

SANTA FE COUNTY

BOARD OF COUNTY COMMISSIONERS

SPECIAL MEETING

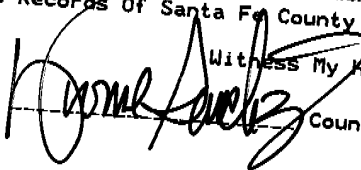
December 16, 2003

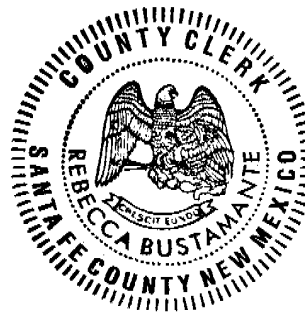
Jack Sullivan, Chairman  
Paul Duran  
Michael Anaya  
Harry Montoya  
Paul Campos

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC MINUTES  
PAGES: 105

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# SANTA FE BOARD OF COUNTY COMMISSIONERS

COMMISSION CHAMBER COUNTY ADMINISTRATION BUILDING

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Special Meeting  
December 16, 2003 – 1:00 p.m.

## Notice of Special Meeting

Notice is hereby given that the Board of County Commission of Santa Fe County, Santa Fe, New Mexico, will hold a Special Meeting on Tuesday, December 16, 2003, at 1:00 p.m. in the Commission Chambers at the County Administration Building, 102 Grant Avenue, Santa Fe, New Mexico.

### Amended Agenda

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Invocation
- V. Approval of Agenda
- VI. Matters from the Commission
- VII. Presentations
  - a. Recognition of Commissioner Ray Martinez for his Service on the Santa Fe County Housing Board → *Eppie Montoya - employee of Quarter*
- VIII. Consent Calendar *Retirement - Vincent "Corky" Ojindgas*
  - a. Request Authorization to Accept and Award a Multiple Price Agreement to the Lowest Responsive bidders for IFB #24-30 Indefinite Quantity MSA Safety Equipment for the Santa Fe County Fire Department (Fire Department) *Approved*
  - b. Resolution No. 2003<sup>173</sup> - A Resolution Authorizing and Supporting a Community Development Block Grant (CDBG) Application for Santa Fe County (Project & Facilities Management Department) (Moved from IX. A. 1) *Approved*
  - c. Resolution No. 2003<sup>174</sup> - A Resolution Designating Grantee Signature Authority and Project Representative Regarding the Rufina Street to Agua Fria Road Sewer Line Extension; the Santa Fe County *Approved*

Wastewater System Improvements; and the Santa Fe County Water System Improvements Project (Utilities Department)

- d. *Approved* Request for Approval and Execution of the Grant Agreement for the Rufina Street to Agua Fria Road Sewer Line Extension, SAP Project 03-0349-STB from the New Mexico Environment Department (Utilities Department)
- e. *Appri.* Request for Approval and Execution of the Grant Agreement for the Santa Fe Wastewater System Improvements, SAP Project 03-0352-STB from the New Mexico Environment Department (Utilities Department)
- f. *Approved* Request for Approval and Execution of the Grant Agreement for the Santa Fe County Water System Improvements and Easements, SAP 03-0394-STB from the New Mexico Environment Department (Utilities Department)

IX. Staff and Elected Officials' Items

a. Project and Facilities Management Department

- ok* 1. Moved to Consent

b. Utilities Department

- ok* 1. Request Approval of the Proposed Water Service Agreement Between Santa Fe County and Suerte Del Sur

X. Public Hearing

*ok* a. Project and Facilities Management Department

- 1. Closeout of Community Development Block Grant #02-C-NR-I-3-G-44 Youth Shelters & Family

XI. Discussion and Action Regarding the Youth Development Facility

XII. Study Session and Request for Direction Regarding GRT/ Santa Fe County 2004 Capital Outlay

XIII. Adjournment

The County of Santa Fe makes every practical effort to assure that it's 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 for the sight impaired).

**SANTA FE COUNTY**

**SPECIAL MEETING**

**BOARD OF COUNTY COMMISSIONERS**

**December 16, 2003**

This special meeting of the Santa Fe Board of County Commissioners was called to order at approximately 1:10 p.m. by Chairman Jack Sullivan, in the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

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

**Members Present:**

Commissioner Jack Sullivan, Chairman  
Commissioner Paul Campos  
Commissioner Paul Duran  
Commissioner Mike Anaya  
Commissioner Harry Montoya

**Members Absent:**

[None]

**IV. INVOCATION**

An invocation was given by Joan Halifax Roshi from the Upaya Zen Center.

**V. APPROVAL OF THE AGENDA**

GERALD GONZALEZ (County Manager): Mr. Chair, members of the Commission, although there's been some rearrangement of the original agenda as published, it's basically the same with the exception that in your notebook, the item from Section IX. A. 1 has been moved to Consent as item VIII. B. While you're looking at that I simply wanted to note for the benefit of the Commissioners that we will have a legislative reception/study session meeting which will occur at 4:30 January 8<sup>th</sup> here in the Commission Chambers, just to prepare for the legislative session. Just so you can mark your books ahead of time since this looks like it's going to be the last meeting of this year.



CHAIRMAN SULLIVAN: Okay. I understand we have also some other presentations, other than what's shown on the agenda. Is that correct? I have four in my hand here so I see one on the agenda.

MR. GONZALEZ: I'm not working off the same list, I think. We did want to provide some recognition for some of our staff members who will be retiring. That's Corky Ojinaga, who is formally known as Vincent Ojinaga and is the direction of the Project and Facilities Department for the County and Gary Roybal, who is the director of the Utility Department. Both of them will be retiring at the end of this year.

CHAIRMAN SULLIVAN: Okay. I've got some others here. I'll just surprise you with them.

MR. GONZALEZ: Good.

CHAIRMAN SULLIVAN: Are there any changes from the Commissioners?

COMMISSIONER MONTOYA: Mr. Chair, under item XII, or actually XI, discussion/action regarding Youth Development. Should it be Detention? Or is it --

CHAIRMAN SULLIVAN: I think they changed the name to Youth Development Facility, but that's the detention facility, isn't it, Gerald?

MR. GONZALEZ: That's correct, Mr. Chair, members of the Commission. In layman's terms it would be the County juvenile corrections facility.

COMMISSIONER MONTOYA: Okay. So it is correct.

MR. GONZALEZ: The formal name, it was a little surprising to many of us on staff when we actually went to the building and read the sign of it. But apparently that's the formal name for our juvenile corrections facility.

CHAIRMAN SULLIVAN: Other questions or additions or corrections from the Commission?

COMMISSIONER DURAN: Move for approval, Mr. Chair.

CHAIRMAN SULLIVAN: Okay, motion by Commissioner Duran for approval of the agenda.

COMMISSIONER CAMPOS: As amended.

CHAIRMAN SULLIVAN: As amended. Seconded by Commissioner Campos.

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

CHAIRMAN SULLIVAN: Under presentations, the first one we have this afternoon --

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Are we going to do Matters from the Commission?

CHAIRMAN SULLIVAN: Oops. Jumped ahead there, didn't I? Yes we are.

## **VI. MATTERS FROM THE COMMISSION**

CHAIRMAN SULLIVAN: Since you brought it up, Commissioner Anaya, we'll start on your end.

COMMISSIONER ANAYA: Thank you, Mr. Chair. As my first year as County Commissioner comes to an end I would like to take this opportunity to make a few remarks. I first want to thank Gerald, our County Manager for all of his hard work and many late nights and early mornings and countless meetings. Gerald, thank you for everything that you have done. Since you've come on board things have run a lot smoother. Gerald, you're a very approachable guy. People come up to you. You always take the time to listen and we appreciate that. And getting out to the community and the county and I certainly appreciate that. So thank you very much, Gerald.

MR. GONZALEZ: You're more than welcome.

COMMISSIONER ANAYA: Mr. Chair, I also would like to thank you for serving as chairman this past year. And you've done an excellent job conducting the meetings and it has been an honor serving with you.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Likewise.

COMMISSIONER ANAYA: Thank you. I would like to also thank our County employees. This County would not run without your dedication and hard word and we appreciate that very much. So thank you very much. I want to thank our constituent service people. Are they here? Jennifer, Lisa? Jennifer Jaramillo and Lisa Roybal have been an asset to the County. They've helped out the Commission and they're our constituent service people and they've done a great job for the County.

I look forward to serving another three years as County Commissioner and I think that we've made a significant difference in 2003 and will continue to stride in 2004. Thank you fellow Commissioners, Gerald, Santa Fe County. I wish you all a very happy holiday season and a safe one and a prosperous new year. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Commissioner Duran.

COMMISSIONER DURAN: Well, as I embark on my last year as a County Commissioner, I'd like to thank all of you for putting up with me for the last seven years. I have one year left. There's a lot of work that I still would like to do while I'm here and one of them, Gerald, is relative to a new facility for the County, the County administration building. I think that what happened at the Treasurer's Office the beginning of the week is an indication of how outdated this building actually is. My real concern is that in my discussions with staff relative to the individual that has received the approval to be our advisor on this project, that the amount of money we're talking about far exceeds what we had anticipated at the beginning of this process.

And I'm concerned that we're going to spend somewhere around a quarter of a million dollars for this study, only for someone to tell us that we need a new facility, which I think is already obvious to us. So I was wondering if at the next meeting if you could give us an update on this and before you actually spend more time preparing a contract for a quarter million

dollars for this study that we open it up for study again with the Commissioners to really ascertain what it is we want to do with this study. Because in my opinion we need a new facility, be it the Assessor is busting out at the seams, the Clerk is. I just want to make sure that the study moves forward with the understanding that our goal is to build a new facility and how do we go about doing that.

MR. GONZALEZ: Be glad to do that.

COMMISSIONER DURAN: Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Okay. Commissioner Montoya.

COMMISSIONER MONTOYA: Thank you, Mr. Chair. I too would just like to wish everyone a Merry Christmas and a Happy New Year and hope your holidays are safe. We do have an unfortunate incident that occurred with one of our County employees, Andrew Sanchez, who just started last week, I believe, working over at the Sheriff's Office. He was a clerk/typist and was coming back with his family, his mom and dad, Anthony and Margaret Sanchez, and they were involved in a fatal crash coming back from Colorado. So, they lived in my district and I just ask that you keep them in your prayers, the Espinoza and Sanchez families. That's all I had, Mr. Chair.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Commissioner Campos.

COMMISSIONER CAMPOS: Just a couple of words. I'd like to thank everyone here at Santa Fe County and our County Commissioners. I think we had a good year, a productive year and I look forward to next year. We have a lot of things that we really have to get done and I'm sure we'll make some progress. Thank you very much.

CHAIRMAN SULLIVAN: Thank you, Commissioner. I'd be remiss if I didn't add my own thanks this year having served as your chair, for the support and cooperation that I've received from all the Commissioners, two new Commissioners who have quickly gotten on board and made great strides in serving the County as well as their districts. And the staff as well with our new County Manager, Gerald Gonzalez, and I think we demonstrate to people that I talk to on the street that issues brought before this Commission are dealt with fairly, not always to everyone's liking, but debate is vigorous often and I think the determination and decisions are well thought out, that the Commission makes. And that's of course a result of good staff work, good preparation work, good documentation that we receive to help us do that.

I've appreciated this year as your chairman. As my mother used to say, here's your hat. What's your hurry? So next year I anticipate a Commission that will be equally as harmonious and as hard-working as this one has been. If there are no other Matters from the Commission then I will do the presentations.

**VII. PRESENTATIONS**

**A. Recognition of Commissioner Ray Martinez for his service on the Santa Fe County Housing Board**

CHAIRMAN SULLIVAN: The first one that's shown on the agenda is for Ray Martinez and I see Ray in the back there with Robert Anaya, so Robert, would you like to make this presentation?

ROBERT ANAYA (CHDD Director): Mr. Chair, members of the Commission, members of the audience and the community, I think it's only fitting that we have this opportunity to acknowledge an individual that's worked with Santa Fe County and assisted Santa Fe County over the years, not only as the Housing Commissioner, but more importantly as a member of this community. The gentleman standing to my left has been a good working partner for Santa Fe County Housing Authority. As a former Commissioner, prior to the County taking over the Housing Authority and as a current Commissioner and assisting the current Housing Board, he's had an open mind and he's worked hard and strived to help make things better for our Housing Authority.

Over the years he's been a good working partner, but more importantly to me, he's become a good friend. He recently, as a result of his own hard work as a resident of public housing had an opportunity to realize the American dream of home ownership. He did it through hard work and perseverance, and he did it first and foremost for those fellow residents within his housing site and assisted many of them to become homeowners as well. So Mr. Chair, I thank you for giving me the opportunity to say a few words and I thank you, Raymond, for your work, your dedication and the service you provided to the Housing Authority and wish you the best of luck in enjoying your new home and helping the community. Mr. Martinez would like to say a few words.

RAY MARTINEZ: All I'd really like to say is like the rest of you said, I think we had a good year. The meetings were enjoyable. We did a lot of stuff. We helped a lot of public housing residents on our board meetings, but most of all, like Mr. Anaya said, it's to have that dream to be able to buy your own home because in Santa Fe, it's not too easy to buy a home these days. I just want to wish everybody happy holidays, Happy New Year and well see you in the future. Thank you.

CHAIRMAN SULLIVAN: Thank you, Ray, and I've enjoyed serving with you on the County Housing Authority. Ray's attendance has been outstanding. He represents, he's the one individual on the Authority that represents all of the residents in our housing. So he's got a big burden on his shoulders and it's been a joy working with you. Your ideas have always been excellent and we wish you the best. The certificate is a small token of our appreciation and recognition for your service as the Housing Authority Resident Board Member. Thank you very much.

MR. ANAYA: Mr. Chair, if it's okay, I'd like to take a picture with the entire

Commission because I'd like to proudly display it in my office, if that's okay.

CHAIRMAN SULLIVAN: Okay. Now our next certificate of recognition is for another gentleman who does all the work. Who would like to make the presentation for our employee of the quarter?

TONY FLORES (Project Manager): Thank you, Mr. Chair. Before I turn it over to Agnes, I'd just like to add my thoughts to her dissertation that she's going to be presenting here in a few minutes.

CHAIRMAN SULLIVAN: Dissertation?

MR. FLORES: Dissertation.

CHAIRMAN SULLIVAN: I hope not.

MR. FLORES: Our employee of the quarter is an individual that I have personally known for a long time. Actually, Eppie and I grew up neighbors and really didn't like each other at that time. We were always squabbling over things, his sister mainly. And it's funny that when we come back as adults and we put those issues where we were children aside we are able to see the true person and the true personality. And it's because of people like this that I enjoy coming to work. Someone that I can depend on, somebody that Agnes can depend on and somebody that the County can depend on. And I always remind my staff as Commissioner Anaya indicated earlier is that the people that work for Santa Fe County are the true stars.

Unfortunately, we'd like to believe we are or you are, but we're not. I think it's the people that do the day-to-day work and keep the County running and keep the County motivated that have all of us enjoying our positions and that's what this individual does to me on a personal note. And now I'd like to turn it over for the speech to Agnes Lopez, our IT Division Director.

AGNES LOPEZ (IT Director): Mr. Chair, Commissioners, I'd like to ask my staff and the staff of PFMD to stand up and support Eppie. Eppie's been employed with the IT Division for the last three years. And when he applied, I interviewed and I didn't hire Eppie the first time around. I re-advertised the position and Eppie applied for it again. And because of his persistence and eagerness, I decided to hire him. And I must say, that's been the best decision since I've been here at the County.

Eppie has proved to be a valuable and dedicated employee. Eppie is always willing to take on any task assigned to him and he does it well and quickly. Eppie is always eager to learn and to share his knowledge with others. But I think that Eppie's best quality is his responsiveness and his professionalism in responding to requests for service. Eppie is always willing and eager to help, has a good attitude and a good working relationship with his fellow employees. I've received numerous compliments from departments and his fellow employees on his professionalism and his working well with others. So I'd like to present to Eppie. Would you like to say a few words?

CHAIRMAN SULLIVAN: For the one or two of you who may not know Eppie, his last name is Montoya. We just keep saying Eppie, but we are presenting this employee of the quarter award to Eppie Montoya. So Eppie, say a few words.

EPIE MONTTOYA (Program Analyst): I just wanted to say thank you. It's an honor and a privilege to receive this nomination. And Happy Holidays.

CHAIRMAN SULLIVAN: Okay. We have two more, very important certificates of recognition today, and they're both retirements, so I'm sure they're very important to the retirees, but they're equally important to the Commission because we want to recognize their many years of service to the public and to Santa Fe County. And the first is Vincent "Corky" Ojinaga. Who would like to make his presentation this afternoon?

MR. GONZALEZ: Corky's not present but I'm going to ask Tony to accept on his behalf and make a few remarks. But I also want to say that during the time that I've been privileged to work with Corky, and that's two years now, he's shepherded the department through some transformations and changes that for other folks would have had them living standing on their heads but he managed to pull it off, sometimes looking like he was walking on water. And I know we've all appreciated his guidance, his temperament and his contributions to senior staff and to all of the day-to-day employees here at the County. And I'll turn it over to Tony to say a few words as well.

MR. FLORES: Thank you, Mr. Chair. Unfortunately, Corky can't be with us this afternoon, but I was going to give this speech tomorrow, actually. Corky and I go back to my first years here. He was my first supervisor when I started government work with the City of Santa Fe in their Rural Addressing program. So Corky and I have been acquaintances both at work as my first supervisor and then through our professional life and personal life as well. And I don't think I've ever had a supervisor that was willing to go the extra mile that Corky does. And I was going to tell him this tomorrow, but basically we started together or he started with me together and I'm here with his retirement. I look forward to someday working for Corky again, because he's that type of person that somebody would be willing to go around the town on the second tour with Corky.

So I would just like to say that I appreciate the opportunities Corky has provided myself and also the County. He's taken things in different directions as Land Use Administrator, as General Services Director and now as Project and Facilities Management Director. And in each place I think Corky's attributes or the progressiveness that he's shown for the County has been able to take us to the next step. Thank you.

CHAIRMAN SULLIVAN: Thank you, Tony, and if you would not mind taking the certificate to him that recognizes his 25 years of dedicated service to the public by order of the County Commission, this 16<sup>th</sup> day of December, 2003. Thank you very much for your summary of his efforts for the County.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner.

COMMISSIONER ANAYA: Yes, I'd like to personally thank Mr. Ojinaga for all his hard work and dedication that he gave to Santa Fe County and if you're out there -- I'm going to look at the TV now, if you're out there Corky, good luck in the future and if you ever need a job, come visit us. Thank you.

CHAIRMAN SULLIVAN: Thank you, Commissioner. I'm sure that expression

of appreciation is echoed by all the Commissioners. Last, but of course not least, and I'm sure he's here because he's got an item coming up right now on the agenda. For 26 years of dedicated service, Gary Roybal is here and who would like to bring this presentation forward?

MR. GONZALEZ: Mr. Chair, I'd be happy to and honored to. If Corky walked on water, I think probably Gary was Mr. Water here at the County. I had the privilege years ago of first working with Gary when he was a brand new Public Service Commission employee. That was before we had a Public Utilities Commission, Public Regulation Commission, it's morphed itself several times, but Gary has always been the consistent, steady influence wherever he's been. Back then, we always went to Gary when we had questions that we needed somebody who's judgement we trusted and that situation is still the same today. The only difference is that Gary has grown in experience and competency and in abilities and it's been a marvel to be able to work with him again at the end of his career having begun to work with him at the beginning of his career.

So it's a deep privilege to be able to thank him for the service that he's given to Santa Fe County, taking the slings and arrows that were necessary in order to move us along with respect to water thinking, and for generally being a supportive presence, not only for his own staff but also for all the senior staff and people throughout the County. So Gary, congratulations and we're pleased to have you here today. Thank you.

GARY ROYBAL (Utilities Director): Well, I was hoping to stay under the radar screen but I guess I didn't. I'd like to thank the Commissioners for the opportunity of working with and for Santa Fe County. It's been a very rewarding and enriching experience. I'd like to thank Gerald for his leadership and guidance and kind words. I don't know who you were describing there but I'd like to thank senior staff. It was a real honor and privilege with such a management team. If I had a word to describe them I'd call them the dream team. And the elected officials, the same way. But then again, we're only as good as our respective staffs and I'd like to thank their staffs for the professionalism, the cooperation, and just the overall attitude that they express when I went to get some help from them.

And I'd like to thank my staff for the help, assistance, cooperation and professionalism they've shown. They went through a lot of changes over the two years that I was there and they met it with enthusiasm, initiative and they were a great group of people to work with. And at the end, I'd just like to thank my family for all the patience they had with me over this 26 years. Thank you. Merry Christmas and Happy New Year.

#### **VIII. CONSENT CALENDAR**

- A. Request Authorization to Accept and Award a Multiple Price Agreement to the Lowest Responsive bidders for IFB #24-30 Indefinite Quantity MSA Safety Equipment for the Santa Fe County Fire Department (Fire Department)**
- B. Resolution No. 2003 - A Resolution Authorizing and Supporting a Community Development Block Grant (CDBG) Application for Santa Fe County (Project & Facilities Management Department) (Moved from**

- IX. A. 1)**
- C. Resolution No. 2003-173. A Resolution Designating Grantee Signature Authority and Project Representative Regarding the Rufina Street to Agua Fria Road Sewer Line Extension; the Santa Fe County Wastewater System Improvements; and the Santa Fe County Water System Improvements Project (Utilities Department)**
  - D. Request for Approval and Execution of the Grant Agreement for the Rufina Street to Agua Fria Road Sewer Line Extension, SAP Project 03-0349-STB from the New Mexico Environment Department (Utilities Department)**
  - E. Request for Approval and Execution of the Grant Agreement for the Santa Fe Wastewater System Improvements, SAP Project 03-0352-STB from the New Mexico Environment Department (Utilities Department)**
  - F. Request for Approval and Execution of the Grant Agreement for the Santa Fe County Water System Improvements and Easements, SAP 03-0394-STB from the New Mexico Environment Department (Utilities Department)**

CHAIRMAN SULLIVAN: Does anyone have any comments on the Consent Calendar? If not, we can entertain a motion.

COMMISSIONER DURAN: Move for approval, Mr. Chair.

COMMISSIONER MONTOYA: Second.

CHAIRMAN SULLIVAN: There's a motion from Commissioner Duran, seconded by Commissioner Montoya. Discussion? And there's an item that's been added to that, which Mr. Gonzalez brought out.

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

**IX. STAFF AND ELECTED OFFICIALS' ITEMS**

**B. Utilities Department**

- 1. Request approval of the proposed water service agreement between Santa Fe County and the Suerte del Sur**

CHAIRMAN SULLIVAN: We now move to not letting Mr. Roybal bask in his glory too long. We will once again call him back for item IX. B, which is the request for the approval of a water service agreement between Santa Fe County and Suerte del Sur. Mr. Roybal.

MR. ROYBAL: Thank you, Mr. Chair, members of the Commission. Before you is a request of approval of a water service agreement between Santa Fe County and Suerte



del Sur, LLC. This is a water service agreement for water service by the County to Suerte del Sur who is located in our northwest service area. The Commission earlier this year approved an expansion of the water service area in the northwest sector which accommodated this proposed subdivision. This water service agreement is somewhat different than the prior water service agreements that have been approved by the Commission.

The differences in this water service agreement are that the Suerte del Sur will provide a water source of supply. They will be responsible for drilling a well to certain standards. That well will be tested and the geo-hydrology done by Suerte to determine what the sustainable yield is of that well. The water service agreement also requires that the provide all the water rights necessary for their proposed subdivision and any off-setting rights that would be attributable to the pumping of that well.

Suerte has also agreed to provide a one-acre site to the County, dedicate a one-acre site to the County for purposes of an additional groundwater well to be developed by the County at the County expense and they have also agreed to reserve a two-acre parcel of land and reserve that for the County for a period of three years so that the County can use that land to construct and build any other additional facilities that will be required to meet the service needs of the County within that area.

These sites and the wells will be sited and located jointly with the County. The County will participate in that process. The other difference in this water service agreement is that there's a provision in this agreement that would require a separate cost-sharing agreement between Suerte and the County that would reimburse Suerte for any cost in excess of those costs necessary to provide service to their development. In other words, if the well that is drilled is tested and shows a sustainable yield in excess of what's required for that subdivision, that excess capacity and the costs associated with that would be subject to a cost-sharing agreement between the County and Suerte.

Suerte will also be required to provide all the necessary infrastructure within the subdivision to meet the water delivery requirements from the County. These facilities will be deeded over to the County once these facilities are complete and tested and accepted by the County. The County will also be a co-permittee in the permit applications of that well, consistent with the water transfers of the previous agreements. And with that, I stand for questions.

CHAIRMAN SULLIVAN: Questions for Mr. Roybal?

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: Gary, this system, when it's developed will be connected to our existing water line?

MR. ROYBAL: Mr. Chair, Commissioner Duran, it will be connected to our existing distribution system that's already in place. It's also situated in a location that once the Buckman diversion project comes on line we should be able to interconnect it with the proper engineering and planning.

COMMISSIONER DURAN: And at whose cost is it going to be connected to

our existing system?

MR. ROYBAL: It will be Suerte's cost to connect that into our existing system.

COMMISSIONER DURAN: And the people that will be served by the system, currently we charge something like \$6,000 or \$7,000 to be provided water from our system. Would that be a similar charge in this project?

MR. ROYBAL: Commissioner, that \$6,000, \$6,500 charge is specific to the existing northwest sector. The Hurlocker properties and I believe there was some other properties. That was specific to the service agreement with that developer. There were no water rights attached. The developer did not contribute any water rights I believe to the utility for that service and part of that cost, the \$6,500 was for developing additional infrastructure to connect up to the main system, I guess if you will, the Buckman project when it comes on line. So there have been no provisions for additional hook-up fees in this subdivision. But if the agreement does have a provision in there that there are connection fees that are associated or approved by the County, by the Commission, that these lots would be subject to that connection fee.

COMMISSIONER DURAN: So there is no, at this point anticipated connection fee for a homeowner.

MR. ROYBAL: That's correct, Commissioner, but that's not to say that somewhere along -- when this Buckman diversion project comes on line that some type of a rate study or some type of a study takes place that there won't be a connection fee to all hook-ups going to the County system.

COMMISSIONER DURAN: Okay. So the well's going to be drilled. The system is then going to be turned over to the County, correct?

MR. ROYBAL: That's correct.

COMMISSIONER DURAN: And then we're going to be in charge of making sure that the system is operational and that it will provide water to homes that are being built within the subdivision, correct?

MR. ROYBAL: Correct.

COMMISSIONER DURAN: It would seem to me that we would probably want to establish some kind of rate structure now so that we would have some money available to us in the event something happened to that system. How do you anticipate dealing with maintenance and cost of operation if we're not going to have any kind of hook-up fee?

MR. ROYBAL: Commissioner Duran, the operation and maintenance expense associated with these facilities would be recovered through the rate structure itself. Our current rate structure. So all operation and maintenance expenses are recovered through rates today. So that's how we would recover rates. If we see that the O & M expense, or the operation and maintenance expense for the entire county is increasing we would have to increase our entire rate structure, or increase our rates to recover those O & M costs. All O & M costs are spread over the entire customer base of the utility. A connection fee, I believe as you're describing would be more for infrastructure type requirements. For instance, the Buckman diversion project. There is going to be some local share of funding that's going to be required from that that will have to come from the County. Those costs should be spread out to all new hook-ups

that are coming on because they will all benefit from that facility.

I believe that the appropriate way to look at connection fees is to recover the infrastructure costs necessary to get the water to the point of delivery. O & M costs are really included into your rate structure as an ongoing expense because there are annual expenses that go on year to year.

COMMISSIONER DURAN: What I frankly would like to see is some kind of connection fee. The City has a connection fee. We don't have a connection fee out on the other, the south side of town?

MR. ROYBAL: Commissioner Duran, we don't but my understanding is those water service agreements, that the developers paid for a majority of the infrastructure that went in to putting that into place. In addition, they also pay a standby water service availability fee to the County for the water rights that were allocated to each individual entity that had a water service agreement with the County. So there were no connection fees per se. Unlike in the northwest sector where there was no water service availability to be charged for any water rights used in provision of that service to the northwest sector.

COMMISSIONER DURAN: Okay. Just have a few more questions, Mr. Chair. If this well becomes a point of diversion for us, would be able to transfer water rights that we are in the process of acquiring or that we already own that are Middle Rio Grande rights? And if we are able to transfer them to that point of diversion we could then distribute or provide water to other areas besides La Suerte. Is that correct?

MR. ROYBAL: Commissioner Duran, hopefully, the State Engineer will see this as a point directly linked to the Rio Grande, that it would be an offset to the Rio Grande and we could move water rights to this point of diversion that are in excess of those that the well can produce. In other words, if the well can produce 1,000 acre-feet, we would be able to move in 1,000 acre-feet into that well and get them permitted or get the water rights transferred in there. We could not transfer more water rights than what the well could produce.

COMMISSIONER DURAN: Right.

MR. ROYBAL: And this water service agreement also contains a provision for a one-acre site where the County at its own expense could go drill another well and have another point of diversion to move additional water rights into that point of location.

COMMISSIONER DURAN: When would we be able to make that determination? After the geo-hydro has been completed?

MR. ROYBAL: Commissioner Duran, that's correct. And once we go to the State Engineer to permit the well and transfer the water rights to that one well we'll have a better idea of how much water can be produced from that well and give us an idea of how many water rights we could move into that well.

COMMISSIONER DURAN: So we've also talked about developing a point of diversion over there by the new Public Works facility. So this would be in addition to that well.

MR. ROYBAL: Commissioner, that's correct.

COMMISSIONER DURAN: Okay. Thank you, Mr. Chair.

COMMISSIONER ANAYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: Gary, so the State Engineer is also going to make sure that this would not affect any other, or the aquifer in any other areas. For example, La Cienega, Agua Fria.

MR. ROYBAL: Mr. Chair, Commissioner Anaya, that's correct. The State Engineer will make that determination if there's going to be any adverse impacts or what impacts will take effect in La Cienega, the Pojoaque-Tesuque tributaries, and the agreement requires that the applicant purchase or offset those rights in some way or another. So the applicant would be responsible for the offsetting rights on any impacts that take place. And the State Engineer would make that determination as part of the permitting process.

COMMISSIONER ANAYA: Okay, then on the first page, under number 3 at the bottom, it says Suerte shall dedicate one acre of property to the County for development of an additional production well on the property. And then under the recommendations, it says Suerte has also agreed to dedicate up to three acres of property to the County for the purpose of developing an additional production well. So is it three acres or one acre? And I know under four you have another two.

MR. ROYBAL: Okay, Commissioner you lost me there between the agreement and my memo.

COMMISSIONER ANAYA: It says one acre then it says three acres. And why only two years? So did I lose you?

MR. ROYBAL: They have committed to dedicate a one-acre site for a well that would be dedicated to the County at the time we site it. There's a two-acre parcel that they will reserve for three years for the County to use for planning purposes or for construction of a -- if we decide to move forward on a well, say within a year and we're going to need another storage facility, that two-acre site would be available. If we determine within that three year period that that two-acre site is going to be required, we could make a call, if you will, on that reservation and have that property dedicated to the County for that purpose.

COMMISSIONER ANAYA: It's just standby unless we really need it.

MR. ROYBAL: Yes, that's correct.

COMMISSIONER ANAYA: Unless the well proves good and we're not going to affect anybody. Correct?

MR. ROYBAL: That's correct.

COMMISSIONER ANAYA: Thanks. Thank you, Mr. Chair.

CHAIRMAN SULLIVAN: Questions?

COMMISSIONER CAMPOS: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Campos.

COMMISSIONER CAMPOS: Mr. Roybal, how many acre-feet does Suerte plan to transfer to this well?

MR. ROYBAL: I believe there is going to be about a 45 acre-foot, and I apologize for this. I forgot to include Exhibit B. Let me give this to you right now. What I've just handed you is Exhibit B and describes the water rights that would be allocated or

transferred to this point of diversion, which is approximately 45 acre-feet, which would meet the first phase of their proposed master plan. And these are pre-1907 water rights.

COMMISSIONER CAMPOS: Dietz Farm, is that out of the Albuquerque area?

MR. ROYBAL: I'm not sure exactly it comes off from.

COMMISSIONER CAMPOS: How many dwelling units are expected in this subdivision. Do you know?

MR. ROYBAL: This application for water service, I believe was for 264 units.

COMMISSIONER CAMPOS: But it hasn't been approved by anybody as far as zoning, right?

MR. ROYBAL: Commissioner Campos, no. The master plan has not been approved as of this point.

COMMISSIONER CAMPOS: Has it been submitted?

MR. ROYBAL: I believe it has been submitted, but they need a water service agreement as part of the master plan application.

COMMISSIONER CAMPOS: Thank you.

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Gary, regarding page 4, item III. A. 3, it says that "The County and Suerte agree that a separate cost-sharing agreement is appropriate to reimburse Suerte for those costs associated with capacity in excess of that required to meet Suerte's water service requirements." Do we know if it's going to be 45 acre-feet? Is that what that --

MR. ROYBAL: The proposal was for the first phase of 45 acre-feet. Once the master plan's developed and approved, I think we'll have a better idea of what the water service requirements are going to be. This provision is an industry -- it's used in the water industry to reimburse developers who front all the capital up for a water system and as other developers or entities use that system they would pay a pro rata cost of that and it goes back to the developer. So essentially, he pays for all the excess capacity and then as people hook up he gets reimbursed for that and maintains the capacity necessary to serve his subdivision or development.

COMMISSIONER MONTOYA: Okay, so that's just the first phase that we're talking about there then for this agreement.

MR. ROYBAL: For this water rights transfer, yes.

COMMISSIONER MONTOYA: Okay. Now what's the likelihood that we're going to exceed that ten-year date of expiration? Is that enough time?

MR. ROYBAL: Commissioner Montoya, given that the Buckman diversion project is scheduled for 2008 if this gets approved, I would probably say that the ten years would probably lapse before full recovery of this cost. But that's clearly the developer's risk. That's not a risk on the County. If the developer, if he gets reimbursed no capital costs, that facility is still with the County and he would be eligible for any other cost recovery. The County would be operating and using that facility as a County facility and there wouldn't be

any liability to reimburse that cost back to the developer.

COMMISSIONER MONTOYA: Okay. Does that kind of tie in with page 8, item X. C? Suerte may terminate this agreement provided the County has not granted Suerte final development plan approval within two years of OSE approval of the application to transfer the water rights? Could you explain that?

MR. ROYBAL: Commissioner Montoya, those are two separate -- they're not tied in together. That's more of a termination clause.

COMMISSIONER MONTOYA: Right.

MR. ROYBAL: The cost-sharing agreement would be something that would be in effect for ten years and would terminate on its own provision or term.

COMMISSIONER MONTOYA: Okay. That's all I have, Mr. Chair.

CHAIRMAN SULLIVAN: Gary, I had a couple questions also. You and I talked, I had a concern that we don't specify any amount at this point of water rights and I realize they're going to transfer 45 acre-feet but we don't know what the first phase is yet, in terms of units, is my understanding. Would it be appropriate to just assure that -- of course that will depend on the determination of the State Engineer, but to assure for our own system purposes that he'll be transferring a quarter acre-foot per unit plus our normal 20 percent system usage that we have. Would that be appropriate to have in this agreement?

MR. ROYBAL: Mr. Chair, we did talk about that and I did look into the agreement and we do have a provision, it's the last whereas, that talks, that service will be provided in accordance with all ordinances, resolutions, policies, rate schedules and stuff of this type. Right now we do have a resolution, 1998-13 that addresses how water is allocated. And this has been consistent with the other water service agreements that were approved by this Commission.

CHAIRMAN SULLIVAN: So then as of the date of execution of this agreement, then the developer would understand that as a part of that agreement he would be abiding by the water service agreement that's in effect at that time.

MR. ROYBAL: Mr. Chair, that's a legal question that I don't think I'm qualified to answer. Resolutions change from time to time. So do our rate schedules. Ordinances change. Whether this water service agreement binds him to what's in existence today is a legal question I don't think I could answer.

CHAIRMAN SULLIVAN: Let me just ask Steve, then. Steve, are you comfortable with this? I bring this up because we're seeing issues come forward on other projects where we're getting confusion between water budgets and water service agreements. And we're getting to a situation where applicants want to use water budgets as their amount of water for water service agreements and this is a large development, ultimately 264 units and I'm just concerned that we be clear about that at the outset. So are you comfortable with that whereas, that last whereas handles that issue?

STEVE ROSS (County Attorney): Mr. Chair, as a whereas, it's not really part of the contract. It doesn't really say anything so I guess in that sense I'm comfortable with it. I would assume that that clause actually means that the County will provide water service in

accordance with rules, regulations, etc., etc., in force at the time, the relevant time. Not necessarily now.

CHAIRMAN SULLIVAN: Because the other water service agreements that I've seen come forward from the Utilities Department have specified a number of water rights that they will provide and when you divide those by the lots, they equal .31. which is the 20 percent. Here we have a water service agreement that's not specific in that regard, because the master plan hasn't been approved yet, but my understanding is it's coming up for approval this Thursday at the CDRC. And I think they'll want to use this water service agreement as their reason for moving forward. I'm just a little concerned that we haven't quantified any amount of water that would be anticipated, at least at a minimum, that the State Engineer would require more and that would of course control. Do you think it's appropriate to have some language like that in the agreement?

MR. ROSS: Well, unfortunately, the process under which the master plan is being approved hasn't been concluded at this point so it's kind of where you put the cart and where you put the horse in situations like this.

CHAIRMAN SULLIVAN: We're being asked to approve the agreement now. So in lieu of not knowing what the first phase is and how much water 45 acre-feet would be intended to serve, that's the only reason I felt that we ought to at least at a minimum put a per-unit quantifier in there.

MR. ROSS: Well, we certainly could, if you want to get the whole thing done.

CHAIRMAN SULLIVAN: Gary, the agreement talks about requiring that the well would demonstrate a 40-year sustainable yield and I just wondered why, because on all of our other projects we require a demonstration of 100-year water service.

MR. ROYBAL: Mr. Chair, we went to 40-year because that's the requirement for a municipality, such as the County, to have, to show a 40-year sustainable supply. And this well would be deeded over to the County. And I believe a 40-year sustainable supply would be adequate because we would be looking at a conjunctive use strategy with this well. And any other wells that we drill in the area and where we would look to use the surface water diversion as our source of supply when there is water available and when not, we would go back to the well. So that have the potential of extending a 40-year sustainable supply beyond 40 years, because you wouldn't be using it 40 consecutive years.

CHAIRMAN SULLIVAN: So there's no inconsistency -- again, let me check with legal here. There's no inconsistency of our requiring other private applicants who intend to drill wells, be they 12-inch casing wells or other sized wells, to demonstrate a 100-year sustainability, and this particular one to demonstrate a 40-year? Are we comfortable with that?

MR. ROSS: I believe that's the practice. I'm not totally up on that issue and can certainly get there if you'd like me to be.

CHAIRMAN SULLIVAN: I just don't want to be setting a precedent here where other applicants will be coming to us and saying for this individual you required a 40-year sustainable supply and for my well, you're requiring 100-year. Why is that?

MR. ROYBAL: Mr. Chair, because as a municipality and a utility, we have the

ability to go out and acquire additional water resources. We could go out, we're going to the Buckman diversion. We'll drill additional wells that will hook up to our system. When you're talking about an individual who's located on a property and has a well, who is situated and will be taking service from that well alone, 100-year supply is appropriate, because they have no other sources of supply available to them. Whereas as a utility, we have an ongoing obligation and duty to assure that we meet our service requirements over and beyond a 40-year period of time. So I feel fairly comfortable with this issue.

CHAIRMAN SULLIVAN: Okay. I'm still a little nervous about that but let me ask another question. Why is it necessary to go through this process, which seems like a logical process to me by the way, of going through these steps, and I think, isn't 100-year requirement a part of our geo-hydro test? Isn't that a part of our current regulations or resolutions that that be a 100-year demonstration?

MR. ROYBAL: It is, but not for the County utility.

CHAIRMAN SULLIVAN: For the County utility company.

MR. ROYBAL: No sir.

CHAIRMAN SULLIVAN: Let me be clear then. If he were to drill this well, according to this agreement and it showed a 40-year sustainability, then we would proceed forward and accept that well for our system. If it didn't, if it showed a 50-year sustainability or whatever, then he couldn't use it apart from the County. He would still be subject to the 100-year sustainability requirement. Is that what you're telling me?

MR. ROYBAL: Mr. Chair, it would be my understanding that if he went on this, that if this development went on its own, it would have to show 100-year sustainability.

CHAIRMAN SULLIVAN: Okay. Then the other question I had is why do we have to be a joint applicant with the State Engineer? The process here to get the well approved, and I believe I read in the agreement that he will pay the costs of that, the legal fees and the geo-hydrologic tests and so forth. But what is the necessity for the County to be a co-applicant? What does that do for the County? How does that benefit the County?

MR. ROYBAL: Mr. Chair, what it would do is it would afford us the ability to participate in any type of settlement negotiations that take place and to assure that the County isn't exposed or has any liability from the permitting of this facility. It gives us that ability to be an active participant in this process and to protect our rights if we are going to take this well and system over.

CHAIRMAN SULLIVAN: Okay. It doesn't require that we support the application at all costs, or it doesn't predispose us one way or the other? It just puts us as a co-applicant. Is that right?

MR. ROYBAL: Mr. Chair, that's correct.

CHAIRMAN SULLIVAN: I'm just concerned that there may be protests to the State Engineer, one of which might come from the City of Santa Fe and we want to keep those working relationships as smooth as we can. Okay, then the last question I had was on the same issue that Commissioner Montoya brought up on the ten-year repayment. I only read that -- I see what you're saying but I only read that that's a commitment for the County to repay the



excess costs of ten years. I don't see anything in that paragraph that says it's contingent on additional developer connections. What you seem to be telling me is as additional developers come in, they'll be charged that pro rata share if they're using this particular well and system. But as I read the language, it simply says it's the County's obligation to repay the excess costs within ten years and there's no proviso about that being contingent on other subdivisions.

MR. ROYBAL: Mr. Chair, the intent of this is that as other entities wish to use this well, use the excess capacity, that they would pay a pro rata cost of that. It doesn't say that specifically. That's why we put this provision to enter into a separate agreement that would spell out the provisions, the methodologies and other conditions that would be part of this cost-sharing agreement. I don't believe that the County is obligated within those ten years to pay back this cost. If the only entity to use that facility is Suerte in ten years, after the ten years there would be no cost recovery mechanism and that well would still be under County ownership and operation.

CHAIRMAN SULLIVAN: Okay, and I'm looking at page 4, III, paragraph 3, where it says the County and Suerte agree that a separate cost-sharing agreement is appropriate to reimburse Suerte for those costs associated with capacity in excess of that required to meet Suerte's water service requirements. So what you're saying is if, let's say their water service requirements are 500 gallons a minute and the well can produce 1000 gallons a minute, we're not as a County obligated to pay for that excess capacity unless someone wants to use that excess capacity. Is that what you're saying?

MR. ROYBAL: Mr. Chair, that's correct. Let's say for instance that a developer came in and wanted to use one tenth of it. They would pay one tenth of the cost of that facility.

CHAIRMAN SULLIVAN: Right. And at the end of ten years if no developers connected in or utilized that well, then whatever the well cost, that's what Suerte would be responsible for.

MR. ROYBAL: That would be the cost they would absorb.

CHAIRMAN SULLIVAN: Again, Steve, are you comfortable with that paragraph on page 4, paragraph III. 3, reflects that understanding?

MR. ROSS: Mr. Chair, once again, it's an agreement to agree. So it gives me a little pause because we haven't set out exactly what we're agreeing to but it's probably fair to leave that for now because we don't know, number one, what the water service requirements will be and how we're going to structure a reimbursement schedule. So I would interpret this as an agreement to agree, not binding as to anything in particular in the future.

CHAIRMAN SULLIVAN: I'm just concerned here that the applicant goes forward and spends a couple hundred thousand dollars on a well and then we run into roadblocks with this subsequent agreement. Again, if you feel that's not an impediment then fine. Okay, those are the questions I had. Other questions? Commissioner Duran.

COMMISSIONER DURAN: Mr. Ross, how difficult is it going to be to amend this agreement if we determine at a later date that there's something in it that we need to change?

MR. ROSS: Under normal circumstances, amending a contract is not an issue. I didn't review this so I assume there's --

COMMISSIONER DURAN: You didn't review this contract?

MR. ROSS: No, one of my staff did. Really quickly, I can go through and see if there's a provision for amendment.

COMMISSIONER DURAN: Okay, while you're looking for that, Gary, what type of water rights are going to be capable of transferring to this point of diversion?

MR. ROYBAL: These would be Middle Rio Grande water rights, pre-1907, based on the information that we received.

COMMISSIONER DURAN: Okay. And again, going back to the hook-up fees, are we going to be sending monthly bills to customers? Is everyone in the subdivision or anyone that's hooked up to this system then going to become a County customer?

MR. ROYBAL: Mr. Chair, Commissioner Duran, once this system is in place, it's been deeded over to the County and the County has taken ownership and operation of it, they would be subject to all the rate schedules that have been approved by this Commission, one of them being the water service availability fee, which is a \$15 per month fee that would be charged to everyone who isn't taking service but is able to take service. Right now we don't have a connection fee in place for our utility, but it is something that when we get this diversion project going that we do really need to look at to see how we're going to recover those costs and how would those costs be spread out to new customers because this facility will be used for new customers also.

COMMISSIONER DURAN: Okay. The biggest question I have and concern that I have is how the County is going to benefit from this well. We have a water service agreement put before the City Council to provide us the 500 acre-feet that we have right now through our wheeling agreement, and then an additional 600 acre-feet of water rights that we can divert from the Buckman wells. Is that an accurate statement?

MR. ROYBAL: Commissioner Duran, I don't want to disagree with you but it's not an accurate -- we don't have that agreement in place.

COMMISSIONER DURAN: No, no. That's our request.

MR. ROYBAL: It's a proposal before the City Council.

COMMISSIONER DURAN: So my understanding from the people that I've talked to is that the City is only interested in working with us on the existing 500 acre-feet. So that leaves us with the question of how are we going to provide, how are we going to get this additional 600 acre-feet of water that we have projected out that we need? And at what point in time are we going to be able to determine that the capacity of this particular well is going to be sufficient to allow us to divert that 600 acre-feet that the City is not going to allow us to draw from the Buckman wells? Or should the City decide not to, I should say.

MR. ROYBAL: Commissioner Duran, once they do the pump test and they do all the modeling and all the necessary technical studies and analysis that they need to do we'll know what the production capability is of that well. It will also give us additional information that will allow us to determine whether we want to move forward and drill an additional well

where that well would be 100 percent available for water rights transfers in and utilization at some point in time. So this provides two advantages. One, we get an immediate advantage if that well has excess capacity above the needs of the developer, we would be able to move water rights in there. It gives us the other advantage that we would have an additional well site available that we could go drill a well into that area and make that available to move water rights in and utilize as we need it. Long-term, we do need to begin developing our groundwater sources to be able to do this conjunctive management strategy with the surface water diversion project that's coming on line. So it does give us those two advantages at that point, not only an immediate advantage but a long-term advantage also, from a supply resource perspective.

COMMISSIONER DURAN: So based on the information that you have available to you right now, do you think that the well, the projected well and its capacity to deliver water is going to be in excess of that the developer needs?

MR. ROYBAL: Commissioner Duran, they haven't drilled the well as yet.

COMMISSIONER DURAN: I know, but I'm asking you based on the information that you have available to you today. For instance, reconnaissance. Have you had the opportunity to review any reconnaissance studies or there's a ton of wells out there.

MR. ROYBAL: Mr. Chair, Commissioner Duran, what I'm aware of are the four wells that were drilled by the City that turned out to be very high yielding wells, in the area of 800 gallons per minute or so.

COMMISSIONER DURAN: In that particular area?

MR. ROYBAL: Within that general vicinity. It's within that Buckman facility. So I would probably, based on that, I would probably say there's a high probability that there is a sufficient source of supply in that area. However, without having, without doing the exploratory well and the appropriate analysis, it's very hard to forecast what's exactly under that aquifer.

COMMISSIONER DURAN: So assuming that the well, once it's drilled, only proves to be able to provide adequate water for the subdivision, is it your recommendation that we take it on as a County well? Is there any advantage for us to take it on?

MR. ROYBAL: Mr. Chair, Commissioner Duran, yes. Because we do need to begin to develop our groundwater sources. And that would be one of them. Again, using conjunctive management strategies, you would go to the surface diversion when the river is wet and has water. And not, you come back to your wells. We would also have the ability to drill another well that would give us excess capacity at that point and be an additional source and diversion point for the County. So yes, I would recommend that we do move forward on that as a point, because it is going to take some while to develop that water system anyway, so you would have a point of diversion and then you would develop another point somewhere in the near future from that point forward.

COMMISSIONER DURAN: Would that second well be drilled within the vicinity of the first well, or would it be drilled elsewhere in the subdivision?

MR. ROYBAL: Commissioner Duran, I would assume that it would be not very close to the well because you'd have impairment. You don't want to drill two wells close

together. You want to separate them and keep them as separate as possible. That's why the County and the applicant will work together to site both wells. So it will be a joint effort to make sure that we can maximize the use of both wells in that parcel of property.

COMMISSIONER DURAN: Okay. Thank you.

CHAIRMAN SULLIVAN: I think what I'd like to suggest to the Commission, I think maybe what we want to consider here, since this hasn't come forward to any approval body yet, but it's on it's way, is perhaps to provide preliminary concept approval. I think there's a few details that we need to work out that we can't work out because we don't know the specifics of the applicant's application, what the first phase is and what the geo-hydro shows and that type of thing, but we are requiring at the master plan phase that they demonstrate water availability. They have demonstrated here, I assume it's been reviewed, 45 acre-feet of water. It hasn't been transferred yet but that's not required at the master plan phase.

So I'd like the ability, as Commissioner Duran alluded to, to have some more specifics in this agreement as it gets to the final approval phase but at the same time I feel we have an obligation to approve the concept that the applicant is putting forward here. I think the concept is workable, myself. I'd like this not to be the final document before we even review the subdivision itself. So I'd like to make a motion that this water service agreement be approved on a preliminary concept level between Santa Fe County and Suerte del Sur.

COMMISSIONER CAMPOS: I'll second that.

CHAIRMAN SULLIVAN: Okay, a second. And discussion.

COMMISSIONER DURAN: Under a -- tell me that again. The motion was to approve it as a concept?

CHAIRMAN SULLIVAN: To approve this agreement as a preliminary -- a preliminary concept approval. So that there are some details that we don't yet know because the applicant hasn't come forward with the full subdivision. But I think we have an obligation to say to the Utilities Department and to the applicant, do we agree with this concept, that we will take the well back, that we will be a joint applicant with the State Engineer, all these key issues that are in here, I think if we favor that we should say that now. But I'm just concerned that this document be the document that's never going to change throughout the whole approval process. I think there may be some modifications to that. So I'd like to have that ability to go back and make those modifications but to send a message that we're in agreement with the concept of this well in this location.

COMMISSIONER DURAN: Mr. Chair, I was asking Gary what I consider to be some tough questions because I have some concern that the well is going to be advantageous or to the benefit of the community as a whole. And I believe that it will be, because it allows us to manage that resource. There's a lot of development that's occurred out there that hasn't been brought forward under a master plan. Two and half-acre minimums are out there. There's a lot of wells that are being drilled and there's really no way of managing that resource. I can see that if, as we move forward with this proposal, if the County adopts it as part of our system that we then have more control over the use of that water and are able to manage the resource.

CHAIRMAN SULLIVAN: I agree. And I think that's a strong case for being a

part of this application but I'm just concerned that we're dealing with a lot of details here in an agreement that if there's no ability to amend it and change it and the amendment provisions just simply say that an amendment has to be agreed to by both parties. That's all the amendment says.

COMMISSIONER DURAN: What did our attorney say about the amendment potential?

MR. ROSS: Mr. Chair, Commissioner Duran, it can be amended. There's standard language in there that can be amended by writing, agreed to by both parties.

COMMISSIONER DURAN: Have we overcommitted on anything in this agreement that you're aware of?

MR. ROSS: No. Not in my judgement. The things that we've talked about are matters for future discussion. The only kind of issue here is if we approve this as a concept, you either sign an agreement or you don't sign an agreement and that could present some problems in the future. Because if we sign an agreement it is a contract between the parties and if we don't sign it, it's not a contract. If we agree to the provisions that are set forth here we should execute it but if we don't entirely agree, maybe the thing to do would be to approve the concept and leave the execution of the agreement until all these other details are hammered out.

CHAIRMAN SULLIVAN: That's essentially what I had in mind was that it be a concept approval, just like a master plan is a concept approval and is subject to some changes. We wouldn't sign anything but we would send a message to the CDRC, to the applicant, that the Commission feels this mechanism that's been proposed here is a workable mechanism. We don't have all the details.

MR. ROYBAL: Mr. Chair, I've asked Roman Abeyta to come and talk as to the policy on these water service agreements and the approval necessary to move forward on master plan approval. This is a new policy that's been developed and I think it's important to understand the concept behind this.

ROMAN ABEYTA (Land Use Administrator): Thank you, Mr. Chair, members of the Commission. This past year the BCC adopted an ordinance that requires that a developer show that they have water for the first phase at the time of master plan. And we've interpreted that to mean they need a water service agreement for at least their first phase. And so that's where land use is coming from as far as our policy and our position. We're just interpreting the ordinance that the Board passed this past year.

CHAIRMAN SULLIVAN: Okay. Other discussion on the --

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Roman, so the applicant is coming before the CDRC on Thursday?

MR. ABEYTA: Yes.

COMMISSIONER DURAN: And without a water service agreement, can they go to CDRC?

MR. ABEYTA: Mr. Chair, Commissioner Duran, we have, because this is a new policy, we agreed to allow them to go to CDRC but we told them they could not come to

the Board unless that agreement is in place. So they can get a recommendation from the CDRC but we won't let them proceed to the Board without this agreement.

COMMISSIONER DURAN: What's their schedule? They go to CDRC on Thursday. When do they come before BCC?

MR. ABEYTA: They could come before the BCC in February.

COMMISSIONER DURAN: So if they gained approval on Thursday, are you going to be talking about water budgets and the like at the CDRC?

MR. ABEYTA: Mr. Chair, Commissioner Duran, yes. We'll discuss their water budget and their proposal at CDRC.

COMMISSIONER DURAN: And you will at that point define their water needs before, at that time?

MR. ABEYTA: Mr. Chair, Commissioner Duran, they have a proposal but it's really the Board that sets, that has the final authority on what that water budget is. But I don't know, in this case I don't know if it will really change much from the CDRC to the Board though, because I don't believe they're proposing anything less than what the standard agreement is.

COMMISSIONER DURAN: So they already have a water budget prepared.

MR. ABEYTA: Yes.

COMMISSIONER DURAN: Ready for presentation on Thursday's meeting.

MR. ABEYTA: Yes, as part of their submittal they needed to submit a water supply plan.

COMMISSIONER DURAN: Okay.

CHAIRMAN SULLIVAN: Your points are well taken, Commissioner. I just think that perhaps when it comes to us in February, it can come with this agreement, modified to include the presentation that it made at the CDRC and we can, with some time for Mr. Ross to have reviewed it, and we can match the issues to the actual development submittal which we don't have in front of us yet. That's my thinking there.

COMMISSIONER DURAN: Would we be able to accomplish the same thing that you're trying to accomplish by making it a condition -- it's not even a condition of approval. You're asking just to approve it in concept.

CHAIRMAN SULLIVAN: I'm just asking to approve it in concept.

COMMISSIONER DURAN: Not sign the contract.

CHAIRMAN SULLIVAN: Not sign the contract until the contract comes back to us with, at the time of, in February, at the time that they make the submittal.

COMMISSIONER DURAN: Would we be able to do the same thing if we approve the contract with a condition that we were able to review the water budget at the time that it came before the BCC and the Board of County Commissioners would then have the opportunity to amend the water agreement at that time as they deemed appropriate.

CHAIRMAN SULLIVAN: I think we could do that. On any issue. I think we could approve it if we wanted to, conditioned on any changes we wanted to make at that point but we might run into the issue that Mr. Ross brought up and that is that if we sign a contract,

we've signed a contract. And it can only be amended by agreement of both parties. So it would be kind of hard to condition it on that until we see what the proposal is.

COMMISSIONER DURAN: Mr. Chair, would you mind -- Rosanna, did you have -- would you mind if we heard from her just before we took a vote?

CHAIRMAN SULLIVAN: I don't know how long -- we want to get to the jail and so forth on this. I'm a little reluctant to turn this into a public hearing. This is a water service contract agreement, and if --

COMMISSIONER MONTOYA: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: Could you just delineate what the components are that you would like to see hashed out? Or further clarified?

CHAIRMAN SULLIVAN: Sure. I think a couple of the key issues are the actual minimum water amount itself, which has always been in our water service agreements and how much water are they transferring. We have a letter here that says they have 45 acre-feet. We don't know how many units that 45 acre-feet is going to accommodate. If you did it at .31, it would be about 145 units, but we don't know what they're proposing.

The other issue is some clarification on the County's liability on this ten-year issue. Are we stuck with this ten-years, paying for additional capacity whether anybody hooks in or not. I understand what Mr. Roybal's interpretation is but I'm not reading that in the actual agreement. And I think there was some questions from Commissioner Duran on a connection fee. I don't know if you still feel that's appropriate or not, given the circumstances.

The other issues, the County being a joint applicant, turning it into a municipal well, the 40-year versus the 100-year. If we're comfortable with those issues I think we can delineate those as a part of the concept approval. I just am very concerned we're in a preliminary application phase and we're approving a final water service agreement that can't be amended unless both parties concur.

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: And I think that all of your concerns could be satisfied probably more appropriately at a later date. And I don't see -- I think it's six of one, half a dozen of another if we approve your plan, we don't approve the contract, but we could approve the contract conditional upon the Board of County Commissioners making the determination as to whether or not the language in the contract is appropriate relative to your concerns about the ten-year issue, the minimum water amount. I actually have some concern about that minimum water amount but it would take us too long to debate it today. And then your other concerns. I think that we could approve the contract conditional upon the Board of County Commissioners amending that contract at the date that this project comes before us to review.

CHAIRMAN SULLIVAN: I'm fine with that. Either way. Just so we have some flexibility that this isn't the final document. That we have some ability to massage it when we get to that point. That's I think -- does that work, Mr. Ross?

MR. ROSS: Mr. Chair, I think what would work is if you put your conditions, if we inserted them in the agreement itself. This agreement is conditional upon the items you just expressed. We could put that right in the agreement and then revisit it in February and make any appropriate changes if any changes are needed at all. But --

CHAIRMAN SULLIVAN: You mean put that as a condition as Commissioner Duran suggests?

MR. ROSS: In the contract itself.

CHAIRMAN SULLIVAN: Put that, that this agreement is conditioned upon the County's revisiting the following issues during the approval process.

MR. ROSS: Exactly.

COMMISSIONER DURAN: And then we have something to debate. We don't have any information to debate right now.

MR. ROSS: Right.

CHAIRMAN SULLIVAN: Okay. So I'll be glad to amend my motion to include that. Commissioner Campos, does that seem to work?

COMMISSIONER CAMPOS: That would be fine.

CHAIRMAN SULLIVAN: Okay. We have an amended motion and a second. Further discussion on the amended motion?

COMMISSIONER ANAYA: Mr. Chair, you're eliminating the word "concept"?

CHAIRMAN SULLIVAN: Yes, I'll take that out if we're more comfortable with that. I'm just putting in a mechanism that Mr. Ross will write in some amendments to this agreement that give us that flexibility to make amendments to the water service agreement as it comes back to the Commission during the approval process. And as long as we have that flexibility, I personally am comfortable with the concept and that's what I wanted to convey here.

**The motion to approve the proposed water agreement with Suerte del Sur conditional upon the Board of County Commissioners amending that contract at the date that this project comes up for review passed by unanimous [5-0] voice vote.**

CHAIRMAN SULLIVAN: Thank you, Mr. Roybal.

MR. ROYBAL: Thank you, Commissioners.

COMMISSIONER DURAN: I guess this is the last time we're going to see you.

CHAIRMAN SULLIVAN: You wish.

MR. ROYBAL: And you made it very difficult.

COMMISSIONER DURAN: It's been a pleasure.



**X. PUBLIC HEARING**

**A. Project and Facilities Management Department**

**1. Closeout of the Community Development Block Grant #02-C-NR-I-3-G-44 Youth Shelters and Family Services**

CHAIRMAN SULLIVAN: Okay, we have a quick public hearing that Tony will take us through.

MR. FLORES: Very quick, Mr. Chair. Thank you. As part of the administrative requirements, Santa Fe County is required to bring forward a close-out, an official close-out of our 2001 CDBG application or our project, which was the Youth Shelters and Family Services facility. And the purpose of it being under this item under the agenda is to see if there's any comment or discussion on the way the project has proceeded and how it was closed out.

Just real quickly, you're all aware of the facility. Grand opening in October, a myriad of funding sources from the state level through severance tax bonds, HUD money through CDBG, Santa Fe County, City of Santa Fe, and also the Youth Shelters organization. In addition we've partnered with the State Land Office for securing of the 7.87-acre site the facility is currently located on. We've gone through all formal procurement processes, both the architectural and engineering services as well as construction services. Issues with the project as with any project, budgetary issues always arise based upon a project as it progresses through the system. We are unfortunately not always in the position to be able to get everything we want for any project due to those limitations on budget.

Other issues that arose through the project of course, perception from the neighbors and the neighborhood groups about the type of facility that was going in there. But overall, I think that was reflected in the best practice award that the project in our opinion and PFMD's opinion was a success. This is a much needed facility that wasn't in place to the degree that we've been able to accomplish that today. It's also a success in the fact that we're able to drive by that place now and we know that there's up to 14 juveniles or kids in there that are able to have a place to stay at night, that aren't on the streets.

And at this time I'm asking the Board of County Commissioners to officially deem the project as closed out so we can complete the close-out of the project. And I stand for any questions.

CHAIRMAN SULLIVAN: Tony, this says a public hearing so I assume that there's a CDBG requirement that we conduct a public hearing at this time?

MR. FLORES: Yes.

CHAIRMAN SULLIVAN: Are there any questions of Tony? If not, this is a public hearing. Are there any individuals in the audience who would like to speak to the issue of the close-out of Community Development Block Grant 02-C-NR-I-3-G-44, Youth Shelters and Family. Seeing none, the hearing will be closed. What are the wishes of the Commission?

COMMISSIONER DURAN: Mr. Chair.

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I'd like to move for approval to close out the Youth Shelters and Family Services project.

CHAIRMAN SULLIVAN: Okay.

COMMISSIONER DURAN: And I want to thank Tony and your staff for all the hard work. You were involved with this from the very beginning and I'm very pleased that we finally have a facility out there for our youth.

MR. FLORES: Thank you.

COMMISSIONER MONTOYA: Second.

CHAIRMAN SULLIVAN: Motion and second. Discussion?

**The motion to approve the close-out of the CDBG Youth Shelters and Family Services project passed by unanimous [5-0] voice vote.**

**XI. DISCUSSION AND ACTION REGARDING THE YOUTH DEVELOPMENT FACILITY**

CHAIRMAN SULLIVAN: We'll now move to a discussion and action regarding the Youth Development Facility. Gerald. After this is a study session and request for direction regarding GRT and Santa Fe County 2004 capital outlay funds, and this meeting will have to end at 4:30, if not before.

MR. GONZALEZ: Mr. Chair, that's correct. If we do start to run out of time toward the end there is one item that I think Susan needs to bring to your attention with respect to that last item. However, with that I'll go ahead and move to the next item. First I do want to acknowledge that we have a number of folks who are here from the ydf. They're available if there are any questions or as I told, some of them will be happy to make statements as well. And I would just ask them to stand so we can recognize their presence here this afternoon. Thank you.

With that, I wanted to point out that what is being presented to you this afternoon is the result of seemingly endless hours of staff time and discussion. We felt that it was important given the nature of the issue to present as thorough and coherent a picture of the status and the future of the ydf. I want to thank all the members of the team who have participated. And we will see that again shortly reiterated in a slide. I also particularly want to thank the Sheriff who has taken a lead role in terms of working with the committee in order to flesh out what's being presented this afternoon and I also wanted to particularly recognize Robert Anaya who has devoted volunteer time and many hours in order to coordinate the efforts of the team and to bring us to this point this afternoon. I think he's done an exemplary job and I think you'll see at the end of the presentation that he has handled it extremely well and again, my thanks to the rest of the team. So with that I'll go ahead and turn it over to the Sheriff who also has some introductory comments he'd like to make. Sheriff Solano.

GREG SOLANO (County Sheriff): Thank you. Mr. Chair and Commissioners,

I'm going to try to cut my comments short but I think there's some very important things that I want to bring up. Never before have I seen a team effort like this. During the last year and in the last budget cycle found that we were affected by the jail and juvenile detention center issues in our county. What it brought about was a willingness and a need for everyone to bring their vested interests together into this issue. And you see here that everybody came up and joined me as we made this presentation and there are some members of the team that can't be here. In the interests of time I won't name everyone but everyone here came up here because they all have a vested interest and because they all did hours and hours of work to bring about this presentation and our recommendation.

One of the things we looked at was a lot of data, a lot of financial aspects and a lot of issues, a lot of options and if we brought forward to you all that data, options and everything that we looked at you'd be here for days as we were. So we tried to make this as concise and informative as possible to give you enough information that you can make a decision without overwhelming you. And that's one thing I wanted to state too is that during the campaign at least for Sheriff and I know for Commissioners in the last campaigns, jail issues and privatization issues were a big thing. I got more questions about those issues than I did about crime in our county. Many times the media misportrayed me as somebody who wanted to take over the private facilities in our county and I want to bring that about in that I had always said and I think if anybody looked at any actual comments I said was what I wanted was a good, thorough look at the situation, at whether or not the County could operate it and could do a better job and be more fiscally responsible than a private agency, and that's all I asked for and that's what we got.

I think nobody came in here with preconceived notions. Everybody came in here to look at everything honestly and fairly and to present a good, understandable, honest, fair representation to each of the Commissioners. And one of the things that we found is not only did it affect all of our budgets and not only did the facilities affect the drain on our budgets and on the County government itself, but it affects all of northern New Mexico. In the case of the juvenile center, and in the case of both of them, but we're talking about the juvenile today, this is a regional center. It affects people from all of northern New Mexico. And as we put together this presentation we didn't invite people to come in and be on one side or the other. Actually we didn't invite people to come here at all. But what I have found, especially through this morning, is that a lot of interested people showed up and I want to thank all of those for showing up. I'm going to run through some of their names because I think it's important that you see the width and the breadth of the representation that we have here today and put forward that even though this isn't a public hearing where everybody is going to come up and speak, they all wanted to relay that they are here to answer questions, if you have questions from the respective agencies.

So we have representative Jim Trujillo here, Chief Beverly Lennen from the Santa Fe Police Department, Chief Rich Melton from the Los Alamos Police Department, Judge Barbara Vigil -- did she have to leave yet? She may have to leave so I'm glad she's still here. We have Teresa Delgado from Judge Martha Vazquez' office. We have City Manager Jim Romero. We

have Captain Manny Gutierrez from the State Police. We have representatives of the US Marshal's Office. We have Ted Lovato from the juvenile probation office. We have Dick Lendahl from Children, Youth and Families Division. And many of these people are also members of the Juvenile Justice Board. Heidi Percher and Michelle Payer from the DA's office, and Chris Sanchez, who is the current director of the juvenile facility, along with many of his employees. So we have a wide range of knowledge and expertise here that you can also ask questions if you need to.

So saying all that, and I want to thank everyone for coming and showing your interest in this issue. So we'll now go on to our presentation and what we have here is a slide show. The current situation is that the Santa Fe County contracts the operation of the ydf with Cornell Corrections. The Cornell Contract expires on January 29, 2004, and the County will need an operator in the facility, effective January 29, 2004. So we have a very short time period in order to complete whatever option is chosen today or in the near future.

What we did is we put together an internal jail team, and I talked a little bit about it but it included staff from the Sheriff's Department, the County Manager, Finance, Legal, Administrative Services, Project and Facilities Management and the Community Health Development. We were brought together and I won't say that at the beginning we were a unified team because everybody came in and there were frank, hard discussions made. But I think in the end -- not I think, I know that in the end, we ended up with a unified team who is making this recommendation to you after we show you all the options. We do have a recommendation and it was unanimous and unified in what the recommendation should be. I think that's very important.

So now we go on to our options. There were a lot more options than this but we kind of narrowed it down to these are our three most viable options. Number one was to select a new contractor to operate the facility, and that was done in response to an RFP which we put out back when we started this whole process. The second option would be to close the facility and to send our Santa Fe County population to another facility in the region. The third option is to operate the facility ourselves with assistance from Bernalillo County. And that option came into play, originally we looked at okay, the County doing it, but as we started looking at it we found that there was, through Representative Tom Swisstack there was a great knowledge and expertise in Bernalillo County. These people have been recognized for their expertise and as such are helping or outright running facilities in other counties. That was brought to our attention and as we looked at that option and kind of narrowed it down we realized that if we did decide to take it over ourselves that it would behoove us to take advantage of that opportunity to bring their expertise and knowledge in assisting us.

So the next thing we have, I want to go over the options individually. Option number one was the RFP responses. The following organizations replied to the December 9, 2003 RFP. There was only one responder. That responder is Correctional Services Corporation. As we go on and continue on option one we have to look at the time line if we were to choose that option. The time line would be that we'd have to negotiate with the contractor through this December. We would bring an operational agreement to you, the Commissioners in a special meeting to be

announced the last week of December or the first week in January. We would then begin immediate transition of the facility to that vendor and turn over operation at 12 am on January 29, 2004.

There is a note to that in that in the RFP we have found that the County may be required to operate the facility for a transition period prior to turning the facility over to the contractor. As part of the RFP and as part of their response they are looking at a takeover date of March 1<sup>st</sup>, which could be negotiated but at this point if that were to come to true then we would probably have to run it or do some other option to run the facility for 30 days prior to turning it over to the contractor. So we wanted to bring that note out.

Under option two we have the time line for the closure of the facility. The approval of the closure and transition we're assuming or putting a date in there that that would be discussed and decided today. We would make agreements and procedures for the transition of the youth and have that completed by mid-January of 2004, and then we would transfer the youth in the facility to new facilities, effective January 29, 2004. And we have a couple of options here. These aren't negotiated and for-sure options, but rather we started out with looking at Bernalillo County and we've pretty much been told that Bernalillo County would not be an option. So then we started looking for other options. Those that did come up would be Valencia County and Tucumcari, would be the nearest ones that we've been able to look at at this time.

The third option, and I'll go over the time line for that. And I apologize at the very beginning, I had a note but I want to throw out there if the Commissioners would please indulge us and allow us to complete the entire presentation and then we'll do the questions. So we don't get thrown off track or anything. So option 3 is the time line for the County operated facility, if we were to take it over. Once again, we're looking at a possible approval of today's date. The jail team, comprised as you can see, the head of every department in the County and others would begin transition December 17, 2003. We would solidify the general provisions of the agreement with Bernalillo County concerning the operation of the facility and their assistance. Between now and the 19<sup>th</sup>, we would begin a process of interviews and operational issues necessary for the transition, immediately, as of tomorrow, December 17<sup>th</sup>. We would bring back to you an approval of the agreement with Bernalillo County. We have a tentative date of January 13, 2004. And then a transition of operation on January 29, 2004.

So I went through them time lines and I want to go through some pros and cons that we came up with on each of the options. So start out with option one, which is the contractor, the single RFP contractor that responded for operating it. The pros would be that the Santa Fe County would continue a process that is similar to what has been in place. There was some disagreement as to whether that's a pro or con, but that's what we decided on.

MR. GONZALEZ: Mr. Chair, members of the Commission, my apologies, but we need to take a short pause just so we can change the tape in the recording equipment.

I wanted to mention Representative Jim Trujillo and applaud him because he's the person who first brought Representative Swisstach and Representative Miera to our attention. He facilitated the initial meeting at which we discussed the possibility of partnering with him and my personal thanks to you, Representative Trujillo. Thank you so much.

SHERIFF SOLANO: And I'm sorry I left you out with Representative Swisstack.

MR. GONZALEZ: He snuck in.

CHAIRMAN SULLIVAN: Thank you, Representative too. It seems that everywhere I turn Representative Trujillo is at a meeting or he's at an event or representing his area and we really want to thank him for his time and effort and hard work that he's put in this year, his first year as our representative. This is just an example of that, so my personal thanks for that.

SHERIFF SOLANO: So we're back to the pros and cons. So on the contractor operated pros I brought up that we continue a process that's similar to what's been in place. A large portion of the liability of running the facility would remain with the contractor. The contractor would assume the primary responsibility of the January 29, 2004 transition and that's debatable if we have to run it in the interim. The contractor is responsible for maintaining the accreditation and marketing the facility to keep the budget and the facility operational. And then Correctional Service Corporation, which is the responder has the capacity -- one thing we did find is that they do have the capacity and experience to operate the facility. CSC also has similar programs that could be adapted to function within our facility.

Now we'll go to the cons we found on the contractor operated facility. One of the cons is that Santa Fe County is ultimately responsible for the actions of the contractor. The ability to attract new resources is limited and governmental entities have access to resources private companies do not. And that's something I think that's kind of new that we hadn't really looked at in previous times, is that we found that we have access as a governmental agency running it to perhaps Medicaid and food funding from the federal government and other funds that the private companies do not. Santa Fe County is subject to the intense scrutiny if a contractor does not perform and the County may need to operate the facility during the transition period and it is in our analysis that employee turnover in key positions and employee turnover in general seems to be higher in a contractor operated facility than it would be in a County facility.

So now as we go to the next thing which is the closure of the facility, the pros and cons, which is option two. The facility would be freed up for other uses, is a pro. The County would be responsible for holding and transport of youth only. That's one thing I want to touch on a little bit. We can't completely close the facility. Unless we were to run a juvenile to whatever facility that we would move them to on an as soon as you're arrested basis we would have to come up with a holding facility. That holding facility would probably have to be one that they are kept for a minimum of, or no more than 12 hours at a time so that we would definitely have some sort of transport going at least every 12 hours. But that would mean that we would still have medical, food, and other requirements that we would have to take of while they're in the holding facility as well. And that's part of the note here, which is depending on the length of the hold, ancillary services would also be needed. So even the option of closing the facility may not be closing the facility, but rather a large reduction.

The closure of the facility cons are that the transportation of youth will be costly. And one thing I want to point out is we'll go into the financial aspects through Finance shortly. It

does not appear that the judges would be supportive. I think they've made that real clear to us. The youth would be relocated away from their families which could compound their problems. And one of the things that I looked at from a personal perspective was besides getting calls from people that have to walk from the jail on Highway 14, I would hate to get a call from somebody that couldn't pick up their child in Torrance or visit their child in Torrance or one other county.

Community would not be an integral part of programs for the youth. We would basically be turning it all over to some other entity in its entirety. At least with a contracted facility, we would have some control, although we'd give a lot of our control up there also. But if we were to just turn our youth over to another county our control would be very limited if not negative at all. There would be a negative impact to the City and other regional users. There would be a loss of Santa Fe area employment and business. Our community and the surrounding area would lose a resource. A holding facility would be necessary, including all ancillary services, and we would lose control of the programs that are offered to our youth.

COMMISSIONER ANAYA: Sheriff.

CHAIRMAN SULLIVAN: Commissioner Anaya.

COMMISSIONER ANAYA: What's ancillary?

SHERIFF SOLANO: Things such as medical, food. In other words, if we have a holding facility where we have to keep the children for up to 12 hours until we sent them on a transport to whatever facility we're sending them to. If they had medical attention, we would still have to provide that. If they were there in between for 12 hours we'd have to feed them. There may be clothing and those kinds of things. Also, hygiene, health and hygiene articles. Things like that we would have to provide in the holding facility for the time because it would be much less cost-effective to transport them one by one rather than having a transport, say, every 12 hours and take whoever we have then.

COMMISSIONER ANAYA: Thank you.

SHERIFF SOLANO: So the next one is the cost of closure estimate on option two and I want to bring finance up in reference to that so I'll bring up Susan Lucero from Finance to discuss the costs of the closure.

SUSAN LUCERO (Finance Director): Thank you, Sheriff. Up here we have illustrated the estimate of what it would cost the County if we did in fact entertain the fact of closing the facility. And in doing so our inmates would need to be transported elsewhere, and we are just assuming, we have not clarified this, we are making an assumption that Valencia would be the option. And in this case we're looking at inmate days, assuming \$100 a day cost, which may not be practical. It might be higher. But just assuming that cost per day and approximately 4,380 inmate days a year, we would be looking at a cost of \$438,000. To conduct the transportation, we would need approximately two trips a day, times 365 days, and then the mileage, 160 miles, which then would compute to a fuel charge or estimate of about \$12,000 a year.

And to conduct that amount of transportation, and this is assuming current staff or transportation officers to do this, the estimate of staff time would be about 3.5 FTEs or

\$120,000. So this concludes a total estimated cost of \$570,000, and we'd like to note that this estimate doesn't include the depreciation or wear and tear of the vehicles and that type thing. [inaudible]

MR. FLORES: It meets our programmatic needs. I think the staff from Cornell is doing an excellent job in maintaining the facility.

Although functional, the assessment also looked at such things as roofing, exterior control joints, parapets, HPC needs, etc. And those are the types of things, as with any facility, that we would look at, which would need a phased-in improvement, some sooner than later. And what we would look at is a phased approach to those capital improvements over a period of time.

The immediacy, or the needs that would be up-front would be telecommunication network upgrades for a facility. Based upon our assessment, it is BCDC's opinion that regardless of the options that are selected, the County has to take a more active role in the oversight of this facility, as we do with other facilities.

So, as the Sheriff indicated earlier, those up-front oversight issues can be addressed, and that we're not coming back and band-aiding, as the Sheriff indicated the upgrades of our facilities. And we have determined that immediate needs for the capital improvements based upon an option of takeover by the County would be for the new telecommunications networking systems. And also security upgrades, cameras in the control room to be able to operate it at what we feel is an efficient and secure level. And that would be done through our Sheriff's office and our contact manager.

The long-term capital improvements or phased improvements are such things as re-roofing areas of the facility, removing and replacing the exterior stucco of control joints and parapets. We would need to look at funding system upgrades, such things as insulating piping, that's not currently there. Providing shut-off valves to cells. Also, mechanical system upgrades and electrical system upgrades.

And we also identified, during the walkthrough, potential code requirements such as emergency exiting, shoring up of the training center, those types of things that I feel would be in the code upgrades. Which, again, I see these in any facility that we run into, and these types of improvements need to be taken care of over a phased implementation schedule.

SHERIFF SOLANO: Thank you, Tony.

CHAIRMAN SULLIVAN: Commissioner Duran just couldn't stand it, he's got to ask a question.

COMMISSIONER DURAN: No, I'll wait.

CHAIRMAN SULLIVAN: Well, we let Commissioner Anaya ask one.

COMMISSIONER DURAN: Well then I will ask one. I'll make it quick. If we took the facility over, would it then be applicable-- or not applicable, would it be capable of being a CDBG grant applicant?

MR. FLORES: Mr. Chair, Commissioner Duran, my first indication is no, based upon the fact that CDBG guidelines do not allow for a regional project. They're



project-specific. And I think that comes out of the HUD guidelines.

COMMISSIONER DURAN: This would be for --

MR. FLORES: My first response is no, without looking into it further. But I know that that requirement is in there because we looked at one other potential applicant to the CDBG process of a regional project, and they frowned upon the use of the funds for regional projects. So I'd say no.

COMMISSIONER DURAN: We'll talk about it later. Thank you. That was short.

CHAIRMAN SULLIVAN: Commissioner Montoya, were you kidding or did you -- He was just kidding. Go ahead.

SHERIFF SOLANO: Should I go ahead?

CHAIRMAN SULLIVAN: Yes. We're down to two million dollars worth of capital improvements phase. I just added them up in my head from that list we just did.

SHERIFF SOLANO: The next slide that we have is the financial aspects of a County operated facility. And to go into that, we have Susan Lucero and Joseph Gutierrez.

JOSEPH GUTIERREZ (Deputy Finance Director): Thank you, Sheriff, Mr. Chair, members of the Commission. What we have in front of you, the slide represents an annual fiscal budget for the operation of the juvenile facility. And the first item is \$3,150,000 for salary and benefits. That roughly reflects 62 positions and it reflects the benefits cost as 36 percent, which is the factor that the County uses as opposed to 26 percent, which is what Cornell uses.

The next item is food service. On annual basis, we're estimating the cost to be about \$275,000. The third item is operating costs, phone, utilities, water, electric, supplies, maintenance, those types of things. We're estimating those to be about \$305,000. The next item is medical and contracts. Those are pharmaceutical drugs, drug testing, medical contracts and other contracts that we may need. And that's estimated at \$370,000. The last item is an estimate for an annual cost of Bernalillo County technical assistance, bringing the total budget to about \$4.2 million.

The next slide will show the existing revenues to support that budget. These are revenues that the County will retain when the current contractor leaves. And the first part of the revenue structure is the existing beds that will be retained. Under the BOP contract, we're estimating that revenue-- and that contract is with the County right now. We're estimating that revenue to be about \$2.5 million.

The County budget -- the County contributes annually on the average about \$350,000 towards the operation of the juvenile facility. The other area of revenue is the revenue that would be retained from existing County and Pueblos that use the facility right now, and that's about \$200,000. So we would retain an estimated revenue of about \$3,050,000.

I'm going to turn over the next three financial slides to Susan Lucero.

SUSAN LUCERO: Thank you, Joseph. You'll notice Joseph saved the best

for me here, so we're ready to talk about the gap.

When we first looked at this option, we wouldn't have considered it an option unless we thought it was a viable one, meaning that any difference could be entertained and was concrete. The gap is basically, it represents what Cornell is taking with them, the current contractor, when they leave, which is approximately 13 beds. 13 to 15 beds. Those are existing contracts that the contractor has in their name. What's remaining are local jurisdictions, and then of course the federal contract that the County has with Bureau of Prisons, and which US Marshal, INS, and the other federal agencies piggyback off of.

What we would consider, and we would consider our very first priority, is to market additional beds. The annual revenue of an additional bed ranges from \$40,000 a year to \$71,000 a year, depending on the jurisdiction that you're detaining. Those that don't need specialized services cost and produce less revenue, and those that need more specialized services bring in additional revenue. And that's the high end of the spectrum. Some federal inmates and certain jurisdictions that Cornell currently has a contract with are right in the middle, about \$55,000 a year.

We would look at marketing additional beds. Secondly, we would look at grants and apply for federal and state funding. Bernalillo County has indicated to us what they typically realize on an annual basis, which is about \$600,000. Now, that is designed for their program. There are different programs out there, and we would have to research and entertain applications for numerous different sources.

Third item is the food program, which we would be eligible for since we're a government entity and we're feeding the children breakfast and lunch. Those would be covered, as they are right now, under the school lunch program. Same situation because we're offering school in the facility also.

Another item is Medicaid reimbursement. This is something that a private contractor also can't secure because they're a for-profit company. And this is an area we need to quantify better. And right now we're trying to determine what exactly is provided at this facility in terms of primary care and behavioral health care.

A fifth item would be coordination with St. Vincent's Hospital in which we would look at their behavioral health division or department and entertain sub-contracting with them in order to provide a lot of the behavioral health programs that currently or maybe additionally could be served at the facility.

What we're looking at, then, is what it would take to start up operations in terms of cash-flow. On an annual budget of \$4.2 million, four months worth of cash-flow is what we would need to get started since the receivables won't come in until approximately 60 to 90 days after service is provided. So we would be looking for \$1.4 in terms of cash-flow, and that number is included in the total budget expense of \$4.2 million.

We've researched and looked at a combination of different sources that could fill that cash flow gap. One is current year salary savings in which there is approximately \$250,000 to \$500,000 available in salary savings. Cash reserves, we would review where we are over and above our quarter requirement, quarter percent requirement. We also have

the contingency fund, and then an overall reduction of current general fund budgets, which we would estimate, for an example, a potential 1.5 percent reduction would generate about \$325,000. So these are different sources that we would consider in an effort to give the facility or the operation its one-time original cash-flow that it would need for start-up.

I want to re-cap for you a cost and rate comparison between what's existing now with Cornell, what you would be seeing with the current proposer, and then what could be considered with the County running it themselves. Under Cornell's tenure, their budget was approximately \$4.6 million. Their actual expenses are at \$4.1. The difference is their profit margin. They are currently housing 77 inmates, and their average rate-per-day cost is \$146.

The current proposer, Correctional Services Corp., is proposing a first-year budget of a little over \$4 million. Capacity of 57 beds, which is what will be left once Cornell leaves, at a rate of \$193 dollars per day.

The County would be entertaining a budget of \$4.2 million, would assume and being operations to fill the excess capacity up to 80, and would and could operate the facility at \$144 a day. And in order to compare that 80 to existing or estimated budgets with Cornell, we'd be looking at \$4.258 million under the current rate scenario we have with them. And with the future proposer, you'd be looking at \$5.635 million.

I'd like to turn it back over to the Sheriff.

**SHERIFF SOLANO:** And actually, I'll turn it over to Gerald, who's going to talk about our recommendation. But one other thing I'd like to bring up. And at the end when we have questions, you may want to talk to them, you may want to talk to him about it. But only today, in the last couple of hours, I was made aware that our legislative contingency is looking at trying to get us some funding options from the state to help us make up that gap also, when Susan talked about the gap and how we'd make it up. And there is a Legislative Finance Committee, and the fiscal analyst is here to answer questions about that. And his name is Craig Johnson, and he's in the audience to answer questions about possibilities that the state will assist us in making up some of the gap. And now I'll turn it over to County Manager Gerald Gonzalez, who will give our recommendation.

**MR. GONZALES:** Mr. Chair and members of the Commission, after going through the analysis, and it was sort of a brain-scouring process, really, a lot of give-and-take and a lot of making sure that we hadn't missed any T's or I's that needed to be dotted or crossed. The unanimous recommendation of the team is that we recommend the selection of option three, which would be the County operated facility. That of course would be in partnership with Bernalillo County providing us with some guidance for transition, for operations, and for other unforeseeable but probably inevitable kinds of issues that arise as you go through these kinds of transitions.

We even went so far as to have a general discussion regarding management structure. The next slide sort of lays out some initial thoughts. But obviously we'd have to work BCDC in order to finalize a management structure using of course their suggestions and advice as well as our own internal jail team to develop something that in greater detail

would allow us to operate the facility.

But that, in short, is the conclusion that the team has come to and that I personally have come to, that this is the option which really not only suits the needs of the County and the general population of the county, because that's another aspect that we looked at. Obviously there are social costs if we were to have to transport our juvenile inmates from Santa Fe County to someplace outside the county, costs that we didn't detail here, but would be costs to the families, who would have to try and maintain contact with those juveniles. Other related issues having to do with transporting them back and forth, with juvenile probation, and so forth.

Again, that was our unanimous recommendation, and my conclusion as well, that this, from the County standpoint, is the soundest and the best option. And with that I'll go ahead and turn it over to Grace and Ron and the Sheriff so that we can do a little wrap-up here and open ourselves up for your questions once we've gone through the closing.

GRACE PHILLIPS (Assistant County Attorney): Mr. Chair, members of the Commission, in 2000, I believe it is, the Commission created a Citizen's Advisory Committee, or a Jail Advisory Committee, that began meeting in spring 2002 and has been meeting regularly ever since. The advisory committee, as part of its function, has made many visits to the juvenile facility, and gave the facility a very positive annual report in its last report.

The current facility has dual accreditation. There is a training school there for the long-term adjudicated children who are there, and there's also a detention facility that serves primarily for kids who haven't been adjudicated yet, who've been arrested but not adjudicated. Cornell has dual ACA accreditation for both those aspects of the facility. The medical services that are provided recently received NCCHC accreditation, which is the highest level of accreditation for jail healthcare. And I think those accreditations reflect not just the corporate, Cornell's good work, but really reflect the very good work that the employees here in Santa Fe at the facility have done in achieving these standards. And at the last jail advisory meeting last Thursday, the committee members wanted to recognize the employee's good work, and unanimously voted to state their support for the employees in both the detention center and the electronic monitoring services side, and wanted to convey their support for these employees, their commendation for their good work, and to recommend that whatever option is selected, that this commission take steps to retain those good workers, and to have them continue their work here in Santa Fe serving our children.

Similar support for these current employees was voiced by judges. And I'm sorry Judge Barbara Vigil had to leave. But we have a jail forum that has been meeting, and at the last forum meeting, which was last Wednesday, three of the district court judges, which was Barbara Vigil, Michael Vigil, and Judge Steven Pfeffer attended and also voiced their support for the existing programs that are being offered and the employees who are providing those services, both at the youth facility and through the electronic monitoring program.

Several weeks ago, Judge Martha Vazquez, federal district court judge, came and

spoke to you in support of maintaining a youth facility here in Santa Fe County. And she asked that you do what you could do to keep a facility here in this community. And not just a detention facility, but a facility that offers the types of services, the training school services that are presently being offered. And I know she was speaking as a judge, but I heard her as a mother. And the importance of having a place locally for our kids, a place that has been responsive to the judges' needs, and a place that is productive as opposed to just purely a detention facility. Our recommendation would serve to answer the request that Judge Vazquez has made.

This afternoon, the speaker who gave our invocation described this as the season of wisdom and compassion, and reminded us of our responsibilities to the community that each of us serve. I think option three is a beautiful reflection of the season, and fits nicely with the time of year. The team here, as you can see, represents many different departments in the County. And we spent a lot of hours in a fairly short period of time looking at the questions that you've asked us to look at. And I don't think any of us would say that we have all the answers or that we can predict the future. But I think all of us are comfortable that County takeover of this facility is a fiscally responsible choice. And it's also the right thing to do. And speaking for my team members, I think we stand here ready to do the work that we would need to do to transition the facility and to maintain a facility that we can all be proud of.

GREG PARRISH (Corrections Coordinator): During the past two years, I've had the opportunity to be kind of the eyes and the ears of the County, at not only the adult facility, but the juvenile facility. And dealing with the contractors on a daily basis, one of the things that I've observed is that their often sometimes inflexible to change. And some of the problems that we have are initiating innovative ideas. And Santa Fe is fortunate to have a very involved community.

And I know Commissioner Montoya and the Sheriff serve on the Juvenile Justice Board. And that board has come forward on numerous occasions with innovative ideas and suggestions on how we can better serve the youth of the community. And sometimes trying to implement these changes has been difficult with the corporate structure that is represented at our juvenile facility. I think with the County operation that we will be in a position to be more responsive to many of these needs and be able to address some of these innovative programs that this caring community constantly puts forward as suggestions of ways we can better serve our youth.

I think if we take a moment to reflect on this, that we have here what Gerald likes to call an opportunity. We have an opportunity to provide direction and support to the youth of the community by improving the services that we provide at the juvenile facility. We have an opportunity to be innovative and positive in supporting services that will better reflect what the community feels that the juveniles of this community deserve.

And we also have an opportunity to break the chain and the cycle of people that constantly go into the facilities. And working at the adult facility, I can track back many of the adult individuals, and it started very early in their juvenile performance or whatever

they did. And if we can somehow break that cycle by providing more innovative services, community involvement, I think this is an opportunity that we can address at this time and take a responsible role in changing this. It's not going to be inexpensive and it's not going to be easy. But as Grace so eloquently put it, it may be the right thing to do. And any consideration that you can give to this recommendation is appreciated.

RON MADRID (Deputy Sheriff): In short, Mr. Chair, members of the Commission, throughout the years I've worked with the County, I've seen the juvenile facility run by the County and I've seen it run by a private contractor. I've seen the problems that we had when we were running it with the County, and I've seen the problems we've had running it with the private sector. But I've seen that with the management team we have here, if everyone works together, I can see this working. Before, it was not a team effort as I've seen today. And with that, I can really see this project working. And now I'd like to turn it over to the County attorney.

MR. ROSS: Mr. Chair, members of the Commission, I was asked to say a few words on the subject of liability. Because one of the concerns that's voiced often during this process as we're examining the situation is whether the County's liability would actually increase were we to take over a facility like this, and how that would affect the County in general. And I really don't think it is a legitimate concern at this point.

Obviously, one of the most important ways to defend against liability for things that occur in the jail setting is through insurance. The way we've been handling liability with our private contractors, both at the juvenile facility and at the adult facility, is through indemnity clauses and private insurance. In essence, the operators of the facility ensure the County against liability which, as you're all aware, we can't escape, even when we rent out a facility or turn it over to a private contractor. It still remains with the County.

So we've developed these mechanisms to minimize the County's liability. Simply, if we took over the facility, what would have to happen is we'd have to obtain an insurance policy through the County's insurer, which is the New Mexico Association pool. And we talked to them and included the initial estimates of the cost to obtain that insurance, and the cost estimates that Susan provided you with.

An important attribute of the relationship with BCDC and with Bernalillo County would be that they are also insured through the County's risk pool. And their experience over the last, say, decade has been nothing but stellar. They have had no claims at Bernalillo County, and as a result, have a very favorable insurance rate through the County. And were we to enter into a relationship with them, we would be able to piggyback from their experience over the years, both through basic insurance rates and through their experience keeping exposure to claims to a minimum.

The other thing I'd like to talk a little bit about is how we finalize our relationship with BCDC. What I envision at this point is a joint powers agreement, which we'd have to bring before in early January to get it in place before we took back the facility. They already have a similar relationship with Valencia County and Sandoval County. They actually operate that facility for those two counties on a joint basis. So there's a model for

setting up a relationship with Santa Fe County already in place that we can adapt to our needs and particular concerns.

Other than that, I appreciate the opportunity to serve on the jail team. It's been a very interesting experience. Gerald, I think it's up to you to close this up.

MR. GONZALEZ: I'll share that honor with the Sheriff. But I think you can see we've done an exhaustive analysis internally, given the time constraints that we had to work with. A couple of weeks ago I did make myself available to visit with the employees out at the facility, and I began my visit by telling them that their reputation preceded them. We've mentioned that several times today. But one thing that was very clear in working through the options that were here was that they as a team are critical to the continued operation of the facility, whether it's the County that takes it over or someone else. And I do want to recognize them again for that, thank them for being here this afternoon, because I think the fact that they took the time to be present this afternoon indicates the kind of commitment and dedication that they have as employees, and which we as the County would benefit from if we did proceed to assume responsibility for the operation of that facility. That, from my standpoint, concludes where I'm at, and I'll turn it over to the sheriff to give the last remarks, and then we can open it up for questions.

SHERIFF SOLANO: Thank you. Mr. Chair, fellow Commissioners, there's a couple things that I wanted to touch on. One is why I'm even here and taking such an interest in this. And that is, first of all, there's a state statute that says the Sheriff is responsible for the jail. Now, some sheriffs have abdicated that, some haven't. And some administrations here in the County have kind of set that aside, and other times taken a more active role. But as I went out through the community and had all these issues thrown at me during the campaign, I realized that it meant a lot to the citizens, to our constituents, and to each of us who are also part of the County but yet are still constituents.

These are our children that are in this facility. They may not be yours that are in there today, but it may be your grandchild in there tomorrow. It may be your niece or your nephew. People that I grew up with, people that are our friends, our family, our neighbors one of these days may be unfortunate enough to end up within that facility. And we have a responsibility. If there's ever been a time to look at being at a crossroads, this is it. Behind us we have the road where we came from. To the left and right we have options one and three, and straight ahead option two. And we need to decide which way we're going to go.

And we tried to look at this in a purely financial aspect. And a lot of our discussions were from a purely financial aspect. But every now and then we kept realizing that there's more than a financial aspect to this. There is a community aspect to this. There is a responsibility to the community to provide a facility that yes, is financially sound, and yes, will help stop the drain that our corrections facilities have on our County budget. But on the other hand, to provide a place where we know that if our juveniles go, that we're going to all have a vested interest in making sure that this is a place where we're going to work hard to make sure that we're not paying for their stay at the adult facility in five or ten years down the road.

And I was a former juvenile officer with the City Police Department. And now, when I walk through the adult facility, it goes without saying that as I walk through each pod, I look at the faces of adults now that are juveniles that I dealt with fourteen years ago when I was a juvenile officer at the City Police Department. And there they all are, looking me in the face, and I think to myself did I fail them? Did the system fail them? What happened and how did they end up here? And I take an interest in this not only because of the people that came to me during the campaign, and not only because I promised them that I would take an interest, but I take an interest because I want to do my best to insure that when I look in the faces of the adults in five years in the adult center that I'm not looking in those faces that we dealt with in the juvenile center today.

So there's my little emotional part to it, but on the other hand, I want you all to take a serious look at what we have found to be the most financially responsible thing, the most community-minded responsible thing, and that we take advantage. And I know the time's short, that there are many people here that have things to say. A lot of them are fellow members of the Juvenile Justice Board with me. And if I could speak on their behalf a little bit, all the people that I listed earlier, the majority of them are here, not only to make sure that we don't close the facility -- and that's first and foremost in everyone's mind that I've spoken to today that are sitting in the audience behind me, is that they don't want the facility closed -- but the overwhelming majority of them support us in the option of taking it over. And not only support us by word of mouth, but support us by saying, "We're going to be there to help you make it a success." And that's what I think is going to make the big difference.

And yes, the County operated the facility at one time before. But what's going to make a big difference is the people sitting behind me, from this row and all the way back that are here saying, "We're going to help you make it a success." I don't think I've ever seen that before in any issue brought before the Commission. So here it is and I now leave it in your hands for questions, comments and your decision.

CHAIRMAN SULLIVAN: Thank you, Sheriff Solano and on behalf of the Commission, also to Robert Anaya and all the others who worked so hard on putting these recommendations together. I have just two quick questions and then we'll get at other questions from the Commission. And the first was for whoever can answer it, on Bernalillo County's operation of Valencia and Tarrant County jails, are the employees in those cases employees of Bernalillo County or are they employees of Tarrant and Valencia County?

MR. ROSS: I can answer that, Mr. Chair. They're employees of Bernalillo County.

CHAIRMAN SULLIVAN: Employees of Bernalillo County.

MR. ROSS: They run that facility in all respects.

CHAIRMAN SULLIVAN: Okay. So they may be local people but in terms of their payroll checks they say Bernalillo County on them? Okay. And the other question I had was, and again, understanding the social aspects of it, and which I think are extremely important and everyone has pointed out, Susan just help me understand the financial



aspects of it. The closing option resulted in costs of \$500,000, \$600,000 of transport and temporary holding and so forth. The keeping it open under whatever option is going to cost us at a minimum \$1.1 million a year. Is that a fair assessment?

SHERIFF SOLANO: Mr. Chair, members of the Board, the \$1.1 million represents those lost beds that Cornell is taking with them. So in other words, if the contracts had been in our name, those beds would stay here. And it's also foreseeable that some of those jurisdictions may want to keep their children here. But in light of not knowing what we're entertaining for a final conclusion, they are making arrangements to move their children out.

CHAIRMAN SULLIVAN: So then realistically, understanding there's been apparently, Cornell is taking beds with it, but could we make up that \$1.1 million or even \$500,000 or \$600,000 of it? Do we feel confident that through this community effort and through aggressive negotiations and work with the legislature that somehow we can prevent this from continuing to be such an anchor on our financial budget every year?

SHERIFF SOLANO: Mr. Chair, what brought my attention to this when we all looked at it as group is that it's unsimilar to what we're operating on the adult side. We have a very fixed federal population here and there will always be a need for a secure facility. The trend is to non-secured, but non-secured doesn't come without the need for specialized treatment services. So the infrastructure basically already exists and we've been contacted by one federal agency and by one court system which has indicated that they have anywhere from three to six beds that they are looking for placement. So if we look at just that population, approximately three to six, that's an annual revenue between those two jurisdictions of approximately \$400,000.

On the salary side, it's somewhat unclear in exactly what it will cost us there and for that reason we've gone high, because we've tried to get real numbers from the current operator and in looking at FTE numbers and average salary rates, it appears as though their current costs probably also include corporate overhead and corporate administrative people. We've gone with those numbers just for lack of having anything better to estimate these costs on. So between the potential future revenue of the two federal agencies who have contacted us as well as savings that I believe exist in the salary number, I believe we could meet the \$1.1 million.

CHAIRMAN SULLIVAN: Thank you. Okay, other questions from the Commission? Commissioner Montoya, then Commissioner Duran. And then Commissioner Campos and then Commissioner Anaya.

COMMISSIONER MONTOYA: I'd like to commend the team for putting together a really good and tight presentation. You certainly did your homework. I think you had me convinced on option 3 until Grace said she couldn't read the future. Just kidding. Because a lot of these questions do have to deal with the future, but regarding the approval that we're talking about on January 13<sup>th</sup>, is that coming before the Santa Fe County Commission already coming with approval from the Bernalillo County Commission?

MR. GONZALEZ: Mr. Chair, Commissioner Montoya, that's a time estimate but we have indications from Tom Swisstack that concluding our arrangement with them could be done fairly quickly. I don't know whether they're pre-authorized to enter into MOAs so that they don't have to go before the County Commission, but it appears that they do have -- I wouldn't say a quasi-independent operation but one which is capable of concluding its own contracts. So based on those representations we think that that's a reasonable time frame.

COMMISSIONER MONTOYA: Okay, so we would need to find out if it needed to go before Bernalillo County.

MR. GONZALEZ: Yes. If it did, I don't think it would take very much time from what Representative Swisstack has indicated to us. He didn't think there was a turn-around problem.

COMMISSIONER MONTOYA: Okay. Regarding the 730 trips for the transport of the prisoners, the juveniles. Is that one at a time?

SHERIFF SOLANO: No, and that estimate really was made at two trips a day, one every 12 hours, and that's assuming that that would be the only, that we could take all the juveniles in one vehicle in one trip as we make those trips. If we have a heavy population where we have to take more than one vehicle for each vehicle we would have to have two officers. So the estimate we gave you was based upon two officers, one vehicle, two trips her day. There would be times that there would be in excess of that and there may be times that there may be less, but that was the best estimate we could come up with.

COMMISSIONER MONTOYA: With two prisoners?

SHERIFF SOLANO: No, with whatever number of vehicles, the maximum that we can transport in one vehicle is -- well, that's a small van. What if we use the bus? Twelve to thirteen would be the maximum we can take in one vehicle.

COMMISSIONER MONTOYA: And it would still require that many trips?

SHERIFF SOLANO: Well, that's all estimated, because on any given day we could have more or less juveniles. There may be days when we only have one trip. There may be days when we have four or five. Because one thing that wasn't estimated was bringing them in for courts and other things. Because that's an unknown. The estimate we gave you is based strictly on juveniles brought into our facility and taking over there until they are needed to be brought back. If there were courts, a judge could issue an order this afternoon saying I want somebody here at 10 am tomorrow and they may not coincide with our transportation so we may end up bringing somebody, sending a special trip for even one individual.

COMMISSIONER MONTOYA: Okay. Thank you.

MR. GONZALEZ: Chairman Sullivan, Commissioner Montoya, also not appearing in that number, which is roughly estimated at \$570,000, which was referred to earlier by the Sheriff, the need to have some continuing detention facility of some kind in order to hold those until the trips could occur. We didn't have a real way of putting our hands around that cost but again, that could be significant, having one or two employees there and a partial operation of the facility.

COMMISSIONER MONTOYA: Okay. Regarding the retention of staff, it sounds like we're talking about keeping the current employees and transitioning them to County employees, a couple of questions in that regard. Would they be Santa Fe County or Bernalillo County employees? Santa Fe County?

MR. GONZALEZ: Our recommendation is based on retaining them as Santa Fe County employees for a number of reasons. One, for morale purposes. My discussions with the employees have indicated that they unanimously want to remain as Santa Fe County employees as opposed to Bernalillo County employees. In addition, they would transition over into the normal PERA program. Perhaps down the road we could consider 20-year retirement for some of the correctional officers but it's clear that at this point, all of them could be covered by the normal PERA plan which would be at less cost to the County than Bernalillo County, which I understand has a 20-year retirement for their correctional officers. I know the Sheriff also has some additional comments.

SHERIFF SOLANO: Mr. Chair, Commissioners, another thing is that if they're Bernalillo employees, Bernalillo is basically going to charge us not only for their payroll costs and everything else but they would be charging us their administrative fees also. So when we looked at it we looked at whether or not it made sense for us to pay them to do the work for us, when we have our own staff who can do that.

COMMISSIONER MONTOYA: Okay. And then along those lines has a salary schedule been developed and what updates would need to be made in our policies and procedures manual. I'd imagine this is a whole new section.

HELEN QUINTANA (Personnel Director): Mr. Chair, Commissioner Montoya, the salary schedule for the current employees at the juvenile facility is already established. We will take time to review that salary and make an analysis and how it compares with other County employees. The employees that would transition to Santa Fe County would also have to undergo the same type of process that any new employee would have to go. We would have interviews and we would have background checks and they would follow the same procedure.

COMMISSIONER MONTOYA: Okay. And then Susan, what's the projected long-term cost-benefit? Just reading into the future.

SHERIFF SOLANO: So you want me to get out my crystal ball?

COMMISSIONER MONTOYA: Yes.

SHERIFF SOLANO: I think I broke it on the way up the stairs. What we're looking at is first of all, for the first year, basically to not invest more than what the County is currently, with the exception of capital improvements, the need for start-up cash flow, we are looking at operating the facility at the same cost that we're currently putting into the facility. Approximately \$350,000. And it would be my estimate or our estimate in terms of the financial picture, to look at reducing that slowly over time. And depending on --

COMMISSIONER MONTOYA: The \$350,000?

SHERIFF SOLANO: Right. And depending upon the reform that seems to be at hand now where there are requests for a secure as well as non-secured juvenile facility, this

would poise us for that type of transition where we could potentially look at renovating the existing facility and entertain that type of population, which right now we don't have. We just have purely the secured site. So that would be my estimate.

MR. GONZALEZ: Just adding briefly to that, Mr. Chair, Commissioner Montoya, in speaking to Tom Swisstack for BCDC and the arrangements that they have with Valenica and Sandoval, both those counties were previous expending monies for the operation of their juvenile facilities. Or for sending juveniles away. And they have succeeded in actually making money for those counties through the partnership that they have. I don't want to say making money but they have a positive revenue flow as a result of partnering.

COMMISSIONER MONTOYA: Okay, then what are the additional services that you discussed and who will pay for those additional services?

ROBERT ANAYA: Mr. Chair, Commissioner Montoya, in the evaluation of the -- the first step is what do we have that exists in the facility that works? And based on the presentation and what's happened at the juvenile facility, there's various programs internal to how Cornell has run the facility that have been positive.

As part of that analysis, Medicaid reimbursement was one of the issues that came up as a real viable and real source of money that we could tap into to put in the facility. That particular resource is an area where Steve Sheperd and the rest of the Health Services Division staff and myself are diving in to understand better what's the process of getting those resources, how do we become eligible, how do we get that money. To put that in a real sense, the current contractor does not utilize those resources, but the proposed contractor, through some of their other avenues in other states, do use Medicaid reimbursement. So we have two people through two different structures that tap into actual, real dollars that could come to the community.

As far as other services, we've talked preliminarily about how this particular facility fits really well with the concept that we've put out there and this commission has adopted relative to the Care Connection. We see that as being a real viable tool to utilize and couple with this particular facility. In saying that, we have to partner with the Juvenile Justice Board and all of their various programs that you're very much aware of.

I think those are three specific examples that have resources that come with them through state, federal, and other resources. As far as food revenue, we know that we're probably eligible for the FDA Food Program. We didn't want to give a specific dollar amount until we knew that we were absolutely sure. But those are the four examples of specific programs and revenue sources that come with them.

One last thing that I would say that's another, in our mind is another obvious choice, was the work that we've been doing with St. Vincent Hospital. And their willingness-- they've already expressed their willingness to support not only assisting us with the behavioral health component, but also assisting us with the primary healthcare component. So those are some specific resources that have programs and resources that come with them.

COMMISSIONER MONTOYA: Okay, very good. The accreditation that was discussed, is that transferable?

MR. FLORES: Mr. Chair, Commissioner Montoya, no, it is not. We would

have to go through a new accreditation process. But so would any other person who came in.

COMMISSIONER MONTOYA: How much is that?

MR. FLORES: It's roughly \$6,000.

MR. GONZALEZ: The thing is that we have the employees on board who have already gone through that process several times. So from that standpoint, we don't think that that would be an issue.

COMMISSIONER MONTOYA: Is that in the overall cost?

MR. GONZALEZ: Yes, as a part of the total budget estimate.

COMMISSIONER MONTOYA: Oh, okay. And then the last question: what type of administrative crunch might this put on existing staff?

Nobody wants to talk about it?

MR. GONZALEZ: Oh, we all talked about it, Mr. Chair, Commissioner Montoya. I'll let Robert address that.

MR. ANAYA: Mr. Chair, Commissioner Montoya, and the entire commission, I think you can recognize, based on the presentation, that this was not an independent process that came from one specific department. As a senior staff, based on the direction that you gave us as a commission and the direction of our manager, we came together as a team and said, "We know that this is going to be an issue that's going to affect the overall general fund budget and overall County operations. And we know it's going to be a strain." As to put a number or a value to that strain, I don't know that we can do that. But we all recognize that it will put a strain. But as a team, we're in a position and we have the willingness to work through that strain to make it work.

COMMISSIONER MONTOYA: Thank you, Mr. Chair.

MR. GONZALEZ: Mr. Chair, Commissioner Montoya, Steve Ross also just reminded me that the BCDC has indicated to us that they have professionals who also deal with the accreditation process, and they would be made available to us as well.

CHAIRMAN SULLIVAN: Commissioner Duran, then Commissioner Campos.

COMMISSIONER DURAN: I think that putting the fate of our at-risk children in the hands of those people who have a vested interest in the community is the best thing for those children and the future of our community. And I'm pleased that all of you arrived at the decision to come before us and ask for us to approve option number three. And you definitely have my support.

I have a couple questions, though. Actually, one big question. Susan, in one of the slides you indicated that Cornell -- it costs Cornell about \$4.1 million to operate. And it's going to cost Santa Fe County about \$4.2 to operate. You also indicated that Cornell actually made about \$4.6 million. So my question is do you think that at any time in the foreseeable future we would be able to achieve that \$4.6 million, which would help offset the cost of running the facility?

MS. LUCERO: Mr. Chair, Commissioner Duran, what I believe the whole approach should be is what works for Santa Fe County. Because in that \$4.6 million budget

that Cornell began the year with, half a million of that was strictly for bottom line and for profit.

COMMISSIONER DURAN: Right.

MS. LUCERO: And I believe what we would work on is looking at our present mix, our present population, and the areas that we need to address in terms of services in population, and see what that would generate. Now, in terms of total dollars, it could be not only meeting the \$4.1, but it could be additionally more. But I wouldn't want us to originally approach it with that in my mind, but rather in terms of services and existing demographics and what the region needs as a whole for this Four Corners type area, what works, and what are the needs there. So I wouldn't want to drive it or motivate it purely by the dollars.

COMMISSIONER DURAN: Okay, thank you.

CHAIRMAN SULLIVAN: Commissioner Campos, then Commissioner Anaya.

COMMISSIONER CAMPOS: Thank you, Mr. Chair. A question about administration -- there's some indication that the sheriff would operate. A question for Mr. Ross, what role does the sheriff play statutorily?

MR. ROSS: Mr. Chair, Commissioner Campos, the sheriff's right, there is a statute that places responsibility over general oversight of jails in the sheriff. And he can delegate that, of course, to a jail administrator, I believe is what the statute says.

COMMISSIONER CAMPOS: So essentially the final decision is the sherriff not the commission.

MR. ROSS: It isn't in all counties. In some counties the sheriffs have appointed, in consultation with the board, have appointed a jail administrator. And that person is where the buck stops in those counties. In other counties, the sheriff has the final say. It's up to the individual county and its needs. We can structure the program however we see fit.

COMMISSIONER CAMPOS: You say "we" can structure. What does that mean? The sheriff can structure or the BCC can structure?

MR. ROSS: I think you both have to agree on the structure.

COMMISSIONER CAMPOS: It's not clear to me from the statute. I know last time the County operated the main facility, there was a jail administrator and the BCC appointed the jail administrator.

MR. ROSS: Right.

COMMISSIONER CAMPOS: And operated it under the control of the manager and the jail administrator.

MR. ROSS: Right.

COMMISSIONER CAMPOS: So you're proposing something different. is that what the committee's proposing?

MR. ROSS: Well, I don't know that we've made a specific recommendation at this point, although the sheriff is very interested in contiuing and has a lot of good ideas in administering the facility. So he's indicated a willigness and an interest in exercising his oversight role.

COMMISSIONER CAMPOS: Well, the sheriff is an independently elected official.

MR. ROSS: That's correct.

COMMISSIONER CAMPOS: I mean, it's his show essentially. We can't tell the sheriff what to do. We approve the budget. That's about it. But then it's the sheriff running the whole show. Without input from the County Commission is where I see it -- Mr. Anaya?

MR. ANAYA: Mr. Chair, Commissioner Campos, we, the entire jail team, had quite a bit of discussion on this particular matter, and recognize it as a very valid point that you're bringing up. And the response that we have a consensus on that includes the sheriff is that the County Commission, we're coming to you to provide the direction to us as part of the Youth Development facility, number one.

Number two, the sheriff recognizes, as does the entire jail team, that we occupy a space in time, and that in future years it's not necessarily going to be any one of us standing here in front of you or yourselves sitting on that bench. And what we're proposing to you is that the only successful way to operate this facility is through a true joint effort which starts with the Board of County Commissioners, their support and their direction and goes to the manager.

And then I think probably the most crucial aspect of what we're presenting here today is that the administrative team that we put before you-- is that the administrative team is the key essential people throughout several departments, including the manager, sheriff, finance, legal, administrative services, project and facilities management. We believe within that structure and within that direction provided by the Board of County Commissioners, which has been agreed to by the sheriff, that we could set up a structure that's unlike no other in the state of New Mexico, that truly maximizes oversight and daily operations. That's what we're bringing forward to you today.

COMMISSIONER CAMPOS: Are you saying this administrative committee's going to be like a board of directors, having final say on policies and how things are administered, but the sheriff's going to have day-to-day administration? It's not clear to me.

MR. ANAYA: Mr. Chair, Commissioner Campos, what we have in front of you, and we put it back on your screen, is that the commission has ultimate oversight in partnership with the sheriff, but oversight and direction, the County manager, then to the administrative team, then to the daily operations. And yes, in fact, what we're proposing is that the administrative team-- and this is something that if the Commission acts on and gives us the direction to move forward with option-- that as part of the transition process we will spell out specifically how many times that administrative team will meet monthly, quarterly, annually.

COMMISSIONER CAMPOS: I understand that, Mr. Anaya, but still, if the statute says that the sheriff has the right to administer, he could change his mind. Or maybe there would be another sheriff that didn't have the same view or didn't have the same relationship with the County Commission. If you're looking at the statute, you just can't rescind it by contract.

MR. ANAYA: Mr. Chair, Commissioner Campos, I'm not an attorney. I see

your point, and I would merely say that the sheriff's department has come to the table with us, and if we would interpret the statute to its true letter, I suppose the sheriff maybe could have tried to move in a direction by himself unilaterally. That's not the case. I think what we have is an opportunity and the willingness to set up a structure. And it could entail work at the Legislature, and it could entail more coordination with the association of Counties. But we have a willingness of our current sheriff and your administrative support structure at Santa Fe County to try and put something together that works, that, you're right, is different and not like anything else that's been present in the state.

SHERIFF SOLANO: If I could also answer to that. Mr. Chair, Commissioner Campos, one of the things we had a lengthy discussion about was, okay, now we have a sheriff who wants to be interested in this facility. But what if, three and a half years down the road, three years down the road or eight years down the road we have a sheriff who's not interested? Who doesn't want to take an active role? What would we do then?

And during our discussions, that's how we came up with the team, which is working so well and how we've put this whole thing together, continuing on in a management role. And I think Steve Ross might be able to add to this. But I think the idea is that we place a structure into place now as we're doing this, that we put together a structure that kind of mandates what the sheriff's role is. And that's probably unlike anything that of course any other sheriff or anybody's done before. But I think we need to look at putting the structure into place so that in future generations, ten, twelve, fifteen years down the road, everybody understands what their role. Everybody understands how the management's going to work, and people can't just unilaterally say, "I'm not going to take part" or "I am going to take part" or "I want full control" or anything like that.

And I think that right now what we're asking for is approval to begin this process. But later on, we probably do have to come back and visit this and set up a structure, and whether that can be done locally by ordinance or how far up it has to go. But we set up a structure. And I agree that we need to set up a structure so that in the future, everybody's management role is clear to everyone.

COMMISSIONER CAMPOS: May I ask you a question, sheriff?

SHERIFF SOLANO: Sure.

COMMISSIONER CAMPOS: Who would appoint the chief administrative officer?

SHERIFF SOLANO: I'm sorry, yes?

COMMISSIONER CAMPOS: Who would appoint the chief administrative officer of the facility?

SHERIFF SOLANO: We haven't really made those -- a lot of the finite details haven't been decided yet.

COMMISSIONER CAMPOS: Would these folks be employees of the Sheriff's Department or of the County of Santa Fe generally?

SHERIFF SOLANO: A lot of that still hasn't been worked out yet. We really haven't, because what we needed was a go-ahead to continue on option one, two, or three.



Once you give us the go-ahead on which option you'd like, then they too, it's in our presentation on the 17<sup>th</sup>, we sit down and we start working out all those details.

COMMISSIONER CAMPOS: Well, it seems to me, sheriff, we don't have a lot of options in the way it has been presented. We didn't get any material beforehand. This was it. The presentation here at the meeting. And it doesn't seem like we really have options. The way everything is pointing from your perspective and the committee's, it's option three. We haven't been given a lot of time to study any of these options -- these supposed options. But I am -- there are a lot of questions about there.

SHERIFF SOLANO: Mr. Chair, Commissioner Campos, we didn't have a lot of time, really. The pull-out of Cornell was a surprise to all of us. As we sat down and we started negotiations with new contracts, it left us with very little time. And if we had gone together and thrown together some kind of quick presentation and thrown it at you and had you start looking at it without us spending the time that we did -- I mean, as of yesterday we met from 10 or 11 a.m. till 5 o'clock. Straight through lunch, everything. We went straight through in order just to complete this to give it to you. And as I said, there's a lot of data, a lot of things that we didn't bring to you because if we did, we'd have been here for hours and hours.

But what we tried to do was let us do the work and the present it to you. But I apologize that you didn't have more notice. But we really didn't have any and everything was just completed really -- some of the final stuff we were working on this morning in wrap-up. And just as our legislative body has come forward just today and said that they'd be willing to help us, a lot of this stuff is still work in motion.

COMMISSIONER CAMPOS: But you know that our general situation is pretty tough as far as the general fund? You understand that the main facility, the adult facility, we may have to spend another million dollars out there; right?

SHERIFF SOLANO: I fully understand that. In fact, every department director fully understands that because it affects every one of us.

COMMISSIONER CAMPOS: And you understand that in the past a lot of promises have been made by a lot of people that haven't been kept? And it always winds up that the general fund has to carry everything.

I think it's a pretty risky proposition. I think for the community to operate it is probably the best way to go. But financially, considering everything that we're looking at, at the adult facility in other programs, we're in a pretty tight bind already. And this is going to put us even in a more difficult situation.

We can make all the assumptions we want, and maybe it'll all work out. You know, when we did the adult facility years ago, we were going to make money, weren't we? A hundred dollars a day, everybody was going to make money. We were going to have money coming into the general fund. It didn't happen that way. We're losing money.

SHERIFF SOLANO: Well, Mr. Chairman, Commissioner Campos, I think you're in a different situation today because you have a fellow elected official that's standing up here and saying that I'm going to take the leap of faith along with everyone else.

COMMISSIONER CAMPOS: You'll take a what?

SHERIFF SOLANO: A leap of faith along with everyone. And three years from now, I have to run for election. And I'm sure that this decision today will come up on my opponents' minds, on the media's minds, and on everybody's judgement of what happens. So, if in fact I'm going to take responsibility or some responsibility for this facility, I will answer to it. And I understand that, and I understood that when I took part in this.

COMMISSIONER CAMPOS: Thank you.

MS. BUSTAMANTE: Mr. Chair, may I address something from the Association of Counties' point of view? The sheriff affiliate and the detention affiliate have come together with a resolution in asking all counties to support and not to combine the detention under the sheriff. And I don't know if you were at that meeting and saw that resolution, but they feel adamant about it. That's from the affiliates, the sheriff's affiliate and detention affiliate, that they two have come together and said, "We don't want to be mingled."

And then the commissioners who have reviewed that, who are a part of the association, have expressed the concern that you have just expressed, that it could mean because of the statute that the sheriff would have the power.

So I just bring that to your attention. But the affiliates, the sheriff's affiliate and the detention affiliate, have passed a resolution that counties should not mingle, that they should not co-mingle.

COMMISSIONER DURAN: I don't understand what you mean, co-mingle.

CHAIRMAN SULLIVAN: Okay, wait a minute, wait a minute. We're out of order here and I'd like to get over to Commissioner Anaya. And then if there are some questions of Becky about that resolution, then let's get back to it. I thought you had something quick there. I appreciate that point, but let me go to Commissioner Anaya.

MR. ANAYA: Mr. Chair, could I make just a quick point?

CHAIRMAN SULLIVAN: No.

MR. ANAYA: It relates to the management.

CHAIRMAN SULLIVAN: No. Please sit down. We're running out of time. We have heard the impassioned pleas and opinions, and I think we have option three as your recommendation. I can't think that any Commissioner has that more strongly than we have here. But we've got some questions that we need to get answered. And I'd like to keep control of this meeting here as chair, if that's all right with you all. Okay, Commissioner Anaya.

COMMISSIONER ANAYA: Mr. Chair, thank you. I have two questions, and then I'm going to follow with a motion. My first question is the 62 persons, the personnel, is that going to increase when you bring it up to 80 beds, or will that stay the same?

MR. FLORES: Mr. Chair, Commissioner Anaya, no. The projection at 62 would mean up to 80 beds.

COMMISSIONER ANAYA: Okay, thank you. And then the maintenance of the building, that is a County facility right now. And we would have had to do the maintenance to that building anyway if we were going to use it, correct?

MR. FLORES: Mr. Chair, Commissioner Anaya, yes.

COMMISSIONER ANAYA: Or if another corrections facility were to go in there, we'd still have to maintain the building?

MR. FLORES: Mr. Chair, Commissioner Anaya, there would be some responsibility to the County regardless of who the operator is.

COMMISSIONER ANAYA: Thank you, Tony.

And I personally don't think that this is to make money. I think it's to help the youth in Santa Fe County and surrounding areas, and use this as regional facility.

Mr. Chair, I'd like to make a motion to approve this. But before I do that, I want to thank the group, the jail team that worked hard to put this presentation together. They're a group of people that we all know and respect. And I don't think they're going to come before us with a negative -- something that's not going to work for Santa Fe County.

I think that it is our responsibility as the County to operate this facility. And we need to continue to work together with our senators, representatives -- Jim Trujillo is here -- we can't do this by ourselves. We need your help. And they've come forward and said that they were going to help us. We need the advisory committee, the Bernalillo County, the Sheriff's Department. I see the State Police Department here, the City Police Department here. I see Judge Vigil here, Pfeiffer, Judge Vazquez, Judge Mike Vigil. All of these people have come forward to make this thing into one, and to work together and make this thing happen.

So that is my motion: I move to approve option number three, that Santa Fe County take over this juvenile facility and run it. And I know that it'll be successful. We have a good team out there, and we all want to work together. Thank you.

COMMISSIONER DURAN: I second that motion.

CHAIRMAN SULLIVAN: Motion by Commissioner Anaya, second by Commissioner Duran. Is there discussion?

COMMISSIONER DURAN: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Duran.

COMMISSIONER DURAN: I think that we have a roomful of people here that are in support of this option. And I think that they are going to be dedicated, along with myself and the other Commissioners who are in support of this, to make this work. And I think that with Representative Trujillo here, he will take our wishes with them that we find some money at the state level to help us support this program.

I think Santa Fe is not like any other community in the state. And I just think that we all are making a big contribution to the future of our children by adopting this project.

CHAIRMAN SULLIVAN: Okay. A comment that I'd like to add. I'm concerned, as I think Commissioner Campos is, about still the finances in this short-term impact on the County, of adding 62 County employees essentially overnight, within a month, to our system. And I too favor the ultimate County control here, I think we're capable of doing that and I think it may set a pilot or a precedent for how we want to look at the jail itself. And if we can make this work, then it opens up other options for the jail, probably.

But I'd like, as your start your negotiations with Bernalillo County, assuming

Commissioner Anaya's motion passes, to consider on an interim basis whether there is some benefit financially to having those employees as they are in Sandoval County and Valencia County -- I said Torrance before, incorrectly -- as Bernalillo County employees, or there be some transitioning program over a period of time when they would ultimately become Santa Fe County employees, to lessen that burden on our personnel system immediately. I think that that's the way it's worked, apparently successfully, in other areas. That may not be the exact model for Santa Fe, but I'd like to see some more thought of that on a temporary basis. And I don't know what temporary would mean, and I think we'd have to look to our team here for those recommendations.

Other comments on the motion?

COMMISSIONER MONTOYA: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Montoya.

COMMISSIONER MONTOYA: I too am concerned about having a situation repeat itself the way we have with the adult facility. And I do feel comfortable that with the people that have been assembled and the people that are behind you that that's not going to happen. I would like, and I don't know, it would probably just be procedural, to have periodic updates as to exactly what's going on with the management plan in terms of the implementation of what's going to be happening. I don't want to read it in the paper. I want to hear it from you all first-hand. So I would just ask that you keep me -- and the other Commissioners want that information as well. But I certainly would.

CHAIRMAN SULLIVAN: And let me just clarify that in terms of talking about how the employee situation would be structured, I met last Friday with the Bernalillo County Juvenile Detention Facility personnel, along with Steve Ross and Gerald. And they have looked at our juvenile facility, and they feel comfortable with its operation, and with the employee set-up there.

So in asking that we look at that option, I'm not asking that we bring employees in from Bernalillo County. I'm just asking that we look at a financial structure to see if that's perhaps in the short term more economical. And it also allows us to evaluate County operation without making the full commitment to all the benefits, my only concern being that once we do that, it's going to be impossible to go back. We'll have even more impassioned pleas that if we decide, or some future Commission decides, to go to a private contractor, that we're taking jobs away from families and it'll be an even more difficult decision to make.

So this would, I think, transition us into the operation and see if it's a successful and viable operation. If it has the community support that we're promised, if it has the financial support that we've been promised legislatively, if it has the support on the monitoring programs that we've been promised by the judicial branch, and if it's workable. And I think it can be, and I hope and think it will be. But I guess I'd like to see that kind of a transitional process is what I had in mind. Not trucking up employees from Bernalillo. But Commissioner Campos, did you have a comment?

COMMISSIONER CAMPOS: No, sir.

CHAIRMAN SULLIVAN: No? Okay. Other comments on the motion?

COMMISSIONER ANAYA: Mr. Chair?

CHAIRMAN SULLIVAN: Commissioner Anaya?

COMMISSIONER ANAYA: I think that it is important that we -- the support comes from the County Commission. And it starts with us, and then it filters down. So I would hope that we'd all come to an agreement to make this happen and work together along with the rest of the people that I had mentioned earlier. And I know this will be a successful project if we all work together in a positive manner. Thank you.

CHAIRMAN SULLIVAN: Thank you, Commissioner. Other comments, questions?

**[The motion was passed by a unanimous voice vote]**

COMMISSIONER DURAN: Mr. Chair, I would like to move that we table the last item which is the study session and request for direction regarding the GRT/Santa Fe County. Does that need to be made by the end of the year?

CHAIRMAN SULLIVAN: I think there is at least one item that Gerald indicated was critical.

MR. GONZALEZ: Mr. Chairman, I think Susan would like to address one issue briefly so that --

COMMISSIONER DURAN: My question, Gerald, was is it imperative that we do it by the end of the year; can we do it next meeting?

MR. GONZALEZ: Susan?

CHAIRMAN SULLIVAN: This meeting was set up for this and GRT and unfortunately we got an item on the agenda for a water service agreement and I apologize for that -- this was supposed to be your time, but that took up over an hour.

MR. GONZALEZ: If we put it off, Susan is telling me that we have to get it done by no later than January 6<sup>th</sup>. So we'd have to have a special meeting. Okay, Susan's suggestion is that we pass this out [Exhibit 1] and we call a special meeting for the 6<sup>th</sup> to address this particular issue.

COMMISSIONER DURAN: If that's the recommendation, Mr. Chairman, I'd like to make a motion that we adjourn the meeting, table this until the 6<sup>th</sup> or whatever date works prior to the 6<sup>th</sup> and act on this.

CHAIRMAN SULLIVAN: When is our next meeting?

MR. GONZALEZ: The next regularly scheduled meeting would have been January 13<sup>th</sup>, I believe.

COMMISSIONER DURAN: Maybe we could hold a lunch meeting, how long is going to take to do this?

MR. FLORES: Mr. Chair, Commissioner Duran, we do have a special meeting on the 6<sup>th</sup> of January to discuss the fiscal impact in the Community College District.

MR. GONZALEZ: So we could combine them at that time.

COMMISSIONER DURAN: I would make that motion, Mr. Chair.

CHAIRMAN SULLIVAN: Okay, we have a motion to combine this general obligation issue along with the Community College District presentation and the fiscal strategy for the 2004 capital outlay meeting to January 6. What time would we start that?

MR. GONZALEZ: I believe it was scheduled to start at 1 o'clock.

CHAIRMAN SULLIVAN: And that was because there was an RPA at 4:30?

MR. GONZALES: That is correct.

CHAIRMAN SULLIVAN: Do you still think that that'll -- again, I don't want to detract from a good presentation on that fiscal impact study.

MR. GONZALEZ: What we could simply do is start a little earlier at noon if you wanted to do a sort of a luncheon meeting and run till about 2 or 2:30 depending on how long it took to do both items.

CHAIRMAN SULLIVAN: How does the Commission feel about that; a luncheon meeting on Tuesday starting at noon?

COMMISSIONER CAMPOS: It has to be a public meeting.

MR. GONZALEZ: That's correct.

CHAIRMAN SULLIVAN: We could eat lunch in public -- yes, out in the chambers.

Okay, so we have a motion. Is there a second.

COMMISSIONER CAMPOS: Second.

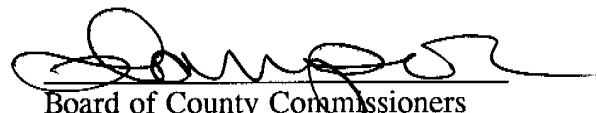
CHAIRMAN SULLIVAN: Lots of seconds. Discussion? Those in favor say "aye."

[Motion passes by unanimous voice vote]

## ADJOURNMENT

Upon motion by Commissioner Duran and second by Commissioner Anaya, Chairman Sullivan declared this meeting adjourned at approximately 4:40 p.m.

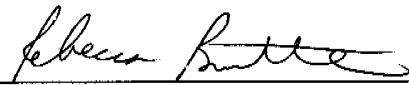
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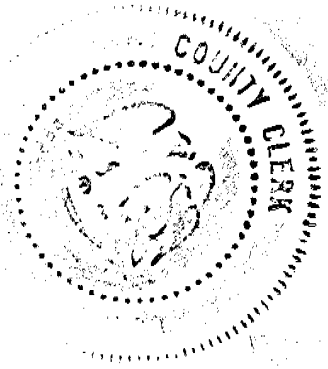
  
Board of County Commissioners  
~~Paul Campos~~ Chairman  
Paul Campos

Respectfully submitted:

  
Karen Farrell, Commission Reporter

ATTEST TO:

  
REBECCA BUSTAMANTE  
SANTA FE COUNTY CLERK

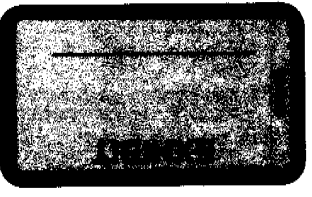


# **Santa Fe County**

## **2004 Capital Outlay**

### **Funding Strategy**

**Project & Facilities Management  
Department**





# Benefits of ICIP:

- ◆ Promotes repair and/or replacement of existing facilities
- ◆ Addresses County needs such as roads, water/wastewater, emergency services, housing and public/community facilities
- ◆ Encourages a more efficient operation of government
- ◆ Provides a framework for decisions about community growth and development
- ◆ Focuses community attention on priority goals, needs and capabilities
- ◆ Functions as a tool for community/citizen involvement

# Process:

- ◆ Identify projects
- ◆ Solicit citizen participation
- ◆ Formulate goals, objectives and strategies
- ◆ Prioritize needs
- ◆ Explore options for meeting needs
- ◆ Estimate capital funding costs
- ◆ Develop draft ICIP
- ◆ Seek feedback through citizen participation through a series of community meetings or public hearings
- ◆ Seek input from County staff and elected officials
- ◆ Re-evaluate priorities if necessary
- ◆ Finalize plan and request approval from governing body
- ◆ Submit Final ICIP document

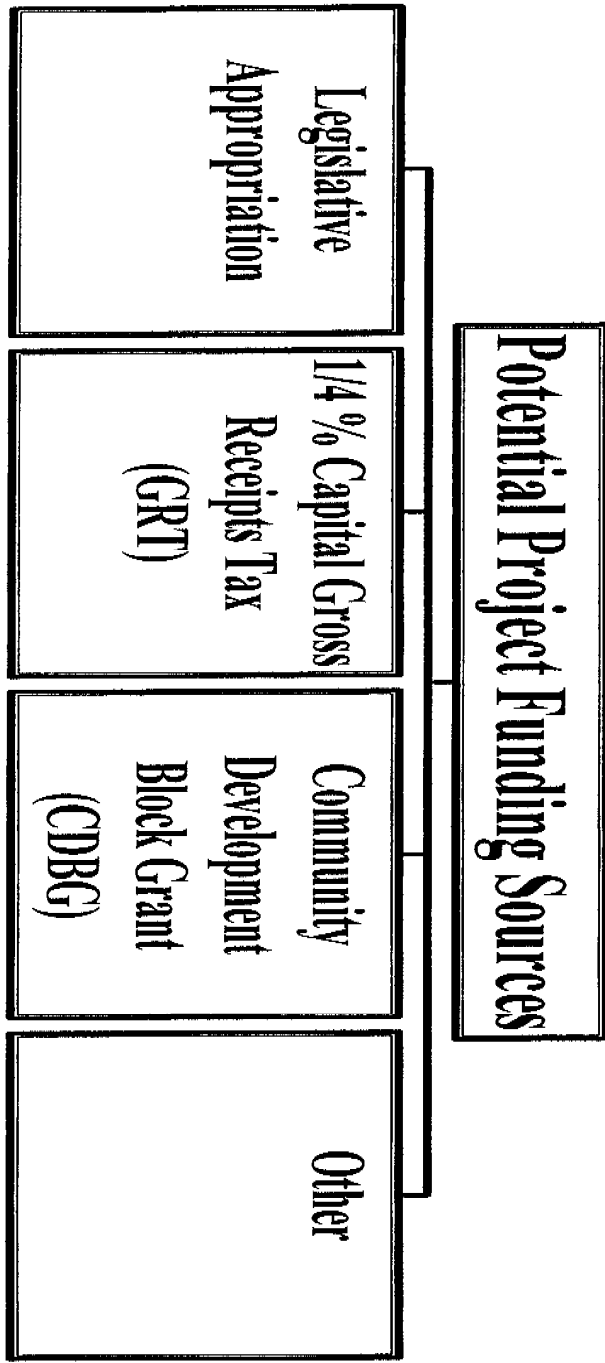
## **Goal / Mission:**

*Establish a capital improvement plan that is comprehensive, thorough and realistic and that established and identifies community and County request. Provide a funding strategy that encompasses a myriad of funding sources to insure capital outlay projects are completed in a timely and consistent manner.*

# **Capital Outlay Financing Options:**

- ◆ Currently the County relies primarily on state appropriations for capital outlay. In some instances for project specific funding, the County has relied on bond issuances and grants/loans as additional sources for capital outlay funding.

# Capital Outlay Funding Sources:



# **Legislative Appropriation**

- ◆ Based upon submitted ICIP
- ◆ Requires lobbying effort and testimony
- ◆ Limited (Piece-meal) funding

# 1/4 % GRT

- ◆ Formula set by ordinance
  - Water/Wastewater 75%
  - Open Space 15%
  - Roads and Other 10%
- ◆ 50/50 Split of Available Funds between County and Regional Projects (RPA)

# GRT Total Revenues

Fiscal Year 2003 (Actual)	\$2,142,896
Fiscal Year 2004 (Projected)	\$7,790,000
Fiscal Year 2005 (Projected)	\$7,887,375
Fiscal Year 2006 (Projected)	\$7,985,967
Fiscal Year 2007 (Projected)	\$8,085,792
Fiscal Year 2008 (Projected)	\$8,186,864
Fiscal Year 2009 (Projected)	\$8,289,200
Fiscal Year 2010 (Projected)	\$8,392,815
Fiscal Year 2011 (Projected)	\$8,497,725
Fiscal Year 2012 (Projected)	\$8,603,947



# GRT - Water/Wastewater (75%)

Regional		County	
◆ FY 03	\$1,071,448	◆ FY 03	\$535,724
◆ FY 04	\$2,921,250	◆ FY 04	\$2,921,250
◆ FY 05	\$2,957,766	◆ FY 05	\$2,957,766
◆ FY 06	\$2,994,738	◆ FY 06	\$2,994,738
◆ FY 07	\$3,032,172	◆ FY 07	\$3,032,172
◆ FY 08	\$3,070,074	◆ FY 08	\$3,070,074
◆ FY 09	\$3,108,450	◆ FY 09	\$3,108,450
◆ FY 10	\$3,147,306	◆ FY 10	\$3,147,306
◆ FY 11	\$3,186,647	◆ FY 11	\$3,186,647
◆ FY 12	\$3,226,480	◆ FY 12	\$3,226,480

# GRT – Open Space (15%)

Regional		County	
◆ FY 03	\$0	◆ FY 03	\$321,434
◆ FY 04	\$584,250	◆ FY 04	\$584,250
◆ FY 05	\$591,553	◆ FY 05	\$591,553
◆ FY 06	\$598,948	◆ FY 06	\$598,948
◆ FY 07	\$606,434	◆ FY 07	\$606,434
◆ FY 08	\$614,015	◆ FY 08	\$614,015
◆ FY 09	\$621,690	◆ FY 09	\$621,690
◆ FY 10	\$629,461	◆ FY 10	\$629,461
◆ FY 11	\$637,329	◆ FY 11	\$637,329
◆ FY 12	\$645,296	◆ FY 12	\$645,296

# GRT - Roads & Other (10%)

Regional		County	
◆ FY 03	\$0	◆ FY 03	\$214,290
◆ FY 04	\$389,500	◆ FY 04	\$389,500
◆ FY 05	\$394,369	◆ FY 05	\$394,369
◆ FY 06	\$399,298	◆ FY 06	\$399,298
◆ FY 07	\$404,290	◆ FY 07	\$404,290
◆ FY 08	\$409,343	◆ FY 08	\$409,343
◆ FY 09	\$414,460	◆ FY 09	\$414,460
◆ FY 10	\$419,641	◆ FY 10	\$419,641
◆ FY 11	\$424,886	◆ FY 11	\$424,886
◆ FY 12	\$430,197	◆ FY 12	\$430,197

# GRT Roads & Other (10%)

## Available Balance - Current

	Regional	County
◆ Fiscal Year 2003 Actual	\$0	\$214,290
◆ Less Expended/Encumbered	\$0	(\$80,834)
◆ Fiscal Year 2004	\$389,500	\$389,500
◆ Less Expended/Encumbered	\$0	(\$240,513)
◆ Fund Balance FY04'	\$389,500	<b>\$282,443</b>

# **Community Development Block Grant (CDBG)**

- ◆ 1 active grant in infrastructure capital outlay per entity
- ◆ 2 years to complete project
- ◆ \$500k maximum funding
- ◆ Required to meet program guidelines set by Department of Housing & Urban Development
- ◆ ***Agua Fria Community Center - 2004 Project***

# Other

- ◆ Grants
  - State
  - Federal
  - Private
- ◆ Private Project Funding Agreements
- ◆ Capital Improvement Loans
- ◆ General Obligation Bonds

# 2004 Strategy

## Phase I:

- ◆ Develop 2004-2008 ICIP
- ◆ Prioritize projects based upon community, staff and governing body recommendations
- ◆ Approve (by resolution) 2004-2008 ICIP
- ◆ Submit plan to Department of Finance & Administration
- ◆ 2004 Total ICIP Project Request \$73,516,850

# 2004 Strategy

## Phase II:

- ◆ Identify projects that currently have existing funding
- ◆ Determine budget shortfalls
- ◆ Prioritize (based upon ICIP) projects for completion
- ◆ Develop funding options
- ◆ Secure funding for project completion



# **Recommended Projects – Existing Funding**

# **Facility Projects**

- ◆ Coordinated Health Complex
- ◆ Youth Development Facility
- ◆ Public Works Facility
- ◆ Youth Shelters & Family Services Phase II
- ◆ El Dorado Senior Center
- ◆ Stanley Fair Grounds – Youth Ag. Facility

# Coordinated Health Complex

**Project Description:** Santa Fe County has purchased an existing facility for the establishment/development of various community based programs to address alcohol and substance abuse. Funding will be utilized for capital improvements to the facility.

**Project Benefits:** Centrally located facility for the delivery of health related services to County residents.

**Existing Funding:** \$30,000.00 – State Appropriation

**ICIP Priority Rank:** 1                      **Commission District:** 4

**Estimated Funding Request: \$700,000.00**

# Youth Development Facility

**Project Description:** Interior/Exterior capital improvements to the facility.

**Project Benefits:** Provide the County the ability to utilize areas of the facility that are not currently occupied or utilized by the Detention Facility operations for potential community, social and health programs.

**Existing Funding:** \$10,000 – State Appropriation

**ICIP Priority Rank:** 1      **Commission District:** CW

**Estimated Funding Request: \$1,000,000**

# Public Works Facility

**Project Description:** Construction and equipping of a new consolidated County Public Works Facility. The new facility will house the Public Works Administrative, Fleet Maintenance, Project Development, Solid Waste Management and Traffic Engineering functions. In addition, the facility will house the Project & Facility Management Department Administrative function and the Project & Operations Division.

**Project Benefits:** Provides for a consolidated modern and functional facility.

**Existing Funding:** \$4,000,000 – General Obligation Bond

**ICIP Priority Rank:** 1                      **Commission District:** 2

**Estimated Funding Request: \$4,000,000**

# Youth Shelters & Family Services Facility Phase II

**Project Description:** Planning, design, construction and equipping Phase II of the Youth Shelters facility located on lower Agua Fria.

**Project Benefits:** The continued development of the facility will provide a needed counseling facility to compliment the newly constructed shelter.

**Existing Funding:** \$50,000 – State Appropriation

**ICIP Priority Rank:** 1                      **Commission District:** 3

**Estimated Funding Request:** \$635,000

# **El Dorado Senior Center**

**Project Description:** Planning, design, construction and equipping a new senior center facility for the communities of El Dorado, Lamy and Glorieta.

**Project Benefits:** Provide a facility for senior residents of the El Dorado area and surrounding communities.

**Existing Funding:** \$123,750 – State Appropriation

**ICIP Priority Rank:** 1                      **Commission District:** 5

**Estimated Funding Request: \$545,000**

# **Stanley Fair Grounds – Youth Agricultural Facility**

**Project Description:** Acquire land for, planning, design, and construction of a new southern Santa Fe County fair grounds and youth agricultural facility.

**Project Benefits:** Provide a southern Santa Fe County fair ground and youth agricultural complex.

**Existing Funding:** \$25,000 – State Appropriation

**ICIP Priority Rank:** 2                      **Commission District:** 3

**Estimated Funding Request:** **\$475,000**



# Road Projects

◆ Monte Alto Road

# Monte Alto Road

**Project Description:** Drainage and paving improvements to Monte Alto Road located within the community of El Dorado.

**Project Benefits:** Improved roadway for residents.

**Existing Funding:** \$300,000 – State Appropriation

**ICIP Priority Rank:** 4                      **Commission District:** 5

**Estimated Funding Request: \$125,000**

# **Recommended Projects – No Current Funding**

# Facility Projects

- ◆ Arroyo Seco Teen Center
- ◆ County Consolidated Administrative Facility
- ◆ Pojoaque Valley Community Center
- ◆ Santa Fe County Fair Grounds
- ◆ Edgewood Senior Center Addition
- ◆ Adult Detention Facility
- ◆ County Housing Sites/Community Centers
- ◆ County Housing Site Upgrades
- ◆ El Rancho Community Center Addition

# **Arroyo Seco Teen Center Ph IIA/III**

**Project Description:** Planning, design, engineering, equipping and construction of Phase IIA and III of the teen center located within the community of Arroyo Seco.

**Project Benefit:** Provide enhanced/functional facilities for use by youth in around the communities of Arroyo Seco and La Puebla.

**Existing Funding:** \$00.00

**ICIP Priority Rank:** 1

**Commission District:** 1

**Current Status/Readiness:** Master Plan Developed

**Estimated Funding Request:** **\$755,000**

# **Santa Fe County Consolidated Administrative Complex**

**Project Description:** Planning, design and construction of new County administrative complex.

**Project Benefits:** Provide a modern complex that combines all administrative components of County government in an efficient and constituent friendly environment.

**Existing Funding:** \$00.00

**ICIP Priority Rank:** 1                      **Commission District:** TBD

**Current Status/Project Readiness:** Proposals received for Phase I – needs assessment and site identification.

**Estimated Funding Request:** **\$45,000,000**

# Pojoaque Valley Community Center

Project Description: Acquire land for, planning, design, construction and equipping of a new community center for the Pojoaque Valley.

Project Benefits: Provide a community facility for residents in the Pojoaque Valley.

Existing Funding: \$00.00

ICIP Priority Rank: 2                      Commission District: 1

Current Status/Project Readiness: N/A

**Estimated Funding Request: \$250,000**

# Santa Fe County Fair Grounds

Project Description: Planning, design, engineering and construction of new facilities and infrastructure for the Fair Grounds.

Project Benefit: Provide enhanced/functional facilities for use by County residents.

Existing Funding: \$00.00

ICIP Priority Rank: 2                      Commission District: 5

Current Status/Readiness: Master Plan Developed

**Estimated Funding Request: \$500,000**



# Edgewood Senior Center

**Project Description:** Planning, design, construction and equipping of a new addition to the Edgewood Senior Center.

**Project Benefits:** Provide a functional addition for senior resident activities at the senior center.

**Existing Funding:** \$00.00

**ICIP Priority Rank:** 3      **Commission District:** 3

**Current Status/Readiness:** Preliminary programming and floor plan developed.

**Estimated Funding Request:** **\$395,000**

# Adult Detention Facility

Project Description: Interior/exterior facility upgrades.

Project Benefits: Improvements to enhance and provide for the safety and welfare of individuals who are incarcerated, employees, and visitors of the facility.

Existing Funding: \$00.00

ICIP Priority Rank: 1

Commission District: CW

Current Status/Readiness: N/A

**Estimated Funding Request: \$1,000,000**

# County Housing Sites/Community Centers

Project Description: Construct improvements and code upgrades to community centers located within County housing sites.

Project Benefit: Provide safe and functional community center locations to residents of various housing sites.

Existing Funding: \$00.00

ICIP Priority Rank: 1

Commission District: CW

Current Status/Readiness: N/A

**Estimated Funding Request: \$250,000**

# County Housing Site Upgrades

**Project Description:** Construct improvements including road, parking areas and housing units at various housing sites throughout the County.

**Project Benefit:** Provide safe and functional housing sites for residents.

**Existing Funding:** \$00.00

**ICIP Priority Rank:** 1                      **Commission District:** CW

**Current Status/Readiness:** N/A

**Estimated Funding Request:** **\$200,000**

# El Rancho Community Center Addition

Project Description: Planning, design and construction of a new addition to the arts and crafts room/dining area of the community center.

Project Benefit: Provide for functional use of areas utilized by the senior program currently available at the center.

Existing Funding: \$00.00

ICIP Priority Rank: NONE

Commission District: 1

Current Status/Readiness: N/A

**Estimated Funding Request: \$370,000**

# Road Projects

- ◆ CR 55A Low Water Crossing
- ◆ CR 42
- ◆ La Puebla Drainage Basin
- ◆ CR 88B
- ◆ CR 48A
- ◆ CR 88
- ◆ CR 44 A-B

# CR 55A Low Water Crossing

Project Description: Low water crossing and base-course improvements in the vicinity of the community of Cerrillos.

Project Benefits: Improved roadway for residents.

Existing Funding: \$00.00 – State Appropriation

ICIP Priority Rank: 2                      Commission District: 3

**Estimated Funding Request: \$150,000**

# CR 42

**Project Description:** 5.0 miles of paving and drainage improvements in the Cerrillos/Galisteo area of Santa Fe County.

**Project Benefits:** Improved roadway for residents.

**Existing Funding:** \$00.00 – State Appropriation

**ICIP Priority Rank:** 3                      **Commission District:** 3

**Estimated Funding Request:** **\$325,000**



# La Puebla Drainage Basin

**Project Description:** Construction of a new water retention basin within the community of La Puebla in northern Santa Fe County.

**Project Benefits:** Improved safety upgrade for residents.

**Existing Funding:** \$00.00 – State Appropriation

**ICIP Priority Rank:** 5      **Commission District:** 1

**Estimated Funding Request:** **\$235,000**

# CR 88B

Project Description: 55 miles of drainage and paving improvements in the community of La Puebla.

Project Benefits: Improved roadway for residents.

Existing Funding: \$00.00 – State Appropriation

ICIP Priority Rank: 6                      Commission District: 1

**Estimated Funding Request: \$121,000**

# CR 48A

Project Description: .79 miles of drainage and paving improvements to Camino Bajo (CR48A).

Project Benefits: Improved roadway for residents.

Existing Funding: \$00.00 – State Appropriation

ICIP Priority Rank: 7                      Commission District: 5

**Estimated Funding Request: \$176,000**

# CR 88 (La Puebla Road)

Project Description: 3.0 miles of milling and repaving improvements to CR88 located within the community of La Puebla.

Project Benefits: Improved roadway for residents.

Existing Funding: \$00.00 – State Appropriation

ICIP Priority Rank: 9                      Commission District: 1

**Estimated Funding Request: \$100,000**

# CR 44 A-B

Project Description: 1.54 miles of basecourse and stabilization improvement in the Highway 14 – San Marcos Area.

Project Benefits: Improved roadway for residents.

Existing Funding: \$00.00 – State Appropriation

ICIP Priority Rank: 10      Commission District: 5

**Estimated Funding Request: \$28,000**