

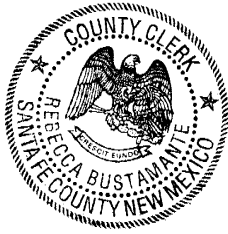
SANTA FE

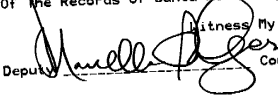
BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

October 28, 2003

Jack Sullivan, Chairman
Paul Campos, Vice Chairman
Paul D. Duran
Michael D. Anaya
Harry B. Montoya



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
BCC MINUTES
PAGES: 108
I Hereby Certify That This Instrument Was Filed for
Record On The 8TH Day Of January, A.D., 2004 at 09:00
And Was Duly Recorded as Instrument # 1308813
Of The Records Of Santa Fe County
Deputy  Witness My Hand And Seal Of Office
Rebecca Bustamante
County Clerk, Santa Fe, NM

SANTA FE BOARD OF COUNTY COMMISSIONERS

COMMISSION CHAMBERS COUNTY ADMINISTRATION BUILDING

REGULAR MEETING
(Administrative Items)
October 28, 2003 10:00 a.m.

Agenda

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Approval of Agenda
 - A. Amendments
 - B. Tabled or Withdrawn Items
- V. Approval of Minutes
- VI. Matters of Public Concern - Non-Action Items
- VII. Matters from the Commission
 - A. Presentation by Tom Moran, the Future Community Planning in Galisteo
 - B. Resolution No. 2003 ^{LR} Resolution Recognizing the Important Contribution of the Santa Fe County Maternal and Child Health Planning Council and Program to the Health and Well-Being of Families and Children in Santa Fe County
 - C. Resolution No. 2003 ⁻¹⁵⁴ A Resolution Requesting for the Rail Road Crossing At Avenida Eldorado to be Partially Funded From the 1/4% Gross Receipt Tax
- VIII. Committee Appointments/Reappointments/Resignations
 - A. Resignation from the Maternal and Child Health Planning Council
 - B. Appointment of New Board Member for the Tax Protest Board - Gerald Valdez and Milton Beaty, Possible Alternate Roman Valdez *not approved*
- IX. Presentations
 - A. Presentation of Award of Excellence to Benito Martinez from Emma Johnson Ortiz from Property Tax
 - B. Maternal and Child Health and Community Infant Program Update (Community and Health Development Department)
 - C. Presentation of Certificate of Appreciation for 25 Years of Service to Retiring Employee William Babcock (Finance Department)

September 30, 2003 Approved w/typo corrections

*3-2005
Carmen Montoya*

Approved

Done

X. Consent Calendar

- A. Resolution No. 2003 - A Resolution Designating the Polling Place of Each Precinct in Santa Fe County, New Mexico (Clerks Office) ¹⁵⁵
- B. Resolution No. 2003 - A Resolution Requesting an Increase to the General Fund (101) / DWI Teen Court Program to Budget Fiscal Year 2003 Cash Balance and an Increase in the Teen Court Fee Revenue For Expenditure in Fiscal Year 2004 (Community & Health Development Department) ¹⁵⁰
- C. Resolution No. 2003 - A Resolution Requesting an Increase to the General Fund (101) / Maternal & Child Health Program to Budget a Contribution Received from Daniels Fund for Expenditure in Fiscal Year 2004 (Community & Health Development Department) ¹⁵⁰
- D. Resolution No. 2003 - A Resolution Requesting an Increase to the General Fund (101) / Home For Good Program to Budget a Grant Awarded through the US Department of Education for Expenditure in Fiscal Year 2004 (Community & Health Development Department) ¹⁵⁰
Moved to X152
- E. Resolution No. 2003 - A Resolution Requesting an Increase to the Fire Protection Fund (209) / All Fire Districts to Budget Fire Protection Impact Fees for Expenditure in Fiscal Year 2004 (Fire Department) ¹⁵⁰ *OK*
- F. Request Authorization to Accept and Award A Price Agreement to the Lowest Responsive Bidder for IFB #24-18 Records Management Services for the Santa Fe County (Project & Facilities Management Department) *OK*
- G. Resolution No. 2003 - A Resolution Designating a Project Representative and a Signature Authority for the New Mexico Environmental Department Grant Agreement No. SAP 03-0395-STB (Agua Fria Water & Sewer Improvements-Phase III) (Public Works Department) *OK*
- H. Request for Approval and Execution of the 2003 Severance Tax Agreements for Various Road Projects from the New Mexico Department of Transportation (NMDOT) (Public Works Department) *OK*
- I. Request Approval of Amendment #2 to the Severance Tax Agreement for the South Meadows Road & Bridge Project from the New Mexico Department of Transportation (NMDOT) (Public Works Department) *OK*
- J. Request Approval of Amendment #1 to the Severance Tax Agreement for Road Improvements to County Road 16 (Frost Road) and County Road 8 (Dinkle Road) From the New Mexico Department of Transportation (NMDOT) (Public Works Department) *OK*
- K. Request Ratification of Amendment #4 and Authorization to Enter Into Amendment #5, to the Professional Services Agreement with Souder, Miller and Associates, for Additional Ground Water and Methane Monitoring at the Agua Fria Landfill (Public Works Department) *OK*
- L. Request for Approval and Execution of the Grant Agreement for the Agua Fria Water and Sewer Improvements-Phase III Project from The New Mexico Environmental Department (Public Works Department) *OK*

XI. Staff and Elected Officials' Items

- A. Administrative Services Department / Human Resources
Approved
 - L. Request Authorization to Accept and Award a Professional Services Agreement to the Highest Rated Offeror in Response to RFP #24-17 for the Employee Assistance Program for Santa Fe County

B. Community Health Development Department

Approved 1. Request Authorization to Increase the CHDD / DWI Teen Court Program Fees (2) X-D #2 - APPROVED

C. Fire Department

1. Fuel Reduction Task Force Update

D. Land Use Department

given direction 1. Update and Request Direction on the Adoption of the Road Plan for the Community College District as an Amendment to the Santa Fe Urban and Extraterritorial Future Roads Plan and Adoption of Amendments to the Santa Fe Community College Ordinance

E. Project and Facilities Management Department

Tabled 1. Presentation and Staff Recommendation on Potential Donation of Real Property to Santa Fe County

F. Public Works Department

approved 1. Request Action Authorizing the Santa Fe Solid Waste Management Agency to Accept Waste Originating Outside the Limits of Santa Fe County at the Caja Del Rio Landfill

G. Matters from the County Manager

- Mtg - Special - 2 pm

H. Matters from the County Attorney

1. Executive Session

- a. ~~Limited Personnel Issues~~
- b. Pending or Threatened Litigation
- c. Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations
- d. Acquisition or Disposal of Real Property
- e. ~~Discussion of the Purchase, Acquisition or Disposal of Water Rights~~

XII. Public Hearings

A. Land Use Department

approved 1. Second Public Hearing Of An Ordinance Amending Article XIV, Traditional And Contemporary Community Zoning Districts, Of The Santa Fe County Land Development Code (Ordinance 1996-10) To Add A New Section 7, El Valle De Arroyo Seco Highway Corridor Plan Zoning District (Robert Griego) *Ordinance 2003-8*

B. Project and Facility Management Department

1. Second Public Hearing on the Santa Fe County 2004 Community Development Block Grant (CDBG) Application Period

XII. ADJOURNMENT

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

SANTA FE COUNTY
REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

October 28, 2003

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

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

Members Present:

Commissioner Jack Sullivan, Chairman
Commissioner Paul Campos
Commissioner Paul Duran [late arrival]
Commissioner Mike Anaya
Commissioner Harry Montoya

Members Absent:

[None]

An invocation was given by County Treasurer Phillip Trujillo.

IV. Approval of the Agenda

A. Amendments

B. Tabled or withdrawn items

CHAIRMAN SULLIVAN: Mr. Gonzalez, do we have changes or amendments you would like to be made to the agenda?

GERALD GONZALEZ (County Manager): Mr. Chair, we have one item to be tabled to a later time. That's under Staff and Elected Officials' items, Project and Facilities Management, item number 1, presentation and staff recommendation on potential donation of real property to Santa Fe County. Staff is still working on some of the underlying details and has requested that that be tabled.

Then we have two items. There's a request that they placed toward the front of the

agenda if possible because of time constraints. Under presentations, item A, the presentation of an award of excellence to Benito Martinez through Emma Johnson from Tax and Rev. We have a request to move that towards the front of the agenda because she has to be in Gallup fairly early today. And again under Staff and Elected Officials' items, Public Works Department, item 1, the request for action authorizing Santa Fe Solid Waste Management Agency to accept waste originating outside the limits of Santa Fe County at the Caja del Rio landfill. There's a request to move that towards the front of the agenda also because we have some folks here to do a presentation.

And then staff has requested that under the Consent Calendar, item number D, Resolution 2003-___, a resolution requesting an increase to the general fund for the Home for Good program to budget a grant awarded through USDE. The request is that we move that under the items related to CHDD, which would be Staff and Elected Officials' items, Community and Health Development Department and that would become item 2 if we did that.

And finally, under Matters from the County Attorney, executive session, the items that would be removed would be limited personnel issues and acquisition and disposal of real property. The remaining three items would remain on there.

CHAIRMAN SULLIVAN: Okay, then let's consider moving those two items that you mentioned up after matters of public concern. That usually doesn't take too long, so they would insert there, if that's okay with the Commission before we get to Matters from the Commission. And the other item would go under XI. B. 2, which is D under the Consent Calendar. Does that sound all right to everyone?

COMMISSIONER MONTOYA: Move for approval, Mr. Chair.

CHAIRMAN SULLIVAN: As amended?

COMMISSIONER MONTOYA: As amended.

CHAIRMAN SULLIVAN: Okay. Is there a second?

COMMISSIONER CAMPOS: Second.

CHAIRMAN SULLIVAN: Seconded from Commissioner Campos.

The motion to approve the agenda as amended passed by unanimous [4-0] voice vote. [Commissioner Duran was not present for this action.]

V. Approval of Minutes: September 30, 2003

CHAIRMAN SULLIVAN: Are there any additions or changes to those? I have a couple of typographical changes I'd like the recorder to check on. Are there any other changes? Okay, if not, then what's the wishes of the Commission?

COMMISSIONER ANAYA: Move for approval.

COMMISSIONER CAMPOS: Second.

CHAIRMAN SULLIVAN: There's a motion for approval and a second.

The motion to approve the minutes as amended passed by unanimous [4-0] voice vote. [Commissioner Duran was not present for this action.]

VI. Matters of Public Concern - NON-ACTION ITEMS

CHAIRMAN SULLIVAN: These are non-action items where we offer the public an opportunity to come forward and have a discourse with the Commission on any item that they like. So anyone would like to take advantage of that opportunity this morning? Seeing no one, we'll assume that we're doing a good job, because very few people come forward and tell us that. I can't remember the last one that did, if I think of that person I'll jump in during the meeting.

IX. Presentations

A. Presentation of Award of Excellence to Benito Martinez from Emma Johnson Ortiz from Property Tax

EMMA JOHNSON ORTIZ: Thank you. Good morning, Chair and Board of County Commissioners. My name is Emma Johnson Ortiz and I'm the Property Tax Director. I don't see Benito here yet.

CHAIRMAN SULLIVAN: I think someone went to get him. Would you like to wait a minute and we'll go on with something else? The second item we moved up was on the Solid Waste Management Agency accepting waste originating outside the limits of Santa Fe. This may take a little time.

MS. JOHNSON ORTIZ: If you like, I'll wait.

CHAIRMAN SULLIVAN: Or we could go on to Matters from the Commission if you want.

MS. JOHNSON ORTIZ: Let's go ahead, because I do need to get to Gallup. I have another Commission meeting this afternoon.

CHAIRMAN SULLIVAN: Okay. That was the reason for moving it up so let's press on.

MS. JOHNSON ORTIZ: Thank you for the opportunity to be here and acknowledge Benito J. Martinez. Public service is nothing new to Benito. Benito was appointed in June of 1997 as Santa Fe County Assessor by the County Commission. In 1998, Benito ran for election and won a four-year term. He was re-elected again in 2002. He is very visible and valuable to Santa Fe County taxpayers as an advocate for the taxpayers. Benito brings new leadership and clear understanding of property tax issues to the Assessor's Office. This is due largely to his accomplished record in public service.

Benito is a New Mexico certified appraiser. He is past president of the New Mexico Assessors' Affiliates, Treasurer of the New Mexico Association of Counties, and he is an instructor of the real estate appraiser for the International Association of Assessing Officers.

Benito continues to make the Assessor's Office a more modern, accessible and efficient provider of public service. When he was a leader in the Association of Counties, he led that group, the whole state, with nothing but good ideas and bringing the state forward. Benito has focused on developing an office that prides itself on accuracy and fairness and bringing additional clarity to the assessment process.

Benito knows the importance of good, solid tax base. Every two years the County Assessor must reappraise the whole county. He knows he needs that money, the revenues for our schools, municipalities and other local governments to have the necessary revenues to operate. These efforts have been complemented by ongoing outreach programs as he worked on the valuation maintenance plan for the whole state which provides a solid foundation on which to improve services offered to Santa Fe County taxpayers. Again, on behalf of the state of New Mexico, Property Tax Division, thank you Benito and staff for a good well done and keep up the good work. Thank you.

DANIEL KING: Thank you, Emma. On behalf of Benito Martinez I would like to accept this award. I wish he was here. He's running a little bit late right now and I really don't know where he's at at the moment. I know that Benito would like for me just to turn back around and give credit where credit is due and that's our staff. And please, all of you, if you would please stand up. There's the man of the hour.

BENITO MARTINEZ (County Assessor): Mr. Chair, members of the Commission, I apologize. I was busy for a few moments and they went ahead and started without me. I wanted to say a couple words. This award belongs to staff. It belongs to staff because we've hired a bunch of leaders in the Assessor's Office. We've led the state in my opinion in assessment administration. And what is valuable in any experience is that which although intangible is left behind as a part of others or carried away as a part of yourself. And to me, everyday, we learn from each other.

I learn from our supervisory staff and hopefully they're learning from me. So I want to share this award with staff and also interdepartmental staff. So again, I apologize, I walked in late. I'd like to ask my staff if there's anybody in staff that would like to say something representing staff?

MR. KING: I'm Daniel King from the Assessor's Office, Mr. Chair and Commissioners. The main thing, we'd like to appreciate Benito in this. He's always been [inaudible] He always appreciates us and respects our duties and that's one thing I want to go into. With the other departments that we have to work with and our superiors, helps us accomplish this. Go to our coworkers and MIS Department, attorneys, land use, the clerks, the treasurers, they all assist us in our duties. And this helps to accomplish [inaudible] I also would like to appreciate the Commissioners, each and every one of you guys, the General Manager. Your resources, trucks, photo [inaudible] orthophotography, anything that you give us in the office, that in return motivates us. We have more resources to be professional. We are eager and motivated about our jobs. We accomplish more with the support from our superiors and again, appreciate Benito. He comes in the office every day happy and motivates us. And we've accomplished some good things. Again, can't say enough about our staff, the clerks, the

mappers, all that helps us [inaudible]

All you guys, Commissioner Anaya, Commissioner Duran, Commissioner Montoya, Commissioner Campos, Commissioner Sullivan, and County Manager Gonzalez, we really appreciate your support, your continuous support and we're planning on breaking records next year. Thank you.

CHAIRMAN SULLIVAN: Thank you very much. And thank you, Ms. Ortiz and our congratulations to Mr. Martinez as well. Thank you for your good work.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Benito, I want to thank you personally for all your hard work that you've done for Santa Fe County, for the state and for the country. And I go into your office every once in a while and I see all of your hard staff working very hard for Santa Fe County and I appreciate that. And I see where it comes from. It comes from good people like yourself. So I just wanted to thank you again.

MR. MARTINEZ: Commissioner, thank you.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: I'd also like to recognize Benito and I think Emma, what you have done here this morning certainly is something that is well deserving of this gentleman right here. We had the opportunity to talk on the way to Las Cruces and I acknowledged all the work that you do and your staff does and you really have put Santa Fe County in the forefront in my opinion throughout this state in terms of the work that you've done, the leadership that you've given to your staff and I think this is well deserving. And thank you, Benito.

MR. MARTINEZ: Thank you.

MR. GONZALEZ: Mr. Chair, members of the Commission, on behalf of senior staff and the rest of the County employees outside of the Assessor's office, I too want to recognize him. I think this award is simply symbolic of the work that his office does, the enthusiasm that he brings to the job that he does and the way that he's energized all staff activities, not just for the Assessor's Office but for everyone else. And the reason that we saw that at the retreat that we held, he brought his energy, he brought his staff and really helped assure the success of that retreat. We see that everyday when we go downstairs into his office, it's always a pleasure to walk through and to greet the employees, just because of the enthusiasm and their dedication to their work. And those shows all the way through. He has appropriately recognized them but also I want to recognize his leadership as well. Thank you.

MR. MARTINEZ: Thank you.

CHAIRMAN SULLIVAN: Thank you, gentlemen.

COMMISSIONER DURAN: Yay, Benito.

CHAIRMAN SULLIVAN: Okay, before get to items from the Commission, there was another item that was requested that be brought forward and that's an item from F.1, the Public Works Department.

XI. F. Public Works Department

1. Request Action Authorizing the Santa Fe Solid Waste Management Agency to Accept Waste Originating Outside the Limits of Santa Fe County at the Caja Del Rio Landfill

JILL HOLBERT: Good morning, Commissioners.

CHAIRMAN SULLIVAN: Is this a former County employee?

MS. HOLBERT: Soon to be former.

CHAIRMAN SULLIVAN: Okay. Good morning, Jill.

MS. HOLBERT: I'd like to introduce Peter Fant with Souder, Miller & Associates. He will be doing the presentation. But I first wanted to, I guess, give you a little explanation of why this issue is coming before you.

The Caja del Rio landfill is managed by the joint powers board, which was created by the City-County Landfill first amended joint powers agreement. So the joint powers authority oversees the landfill, which at this point only accepts waste from within the geographic limits of Santa Fe County. What is written into that joint powers agreement is if the landfill is to consider taking any waste outside of the geographic limits of Santa Fe County, they need to get permission, basically, from the board of the County Commission as well as the City Council prior to doing so.

In fact, Rio Arriba County, the Pueblos of San Juan and Santa Clara, and the city of Española have joined together as the North Central Solid Waste Authority, and they have in fact requested to bring waste to the Caja del Rio landfill. Therefore, the presentation today is to give you background and information regarding this issue and is requesting your approval of, authorization and approval of this waste to go to the Caja del Rio landfill.

I'll now turn it over to Peter Fant. Souder Miller is representing the North Central Solid Waste Authority.

PETER FANT: Okay, again, I'm Peter Fant. That about takes care of the whole first five minutes. We're here basically to present to the County to request that the County allow Santa Fe Solid Waste Management Agency to negotiate with North Central Solid Waste Authority. So we're here to provide you with background information. But basically the background information we'll cover, and then we'll talk about the numbers, the generation rates, so that you're familiar with how much waste comes out of north central area, show you some maps relative to the county areas, and then talk about some concerns, possibly the pros and cons of accepting waste from the North Central Solid Waste Authority.

Okay, the background information. Basically, the planning groups were formed in the early '90s to look at the regional efforts. And in that first round, back in the 90s, Santa Fe was a member with Rio Arriba County, Taos County, Los Alamos County including then the city of Española and the Pueblos were all a part of that. So that was going on early in the '90s.

In 1992, Santa Fe pulled out, probably wisely, because they could see how hard it was to do this regional effort, to work on their own landfill. That happened in '92. In '95 the north central group met without Santa Fe, then Rio Arriba, Española, the Pueblos, Los Alamos and Taos began their own siting search and operational analysis for their own solid waste programs.

In 1998, Taos began to look at permitting its own landfill. And I think they did that at about 2000, 2001. In 1999, Los Alamos began pursuing its own landfill, and in 2002 they formally wrote a letter saying that they were pursuing a landfill on DOE land.

In 2000 federal funds were obtained for the North Central Solid Waste Authority to begin the EIS process for siting a landfill. In 2002, the planning committee, as it was called, formally became an authority. And that's to let you know that basically this authority is Rio Arriba County. That's who we're talking about, and it's the entities within Rio Arriba County: Española, Santa Clara and San Juan Pueblos. Not Taos, not Los Alamos. They're not members of the North Central Solid Waste Authority.

In 2003, this year, basically to comply with the NEPA processes, BLM required us to go back and look at all the work that's been done since '95, and that's what we're doing right now. In 2003 as well we looked at the cost analysis for permitting a landfill or for hauling outside. In this case, we started discussions with Santa Fe, the City and the County, and basically came to the conclusion that if we can form an agreement with the Santa Fe Solid Waste Management Agency, or usually the Caja del Rio, then it is essentially the same cost as permitting their own landfill. So with that in mind we decided to proceed with negotiations with Santa Fe. That's basically why we're here today.

The numbers, North Central Region generates approximately 80 tons of solid waste a day. That's 2 tons from Santa Clara Pueblo, a little less than 4 from San Juan Pueblo, 27 from Española and 48 from Rio Arriba County. Santa Fe, city and county, in contrast, generates about 500 tons a day.

Now, looking at the generation from the north central region, probably 80 percent of it comes from right around the Española area. That's because all those either in the Pueblos, in the city of Española, or it's in the county that surrounds the Española area, the Velarde, Hernandez, Alcalde area. So this waste is generated within about 40 miles of the Caja del Rio landfill. The remaining waste is spread throughout Rio Arriba County possibly up in the northern portions where Tierra Amarilla is.

Caja del Rio, the landfill was originally permitted, it has about a 100-plus year life. We'll discuss the impact on the life of the landfill in a minute. Caja del Rio has 14 years remaining on the existing permit. It might be down to 13 by now. But about that long.

The truck traffic for North Central would travel along the main highways, U.S. 84/285 and along 599. So there wouldn't be any truck traffic coming through the city or the county other than on those main highways from North Central. An average, we anticipate, would be about 7 trucks a day. It would be about three transfer trailers and about 4 roll-offs, possibly from the Pueblo. But that would impact about a three percent increase in the traffic right now that goes to the Caja del Rio landfill. Right now, the

landfill receives about 130-plus commercial vehicles and about 70 private vehicles a day.

Assuming all the solid waste comes from the north central region and none of it's diverted, there would be an increase in annual revenues of up to about \$750,000 tipping fees from north central. Additionally, there's potential for joining together in a regional recycling program. Because of the difficulties that we know there, we could really pull together, and with the quantities you're able to get better pull on the market. So the recycling program would have much more likelihood of success if everybody pulls together there.

Now the concepts of the agreement between north central and the Santa Fe Solid Waste Management Agency are basically presented in the MOU. And we're provided that to the attorney for the agency. And so Mark Basham has reviewed it along with Caja del Rio staff, in this case Jimmy Rivera, and Jody reviewed it as well.

Basically, the concepts in the MOU were that the North Central Solid Waste Authority complies with all the policies and procedures established by the Environment Department, the EPA, and the agency itself. So we're not trying to get away with anything that anybody else doesn't have to follow. The term of the agreement is 14 years, the permitted life, with ten-year renewal options. The landfill itself has the ability to permit itself for 20 year life. So basically the agreement with North Central would come up for review every 10 years.

Now, there's a termination clause in there that gives the Santa Fe Solid Waste Management Agency a six-year notice. And we figured on six years because it takes that long to get something actually done once you're told that you need to find your own landfill. But basically that's put in place so that the agency has the ability later on, if technology changes, if generation rates increase, if you can see the life of the landfill is decreasing, if you need to do something different, you have the ability to get out of the agreement with North Central. And it gives them a long enough time to start their planning process.

Other concepts in the MOU are that the North Central pays the 10 percent premium on the tipping fee. We looked at membership fees, like an up-front lump sum, but we decided, actually the Caja del Rio staff came back and said they'd prefer a premium on the tipping fee, the ten percent. So that's what the North Central members agreed to.

There's a maximum annual tonnage, and that's basically to protect Santa Fe so that extra waste doesn't start funneling through the North Central agreement. So basically it's limited to the amount of waste that's being generated right now, with a 5 percent annual increase. And anything over that pays a 50 percent penalty, in a sense, on any waste that comes through the authority.

There's no minimum annual tonnage, and we put that in there actually for us, to encourage our own diversion. So with the Rio Arriba County, Española, trying to put together diversion programs and recycling so hopefully we don't have to ship all the waste. We can get into some effective recycling program. And then basically the last concept in there is that the North Central Solid Waste Authority and the Santa Fe Solid Waste Management Agency agree basically to cooperate and attempt to develop regional recycling programs.

Some of the cons, we'll start off with the cons and then we'll have a few bullets on the

pros. Accepting the out of County waste -- the negative public perception. We feel really that the concept of the regionalization of both the solid waste and the handling and recycling diversion programs sends a positive signal to the community that we're trying to handle and deal responsibly with the solid waste issues in this region.

The fear of loss of usable disposal area -- just by the numbers there's about a 13 percent increase in solid waste being received by the landfill. But based on conversations with Jimmy Rivera, basically he said with the equipment he's purchased he is experiencing a 20 percent increase in capacity, just on the equipment he's purchased in the last couple years. With the compactors he's able to get the waste down, compact it to 1200 pounds per cubic yard, rather than the previous, he was about at 1000 pounds per cubic yard.

Additionally, just the footprint of the landfill itself, they've been excavating deeper, have added life. They don't have exact numbers, as that increased to 25 percent, but just the concepts are there from the manager of Caja del Rio. He didn't feel that there were significant changes. And based on this, there would actually be regional-wide savings of landfill space. If we don't have to build one up north, then we can save the space even down here through efficient operations. Region-wide we'll have less landfill space.

Additional caused increase truck traffic, again, as we mentioned, really only about 7 trucks a day. North Central would not let citizens come to the landfill. They would all basically be handled by the transfer stations, which are actually in place and plan to be upgraded, primarily in the Española area. But they already have transfer stations up north in the TA area.

Another con, previously public promised not to accept out-of-county waste. The permit for the landfill at the Environment Department does not exclude out-of-county waste. Rather, it's the JPA between the City and the County that specifically require that the agency not accept waste without getting City and County approval. So rather than dismissing it out of hand, we feel that we're basically considering it on a case by case basis. And that's why we're bringing the proposal from the North Central Solid Waste Authority here, so that the County can consider it.

And lastly, we have the fear of the unknown. Basically, the MOU defines the terms and the conditions. If there's breach of contract, then the County, the Agency basically could get out of the contract with 30 days notice, if that breach is not corrected.

The pros. This was presented at the Agency's board meeting in July. To provide a solid waste disposal option for the northern region of the state. Increased revenue projections. Potentially financing waste minimization and waste reduction programs, both in Santa Fe and in the Rio Arriba area. And it offsets the costs -- these are from Jimmy Rivera-- offsets the cost for the current cell construction projects. Assists with the solid waste disposal problems in the Rio Arriba area, promotes good neighbors, and becomes a regional solid waste facility.

Finally, the final slide here is both the Santa Fe Solid Waste Management Agency and the North Central Solid Waste Authority are committed to using the best management practices to handle their solid waste in an environmentally conscientious manner, in addition to developing recycling and diversion programs. And at this time we believe that the utilization of the Caja del Rio facility is in the region's best interest. So thank you for your consideration.

CHAIRMAN SULLIVAN: Thank you, Mr. Fant.

COMMISSIONER CAMPOS: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: A quick question for Mr. Fant. You're supposed to go the City Council. Have you scheduled something? Is that on any agenda?

MR. FANT: I know we're trying to get on the agenda, the last week we've been trying. I'm not sure if it's on the next one or the one after next. I don't know which one it is.

COMMISSIONER CAMPOS: Are you talking about sometime in November, then?

MR. FANT: Right, right. Correct.

COMMISSIONER CAMPOS: Okay, thank you.

CHAIRMAN SULLIVAN: Questions for Mr. Fant or Jill or anyone? I had one question, Mr. Fant. The justification of the 20 percent increase, the 20 percent increase in compaction that the director is claiming that he's getting from new equipment. That's happening now, is that correct?

MR. FANT: That's correct.

CHAIRMAN SULLIVAN: So that has nothing to do with this agreement.

MR. FANT: That's correct.

CHAIRMAN SULLIVAN: By entering into this agreement, SWMA wouldn't achieve a 20 percent increase in compaction.

MR. FANT: That's correct. Just like the cell depth, that's happening now, or as they can.

CHAIRMAN SULLIVAN: Right.

MR. FANT: Regardless of North Central.

CHAIRMAN SULLIVAN: Okay, so the point you were making then is just that there's more capacity in the landfill than was originally planned for by virtue of compaction and by virtue of the increased cell depth?

MR. FANT: That's most likely correct. Because there's other factors too, just from the increased population and the solid waste that's being received there. That -- I don't have all the numbers, but basically that's what the manager felt. He felt that there was more capacity.

CHAIRMAN SULLIVAN: Okay. Questions? Commissioner Duran?

COMMISSIONER DURAN: Does the bark beetle problem have an impact on our cell life? Are we disposing dead trees in our cells?

MS. HOLBERT: Mr. Chair, Commissioner Duran, at this point, no. At this point the vast majority, I can't say every single piece, but the vast majority of the biomass is being chipped and stockpiled. So at this point we don't necessarily have a use for all of it, but it's not going into the cells.

COMMISSIONER DURAN: Do you anticipate any of it going into the cells in the future?

MS. HOLBERT: No, I don't anticipate that it will.

COMMISSIONER DURAN: Okay, good.

MS. HOLBERT: We need to find uses, but at this point it's just stockpiled up not in the cell.

COMMISSIONER DURAN: Okay, thank you.

CHAIRMAN SULLIVAN: We've got our SWMA board members here, Commissioner, did you want to weigh in on this issue?

COMMISSIONER ANAYA: Mr. Chair, thank you. We've heard this issue come up at SWMA. I'm personally all for this. It makes sense to have a regional landfill. I know that the city of Española, part of it is in Santa Fe County. So Mr. Chair, I'm all for this. And I'd make a motion, if you'd let me.

CHAIRMAN SULLIVAN: That's fine, but I just wanted to see if there were any other SWMA Board members that had any comments. Who's on SWMA, anyway, these days? You two, yeah, that's what I thought. Commissioner Montoya, did you want to say something?

COMMISSIONER MONTOYA: Mr. Chair, I think this request again is reasonable. I think we've had Staff look at it, and the presentations that we received have I think confirmed the potential for Caja del Rio to be able to take the waste that would be coming from this area. I know that we've looked at, in particular in the northern part of the County that I represent there, how we can better serve those customers as well. And I think this would certainly at least be a step in the right direction for those people. So I support this.

CHAIRMAN SULLIVAN: When I was on the SWMA Board, there was a request from Los Alamos to do the same thing. And correct me if I'm wrong Jill, wasn't that turned down? That was turned down. What was the difference between this request and the one from Los Alamos.

MS. HOLBERT: Mr. Chair, you are correct, it was turned down. I think there are several factors that are different. The quantity of waste coming from Los Alamos, and I don't have the figures in front of me, maybe Peter knows. But it's quite a bit higher than what the request is that you're receiving today.

In addition, there were a number of concerns related to the type of waste that Los Alamos was receiving, if any of the lab waste would be surreptitiously mixed in and we might potentially be receiving radioactive waste. And obviously this is not -- the waste that is potentially coming in from this request is not from the labs, nor from Los Alamos County. So I think those are the major differences between this request and the Los Alamos request. And as Mr. Fant previously stated, Los Alamos is building their own landfill. So they're not interested in this request.

CHAIRMAN SULLIVAN: When they came to us before, they started building, as one of the alternatives, similar to what's being done here. I notice in the conditions, Peter, that one of them is no minimum annual tonnage. Is there a condition that limits it to solid waste from Rio Arriba County? What I'm getting at is since there's no minimum annual tonnage, could the North Central Solid Waste Agency subcontract with some other county for waste and

then move it to the Santa Fe County regional landfill?

MR. FANT: I think that's a good observation that none of us picked up on, and it could easily be added in as well.

CHAIRMAN SULLIVAN: Okay, but your intent is that you would not be doing that?

MR. FANT: That's correct.

CHAIRMAN SULLIVAN: So when you say no minimum annual tonnage, that's just in terms of the tonnage generated within your district?

MR. FANT: That's correct.

CHAIRMAN SULLIVAN: Okay. Any questions? Commissioner Duran.

COMMISSIONER DURAN: I have a question for those members that are on SWMA. If this has been discussed at SWMA, what is the City's take on this?

COMMISSIONER CAMPOS: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: The SWMA Board recommended that we do accept out-of-county waste. And that included the vote of at least I think two city counselors. So I think the take is positive from the SWMA Board, including at least two city counselors.

COMMISSIONER DURAN: But for this to really come about, the City Council has to approve it not unanimously, but a majority of the Council has to approve it, right? As well as the County Commission?

COMMISSIONER CAMPOS: Right. The only question posed to the County Commission and the City is will you, yes or no, and then it'll be up to the SWMA board to actually negotiate the terms of the contract with North Central.

COMMISSIONER DURAN: Okay, thank you.

COMMISSIONER CAMPOS: Mr. Chair, just a couple of comments. I think it's regionally responsible. It benefits the entire region. In an environmental sense it's sound. And importantly, it's fiscally sound. Because it brings additional revenues to our community. We know how important it is to have a strong SWMA. All the monies that we've expended recently for the tree issues, to divert, to grind, that was possible because SWMA was fiscally strong. And I think with additional resources we can even be stronger.

We also have to keep in mind that we're competing against huge waste management companies from all over the country, and scale is important. So it's important that we do grow a little bit, to be able to have the resources to compete with Waste Management and other huge companies that are trying to encroach and have in fact, I understand, in Las Cruces, Doña Ana County, have caused some serious problems for the County government. I don't know if -- Ms. Holbert, is that an issue you could address, or Mr. Fant?

MR. FANT: This is Joe Lewadowsky from Operational Consultancy Works with North Central Solid Waste Authority. As well, he worked in the Las Cruces area.

JOE LEWADOWSKY: Yes, Commissioner, what you're referring to, keeping the strong control of your landfill facility because of private contractors, which I was, I've been in the business for 23 years, we were the third largest garbage company in the state at one time.

That landfill is very, very critical that you keep control and keep it financially straight. Because with a private contractor -- this is not faulting private contractors, they're in the business to make money. And if there's any loopholes they will find that. So the stronger you are with the landfill facility, the stronger you'll be able to control your market area and control that resource.

So there have been issues, not just with Waste Management, but with other -- we're working with Taos right now to bring their system over to where they'll go in-house doing their own. Because the costs are going to be half of what Waste Management was charging at the time. So yes, it definitely is a plus for the citizens of any of the regions to control that landfill facility.

COMMISSIONER CAMPOS: Thank you. That's all I have, Mr. Chair. I think it's a good idea, I would urge us to pass a motion saying that we do want to accept out-of-county waste from North Central.

CHAIRMAN SULLIVAN: I think Commissioner Anaya was about to make that motion.

COMMISSIONER ANAYA: Second.

CHAIRMAN SULLIVAN: You want to second it or make it? You want to second it. So Commissioner Campos made the motion, and Commissioner Anaya seconded it. I didn't mean to cut you off, Commissioner Anaya, just there are a few more items for discussion.

COMMISSIONER ANAYA: No problem.

CHAIRMAN SULLIVAN: Is there any further discussion?

The motion to authorize acceptance of waste from the North Central Region passed by unanimous [5-0] voice vote.

CHAIRMAN SULLIVAN: Thank you very much.

MR. FANT: Thank you very much.

VII. Matters from the Commission

A. Presentation by Tom Morin, the Future Community Planning in Galisteo

CHAIRMAN SULLIVAN: Next item on the agenda, there's-- we're into now item eleven, correction seven, A. A presentation by Tom Morin, the future of community planning in Galisteo.

COMMISSIONER ANAYA: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Anaya. This was one of your items?

COMMISSIONER ANAYA: Yes.

CHAIRMAN SULLIVAN: There was nothing in the packet, so go for it.

COMMISSIONER ANAYA: Mr. Chair, Tom Morin, along with some of the

people from the village of Galisteo, are here today to talk to us and try to encourage us to get them on the list for community planning. And Tom has a little presentation. And I believe I have some paperwork for that. Tom, thanks for being here.

TOM MORIN: Thank you. Good morning, Mr. Chair, members of the Commission, ladies and gentlemen. My name is Tom Morin, and I'm speaking on behalf of the Galisteo Community Plan Steering Committee. This committee came together two years ago and now has 16 members who represent the many diverse facets, demographically, geographically, culturally, that make Galisteo the wonderful community it is. Discussions and negotiations with the County actually began back in 1998, about our village having a community plan.

As you know, like so many other communities today, we face tremendous pressures from the development on three sides of us, as well as practical issues and concerns of water, traffic and infrastructure services. For two years, this committee has worked with our community with Jack Kolkmeier and Beth Mills of the County Land Use Department, as well as our Commissioner, Mike Anaya. In the past year we've had four community meetings, we've had presentations, Q & A sessions within the community, community-wide. Attendance at times has reached in the numbers of 75 to 85 people turned out in Galisteo for these meetings.

The steering committee has met almost on a monthly basis. We have conducted a community-wide survey with the help of David Henkel at UNM and his community and regional planning department. Along with the very able help of six of his grad students, the steering committee drafted a four-page survey questionnaire, two of which were given to each household in Galisteo. The completed questionnaires were mailed back to UNM for privacy and confidentiality. The results were tabulated and presented to us in a 46-page report. Commissioner Anaya has handed you an abbreviated summary of the results. A total of 54 percent of the households responded to this survey. 75 percent of those approved the concept of adopting the traditional community land use plan, and I believe that this demonstrates a significant amount of grassroots support.

We are here today to request your acknowledgement and support of our process and our progress to date, and to designate Galisteo as the next community to receive staff involvement and resources from the Land Use Department. We know that this help will not come today. It's not going to come tomorrow. But we ask that our community be acknowledged as next in line. Thank you for this opportunity to speak and for considering our request. I am joined by a number of members from the steering committee, Denise Pruitt, Richard Griscom, Lucy Maternal and Child Healthargue [inaudible] If there are any questions we'd be happy to try to answer them and I know Jack wants to follow with a discussion with he has on this.

CHAIRMAN SULLIVAN: Thank you, Mr. Moran. Are there any questions? I pronounced your name Moran. It says Moran on the agenda but I see on the list it's Morin, is that correct? So we'll make that correction. I apologize. Questions for Mr. Morin before Mr. Kolkmeier.

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: Question, how many residents in Galisteo will be affected by this plan or included within this plan?

MR. MORIN: About 300.

COMMISSIONER CAMPOS: About 300? Okay.

MR. MORIN: I failed to mention Frank Hirsch is here as well, board member of our steering committee. So we figure --

COMMISSIONER CAMPOS: One of your concerns under infrastructural elements was water. That requires maybe a system and money. Have you thought of how you're going to get the money for that infrastructure?

MR. MORIN: You know, we didn't want to go too far ahead in this whole process. We know what the County wants us to do. So what we garnered from the survey is that people have a variety of water issues. There is a water system in town. It supplies a few of the households. Other people are having difficulty with their wells and their own water sources. So it's clearly something that as we go forward and working with Land Use as to what are the primary issues in Galisteo, water is simply one that we think most of the residents of Galisteo are going to want to delve into. We have not delved into it yet.

COMMISSIONER CAMPOS: Okay. Thank you.

CHAIRMAN SULLIVAN: Other questions? I noticed in a follow-up to that in your survey that 28 percent of the people you surveyed said they would like to hook up to a community water system but 46 percent did not want to.

MR. MORIN: That's correct.

CHAIRMAN SULLIVAN: I assumed that those 46 are already hooked up or their wells are adequate and they wouldn't see any need to hook up.

MR. MORIN: Yes. And also, I'm sure a lot of the people, including myself wouldn't know what it would take or what it would cost to be a part of that. They obviously have their own water source. But water is a concern. It's a concern with the development that is impending around us and also with just the lack of it that some of us face.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: This question will go to Jack. Jack, what kind of time frame are we looking at for the Village of Galisteo that you guys will be able to go down there and help them out?

JACK KOLKMEYER (Planning Director): Mr. Chair, Commissioners, good morning. I'm Jack Kolkmeier, Planning Director for the County. Commissioner Anaya, probably, it's kind of hard to say exactly what the time frame will be but we had to put Pojoaque off for a year and that was before I think you were on the Commission. We also had to put San Marcos off for a year and that's really just to allow us to have the appropriate staff. We need at least two people to work on these projects. And we haven't yet started on San Marcos by the way, and that was agreed we would go forward with them back in August. So it kind of shows we have some staff issues getting everything arranged.

I think once we get on with San Marcos and we see we can make some progress with them, I would think that we could probably embark on something with Galisteo sometime within this next coming year. And not sooner than six to eight months but some time before this next 12 months is out. And I would also like to point out, if I might just take a second, we believe that doing plans for traditional communities is extremely important, not only for just the water and the infrastructure type issues but process as well, and they've already been engaged in a pretty active process and have engaged UNM. And process is extremely important. But also, what comes to the forefront in these types of request is the traditional communities are really concerned about what goes on around them, not just inside the traditional community itself because some of these traditional communities are geographically fairly small.

But one of the things we want to embark on while the San Marcos plan kicks off, as you know, there are two really large property owners here, Rancho Viejo, south of the Community College District, and the Thornton Ranch, which encompasses most of that area there, and also BLM land. And we've already begun what we want to try to call a conservation area research plan where we get San Marcos, Rancho Viejo, the Thornton Ranch, BLM, the County, Galisteo, Cerrillos, Madrid, all to come together to work with us on creating some new research and mapping that we've never had before. Bringing them all together. So we'll actively be engaged with members of Galisteo to help us with that because what we hope that will result in, particularly with Rancho Viejo and Thornton Ranch, which are areas of real concern to the residents of Galisteo, is to help us to understand a little bit better where should development actually occur in that area and what areas should be conserved. And that takes up, it's going to take us a lot of time to do that but we'll have all those folks at the table working together.

And we're starting on that already and I think probably, as that progresses, about six months, Commissioner Anaya, then I think we'll be in a position to really then get back together with Galisteo and say, Okay, this is what we've done. Now let's reconvene and talk a little bit more seriously about what we need to do a community plan for. And at that point, we'll initiate coming back to you on their behalf. So this won't go without a lot of work that we're going to be doing in the interim. Also, it helps us to address with a larger area the watershed issues in Galisteo, and that really has a bearing on the water question, too, Commissioner Campos, that you brought up before, and also the issue of traffic and roads, because as development happens down there, this issue of an east-west connection between 285 and Route 14 is clearly going to surface again. We can't do that just with Galisteo. There needs to be other residents and property owners engaged too.

So we're trying to view this a little differently than we have in the past but certainly there'll be a lot of things going on in the year and I would say that after six to eight months we'll be back to you with an update if nothing else, if it's not in fact a request to go forward with Galisteo.

COMMISSIONER ANAYA: Thank you, Jack. So, Mr. Chair, if we could request them to be next on the list I would sure appreciate it.

COMMISSIONER CAMPOS: Next after what?

MR. KOLKMEYER: San Marcos, I guess, because they're the current ones right now.

COMMISSIONER ANAYA: And Mr. Chair, I'd like to name the 15 people on the steering committee. Some of them are here. Some of them aren't here. I will mention the ones that aren't here that I don't see and then I'd like the ones to stand up, the ones I mention. Dorothy Victor, Sam Sloane, David Snyder, Maria Padilla, Jean and Steve Moya, Annette Mertens, Janice Fealty, Ted Fleming, Anna and Freddie Cardenas, and Denise Pruitt, if you could stand up. Tom Warren, Lucy Lapard, Frank Hirsch, Richard Griscom, and I think Frank's sister is next to him. But we want to thank you all for working hard and coming before us and we'll try to get you on the next agenda then. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Other questions of either Mr. Morin or Mr. Kolkmeier?

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: The only reason, Jack, Mr. Kolkmeier, that I raised the issue of infrastructure and water is because I think a lot of the community plans in the past have ignored that and to me it's critical to the planning effort. If you're going to create a community you have to create infrastructure in my opinion. And that's why I raised the water issue again.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I agree, Jack, with Commissioner Campos. I think that the plan needs to be based on available water in that aquifer. And I don't know if we've done it in the other plans but I think it's critical for that to factor into your planning process.

MR. KOLKMEYER: Commissioner Duran, I think it's important not to forget that when we redid the Growth Management Plan in 1999 to replace the 1980 General Plan that had been done, the 1980 General Plan had critical population sizes in it for all the traditional communities, that when those communities reached those sizes, based on groundwater no future development was to occur. And we had a hard time struggling with that when we went from one general plan to the other and we essentially dropped that out of the Growth Management Plan in favor of doing community planning. And I think the point that you raise, Commissioner Campos, is really important because some of the other communities that have community water systems have still been able to kind of move forward with the system that they have but we know that those populations have now exceeded that critical population size in a lot of these places and that we do have groundwater contamination that we haven't had before.

That opens up a really difficult struggle for us when we get to that. But I don't think, like you do Commissioner Campos or Commissioner Duran, we should ignore that. It's time in fact to turn and face it regardless of how difficult that may be. So this may, working with Galisteo may in fact be a whole new manner in which we approach the infrastructure problems of a traditional community plan. So it will not be put aside on this one.

COMMISSIONER CAMPOS: I appreciate that.

CHAIRMAN SULLIVAN: Okay. Other questions? Thank you very much for your presentation Mr. Morin and Mr. Kolkmeier.

MR. MORIN: Mr. Chair, isn't there a motion?

CHAIRMAN SULLIVAN: These are presentation items. These aren't action items.

MR. MORIN: Thank you very much.

CHAIRMAN SULLIVAN: But I think in general what we do is we give direction to the staff, or more often than not, vice versa. So I think that what Mr. Kolkmeier said is a) you're on the schedule after San Marcos, but that b) you'll be a part of a wider planning process that's beginning to take place in that southern region where we have issues of not only water but connector roads and open space and conservation that need to be dealt with on a regional basis and we don't want to see the community plans as being enclave plans. That's not the intent, to circle the wagons. The intent is to bring the community in to the overall planning process and have your voice heard and participate. I hope that works with your thinking as well.

MR. MORIN: Thank you. Yes. We're very excited about being a part of that process, and thank you for hearing us out this morning and considering us.

CHAIRMAN SULLIVAN: good. Thanks for coming down. We appreciate the opportunity to have your presentation.

VII. B. Resolution No. 2003-153. A Resolution Recognizing the Important Contribution of the Santa Fe County Maternal and Child Health Planning Council and Program to the Health and Well-Being of Families and Children in Santa Fe County

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: You were going to bring this forward, Commissioner Montoya?

COMMISSIONER MONTOYA: Yes.

CHAIRMAN SULLIVAN: All right.

COMMISSIONER MONTOYA: I was asked by Edy Powers, who is our Maternal and Child Health coordinator to submit for our consideration passing this resolution. It's pretty self-explanatory in terms of what's happening with Maternal and Child Health programming. We're looking at some potential cuts in programs that were currently being provided, are currently being provided by the Maternal and Child Health Council. So this basically is requesting that the New Mexico Department of Health not cut the funding in terms of what they're potentially discussing at this point and they remain and allocate the funds to current and existing programs and if possible, keep what we've got without losing anything. So that's what this resolution is for our consideration, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Questions for, I guess it

would be Commissioner Montoya. Commissioner Duran.

COMMISSIONER DURAN: Commissioner Montoya, does our agreement with St. Vincent's, do they provide any services or any funding to this organization's efforts?

COMMISSIONER MONTOYA: Mr. Chair, Commissioner Duran, not that I'm aware of. That may be a good suggestion. They do some really good work but I don't believe there is anything in there regarding our Santa Fe County MCH Program. Not that I can think off the top of my head anyway.

COMMISSIONER DURAN: So at what point in time is the state going to consider reducing the funding?

COMMISSIONER MONTOYA: They're currently discussing it right now so it would actually go into effect July 1.

COMMISSIONER DURAN: In the special session?

COMMISSIONER MONTOYA: No, no. It's internally that they're discussing it. So if it does happen, it would be for the next contract year, which would be starting July 1 of 04.

COMMISSIONER DURAN: Okay. I think it would probably not be a bad idea, since we're going to start negotiations with St. Vincent's that maybe we consider, see if they might be able to participate in the programs.

COMMISSIONER MONTOYA: I think that would be great, Commissioner Duran.

COMMISSIONER DURAN: Thank you.

CHAIRMAN SULLIVAN: Other questions, comments. Would you like to make a motion, Commissioner Montoya.

COMMISSIONER MONTOYA: Is there anyone here -- oh, Edy is here. I'm sorry. I'm going blind. Would you like to say anything on behalf of the resolution?

EDY POWERS: Mr. Chair and Commissioners, the proposed cuts will absolutely destroy the work we've been doing for the past 13 years. And not only will it cut funding for services at the Teen Health Center, at the Promotora program at La Familia, and temporary childcare at the Community College, but it will cut coordination funding, which is the work that myself and Nancy Smith Leslie are now doing in connection with the Council.

That funding will be cut to \$37,000 for the next year, according to what's being proposed. So the work that we're doing won't be able to go forward. And we were requesting that the Commission consider supporting our work so that we can let the Department of Health know that Santa Fe County is interested in maintaining this program.

COMMISSIONER MONTOYA: Thank you, Edy.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Edy, I think the resolution is a fine start, but is there anything else that the Commission can do or is there anything else we can do to contribute to the effort? Are there lobbying efforts in place right now? Does the legislature get involved? Who ultimately makes this decision and how can we get involved in making sure that they

make the right one?

MS. POWERS: Mr. Chair and Commissioner Duran, there's an association of Maternal and Child Health Councils across the state and they will be meeting here in Santa Fe on Thursday of this week. We intend to be in touch with the Association of Counties. I've already spoken with Becky Bustamante this morning. We are planning to meet with legislators as soon as we have your support. We were trying to build that support. But anything that you could do in terms of lobbying at the legislature would be most appreciated and we will be meeting with legislators as well.

COMMISSIONER DURAN: Has a similar resolution been taken to the City for their support?

MS. POWERS: Yes.

COMMISSIONER DURAN: Have they adopted it yet?

MS. POWERS: I think it's tomorrow.

COMMISSIONER DURAN: Okay. Good. Well, if we can be of any assistance beyond this I'm sure that you have the Commission's -- I'm sure the Commission wants to participate with you on that.

MS. POWERS: Thank you very much. I'm sure we might be back.

CHAIRMAN SULLIVAN: Did you want to make a motion?

COMMISSIONER MONTOYA: Mr. Chair, I move for approval.

COMMISSIONER DURAN: Second.

CHAIRMAN SULLIVAN: Motion for approval from Commissioner Montoya, seconded by Commissioner Duran.

The motion to approve Resolution 2003-153 passed by unanimous [5-0] voice vote.

CHAIRMAN SULLIVAN: Thank you, Ms. Powers.

MS. POWERS: Thank you very much.

COMMISSIONER MONTOYA: Thank you, Edy.

VII. C. Resolution No. 2003-154. A Resolution Requesting for the Railroad Crossing At Avenida Eldorado to be Partially Funded From the ¼% Gross Receipt Tax

CHAIRMAN SULLIVAN: Just to give the Commission some background on this resolution, which I asked staff to prepare after our meeting, our last Commission meeting. We heard some residents' concerns about this railroad crossing, which has been an ongoing concern. In fact there have been accidents already at that crossing. And I asked Mr. Lujan what our status was of that and it turns out that we are already in progress trying to address this and I think fairly close to resolution on it. So, James, would you brief us on where this stands?

JAMES LUJAN (Public Works Director); Mr. Chair, members of the

Commission, this resolution has been brought forward through Mr. Sullivan and what has happened is that the Highway Department, the Department of Transportation, excuse me, has taken the lead on this project. The residents, homeowners association in Eldorado requested -- and it was in the agreement and funded. After talking with the Department of Transportation and their railroad department that takes care of these problems, they're thinking that the project would approximately cost somewhere in the neighborhood of \$120,000 to \$125,000, instead of \$160,000.

They currently have it out to bid so the bids have not come in for this project. They have designed it and they will also administer the construction through their contractor, which is through Southern Railroad. So they also are in charge of the maintenance and the power of lighting the cross arms. So this is where the project is at today. Bids, I believe open November 13th.

CHAIRMAN SULLIVAN: So basically, what we're looking for James, here, since we're at a critical juncture in the bidding phase here, the only funds we have available right now are about \$35,000 that have been allocated under this current fiscal year's gross receipts tax under the ten percent road funds. We don't think that we'd have to use all that, depending on how the bids come in but what we didn't want to do is wait until next fiscal year. In the meantime, the bids would have to be rejected if they came in over the \$80,000, which is currently allocated under the severance tax agreement. Or is it a co-op agreement?

MR. LUJAN: Severance tax.

CHAIRMAN SULLIVAN: The severance tax agreement. And that's with the County, correct?

MR. LUJAN: Yes. It was appropriated, I don't know which legislator did it, but we have the agreement for \$80,000 and depending on what the bids come in, what the Department of Transportation is telling us is that a project of this type averages somewhere in the neighborhood of about \$115,000, \$120,000.

CHAIRMAN SULLIVAN: So we might need another \$35,000, give or take, to move it forward, if it's a little bit over that we put a catch-all clause in the resolution that it could come out of the road improvement fund. But the basic intent is since we're so far getting good leverage on this project, the bids are underway. We've got \$80,000 in money that we don't want to lose. This would be a good investment in safety to be able to tell the Department of Transportation that we have these monies to commit the balance needed to build this project. So that's the intent. Are there questions for staff?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: This is going to be coming from the current quarter percent, right? The ten percent for roads and other projects?

CHAIRMAN SULLIVAN: That's what's anticipated as a source that we have available right now. That's correct.

COMMISSIONER MONTOYA: Okay. And I guess the question that I have and have had and have posed is, is there some sort of a plan that we've put together internally

that's looking at how we're breaking down the cost, how we're allocating this gross receipts tax, with the big picture? Because I've requested it for a while and the reason being is that I've had road requests, Mr. Lujan, James, as you know, that I've come to you with and I'm just wondering where we're at in terms of the overall development of a scheme as to what we're going to be doing with this fund and these funds.

MR. LUJAN: Mr. Chair, Commissioner Montoya, I'll yield to the County Manager, because we did, we have met on some issues and he wants to --

MR. GONZALEZ: Mr. Chair, members of the Commission, staff has met internally to discuss this very issue. Yesterday we had a fairly long meeting talking about what the options were and Susan Lucero is prepared to elaborate on it but basically, we believe that we need to do a planning process similar to what we do with the ICIP planning and what's gone on with the portion of the GRT that's going to the RPA. And I'll let Susan go ahead and elaborate on her thoughts. But there are, I think, some advantages that we can gain in terms of funding if we do a little bit of planning in advance. Susan.

COMMISSIONER DURAN: Mr. Chair, before Susan speaks.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Gerald, do you think it would be a good idea to actually have the Commission develop a vision plan or some goals based on this gross receipts tax, money we have available, rather than have it come strictly from staff?

MR. GONZALEZ: The idea was that we were going to present, put together some thoughts and present them to the Commission and then have you give us some additional direction. I'll let Susan talk about it. But yes, there definitely needs to be Commission input because these are all projects that are important to each of the individual Commissioners as well as to the County as a whole and we just need to plan in an appropriate way.

COMMISSIONER DURAN: And I guess what I'm saying is I think I'd like to be involved in it at the very beginning rather than at the end.

MR. GONZALEZ: We just didn't want to get caught with our pants down so that's why on the staff side we tried to put together some preliminary thoughts, but that's fine. We had actually anticipated that we might need a study session somewhere early in November with the Commission present and participating.

COMMISSIONER DURAN: Good. That does it. Thank you.

MR. GONZALEZ: Sure.

TONY FLORES (Project Manager): Mr. Chair, Commissioner Duran, just real quickly before Susan addresses the GRT. We had spoke on the first phase of the ICIP process which we approved in July about bringing back the second part of the strategy which tied together what I called my four pots of gold as the different sources of revenue that we could potentially use for capital projects. That plan is still underway, still being developed. The CDBG is a component of that and that's why the phase 2 strategy, or what I call the phase 2 strategy, which includes the GRT, has not been brought forward because we have not completed certain components of that, including meeting with each of you individually.

I had spoken to many of you about setting up individual meetings once we were ready

to bring a draft to you, prior to bringing it forward during a special session. So to answer your question, Commissioner Duran, that is in the works, a meeting with each of you before we bring it forward at a public hearing.

COMMISSIONER DURAN: But I think it would be, rather than individually, I think we should have some discussion in a public hearing so that we can discuss --

MR. FLORES: Mr. Chair, Commissioner Duran, as part of the ICIP process we had that first round of input from the Commissioners about the prioritization of our projects. This was to take it to the next step to identify how we fund the projects you've prioritized. So that's purely what that discussion would be involved in. Not to make any decisions, but purely to get, to make sure the staff is on the same page as the Commissioners on what projects were being forwarded as part of the phase 2 strategy. Then once that's done, that would definitely be in a public hearing.

COMMISSIONER DURAN: I understand that we had discussion concerning the ICIP list, but what we're talking about right now specifically though is the quarter percent gross receipts tax and we haven't had discussion on that. We have outlined certain -- there are certain percentages that are allocated to certain uses and that's a discussion that we've had but it hasn't gone beyond that and that's the one that I -- I think it has to be independent of the ICIP list or many in addition to it. But specific to the monies that we generate from the gross receipts tax.

MR. FLORES: Mr. Chair, Commissioner Duran, I agree with you. However, my opinion is it's a component of our capital planning. It can't be used as a set aside because there's other issues involved in there that we may not be aware of or you may not be aware of from your constituencies that we have to look at as a big picture. And that's the direction I received from this body in April, that we look at it in its entirety. The quarter percent is a component of our entire capital planning process.

COMMISSIONER DURAN: No one here is arguing with you about that. What I'm talking about is specific discussion about this quarter percent tax. Thank you.

CHAIRMAN SULLIVAN: And I would certainly endorse that concept as well. I think we need to put all of these potential projects and funding streams out on the table and take a look at it and look at the needs in each district. Since this happens to be in District 5, you can debit District 5 for this, if the Commission were to be in favor of this resolution. I just didn't want us to lose the bid that we would have now by not having the funds immediately available to match the balance of the project, since it looks like we won't even have to pay for half of it. So this was the only place, prior to our next budget cycle in the six months of isolating those funds for it. But I certainly support the need to lay out all these projects and evaluate them and prioritize them.

COMMISSIONER DURAN: Mr. Chair, would it be appropriate to just to go ahead and make a motion?

COMMISSIONER CAMPOS: Could we hear from staff?

CHAIRMAN SULLIVAN: I think Susan wants to add some comments.

SUSAN LUCERO (Finance Director): Mr. Chair, members of the

Commission, what I'd like to simply state is on the capital outlay GRT, this funding source is one mechanism for any infrastructure type project. However, we have to keep in mind the extent of the project that you're considering, etc. and one item that we have discussed with staff as well as a couple members of the Commission is road improvements, and road improvements on a grand scale. In the case of what comes through capital GRT, the portion that's separated for road is very minimal. It's approximately \$200,000 a year that we see there and it doesn't allow us too much leverage for anything on a very large scale.

If the members of the Commission want to consider something large, for example in response to the Odin Miller survey or analysis, road analysis that was done, in which they reported to us to get all County roads up to standard, we would be looking at an outlay of approximately \$12 to \$16 million. And if we're looking at something along that line and if the Commission wants to pursue this, what I'd recommend is we research a general obligation bond and what the cost would be there. Because this would allow you the largest amount of funding available for such a project of that scale. It would give you more leverage that way.

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: I'm concerned about this resolution because it seems like it's just piecemeal thinking. I think we have to think on a bigger scale. I think this short-circuits the process the County staff has undertaken. I think clearly we have a dangerous situation but we have a lot of dangerous roads out there too. And I would hope that we could put this off until we look at the comprehensive plan and consider this as a request for the limited resources we're going to be having to distribute throughout the County. Thank you.

CHAIRMAN SULLIVAN: Questions? Commissioner Duran.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: And then Commissioner Montoya.

COMMISSIONER DURAN: I think that we have a window of opportunity here to correct a dangerous situation and I think it's a small amount and I'd like for the Commission to consider approving this resolution and budgeting the funds that are required to make this a safe crossing. Thank you.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Mr. Chair, Susan, regarding the funds that we have and the potential for investing some of these tax monies, what has been pursued in that arena? I know that I've been talking to, well, had one conversation with John Archuleta at some time back. I think he's with [inaudible] -- And he showed me a portfolio that looked pretty impressive.

MS. LUCERO: Mr. Chair, Commissioner Montoya, the package that you're discussing was a way of issuing a revenue bond towards, and which the money that comes through the capital outlay fund would be dedicated to debt service. And on the flip side, what I'm suggesting in terms of road improvements is a general obligation bond in which that debt is spread over the base of all property taxpayers for the entire county. And then it doesn't tie up your revenue here that you bring in. Now, that doesn't mean to say you wouldn't pursue a

revenue bond for a capital outlay project, but typically for roads, a general obligation bond is a better way to go. And it benefits the entire county, and therefore can be justified as being spread over the property tax base in which all property taxpayers are actually investing in the cost of that improvement.

COMMISSIONER MONTOYA: So that's what he was discussing with us. That scenario then.

MS. LUCERO: Mr. Chair, Commissioner Montoya, I believe what he was indicating was an option in which the revenue bond money would be earmarked for debt service in order to pay for a very large project, such as you're looking at. Regional water projects and so on, at that time.

COMMISSIONER MONTOYA: Okay. I guess still a concern that I have, are we going to look at this according to priority in terms of need, in emergency? Are we going to look at it -- I know there's been some discussion at some point in terms of by district, are we going to break up the funding that way? I guess I have to say that I'm kind of concerned that we don't have a plan. We're starting to spend some funds and how are we going to equitably do that is my concern.

MS. LUCERO: Mr. Chair, Commissioner Montoya, what I'd like to say is staff can -- a handful of us met yesterday on the order of looking at capital GRT and perhaps we could pursue this a little further through your direction and your input and look at some things a little bit more all-encompassing, which looks at roads, which looks at regional water projects and try to everything at least in terms of a plan, a little bit more collectively.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Susan, I think that we do need to look at bonding for this percentage that we have allocated for roads. It's going to trickle in at such small amounts that we're not going to be able to do anything but \$25,000 here, \$50,000 there. I think we need to project what kind of revenue we're going to be receiving and then go out and bond for that and then we'll have a larger sum to deal with that we can distribute however this Commission decides we want to distribute. I know that I have issues in my district. I'm sure that the rest of you have road issues that need to be dealt with, but again, just going back to this particular resolution, there is a window of opportunity that we have here and I understand the need to develop a plan. So when that plan is developed, we can just debit the amount that Commissioner Sullivan is asking for today. I don't understand what the difference is. If we have a window of opportunity to make a road safe, what if someone dies there? Then how bad are we going to feel? So I think it's reasonable that we fund this request and then debit -- what District are you?

CHAIRMAN SULLIVAN: Three.

COMMISSIONER DURAN: District 3. Oh, 5. Those are my comments.

Thank you.

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: A couple of questions for Ms. Lucero. You said that we were generating about \$200,000 a year? Is that what your projections are for this particular roads?

MS. LUCERO: Mr. Chair, Commissioner Campos, because of the way the ordinance is written, 50 percent right away goes for regional projects. So what that leaves us with is 2.5 percent for County road improvements, which is about \$200,000 a year.

COMMISSIONER CAMPOS: Per year. So we can use \$200,000 a year for bonding, which will get us a lot further down the road than if we start spending up to 50 percent of that on this one project. That's the issue. If we can use the \$200,000 as a revenue source for bonding, we're way ahead of the game, but if we start to spend it piecemeal we're going to reduce our ability to bond. And that's the issue I think.

COMMISSIONER DURAN: The bonding capacity isn't based on how much money we have in the bank, it's how much money we have available to pay the bond. We could have \$300,000, \$500,000 in the bank and a bonding capacity is still going to be based on the \$200,000 a year that we get, not the \$500,000 that we have in the bank.

COMMISSIONER CAMPOS: We have to dedicate a revenue source likely to get a bond and what I think Ms. Lucero is saying that \$200,000 gets us a lot further if we dedicate this revenue source to a bond and get us a lot further.

COMMISSIONER DURAN: The \$200,000 is the revenue stream.

COMMISSIONER CAMPOS: Absolutely.

COMMISSIONER DURAN: Right. So it's the revenue stream that's going to allow us --

COMMISSIONER CAMPOS: But you're spending the revenue stream and we won't have a revenue stream.

COMMISSIONER DURAN: No, we're not spending the revenue stream. We're spending the money in the bank, not the revenue stream.

CHAIRMAN SULLIVAN: Actually, what I think -- correct me if I'm wrong, Ms. Lucero. I think she was suggesting that a general obligation bond might be more appropriate than a revenue bond for dealing with long-term County road issues because you have a concern where individuals drive on the roads throughout the county so it's a countywide resource not just a district-wide or an area-wide one. So I think that what she was saying is that revenue bonds might not be the right financial mechanism for this type of thing and a general revenue bond. I'm looking at possibly putting in this additional amount of money right here to plug the gap and fix this imminent problem. I think we have the funds to do that. I don't think it would affect anything in terms of revenue or general bond issues but these are issues we need to -- this is the first one, I think, that's come up in this fashion but we need to set that plan out.

MS. LUCERO: Mr. Chair, members of the Commission, what I am suggesting is what Chairman Sullivan is explaining. If you're looking at something large scale, which I think you are, you want to consider first a general obligation bond. You want to go to the voters with that referendum and ask for their approval. And I can calculate what the cost would or wouldn't be for a certain issue and what the taxpayer would bear. In terms of what comes

through this revenue stream, this \$200,000, it would be my suggestion to you, you use it in the sense that you already have. Where you have particular projects which are of an emergency type issue or nature and it's small scale, it's something that you can reasonably and quickly take care of here.

I wouldn't tie up an I wouldn't recommend tying up this revenue regarding the road section for a revenue bond for roads. I would suggest you go with a general obligation bond.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, I was going to bring this up for Matters from the Commission, and talk about roads because that is still one of my number one calls is what are we going to do about our roads. And I'm not saying that in a bad thing to the Public Works Department because they're doing the best they can. The thing is we do not have money to upgrade our roads. And that's why I asked staff to look into maybe a general obligation bond. And it sounds like they're headed in the right direction and I like for them to continue to go in the same direction so that we can upgrade our County roads and not only upgrade our County roads but another major problem is the private dirt roads that are out there, that the subdivisions, a long time ago that were passed, and now those roads are not maintained. I think we need to upgrade our County roads and then bring those subdivision roads into the County and maintain those roads. So I agree with what staff is doing and with that, I want to make a motion to approve this resolution.

COMMISSIONER DURAN: Second.

CHAIRMAN SULLIVAN: Motion to approve Resolution 2003-154 by Commissioner Anaya, seconded by Commissioner Duran. Further discussion?

The motion to approve Resolution 2003-154 passed by majority [3-2] voice vote, with Commissioner Montoya and Commissioner Campos voting nay.

COMMISSIONER CAMPOS: I would vote no because I don't think this is the right way to spend the money. I recognize there's a danger out there but I think there's a rational, reasonable way of doing it and I think we're short-circuiting the system.

CHAIRMAN SULLIVAN: Thank you, sir.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: I feel the same way in terms of I do not discount the fact that this is a critical area. It is in need of some improvement but I think the way we're going about doing it isn't prudent in terms of effective planning. That's why I voted no.

CHAIRMAN SULLIVAN: Thank you, we appreciate your comments and understand exactly what you're saying. Is Mr. Babcock in the audience? Just a minute. Let me check with the Commission. I didn't know if he was here or not. If he was, I didn't know if we wanted to move that certificate of appreciation forward. But if not, let's just continue on with

Matters from the Commission. Commissioner Campos, Matters from the Commission?

COMMISSIONER CAMPOS: Chief Holden's here. The fire danger in California is a major concern now in the news and an issue I've raised for a long time here, Chief, is the dangers that we have around Santa Fe County and in the mountains. There was an article in the *New Mexican* today that addressed that issue and there was one article that suggested that maybe our situation was different in New Mexico than in California, but I'd like to know how they're similar, and if you could just give us a brief statement on that.

STAN HOLDEN (Fire Chief): Mr. Chair, certainly I'll try to address it as best I can. The similarities between California, the current California situation and Santa Fe County, first of all, the fires are secondary to beetle kill in those areas. They're secondary to years of drought in those areas, and there's a large number of homes built in wildland interface areas, just like we have here in Santa Fe County. And I think the Fire Department, in cooperation with a number of different state and local agencies has done our best to provide you a listing of where those areas are, because of our concern of the fire danger that's associated with building in those areas.

And we've tried on numerous occasions to make you aware, and the public aware of the difficulties surrounding building in those areas and subsequently what can happen, given the correct conditions that exist today in California. Now certainly we don't have Santa Ana winds. I've heard that comment. But we do have similar winds during different periods of time in New Mexico and most of us are aware of that, that contribute to that type of fire. Cerro Grande is a good example. When that fire was initially begun as a prescribed burn, it got out of control secondary to Mother Nature. The temperature, the weather, the conditions that existed at the time the fire was started and it quickly got out of control. The potential here in Santa Fe County is just as great as we now see it was in California and I hope that answers your question.

COMMISSIONER CAMPOS: Thank you, Chief. My comment would simply be that this is a major issue. It's been a major issue for a long time that we have ignored at the County and it's something that we have to look at closely when we're approving development in areas that have high fuel loads. And it was just some food for thought at this very critical time in California. Thank you.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Matters from the Commission, Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, thank you. I'd like to welcome three new employees to Santa Fe County. I don't know if they're here. Colleen Baker, in the Project and Facilities Management in Open Space, welcome aboard. Travis McQuire, McQuarry? He works for the Clerk's Office. Want to welcome here. And Julian Barela, who is the analyst and special project manager. Julian's here. Would you please stand up, Julian. Thank you, for being here and joining Santa Fe County.

Mr. Chair, I want to go back to the state of California and they're in desperate need, I think. And I want to know if there's anything that Santa Fe County can do. Do we need to contact the governor's office? Do we need to contact the National Association of Counties? Anything that Santa Fe County can do to send maybe some equipment or firefighters and

maybe Stan you can help us on this. I'd just like to maybe send them some help.

CHIEF HOLDEN: Mr. Chair, Commissioner Anaya, certainly the Santa Fe County Fire Department would be willing to help if requested. There are certain protocols and procedures that exist between governments and agencies, especially at the state level and through FEMA that must be followed in order for those requests to be met. We would be activated under declaration by the governor and if the governor of California requests deployment from New Mexico resources that would occur through Governor Richardson. And then we would be contacted if our resources were what they were looking for and we would certainly go, pending approval of this body.

COMMISSIONER ANAYA: Thank you, Stan. I just wanted to make sure that they know that we can and we will help if they do need us.

CHIEF HOLDEN: That's certain true. Thank you, Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, Commissioners, I've had several discussions on the dump permits. And right now, we can get, an individual can buy a dump permit for \$25 and get 24 trips. When they use that up they can come back to Santa Fe County and purchase, \$20 would get them two trips. Now, correct me if I'm wrong -- is Susan here? What people are asking is, they're trying to get rid of their brush, and they're using up their \$25/24 trip ticket. Then they're having to come back and buy the \$20/two trip tickets. What I'd like to do is see if we could maybe start selling them another \$25/24 trip ticket. And I can throw this back out to you guys so you can give me some feedback.

Another thing that has come up to my attention is, people that have vacant land cannot purchase another permit. Now, people that have vacant land have dead trees on their property. They want to get rid of those trees. So I want to know if we can start selling those people that have vacant land a \$25 ticket.

MS. LUCERO: Mr. Chair, Commissioner Anaya, I brought the experts here from Public Works. I think what the County may want to consider is not a 24-trip ticket for just brush or vacant land debris that needs to be removed. We could, together with the program, Finance and Public Works could look at what's conceivable for a cost related to needing to remove dead brush, dead trees, etc. And not necessarily allow as many trips but try to make it conducive for what typically we see coming into the transfer station of that nature.

MS. HOLBERT: Mr. Chair, Commissioner Anaya, I have also heard those concerns from the residents. The concern I have as the program manager is the funding that we receive from the permits, from the \$25 for 24 trips and even for the two trips for ten dollars is very small compared to our overall program costs. So as you receive more waste and/or greenwaste from these individuals, and again, you didn't specify whether we would just be issuing them 25 trips that they could bring anything, as to how we fund that. Because for each time that we're bringing in it's a cost to us and it is really not covered by the revenue we're receiving.

So I don't have a problem with saying this is an extenuating circumstance and we need to do more for the residents, but we do need to fund that and the \$25, if they bought a second permit for \$25, it would do much to fund the increase of staff, fuel, overtime, landfill fees if

they happen to bring us waste rather than greenwaste. So there are a lot of costs associated with something like that. And if you'd like to pursue that we could put together some of the costs, as well as we'd have to go through an ordinance change, because it is in the Solid Waste Ordinance, the way the system is right now, the way the program is operating right now.

COMMISSIONER ANAYA: Thank you, Jill. Mr. Chair, I'd like to see if we could at least look at that, because people are trying to clear up their property just in case a fire happens their homes will be safe, their property will be safe. So I think we need to look at that and even though the County might have to eat some of that, but people are trying to get rid of their brush and it's costing them a lot of money, after they use that \$25 ticket.

COMMISSIONER DURAN: I have an idea.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: How about a biomass permit, based on the amount of acreage those individuals have? But the problem with that again is I know a lot of people who have some vacant land that the bark beetle hasn't had a major impact on it, so somehow you need to consider the fact that some people are going to have 75 percent trees that are affected and some are going to have less. So maybe the acreage method isn't going to work. But I think that if you limited it to biomass that would deal with a lot of your concerns. Are we not receiving some revenues? Did I hear you say earlier tonight that we were getting some revenues from the biomass?

MS. HOLBERT: Mr. Chair, Commissioner Duran, the revenues we're receiving are very small. I mean, honestly. We have incurred a lot more costs because of the beetle and new equipment and overtime and fuel and already maintenance on that equipment because we're running it so heavily. So we actually have no extra money in Solid Waste and are probably looking at some problems down the road before the end of the fiscal year as far as our Solid Waste budget goes. Just in the current program dealing with what we're dealing with.

But my second concern, related to what you just stated, sir, is that the County transfer stations are very small. We have limited staffing, limited equipment, limited area. And I think the landfill's joint powers board has already addressed the issue with the regional landfill. Now, granted, people don't necessarily want to drive as far as the regional landfill. But they have space, they have equipment. They've been just given extra staff to really fully address this issue and they've also dropped the tip fee at the regional landfill to \$15 a ton, which prorated is fairly small, when people go in and pay \$15 a ton for brush which doesn't tend to weight a lot, especially if you're bringing in pinon, you're not bringing in big stumps. So I think that there, the organization that has the staff, has the funding, has the equipment to deal with it, and while on the County side, we are trying to be responsive, we just don't have the resources that the regional landfill has. I guess my concern is that the easier we make it and the more available we make permits to come to the transfer station, people will utilize those and then we have to provide that service which we're not necessarily prepared to provide on the scale that we're talking about. And the scale is quite large. At Caja del Rio they're gearing up for the scale that we're facing.

MR. GONZALEZ: Mr. Chair, Commissioner Anaya, the resource issue is quite

compelling when you consider chippers at \$200,000 apiece and the fact that we currently have one chipper. We've been working with SWMA so that they would acquire some additional chippers. But also the land space that's available, the transfer sites, would be overwhelmed if we simply opened the doors and had people bring things in on an open basis. We also have issues having to do with commercial folks who are bringing in their loads, which again adds to the load at the transfer stations. We're sort of getting into some of the area that I know the biomass committee has been working on and Hank Blackwell is going to do a presentation on later on, but we are looking at other options and I think that he may be to also provide some thoughts that we've had with respect to how to deal with the biomass.

We are looking at a 10-year problem is what we understand at this point. It's not this year, it's not next year, it's the next ten years we're going to be dealing with it. The mass is just enormous.

COMMISSIONER ANAYA: Thank you, Mr. Chair. Gerald, thank you. I know that it's a big problem, but the constituents out there asked me to bring it up so I brought it up and I'm hoping that we can continue to work on it. Mr. Chair, the last thing I'd like to say is I want to welcome back the New Mexico legislators to Santa Fe County for their special session and I hope it goes well. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Okay. Commissioner Duran.

COMMISSIONER DURAN: Gerald, since we're still hot on this topic, this problem is not going to go away. And maybe what we should be doing is discussing how we're going to get money to take care of the problem. Several years ago this community approved general obligation bonds to purchase \$20 million practically of open space. Maybe we need to go to them and ask them if they would consider some general obligation bonds to pay for what it's going to take to deal with this issue. It's a community problem. Everybody I talk to is wondering why we're not going anything about it, or why the state isn't doing anything about it. I understand that we have financial, it's the financial impact that restricts us from doing something.

So why don't we go out there, ask the community to approve general obligation bonds and start dealing with it. And we have the opportunity to do that now or at least plan for that in the upcoming election. So I just think we need to get a little bit more proactive and come up with some solutions to the problem.

MR. GONZALEZ: I think that's an excellent solution, Commissioner Duran.

COMMISSIONER DURAN: I have several items and I'll try and be brief.

CHAIRMAN SULLIVAN: Well, let me just ask you a question before you get started. I wanted to get the presentations finished before lunch. Is Mr. Babcock here? Is there any problem with going ahead with item IX. C for moment here?

COMMISSIONER CAMPOS: I'd like to do that.

COMMISSIONER DURAN: That would be fine. Mr. Chair, just one thing.

The people I have questions for though are -- I want them to not come back.

COMMISSIONER CAMPOS: We'll get this done before we break. We're going to finish Matters from the Commission before we break. So stayed tuned. Nobody leave

the room. Lock the door. But we would like to get our presentations. We've already done one of the presentation and we didn't mean to slight the other one by any means, so who would like to bring forward the presentation, certificate of appreciation for 25 years of service to retiring employee William Babcock?

IX. C. Presentation of Certificate of Appreciation for 25 Years of Service to Retiring Employee William Babcock (Finance Department)

CHAIRMAN SULLIVAN: I'm doing this so his coworkers can take him out to lunch. They hadn't thought about that but I just planted the seed.

MS. LUCERO: They're more shy than I am, if you can believe that.

CHAIRMAN SULLIVAN: Thank you for your patience, everyone.

MS. LUCERO: You can see how large our department really isn't.

CHAIRMAN SULLIVAN: This looks like a lot of people to me. I didn't realize you could stuff that many people down into that little office.

MS. LUCERO: Mr. Chair, members of the Commission, on behalf of the Santa Fe County Finance Department we'd like to present to you today Bill Babcock who has just completed 25-1/2 years of unrelenting, dedicated service to Santa Fe County. And as we all know, this is a very constant, challenging and evolving organization to work for and I think he's a symbol of the perseverance it takes to see the whole ride through. And I'd like to just let you know a little bit about his history. Bill started out in 1978 as a recreation aide, so at one point we actually had a Recreation Department. I don't know what happened after that but I'm sure Bill has stories to share there. From that point he went to custodian. After a couple years he became an office clerk in the County Manager's office. Was a clerk for a few years and then went into the HR Department as an administrative technician.

From that point, in 1992 he became of the Finance Department team where he was an account tech and then promoted to a procurement specialist I and has been with our department for about 11 years. So he left the best for last. But we would like to certainly congratulate Bill after all these years of service. We will miss your charming personality and as always we will miss your dedicated service and deep loyalty to the County. We ask that you remember us when you hit that big lottery number.

We have a plaque we'd like to ask the Board to please present.

WILLIAM BABCOCK (Procurement Specialist): I'd like to say thank you Mr. Chair and Commissioners. It's been great. I don't know what I'm going to do after I leave on Friday. Santa Fe County is the best place to work. I know, I've been here 25 years. I've seen so many people come and go, it's unbelievable. I just want to thank you all for everything. I appreciate all your compliments and everything you've done for me. As I say, Santa Fe County is the best place to work. God bless you all.

COMMISSIONER ANAYA: William, congratulations and what's your next

career going to be? Thanks, Bill.

CHAIRMAN SULLIVAN: Thanks to the Finance Department staff too for all the back-up that you've given to William and to each other.

COMMISSIONER MONTOYA: I heard he was running for the Commission in District 3. I believe Commissioner Duran had the floor under Matters from the Commission.

COMMISSIONER DURAN: I'd like to -- would Mr. Flores please come up? I have a couple questions for you, Tony. The first one is, my understanding is that we awarded to an architectural firm the space analysis and the architectural contract to assist the County in determining our space needs. Can you tell me what the next step is and when is the architect going to come before us to discuss what this Commission's believes his charge should be.

MR. FLORES: Mr. Chair, Commissioner Duran, actually we have not awarded an agreement yet. We are in the process of negotiating that agreement with the highest rated offeror. Once that's negotiated, it's anticipated that we bring that up at the November administrative meeting to approve the professional service agreement. Subsequently, after that then we would have a kick-off meeting with the Commission and staff at Gerald's direction and he would attend that to set out the plan of attack of the scope of work. So that will happen in November.

COMMISSIONER DURAN: So the negotiating that you're doing right now, I don't recall that this Commission actually approved a specific amount for those services, did we?

MR. FLORES: Mr. Chair, Commissioner Duran, you're correct. We did not, or you did not approve a specific amount. I had been working with the Finance Department to find a budget for that amount and that's part of the up front negotiations that we're doing internally before we sit down with the firm that's been selected as the highest rated offeror. We do have a cost proposal from them. I'm not at liberty to discuss that in public because we're starting negotiations but based upon that cost proposal we are looking for the funds to establish a budget that the County can afford for this analysis.

COMMISSIONER DURAN: And what the County can afford, do you think it's going to be adequate for the services to meet our needs. We have certain needs, but as important as the budget we have certain needs and that's a part of the problem we had with the last space analysis program that we had, the space analysis that we had, it was only a \$10,000 payment and it fell way short of what our needs were. What is the amount, the ceiling? You can't tell us?

MR. FLORES: Mr. Chair, I can't. Commissioner Duran, I can't at this time. I would like to say though that the way the RFP was set up and that you approved the scope of work on was set up in phases so that we would be able to complete phases and get a deliverable or a product that would then direct us to the next step. So I believe with that approach that we put in the RFP we will have sufficient budget to get us through very many of those up front phases before we finish the final plan.

Regarding architectural plans or designs, this solicitation was not set up for that purpose.

COMMISSIONER DURAN: I understand that.

MR. FLORES: This was strictly to be an analysis

COMMISSIONER DURAN: I understand that. This space analysis in this RFP was actually put out so that we could hopefully have this process completed with enough time for this Commission to make a determination as to whether or not we were going to ask the public to approve general obligation bonds for the construction of, if we decided that was the appropriate thing, of a new administration building. So do you believe that the time frame that you're working under still allows us to meet those deadlines?

MR. FLORES: Mr. Chair, Commissioner Duran, I do.

COMMISSIONER DURAN: And you've met with the Clerk to find out what those dates are?

MR. FLORES: Mr. Chair, we have not yet. We're working on a window to have the phase 1 and phase 2 analysis completed no later than March of 2004. So it would be of the upcoming, in the next five months, basically, and that was a factor that we, during the interview process clarified more than once with the proponents to see if they would be able to meet that time frame. But we have not indicated when we would be going out.

COMMISSIONER DURAN: Becky, do you know what date that would be? The outside date of when you would have to be given notice that we are going to request general obligation bonds for a new facility.

MS. BUSTAMANTE: Mr. Chair, Commissioner Duran, you're asking whether we can get it on for the primary election or for the general election, or a special election? Which are you talking about?

COMMISSIONER DURAN: Well, we have a primary and a general election coming up.

MS. BUSTAMANTE: In a primary election, it's not allowed, so we couldn't do that. But if you wanted to include it as part of a special election you could possibly do it.

COMMISSIONER DURAN: No.

MS. BUSTAMANTE: I do know that the schools will be having an election in February. There's a possibility we could do it with that.

COMMISSIONER DURAN: That won't work. So we have plenty of time.

MS. BUSTAMANTE: You have plenty of time and also if you want to have a special election, we would need about three months.

COMMISSIONER DURAN: Okay. Great. Thank you. Tony, on another note, is it possible for you to contact the Women's Health Center and advise them on how they might make application for the CDBG money. It's the end of November?

MR. FLORES: Mr. Chair, Commissioner Duran, actually, the application period is the end of this week in order to bring back a recommendation to you in November to complete the application in December to get it submitted by January so I will

make that call today. And the application form was purposely set up to be very basic, just to get some information so that we can then walk them through the additional information that we need from them.

COMMISSIONER DURAN: They need some help. And then, the last thing, Tony, is the business park. Oh, now, that's Roman, I'm sorry. Thank you.

Roman, are we anywhere near making a determination as to what we're going to do with the business park?

MR. ABEYTA: Mr. Chair, Commissioner Duran, we received two proposals. We have performed our written evaluations of those proposals. We are going to have interviews some time next week and then we will be selecting or recommending a firm to the Board for selection.

COMMISSIONER DURAN: Okay. Great. Then the other thing is could you bring something forward in the next month or two that would allow the City and the County, using the EZA to analyze the existing EZO and advise us how we might be able to rewrite the EZO. That EZO was adopted in 1980 and in talking to David Shutes who was the County Land Use Administrator at that time, he told me that the EZO was developed kind of in a hurry with the understanding that it would be amended and reviewed in a ten-year period and now it's way beyond that. And the reason I'm asking that is that a senior housing project is going forward for the City to consider extending water to that use and I've received a lot of e-mails and a lot of people are concerned that we approved that density under a variance and that it should have been a rezoning. When the fact of the matter is that the EZO doesn't have a rezoning element to it, so the only way that we can approve projects that are appropriate uses in today's world, it has to be done by a variance. So I think that in order that we can avoid these kinds of issues in the future, I think that we need to develop a new EZO and develop a new land use policy and zoning in that area and I'd like some help from the Land Use Department on advising us how we can go about doing that.

MR. ABEYTA: Mr. Chair, Commissioner Duran, we'll look into that.

COMMISSIONER DURAN: Thank you, Mr. Chair.

MR. GONZALEZ: Mr. Chair, Commissioner Duran, just a response to the prior item that you mentioned regarding the business park. We have had an inquiry from a local group which is interested in using about an acre of the business park. It would be an energy company that's developing some energy resources and they have expressed interest in using a portion of it. I just wanted to update you and the rest of the Commission.

COMMISSIONER DURAN: The other thing is people that are doing the San Cristobal development are interested in taking over our position in that piece of property and they've actually been talking to the state about possibly building a new state facility there. So there's a lot of things going on. I'm happy to hear that we're moving forward on being able to make a decision what we're going to do with it.

MS. BUSTAMANTE: Mr. Chair and Commissioner Duran, if I could just clarify two things that I think is important for the public that are listening out there is that

the reason we can't have a question on the primary election is because only your three major parties are allowed to vote in a primary. That would be your Greens, your Democrats or your Republicans. The other thing that I would like to say to the public, because we're getting a lot of questions on that is a lot of people are saying, well, we're not going to have a primary because the Democrats are going to have their caucus in February. We will still have a primary. The caucus is only to decide on the presidential candidates for the Democratic Party. What that means is that the Democratic candidates for president will not be on the ballot for the primary but everybody else will be on the ballot. We get that every day that people are saying, Well, what do you mean, you're going to have a primary? I thought the Democrats were having a caucus. We will still have a primary. The presidential candidates for the Democratic presidential nomination will not be on the ballot.

CHAIRMAN SULLIVAN: Thank you for that clarification, Ms. Bustamante. We're still under Matters from the Commission. Commissioner Montoya.

COMMISSIONER MONTOYA: Thank you, Mr. Chair. I just have a couple. Gerald, just regarding the special session, what are we doing now? Is there anything we need to be following in terms of advocacy and lobbying efforts and if so, how are we doing that?

MR. GONZALEZ: Mr. Chair, Commissioner Montoya, Julian Barela is monitoring the session. He's been trained to utilize the legislative tracking process that we have used for previous sessions and he will be following the issues that arise. He's also provided us with copies of the proclamations so we know what the issues are that are going to be discussed and we've been working internally in staff to track those. I have also been working with Benito Martinez, the County Assessor to track some of these issues and I know under Rebecca Bustamante's leadership the Association of Counties is also tracking the issues that are important with respect to what decisions they are actually going to make about funding and hold harmless for the County in the future.

COMMISSIONER MONTOYA: Mr. Chair, do you know if there's anything that's going to be covered on the alcohol excise tax?

MR. GONZALEZ: I don't recall seeing that on the list of issues but I can check that quickly during the break and see if it's on there. And I can provide you with a copy of the proclamation as well.

COMMISSIONER MONTOYA: Okay. And then, Mr. Chair, regarding -- I just want to recognize and thank Sheriff Solano. I had requested for some time getting additional coverage out in the Pojoaque, Chimayo area and it's been, well, I guess it's been successful if you want to look at from the citation standpoint. In about a three and a half day period they had 30 citations for speeding, running stop signs and Dan was here earlier. Is he gone, James? Dan Rydberg. I guess he's gone. But one of his suggestions, was in terms of traffic calming to actually get more presence of law enforcement officials and we did that and it worked out. There were four arrests that were made for either DWI, revoked licenses or outstanding warrants and I just want to thank Sheriff Solano and

recognize him for doing that for us in that area. That's all I have, Mr. Chair.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Commissioner Montoya, does that mean I get my deputies back in the southern part of Santa Fe County now?

COMMISSIONER MONTOYA: In six months.

CHAIRMAN SULLIVAN: They all went down to your part of the county after they finished in the north. Thanks, Commissioner. Just, we'll conclude Commission items. I just had three brief ones. Number one, Gerald, is that in our agenda this week we had eight items that had no packet materials. One or two of them were just presentations and I understand that, but we need to have more items, planning items and so forth. Solid waste items had no packet materials in them. The community of Galisteo items had no packet materials. We like to get those ahead of time, particularly items where we're taking action, such as the solid waste issue, where we're doing an action item, there should definitely be a packet item for those.

MR. GONZALEZ: We've discussed that at the staff level and I think the next step will be in the future, if we don't have the packet items, we'll withdraw the items from the agenda. Because I agree, that's unfair to the Commission to have them presented without the packet.

CHAIRMAN SULLIVAN: Well and to the public too. The public wants to have that same information as we do. Second item was I just wanted to report to the Commission that last Thursday, staff and I and members from the City of Albuquerque and also the Middle Rio Grande Conservancy District and Los Alamos County took a tour of the San Juan/Chama project. We've heard so much over the years about the San Juan/Chama and the San Juan/Chama water and the San Juan/Chama this and the San Juan/Chama that, that it was time to see what San Juan/Chama looked like. And it's a very impressive project. I took some photographs which I'll pass around and I think the Utility Department in another couple of months will be doing maybe a presentation on it but it's a \$73 million project according to the Bureau of Reclamation. It was built in the 70s. Three tunnels go through the Colorado mountains and hills and eventually discharge out on to the northern side of Heron Lake, about 100,000 acre-feet a year is pumped through those tunnels. They're not diverting anything now because it's the fall and they're below their minimum flow requirements.

Very interesting project. Very visionary, I think. It's run by a staff of eight people on a budget of about \$3 million a year. So it's good to see physically the constraints on that San Juan/Chama water that these Bureau of Reclamation people have to deal with. And our Utility people I think got a good handle on those issues as well. And I'll pass around the photos later and you're welcome to take a look at them.

The last item I had was a question, Gerald, and I saw an article in the *Journal North* a letter to the editor from Ms. Carolyn Sigstedt, who has frequently been active in our County Commission meetings and also in the Regional Planning Authority. And she

wrote a letter and it kind of disturbed me. I just wanted to ask if you had more information about it. In the letter she talks about the City and the County needing to work together to protect and efficiently deliver our limited water resources on a regional basis. And she goes on to say, "So how does one explain the fact that the City has hired a consulting firm advising the City to take control of the City's future water systems unilaterally, rather than relying on working with and environmentally influencing others to share the costs, and more importantly, the stewardship of a finite water resource for the region."

We've gone out of our way and then some to try to cooperate with the City and to come to some regional solutions on water and if this is true, it's very disturbing. I just wanted to ask you Gerald if it is, if you you've heard anything about it.

MR. GONZALEZ: I had not heard anything with respect to advice from a consultant hired by the City. I do know that certain concerns have become heightened by the City and been heightened by the City with respect to control of the Buckman wells. And the Commission is aware that the City has now decided that they want to be co-applicants for all transfers to the Buckman wells, whether that's a portion of policy change that has to do with this advice, I'm not sure, but I'd be happy to follow up with the City to see if that's in fact what's occurred.

CHAIRMAN SULLIVAN: It's a delicate balance and I think we all have things to bring to the table on this regional water issue and we went to a great deal of effort to have this symposium with the Denver and Tampa Bay people and we're trying to work together towards a win-win solution and I just hope the City isn't hiring consultants who are making recommendations with regard to that without even involving the County in those recommendations.

MR. GONZALEZ: I couldn't agree more, Mr. Chair.

CHAIRMAN SULLIVAN: Well, that concludes Matters from the Commission. We have some Maternal and Child Health planning issues to deal with here so let's move to item VIII. A.

VIII. Committee Appointments/Reappointments/Resignations

B. Resignation from the Maternal and Child Health Planning Council

CHAIRMAN SULLIVAN: Edy, are you going to present that?

KATE REYNOLDS: Good afternoon, Mr. Chair and Commissioners. My name is Kate Reynolds. I'm the new chair of the Santa Fe County Maternal and Child Health Council. I would like to say that Donna Fields, formally local CYFD County Manager has taken a state position. Catherine Johnson has moved to Albuquerque. Earline Groseclose who works for the Santa Fe Indian Hospital, her job duties preclude her from continuing with her membership and Ms. Sandra Rodriguez is currently taking a medical leave.

CHAIRMAN SULLIVAN: These are all resignations that you want the

Commission to accept.

MS. REYNOLDS: Yes, sir.

CHAIRMAN SULLIVAN: Do you have any replacements lined up? I didn't see any in the packet.

MS. REYNOLDS: The Council has moved that we will appoint new members in June of every year. We currently have 17 members so we would like to hold off on any new appointees unless we need to until June.

CHAIRMAN SULLIVAN: Okay. What are the wishes of the Commission?

COMMISSIONER DURAN: Move for approval, Mr. Chair.

COMMISSIONER MONTROYA: Second.

CHAIRMAN SULLIVAN: Motion for approval and a second. Is there further discussion?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I would like to thank them for all their years of service to Santa Fe County. We really appreciate it, and good luck in the other committees that they're on.

CHAIRMAN SULLIVAN: We appreciate all your work. We know what goes on down in the trenches. We appreciate that. We have a motion and a second.

The motion to accept the resignations from the Maternal and Child Health Council passed by unanimous [5-0] voice vote.

VII. B. Appointment of New Board Member for the Tax Protest Board – Gerald Valdez and Milton Beaty, Possible Alternate Roman Valdez

CHAIRMAN SULLIVAN: Who wants to bring that forward?

LISA GRIEGO (Assessor's Office): Mr. Chair, members of the Commission, on behalf of the County Assessor, I'd like to recommend the appointment of the individuals to the Santa Fe County Valuation Protest Board. The first individual is Milton Beaty. Mr. Beaty is a 35-year veteran of the real estate field and is the owner of M & L Land Company. With his knowledge and experience, Mr. Beaty would be an asset to the Board.

The second member is Gerald Valdez. Mr. Valdez is a retired employee of the New Mexico State Highway and Transportation Department and has extensive experience in planning and bridge design and would also be most beneficial to the board. I would also like to amend the agenda to reflect Gilbert Gibo Baca as an alternate member. Unfortunately, Roman Valdez will not be able to function as a board member if appointed due to his business and schedule. Mr. Baca is co-owner of Baca Marino Real Estate Company and would also be an asset to the board. Thank you.

CHAIRMAN SULLIVAN: Thank you. Carol or Steven, I have two mechanics problems here. One is that none of the resumes for these gentlemen are in the packets. Now, there's nothing that I can find. And secondly, I don't know that once these names are published that we can amend the agenda by changing them. You're shaking your head, Mr. Ross.

MR. ROSS: Mr. Chair, I don't think you can amend the agenda at this point if that's what's being requested. That is an alternate though. You could maybe act on the other names if you were so inclined and take up the matter of the alternate later.

CHAIRMAN SULLIVAN: Yes, we could do that later. Again, I don't have resumes. I don't know these gentlemen personally but perhaps the other Commissioners do and so we'll go on to questions for the staff for discussion.

COMMISSIONER DURAN: I know them all.

CHAIRMAN SULLIVAN: I bet.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Are these the only members on this board?

MS. GRIEGO: Mr. Chair, Commissioner Duran, the two were expired. We have two-year appointments and we needed to reappoint for this year's protest. So these were the two individual people that Benito recommended.

COMMISSIONER DURAN: There are no other members, right?

MS. GRIEGO: No.

COMMISSIONER DURAN: Okay.

CHAIRMAN SULLIVAN: Was this advertised as being available for people who might be interested in serving on the board?

MS. GRIEGO: No, Mr. Chair, they were not. They just appointed. They got recommendations from some of the Commissioners and also put their feelers out.

CHAIRMAN SULLIVAN: Something we'd like to do with all of our boards is give the public at large an opportunity to know that vacancies exist and if there are those who are qualified and interested to come forward and contact your department with the letters of interest.

MS. GRIEGO: Mr. Chair, I can speak with Benito if you'd like me to and get you some resumes on the individuals.

CHAIRMAN SULLIVAN: When does the protest board meet?

MS. GRIEGO: November 7th, they start.

CHAIRMAN SULLIVAN: This is awful late for this. Other questions for the staff?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I move for approval, but next time, maybe we could have some resumes in the package and then maybe we should start advertising it a little bit so that other people have an opportunity to put in.

CHAIRMAN SULLIVAN: Would that be for the two members but not the alternate, since the alternate apparently, Mr. Roman Valdez is not available to serve according to the staff.

COMMISSIONER ANAYA: Mr. Chair, the motion was for Gerald Valdez and Milton Beaty.

CHAIRMAN SULLIVAN: Okay, but not the alternate.

COMMISSIONER ANAYA: No.

COMMISSIONER MONTOYA: Second.

CHAIRMAN SULLIVAN: We have a motion, seconded by Commissioner Montoya, moved by Commissioner Anaya. Discussion of the motion?

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Could we add to that motion that Gibo Baca be brought forward for our consideration at the next meeting as the third member.

CHAIRMAN SULLIVAN: We can certainly give that direction regardless. If the maker wants to add that --

COMMISSIONER ANAYA: It's fine.

CHAIRMAN SULLIVAN: And the seconder?

COMMISSIONER MONTOYA: That's fine.

CHAIRMAN SULLIVAN: Okay, so that's added to the motion. Additional discussion on the motion?

MR. GONZALEZ: I apologize for lack of resumes. I think what happened, our departments ordinarily are aware of the need to put in the resumes but I think this is the only committee that comes out of the Assessor's office and apparently they weren't aware of that need. We'll monitor this in the future. I apologize for that.

CHAIRMAN SULLIVAN: I did have one question for the -- I received an e-mail from some party that was going to protest an exemption or a non-exemption for educational purposes. I forget the name of the entity. And they said that they were limited on these protests, on this protest board as to the number of people they could bring to the meeting and as to the time that they could make a presentation. Is there a policy, are there policies and procedures on how the --

MS. GRIEGO: Mr. Chair, there is. I can speak with Daniel King who is our chief appraiser and he has some information on that. I know that an attorney can be present with the people that are protesting and then the members from the board also, up to a certain amount of people. I'm not exactly sure how many there is but I can get you that information.

CHAIRMAN SULLIVAN: And is there a limited amount of time that they can use to make the presentation?

MS. GRIEGO: Mr. Chair, yes, there is.

CHAIRMAN SULLIVAN: And are these written down, these regulations?

MS. GRIEGO: Yes.

CHAIRMAN SULLIVAN: Okay. Could you get me a copy of that and perhaps all the Commissioners might be interested in it. Because I wasn't aware that there was -- I understand you can't allow people to talk forever but I'd be interested in knowing in what those were and whether those are regulations that are the purview of the Assessor's Office, Gerald, or whether those are regulations that need to be as a part of the County process.

MR. GONZALEZ: They are state level regulations, Mr. Chair.

CHAIRMAN SULLIVAN: Okay. They are regulations that are put out by the state, not by the Assessor's Office.

MR. GONZALEZ: That's correct.

CHAIRMAN SULLIVAN: Okay. I'd like to see those. Thanks a lot. Okay, so we have a motion and a second.

The motion to approve Gerald Valdez and Milton Beaty to the Tax Protest Board passed by unanimous [5-0] voice vote.

IX. Presentations

**B. Maternal and Child Health and Community Infant Program Update
(Community and Health Development Department)**

MS. REYNOLDS: Again, good afternoon, Mr. Chair and Commissioners. As I stated before, my name is Kate Reynolds and I am the new chair of the Maternal and Child Health Council for Santa Fe County. I'd just like to introduce myself. I graduated from the College of Santa Fe in 1999 with a masters of arts and education, focused on at-risk youth and a major in community counseling. I've been working in Santa Fe for the last six years as a family therapist. I have a private practice and I'm also the clinical coordinator for the New Mexico Suicide Intervention project and the College of Santa Fe's joint family therapy clinic, known as the sky center. We offer free family counseling to the community, as well as training master's level students.

I'm also a mother and a concerned citizen, which is how I came to be involved with the Maternal and Child Health Council. About a month ago, I accepted the position of chair, and the year, Edy promised me, did not hold any surprises. However, shortly thereafter we learned of the devastating cut being proposed by the Department of Health. These cuts would end all funding for services contracted through Santa Fe County and the programs that would be at risk are the Perinatal Promotora Outreach at La Familia Medical Center. La Familia's medical practice delivers one-quarter of the infants that are born in Santa Fe County. The Promotora efforts with low income pregnant women have resulted in a low birth weight incidence that's three percent lower than the rest of Santa Fe County as a whole.

We know that low birth rate babies initially require a lot of financial assistance and resources, but it's true that low birth weight babies continue through their lifetime to require a lot of resources. Also at risk to these cuts would be the confidential reproductive and mental health services at the two teen health centers. These health centers are primarily used by students in the Santa Fe School District. However, there's been a great increase from other school systems around the county using those services.

One of the really good news that's happening with the teen health centers is that pregnancy tests, positive pregnancy tests are on the decline, despite the rise of use of these services from students, which we think is great news. Also in a recent evaluation revealed that reported mental and social health problems have risen dramatically in the past four years by the students using these services. Also at risk if these cuts are successful, temporary childcare assistance, which provides financial and placement services to 310 families in crisis and in need of childcare assistance. Also at risk is the breast feeding promotion that is positively influencing the rate at which mothers initiate breast feeding at St. Vincent Hospital. And currently 90 percent of moms who deliver at St. Vincent's will initiate breast feeding. We're really excited about this because we know that breast feeding, first of all, it's known to reduce the childhood illnesses. It increases attachment between parents and children, which reduces the risk for child abuse, and also great benefit to mothers is it reduces the risk of breast cancer.

In addition to the loss of funding for these important services to county residents, the proposed funding change will have a devastating impact on the substantial work of the council that's been achieved over the last 13 years. It should also be known that a state-wide cut in the funding would mean an end to many of the 27 County Maternal and Child Health Councils in the state of New Mexico.

Just to put some of the potential loss of this funding into perspective, I'd like to just give an overview of some of the accomplishments of the Council in the last year. Engaging in community awareness and increasing community expertise and commitment to maternal and child health is a primary goal of the Council. As part of this focus, the Council continues to implement community training and emphasize the importance of the early years. Learning communities of commitment training series and it's currently underwritten. In January, the Council hosted Dr. Kyle Pruitt from the Yale Child Study Center. Dr. Pruitt spoke about the importance of children to the general public and also to the Senate Public Affairs Committee, and conducted a workshop for over 100 professionals about the importance of fathers in their children's lives.

In May 2003 the Council cosponsored a workshop with Dr. Neil Boris from Tulane University regarding assessing attachment and post traumatic stress disorder in infants, toddlers and young children. Additionally, an infant massage training with Maria Macias took place in June 2003 and that focused on working with premature and drug-addicted infants. And next week we are having a two-day conference we're sponsoring with professionals from San Juan Community College and it is entitled Promoting Maternal Mental Health.

The Council has recently adopted home visiting as our primary priority for the next year. Home visiting is identified as a priority focus in both the Council's plan update and the Zero to Three plan. Santa Fe County has been identified as a pilot site for the Children, Youth, and Families Department, state-wide home visiting initiative, and the Council will be included in the planning and implementation of that project. Additionally, CYFD has asked the Council to participate in a SAMSHA grant application for \$6 million to improve children's mental health for children ages zero to six. And Santa Fe County has been selected by CYFD as one of the pilot sites for that grant.

Another very important goal of the Council has been to actively seek collaborations to work on our goals. As a part, we're really excited to have been asked to work with the United Way of Santa Fe County on a federal grant and we're happy to say it was recently awarded. The grant will bring more than \$600,000 to Santa Fe County in the next 17 months and it's for promoting early learning priorities and opportunities. And the Maternal and Child Health Council of Santa Fe has been awarded \$50,000 as part of this grant and it's to provide training for home visitors, which is one of our priorities, to develop a parent resource guide and also to develop a curriculum for the County's 211 referral and resource hot line.

We know that this year brings very difficult financial decisions to be made and it is with that in mind that we want to bring up that very popular in research right now that one dollar spent on prevention saves seven dollars in future interventions. So it is the commitment of the Santa Fe County Maternal and Child Health Council to recognize and be motivated to understand that the children's first three years last forever.

In conclusion, the Council seeks support which we really appreciate. It sounds like you're already there with us, from the Board of County Commissioners in the form of a formal resolution that will be used to educate the state legislature and important work about the Council since its establishment in 1992, and last, but definitely not least, we'd like to thank you, Mr. Chair and Commissioners, for your continued support of mothers, of children and families in our community. And with that, I'd like to introduce Kathleen Benecke from the Santa Fe Community Infant program. And that program is currently funded by the Board. Thank you.

CHAIRMAN SULLIVAN: Thank you, Ms. Reynolds.

KATHLEEN BENECKE: Mr. Chair and Commissioners, I am Kathleen Benecke, clinical coordinator and counselor with the Santa Fe Community Infant program. And I would like to, if I could, pass out a program evaluation to the Commissioners.

CHAIRMAN SULLIVAN: Sure.

MS. BENECKE: I would like to update you on our last year because this is our fourth year that you have funded this program. Part of the survey really looked at referral source satisfaction survey. And one of, consistently with the survey, the referring agency felt strongly that the Community Infant program provided a much needed service in the community and that without the program, their jobs would have become much more difficult if not impossible.

Also, in short, the Community Infant program is serving a high-risk population. It is well received by both clients and professionals alike. It is well integrated into the service community, and has resulted in profound positive life changes for many families in Santa Fe County. And I would like to just say some of the -- from our survey, from our clients of what our families have received from being involved in our program. That families value the services they received, referring to the emotional support that they felt from their counselors. They also felt they could trust the counselors and also that we really had a non-judgmental attitude in dealing with our families. They also felt that their lives have changed for the better, and hence their relationships with their children and that they had a deeper understanding of their children. Also they felt they were more effective as parents. The program also increased their bonding and attachment. Several clients stated that if it wasn't for the Community Infant program that they would not have -- their children would not have remained with them and these are families that children were in foster care and we were working with both the biological family and the foster family.

Also, a client disclosed to one of her counselors, and she has been working with this family for two years. We got the referral when this infant was a month of age. She recently disclosed to her when she was trying to figure out a treatment plan of what do we want to work on next. And the mother said that if it hadn't been for her intervention that she was seriously contemplating abandoning her baby. So the purpose of our program is to really enhance relationships with families and to hopefully prevent abuse and neglect in our county.

I also know that when we've gone before the Commissioners in the past there has been a concern that are we really seeking other funding. Anyway, I know that you have really encouraged us and we have been very active in seeking other funding sources. This year we did hire Tom Reglar who has been our program developer and administrator and he has really actively sought other funding sources. I just want to state though that, before I state what those other funding sources are is that the County really continues to hold the safety net for the Community Infant program, because other funding sources come and go. They may only fund us for a year, for a certain amount of time, so we really look to the County Commission, Santa Fe County, as our safety net for this very vital program for our community.

And I just also want to say that whenever I go to other meetings, especially out of state and people are very curious about how our program got started and where we get our funding, people are really impressed that our County has really taken an interest in being a major funder of this program. So I just wanted to say that because I think that's a real feather in your cap for what your innovation is looking to our county.

We are going to be applying to a super-RFP with Children, Youth and Families. We would be applying for that in December. That grant will start in July of 2004 and we're hoping to ask for I think about \$50,000. This year from January until the end of June we captured about \$35,000 of reallocated money from Children, Youth and Families that other agencies hadn't spent down so they awarded that to Las Cumbres. There's also

some extra money from CYFD that we're also hoping to capture now from them that they have some extra. And I know that Kate had mentioned about the New Mexico Department of Health and Behavioral Health Services Division that were also going to be collaborating and writing a grant. We have also been awarded \$45,000 from the United Way Early Learning Opportunities Act grant and we're going to be able increase our case load and really focus on families relating to their children, communication, attachment, parents being able to read their infants' cues. And then we're also going to be working with the Maternal and Child Health Council with the SAMSHA grant for Santa Fe County, and that's going to be looking at -- it's a pilot project looking at systems of care for severe emotional problems in birth to five-year population.

I would like to introduce now Dr. Jane Clark who is with the Department of Pediatrics at UNM and also a developmental consultant to New Vistas in Santa Fe, and Carol Herrera, who is director of family court services here at First District Court. Thank you. And I just want to thank you for the Community Infant program for all of our families that we serve and hope to continue to serve for your continued support of this very vital program. Thank you.

CHAIRMAN SULLIVAN: Thank you.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I have a question of Kathleen. Are you reaching out to the southern part of Santa Fe County? How does that work? How do you get those people involved, or are they involved?

MS. BENECKE: Are you talking about like Edgewood, or Moriarty?

COMMISSIONER ANAYA: Edgewood, yes, Moriarty.

MS. BENECKE: We haven't really received referrals from those counties as of yet, or those cities, but we surely would because that is in Santa Fe County. We collaborate really closely with CYFD. Probably the majority of our referrals come from the hospital, the discharge planner there with women's services and pediatrics, and from Child Protective Services. Along with a lot of other agencies here in town. But that is an area that we really haven't received referrals from to date.

COMMISSIONER ANAYA: Can we somehow maybe visit with First Choice Hospital down there?

MS. BENECKE: Absolutely.

COMMISSIONER ANAYA: And let them know that this is available for them.

MS. BENECKE: Absolutely. And maybe I could meet with you if you know of people that you think that we should contact and I will do some outreach. Of if you can direct me in that.

COMMISSIONER ANAYA: I'll direct you right back there to Robert Anaya and he'll tell you, and that way we can get those people informed about what this is all about and then we can get some help down there.

MS. BENECKE: Right. I have been at several meetings with Robert so we were collaborating with a family at one time.

COMMISSIONER ANAYA: Thank you.

CHAIRMAN SULLIVAN: One question I had before you sat down. In a number of other programs, such as the DWI programs, the clients are charged a fee based on their ability to pay, such as Lifelink and programs such as that. The clients are assessed a fee. Does your program have a fee associated with it?

MS. BENECKE: No, we don't. Our services are free.

CHAIRMAN SULLIVAN: Is that something you have contemplated?

MS. BENECKE: I would have to bring that to the Maternal and Child Health Council. Because I think at the beginning, we really wanted to be able to offer these services to families regardless of their means. But that would be something that we could discuss. I know we're thinking about trying to bill Medicaid. We're in the process of looking at that. Does that answer your question?

CHAIRMAN SULLIVAN: Yes, it does. Thank you.

MS. BENECKE: But we could really look at that.

CHAIRMAN SULLIVAN: Okay. Thank you.

DR. JANE CLARK: Mr. Chair, members of the Commission, I'm Jane Clark and I'm a child development specialist and have worked closely with the Community Infant project on developing a collaboration here in this city and throughout the county. And I want to commend you on your support, because what we have been doing, we've started a project called CAST. It's Community Access Support Team, and it's specifically for families affected by substance use. I have worked at the University Hospital for 13 years and when babies are born prenatally drug and alcohol exposed at that hospital there are programs which they can volunteer to be a part of for the children's first three years of life, which precludes them from being referred to the Children, Youth and Families Department and having the children being put in foster care.

In our city, if the babies are born at St. Vincent's and have traditionally been, historically been known to be prenatally drug-exposed, those babies have been referred to CYFD and been put into foster care. The intent of putting together this collaboration between St. Vincent's, the Community Infant project, the Children, Youth and Families Department, at the pediatric community we have two pediatricians involved, and New Vistas, which are early intervention services, is to keep these children out of foster care. And one of the problems has been lack of communication between agencies, not good communication in terms of what the services that are being provided. Families have been given a long list of requirements in order to retain custody of their children and what we're trying to do is put together services which will support them in maintaining custody of their children, and maintaining the developmental health of the children.

And I'm happy to say that the Community Infant project has been an integral part of this because if we can get in right away when the babies have been identified and the families are willing to take part in our project, we will provide them with caregiver infant

training, work on the relationship between the baby and the mother and the family. And also provide them with the support services in terms of treatment and education and looking at job opportunities that can actually maintain or promote the health of the entire family. And one of the things that has come out of this collaboration, and Commissioner Anaya, I'm pleased that you brought up about those areas that we haven't covered, we're getting more referrals from UNM, from the University Hospital, but if we can begin to address First Choice and other hospital centers that could also look at being part of the collaborative, where we are able to offer the best chance for these families to make lifestyle changes to support the children.

And lastly, I just want to say that what we've seen with children who do not have these integrated services, a lot of these children have slow expressive language development and later learning disabilities which can then go into educational failure later on, possibly, and lead to behaviors down the road. So the early intervention and the earlier that we can intervene has certainly been shown to make a difference. And lastly, I wanted to say that we're also addressing the court system and we've presented before the judges. For example, right now there's a 2 1/2-year old child in a family that we are working with. In terms of trying to reunify this child who's been in foster care since birth with his parents. He was picked up. He's 2 1/2. He was picked up by a CYFD worker that he's not familiar with and taken out to the prison to visit with his mother and father. We are certainly in agreement with reunifying these families but we are trying to bring greater light to what the child's needs are. And if we can work with the court on trying to look at a better arrangement that does not cause trauma to these kids and can maintain their developmental outcome to the best of their ability, this is what we're really trying to accomplish. And I just commend you for the support that you've given to the Infant project which has been very willing to work with all the agencies. And we may be able the next time they present provide you with data on how we have been able to show success with families that start at St. Vincent's and the agencies that are involved with the type of services they've been provided and the intensity of the service, so that we can really outline the use of the dollars that are so needed for these kinds of programs. Thank you.

CHAIRMAN SULLIVAN: Thank you.

CAROL HERRERA: Mr. Chair, I'm Carol Herrera. I'm the director of the family court services at district court. And basically we work with families who are divorcing to help them make plans for their children. And more and more of the families that we're dealing with are families that were never married. Our case load of never-marrieds has been increasing every year. In general, we're not working with families that are working with CYFD. We are not working with families who are in the prison system. We're not working with families where one of the parents has disappeared from the child's life.

My concern is the number of families that I work with who are having such problems and are in such high conflict. We are referred over 300 families a year of families who are in high conflict. Over a ten-year period, that's 3000 families in our

community. We have a 40 percent drop-out rate. Our juvenile court rate is increasing every year and I think if we don't have these families who have so much conflict in their lives, who have really had, the majority of whom have had very, very difficult lives themselves. Not always the best role models for parenting. Not always the best models for communication. Not always the best models for forming relationships. If we don't help these kids I can't see how we're going to reduce our drop-out rate, reduce our crime rate among children, and the family infant programs is one of these programs that helps these families while the children are little, while they still really have some changes in their parenting and how they relate to their children that can really benefit our community.

And again, the number of families who are suffering never ceases to amaze me. I'm really concerned with that and I really thank the Commission for their support of this project and any other project that can help our families.

The money issue is very difficult. I really feel bad that Kathleen has to spend her energy and resources, not only in just helping the families but having to drum up money. That's a hard thing to do. Her resources should be spent helping the families. You can charge these families. We do that in the district court. We don't collect a lot of money because these people don't have a lot of money. So really, as Kathleen said, you're the safety net. And I hope that you will support this project and other projects that can help so many of our families that are in so much need. Thank you.

CHAIRMAN SULLIVAN: Thank you very much. Questions, comments from the Commission?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Yes, I want to thank you all. This wouldn't happen if it wasn't for your hard work and dedication. And I just want to thank you and keep up the good work. And I would like to know how much money we give them.

CHAIRMAN SULLIVAN: There's Susan in the back.

COMMISSIONER MONTOYA: I believe \$138,000 is what's listed on this.

CHAIRMAN SULLIVAN: 2003/2004, \$138,000.

COMMISSIONER ANAYA: Okay. Thank you.

CHAIRMAN SULLIVAN: That's out of a total budget of \$288,000. \$288,000 total. Is that correct? Yes. Current fiscal year. And it hasn't passed for us yet, the current fiscal year. Other questions, comments?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Regarding that, where is that funding source from? Is that general fund money? Where I'm going with this, it relates to what Commissioner Duran was asking earlier in terms of in the agreement with St. Vincent's, if there's anything in there that addresses the services we're getting from the MCH Counsel.

ROBERT ANAYA: Mr. Chair, Commissioner Anaya, the resources do come from two places. Out of our 232 EMS and other healthcare services fund, in addition

to resources from the sole community provider fund. So it is directly tied into our relationship with St. Vincent's Hospital.

COMMISSIONER MONTOYA: Mr. Chair, Robert, do we know how much of that, the SCP funding, the sole community, what percentage of that \$138,000?

MR. ANAYA: Mr. Chair, I think it's close to the total amount.

COMMISSIONER MONTOYA: Oh, really.

MR. ANAYA: Yes. The sole community provider funds. I can get you the exact amounts.

COMMISSIONER MONTOYA: Okay. All right. Thank you, Mr. Chair. Thank you, Robert.

CHAIRMAN SULLIVAN: Other questions, comments? Thank you again to reiterate Commissioner Anaya's appreciation for your dedication and your hard work. We hear what you're saying and the big "M" word is constantly one that we have to deal with. But we'll try to work with that and work with your group as best we can. Okay, then before we break --

COMMISSIONER MONTOYA: Thank you for being patient also.

CHAIRMAN SULLIVAN: It's just about 1:00, before we break for lunch, let's deal with the Consent Calendar if we can. One item has been moved off the Consent Calendar at the request of the staff for discussion later and that was item K.

COMMISSIONER MONTOYA: Was it K or D?

CHAIRMAN SULLIVAN: Oh, maybe it was D. I think you're right.

MR. GONZALEZ: Item D, Mr. Chair.

CHAIRMAN SULLIVAN: It was D. You're right.

X. Consent Calendar

- A. Resolution No. 2003-155. A Resolution Designating the Polling Place of Each Precinct in Santa Fe County, New Mexico (Clerks Office)**
 - B. Resolution No. 2003-156. A Resolution Requesting an Increase to the General Fund (101) / DWI Teen Court Program to Budget Fiscal Year 2003 Cash Balance and an Increase in the Teen Court Fee Revenue For Expenditure in Fiscal Year 2004 (Community & Health Development Department)**
 - C. Resolution No. 2003-157. A Resolution Requesting an Increase to the General Fund (101) / Maternal & Child Health Program to Budget a Contribution Received from Daniels Fund for Expenditure in Fiscal Year 2004 (Community & Health Development Department)**
 - D. Resolution No. 2003-___. A Resolution Requesting an Increase to the General Fund (101) / Home For Good Program to Budget a Grant Awarded through the US Department of Education for Expenditure in Fiscal Year 2004 (Community & Health Development)**
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Department)MOVED TO CHDD DEPARTMENT

- E. Resolution No. 2003-158. A Resolution Requesting an Increase to the Fire Protection Fund (209) / All Fire Districts to Budget Fire Protection Impact Fees for Expenditure in Fiscal Year 2004 (Fire Department)
- F. Request Authorization to Accept and Award A Price Agreement to the Lowest Responsive Bidder for IFB #24-18 Records Management Services for the Santa Fe County (Project & Facilities Management Department)
- G. Resolution No. 2003-159. A Resolution Designating a Project Representative and a Signature Authority for the New Mexico Environmental Department Grant Agreement No. SAP 03-0395-STB (Agua Fria Water & Sewer Improvements-Phase III) (Public Works Department)
- H. Request for Approval and Execution of the 2003 Severance Tax Agreements for Various Road Projects from the New Mexico Department of Transportation (NMDOT) (Public Works Department)
- I. Request Approval of Amendment #2 to the Severance Tax Agreement for the South Meadows Road & Bridge Project from the New Mexico Department of Transportation (NMDOT) (Public Works Department)
- J. Request Approval of Amendment #1 to the Severance Tax Agreement for Road Improvements to County Road 16 (Frost Road) and County Road 8 (Dinkle Road) From the New Mexico Department of Transportation (NMDOT) (Public Works Department)
- K. Request Ratification of Amendment #4 and Authorization to Enter Into Amendment #5, to the Professional Services Agreement with Souder, Miller and Associates, for Additional Ground Water and Methane Monitoring at the Agua Fria Landfill (Public Works Department)
- L. Request for Approval and Execution of the Grant Agreement for the Agua Fria Water and Sewer Improvements-Phase III Project from The New Mexico Environmental Department (Public Works Department)

COMMISSIONER MONTOYA: Mr. Chair, move for approval as amended.

COMMISSIONER ANAYA: Second.

CHAIRMAN SULLIVAN: Motion to approve the Consent Calendar as amended. Is there discussion?

The motion to approve the Consent Calendar with the exception of item D passed by unanimous [5-0] voice vote.

2:15? CHAIRMAN SULLIVAN: Okay, it's 1:00. Could we make it back by

COMMISSIONER CAMPOS: Mr. Chair, if any Commissioners are going

to leave the parking lot it would be wise for everybody to assign their spaces because sometimes if you don't they're taken by somebody else.

[The Commission recessed from 1:00 to 2:20.]

XI. Staff and Elected Officials' Items

A. Administrative Services Department / Human Resources

1. Request Authorization to Accept and Award a Professional Services Agreement to the Highest Rated Offeror in Response to RFP #24-17 for the Employee Assistance Program for Santa Fe County

CHAIRMAN SULLIVAN: That sounds like Helen. There she is.

HELEN QUINTANA (Human Resources Director): Thank you, Mr. Chair. The Employee Assistance program is a valuable benefit that we offer our employees, but not only the employees themselves, but also the family members of the employees. The program provides counseling services, mediation services, training services, critical incident counseling and supervisory workshops for Santa Fe County employees. The Purchasing Division recently solicited proposals for an EAP provider as a result of the expiration of our current agreement with Corporate Health Resources. And based on the results of the evaluation committee and by presentations made by the offeror, the Admin Services Department is requesting authorization to enter into a PSA with the Solutions Group as our provider for the County's EAP program. And I stand for any questions.

CHAIRMAN SULLIVAN: Questions for Ms. Quintana? I have a question, Helen. Some of these seem to be services that maybe in the past we've provided ourselves sometimes, counseling and assistance. Is this a new service or what's the background on this?

MS. QUINTANA: Mr. Chair, the service is the same. It will be just a different provider. We used to use Corporate Health Resources for these services and the new provider will be the Solutions Group.

CHAIRMAN SULLIVAN: Things like employee newsletters and business cards and paycheck attachments and supervisor manuals and information flyers, these are all things that we've provided by contractor in the past?

MS. QUINTANA: Mr. Chair, the new provider, the Solutions Group, will be using those avenues in order to promote the services to employees. In the past what we did is we had brochures that we would hand out and we had orientation sessions that we would introduce the program to our employees. But this provider will be using different avenues. The paycheck attachments and also home-mailings and also orientations and different seminars to introduce the programs to our employees.

CHAIRMAN SULLIVAN: Just what is the program? What are they presenting to the employees?

MS. QUINTANA: What they're presenting, Mr. Chair, is the services that will be provided through this Employee Assistance program. That would include the counseling services for people who find it necessary to obtain that service, for training programs that they provide for our employees like time management trainings or conflict management or conflict resolution programs. They also provide us with supervisory workshops and talk about how to identify employees who have a need for employee assistance.

CHAIRMAN SULLIVAN: I guess -- so basically, the content of all the training areas hasn't been determined yet. It's just six supervisory workshops and a total of 20 employee assistance program orientation sessions for all non-supervisors and then you structure these later on. Is that how you work it?

MS. QUINTANA: That's correct. Some of them we will have topics that we've discussed in the past but there are times that different topics may come up as a need so we don't want to list all of those trainings right off in case there's something else that should come up.

CHAIRMAN SULLIVAN: Okay, and this is a new provider that you're recommending?

MS. QUINTANA: Yes, Mr. Chair.

CHAIRMAN SULLIVAN: Okay. Thank you. Other questions for Ms. Quintana? If not, what's the wishes of the Commission?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I think this is good for the employees of Santa Fe County and their families, if need be, if they need it. So with that, I'd like to make a motion to approve.

COMMISSIONER CAMPOS: Second.

CHAIRMAN SULLIVAN: Moved by Commissioner Anaya, seconded by Commissioner Campos. Discussion?

The motion to approve Solutions Group as the new EAP provider passed by unanimous [4-0] voice vote. [Commissioner Duran was not present for this action.]

XI. B. Community & Health Development Department

1. Request Authorization to Increase the CHDD / DWI Teen Court Program Fees

ALICE SEALY (Teen Court Coordinator): I've never done this before so I'm going to make it short and sweet. I'm Alice Sealy, the Teen Court Coordinator. I'd like to request that we get permission to raise two, to alter two fees. The reason is that the Teen Court fees are very important for two reasons. One, because they're a part of our revenues. They're a

very important part of our revenues and number two is because the Teen Court fees are a great deterrent to recidivism. They are an important part of our program in the sense that they help to make the program work.

CHAIRMAN SULLIVAN: Okay, are there any questions for Ms. Sealy about these fees. I understand that regardless of these fees, the maximum charge to any Teen Court participant will be \$100.

MS. SEALY: Right.

CHAIRMAN SULLIVAN: Other questions?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I move that we approve the authorization to raise the counseling co-pay from \$10 to \$20, and that we add a \$20 rescheduling fee.

COMMISSIONER MONTOYA: Second.

CHAIRMAN SULLIVAN: Moved and seconded. Discussion?

The motion to approve raising Teen Court fees passed by unanimous [4-0] voice vote. [Commissioner Duran was not present for this action.]

CHAIRMAN SULLIVAN: Thank you, Ms. Sealy.

COMMISSIONER ANAYA: See how easy it was?

CHAIRMAN SULLIVAN: Just don't try it again.

XI. B. 2. Resolution No. 2003-160. A Resolution Requesting an Increase to the General Fund (101) / Home For Good Program to Budget a Grant Awarded through the US Department of Education for Expenditure in Fiscal Year 2004 (Community & Health Development Department)

MR. ANAYA: Mr. Chair, Commissioners, the reason that we requested to pull this item is because we felt it important enough to bring to the attention of the Commission based on your desire for us to seek additional funds from the federal government in that we were successful through the hard efforts of Linda Dutcher and others in staff in putting together our first successful grant application to the US Department of Education that is going to be a grant that will help us work directly with the clientele within our adult detention facility. And with that, Mr. Chair, the total amount of the grant is about \$341,340 and we are eligible for two additional years of funding which takes the total grant award to close to a million dollars. With that, Mr. Chair, I'd like to defer to Ms. Dutcher to give a brief overview of some of the things that we're going to be working on with the grant.

COMMISSIONER ANAYA: Mr. Chair, where are we in the packet?

CHAIRMAN SULLIVAN: In the packet you have to go back to the Consent Calendar. We're picking up that one last Consent Calendar item, which is X.D as in David. Ms. Dutcher.

LINDA DUTCHER (CRAFT Coordinator): Mr. Chair, Commissioners, thank you for the opportunity to tell you about our Home for Good project. You will recall that we had a federal grant from SAMSHA, the CSAT Division to do the CRAFT project. That's winding down and we've been looking for additional funds to provide services. Home for Good, unlike CRAFT, will allow us to go directly into the jail and work with the people while they're prisoners there. So I'm pretty excited about that and we're still in the process of seeking even additional funds to make the program richer -- richer programmatically, not necessarily just financially. So thank you for your support in this and we're asking that you allow us to put it in the general budget.

CHAIRMAN SULLIVAN: Questions for Linda? Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Chair, Ms. Dutcher, can you give us just a little more specific information as to what you do and how you do it?

MS. DUTCHER: Mr. Chair, Commissioner Campos, what I myself do or in relation to this grant?

COMMISSIONER CAMPOS: You're proposing expending \$340,000 for Home for Good.

MS. DUTCHER: Right. These are federal dollars which we've brought into the County on the basis of a competitive grant application to the Department of Education. And what it will allow us to do is provide community reinforcement approach therapy, actually, to prisoners in the jail who voluntarily choose to receive the services. It will also allow us to provide some additional training to community providers in how to do that kind of therapy, and most importantly I think, to do pre-release planning with the prisoners and follow-up after they get out, because as I understand it, the way it is now, you get out of jail, say, next Thursday and they say, Good bye. We hope we don't see you again. But there hasn't been care and concern given to where you're going to live, do you have a job, all that kind of stuff that makes life work for people. So I think that's a very important component that we're now going to be able to do and I'm pretty psyched about it.

COMMISSIONER CAMPOS: Thank you.

CHAIRMAN SULLIVAN: Linda, could we under this program, could we give people rides home from the jail, who don't otherwise have transportation.

MS. DUTCHER: Mr. Chair, I'm guessing not and the reason why, and this is not something that was apparent when we applied for the money, the enabling legislation at the federal level only allows you to work with them while they're in the jail. And a certain amount of contact for follow-up. So I could put my head to that and try to think about how it could possibly be done but right off the top of my head, I think it would be pretty tricky.

CHAIRMAN SULLIVAN: Well, it's worth looking at. We've had a number of other problems at the jail that we've had to deal with, fiscal problems and

accountability problems and this has kind of taken a back seat to some other critical issues that we've had to deal with but it still remains there in terms of making a person feel like he or she has paid their debt and hopefully they can -- we don't get involved in recidivism, as you indicate. Perhaps a small component, but perhaps there is some way we can do it.

MS. DUTCHER: Well, as a minimum, what we could do in the pre-release plan, help them think ahead to, okay, Thursday at 2:00, you're going to be out of here. Where are you going to go and how are you going to get there and how can we help you link up with how you're going to get there. To actually provide a ride might be a stretch.

CHAIRMAN SULLIVAN: Well, at one point in time we even talked about if someone needed a ride, was that an eligible cost out of the inmate fund. And I don't think that was ever answered but also something you might look at if it were necessary to call a taxi.

MS. DUTCHER: Thank you for the thought.

CHAIRMAN SULLIVAN: Other questions?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Is this also for the juveniles, or just adults?

MS. DUTCHER: Mr. Chair, Commissioner Montoya, only for the adults.

COMMISSIONER MONTOYA: Oh, okay. Congratulations.

MS. DUTCHER: Thank you.

COMMISSIONER MONTOYA: Thank you.

CHAIRMAN SULLIVAN: Okay, what's the pleasure of the Commission with regard to item D.

COMMISSIONER MONTOYA: Move for approval, Mr. Chair.

COMMISSIONER ANAYA: Second.

CHAIRMAN SULLIVAN: Motion from Commissioner Montoya, seconded by Commissioner Anaya. Any further discussion?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Linda, thank you for all your hard work in going after those grants and getting them. Appreciate it.

MS. DUTCHER: Thank you, Commissioner. It isn't just me, you know. I have the back up of the whole department and I really appreciate that.

COMMISSIONER ANAYA: Well, you can take it back and thank them all.

The motion to approve Resolution 2003-160 passed by unanimous [4-0] voice vote.
[Commissioner Duran was not present for this action.]

XI. C. Fire Department
1. Fuel Reduction Task Force Update

HANK BLACKWELL (Fire Marshal): Mr. Chair, Commissioners, this is just a brief verbal update in terms of what we're doing. It will be very brief. The County task force for this biomass issue is meeting weekly. We're discussing the issue. The City task force has now been formed and I'm attending that meeting as is the City representative is beginning to come to some of our meetings. So we're trying to work jointly with the City task force as well.

In the interim, in the last month, the State Forestry Division has contacted us and actually Deputy Secretary Tom Mills and they are interested and have since begun a state task force right now that involved Santa Fe County, Santa Fe City and the New Mexico Division of Forestry. Deputy Secretary Mills, it is his wish that we work, these three agencies work together to try to develop a consistent message for web site dissemination as well as public information. It's also his wish that these three organizations pilot a program for the rest of the state. Those are in discussion, but that's where the three task forces are at this time.

Again, the state task force, they're interested in a common message and assistance in actually trying to help us broker some legislation to see if we could find some kind of funding or some assistance at the state level. We've actually broken up into certain tasks and action items and we're trying to find people outside of this task force to help us in terms of subcommittees to see if we can actually accomplish some of these tasks or to have individuals help us with research. And we're in that phase right now.

In terms of locally what's happening is nothing really has changed. It looks like we might get one chipper from another organization, and that's from SWMA. They've got a grant. They have one small chipper that they cannot use in their operation. They've worked to try to donate that to us. So again, right now, if it were not for the Forest Service, in terms of being able to loan their chipper, or SWMA, right now we would not have anything for our programs. Prior to that, had it not been for Public Works and their donation of time and equipment, we would not have a program.

So again, other than these programs, in terms of the task force here and through the Fire Department, we have zero funding, we have zero help, zero assistance from anybody else. No money, no equipment, no labor, no overtime, or no staff support. And that's where we're still at, and we've been in that position in the last three years, in the three years I'm been coming to the Commission to update you about this problem. The chipper days are still going on. We had one in Chupadero last weekend. We have a very large chipper day in the Hyde Park area this coming Saturday. The following week we have one scheduled on Saturday in San Pedro. The following weekend in Glorieta Estates. I think we go all the way through until December 6th where we're actually going to be participating in the Leaping Powder and Nine Mile Road area in terms of a chipper weekend there.

The difficulty with that chipper weekend is they've already generated so much

biomass in terms of clearing all of their trees, not just for fire risk reduction around their homes that I don't think we can reduce what they have on one day. Again, that's all on borrowed time and borrowed equipment. Right now, a couple of things. Those neighborhood weekends, we're getting the word out but a lot of people are misinterpreting. We're having a lot of people call the County Manager's office and our office and what they're asking us to do is they're saying, We hear there's a chipper weekend this Saturday so we're from so and so and we're going to bring ten truckloads in. Now that the County's doing this, we can just come and drop our biomass here. And we're having to tell them No. These are community events and they have certain prerequisites in terms of planning and safety to go through but I think there's enough information out there that the public's not really sure what [inaudible]. So we're having a problem with public information.

So in general, or in brief, that's where we're at still. We're oversaturated, over committed and still have no resources or support. And that's my briefing to you today. And I'll stand for questions.

CHAIRMAN SULLIVAN: Questions. Commissioner Anaya.

COMMISSIONER ANAYA: Hank, can you tell the public the telephone number where they can get some information? For example, if they have a chipper day in San Pedro or one of those other small communities, who they can call and talk to.

MR. BLACKWELL: They call the program which is my office, 992-3076.

COMMISSIONER ANAYA: Okay.

CHAIRMAN SULLIVAN: More questions for Hank? Commissioner

Campos.

COMMISSIONER CAMPOS: Question for Mr. Gonzalez, our County Manager. Resources, Mr. Blackwell says we don't have any. What prospects do we have? Have you discussed this?

MR. GONZALEZ: We have, Mr. Chair, Commissioner Campos. The brightest possibility on the horizon right now is working through SWMA. They're in the process of acquiring an additional chipper which would give us some relief and we've also been exploring other options in terms of getting a smaller mobile chipper. The cost of that is still significant. So we have to take a look at that and see what those costs are going to be. I know that Hank has kind of been working real hard to try and coordinate this with Public Works because the Public Works needs to keep up with what's being generated out at the transfer stations.

So we don't have, other than what's going on with SWMA, which is good news from our standpoint and some possibility at the state level of getting some relief which is a little further down the line. That's basically what we're working with at this point.

COMMISSIONER CAMPOS: Mr. Gonzalez, it seems, if I remember correctly a couple of meetings ago we talked about a federal or state fund for \$400,000, \$500,000. It was going to be applied for and that could be used for equipment for this type of problem. Is that pending or am I mistaken?

MR. GONZALEZ: That's been explored. I believe that was the program

that Reuben Montes spoke of when he was here. I don't know if Hank has any additional information.

MR. BLACKWELL: Yes, Mr. Chair, Commissioner Campos. A lot of those grant programs we have investigated. Probably, in my opinion, at least 75 percent of those grant programs really don't fit our needs, number one. We don't have the staff to actually pursue the grant or to administer the grant. Most of the grants give us equipment but no labor force, no overtime, no costs, and that's our biggest problem right now, number one. So that's part of the issue. Some of these grants, as Reuben Montes talked about, there's a \$350,000 grant, but that's a state-wide grant. You're competing with every other individual community and other jurisdiction in the state for \$350,000, which is not much.

As Mr. Gonzalez described to you, one of the things that we need right now is, these hand-loaded chippers, we're borrowing them right now. The work is brutal. The potential for injury is extremely high. The labor force involved, just in terms of the county, not counting what an immense job that the citizens do in clearing their brush. Again, the cost and the potential for injury as well as the difficulty of the hand labor itself is exhausting. And it's a very unsophisticated way to deal with this problem, but that's what we're doing right now.

We're doing that with salaried personnel because we have not had an overtime budget for three years. So we can only do this with salaried personnel giving up their weekends to do this. The few solid waste people and public work folks, my guess is they've either donated their time with comp time or they've taken some out of their overtime budget. We could not do this without solid waste and public works. But their resources are stretched very thin as well.

Some of the mechanized equipment that we need that's more sophisticated is very expensive, but if you start looking downstream in what we're saving in injury, what we're saving in labor force, what we're saving in other equipment use and wear and tear, it makes sense. And we're not only needing to use these in our neighborhood, but now that we're actually looking at an issue of open space and we're working with them, we actually cleared some of their trail this weekend and actually chipped and left the chip in place that they're going to reuse on the trail. But again, it was two days of hand labor and out of a three-mile trail and two days of work, I think we covered about 3/4 of a mile of one trail.

So the issue is huge and again, it's very unsophisticated and we just clearly do not have the resources on either side to even come close to dealing with the problem.

COMMISSIONER CAMPOS: Mr. Chair, I think the issue then becomes how can the County Commission come up with resources to help these problems. Do we need to raise fees? Do we redo our priorities so that we can bring some money to this program? I think it's something that really merits some serious thought. Thank you.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Commissioner Campos, some of my

thoughts are that if you don't have any staff to write these grants that we're talking about, they are competitive. At the same time, Reuben is willing to help in terms of facilitating that whole process, which he did with a couple of other grants that I'm familiar with. So I really encourage us to do whatever we can to look at that as a funding source. \$350,000, and it is allowable for staff because we're actually hire some staff on another project with Pojoaque Pueblo.

The other is, and it's kind of disconcerting to me somewhat, is that we had a call from BLM recently asking for us to participate in fuel reduction, fire reduction meeting that they were having in terms of again, looking at some additional funding resources and we were unable, I think to get anybody there from the Fire Department but Laura actually was able to finally attend that meeting and that's another potential source of -- if you look at these two sources, that's potentially \$700,000 between the two that could be coming to help offset some of the no-staff, no-money issue that we're looking at. But I think we need to certainly think out of the box in terms of the way we're looking at this, and I know I for one have been trying to look at different ways that we could offset these deficiencies that we have.

Because as much as I think we would like to, the reality is, just five minutes before Dr. Dutcher, pursuing all these grants. Maybe we need to look internally. Maybe Dr. Dutcher can help write a fire reduction proposal for us or somebody within staff. But maybe internally too we need to start looking and thinking out of the box in terms of how are we as a County going to provide services in the best interests for all residents and not maybe so much pigeon-hole everything that we're doing according to departments. So that's just my thoughts on that, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Hank, was there any possibility of working with the prison inmates on any of these initiatives?

MR. BLACKWELL: Commissioner Sullivan, members of the Commission, we've investigated that and that's a very difficult process in terms of getting the crews to work in that area. And again, a lot of times they're unreliable and they're very limited in terms of what they can do, when they can do it and where they can do it. So we've investigated that. We've been thinking out of the box, but the issue again, if I may address a couple of Commissioner Montoya's question. One, in terms of the grants, they're available, but again, out of that \$700,000 of grants, that's \$700,000 that's going to be competed for state-wide.

You're talking in terms of the cost of one month, without even chipping, you're talking \$50,000 to \$100,000 in terms of costs with labor and equipment and machinery, number one. Number two, quite frankly, we do not have the labor force to do that. I can talk publicly or we might want to meet in executive session to describe the difficulty in terms of what we're able to do and not right now, with our staff. But that's a difficult problem. We do not even have time to even write or pursue the grant at all right now. So the grants are minimal, but again, the issue is, and even if we apply for those grants, you're looking a year downstream. We've got a problem right now with labor and with

equipment, so it's kind of a double-edged sword and we've mentioned grant administration and looking at contracting or looking at working together. We've worked with Public Works. We've worked with Solid Waste. We've partnered with them. We're now partnering with Open Space. We're partnering with State Forestry. State Forestry has told us that they were going to give us an air curtain burner and a chipper. That's was two months ago. It's was a verbal commitment. We haven't heard a word from them since.

There's not much we can do to pursue that. So we're trying to think out of the box. The issue with the BLM meeting, again, I actually had two other meetings to go to and one was a national fire protection meeting dealing with this issue. And I had already committed to that months before. We got notice of this BLM meeting four days before the meeting. We don't have the staff to attend that. That was a BLM meeting to describe a \$350,000 grant that was available state-wide. There were probably going to be over 60 agencies competing for that \$350,000.

So again, part of it is time versus gain. That's the conundrum that we're stuck in right now in terms of County resources. And I think we all are thinking out of the box in terms of our meetings. And I have to say I really appreciate the support from our own County Manager, as busy as he is, he's been attending those meetings and actually trying to brainstorm with us to see where we can go with these funds. But right now, I wish I had better news, but I think it's time to say that I've been up here waving flags for about three years and things are not any better than they were three years ago. We're doing more with communities. They're expecting more and we're doing it with one or two volunteers, on the weekends and on the evenings. And there's only so much those one or two people can do.

COMMISSIONER MONTTOYA: Mr. Chair and Mr. Blackwell, I know that -- if it's been three years, this program is starting it's second year already and that's how Pojoaque Pueblo was able to get funded for this particular project now. Then the other piece, just regarding resources, as I had mentioned, Mr. Chair, maybe we need to look at providing some sort of grant writing team that can address this because if certain departments don't have the ability to do it because of staff shortage, which is what I'm hearing from you all, then we need to look at how we're going to address that countywide as I mentioned before, because otherwise, the reality is, Linda Dutcher, again using that as an example, applied for and received \$350,000 or whatever, against probably hundreds of other agencies nationwide as well.

But if we don't prioritize that and look at it the way they've done it in that department or whatever, then we need to talk to Robert Anaya and see what he's doing there that seems to be working. How do we transfer that then to other departments. You're not the only one that needs things. Public Works needs graders and tractors and loaders and all kinds of other things. So what we really need to do is look again, countywide how can we look at and proactively go after some of these things. That's all I'm suggesting.

STAN HOLDEN (Fire Chief): Mr. Chair, Commissioner Montoya, certainly we understand that. One of the things we looked at a couple years ago, in long-

range planning, was moving the emergency coordinator, as shared between the City and the County, to the County, as part of an overall organization change in that program. You will see hopefully at the November meeting a request from the Fire Department for a budget increase to the emergency management budget which would allow us to hire a full-time director for emergency management, whose specialty we hope to have being nothing but grant writing, who can look outside just the state but also nationally to try to bring you some grants.

What Hank is referring to specifically regarding these grants is that for years, the feds have force-fed us grants that were intended to purchase equipment and equipment only, and have always forgotten the labor side of the issue. And we have been stressing back to the feds, through our legislators and US representatives and senators, that continually giving us money for just the equipment is not going to solve our problem. We need to have the flexibility not only to hire staff but to also contract outside the county to bring in additional support to allow us to mitigate the problems that we have because it is so extensive.

And so, Commissioner Montoya, what we're hoping is that with the addition of this new FTE that will be 50 percent funded by the feds themselves, we will be able to go out and obtain some of those grants that we know may be able to assist us in the future. And I hope that answers that specific question.

COMMISSIONER MONTOYA: I think partially, and again I'm suggesting that we look at this countywide. Because if this individual has that experience, expertise, because it is an expertise for someone that has that ability to write that type of grant proposal, regardless of what they're writing it for, that we still look at countywide how we can address a lot of the issues that we're talking about, so that maybe they're part of a team of grant writers or grant seekers or something. But it certainly sounds like that's definitely going to be an asset for you to have.

CHIEF HOLDEN: Mr. Chair, Commissioner Montoya, certainly the concept of teamwork in the Fire Department is not lost. We certainly believe in teamwork. Of all the departments in the County, I think we have reached out as often as we possibly can to bring other organizations outside the County as well as within the County to try to work with us in mitigating problems. So we're certainly not opposed to that type of approach.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: Just a last comment. You know our Solid Waste fees are very low and we have a lot of pressure on our staff in Solid Waste, processing trees and everything they do just regularly. Now, we're charging \$25 for 26 visits, that's like 50 cents a week. It doesn't even come close to covering the cost. I've argued repeatedly, we've got to get our Solid Waste Department in order to and they'll be able to help a lot. So I think we seriously have to look at ourselves and what we can do to reprioritize what we budget and maybe add some increased fees at the Solid Waste or wherever we can. Because a lot of people are bringing trees in not just for defensive

protection, but for aesthetic purposes and they're bringing down hundreds and thousands of trees.

We've got to collect some money because we're paying for that. We've got to look at this seriously, at ourselves. We may have to reprioritize some of our policies and maybe look at Solid Waste fees. They're extremely low. They don't cover anything, really. We need people there, just more machines and tractors and improvements of the Solid Waste facilities and we're not getting it done because the Commission has artificially kept those things low for whatever reason.

CHIEF HOLDEN: Mr. Chair, if I could. Commissioner Campos, you're exactly right. I don't want to speak for James and his department but I can tell you the existing Public Works Department, when it comes to the transfer stations are extremely limited in staffing and time, and there's only so much we can do within the current configuration. Hank Blackwell donates more time to this program than he gets paid for his full-time job. He's a volunteer for Santa Fe County when it comes to this program. He doesn't get paid a penny for the efforts that he's put forth in the three years that he's been doing this fire-wise project. And the stress and the demands that are placed on your limited staff within this organization today, just for the services that we provide today, not taking on these other projects that we know are important and need to be accomplished are too overwhelming. And we're going to be at the point at some time in the very near future where we're going to lose good quality people as a result of our inability to bring more money into the County to try to address these special projects and these special programs. And that's a reality. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Gerald, I had a thought. It seems like we have a short-term and a long-term issue here, the long-term one being that we've always talked about some type of grant writing capability in-house that would be available to all the departments. Short term we have this problem of dead trees and what to do with them. I don't know what grants are out there. Is it possible that one of our constituent representatives could take this on as a short-term project to look at, go through the Internet and go through the catalogue on federal grants and see. I think Stan and Hank are right. You've got to find a tailored grant. You can go after these things on a scatter-shot basis and end up with more conditions than you do money and it's not worth the effort. But if you can find one or two that's very close to what we want and are timely -- if they're a year down the road that's not going to help us either. It's just a thought but it is a serious concern.

I think all the Commissioners are getting inquiries about how do we get help with fuel reduction problems. Is that a possibility?

MR. GONZALEZ: Mr. Chair and members of the Commission, that's one possibility. I know that the constituent services representatives are already participating in the meetings that we have every Friday. I've spoken with Julian Barela also about having him do some support work for the committee. So we'll be glad to pursue that.

CHAIRMAN SULLIVAN: I know that in talking with Jennifer she was

indicating that in talking to, I think it was either Phoenix or Tucson and getting some information from a PR standpoint how you get the information out and so forth, but I'm thinking if we go one step further and say, okay, let's just allocate a block of time and go and search all the resources and see where we can find some grant monies and if it looks worthwhile, spend the eight hours to fill out a grant application. Again, on a short-term basis, because when you talk about constituent services, these are the services that our constituents are asking us to provide now, and unfortunately we didn't budget for them. We hadn't planned for them. We didn't know that the bark beetles were coming. We didn't know that the drought was coming, and there's lots of excuses but now we've got to do something beyond the excuses.

MR. GONZALEZ: I agree, Mr. Chair. One of the issue that has arisen and it also is one that we've wrestled with in the committee is the issue of the message to the public, because that is part of our service to the public. And the difficulty is, if you talk to the federal agencies, you talk to the state agencies and then you talk to the City and talk to us internally, each of us has a slightly different message, and that message needs to be coherent if we're going to put it out to the public. So that's one of the issues that we've been dealing with, trying to put together a coherent message so that when we talk to the public and we're in the process of creating a website where that will be posted, including additional information, we'll be able to tell them, okay, this is what ought to be priority, this is how it ought to be prioritized. We've been working on mapping, so that we can identify specific fire prevention corridors. Because it doesn't do any good to be removing for aesthetic purposes dry fuel wood when we're better off in some ways prioritizing removing the fuel wood that's going to create problems in the event that we do have a fire.

So all of those issues are being puzzled through at the committee. It's part of what we're wrestling, but not only do we need to get our County message straight, we also need to make sure that the message that we send out is the same message that the state is sending out and the federal agencies are sending out. We're the ones that proposed bringing them all together for a summit meeting in order to do that. The City of Santa Fe seized on that idea and now they think that that's a good idea and are helping us move forward with that, but it's been a step by step process in terms of working our way through all those issues. We will take your suggestion and see if we can't provide an inventory of what's out there so we can make that available to the Commission and get your further suggestions.

CHAIRMAN SULLIVAN: I just think our Fire Department has always led the way on these initiatives. I say, let's not wait for the state any longer. Let's do something, even if it's not anywhere near as much as needs to be done, it's something we can point to and get a start. I certainly see your point that we need to prioritize those areas on a regional basis. Everybody would like the deadwood removed from their environs, but that may not be the wisest decision from an overall fire containment point of view. We'll look to our Fire Department to guide us on that.

I think sometimes we're meeting ourselves to death. We walk out of these meetings and we say, You know, it's déjà vu all over again. And at some point in time we have to

do something. And I guess what you're hearing is some frustration on the part of the Commission about let's do something tangible. Other questions or comments?
Commissioner Campos.

COMMISSIONER CAMPOS: Just a comment. I think what we need to do is look at our priorities and budget. Look at programs that we may not be able to afford anymore and rededicate these funds within our existing budget. Look at Solid Waste fees. They're artificially low. We've got to look at those seriously. And third, zoning changes. We've got to stop approving subdivisions in areas where there's huge fuel loads, because this gets us right into the problem. It's what happened in California. That's what we've been doing for 25 years. We've been approving development up in the mountains with loads of fuel. Now we're spending billions of dollars to try to get the fuel thinned out.

We've got to get real about this and stop saying, Hey, what we did in the past is good enough. We need to take some real radical changes in our approach. We've got to look at ourselves. We can't just go out there and ask the feds or the state. Let's look at ourselves. We have money. We may have to reprioritize and make some tough decisions. I think that's what we need to do.

CHAIRMAN SULLIVAN: Other comments, questions? Commissioner Anaya.

COMMISSIONER ANAYA: Stan, is there any way we can use some of that quarter percent money to purchase some chippers, big chippers?

CHIEF HOLDEN: The fire protection excise tax is specific to the types of equipment and fire apparatus that can be purchased. We have discussed internally ways of trying to reallocate other expenses into other funds to free up monies to buy chippers. Unfortunately, the monies that we receive from the general fund are limited to salary and expenses primarily for our regional staff. We have a very small department when it comes to paid staff. Those monies that we do receive through the MOA to pay for funding pays for staff salaries and personnel expenses.

All the other expenses come out of our other funds. Those funds that are limited, that can pay for operating expenses but cannot be utilized for salaries and expenses like that. So we have looked at that internally. Being able to prioritize buying a chipper for a specific reason over buying Chimayo the new pumper that they've been waiting five years for and is next in line to buy is a very difficult decision to make within the department, because both of them have positive and negative effects on that community.

COMMISSIONER ANAYA: But wouldn't you think the chipper would be more of a positive effect on the community as a whole than the engine? Because right now you've got an engine there, correct? I don't know what year it is. That, and then there's the other fund that we get from, when somebody builds a house, there's another --

CHIEF HOLDEN: Impact fee.

COMMISSIONER ANAYA: Impact fees. Can we use those impact fees.

CHIEF HOLDEN: We cannot. No.

COMMISSIONER ANAYA: Why not?

CHIEF HOLDEN: Those items are specific to what can be purchased to improve ISO ratings. It's in the ordinance. It's in the state law. It's in state statute.

COMMISSIONER MONTROYA: What's ISO? I'm sorry.

CHIEF HOLDEN: The Insurance Service Organization. It's the independent national organization that determines the rating for each individual fire district or municipal fire department. And those funds have to be spent on improving specifically those areas.

COMMISSIONER ANAYA: Mr. Chair, who makes the decision on who purchases a fire engine in let's say, for example, Chimayo? Who makes those decisions?

CHIEF HOLDEN: Ultimately, the Commission makes that decision.

COMMISSIONER ANAYA: Okay, so we could make the decision with that quarter percent money to purchase a chipper.

CHIEF HOLDEN: You could. You could take the decision away from the volunteer fire chiefs who make a recommendation to me, then we bring that recommendation forward to you in the five-year plan of how you utilize those funds. But I would caution the Commission that you may take action that would adversely affect some of our volunteers and their incentive to volunteer in their community. The equipment and the apparatus and the stations and the little things in their districts are the incentives that they get. They do not get paid to provide the services in those communities. And we would want to be cautious in the way we move forward with the decision in that manner.

COMMISSIONER ANAYA: Mr. Chair, I think that if we do decide to do that, we would put it in your hands to go over there and explain to the different communities out there, different fire departments that there is a need for these chippers. And I hear you -- I see you laughing over there. Is there something that I'm not getting?

CHIEF HOLDEN: No, I'm not laughing.

COMMISSIONER ANAYA: I was a fireman.

CHIEF HOLDEN: Yes, I remember.

COMMISSIONER ANAYA: And I understand exactly what goes on.

CHIEF HOLDEN: I think you do understand exactly what happens at that level. And that's why, if you see me smiling, you know what I'm communicating to you. You know how dearly those folks hold on to their funds and how important it is in their community. And to have the County go back and tell them how we want them to spend the monies that they have, in their minds, earned with their volunteer work for the County is a very dangerous precedent to set. That's all I'm saying. You certainly, as the Commission, as the full body of the Commission have the right to expend those funds the way the Commission feels is best for the community. But there are secondary effects that we need to be cautious of along that road.

COMMISSIONER ANAYA: Thank you.

CHAIRMAN SULLIVAN: Just to follow up on that, Stan. I see your point, but I'm wondering, how many fire districts do we have?

CHIEF HOLDEN: Fifteen.

CHAIRMAN SULLIVAN: Fifteen. So if you went to each fire district and

said, You know, we have a problem. We're trying to prevent fires here as well as fight fires and the equipment that we have on line for you is equipment to fight fires, as I saw in today's Consent Calendar, regulators for oxygen bottles and things of that nature. We also need equipment to prevent fires. One of those things that we need is a \$200,000 chipper, which would be used in all districts. Would not those volunteers be equally as interested in preventing fires as they would be in fighting fires?

CHIEF HOLDEN: Well, I certainly think that there is interest among the volunteers in preventing fires. What they may not be as interested in doing is providing the funding they feel should come from other funding sources to take on that problem. They are a fire protection force. They are not the fire prevention force. Their responsibility is to provide emergency services, not preventative services. Commissioner, I certainly understand from a fire perspective how prevention in a community is very much worth the money that is expended. That debate doesn't need to happen. But what I'm talking about is you have a volunteer force today, that if you as a Commission tried to replace tomorrow, or had to replace tomorrow as a result of action of this Board, you'd be looking at about \$6.5 million to replace.

CHAIRMAN SULLIVAN: I'm not suggesting --

CHIEF HOLDEN: I could go on.

CHAIRMAN SULLIVAN: I'm not suggesting a coup d'etat here. I'm suggesting that it might be useful, when we have an emergency, which we now have, for everyone to pitch in. We've been trimming back the County budget everywhere we can on the general fund budget, reducing or not adding FTEs and that type of thing. I'm just suggesting would it would be worthwhile for you, when you go back and communicate with these districts, to bring that out as an issue to them and to say, What do you think? Is this something that you could support and not shove it down their throats.

CHIEF HOLDEN: Mr. Chair, if those people felt that the Commission or the County was meeting them half-way, they might readily agree to that. But in the absence of the Commission moving forward with direction or support for the programs that are already in existence for the last three years in the Fire Department, that we tried to present to you over the last three years -- and I realize not all the Commission members have been here three years. I understand that. But Hank, for instance, just as one individual, when he donates his time and volunteers his time, it's very difficult for me to go back to him and say, Now, I know you're donating your time and you're volunteering your time and providing this service to the community, but now we need to also reach into your pocket and get that dime to buy more equipment to help you volunteer more time so that you can provide more service to your community. Does that make sense, Mr. Chair? I hope I'm communicating rationally, in an understandable way to the Commission, that the volunteer service that you already receive from these volunteers has a significant value to our community.

CHAIRMAN SULLIVAN: Nobody disputes that. My suggestion --

CHIEF HOLDEN: I would hate to see us take action at the County, and I

include myself there with you, because I speak for the Commission, I would hate for us to take action that would in some way provide a disincentive or somehow send the wrong message to those volunteers in our communities and have them leave as a result because we could not replace them.

CHAIRMAN SULLIVAN: I wouldn't want to send that message. The message I would want to send is to have you go back to them and say, We have a problem. What kind of recommendations do you want me to bring back to the County Commission? And one recommendation is get more money. Okay. We hear that recommendation all the time and we need to be a little bit more insightful than just that. We need to have some specific suggestions. And engage them in the process. They are a part of this team that we have out there that provides a service to our community. Now the community is saying, Can you help?

I'm asking, suggesting, that they come back through you and Hank with some suggestions in their own district meetings. Put this on the agenda and say, how do you think, what do you want me to ask, how do you think you can help? We can help? What recommendations would you have in addition to print more money? That's what I'm suggesting. Engage them in this problem resolution.

CHIEF HOLDEN: Mr. Chair, they're engaged in the problem. But I will certainly specifically ask them for their recommendations back to the Commission and I'll be happy to provide those suggestions back to you.

CHAIRMAN SULLIVAN: Because we're very proud of the work that they do. So I for one would be quite interested in the recommendations they have.

CHIEF HOLDEN: We will take that message back, Mr. Chair.

CHAIRMAN SULLIVAN: Mr. Blackwell.

MR. BLACKWELL: Mr. Chair, members of the Commission, Commissioner Anaya, first of all, I'll apologize. Right now, my frustration level is very high. And I'm speaking for myself. Obviously, I think my boss right now would just as soon I not have the podium. But my frustration is high, and I'll be very honest with you. And my frustration stems with, not only in terms of what we're trying to do and what we believe it, but every time I've come before you, what you've wanted us to do us to do is to find new ways to fund how to get a chipper. And my frustration is high. I don't think that's the way to do business.

I agree with Chief Holden. The issue of trying to replace a fire engine, you're putting our firefighters at risk. That's untenable to me, in terms of trying to hold on to equipment that may be aged. That's number one, and that is unacceptable to me. Secondly, the issue is it's a chipper. Fire prevention in terms of this it's a countywide need, but that means it's a countywide need. You've got Solid Waste, you've got Public Works, you've got Open Space, you've got the County Manager, you've got the City. We've partnered with 12 different communities. We're working the problem with partnership, but we need partnership from you. And part of that in my opinion is to not repeatedly say, Well, we understand the problem. Go find somebody else to fund your issue.

I understand your difficulty with the limited budget. I really do, but the suggestion to defer replacement of a fire engine that's in the five-year plan that has to do with an issue of safety and response, I don't think is the right way to go about it. In all due respect --

[Commissioner Duran joins the proceedings.]

CHAIRMAN SULLIVAN: Well, Hank, let me put the question back to you. We have a budget that's hopefully balanced, according to Susan, although it may not be by the end of the year if things continue the way they've been going at the jail. Where would you recommend we take the money from? We have about a \$36 million general fund budget. Where would you suggest that we pull money from, which department, to fund this initiative.

COMMISSIONER CAMPOS: Mr. Chair, I think that's an unfair question.

CHAIRMAN SULLIVAN: Well, I think he's asking us the same question. And that is find us the money and I'm asking for your recommendation, because it would have to come from existing budgeted funds. And you're saying on one hand, don't take it from fire equipment, because it will hurt morale, it will provide safety problems, and I'm asking you, where should we take it from? The Public Works Department?

COMMISSIONER CAMPOS: Mr. Chair, I think it's unfair. That's our job to put the budget together --

CHAIRMAN SULLIVAN: Well, we need staff recommendations.

COMMISSIONER CAMPOS: And this is a priority. It's our job to see where we're going to cut the budget and reprioritize the funds.

CHAIRMAN SULLIVAN: But that's the same -- what I'm saying is that I'm posing the same question to you as you're posing to me and that is where do you want to split the baby here.

COMMISSIONER DURAN: Let's take it from Public Works.

CHAIRMAN SULLIVAN: They're sitting up front there. Let's take it from them.

MR. BLACKWELL: Mr. Chair, members of the Commission, again, I apologize for my frustration. And if that's unacceptable or if it's unprofessional right now, I apologize. I'll accept the consequences. My frustration is high because we're trying to do something with nothing. I think my comment was I know that my frustration is we can't rob Peter to pay Paul in the Fire Department. We can't do it in Public Works. I understand that. We're stretched too thinly. And I think that was my statement. I alluded to the fact that I'm not sure where the money will come from but looking at grants down the road, I've applied for seven grants in the last two years and they've all been turned down.

Some of that's political, some may be just my fault. But we've got to look at other avenues. That's all I'm saying. We need to team in a broader respect in terms of the County to try to figure out what this problem is and how to solve it. And I'm just frustrated. I don't know that replacing one budget item or line item with another, you're filling one hole and creating another, and I just don't think that's going to work. I don't know what the answer is. I surely am not suggesting taking any money from any of the

other County departments. They're just as overstressed as we are. And they're partnering with us now on a shoestring and we couldn't do without their help.

I just want to again, just apologize again, for my frustration, but it's very high right now and I'm not sure what to do and I'm wearing out good, honest, hard-working County employees that believe in what they're doing and I'm wearing them out. I'm burning them at both ends and that's why my frustration is high.'

CHAIRMAN SULLIVAN: I think Ms. Lucero behind you has the answer to your problems. She wants to say something.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I know Stan, or Hank, you've been working very hard. Everybody's been working hard. And we've got to pull together as a County to try to solve these issues. And I don't want to go take the fire engine away from Galisteo if they had one on order. I don't want to do that. But we are Santa Fe County and we've got to stick together. We've got to work for the road department, help the road department, help the fire department, and if you took it the wrong way, I didn't mean it that way. We've got to come together and the reason I asked is because I knew we had that money there.

And I don't want to piss off the Fire Department people, or the volunteers. I know what they go through. I know that they're expecting that new engine and they want to see it roll in like I saw mine roll in in Galisteo. But if we go back to those chiefs meeting, and I'm not just talking about the Fire Department, I'm talking about all the departments. If you have money that you think that you can spare, we need to talk about it and see if we can help the County out. So, Mr. Chair, Commissioners, that's where I'm coming from. I don't want -- I know that the volunteers work hard. They're up at 2:00 in the morning going to an emergency medical call. They've got their pagers strapped to their hips, trying to protect everybody and help everybody, but I think it's time that we need to work together. This issue about the bark beetle and trees and all the other stuff that's going on, it can get to you. It gets to me too. I get the phone calls, What are we going to do? What are we going to do? Well, I'm not the only County Commissioner.

CHAIRMAN SULLIVAN: You're the one whose phone number we give out.

COMMISSIONER DURAN: I'm a short-timer.

COMMISSIONER ANAYA: Stop giving my number out. But I think, I know, Hank, you're frustrated. You're not the only one frustrated. But now it's time to try to find other monies so we don't turn out to be like the state of California and it's going to cost billions when we're looking for maybe millions now. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Ms. Lucero. Did you have something you wanted to add?

MS. LUCERO: Mr. Chair, members of the Commission, what I'd like to do is take Chief Blackwell's suggestion about having a bake sale. No, I'm sorry. I'm just

trying to calm everything down. I have one suggestion. This would be kind of a short-term fix, but you may recall back in September the Commission approved an early pay-out of our environmental bond that was issued back about ten years ago, that we purchased at that time some equipment and so on for the transfer stations or actually creating a transfer station. There is a reserve fund and I have to review the cash balance in there, that is remaining after that pay-off that could be used for the purchase of some type of environmental type equipment as we're talking about a tub grinder.

It may not be quite the \$200,000 and some you need but it would probably be close to it. And I'd recommend maybe, on a temporary basis at least to help us alleviate a lot of the pressure that we currently have in terms of our current, brand-new tub grinder to consider that source and then work long term as far as how we accommodate the whole county and retrieving this biomass material.

CHAIRMAN SULLIVAN: Thank you, Ms. Lucero. Mr. Lujan, did you want to make a statement?

MR. LUJAN: We also want to look at repairing the old one that broke down. Hank and I have talked about it and we'll see if we can get that going and possibly have three if we can purchase another one. But that is what is needed. So we'll look at possibly fixing the old one, getting some repairs to it and see if we can get that one going also. But Susan and I talked about that issue and see if we can just purchase another one. Basically, that's it.

CHAIRMAN SULLIVAN: Thank you. Any other comments, questions from the Commission? Thank you, Mr. Blackwell.

COMMISSIONER MONTOYA: You were serious about fixing everything then James.

CHAIRMAN SULLIVAN: As always, our fuel reduction task force reports are spirited ones.

XI. D. Land Use Department

1. Update and Request Direction on the Adoption of the Road Plan for the Community College District as an Amendment to the Santa Fe Urban and Extraterritorial Future Roads Plan and Adoption of Amendments to the Santa Fe Community College Ordinance

JUDY MCGOWAN (Senior Planner): Mr. Chair, Commissioners, I'll try to be very brief, because I know you've still got quite a bit of your agenda to cover. Accompanying your memo was a colorful chart where we tried to lay out some kind of flow chart of what was going on. You'll notice that there have been at least two authorizations for projects in the Community College District. The first one, the roads plan was authorized actually when the original future and urban and extraterritorial road plan

was adopted in 1999. That's the ARTF Plan. And it was suggested at that time that the final piece of that plan to replace the old plan, which is still on the books, was the roads in the Community College District and that's when that work started.

Then in February 2002, the Board authorized and the EZA authorized what we call phase 2 of the Community College District Ordinance, which was to look at what design standards might be needed, and as part of that, amendments to the affordable housing requirements to cover all housing, not just fee-simple lot housing in the Community College District. And what we tried to lay out in the chart was the progress of each of these, what has happened and I then want to ask for direction for how to proceed.

If you'll notice, the road plan, we had a contract with Al Pitts to gather the data, process the data and come up with land use assumptions and all the different data inputs that are needed to run the T-model analysis, to test the network that we had adopted preliminarily at the end of the year 2000 with the ordinance. That work also involved recalibrating the City's T-model, which was very time consuming. Al gave us a report last November, almost a year ago, and that has been sitting.

The ordinance, I worked with a task force of people who had worked on the original Community College District plan and ordinance and we came up with a draft for some design standards and also began work on the affordable housing section, also with Mike Loftin and Robert Anaya. The affordable housing section is not a completed draft. When the Board authorized the fiscal impact report last, I guess December of 2002, work stopped on both of those projects, assuming that there may be implications from the fiscal impact report that would feed back into those projects.

Since we had an update of the fiscal impact report earlier this month, it seems clear that there's varying impacts of the fiscal impact report on those two projects. Staff has met with the Manager and we believe that the ordinance and design standards should probably wait until the fiscal impact report is done because it seems clear that there will be further recommended amendments that you may direct staff to do that would come out of that fiscal impact report.

The road plan, which has to do with the road network only, and is an amendment to the ARTF Plan, we believe can move forward so we're requesting direction as to whether you agree with that analysis and would recommend that we move forward with the road plan in the first of the year, and wait on moving forward with the other ordinance amendment until we have further direction from you on what amendments to put in that will come out of the fiscal impact report and if you agree with that we would like some direction on whether we should do this as individual public hearings for each of the multitudinous bodies that this has to go to for review and approval or whether you would direct us to seek out special meetings and joint meetings for review.

CHAIRMAN SULLIVAN: Questions for Judy? Commissioner Montoya.

COMMISSIONER MONTOYA: Judy, some of those meetings you're talking about are the EZC, CDRC.

MS. MCGOWAN: Yes.

COMMISSIONER MONTOYA: Who else besides those two prior to the EZA as well.

MS. MCGOWAN: Both of these ordinances would have to go through -- or ordinances and resolutions would go through the review bodies for the County and the review bodies for the EZ, since the area laps both jurisdictions.

COMMISSIONER MONTOYA: If we had individual meetings, how long are you looking at the process?

MS. MCGOWAN: I could take out a calendar and look at that. I would imagine with joint meetings, you always have the issue of can you find a date that's agreeable to the various bodies but the original ARTF plan, I think went through in like six weeks to two months, with using the joint meeting process. Without the joint meeting process it could be three months or longer.

COMMISSIONER MONTOYA: So it may make sense then to look at doing joint meetings as opposed to individual.

MS. MCGOWAN: It may. It's partly up to each individual body to be able to agree to that and help schedule it.

COMMISSIONER MONTOYA: Now, as part of that process, did you include the BCC in those as well or was that its own separate meeting once it went through the other committees?

MS. MCGOWAN: The original, just speaking about the roads plan, the original ARTF plan, went to the transportation policy board first, I believe, and that was the slow-up because they didn't get a quorum, or the quorum dissolved so we had to wait another month and go back. And then there was a joint meeting of City Planning Commission, CDRC, EZC and a joint meeting of the City Council and the Board of County Commissioners. So that was done in basically three meetings.

COMMISSIONER MONTOYA: Thank you, Mr. Chair. That's all.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Judy, so what you're telling us is that Al Pitts has completed his T-model analysis? Looking at your chart?

MS. MCGOWAN: That's right. And he has submitted draft recommendations. There have been some changes in circumstances from when the original network was laid out, which you may be aware of. One of them had to do with the Highway Department's recommendation on Dinosaur Trail for the Gardner project.

COMMISSIONER DURAN: Right.

MS. MCGOWAN: And that would be a change in an alignment on the map, so that would have to be worked in. There may be some other amendments that would have to be looked at.

COMMISSIONER DURAN: I heard the Gardner deal might go south. Did you hear that?

MS. MCGOWAN: Do you mean physically south?

CHAIRMAN SULLIVAN: South to Stanley?

COMMISSIONER DURAN: It may not come to that. It may be a dead deal. Have you heard anything about that?

MS. MCGOWAN: I know nothing about that. The only thing I'm aware relative to that is that the Highway Department has requested that we not use the existing access for Dinosaur Trail on the State Route 14 but that we relocate that. So that would have to be an addition to Al's recommendation.

COMMISSIONER DURAN: Wasn't that a condition to the approval of the Gardner property? Did we require that we relocate it?

MS. MCGOWAN: Yes.

COMMISSIONER DURAN: I think that's part of the reason why it's going south. The cost of that. So, just to get back on track here, so Al Pitts has completed his draft road plan and beginning in the first of the year, staff believes that we're ready to move forward on adopting that plan?

MS. MCGOWAN: That's correct.

COMMISSIONER DURAN: So it will go through all the committees and hearings and public hearings and everything. Okay. Then the other part of your chart deals with the ordinances. So the plan would be adopted but the ordinances, you're suggesting that we should wait until after the fiscal impact study has been completed, to see if there's going to be any amendments?

MS. MCGOWAN: That's correct. We heard the report two weeks ago from EPS where they're going to make some recommendations that might affect the zoning requirements or the zoning map, and that's the content of that Community College District Ordinance. It seemed to make sense to staff and to you Manager that we, rather than adopt the ordinance and then come back and amend it again, that we wait and do those amendments all at one time.

COMMISSIONER DURAN: But the road plan could be adopted.

MS. MCGOWAN: That's our belief.

COMMISSIONER DURAN: Okay. Thank you.

CHAIRMAN SULLIVAN: Question, Judy. When will the fiscal impact study be done?

MS. MCGOWAN: It's scheduled to be done before the end of December, I believe. Their contract is up at the end of the year.

CHAIRMAN SULLIVAN: Okay, so you're not talking about starting with the road process until January anyway, so it would seem to me prudent to wait until the fiscal impact report was done on the roads as well as the ordinances, only because they've made certain assumptions in there as to which roads are going to be developer-built roads and which roads will be County roads or private roads. Based on your discussion, more of them may be private, homeowner roads. And that's a function of the maintenance costs that are calculated, annual maintenance costs that are ground into that impact analysis or that impact report. So it seems like if they stay on time, we might be able to have the benefit of that for both the roads plan and the ordinance amendments.

MS. MCGOWAN: Well, the problem with adding that to the roads plan is the roads plan right now does not designate which roads are County and which roads are private. It assumes that unless the County or the state or the City say otherwise, the roads will be developer-built. And to do some kind of determination just for the Community College District of which roads might be County and which roads might eventually be private, would mean that would be completed for only a piece of the network and I agree that that's probably a good project for the County to consider, which roads might be County, which roads should be County, which roads shouldn't be County, but it seems to me that that's a much bigger project than this piece of a road plan and also a project that's not a Land Use Department project necessarily. I certainly don't feel like I could take that on as the Planning Division staff. It seems to me that involves Public Works and probably the Fire Department and definitely the Finance Department in addition.

CHAIRMAN SULLIVAN: I'm just trying to get the most accurate fiscal impact analysis that we can and if they're going to assume that the roads are developer-built and County owned or County maintained subsequent to the developers building them, then that would be one set of criteria. But if they're going to assume that beyond a certain level of road, whether they're cul-de-sacs of minor roads, are going to remain as homeowner association roads for maintenance, then that wouldn't figure into the fiscal impact report. So we wouldn't have to worry about those in terms of maintenance. And they are going to make assumptions in that regard, aren't they, in the report?

MS. MCGOWAN: Yes, Commissioner Sullivan. Those are assumptions being made as part of the fiscal impact study. Those assumptions are not in the road network plan at all. The assumptions are independent of what's in the road plan.

CHAIRMAN SULLIVAN: So when we do the road network plan, if we show a road that goes through the Community College District and exits and enters, we're not going to designate whether that's going to be a County road or a developer road or homeowner road, we're just going to say, we need a road.

MS. MCGOWAN: That's correct.

CHAIRMAN SULLIVAN: But we're not going to make a determination if that's an arterial or a collector or anything. We're just going to say there's going to be a road and then each developer that develops along a portion of that road, would they then pay it for a portion of that road, or how would the whole road get built?

MS. MCGOWAN: That is an issue. And the priority of which roads. There are a number of developments, may not in the Community College District that may have three potential arterials on their property and there are no criteria right now for the staff to decide which is the most important road to be built. And we can work on that. I guess what I'm saying is that the best seems to be a whole additional project that's probably a countywide project, not just for one section of a road network. Because some of the questions that are coming up immediately have to do with roads that aren't in the Community College District.

CHAIRMAN SULLIVAN: Okay, other questions for Judy? I guess in

summary I just see that it's going to be done, if you're going to start with this in January, with the roads and the fiscal impact report's going to be done, it's kind of a non-issue. You can use it for whatever help it provides you. It seems like what you're saying is that if it were to take longer than January that you'd want to press on with the road planning.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Correct me if I'm wrong. You're not programming to start the road planning activities until January. You said starting in January.

MS. MCGOWAN: There are probably some activities we would start, such as coming up with ordinance drafts and large-scale maps to illustrate what is being proposed to be recommended in or recommended out of the road plan. But that's correct. We wouldn't go forward to public hearings.

CHAIRMAN SULLIVAN: Your recommendation, it says, Staff is requesting direction on whether to proceed with review of the road plan in January to be adopted by County resolution. So this review process would start in January, which is only two months from now.

MS. MCGOWAN: That's correct.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Judy, is there any reason not to wait? Is there any rush? We've waited all this time.

MS. MCGOWAN: I don't know. I'm asking direction from the Board whether we should wait, not wait, move ahead. One of the problems we have with this is the longer you wait on all these, the more likely it becomes that you have to go back and redo the data and reprogram and rerun the model.

COMMISSIONER DURAN: Well, they never have before. That's why I'm confused. Okay, well, I kind of agree if the fiscal impact report is going to be in January, why not have it all in front of us when we decide which roads we're going to delete, which ones we're going to support, which are going to be County maintained, which ones developer maintained and then we can move into the ordinances right after that, or even at the same time, based on decisions that we've made in that process.

CHAIRMAN SULLIVAN: And one of the reasons I think that the two could go together, because part of the ordinances, and correct me if I'm wrong, Judy, is setting road standards, or revising some of the road standards in the Community College District.

MS. MCGOWAN: Road standards are not part of what's being proposed for revision.

CHAIRMAN SULLIVAN: Okay, so there's no proposal for changing the road design standards. Because there have been some individuals that have come forward and said that those standards don't apply to roads that go into villages, for example. And those roads should be smaller or they shouldn't have the same parking requirements and so

forth. So there won't be any changes to the road standards proposed.

MS. MCGOWAN: We adopted new road standards just for the Community College District when we adopted that ordinance.

CHAIRMAN SULLIVAN: I understand. So there won't be any proposed changes to those now.

MS. MCGOWAN: Not to my knowledge.

CHAIRMAN SULLIVAN: So we don't need to worry about widths of roads and parking requirements and so forth? Okay.

COMMISSIONER MONTOYA: Mr. Chair, those two go together. We can't do three, right? Which is to have hearings?

CHAIRMAN SULLIVAN: Save ourselves a set of hearings, really.

COMMISSIONER MONTOYA: And then maybe we want to have joint special hearings at that point then?

CHAIRMAN SULLIVAN: Well, in the past it's been very difficult for staff. The Commission will pass an ordinance and then it will go to another body and they'll add one change to it. So then it has to come back to the first body with that change. So it's a ping pong game. And I think wherever possible they've tried to set up joint meetings and I think those work as long as you have some adequate based information that you're providing to them and it's not just dropped on a desk the day of the committee with 28 amendments to it the day of the meeting. As long as you have that information that's put out to the joint committees sufficiently ahead of time so that they can call you and ask questions and so forth, then those joint meetings are good because if there are differences of opinion, they can be brought up in the same meeting and hashed out hopefully, as opposed to ping ponging back and forth.

COMMISSIONER MONTOYA: So then once we have the fiscal impact study, review of the roads plan, we'll have joint hearings, is what I'm hearing that they're suggesting.

CHAIRMAN SULLIVAN: That's one option that they're presenting, yes. Or I think the other option that Judy's presenting is do you want the staff to go to each one of the approval bodies separately.

COMMISSIONER MONTOYA: Sounds like it works better jointly.

COMMISSIONER DURAN: Is that EZA, BCC? Those are the two bodies, right?

CHAIRMAN SULLIVAN: That's one of them.

COMMISSIONER MONTOYA: RPA.

COMMISSIONER DURAN: So BCC, EZA, RPA.

CHAIRMAN SULLIVAN: And also EZC, EZA.

MS. MCGOWAN: CCDRC, CDRC.

COMMISSIONER DURAN: But the CDRC and EZC are just recommending bodies.

CHAIRMAN SULLIVAN: Yes, but at least we get them all on the same

sheet of music.

COMMISSIONER MONTOYA: Did we leave any initials out?

CHAIRMAN SULLIVAN: ABC.

COMMISSIONER MONTOYA: JPO.

COMMISSIONER DURAN: MTV.

CHAIRMAN SULLIVAN: If it was getting late, I'd say it's getting late, but it's not getting late, gentlemen. Okay, so can we focus this down into some direction? It sounds like we're going to put things together, the roads and the ordinances and kind of start that process in January and wherever possible get joint hearings to expedite that.

COMMISSIONER DURAN: Second.

CHAIRMAN SULLIVAN: Does that capture the --

COMMISSIONER DURAN: That sounds good.

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: Does it make sense to wait until after the fiscal impact study is done? To assess it, assimilate it, figure it out. It's not going to just -- here's the plan. You immediately you're going to assimilate it or understand it.

CHAIRMAN SULLIVAN: Well, that's what I was saying, by having them both start together in January. Because by then the fiscal impact study will be done.

COMMISSIONER DURAN: We can do it all together.

COMMISSIONER CAMPOS: I don't think so.

CHAIRMAN SULLIVAN: You think they need to go separately?

COMMISSIONER CAMPOS: Absolutely. There's a lot going on.

CHAIRMAN SULLIVAN: Would you put -- let me ask the staff. Judy, would you put the roads and ordinances together or would you like to see them separated out?

MS. MCGOWAN: We talked about all the various options and I believe for you to look at the fiscal impact report, plus the roads plan, plus the ordinance amendments is a supermeeting. It's much more than a portion of a meeting.

CHAIRMAN SULLIVAN: No, I'm not suggesting that. Just the two roads and ordinance. I'm suggesting the fiscal impact report comes in. We digest that. We discuss it. We have a presentation on it. And then the next step is we move forward with the roads and ordinances.

MS. MCGOWAN: That's probably doable.

CHAIRMAN SULLIVAN: Is that doable? Okay. Does that seem reasonable to everyone? Is that adequate direction? Do you need a motion? Something in blood?

COMMISSIONER CAMPOS: What about the special meetings?

CHAIRMAN SULLIVAN: Well, I think what we said, where possible and where they can be arranged with the bodies --

COMMISSIONER CAMPOS: I'm assuming we're going to have study sessions. This is a lot of material to digest before the joint meetings.

CHAIRMAN SULLIVAN: The special meetings may be joint study sessions too. I think that's a good use of time.

COMMISSIONER CAMPOS: A lot of people, to get good dialogue going, I would think. If you have too many commissions it's hard to get the discussion and understand what's going on.

CHAIRMAN SULLIVAN: Focus the public input on certain study sessions.

MS. MCGOWAN: Certainly. We can make sure there are study sessions and work with the Manager to come up with the best schedule for how that could be accomplished.

CHAIRMAN SULLIVAN: Okay.

MS. MCGOWAN: Thank you.

CHAIRMAN SULLIVAN: Thank you, Judy.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Could I just backtrack for just one quick second. When we approved the Consent Calendar, item L was request for approval and execution for the grant agreement for the Agua Fria water and sewer phase 3 project from the New Mexico Environmental Department. My understanding is that should have been phase 2. There is no phase 1 project at this point. I saw Ramon here from the Agua Fria Village. I guess he's not here. Ramon, I just wanted to ask you to help me clarify this. On the request for approval and execution of a grant agreement for the Agua Fria water and sewer improvements, it says phase 3 project. I got a call from Tamara earlier. I couldn't take it but she left a message that it should have been phase 2.

ROMAN ROMERO: The sewer on Agua Fria Street you're talking about?

COMMISSIONER DURAN: Right.

MR. ROMERO: No, it's going to be going to phase 3.

COMMISSIONER DURAN: So it is noticed properly then. If you are in agreement that it's phase 3 that we're working on then I'm fine.

MR. ROMERO: Yes, phase 2 has been completed all the way to the Narvaizes, just around the bend of San Ysidro Church east and from there phase 3 should go all the way to Henry Lynch.

COMMISSIONER DURAN: Okay. Thank you.

CHAIRMAN SULLIVAN: I've got a copy of the agreement here. I just signed it. It says phase 3.

COMMISSIONER DURAN: Okay, good. That's fine. Thank you, Mr. Chair. I was wrong.

XI. G. Matters from the County Manager

MR. GONZALEZ: Mr. Chair, members of the Commission, I wanted to

explore with you a possible date for doing the study session that we had spoken of earlier with respect to bonding and other financing. We don't have a Commission meeting scheduled for the 11th of November. That's been canceled because of Veterans Day but I was wondering if there was some other day that the members of the Commission might prefer to meet in order to discuss how to prioritize and organize the capital outlay expenditures from the GRT and other side.

CHAIRMAN SULLIVAN: When will we have a staff, or do we already have a staff breakdown and compilation?

MR. GONZALEZ: We are getting some additional material at this point from some outside sources but should be ready about the second week of November to meet. Anytime beginning with the 10th of November.

CHAIRMAN SULLIVAN: The Tuesday RPA meeting, is that the 18th of November?

COMMISSIONER CAMPOS: That's what I have on my calendar.

CHAIRMAN SULLIVAN: Sometimes a good thing to do, I assume this would be like a study session?

MR. GONZALEZ: That's correct.

CHAIRMAN SULLIVAN: Sometimes a good way to do is like two hours before the RPA meeting. RPA is typically at four.

MR. GONZALEZ: It's the 18th, that's correct.

CHAIRMAN SULLIVAN: The RPA is at 4:00. I'm just thinking, to get a date with all the Commissioners in town.

MR. GONZALEZ: If we could do it starting at 2:00 on the 18th.

CHAIRMAN SULLIVAN: Just prior to the RPA, because for of the Commissioners on the RPA.

MR. GONZALEZ: Already.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Could we piggyback the CDBG meeting on that same day? Tony, did you want to try and do that on the same day?

MR. FLORES: Mr. Chair, Commissioner Duran, I'd like to have a special meeting and Gerald and I talked about us selecting the CDBG applicant for this year since we wouldn't be holding the November 11th BCC meeting, so if I may, I would like to be able to put that as an item on there for presentation and selection of this year's CDBG applicant so I can start the surveys.

MR. GONZALEZ: So we could start with that, Mr. Chair and then move into the study session beginning at 2:00.

CHAIRMAN SULLIVAN: So do that 2:00 pm, November 18th, in so far as the noticing, in so far as the CDBG it would be a BCC meeting with an action item. In so far as the special GRT prioritization it would be a work session.

MR. GONZALEZ: That's correct. The County Clerk just clarified that and

you would start out with a special meeting to deal with CDBG and then go into a study session to look at --

COMMISSIONER DURAN: What day was that?

CHAIRMAN SULLIVAN: The 18th.

COMMISSIONER DURAN: Tuesday the 18th.

CHAIRMAN SULLIVAN: That will give us two hours. If we can't decide in two hours we flip a coin. Okay, other things from the County Manager?

MR. GONZALEZ: That's it, Mr. Chair.

CHAIRMAN SULLIVAN: We do have -- Commissioner Montoya, did you want to --

COMMISSIONER MONTOYA: Mr. Chair, I was just going to ask Virginia if she had anything to share with us regarding the session.

VIRGINIA VIGIL: Mr. Chair, Commissioner Montoya, I'm happy to inform you, I just came from the special session. It has been budgeted for ten days. The anticipation is that it might take longer. The governor's tax bill was introduced in the Senate this morning and introduced around 3:00, 3:30 in the House. Most of the bills that have been introduced in regard to this particular session involved the sexual offenders and the tax reform. There are currently at least ten bills that have been represented. They are going into committee, usually Judiciary or Rules on both the House and the Senate side, and it's anticipated that there is going to be amendments to the current tax bill.

COMMISSIONER MONTOYA: Okay. Thank you, Virginia.

MS. VIGIL: And I'm actually here on behalf of the CDBG grant for Agua Fria.

COMMISSIONER DURAN: Welcome back to the County.

CHAIRMAN SULLIVAN: The other items we have left, I understand Judge Vazquez has asked to come and discuss the youth detention facility. That will be in about 15 minutes.

XII. Public Hearings

A. Land Use Department

1. Second Public Hearing of Ordinance 2003-7 Amending Article XIV, Traditional and Contemporary Community Zoning Districts, Of The Santa Fe County Land Development Code (Ordinance 1996-10) To Add A New Section 7, El Valle De Arroyo Seco Highway Corridor Plan Zoning District

MR. ABEYTA: Thank you, Mr. Chair. This item has had a public hearing. This is the second public hearing. At the first public hearing there were several issues identified by the Board as well as property owners and staff has gone back to the planning committee for Arroyo Seco and has made revisions to the ordinance. The revisions include,

one, an access management section inserted to incorporate regulations determining access requirements, two, property that has received a variance allowing commercial development has been identified as existing commercial, three, property south of County Road 88 contiguous to US 84/285 which were formerly in the commercial node are allowed to request commercial zoning until December 31, 2006. A non-conforming uses section was added. The sign section was revised. The El Valle de Arroyo Seco Highway Corridor Zoning map has been revised and the Legal Department provided a review and some proposed suggestions for language clarification.

And also, Mr. Chair, I want to report that since the last public hearing, myself, Commissioner Montoya and Robert Griego from the Planning staff met with Santa Clara Pueblo representatives to present the plan and the ordinance and also discuss the process, and Santa Clara Pueblo has reviewed our ordinance and has informed us that they support the proposed ordinance as written. In your packet, Mr. Chair, as Exhibit A is the final draft ordinance, and Exhibit B is the final draft ordinance with the changes that we made highlighted. That concludes staff's presentation. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Roman. Questions of staff?

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Abeyta, from County Road 88 north to the end of the district, how far is it?

MR. ABEYTA: La Puebla Road you're referring to? About two miles.

COMMISSIONER CAMPOS: And as I understand it, that's been declared to be a commercial district, the entirety of that.

MR. ABEYTA: Mr. Chair, yes, from that point north is a commercial district and part of that is based on the fact that all of the parcels that are orange are existing commercial property now.

COMMISSIONER CAMPOS: Every single one?

MR. ABEYTA: That are labeled orange, yes.

COMMISSIONER CAMPOS: But how much land is there that is potentially developable?

MR. ABEYTA: It looks like there would be four additional lots that would be eligible for commercial, and that's it.

COMMISSIONER CAMPOS: That's it. To me, two miles of commercial looks like strip and that's what the intent was, to avoid strip development. You're recognizing that it exists and you might have four more businesses out there.

MR. ABEYTA: Right. It exists. We've identified parcels that would qualify for infill. We are concerned about strip but strip as far as the entire district. So that's why we put a cut-off at that intersection.

COMMISSIONER CAMPOS: But initially, when staff proposed it, was your proposal different from what it looks like today?

MR. ABEYTA: Mr. Chair, not from this point forward I don't believe it

was.

COMMISSIONER CAMPOS: From 88 north?

MR. ABEYTA: From 88 north.

COMMISSIONER CAMPOS: You always had the same.

MR. ABEYTA: That was where most of the existing commercial was concentrated.

CHAIRMAN SULLIVAN: Other questions for staff? Okay, this is a public hearing with regard to the corridor plan. Is there anyone who would like to address the Commission? Seeing none, we'll close the public hearing.

COMMISSIONER DURAN: Move for approval, Mr. Chair.

COMMISSIONER MONTOYA: Second.

CHAIRMAN SULLIVAN: Motion from Commissioner Duran and second from Commissioner Montoya to approve the El Valle de Arroyo Seco Highway Corridor Plan Zoning District, I assume as recommended in the amendments today. Is there discussion on that motion?

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: There has been a lot of time, a lot of effort that has gone into putting this plan together and Katy Allison is here and Marilyn Meyers and Ms. Paule I want to recognize them for their efforts. They've been pretty much the backbone for making this go. And I know that there was a point in time there where there may have been a little bit of frustration as I think we all have at times when we didn't hear it as it should but I think Roman mentioned, we were able to meet with the Santa Clara Pueblo as opposed to getting it done sooner than what we probably would have liked to have gotten it done and they did give us their stamp of approval and I mentioned and will continue to mention that whatever I need to do to make sure that we have inclusivity, whether there's consensus or some dissension that I think we still need to do this sort of thing with our Native American brothers and sisters in terms of at least providing them with the opportunity to look at it and they can agree or disagree and we still have to do what we have to do but out of respect, is what I had mentioned previously that that's the way that I will continue to operate when we have these. It's going to happen when we come with the Pojoaque plan as well because we have four different Pueblos involved in that one and I think it's just the respectful thing to do and it allows them the opportunity to provide whatever input they want to should they decide to or not. Again, I just want to thank you and all of the other committee members. I had people close to me that were involved in this plan as well and everyone seems to be content with it and thank you.

CHAIRMAN SULLIVAN: Thank you, Commissioner Montoya, for your efforts as well in helping the plan move forward. Other comments on the motion?

The motion to approve Ordinance 2003-7 passed by unanimous [5-0] roll call vote with Commissioners Anaya, Campos, Duran, Montoya and Sullivan all voting in the

affirmative.

KATY ALLISON: My name is Katy Allison and I'm the vice president of the El Valle de Arroyo Seco Board. Nancy, the president, I sick today. That's why she is not here today. And we just want to thank you for passing this. There's been a lot of misunderstandings about the corridor plan, back and forth and everything but we really, really, really do appreciate you guys passing this, because we've really worked hard since 1998 on this thing.

CHAIRMAN SULLIVAN: We appreciate your efforts as Commissioner Montoya just said.

MS. ALLISON: Thank you so much.

CHAIRMAN SULLIVAN: Thank you for your participation. Your check will be in the mail for all the time you spent.

XII. B. Project and Facility Management Department

1. Second Public Hearing on the Santa Fe County 2004 Community Development Block Grant (CDBG) Application Period

MR. FLORES: Thank you, Mr. Chair. As you indicated, this is the second public hearing. We have received or are in the process of receiving 15 applications as of today for this year's application period. Eight of those are County-driven project and the remaining seven are outside entities coming forward and requesting an application packet or to be part of the consideration for this 2004 application period. As I remind the Board, applications will be accepted until Friday. The public hearings are not mandatory. They are encouraged but they are not mandatory and they will not be used in the consideration or evaluation of any potential projects. The applications, once they're received will be evaluated based upon the same criteria that the state will be evaluating the County on, and we hope now, with the special meeting that we will be able to bring the recommendation to the Board on November 18th for consideration and adoption so that we can immediately begin the process of preparing the application.

There are three organizations or representatives today that would like to address the Commission. Two of them are County-driven projects and one of them, I believe has made a presentation before the Board before. So at this time, if there are no questions, I'd like to turn it over to public hearing.

COMMISSIONER CAMPOS: I have a question.

CHAIRMAN SULLIVAN: Any questions for staff? Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Flores, how soon can you get more detailed information to us before the November 18th meeting, so we have a little more time to assess this?

MR. FLORES: Mr. Chair, Commissioner Campos, once the applications are received by the County, even the ones that we're driving the horse, so to speak, on, I'll be able to start a packet of information in draft form of what our evaluation is and the evaluation again

is based upon that criteria. I anticipate our review to be completed by the end of next week, which is November 7th. At that time, I'd be happy to share that information with you on the following Monday in draft form. That way we can be sure that there's comment from the Board.

COMMISSIONER CAMPOS: Thank you.

CHAIRMAN SULLIVAN: Other questions for the staff? If not, this is a public hearing with regard to the CDBG block grant application. Is there anyone who would like to speak?

MS. VIGIL: I recognize that your time is valuable, Mr. Chair, so I'll make it really quick. I'm here before you. It's really nice to be in front of you again. I've really missed here. I've missed the people I've worked with and coming back here makes me realize that I've actually experienced separation anxiety so bear with me while I settle in here. My role today is as an Agua Fria Planning Community member which I have been through this most recent original organizational meeting.

This community has been quite active in a lot of issues that have surfaced in the community but they're still forging forward on issues that are in the best interest of the community. The project before you, that we're requesting a CDBG grant for is in the best interest of both the County and the community because it is an ongoing project that the County has actively engaged itself in. It involves a community center that will be build in the 82-acre parcel land that the County has entered into a patent agreement with BLM. It meets all the BLM requirements because it is community service oriented. It actually, and I have some plans in front of me that have been drawn. These plans were presented to the Agua Fria planning group last night and they reiterated through their planning process what their desires are for this community center which I think are quite beneficial, both to the County and to the community.

Energy efficiency is something they want to address. Another issue they want to address is a water storage system so that perhaps the recreational fields that are next to the community center might have a source for watering and a couple of other issues that they're addressing is expansion to a senior center and to a library. I will propose through the planning process that this library focus on addressing the digital divide that is existent in the community and focus on computers and easy access to youth and seniors and the community at large.

I think the CDBG grant requirements really stress need and that's what I'm here before you, in to sort of make a statement of the need. The Agua Fria community is almost a 100 percent working class community. It is a highly concentrated area of minorities and Spanish-speaking community members in Santa Fe County. It exists in the community, the Agua Fria Elementary School. Agua Fria Elementary School has 100 percent reduced or free lunch students. I think it stands alone from other schools in that percentage. The feeder schools around the Agua Fria community are also at-risk schools so the need is quite prevalent for this community to come together and for resources to be channeled to support them.

You know Agua Fria community does not have the resources nor does it have the infrastructure that some of the other projects that are before you. It doesn't have the resources or infrastructure that Eldorado has, or Edgewood, or Arroyo Seco or Rio en Medio with their

community centers. The community's need has been historic. Since the Agua Fria Village Association has been formed, originally they met through the hospitality of each others' homes and that's where their community meetings were. Today the County is kind and courteous enough to extend the fire station, but there is some conflict with the fire station and some of the fire training. San Ysidro Church has also been nice enough to open its doors and of course their rectory has been open for some of the community, but there is no centralized community for the community to meet. As a matter of fact, in the most recent community planning process meetings that I was at, I witnessed those members trying to get together to do a barbecue or a picnic of some kind to bring the community together on cohesive issues so there could be more participants in the planning process, and the thought was location, location, location. Where do we do this and where can we have an alternative place in case it rains. The community does not have that community center alternative, so their needs are quite, quite prevalent.

I know that staff will be recommending to you, based on their own independent evaluation, which projects, and perhaps even give you a sense of prioritization but ultimately, you are the decision makers. So on behalf of the Agua Fria planning group, I ask you to strongly consider need as a basis for this CDBG grant. It is one of the requirements of it, an Agua Fria Village Association in that community is quite deserving of that. Thank you.

CHAIRMAN SULLIVAN: Thank you, Ms. Vigil. Questions? Commissioner Duran.

COMMISSIONER DURAN: Virginia, so the land has been approved for this use?

MR. FLORES: Mr. Chair, Commissioner Duran, the land is part of our Agua Fria Community Park, which the Bureau of Land Management has approved this type of use for that park, the Recreation Purpose Act.

COMMISSIONER DURAN: But specifically for this use, once, if it gets approved, we just have to go through that process.

MR. FLORES: Mr. Chair, Commissioner Duran, it has been approved for this use.

COMMISSIONER DURAN: Oh, good. Okay, great. So is there -- am I correct in assuming that Senator Rodriguez has had some money allocated, some legislation passed providing us with money to plan and design the facility?

MR. FLORES: Mr. Chair, Commissioner Duran, Senator Rodriguez, as well as Representative Trujillo, they've allocated a total of \$122,000 to begin the process. The County has already undertaken contracting with an architect. They've already completed the programming phase. They're going through the design development phase and they've done an initial plan. Staff internally has done a preliminary master planning of the park for usage. So there is money that is currently available to demonstrate readiness or feasibility of the study. We have money on the table. This money, if successful as the applicant for this period would be used for bricks and mortar for construction.

COMMISSIONER DURAN: Great. And do you know, what's the size of the building and what would be the projected cost of construction?

MR. FLORES: Mr. Chair, Commissioner Duran, the total projected cost of construction, A & E services, environmental reviews and everything else is \$673,000. We'd be approximately \$32,000 short of reaching the total necessary with the money on the table and if they were successful with the \$500,000. This County-driven project is on our plan this year as one of our projects we would like to use an infill to get any dollars that we're short, whether they're successful or not to complete. This is one of those ones I want to have completed in the next two years.

COMMISSIONER DURAN: But Tony, isn't it true that the most money we've ever received from a CDBG grant has been something like \$400,000.

MR. FLORES: Mr. Chair, Commissioner Duran, it's actually \$300,000, but they have raised the ceiling to \$500,000, due to the fact that they're limiting entities such as the County to one project for a maximum of two years. So the ceiling has been raised to \$500,000 max, which on any project, we select or recommend to you is what we would go after.

COMMISSIONER DURAN: Is it possible to do this thing in phases, similar to what Youth and Family Shelters did. For instance, is this facility capable of being broken down into two parts so we would apply -- if we only got \$300,000, it wouldn't mean that we would have to scratch the project.

MR. FLORES: Mr. Chair, Commissioner Duran, it's a requirement that we design these in phases, not only CDBG but ICIP. We would be able to do certain things with the money, whatever the dollar amount is, and then based upon the recommendation, if this is the project, we would still use other avenues to go and secure or identify other avenues to secure the remaining part. That's what I alluded to earlier about going back to the legislature. If we needed a balance of \$25,000 or \$100,000 we could go back and that would be one of the priorities, as set by the Board to go back and find the balance. So it is designed in phases. It's approximately 2800 square feet to start with. The expansion that we've talked about is close to 9,000 square feet at build-out, similar to the library in Eldorado.

COMMISSIONER DURAN: So in other words, phase 1 could be built for \$300,000?

MR. FLORES: Mr. Chair, Commissioner Duran, I sincerely doubt phase 1 could be built for \$300,000, however, the \$300,000 plus the \$125,000 that we had on the board, if that's all we were able to receive, we would be able to leverage \$450,000 approximately. We would then look at what we would be able to buy for \$450,000. So I don't have a square footed answer today for you today on what we could get for that amount.

COMMISSIONER DURAN: So if this was the -- it seems to me though that if we selected this as our CDBG grant recipient, that everything is in place to at least get it to a point where we could complete phase 1.

MR. FLORES: Mr. Chair, Commissioner Duran, correct.

COMMISSIONER DURAN: Oh, boy. It was a long way of getting to that one. Okay. Thank you.

CHAIRMAN SULLIVAN: Was that a paid political commercial?

COMMISSIONER DURAN: I was just trying to find out about it, if we had

enough money to do phase 1.

MS. VIGIL: Mr. Chair, just to address a couple of issues. I'd like to point out that members of the Agua Fria planning committee and the Agua Fria Village Association are here. Dolores Durnell and Ramon Romero. Tamara Lichtenstein and Gil Tercero intended to be here and so did Lee Romero, however, they're having meetings almost daily with some of the issues that they're working on, so I'm really pleased that Ramon and Dolores could make it. In addition to some of the statements that Tony made, what I would say is -- and this is based on my experience with Santa Fe County and the legislature and the Agua Fria Village Association intertwined, this is one of the communities that has a really strong support from their legislative delegation. Representative Jim Trujillo and both Senator Nancy Rodriguez have actually actively participated in some of the meetings that the community has been undertaking. They have direct link and contact with them. I know this community's ability to mobilize to get matching funds for this CDBG grant is strong. And I ask that you support it. Thank you.

COMMISSIONER DURAN: So do I.

MS. VIGIL: I just wanted to say if there are any specific questions we do have some plans that have been laid out by the Project and Facilities Management that answer the questions about square footage.

CHAIRMAN SULLIVAN: Thank you very much and thank you for those of you have come in support of that project. Are there other individuals who would like to make a public presentation with regard to the 2004 CDBG grant?

COURTNEY MATHEY: Good afternoon. Courtney Mathey, architect and planner. I was here a couple months ago about the Zona del Sol project. We had the model at that time. We don't have the model today. But I'm here on behalf of the group to talk to you a little bit about where we're at with the project and maybe how this County money could help us out.

COMMISSIONER DURAN: Courtney, is this the Tierra Contenta project, the youth consortium?

MR. MATHEY: Yes, this is a Tierra Contenta project at the -- this green lot. We've got a 5.4-acre site. The consortium of non-profits including Girls, Inc., Warehouse 21, Santa Fe Children's Museum, YMCA and other non-profits have participated in and the City is a member of the project as well as the Santa Fe Public Schools. What we have is a 5.4-acre site. The master plan is being finished off now. The group, in its own efforts over the past several years raised half the funding required to buy the land. Privately, they raised that money. The additional monies that have been raised over the years have been through CIP and CDBG funds. Currently, this year we were also awarded \$200,000 in legislative funding through our third year of intensive lobbying.

What that's bought us is enough money to go ahead and build our first 3,000 square feet phase 1 building that we are currently funded for. I apologize for not having the model today, but it's over at the Children's Museum and they weren't able to attend. But if you recall on the model, we had sort of a lay-out of a plaza surrounded by up to 55,000 square feet of different spaces for non-profits. We're going to start our first project right on the corner and we've got

enough funding to construct 3,000 square feet.

What our thoughts are and it's something that we've approached the County before several times over the past few years and tried to keep you apprised as to what we're doing with the project, but we have a master plan neighborhood center that we've got funding, we're going to go ahead and start our 3,000 square feet for this year. But we'd love to have some additional funding to create some additional multi-use type space that could be used by a variety of non-profits. That's how we're going to start off with our first 3,000 square feet, is we're building a multi-purpose facility to provide a lot of different activities for kids and families out there.

So anything that we can do beyond that and help bring the County in to this project as a partner would be very welcome. As I mentioned, there's been a lot of effort by these private groups to raise funding and then additional funding through the CIP and CDBG fundings, then this year through legislative funding. So it's been a very collective effort. A couple of years ago we had talked with the -- the County had expressed some interest in maybe doing a teen center out here. We're very open to the different types of uses that could be accommodated, but what we have is we've got a great location, we've got a master plan that's nearing approval. We have a start on a really great neighborhood services plaza that could benefit from any additional construction that we could put out there.

I guess that's -- I won't talk to you much. I'd be glad to answer any questions but we have a very viable project that is moving. So if there's any participation we could have from the County to help us do more it would be that much better for the whole project.

CHAIRMAN SULLIVAN: Thank you, Mr. Mathey. Is the vacant parcel right across from Cesar Chavez?

MR. MATHEY: Cesar Chavez is right down here.

CHAIRMAN SULLIVAN: Okay, it's further down.

MR. MATHEY: This site right across the street is slated to be the new public library at Tierra Contenta. So we're going to have a real close relationship with the facilities there of the library space. This group has already been providing activities. They're in the second year of providing activities at Cesar Chavez on Fridays for aftercare programs. This consortium is very motivated to help create opportunities out there. One third of the kids out at Tierra Contenta are city residents, 2/3 of the kids in the schools at Tierra Contenta are county residents. Even though technically, this project is in the city limits we're right at the edges there and we're serving a very large county population. So it would really have a good cross benefit for all the residents in that area.

CHAIRMAN SULLIVAN: I understand your point, but to make just one correction: they're all county residents.

MR. MATHEY: True. True. Thank you.

CHAIRMAN SULLIVAN: But I understand you're saying of those county residents one third of them live in the city.

MR. MATHEY: Right.

CHAIRMAN SULLIVAN: Questions for Mr. Mathey?

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I just have one for Mr. Flores. Tony, these are true or false questions. The property that they're talking about, if they happened to be the recipient of our grant, we would have to turn this over to the City, correct?

MR. FLORES: False.

COMMISSIONER DURAN: It could be a joint -- okay joint. This should be multiple choice. So it would be a joint project with the City. And you've talked to the state about how we might do that.

MR. FLORES: Mr. Chair, Commissioner Duran, yes, we talked about different applications and it's in their purview -- we have to do some up front work as part of the application if they're selected to be able to clarify roles and responsibilities of each entity.

COMMISSIONER DURAN: Okay, so it's very doable.

MR. FLORES: Yes.

COMMISSIONER DURAN: Thank you.

CHAIRMAN SULLIVAN: Other questions from the Commission? If not, thank you for bringing that forward. We appreciate your effort on that every useful project.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: I had mentioned earlier that District Judge Martha Vazquez was going to be here and she is here now. I was hoping that maybe we could -

CHAIRMAN SULLIVAN: Let me see. This is one last presentation for the CDBG hearing. This is the last one, Tony?

MR. FLORES: Yes, it is.

CHAIRMAN SULLIVAN: Did you want to stop the hearing?

COMMISSIONER MONTOYA: If we could, and then allow her to address the Commission and then proceed with the hearing once she's completed --

CHAIRMAN SULLIVAN: Do you folks mind waiting a minute? He who waits gets the prize.

COMMISSIONER DURAN: We need to get those judges back out there.

CHAIRMAN SULLIVAN: If that's okay with the Commission, we'll temporarily close this hearing. It will be reopened in just a moment. We have a request made to the Commission for Judge Vazquez to address the Commission so we'd like to welcome you here.

COMMISSIONER MONTOYA: Welcome, Judge. Also I'd like to recognize Samuel Montoya in the back.

CHAIRMAN SULLIVAN: I don't recognize him anymore.

COMMISSIONER DURAN: He's smiling too much.

CHAIRMAN SULLIVAN: He's too laid back.

MARTHA VAZQUEZ: Good afternoon, Commissioners.

CHAIRMAN SULLIVAN: Please go ahead.

JUDGE VAZQUEZ: Thank you very much for seeing me. I actually just called your County Manager this morning and couldn't get through so I called Samuel and then like magic every happens. I'm here because, as you know, the federal government houses its children that are detained at the juvenile facility here in Santa Fe that was presently being run by Cornell. I was advised several days ago that Cornell is pulling out and is not going to be involved any further. Now, I understand that pursuant to their contract, they're required to continue to provide services for our children, I believe until the end of January.

The reason that I'm calling, that I was calling the County Manager and the reason that I'm here and I thank you very much on short notice for listening to me is that I understood, from speaking with BOP this afternoon, I spoke with Gina Musting who is our regional director for this area that the County has not sent out its RFP yet. Because of how long that process is, what I'm so concerned about is that all of our kids are going to have to be taken out of this facility and transferred all over the country because we won't have a facility in place. As you know, it takes a while for the RFP process to complete and the federal children, by federal statute, have to be in a facility that not only detains them but provides rehabilitation which requires substantial programming.

I've been working very closely with Cornell/Abraxas the last few years and they have significantly improved their programming. They are not going to be providing that service anymore I understand. So what my concern is, if we end up not having a comparable place for the children, then all of our federal children that are from New Mexico, from the reservation, are going to have to be -- and from the Pueblos, are going to have to be transferred. The Bureau of Prisons does not operate a federal detention center for children, because by statute, children are supposed to be within 250 miles of their homes. Because of that we don't have enough children in one area in the United States for the Bureau of Prisons to build a detention facility. So what the Bureau of Prisons does is it contracts with counties such as ours and provides programming by contracting with us. The children would be moved, hopefully somewhere in the Southwest but some of them would have to be moved to the north central area because of the lack of facilities.

So I'm here to urge you to help me do whatever we need to do to help our kids stay here. I'm very much interested in keeping our children here in Santa Fe because by keeping them here, we are able to make sure that they're okay. We do drop-in visits. We try to get the Native American community to have close contact and communication and a good working relationship with the facility, which only assists the children. Besides that, in Santa Fe we also have the Intermountain Youth Center, which has been operating for many years. And we transfer the children from the detention facility to the Intermountain Youth and then they go back to the reservation. So we have a very nice system that's been working.

I recently, about a month ago, visited Camp Sierra Blanca and that is being run by a private not-for-profit organization by the name of AMI. It stands for American Marine Institute. They are a group that has been operating since 1969 and they've been running juvenile detention centers all over the country. They are extremely impressive. The president will be in Albuquerque tomorrow with me attending something and if any of you are interested

I would like you very much to have an opportunity to meet with him. The Sierra Blanca facility is outstanding. It gives the students that graduate there -- they call them students. They are in fact inmates of the State Correction Department. The graduate with an actual high school diploma, not a GED. These kids get high school rings. They are in classrooms. They get college courses. And they've done exceptionally well. It is an extremely good program. I only wish more of the state kids could participate in that kind of a program.

They are in school. They are working. They are learning trades. They don't have more than one hour of down-time a day in which they're permitted to write letters or watch TV. I was there for about eight hours about four to five weeks ago and was extremely impressed. I have visited jails for adults and juveniles all over the place and this one was truly an exceptional place. I would urge the County to consider talking with AMI and looking into the possibility of having them run any programs. If we are unable to work anything out because of the time that is left then the option that the federal government has is simply to remove the children and transfer them to other facilities. We cannot keep them in a detention lock-down facility that doesn't provide programming. The judges are not permitted to sentence any juvenile to any facility that does not provide programming all day long.

Our defendants, our children, are violent offenders, by definition. Otherwise they wouldn't be housed in such a facility. They've done extremely well here. We had been working with the community. They had been getting classes at the Community College. We even had contractors teaching them how to build a home while they were incarcerated. There were culinary arts programs. And as impressed as I was with what was going on here at the facility, the Sierra Blanca facility was even much more impressive than that.

So I just urge you to do all that you can to help us keep the kids here in New Mexico and to get the RFP process going in the hopes that we might be able to get it completed before our children have to be pulled out of there at the end of January. They've developed very close working relationships with their counselors and with the staff at YDP. That entire staff will have to find other jobs. As you know, like most of us, they can't just hope that some other facility will come in and operate a detention center and they all have payments and house mortgages and children to support. So I don't want to see them start leaving the facility now because they need to find another job. The situation is extremely uncertain for them as well. It's also extremely uncertain for our children who know that they may have to be transferred. They don't know where they're going and they've established a good working relationship with all of the teachers and the counselors at that facility. That's all that I have and I thank you all very much for listening and for making time in your schedule for me this afternoon.

COMMISSIONER CAMPOS: Mr. Chair, question.

CHAIRMAN SULLIVAN: Commissioner Campos, then Commissioner Duran.

COMMISSIONER CAMPOS: You talk about federal children. How many children are you talking about?

JUDGE VAZQUEZ: I'm really not sure how many we have at this point. The numbers vary. I would say we've got somewhere between 40 and 50 at this time.

COMMISSIONER CAMPOS: New Mexico federal children?

JUDGE VAZQUEZ: These are, most of them are New Mexico, but I understood that we have a couple from Arizona that are housed here.

COMMISSIONER MONTOYA: Mr. Chair, Greg, do you have those numbers?

GREG PARRISH (Corrections Coordinator): We have 27 BOP inmate right now, but we also have US Marshal prisoners.

COMMISSIONER CAMPOS: Another question. You said Cornell is pulling out of the business entirely from New Mexico, or are they moving their operation to Albuquerque?

JUDGE VAZQUEZ: No, they are moving out entirely is what I was advised. Now, I visited -- they were contemplating putting the children at the BCDC facility in Albuquerque, and as you know, that facility has had significant difficulties. I visited that facility with them and my concern was that it's a jail, and it's a jail for short-term stays. And our kids are there not for a week or two. They're there for years sometimes. So that facility was not appropriate. As a result. They decided not to transfer their services, so we don't have Cornell. The federal government does not have Cornell or Bernalillo County to look at placing the children at that facility and there is no other facility in New Mexico.

We went to Sierra Blanca to consider whether that would be appropriate but we have too many kids for Sierra Blanca, because Sierra Blanca primarily houses state children.

COMMISSIONER CAMPOS: Thank you.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Judge, there's a lot to say about Cornell, both good and bad but I have heard that the Abraxas program was excellent. And did I hear you say that the AMI organization could provide a similar program at our facility.

JUDGE VAZQUEZ: I feel a little awkward at this because I know that there are a lot of other factors and interests involved. I will be very frank with you because I've spent lots of time at the facilities. I was not pleased at all with Cornell/Abraxas when they were running the adult institution. I think Mr. Parrish will tell you how unpleased I was. There were things going on that should not be going on in our detention centers. People commit crimes and they need to be punished but they do not need to be brutalized. They don't need to be kept in places that are unsafe and unsanitary. And if that's what's going on, I feel strongly that we as a community have an obligation to stop it, which is why we visit the facilities, to make sure that adults and children are not housed in those kinds of conditions. I was not pleased at all with Cornell/Abraxas and the way they were providing the services they were providing for adults.

To my surprise, the same company provided very different services to children. They were very receptive to spot visits that I made, criticisms that I made, children would write me and tell me when there were problems. I met with them. They responded immediately. BOP made drop-in visits as well and they were very good. They weren't defensive. They immediately implemented what they could and their services have improved dramatically. To my surprise, however, the services that the children in the state receive who are housed at Camp Sierra Blanca are in fact vastly superior to what our federal kids were receiving by

Cornell.

COMMISSIONER DURAN: Let me rephrase my question. Do you think that AMI could provide the type of services that you feel need to be -- that our community needs and that the children that are incarcerated deserve.

JUDGE VAZQUEZ: Yes.

COMMISSIONER DURAN: Okay. I'm getting to a point here because I agree with you that the RFP process is lengthy and it's sometimes cumbersome. If we are definitely going to lose these children because we don't have a provider or that we haven't been able to fulfill the RFP process, then what I think we need to do is consider declaring this an emergency situation and I think Gerald in the past we've done that. I know when Sam was the County Manager we had to create an emergency on a couple cases and by doing so we were able to circumvent the lengthy process we had to go through under that RFP. Is that true?

MR. GONZALEZ: It depends on the nature of the emergency I guess and how you define it. But I did want to add that as I understand it, the final changes on the RFP were being made yesterday and it may be released as we're speaking or tomorrow.

COMMISSIONER DURAN: Having the RFP completed and out is one thing. Going to contract and having the service available is something entirely different. We had an RFP out for a hydrologist and they've been working on the contract for that for six months. So I really think that if the RFP is going out today that we need to sure -- or the next week or so -- that we need to be sure that we negotiate, that we're able to negotiate with the provider so that we don't run the risk of having these children relocated to another facility and I guess there's not even one in the state that would be able to accommodate them.

JUDGE VAZQUEZ: There is none.

COMMISSIONER DURAN: So we'd have to go out of state, and at whose cost? BOP, right? The Department of Justice?

JUDGE VAZQUEZ: The Bureau of Prisons would be responsible for transferring our children. Yes.

COMMISSIONER DURAN: Okay. I'm through.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Greg, did you want to respond to any of the comments that the judge brought forward. Grab a microphone somewhere.

MR. PARRISH: No, I just want to thank the judge for taking the time. She's been an advocate for juveniles for the County and for the federal government for years and I think we were all somewhat disappointed when Cornell decided not to renew the contract and it did put us in a predicament. We are working forward on the RFP now. The RFP should go out this week. We have 90 days to get someone identified and get them in place and provide the services. January 29th, I believe that will be Cornell's last day.

CHAIRMAN SULLIVAN: How many BOP prisoners do we have at the jail?

MR. PARRISH: We have approximately 25 to 27 BOP --

CHAIRMAN SULLIVAN: No, at the jail.

MR. PARRISH: We don't have any at the jail. At the juvenile facility we have

27.

CHAIRMAN SULLIVAN: I was making a point to the judge. We have a financial problem, Judge, that is the result of some problems at the jail which have carried over to unfortunately the juvenile facility as well. We're a million dollars in the red running prisons and we don't know quite how we're going to get out of that deficit. One way is if we get more revenue from the inmates how we take on who are those beyond the ones that we're required to take on statutorily. Is there any way you can help us on that?

JUDGE VAZQUEZ: Are you speaking about juveniles or adults?

CHAIRMAN SULLIVAN: I'm speaking about both.

COMMISSIONER DURAN: What does that have to do with the RFP?

CHAIRMAN SULLIVAN: I'm not talking about the RFP. I'm talking about the overall problem. We have a task force that's working on the alternate methods of incarceration.

JUDGE VAZQUEZ: I'm going to be working with that task force, Commissioner Sullivan, because the problem that happens when we start running jails is that with the federal government -- well, it's not just for the federal government, I think all of us. We don't want our brothers and sisters and anybody in a facility that is not safe. So what we do is we have to make sure that -- you're aware of what was going on at the Santa Fe County jail when the federal government pulled its inmates out. And what we have to do is, whatever institution the federal government puts its inmates in, whether adults or juveniles, it has to be safe. With adults we're not required to provide rehabilitation. We're just required to provide a safe place. As long as it's safe and we have a good working relationship, it is to our benefit to provide our inmates housing closest to our courthouses. Because we spend a lot of money paying the marshals to transport them. The only reason they were pulled out of Santa Fe was because of how difficult and unsafe the situation and the food, the safety to the women, the allegations of sexual abuse, all of those things gave us no other option but to pull them out. That is not a permanent situation. I have worked closely with Sam Montoya previously and my belief is that we work together to try to provide a place where people are punished but people are not poorly taken care of. And that's what we aim to do.

With juveniles, the standard is much higher by law, but with adult men and women, we can house them in Santa Fe or any facility as long as the conditions are constitutional and they are safe. And I think that as a member of the community is what we want for those of us in our community that end up being in custody. We need to have members of our community treated correctly, constitutionally, and housed in appropriate settings. So I know that it's always a struggle, whether it's a private company running a jail or it's a government entity. The AMI group is a not-for-profit group, which I think alleviates some of the concerns that we always have with the tension that a private company has to provide a certain amount of programming that they have to have enough revenue that they make some money. This organization has been in existence since 1969. And obviously, when it's a not-for-profit organization, it's not depending on the revenues from the facility in order to continue the commitment to the children. And I have a brochure. I brought the one I have in my office to give to you.

And the president of the company is going to be in Albuquerque making a presentation with me tomorrow. I've never met him before. I've just been very impressed with Camp Sierra Blanca and I can't tell you anything about any of the other facilities because the only one I've seen is the Camp Sierra Blanca, and I spent hours with the kids there and they were pretty impressive.

CHAIRMAN SULLIVAN: We appreciate your candor and your comments about this organization. I'm not familiar with them personally. I'm just looking ahead, on behalf of the Commission to what we'll be dealing with. We have a juvenile facility here that has essentially had full occupancy or close to full occupancy, unlike the jail. And it had a contractor with whom we had a prior relationship so we had that relationship going. And we negotiated an agreement with them as best we could. We felt it was a fair and reasonable agreement for both parties. And after a short period of time, two years, they found it was unprofitable and they pulled out or will be pulling out. Again, through no fault of our own. I think they met essentially the majority of the requirements that they were required to meet and so did we.

So I'm really concerned about the overall cost of running detention facilities and jails. And that's why I say we can perhaps save some money with a non-profit, they still have costs of these programs. They have to hire people as well. They simply don't have to pay taxes, that's all. So I think we need to look at both components here, not only getting a qualified contractor to run the jail that provides exactly these services you're talking about, but adequate revenues to support that. I'm just grasping at straws personally for how we do that.

COMMISSIONER DURAN: Mr. Chair.

JUDGE VAZQUEZ: I understand, Commissioner. I just don't have any further expertise that I could help you with that issue.

CHAIRMAN SULLIVAN: Okay. Commissioner Duran has a comment.

COMMISSIONER DURAN: I share in those same concerns that you have on the fiscal impact that running this facility might have on us. But I think it's worthwhile for us to investigate. We receive revenues -- if you recall the contract with Cornell was that they got all the revenues for housing the prisoners and then they were giving us money from the money they were receiving. Maybe what we ought to do is check into having a non-profit such as this organization run the facility and at least find out whether we would be in the same place or in a better spot. Without having the information available to us or having the studies done, I think it's hard for us to sit up here and make a decision whether or not we want to continue with the RFP, with an operator or to look into how we might be able to manage it using a non-profit to run it.

I think we need to explore both those avenues. I think it needs a parallel effort.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Comments, questions? Commissioner Montoya.

COMMISSIONER MONTOYA: I think I share the same concern, and thank you, Judge Vazquez for coming and sharing your concerns as well, because I think what we're looking at here is that if we don't do something quickly, we're going to be in the same situation

that we're in with the adult prison and we're going to have no US detention prison in our youth facility and facing the same situation we're at with the adult facility and that's a shortfall. I think if maybe we have some sort of a contingency plan, that if we don't get this RFP out and responded to in time that we look at possibly someone like an AMI which maybe as a non-profit they're not beholden to stockholders but maybe to the cell-holders. They'll take care of them better than what we've got now in terms of the adult facility.

So that would be my suggestion also in terms of maybe having a contingency plan such as on a temporary basis or emergency basis, hire someone like an AMI. But certainly I think we need to give them the information, Judge. We can share that with our staff and give them the RFP. See if they respond or not as well. So at least give them the opportunity to respond to it.

JUDGE VAZQUEZ: Did I understand, Commissioner, that it's 90 days from the time the RFP goes out to respond?

COMMISSIONER MONTOYA: Yes.

JUDGE VAZQUEZ: That means that they won't be responding until our kids have to get pulled out, because that will be right at the end of January.

COMMISSIONER MONTOYA: That's the reason I'm suggesting -- Oh, it's going to be 60 days? Not ninety.

CHAIRMAN SULLIVAN: And Greg, the mandatory extension period, is that the end of January or is there still a mandatory extension period on there?

MR. PARRISH: Mr. Chair, that's mandatory.

CHAIRMAN SULLIVAN: That is the end of the mandatory extension.

MR. PARRISH: They gave us notice on the 1st, which is 90 days until October 1st and then we had an option for an extra period. I would just like to say if I may, Judge Vazquez was very instrumental -- when the new contractor took over, she came out and made inspections and in fact the US Marshal population probably increased prior to the Department of Justice coming in, based on her inspections of that. We were at 50 and then we were up to about 120, but there was a delay in the investigation which I think reflected more on the prior contractor than on the current contractor. Although when they came in they found concerns we had to address too, and we are addressing them.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I just think that it would behoove us to have a fall-back position. That we put the RFP out but at the same time, if for some reason we run into complications and cannot award that contract, that we have somebody that could come in under an emergency basis to run this facility. And I think Gerald, you should find out what it takes to have this thing qualify as an emergency, so that we avoid having to sent the children to another facility out of the state. So that would be my recommendation on that.

I have one last question. Has anybody contacted you saying they were interested in running the juvenile facility?

MR. GONZALEZ: From the potential proposers, there's one possibility and I guess that would have to be explored. Actually, Bernalillo County, the juvenile program there

has contacted us indicating some interest. I don't know who else may have called requesting a copy of the RFP. I think Finance may also have other individuals who have requested.

COMMISSIONER DURAN: So they're not busting the door down.

MS. LUCERO: Three different firms have contacted us on the fly.

MR. GONZALEZ: The County Attorney has also been contacted by another company expressing interest.

CHAIRMAN SULLIVAN: I don't know if the public heard that but Susan Lucero, the Finance Director, said there were three companies that had contacted her and that the County Attorney had been in contact with someone as well.

COMMISSIONER DURAN: It just kind of worries me that if Cornell's pulling out because they weren't able to show a profit, that if we're going out asking for RFPs, they're going to come in here with the same philosophy that they want to make a profit and if it was too skinny for Cornell, maybe it's too skinny for everybody. So we would find ourselves at the end of the period in the dire situation. So I just think we need to plan for that so we're not caught with our children being sent out of town, out of state.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Thank you, Judge Vazquez for showing up and showing your concern. I think we need to get that RFP out and contact those people that have contacted us and get those RFPs to them as soon as possible so that we do not lose these juveniles to another place. I think we need to move on that, get that thing out tomorrow. Thank you.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Commissioner Montoya.

COMMISSIONER MONTOYA: I just want to get some clarification for my own information. The RFP will go out tomorrow, and it's due 60 days after that. And then within the next 30 days, we're hoping to make a decision?

MR. GONZALEZ: The way I understand it, the framework for making the decision is a 60-day period.

COMMISSIONER MONTOYA: Oh, it's the full 60-day period. So they'll have about 30 days to respond with a proposal and then we'll take another 30 days.

COMMISSIONER DURAN: Susan, could you come to the microphone. Excuse me, Mr. Chair.

MS. LUCERO: Mr. Chair, members of the Commission, the way it typically works on an RFP, it's 60 days to respond, a deadline within 60 days. And then after that, we need to evaluate, possibly bring in people for a physical tour, and then as well, interviews. So we'd need additional time after that to coordinate that.

CHAIRMAN SULLIVAN: Let's give them 30 days.

MS. LUCERO: For the response?

CHAIRMAN SULLIVAN: Yes. Let's give them 30 days.

COMMISSIONER MONTOYA: Otherwise we're looking at --

MS. LUCERO: What we are doing, at the recommendation of the County Attorney, this RFP will be electronically sent, so that will cut down some of the time.

CHAIRMAN SULLIVAN: Do you have mandatory pre-proposal conferences or not?

MS. LUCERO: We will.

CHAIRMAN SULLIVAN: Set up a mandatory pre-proposal in two weeks from your advertising date. You're going to lose a couple days in the ad here. Give them 30 days. Electronic, that will take care of the processing time. These companies know what they're involved with here. The other question I had with the RFP is do we provide them with a copy of the Cornell conditions or the contract or anything that indicates the expectations that Santa Fe County has?

MS. LUCERO: We have numerous attachments to this RFP. It's huge. It's voluminous.

CHAIRMAN SULLIVAN: Does it include that?

MS. LUCERO: It includes the contract that we have for the federal, the contract that we have with the Bureau of Prisons so that they understand the requirements there.

CHAIRMAN SULLIVAN: Okay.

MS. LUCERO: We have a copy of the floor plan, so they understand the layout. We have a copy of the standards for the state, the juvenile justice program through CYFD. So we have numerous attachments like that and it has taken us a little bit of time to get this all together to make sure it's all inclusive and doesn't beg for more questions, once the proposers receive the information.

CHAIRMAN SULLIVAN: Because we've got two holidays to deal with. I say 30 days but I want to rely on you, if you feel they can make a response. I think all these organizations are used to putting these proposals together, and I think they spend a lot of their time kind of politicking during that period and if we just ask them to focus on addressing the proposal and the specifics of the proposal and not politicking we'll get good proposals. We'll get good responses.

MS. LUCERO: We have received, in the last six months, we've received numerous -- well, I don't want to say numerous, but I personally have received three requests. One of them came to us personally. So I think they are available and they're ready to respond.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Just one last comment. I hear that we've given staff direction. Could we also give them direction to chart a parallel course in the event we can't --

CHAIRMAN SULLIVAN: I think we can do that. I think we can ask the staff to look into that. I don't know if we can say that but I think we need to look into a back-up plan in the event we do not get any responsive proposals. And responsive is a general word and that means they don't fit the cross criteria, they don't fit the qualifications criteria, they don't fit any number of criteria. But if we end up with no responsive proposals and without a contingency plan then we really are in trouble, as you indicate. So perhaps Mr. Ross and Gerald, you could

look into what would constitute an emergency. We are of course constrained by the Procurement Code. We are required for these items to be out to bid. And if one of the areas, we've have ample notice for this. It would be very difficult to justify an emergency, quite frankly, legally.

COMMISSIONER DURAN: I don't think we are restrained. I think Mr. Flores is saying that we have some flexibility. Is that what you were saying, Tony?

CHAIRMAN SULLIVAN: Mr. Montoya.

SAMUEL MONTOYA: Mr. Chair, distinguished members of the Board, I simply wanted to go over some of the history in this area since we went through this three or four years ago and did quite a lot of research in this area. I did want to point out to the Board that jail contracts are exempt from the Procurement Code so you're not required to have an RFP for these services if you don't require it. In terms of the immediacy of the problem and the issues that the judge went over very thoroughly about families and removing them from 250 miles away from their homes I think is a basis issue. I'm not sure when the contractual agreement with Cornell expires but if there is no company that has been engaged to take over their responsibility within a timely manner and you don't have those contracts in place, I would suggest to the Board that there are other alternatives that you can actually go out and seek a firm to directly come and propose to you without the 60-day window which requires then after the proposals come in, another 30 to 45 days to review them and grade them and test them for accuracy and completeness.

So my suggestion would be that if there is a question about service and lack of service within a certain point of time there that there is another alternative to go directly to AMI or some of the other providers that might be available in the neighborhood. I just wanted to offer that.

CHAIRMAN SULLIVAN: Thank you. I think we do want to give everyone an opportunity to propose and we can make those selections based on factors other than cost. We can make those selections based on factors in the RFP, which are based on qualifications of the proposers. So we're not required, and correct me, Susan, if I'm wrong. We're not required to take someone who proposes the lowest dollar. But we do want -- and with the dollar amount that this is involved in, I think the public is served by a public process in the procurement. I'm always a little nervous about the ramifications of dealing on the sole source basis. But you're absolutely right, Judge, to bring it to our attention that time is short here. And you have and the Bureau of Prisons has decisions that it will have to make if there's no facility available after the 31st of January.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I think more important than making sure everybody has an opportunity to respond to the RFP is our obligation to make sure that the children out there are taken care of and that should be utmost in our minds and we need to be able to make a decision quickly on this so we don't find ourselves in a bad spot. I think giving everyone an opportunity to respond is honorable but that's not what the issue is in my opinion.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Any other comments?
Okay. Thank you, Judge and Greg for bringing this issue forward to us.

COMMISSIONER MONTOYA: Thank you, Judge.

CHAIRMAN SULLIVAN: And we appreciate your diligence as always. We'll reconvene the public hearing. Thank you, sir, for staying with us during that particular item. This, by the way, for those of you who don't remember is the second public hearing on the 2004 Community Development Block Grant application.

XII. B. Project and Facility Management Department

1. Second Public Hearing on the Santa Fe County 2004 Community Development Block Grant (CDBG) Application Period (cont.)

DAVID HOWARD: I'm David Howard and I'm a Fair Board member, have been since 1988 and this is Patrick Torres, County Extension Service Agent. He is currently passing out our master plan that was developed since December 2001. And if you'll turn to page 10, that gives you an aerial view of some existing buildings and proposed buildings. And in '88, the buildings that are in white, have the white roofs, all except the providian, those buildings were funded by lodgers' tax and have been built since then and we've used, since 1988, probably used every day of the year by residents of Santa Fe County.

Basically, also on page 14, 15 and 24, there's more specific photographs and drawings of what the master plan entails and hopefully will be our future. And what we're asking for at this point is to hope to get funded what we call phase 1, which is the agriculture extension building that you see there in your aerial would be in the bottom left corner and its infrastructure as well. That's going to be our goal I think in the very near future and then to hope to move into the other phases of the buildings and the landscaping and all the infrastructure that's involved.

Currently, what we saw this year during the fair which is four days in August, we had about eight to ten thousand people visit our county fair and the facility and use the facility and enjoy the happenings that were going on. And then we know that every day of the year thereafter, the current facilities are used for some function, for some kind of activity that involves all Santa Fe County folks including youth and elderly folks in some function or form or another.

Some other points I'd like to bring up is that we know the Commissioners have been helping us through the years in trying to get all this funded and even some of the funding from their budgets has gone into help fund this master plan, which again, we started back in December 2001 and we worked on for I guess about a year with an architectural firm and they came up with this master plan so we're really hoping that we can get this funded and get some of this stuff actually in place. We've far outgrown our facility at this point and really need to expand in all the areas we have going on here. There's quite a bit to absorb there so you may have to take some time and if you have any questions I'll try to answer those for you.

CHAIRMAN SULLIVAN: All right. Questions from the Commission? Tony, is an office building an eligible item under CDBG?

MR. FLORES: Mr. Chair, buildings or functions of a County government cannot apply for this type of funding. So for instance, we couldn't apply for funding for this type of building. We still have to meet the same criteria that benefits the low to moderate, so I'd have to see the uses of what we're proposing for the extension office. I do believe that the agricultural complex does meet the intent of CDBG. But the buildings that are used every day in the function of government cannot apply for funds.

CHAIRMAN SULLIVAN: I know courthouses are ineligible.

MR. FLORES: Courthouses are ineligible. Yes.

CHAIRMAN SULLIVAN: So let me understand. You're recommending Patrick and the agriculture extension office, the 6200 square feet is what you're applying for, correct?

PATRICK TORRES (County Extension Office): Mr. Chair, that is correct. We're currently housed in 3,000 square foot building, which was built back in 1958 and currently, it does not meet ADA standards.

CHAIRMAN SULLIVAN: We know that it's a bit tight in there. But if, and I guess Tony you'll have to review this application to see if it is eligible. If it's not, is there an alternate component to the master plan that you would apply for?

MR. FLORES: Mr. Chair, yes. We would look at this application and its merits if it doesn't meet the requirements, the funding, program requirements for the application. If it does not, in my opinion, this fair grounds application, however we divvy this up in whatever the phase would still meet the intent, so we would look at an alternate building if the first building is not available to meet the criteria we would go to a fall-back plan to see which part of the plan is conducive to this type of funding.

CHAIRMAN SULLIVAN: But you would have that information before the meeting on the 18th.

MR. FLORES: Mr. Chair, yes.

CHAIRMAN SULLIVAN: I don't want the Extension Service to put in an application and then just suddenly find out on the 18th that it's ineligible.

MR. FLORES: Mr. Chair, this application is actually driven by the County. This is one of eight projects that we're actually putting in applications.

CHAIRMAN SULLIVAN: Yes. Well, we've put a lot of work into that master plan and we'd like to see it move forward but we need to make sure it's an eligible application under the HUD criteria or we'll get -- if the Commission were to select it, we'll get dynamited at the state level.

MR. FLORES: That's correct, Mr. Chair.

CHAIRMAN SULLIVAN: Okay, other questions of the applicant on the master plan or on the application?

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I want to thank them for coming forward. They've been working hard on that. Thanks David and Pat and the rest of the people in 4-H.

CHAIRMAN SULLIVAN: Oh, yes. The 4-H and the Fair Board has done a fabulous job on putting this together. We thank you all for the efforts and it was a great fair this year. You had a fabulous salsa judging contest and the judges were just absolutely wonderful for the salsa judging contest. I don't know about the rest of the fair.

COMMISSIONER ANAYA: Were you a judge?

CHAIRMAN SULLIVAN: I thought you'd never ask.

MR. HOWARD: Thank you for letting us come to speak to you.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Just one and it's a minor typo. My initial. It says Harry O. It should be B. I've been called Harry O. all the time so it actually looks pretty good.

MR. TORRES: Commissioner Montoya, we'll see to it that that gets corrected in the next reprint.

CHAIRMAN SULLIVAN: You just lost one vote.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: I'd like to recognize Councilor Patti Bushee, joined us for a little bit. She's in the back there.

CHAIRMAN SULLIVAN: Oh, okay. So she is. Councilor, pleasure to have you here. Is there something you'd like to bring forward? Just visiting. That sounds ominous. We're always glad to have you here.

XI. Matters from the County Attorney

1. Executive session

- a. Discussion of pending or threatened litigation**
- b. Discussion of bargaining strategy preliminary to collective bargaining negotiations**
- c. Discussion of acquisition or disposal of water rights**

Commissioner Montoya moved to go into executive session pursuant to NMSA Section 10-15-1 (5, 7 and 8) to discuss the matters delineated above. Commissioner Anaya seconded the motion which passed upon unanimous roll call vote with Commissioners Anaya, Campos, Montoya and Sullivan all voting in the affirmative. [Commissioner Duran was not present for this vote.]


[The Commission met in executive session from 5:20 to 6:15.]

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

ADJOURNMENT

Chairman Sullivan declared this meeting adjourned at approximately 6:15 p.m.

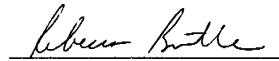
Approved by:


Board of County Commissioners
Jack Sullivan, Chairman

Respectfully submitted:


Karen Farrell, Commission Reporter

ATTEST TO:


REBECCA BUSTAMANTE
SANTA FE COUNTY CLERK

