 6:37p	> > 7:04p	> >

FARE ZONES

- 1 Edgewood to Gallisteo \$1.00
- 2 Gallisteo to Eldorado \$1.00
- 3 Eldorado to Santa Fe \$1.00



STOPS

- ★ St. Vincent
- ★ St. Vincent Hospital Lot
- ★ Hospital Drive
- ★ NMDOT
- ★ Dept. of Transportation
- ★ Per Rd. between Cordova Road and Alta Vista St.
- ★ South Complex
- ★ Alta Vista at St. Francis Dr.
- ★ PERA
- ★ Old Santa Fe Trail at Paseo de Peralta
- ★ Sheridan
- ★ Sheridan between Marcy St. and Palace Avenue

Handicap Accessible
Bike Storage Available

September 23, 2007



Santa Fe County Commission
The Honorable Commission Chairwoman Vigil
Commissioners Anaya, Campos, Montoya, and Sullivan
102 Grant Ave.
Santa Fe, NM 87501

Re: **Greater Eldorado Express Pilot Project Update**

Jim West
Chairman

Dear Commissioners,

Josette P. Lucero
Executive Director

Thank you for taking allowing the time to present before you the activities and experiences of the Greater Eldorado Express pilot project.

Governmental

I would like to summarize project information in an attempt to address questions and concerns you may have with this project update.

Board of Directors

- June 27, 2006 Tri-party agreement entered into by Santa Fe County, NM DOT, and the NCRTD
- Project funds \$80,000 DOT, \$13,600 SF County= \$93,600 total
- RFP issued for Bus Services for Eldorado Shuttle, 57 passenger bus
- November 2006, RFP responses received
- January award of contract to All Aboard America
- February 2006 contract entered into with All Aboard America
- Numerous staff meetings were held in preparation of public meetings, ribbon cutting, and the start of service
- March 5, 2007 Parking lot agreement entered into with Agora Shopping Center, Mr. Jerry Schaufler, insurance payment remitted \$3,130.00 to increase liability limits
- The NCRTD entered into an agreement with The City of Santa Fe for a "Guaranteed Ride Home Program"
- March-May 2007, advertising in the Santa Fe New Mexican Eldorado section began and continued
- Public Meetings were held in Eldorado March 5th and 19th
- March 2007, meetings with DOT District 5, to place signage on easements to promote the bus service.
- A Ribbon Cutting held on Saturday March 31, 2006 12:00, attended by numerous County and State Officials
- Monday April 2, 2007 Greater Eldorado Express Service begins
- One schedule change and two surveys
- Responded to various calls and emails regarding service
- Public meeting held June 6, 2007, to solicit rider input

City of Espanola

City of Santa Fe

County of Rio Arriba

County of Santa Fe

County of Los Alamos

Pueblo of Ohkay Owingeh

Pueblo of Santa Clara

Pueblo of Pojoaque

Pueblo of Tesuque

Pueblo of San Ildefonso

- July 23, 2007 met with DOT Secretary Rhonda Faught , Commissioner Anaya, and other NCRTD board members to request State Funding or potential project expansion, and a planning grant to enhance the NCRTD's service plan to expand into south Santa Fe County
- Expansion of bus service would require parking lot agreements in the new service area
- NCRTD was previously scheduled on August 22, 2007 at the BCC to provide update, our presentation was cancelled
- Through August 2007, approximately \$75,000 has been expended
- Ridership is 4434 through August 31, 2007
- Ridership initially was 13.9% and today 20.5% and the highest week of ridership was 22.3%
- August 2007 the pilot project is winding down, a new RFP has been issued for extended service originating in Edgewood, continuing through and picking up Eldorado Riders
- Available project monies are \$100,000 (Santa Fe County), \$100,000 (LA-GRT) \$60,000 (JARC & 5311)
- Consideration for smaller 33 passenger buses is being reviewed, this would increase ridership percentages
- With a reduction in bus size, capacity would increase to as high as 40.6%, in addition to a route elimination and expansion ridership capacity would increase higher
- Elimination of certain routes, would capture 85% of current ridership while reducing project costs and allow for expansion into south Santa Fe County
- If approval and direction is to continue the Greater Eldorado Express service would continue under a new contract October 2007
- If approval and direction is to expand in conjunction with service into Eldorado, a new agreement would need to be finalized and service could begin, November, December, or later.

Hopefully, these bullets have demonstrated the progression, and facts of the pilot project, and look forward to provide you on any additional information requested that may not have been addressed.

Respectfully Submitted,



Jack L. Valencia, Jr.
Transit Project Manager

Attachments: Monthly ridership
Draft schedule



SFC CLERK RECORDED 11/09/2007

TO: Santa Fe Board of County Commissioners
FROM: Russ Rountree, Impressions Advertising
DATE: September 25, 2007
RE: Lodger's Tax Advertising Efforts

The following packet summarizes and shows examples of efforts that Impressions Advertising has undertaken in promoting visitation to Santa Fe County. We have segmented this packet into two sections – budget/media plans and samples. The following items are included in this packet:

1. FY 07 Budget
2. Media Plans
 - National/In-State Leisure Travel/On-Line Campaign
3. Samples
 - Leisure Travel ad
 - Monthly In-State Attraction ads
 - On-Line Campaign ad
 - Monthly Event Press Releases (June 07 & October 07)
 - Proposed FY08 Leisure Travel ads
4. FY 07 Marketing Highlights
 - Increase in Lodger's Tax collections of 4% for FY 07 (\$383,374.43) over FY 06 (\$367,966.96)
 - Increase in advertising inquiries of 11% for FY 07 (23,765) over FY 06 (20,245)
 - Increase in website inquiries of 14% for FY 07 (2,663) over FY 06 (2,195)

If you should have questions or comments regarding the County's promotional efforts, you may always contact me at 988-1402 or Russ@ImpressionsAdv.com.

**Santa Fe County
FY 06 Budget**

SFC CLERK RECORDED 11/09/2007

Line Item	SFC Contract \$270,000	Budget \$279,000	DOT Match \$9,000	Percentage of Total Budget
Gross Receipts Tax		\$13,700		4.91%
Media		\$113,700	% of Media Budget	40.75%
National Leisure Travel	\$95,200		84%	
In-State Leisure Travel	\$6,000		5%	
On-Line Campaign	\$12,500		11%	
Account Service		\$31,500		11.29%
Production		\$34,700		12.44%
Web		\$25,100		9.00%
Production	\$24,600			
Hosting	\$500			
Public Relations		\$15,000		5.38%
Fulfillment		\$27,700		9.93%
Postage	\$10,000			
Handling	\$1,800			
Phones	\$1,000			
Voice Mail	\$250			
Storage	\$1,650			
Brochure Distribution	\$7,000			
Fulfillment Administration	\$6,000			
Printing		\$17,500		6.27%
Photography		\$0		0.00%
Other Production/Miscellaneous		\$0		0.00%
TOTALS		\$278,900		99.96%
		\$100 Under/(Over)		-0.04%

Santa Fe County
06/07 Media Plan

NATIONAL LEISURE TRAVEL

	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	TOTALS
2007 New Mexico Vacation Guide Circ: 700,000 - 1/3 page 4-c							X \$5,895						\$5,895
2007 Santa Fe Visitors Guide Circ: 525,000 - 1/3 page 4-c							X \$5,210						\$5,210
Arthur Frommer's Budget Travel Circ: 575,000 - 1/6 page 4-c (April is 1/4 pg in NM co-op)					X \$11,460					X \$2,795			\$14,255
Gourmet Circ: 968,326 - 1/4 page, 4-c										X \$6,865			\$6,865
Home & Away Circ: 1,932,598 - 1/6 page 4-c									X \$4,585				\$4,585
New Mexico Co-Op Newspaper Insert Circ: 710,000 - 1/4 page 4-c								*					\$0
New York Times Magazine Circ: 1,681,111 - 1/9 page 4-c "Sophisticated Traveler"					X \$7,765				X \$8,630				\$16,395
Oklahoma Today Circ: 38,500 - 1/2 page, 4-c									X \$1,865				\$3,730
Southern Living SW Circ: 640,000 - 4" 4-c Travel Directory									X \$4,670				\$4,670
Southwest Airlines Spirit Circ: 400,000 - 1/4 page, 4-c Travel Planner					*								\$0
Sunset Circ: 665,000 - 1/6 page 4-c (May is Mtn. & SW Travel Planner)					X \$8,185							X \$6,735	\$14,920

Prepared by:
Impressions Advertising
322 Paseo de Perilla
Santa Fe, NM 87501
505.988.1402/505.984.0341 fax
ImpressionsAdv.com

Santa Fe County
06/07 Media Plan

NATIONAL LEISURE TRAVEL (cont.)

	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	TOTALS
Texas Monthly Circ: 300,000 Travel Directory 1/4 page 4-c	\$0	\$0	\$0	\$0	X \$8,845	\$1,865	\$11,105	\$0	X \$9,830		*		\$18,675
	\$0	\$0	\$0	\$0	\$36,255	\$1,865	\$11,105	\$0	\$29,580	\$16,395	\$0	\$0	\$95,200
	NATIONAL LEISURE TRAVEL TOTAL: \$95,200												

IN-STATE LEISURE TRAVEL

	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	TOTALS
Albuquerque Journal Circ: 160,000 Venue - 3c x 6.5", b/w	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	X \$1,500	X \$1,500		X(2) \$3,000	\$6,000
	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,500	\$1,500	\$0	\$3,000	\$6,000
	IN-STATE LEISURE TRAVEL TOTALS: \$6,000												

ON-LINE CAMPAIGN

	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	TOTALS
AZ Central Circ: 16,500, ad ran in drops on 6/12 & 6/20												X(2) \$4,700	\$4,700
Ft. Worth Travel Deals Circ: 27,000 ad ran in drops on 6/13 & 6/19												X(2) \$5,000	\$5,000
Houston Chronicle Circ: 11,000 ad ran in drop on 6/18												X \$2,800	\$2,800
	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$12,500	\$12,500
	ON-LINE CAMPAIGN TOTALS: \$12,500												
	\$0	\$0	\$0	\$0	\$36,255	\$1,865	\$11,105	\$0	\$31,080	\$17,895	\$0	\$15,500	\$113,700

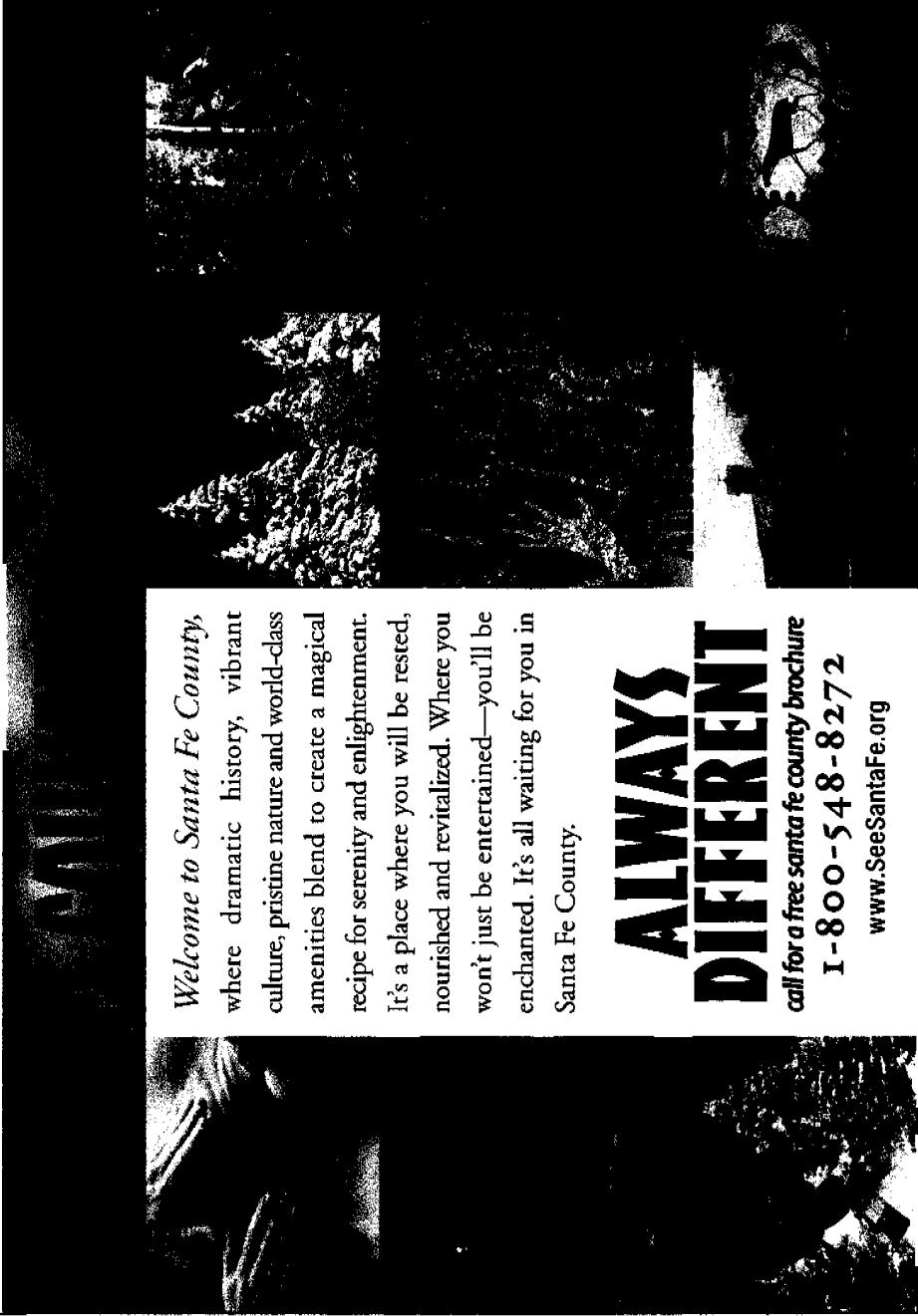
Notes:

* Indicates a month that SF Convention & Visitors Bureau is running an ad.

TOTALS
Individual Travel/Leisure: \$95,200
In-State Leisure Travel: \$6,000
On-Line Campaign: \$12,500

GRAND TOTAL: \$113,700

Prepared by:
Impressions Advertising
322 Paseo de Peralta
Santa Fe, NM 87501
505.988.1402/505.984.0341 fax
ImpressionsAdv.com



Welcome to Santa Fe County,
where dramatic history, vibrant
culture, pristine nature and world-class
amenities blend to create a magical
recipe for serenity and enlightenment.
It's a place where you will be rested,
nourished and revitalized. Where you
won't just be entertained—you'll be
enchanted. It's all waiting for you in
Santa Fe County.

**ALWAYS
DIFFERENT**

call for a free *santa fe county* brochure

1-800-548-8272

www.SeeSantaFe.org

things to do PLACES TO SEE



**SANTA FE
COUNTY**

Nambé pueblo

In the 1880s, Nambé was a principal cultural center for the pueblo people. The pueblo offers spectacular recreational sites and opportunities to swim, fish, and camp at beautiful Nambé Falls, view the pueblo's buffalo herd and experience the wild animal.



ALWAYS DIFFERENT

call 1-800-548-8272 or log on to www.SeeSantaFe.org

thing to do PLACES TO SEE



**SANTA FE
COUNTY**

madrid

Just south of Santa Fe along the Turquoise Trail, Madrid is an artist's oasis among the Ortiz Mountains. Originally a wealthy coal mining town, the veins ran dry and it became a ghost town. Thirty years later, a community of artists resurrected the town and added unique shops, galleries, lodging, and an historical mining museum.



ALWAYS DIFFERENT

call 1-800-548-8272 or log on to www.SeeSantaFe.org

things to do PLACES TO SEE



cerrillos hills

Cerrillos Hills Historic Park opened on May 24, 2003. It includes three prehistoric stone rings and a petroglyph at the peak of Grand Central Mountain. These sites, and numerous others in the parklands, are registered with the Museum of New Mexico's Laboratory of Anthropology.

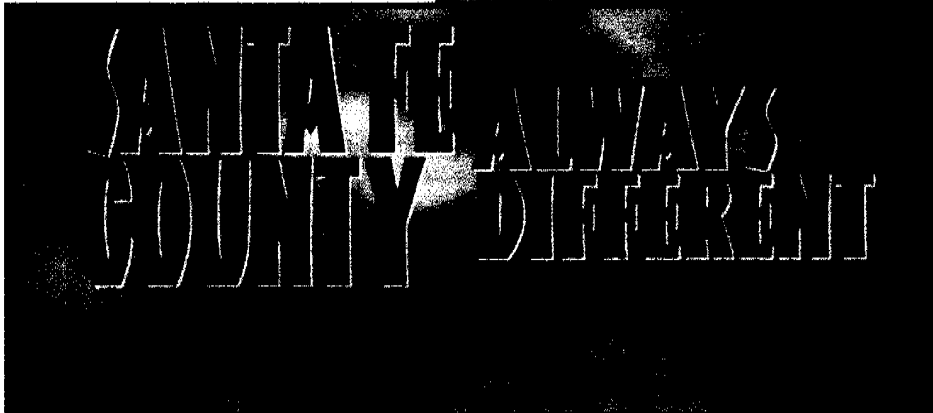


ALWAYS DIFFERENT

call 1-800-548-8272 or log on to www.SeeSantaFe.org

Santa Fe County—

Come and explore dramatic history, vibrant art & culture, wonderful world-class spas, dining, golf, hiking, art, Native American pueblos and Old West mining towns. It's all waiting for you in Santa Fe County—where it's Always Different!



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IMPRESSIONS
ADVERTISING

PRESS RELEASE - IMMEDIATE

**SANTA FE COUNTY SADDLES UP FOR
COLLECTABLES AND THE RODEO**

5/29/07: From antiques and collectables to a collection of cowboys (and cowgirls) – you'll find it this month in Santa Fe County.

It's not quite the "*Antiques Roadshow*", but on Saturday and Sunday, June 16th and 17th, El Rancho de las Golondrinas Living History Museum hosts their Southwest Antiques & Collectables Appraisals weekend. Experts will evaluate and assess your treasures. There will be lectures on Southwest Collectibles and you can see some of the museum's antiques. Activities are scheduled both days between 10 a.m. and 4 p.m. Food and drinks are available for purchase. To reach the ranch leave I-25 Exit 276, head north on NM 599 (Santa Fe Bypass); turn left at the light (West Frontage Road); travel roughly 1/2 miles on the frontage road and turn right on Los Pinos Road; the museum is 3.2 miles down Los Pinos Road on the left-hand side of the road.

The 58th Annual Rodeo de Santa Fe heads out of the chute from Wednesday, June 20th through Saturday, June 23rd at the Santa Fe Rodeo Grounds. This is a family oriented PRCA rodeo. There will also be "mutton busting" at every show. Events get under way each evening at 7:30 p.m. and there is also a 2:00 p.m. Saturday matinee. Ticket prices range from \$10.00 to \$20.00. The rodeo grounds are in Santa Fe at 3237 Rodeo Road between Richards Avenue and Paseo de los Pueblos.

-more-



IMPRESSIONS
ADVERTISING

Santa Fe County is “always different”, where you’ll find wonderful and enchanting world-class spas, lodging, dining, golf, hiking and art.

Information on these and other events as well as Santa Fe County visitor information can be found at www.SeeSantaFe.org or by calling 1-800-548-8272. Santa Fe County tourism marketing is funded by the Lodgers Tax collected by the County’s 23 lodging establishments.

Contact:

Russ Rountree
Impressions Advertising
322 Paseo de Peralta
Santa Fe, NM 87501
505-988-1402
505-984-0341 fax
russ@ImpressionsAdv.com

FOR MORE INFORMATION:

“Southwest Antiques & Collectables Appraisals”

El Rancho de las Golondrinas

Contact: Mike King

Phone: 505-471-2261

Email: mail@golondrinas.org

Web site: www.golondrinas.org

“58th Annual Rodeo de Santa Fe”

Phone: 505-471-4300

Email: tickets@rodeodesantafe.org

Web site: www.rodeodesantafe.org

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SFC CLERK RECORDED 11/09/2007



IMPRESSIONS
ADVERTISING

PRESS RELEASE - IMMEDIATE

FALL IS ALL AROUND SANTA FE COUNTY

5/29/07: Art and events for all ages highlight activities happening during October in Santa Fe County.

On October 4th, Nambé Pueblo will hold their annual St. Francis of Assisi Feast Day. This event honors San Francisco de Assisi (who is also the patron saint of Santa Fe) and provides visitors a special, awe-inspiring look into Native culture. Buffalo and Deer Dances will be held. The pueblo is located 18 miles north of Santa Fe, go right on NM-503 off US 84/285 North and follow the signs to Nambé Pueblo.

On the first and second weekends of October, the 6th/7th and 13th/14th, the Santa Fe Horse Park throws open their gates for the 9th Annual Pumpkin Festival. The festivities run from 10:00 a.m. until 6 p.m. and include carnival rides, games, a straw bale maze, a 2,000-pumpkin patch, pony and wagon rides, a climbing wall, food and live entertainment. Children are encouraged to dress in Halloween costumes. The Horse Park is on County Road 56/Airport Road, 2 miles west of the intersection of NM 599 and Airport Road.

-more-



IMPRESSIONS
ADVERTISING

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On Saturday and Sunday, October 20th and 21st, the 20th Annual Galisteo Studio Tour will take place. More than 30 artists will open their studio doors both days from 9:00 am to 5:00 p.m. There will be a wide variety of mediums on display including photography, sculpture, jewelry, pottery, folk art, wood work, weavings, oils, pastels and water colors. Food vendors will feature traditional autumn foods. Maps for the tour are available at the Old Church on NM 41. To reach Galisteo, travel on I-25 to exit 290, take U.S. 285 south approximately 7 miles, then turn right (west) on NM 41 proceed for about 5.5 miles and the church will be on your right.

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russ@ImpressionsAdv.com

-more-



IMPRESSIONS
ADVERTISING

FOR MORE INFORMATION:
"St. Francis of Assisi Feast Day"
Nambé Pueblo
Phone: 505-455-2036

"9th Annual Pumpkin Festival"
Contact: Stephanie
Phone: 505-424-7400
Email: info@horsepark.com
Web site: www.horsepark.com

"20th Annual Galisteo Studio Tour"
Phone: 505-466-2118
Email: ojoette@cybermesa.com
Web site: www.galisteostudiotour.org

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SFC CLERK RECORDED 11/09/2007

The desert road curves between two towering rock formations and opens to a vista where you'll feel like life is more mysterious than you could have imagined...



The High Road between Nambé and Chimayó

It's no place like home!

call or click for a free santa fe county brochure

1-800-548-8272 | www.SeeSantaFe.org

You discover the tiniest lunch counter serving the absolutely biggest & best green chile cheeseburger you've ever tasted...

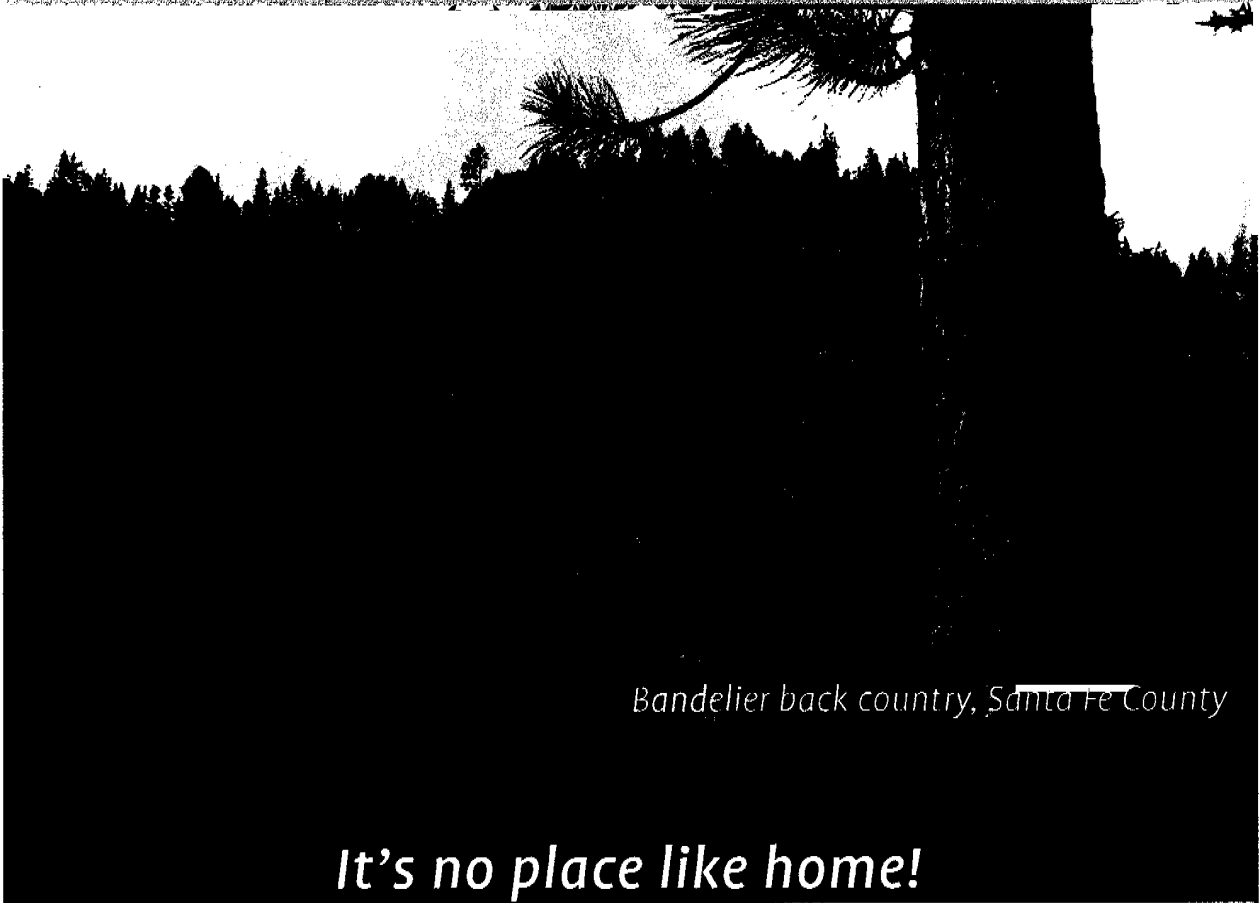


Old Las Vegas Highway, Santa Fe County

It's no place like home!

call or click for a free santa fe county brochure
1-800-548-8272 | www.SeeSantaFe.org

Deep in the silence of a high-desert forest plateau the call of a bird overhead causes something to shift deep inside you...



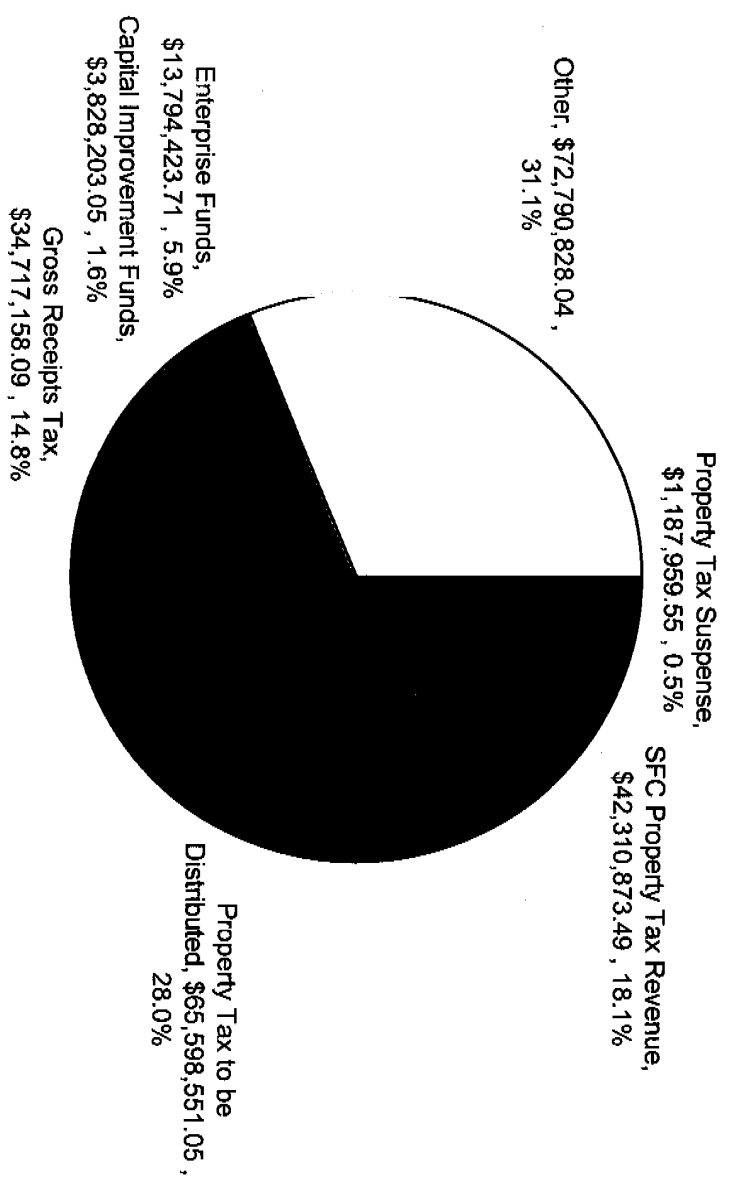
Bandelier back country, Santa Fe County

It's no place like home!

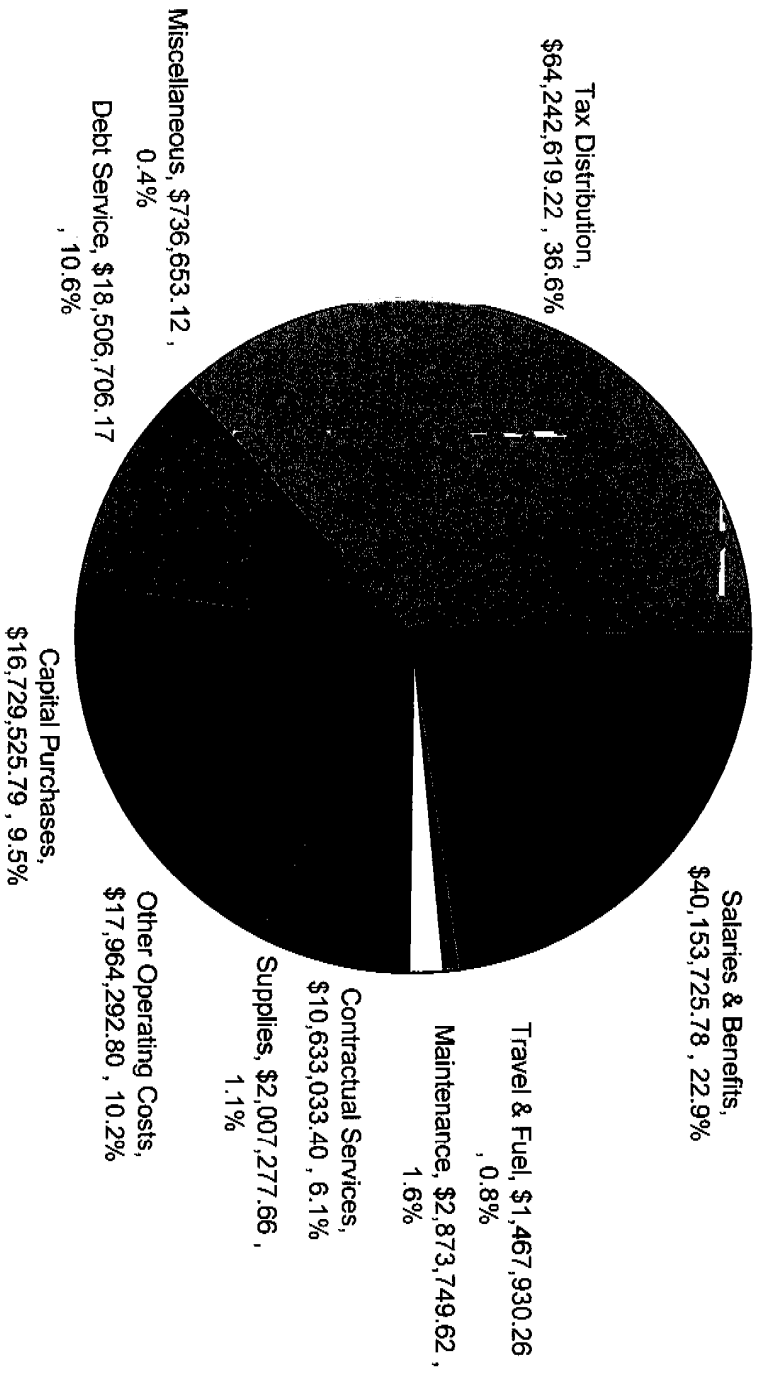
call or click for a free santa fe county brochure

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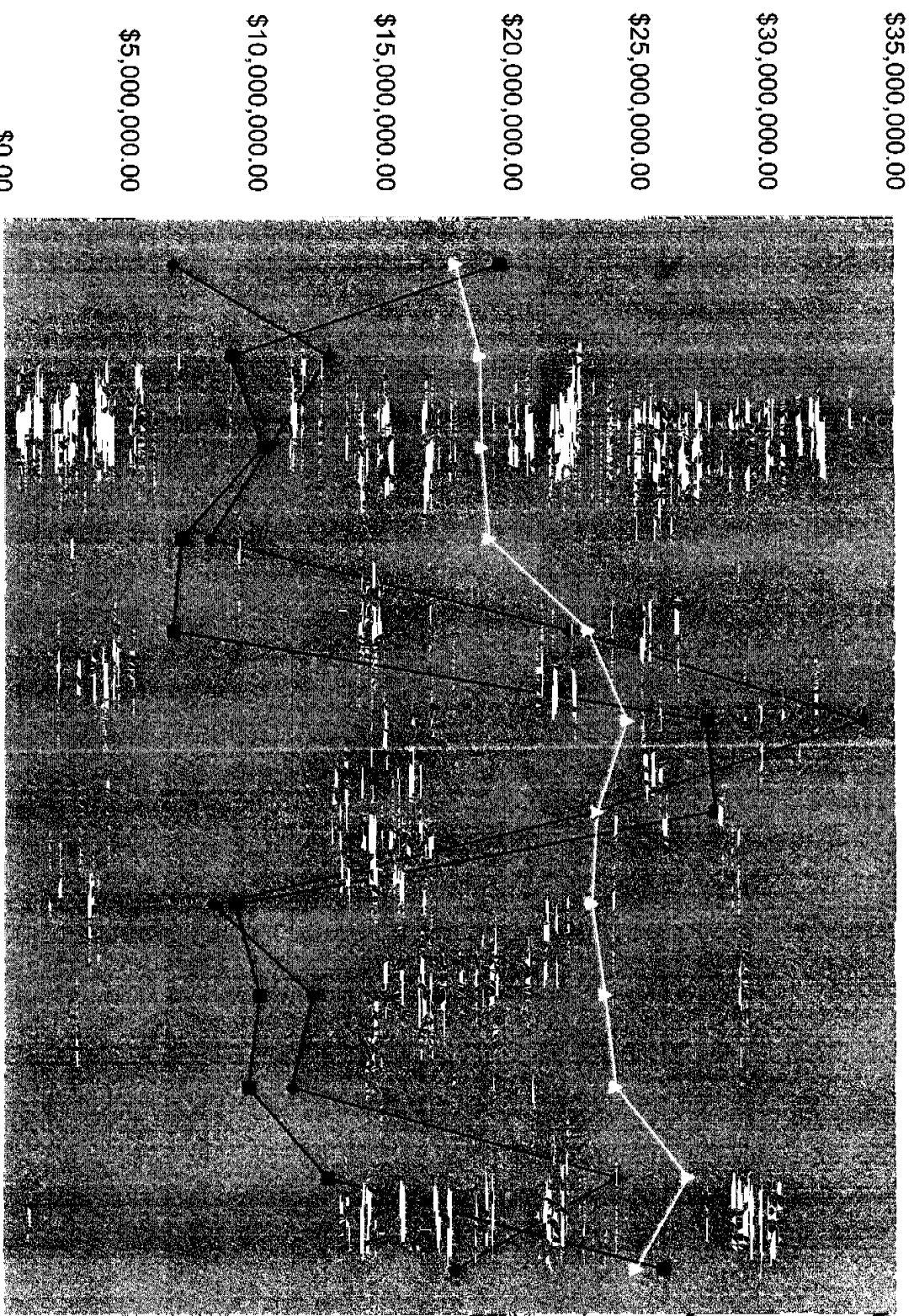
**Unaudited
Fiscal Year 2007 Receipts in Total
All Funds**



Unaudited
Fiscal Year 2007 Disbursements in Total
All Funds



Unaudited Fiscal Year 2007 Cash Flow

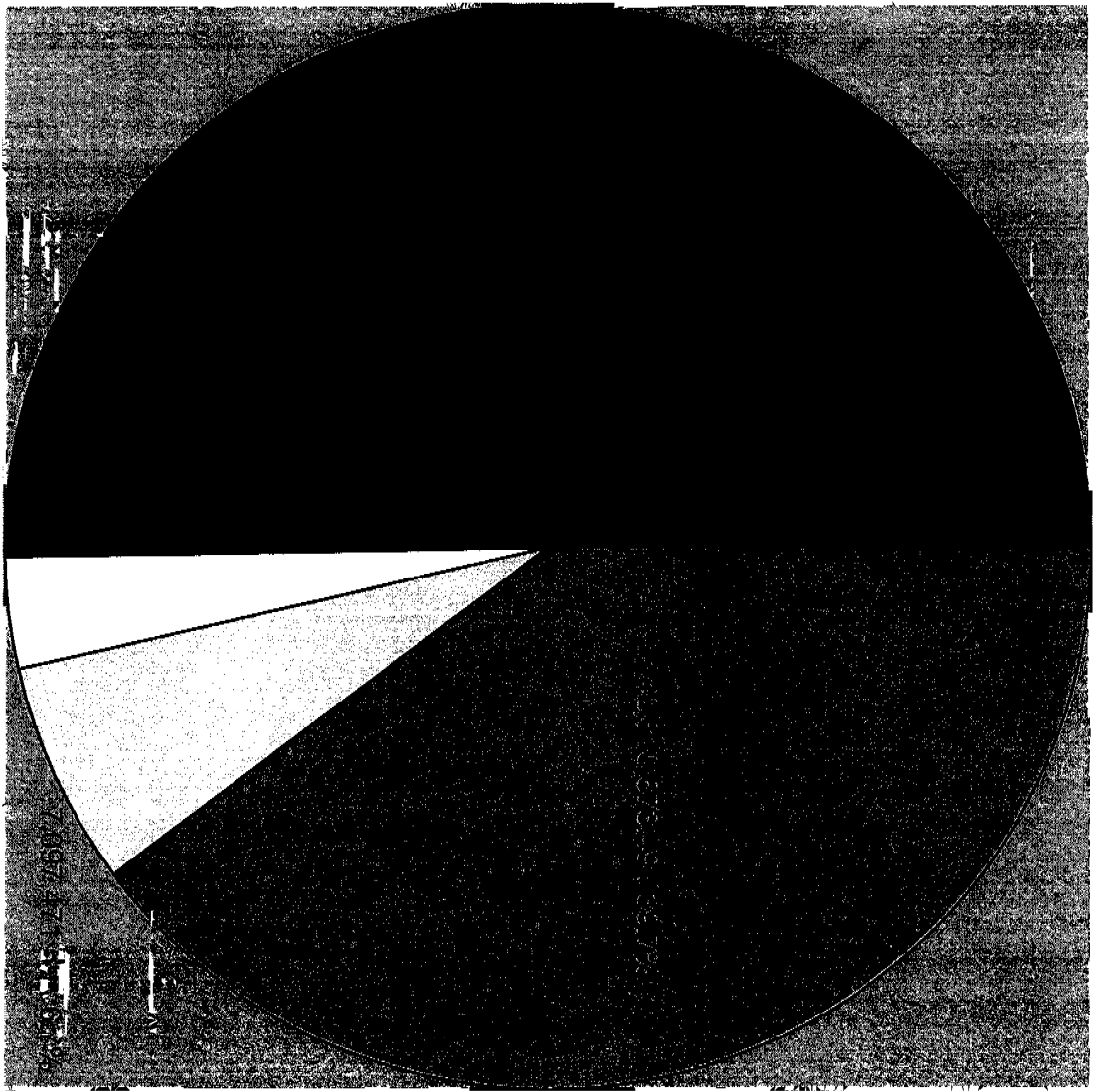


- ◆ Receipts
- Disbursements
- 25% Reserve Requirement

Jul-06 Aug-06 Sep-06 Oct-06 Nov-06 Dec-06 Jan-07 Feb-07 Mar-07 Apr-07 May-07 Jun-07

Unaudited Property Tax Collection & Distributions Fiscal Year 2007

1,263,763.13 , 1.2%



Distribution of Tax Collections takes place the following month.
(i.e. Tax collected in July is distributed in August)

- SFC Revenue
- State
- Municipalities
- Schools
- Other

Santa Fe County
Cash Balances as of 06/30/07 (Unaudited)

Fund	Cash Balance		Reserve Requirement		Proposed Add'l Reserve Requirements
General Fund	\$35,445,209	(1)	\$ 13,500,000	(3a)	\$ 4,000,000
Road Fund	\$1,177,428	(1)	\$ 206,742		
Emergency Medical Services	\$127,168				
Fire Protection Fund	\$2,610,654				
Capital Outlay GRT	\$30,919,010				
Fire Impact Fees	\$3,223,930				
Indigent Fund	\$1,230,958			(3b)	\$ 1,200,000
Fire 1/4% tax	\$3,178,669				
Housing	\$6,127,309				
Affordable Housing	\$1,702,124				
EMS Health Care	\$206,091			(3b)	\$ 1,200,000
Alcohol & Detox Programs	\$161,429			(3c)	\$ 270,000
Road Projects Fund	(\$1,177,562)	(2)			
State Special Appropriations	(\$1,313,401)	(2)			
Water Enterprise Fund	\$3,552,020				
Jail Enterprise Fund	\$4,010,158			(3c)	\$ 2,000,000

Notes:

(1) Cash reserve amounts that meet the statutory requirements:

General Fund - 25% of budgeted expense

Road Fund - one month of budgeted expense

(2) Outstanding receivables for pending reimbursement requests will satisfy deficit cash balances.

(3) Proposed Additional Reserve Requirements:

(a) Litigation Settlements

Potential Penalty and Interest Costs for Audit(s) (i.e. Internal Revenue Service)

(b) Propose three months of budgeted expense reserve

(c) Propose one month of budgeted expense reserve

SFC CLERK RECORDED 11/09/2007

Itemized list of obligations applied to General Fund Cash Balance:	\$35,445,209
Current Obligations:	
Reserve Requirement	\$ 13,500,000
Additional Reserve Requirement (BCC Imposed FY2003)	\$ 2,500,000
Capital Package	\$ 2,620,130
Judicial Center carryover from 1/16 cent Gross Receipts Tax	\$ 2,600,000
Public Works Building Fixtures	\$ 1,600,000
BCC Non-Recurring Initiatives Set-Aside Remainder	\$ 169,089
Classification/Compensation Study Actions	\$ 380,000
Land Purchase - Business Park	\$ 1,900,000
Subtotal	\$ 25,269,219
Proposed Obligations:	
Additional Cash Reserve Requirements	\$ 4,000,000
Supplement EMS Health Care Cash Reserve Requirement	\$ 1,200,000
Supplement Alcohol & Detox Programs Cash Reserve Requirement	\$ 270,000
Subtotal	\$ 5,470,000
Unobligated Cash	\$ 4,705,990

Property tax receipts and a significant increase in investment income contributed to a strong cash position for the General Fund. This has enabled the large General Fund budget from cash for non-recurring expenses noted above totaling \$25,269,219. In addition, staff must always consider non-recurring increases in debt service for general obligation bonds that are to be supported from cash.

The challenges faced by the County thus far have been met because of the County's sound financial operations. The County has annually achieved strong surpluses due to conservative budgeting practices and growing operating revenues. This favorable financial position was a key component of the County's upgrade to the high quality Moody's Rating of Aa1 from the previous rating of Aa2.

The Finance Department recommends that cash remain as is until the financial audit is complete, and at mid-year review evaluate the potential use of additional cash balance for County initiatives. Some of the unforeseen challenges the County has faced, include salary increase for staff of the Corrections Department and the Sheriff's Office. These increases were necessary to maintain a competitive salary and prevent the loss of staff to our neighboring competitors. An additional challenge was the funding of the current MOA between Santa Fe County and St. Vincent Hospital resulting in a payment of \$9.2 million, of which \$2.3 million is funded through the General Fund.