

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
January 12, 2021

Henry Roybal, Chair - District 1
Rudy Garcia - District 3
Anna T. Hamilton - District 4
Anna Hansen - District 2
Hank Hughes - District 5

SFC CLERK RECORDED 02/11/2021

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1. **A.** This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:00 p.m. by Chair Henry Roybal.

In accordance with the Public Health Emergency Order issued by the State of New Mexico, this meeting was conducted on a platform for video and audio meetings.

[For clarity purposes, repetitive identification and confirmations of those on the phone have been eliminated and/or condensed in this transcript.]

B. Roll Call

Roll was called by County Clerk Katharine Clark and indicated the presence of a quorum as follows:

Members Present:

Commissioner Henry Roybal, Chair
Commissioner Anna Hansen
Commissioner Rudy Garcia
Commissioner Anna Hamilton
Commissioner Hank Hughes

Members Excused:

None

- C. Pledge of Allegiance**
D. State Pledge
E. Moment of Reflection

The Pledge of Allegiance and the State Pledge were led by Chair Roybal and the Moment of Reflection by Jessica Rodarte of the Sheriff's Office.

Commissioner Hansen requested a moment of silence for photographer and author George Ancona.

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1. F. Approval of Agenda

CHAIR ROYBAL: Are there any changes to the agenda?

COMMISSIONER HAMILTON: Mr. Chair.

CHAIR ROYBAL: Yes, Commissioner Hamilton.

COMMISSIONER HAMILTON: One thing, could I request that item 6. C, our past firefighter, Isaac Garcia, be moved to any place that's convenient at the beginning of the meeting.

CHAIR ROYBAL: Okay. How about we move it to right after the Consent Agenda?

COMMISSIONER HAMILTON: That would be fabulous. Thank you very, very much, Mr. Chair.

GREG SHAFFER (County Attorney): Mr. Chair, Manager Miller asked me to deliver the limited changes to the agenda, if you would entertain my doing so. She has a conflicting meeting.

CHAIR ROYBAL: Absolutely, sir.

MR. SHAFFER: Thank you, Mr. Chair, Commissioners. The initial agenda for the meeting was posted last Tuesday, January 5th. An amended agenda was posted on Friday, January 8th. The limited substantive changes were as follows: item 5. G was added to the agenda. This is a letter of appreciation to our congressional delegation concerning enactment of amendments to the Aamodt Litigation Settlement Act to conform the act to the 611(g) agreement. In addition, item 7. A. 1, potential intervention in Public Regulation Commission case #19-00234-UT was added to the agenda under Matters from the County Attorney, executive session. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you for those updates, Attorney Shaffer. So we do have some amendments to the agenda. Do I hear a motion to approve with those amendments?

COMMISSIONER HUGHES: I make a motion to approve the agenda.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: So we have a motion from Commissioner Hughes and a second from Commissioner Hamilton. I'm going to go to a roll call vote.

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

G. Approval of Minutes: December 15, 2020 Regular Board of County Commission Meeting

CHAIR ROYBAL: Do we have any changes? Commissioner Hansen.

COMMISSIONER HANSEN: I would like to move to approve with changes.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: The changes have been sent to the stenographer, is that correct?

COMMISSIONER HANSEN: The process is I talk to her after the meeting and will most likely speak with her tomorrow.

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CHAIR ROYBAL: Okay, so we have a motion from Commissioner Hansen and a second from Commissioner Hamilton. I'm going to go to a roll call vote.

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

2. CONSENT AGENDA

- A. Resolution No. 2021-001, a Resolution Requesting an Increase to the Alcohol Program Fund (241) in the Amount of \$233,000 to Budget the DWI Grant #21-D-G-27 from the State of New Mexico Department of Finance and Administration Local Government Division (Finance Division/Yvonne S. Herrera)**
- B. Resolution No. 2021-002, a Resolution Confirming and Ratifying the County Manager's Authority to Approve and Sign Grant SAP 20-E3239-GF for the Romero Park Area Waterline System Extension and Designating an Official Representative(s) as a Point(s) of Contact for Such Grant (Finance Division/Yvonne S. Herrera)**

CHAIR ROYBAL: Are there any Commissioners that need further explanation on any of these items?

COMMISSIONER HUGHES: Yes, Mr. Chair.

CHAIR ROYBAL: Commissioner Hughes, go ahead, sir.

COMMISSIONER HUGHES: Yes, I just wanted to know for my own information – everybody else may know this – what the \$233,000 in the DWI grant is actually paying for. I saw it is consulting services, and I just don't know enough about that program but I was wondering what service that's going to be.

CHAIR ROYBAL: Okay, Commissioner. Did you want to pull this item or do you want to just get a quick answer on that?

COMMISSIONER HUGHES: A quick answer is fine.

CHAIR ROYBAL: Okay. So do we have someone from staff that can answer Commissioner Hughes's question please?

CHANELLE DELGADO (DWI Program Manager): Good afternoon, Chairman Roybal, Commissioner Hughes and other Commissioners. The majority of this funding will be allocated to expand existing program services for youth and adults here in Santa Fe County.

COMMISSIONER HUGHES: So do we have a consultant who provides that service? Is that how that works?

MS. DELGADO: We have various contractors who will be providing the services throughout the community.

COMMISSIONER HUGHES: Okay. Well, at some point I think I should get together and learn all about that without taking up too much more time here.

MS. DELGADO: Absolutely. I'd be happy to send you the allocations and where they're delegated.

COMMISSIONER HUGHES: That would be very helpful. Thank you.

CHAIR ROYBAL: Thank you, Ms. Delgado. Thank you Commissioner Hughes. Are there any other questions? If not, what's the pleasure of the Board?

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COMMISSIONER HUGHES: I move for approval of the Consent

Agenda.

CHAIR ROYBAL: So we have a motion from Commissioner Hughes. Do I hear a second?

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: And a second from Commissioner Hamilton. I'm going to go to a roll call vote.

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

6. C. Proclamation Proclaiming January 12, 2021, "Isaac Garcia Day" and Naming the Agua Fria Fire District Training Tower the "Isaac Garcia Training Tower"

CHAIR ROYBAL: I'm going to go to Commissioner Hamilton.

COMMISSIONER HAMILTON: Thank you very much, Mr. Chair. It really means a lot to me to join my fellow firefighters and Commissioner Hansen to honor Isaac Garcia. He was one of our best and most beloved emergency responders and a member of the Glorieta community. We consider Isaac one of our own up here in Glorieta but of course the training tower to be named for him is in Commissioner Hansen's district and she's been very gracious in working with us on this.

I'm grateful to have met and had the opportunity to work with Isaac. In addition to all his accomplishments, which I'm going to let other people who he was very dear to speak to, he was just the nicest, most delightful person to work with. I'm frankly really proud to serve in the same volunteer department where Isaac started.

There are many firefighters and EMTs still at Glorieta Pass who worked with him and loved him, and some of them even responded on the sad day that he passed. They are all tuned in right now to hear this tribute and to indirectly express their respect and their fond memories, and in fact our assistant chief, Jane McSweeney emailed me a paragraph. She knew Isaac for quite a while. It's very, very brief and I'd like to read it. "The members of Glorieta Pass Fire and Rescue were proud that one of our deceased members, Isaac Garcia is being honored today by naming the Agua Fria fire training tower after Isaac. He was always training and willing to learn more no matter the location. At Pecos Ambulance, Glorieta Fire Station, the County fire station and Community College. He took so many classes. He would even teach us when he could. One time – this is Assistant Chief McSweeney – I was in the pool doing laps with him. I asked how do you hold your breath for so long. He showed me but I still could not stay under as long as he could. He must have been part fish. He did teach me how to swim faster. He touched so many lives in his short time with us. May every firefighter who enters those tower walls be blessed and protected by god. We'll miss Isaac, his big smile and gentle heart. We ask God to bless his family. I'm proud to call him friend and one of our Fire Department's sons."

I also want to mention that the two Commissioners that are bringing this forward that this was done with his firefighter colleagues at Santa Fe County, and so I really want to thank Firefighter/EMT Garrett Allen and Assistant Chief Jacob Black for going to the

effort to do this. It's incredibly meaningful, obviously, to all of us. And before I – I also want to thank our recently retired Chief Erik Litzenberg and our acting chief in the interim, Bobby Montoya, and our current chief, Jackie Lindsey. I heard this is a really wonderful introduction to how proud we are of our Fire Department. And I guess with that, just turn it over first to Assistant Chief Black to whatever he cares to do to speak to proclamation and we'll read it if you care to, or however you would like to handle this. Thank you so much, Assistant Chief Black.

JACOB BLACK (Fire Department): Mr. Chair, Commissioner Hamilton, thank you. Thank you, Commissioners, for taking the time to recognize and honor Isaac Garcia. Isaac was truly an incredible human being. He was a fixture not only for our Fire Department but in the community as well. He moved from being a volunteer member of our team to a career member at a critical time in the department's history. He participated in one of the first EMT street-ready classes in the State of New Mexico, which was a huge accomplishment for fire and EMS across the state.

Firefighter Garcia set a high bar for himself and others. He dedicated himself to learning and improving. It's fitting to name the training tower after him as he loved to train, and he passed prior to us building and constructing this facility, and if he was still here today I'm sure that it would be nearly impossible to get him off of that training tower.

We will be placing a plaque on the building to permanently recognize and honor him. And also, thank you for declaring today as Isaac Garcia Day. It's very fitting as you see on the screen right now his badge number was 112. So it's fitting that today being January 12th is his day because that was his badge number. Declaring today as Isaac Garcia Day will allow the citizens of Santa Fe County to remember one of our most influential and positive firefighters in our county's history. Thank you, Mr. Chair and Commissioners, for all of your hard work. If Firefighter Garrett Allen is on I would like to open the floor to him as he has some things to share regarding Isaac.

[Mr. Allen had not yet joined the meeting.]

COMMISSIONER HAMILTON: Chief Black, do you have anybody who would like to take a moment at this time?

ASSISTANT CHIEF BLACK: Commissioner Hamilton, I do not. However, I do have the proclamation, which if you'd like for me to read, I could go ahead and read that.

COMMISSIONER HAMILTON: That would be appreciated.

ASSISTANT CHIEF BLACK: The proclamation reads: Santa Fe County proclamation proclaiming January 12, 2021 Isaac Garcia Day and naming the Agua Fria Fire District Training Tower be Isaac Garcia training tower.

Whereas, Isaac Garcia was born on November 15, 1986, and he grew up in Glorieta, New Mexico, with his beloved family: Mother, Stephanie Garcia of Glorieta, Father, Harry Garcia of Tokyo, and his siblings, Jesse, Gina, Riyah and Juliette, of Santa Fe, and Leyna of Tokyo. Isaac joined the Glorieta Pass Volunteer Fire District as a volunteer cadet at the age of 16 and was so dedicated to his goals that his mother often had to drive him to meetings because he was too young to drive himself. And he was among the youngest members of Atalaya Search and Rescue with aspirations of becoming a pararescueman – PJ – special forces member, and more. And he played

trumpet and marimba in various local bands at this young age, and received the team treasurer's award. He also achieved an associate's degree in leadership and outdoor education from Santa Fe Community College, certification in outdoor leadership school, course of medical professionals, the Boss survival course, and a lifeguard certification.

Isaac secured his spot as a career firefighter with the Santa Fe County Fire Department in 2007 adopting C-112 as his crew number, and he became an EMT-Intermediate Firefighter later in his career. In his off time he was an avid outdoorsman, skier, backpacker, ice climber, mountain climber, swimmer, mountain biker and tri-athlete.

Isaac lived to give back to others and was one of those people who light up the room when he was in it. He had an obvious impact on all of our Santa Fe County Fire Department career and volunteer members and those who knew him. Isaac passed away on August 16, 2012 at his home of an aortic dissection. When he exhibited symptoms of an aortic dissection, members of County Med 80 from Glorieta Pass responded to one of their own but despite heroic lifesaving efforts Isaac passed away. Once he had passed before his service as tradition members pulled shifts to ensure his body was never left alone. His passing left a significant impact on all those who worked beside him, but to this day their spirits can be lifted by the mention of his name.

In honor of Isaac's dedication and acknowledgement of the importance of proper training, Santa Fe County Fire Department would like to unite their mission and Isaac's memory by designating the Agua Fria Fire District's training tower in his name. Every new cadet as well as our current leaders have had their start at the Agua Fria Fire District. Having Isaac's name on the Agua Fria Fire District's training tower will allow first responders to reflect on what being a first responder means to them and to the people they serve and love.

Now, therefore, let it be proclaimed by the Board of County Commissioners of Santa Fe County that the fire training tower at Agua Fria Fire District, where traditions have been born throughout the years be named Isaac Garcia Training Tower, and forever be Isaac's home. Be it further proclaimed by the Board of County Commissioners of Santa Fe County that we proclaim January 12, 2021 as Isaac Garcia Day. Mr. Chair, Commissioners, thank you.

COMMISSIONER HAMILTON: Thank you so much. Mr. Chair, if I could confirm, Commissioner Hansen, I'm really grateful you cosponsored this. The training tower is in your district and it will be used by the entire Fire Department.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, Commissioner Hamilton and Chair Roybal. I can see from the pictures that Isaac was very well loved by his friends and coworkers and I am grateful to his service and dedication to Santa Fe County. I think that it is completely appropriate that this training facility be named after him. It's an important part of our community. I know that as we move forward that our training facility and the fire station there will grow and expand. So having his name on there will keep his energy, passions and his love for the community alive. So thank you very much.

CHAIR ROYBAL: Thank you, Commissioner Hansen, and thank you both for bringing this forward, and the firefighters who brought it forward. I'm honored to be here today and to recognize our Isaac and his accomplishments. It appears by his

birthday that he was probably in his early thirties, way too young.

COMMISSIONER HAMILTON: He was 25.

CHAIR ROYBAL: He was 25. Just the accomplishments that he did in his young life should be an inspiration to us all. So thank you.

COMMISSIONER HAMILTON: Mr. Chair, I see Garrett Allen is on. I'd love to give him a minute, because he really, along with Assistant Chief Black was the person to bring this forward and this means so much to us. So if you don't mind.

CHAIR ROYBAL: Absolutely. Mr. Allen.

GARRETT ALLEN (Fire Department): Hello. I do want to first off begin by saying thank you from the bottom of my heart. As you all understand, it means a great deal not just to me but to every individual who ever met Isaac. He was – well, you know, as they've said before, he broke the mold. I know as a fact that he would be moved beyond words to know that so many years after his passing people still felt strongly enough about his life and all that he brought to those who had the chance to meet him, that we still care so much about him to honor him in this way. I'm deeply grateful to everybody on the Board of Commissioners to take this step and honor not just Isaac but his family.

I apologize for joining in this meeting a little bit late. I had a couple technical glitches so I was getting those ironed out. So I apologize if I'm speaking on things that have already been addressed, but to dovetail Isaac's name with the Santa Fe County Fire Department's training tower is really an ideal combination because as you know from hearing this measure addressed, putting your best foot forward meant so much to Isaac, which is kind of funny because if you ever saw him march it was kind of hard to tell which his best foot was.

But he always endeavored to help people. He knew that he had second chance after second chance in his own personal life and he felt like that was not without purpose. He knew that he was here to give back to people and that's what he endeavored to do. With the Fire Department it's pretty difficult to give back without training because we need to know what we're doing when we're out there answering the call.

So to be able to combine the memory of Isaac with our greater goal of training to be ready for the community when people call on us to help them is such a wonderful way to honor Isaac. I'm just very proud and thrilled to see all of this coming about. It took a lot of effort and initiative on people's free time and none of that is lost on us. We're very grateful. There are many ways that Isaac's name is living on. My youngest son is named after Isaac. We have another member in our Fire Department who his youngest son is named after Isaac as well, so this training tower is one more way to carry this on. So without rambling any longer and taking up anybody's time I know there are a lot of topics on the agenda, so I'll step out and just say thanks. I am deeply, deeply grateful.

COMMISSIONER HAMILTON: Thank you so much. Mr. Chair, just one more thing I wanted to add. Apparently, the very amazing thing – the County has been getting phone calls all morning, not just from people around the county and around the state but from around the country, to get the word to be able to call and watch this. I assume after just a few firefighters and family members posted this, I just think that's a real testament to how important this is to everybody. I take it as a reflection of my level of gratitude that you all in the Fire Department brought this forward, my request to my

fellow Commissioners to pass this. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Hamilton, and enough can't be said. Being here today and just honoring one of our neighborhood heroes, I think that all of our firefighters and police personnel that protect our communities are exactly that. So we really appreciate that and I wish that we still had Isaac but I'm glad that we're able to honor him in this way. So thank you. So with that – was that a motion from you, Commissioner Hamilton?

COMMISSIONER HAMILTON: Yes, I would love to make the motion. I see that Commissioner Garcia and Commissioner Hughes may have wanted to say something but if now is the right time I would like to move to approve this proclamation.

COMMISSIONER GARCIA: Second.

CHAIR ROYBAL: And we have a second.

COMMISSIONER HANSEN: I'd like to second the motion.

CHAIR ROYBAL: Okay, since Commissioner Hansen was the co-sponsor, if that's okay with you, Commissioner Garcia, to have Commissioner Hansen to second that. I guess we're okay with multiple seconds. At any rate, I do want to go under discussion. I think everybody wants to make the motion and the second, but I do want to go under discussion and go to Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Mr. Chair. Commissioner Hamilton, thank you for bringing this forward. Great thing. Mr. Allen, thank you for the kind words that you did for Mr. Isaac Garcia. I think this is actually very important and this is great. It's sad that he's not here as Commissioner Roybal said. So to get some kind words like that from McSweeney. McSweeney was in 1993, 1995, he was involved in the Fire Department in Santa Fe County for many, many years and to get some good accolades from McSweeney, great job. And to his family, thank you for lending him to Santa Fe County and to the residents of the county. I appreciate that. This is a great proclamation. I appreciate that, Commissioner Hamilton. Thank you, Mr. Isaac Garcia. Great last name as well as thank you for his family. Appreciate that. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Garcia. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Mr. Chair. I don't know what I could possibly add to what's been said. I think this is a wonderful proclamation. I know that I met Isaac a few times during his life but I didn't know him well, but I think it's a great tribute to him and to the Garcia family that his name can live on as an inspiration to other people. And as I think you said, Mr. Chair, to have accomplished so much in a short life is really amazing. And so I'm very happy to support this proclamation. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hughes. Are there any other comments from any other Commissioners? I do want to go ahead and ask if there's anybody in this audience that would like to say something as well. Tessa, if you could unmute everybody. I'll just listen to see if there's anybody that would like to speak. Is there anybody that would like to speak to this proclamation today? Okay. Hearing none, we do have a motion and a second. So I'm going to go to a roll call vote.

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

3. MISCELLANEOUS ACTION ITEMS

A. Resolution No. 2021-003, a Resolution Requesting Budget Adjustments in the Amount of \$653,136 in Various Funds to Account for Prior Year Transactions Affecting Capital Outlay Amounts Included in the FY2021 Budget

YVONNE HERRERA (Finance Director): Good afternoon, Chair Roybal, Commissioners. I am here before you to request the budget adjustment, BAR, to correct the list of funds within the request as a result of actually a bunch of reasons. This is actually going to be the final adjustment to correct the budget as well as the encumbrances related to transactions that we needed to pull back into fiscal year 20 that had occurred now in fiscal year 21.

At the end of fiscal year 20 capital outlay purchase orders were rolled forward into fiscal year 21. The County operates on a modified accrual basis, which means expenses are booked in the fiscal year that the activity occurs. During the month of August and September the accounts payable section identifies expenditures related to activities that took place in fiscal year 20 but were not paid until fiscal year 21. To accurately account for the expenditures on the modified accrual basis of the County for the purposes of the financial statements the expenditures are recorded back into fiscal year 20. The Finance Division carries forward all capital outlay purchase orders with outstanding balances into the next fiscal year before the year-end accrual process is complete. As a result of the accrual process, the purchase orders that we carried forward now into fiscal year 21 are inflated by the amounts we recognized as fiscal year 20 expenditures.

As a result, we have to liquidate those specific amounts on the purchase orders because during the accrual process we are unable to actually liquidate the PO before we actually roll it forward. Through the liquidation process the budget becomes available for the originating department to utilize in fiscal year 21 which is incorrect. The freed-up budget in fiscal year 21 must be reduced to avoid the County over-budgeting and over-spending in the affected capital projects. Now, I want to make sure to clarify that the original budget for any of these specific projects was not reduced overall; it was just correcting the amount, the available budget based upon what was actually – what had actually transacted. And with that, Chair Roybal, Commissioners, I stand for any questions.

CHAIR ROYBAL: Okay. Thank you, Director Herrera. Do we have any questions for Director Herrera? Commissioner Garcia.

COMMISSIONER GARCIA: Mr. Chair, thank you. Ms. Herrera, so the expiration dates on these grants for these capital outlay projects, do we have one year, two years or four years? And what is the plan for Public Works to get these executed?

MS. HERRERA: Chair Roybal, Commissioner Garcia, in this specific budget adjustment, these are all ongoing projects for – outstanding purchase orders for various projects throughout the county. So there are different terms. What we're dealing with here specifically is just correcting the budget that's available. So I don't have any specifics immediately as to the different deadlines or the appropriations for any of the

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projects, but all of these POs are still ongoing. I'm sorry; the projects are still ongoing for these adjustments.

COMMISSIONER GARCIA: Thank you, Mr. Chair. Thank you, Yvonne. We'll get together soon. Appreciate that, Mr. Chair. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Garcia. So I'm going to go to Manager Miller.

KATHERINE MILLER (County Manager): Mr. Chair, I would recommend when we get to reports we perhaps can have Gary or someone from Public Works staff go over the Public Works report a little bit. If you look in the back of the packet we have all the projects that are ongoing. There's a list of projects. It gives what the project is, who the project manager is, how much is budgeted for it and the current status of it, and that might be a good opportunity for Gary and his staff to address Commissioner Garcia's question.

CHAIR ROYBAL: Okay. Thank you. Are there any other questions from Commissioners? Comments? Okay, I don't see any hands up, so what's the pleasure of the Board?

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

CHAIR ROYBAL: So we have a motion from Commissioner Garcia.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: And a second from Commissioner Hamilton. I'll go to a roll call vote.

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

3. B. Resolution No. 2021-004, a Resolution Requesting a Budget Increase to the State Special Appropriation Fund (318) in the Amount of \$415,000 to Budget Two Grants Received from the State of New Mexico

MS. HERRERA: Thank you, Chair Roybal, Commissioners. I'm here before you to request a budget adjustment to budget the two grants that we received during the 2020 legislative session. Grant #20-E2730 was appropriated to plan, design, construct and replace the roof at the Esperanza Shelter in the amount of \$90,000. The grant was executed on November 29, 2020. This is new funding that did not previously exist and the item is not on the County's ICIP list. The appropriation period for the grant expires on June 30, 2024.

And the second grant, #20-E2723, was appropriated to plan, design, construct, purchase, equip and install photovoltaic units and electric vehicle charging stations for Public Safety and community facilities within the county in the amount of \$325,000. The grant was executed as well on November 29, 2020. This was new funding which didn't exist. The item is on the ICIP list for the County as project ID 351672020-001. The total project cost is estimated to be \$2.5 million. The County has already received funding for this project under grant #19-D3196 in the amount of \$505,000.

The County intends to continue requesting \$500,000 from the state through 2024 to fund the project, and the appropriation period for this specific grant expires on June 30,

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2024. And with that, Chair Roybal, Commissioners, I stand for any questions.

CHAIR ROYBAL: Do we have any questions from the Board? I'm looking for a show of hands. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, Yvonne, for bringing this forward. I want to thank the New Mexico legislature and I want to thank the County for accepting these grants, especially the grant for the Esperanza domestic violence shelter which is in my district. This is something that is very needed. I'm hoping that at some point we can also put solar energy on their building, but at the moment getting them a new roof is a very good beginning.

And so I am grateful to the legislature for appropriating this. I'm also extremely grateful to the legislature for the photovoltaic electric charging stations, which I think is incredibly imperative to have them as soon as possible. We want to encourage people to be buying electric cars, but without charging stations and without connections it is not very possible for people to feel secure when buying an electric vehicle. So this is just one more step in the green vision and the green movement to help restore our planet and reduce global warming, and reduce the impacts to our drying world. So I want to also again thank the legislators for recognizing this important project in Santa Fe County. And with that I move to approve.

CHAIR ROYBAL: Okay. Thank you, Commissioner Hansen. We have a motion for approval.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: And a second from Commissioner Hamilton. Under discussion, is there anything else from Commissioners under discussion? Commissioner Garcia.

COMMISSIONER GARCIA: Mr. Chair, thank you. Really quick, I'd like to know, the \$325,000 from this grant, what's the plan for Public Works to get it moving forward? I know Gary will address that. And also where are we at with the \$505,000 that we received? Have we spent that money, and what's the plan for that stuff? I know Gary will talk to us about that a little bit later, but with that I'd vote for approval as well, Mr. Chair. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Garcia. So we do have a motion and a second and a reiterated motion for approval from Commissioner Garcia. I'm going to go to a roll call vote. Commissioner Hughes, did you have a question, sir?

COMMISSIONER HUGHES: No. I'm fine.

CHAIR ROYBAL: Okay. So I'm going to go to a roll call vote.

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

4. MATTERS OF PUBLIC CONCERN

CHAIR ROYBAL: I'm going to see first – I want to see how many people that we have from the public that would like to address the Commission. Tessa, can we unmute just for a moment?

TESSA JO MASCARENAS (Operations Manager): Sure. Mr. Chair, so far we have three people that have signed up and I will unmute now.

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CHAIR ROYBAL: Okay, is there anybody else from the public? If you could state your name.

BEVERLY DURAN CASH: My name is Beverly Duran Cash.

CHAIR ROYBAL: Beverly Duran Cash. Is there anybody else from the public that would like to address the Commission?

DAVE NEAL: Yes. Dave Neal.

CHAIR ROYBAL: And Dave Neal. Anybody else from the public?

CARL TRUJILLO: Chairman Roybal, I've given my name so hopefully that's already included. This is Carl Trujillo.

CHAIR ROYBAL: Yes. I believe so.

KENNY KALFIN: Do you have Kenny Kalfin?

CHAIR ROYBAL: We do not yet.

MR. KALFIN: My name is Kenny Kalfin.

CHAIR ROYBAL: Okay. Thank you, Mr. Kalfin. Is there anybody else from the public that would like to address the Commission? Okay. So how many is that, Tessa Jo? Is that five or six?

MS. MASCARENAS: We have six.

CHAIR ROYBAL: Six. I'm going to go ahead and allot five minutes for the conversation. Typically we do less than that but six is going to be little over 20 minutes, but I'll go ahead and allot five minutes. If we could not be repetitive. If a lot of the comments are repetitive – I'm not sure if they're on the same issues or different issues, but if they are on the same issue, if we could try not to be repetitive, just so we can save time. As long as somebody's brought forward that concern. If we could do that I'd appreciate it. So we're going to go ahead and start with our first speaker. If you can call out our first one, Tessa Jo.

MS. MASCARENAS: Our first speaker is Representative Carl Trujillo.

CARL TRUJILLO: Thank you, Tessa and Chairman Roybal and Commissioners. Thank you for giving me this opportunity to speak. Today I'll be speaking on the road settlement agreements that Santa Fe County has sent out the maps on. I'll give a little bit of history back here. The road settlement talks between Santa Fe County and the federal government and the four pueblos of Nambe, Pojoaque, San Ildefonso and Tesuque took place between mid-2017 and into early 2018. Around this same time Santa Fe County had a few public meetings in the Pojoaque Valley. Some of the main talking points Santa Fe County conveyed to the property owners at this meeting were as follows: 1) Santa Fe County would work to minimize the amount of gap issues for the Santa Fe County private property residents. I was at all of these meetings as were many residents here as well. 2) Santa Fe County would enjoy 198 years of ROWs with the agreements and that the county residents without a gap would enjoy 198 years as well. County residents that did have a gap would be able to have road assignments in these gap areas for 35 years from the specific pueblos and be reassigned to them for the time limit of up to 198 years, the same period that Santa Fe County had negotiated for their roads. The 35-year gap road agreements between the property owner and the pueblos would allow for homeowners to acquire title insurance with ingress and egress guarantees since most mortgages are of a 30-year period. And, 3) County property owners would be assigned one access point for property unless it serve two or more

households, which then would be called a common access point. So most people walked away from these meetings believing they would have 198 years whether they had to negotiate with the pueblos and pave the roads or not.

Santa Fe County hired a surveyor to identify all County-maintained roads after this and geographically document these roads which also define the access point to each private property or common access point if used by two or more households, as well as the gaps where they exist. Many attempts from Santa Fe County residents were made to acquire the ongoing survey map from Santa Fe County during the last two years, including myself, only to be told that we would not have access to them until they were complete.

Finally, just in December of this last year, 2020, which we're all glad to see gone, on December 1, 2020, just a little over a month ago, Santa Fe County sends out a letter to their residents that says the County and the Pueblo – "The County and the Pueblo are finalizing the survey and the right-of-way applications necessary to implement the settlement agreement. We are writing so that you have the opportunity to review the survey map before ROW applications are submitted to the Department of Interior and provide you with information about what you can do if a gap exists between the County-maintained road and your property."

So I emailed Mr. Shaffer and attached and copied Ms. Miller and Commissioner Roybal and Mr. Giron on several emails, and one of the questions I had, for those people who do have a gap, if I go to the Nambe Pueblo road agreement here, it says, B. For any gaps, if any – and this is quoting – For any gaps if any that extend beyond the 25 feet on either side of the center line of CMR – so now you have a gap – the pueblo will provide a process for private residents to obtain a ROW pursuant to 25 CMR, part 169. The pueblo agrees that such gap roads shall be for a term up to 35 years for a nominal fee. So my question has been, it doesn't state that anything after the 35 years is guaranteed to these people after they've negotiated this gap and paid for this gap pricing with the pueblos.

This is a huge concern because I think everybody walked away from these meetings that if you did have a gap you would have the opportunity – I'm not saying that the pueblos won't grant that, but in these agreements it doesn't state that this would actually be the process for these people. And so I've not got a response back from the Count on this and I'd really like to have a response on that. I've emailed the County since December 8th on numerous of my own personal issues with two different gap issues. One of them is where I'm trying to move my access point. I've got a one to three-foot gap. But the road that parallels this property line, if you move up 20 feet, I no longer have a gap. And I've asked the County to move my access point and what is the process for me to move this access point so I would not have a gap. I've not gotten an answer to that question as well.

And so I may reach out to each one of you later to explain some of my situation. I think many people here in the community have this same issue and I'd like to see these addressed before these go to the Department of Interior here in the near future. We have asked to request a date of when you anticipate you'll be sending these. I did get an email from Mr. Shaffer finally yesterday. They said they would not be sending these applications within the next week or two. I was hoping to get a little more clarity as far as when the County would be submitting these to the Department of Interior. Thank you.

COMMISSIONER GARCIA: Mr. Chair, if I may.

CHAIR ROYBAL: Thank you, Representative Trujillo. Commissioner Garcia.

COMMISSIONER GARCIA: I know we're not supposed to have dialogue from public concern, but Representative Trujillo, Chairman Trujillo, thank you for staying involved in the community and keeping on track as to what's happening. So we appreciate you and appreciate hearing you. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Garcia. Can we get our next speaker, Tessa Jo?

MS. MASCARENAS: Yes, Mr. Chair. The next speaker is Masoud Zandavakili.

MASOUD ZANDAVAKILI: Yes, thank you so much. I think it is really appropriate at least for the Santa Fe County to extend the timeline to ROWs to the Department of Interior, especially due to COVID-19. I think the responsibility at least to give a response to the property owners such as myself that the Santa Fe County is saying that we have a gap issue. Personally, I believe the centerline that was surveyed by the surveyor company is inaccurate and it favors one property over the other property.

The second thing is I have emailed Santa Fe County, actually Santa Fe County Public Works Department emailed me on December 8th and they said they contacted the surveyor and he would notify me of the response about my question. It has been over a month and I have not received any response from the Santa Fe Public Works Department, whether the surveyor answered the question about the centerline being adjusted.

The other issue is if the settlement agreement was signed and finalized in early 2018 why were most of the private property owners notified on December 1, 2020. I receive the property tax assessment every April and I receive the property tax bill every November. So even if I got the 2018 when the same agreement was approved, the Santa Fe County had six opportunities to notify me about the settlement agreement and they failed to do so. It seems to me that when the property owners have to pay the taxes we get a notice in the mail. We get a notice to pay it. However, when there's a big issue such as this that will affect our properties they do not notify us.

So what I'm asking for is an extended time and a clear timeline when the ROWs are going to be due to the Department of Interior and furthermore, when are we going to get a clear answer from the Santa Fe County. They said they can't discuss with us and they said they would get answers for us from the surveyor company and we haven't received. Thank you so much.

CHAIR ROYBAL: Thank you, sir. Tessa, can we get our next speaker?

MS. MASCARENAS: Yes, Mr. Chair. Our next speaker is Jacob Mendez.

JACOB MENDEZ: Thank you, Mr. Chair, for the time. I have a similar gap issue on my property here in Nambe and the concern that I have is the inaccuracy – the apparent inaccuracy to me of the road centerline. As Carl mentioned earlier, the road centerline is the basis for measuring 25 feet on either side to define where a gap exists. In my particular situation the centerline, according to the survey, is excessively biased to one side of the road and it inherently creates a gap that I believe should not be there. If you look at this – and we have pictures of this. I've sent some questions that the Santa Fe

County Commissioners and also to the County Public Works Department kind of laying out this and asking some questions as to why the centerline is so biased off of the actual road that's in use. And I haven't received a response on that.

I don't think it is a good basis to use a centerline survey that is so far off of reality, because it goes against what I interpret the County's agreement with the Department of Interior and the pueblos it to minimize the number of gaps, whereas using a centerline that is so far off of the centerline of the road it's actually doing the exact opposite; it's creating a gap where there shouldn't be one.

So I think there should be some time for evaluation of these issues and at least some opportunity for the public to present their specific issues and get some answers from the County as to what recourse we have. I think that's all I had. Thanks.

CHAIR ROYBAL: Thank you, Jacob. Tessa, can we get our next speaker, please?

MS. MASCARENAS: Mr. Chair, our next speaker is Beverly Duran Cash.

MS. DURAN CASH: Thank you, Commissioner Roybal. I appreciate the time. So I'm calling in on a multiple personal situation that had happened recently. My husband, he sold a home in Santa Fe County and the surveyor Medrano of Precision Survey, he showed a gap in the entrance to that property. It was in error. When we showed all our proof, because the County told us we had to show him because he is the surveyor both for the tribes and for Santa Fe County. We showed him our proof and instead of him working with us and saying let's sit down and look at this, he basically said, that's the survey. It is what it is and I'm not going to change it.

So my husband and I had to hire a lawyer and go to the Department of Transportation and actually force him to look at the document in which he actually agreed that he made an error. But at that point when we were selling our home we asked him that he needed to correct that survey and his email to us is, I will get to it when I get to it. Fortunately, our lawyer sent a letter and had him send a letter to the title company stating that he had made this error.

Now, that's with myself being very involved in the community. If it was anybody else, what would they have done? Because I have found when we have a dispute the County will try to help if it's something that they feel they should help with. They're not readily able to go and say, well, hey, let's work with Medrano. In this situation it was on the highway, so as I said, we had to go through the Department of Transportation.

Second situation: I'm refinancing my home. Medrano, he puts on my survey that I don't allow surveyors on there because he had one point that he had full access to through pueblo land and I denied him to go on my property because he had told BIA that I had personally or my family had threatened him and I felt it was a liability. But the BIA agreed that he could go around the tribal land and check that point. Well, he put on my survey that I did not allow the survey on there and the title company rejected my request.

Now the County – I know that Mr. Shaffer, he called for me and he spoke to him, and I asked what was the problem, because in [inaudible] there's no gap. So even if they were worried about a gap on my road there was not a gap. So why was the title company refusing me and telling me, because my property wasn't surveyed, which was not true. I still haven't got an answer but I know Mr. Shaffer is going to work on that and you,

Chairman Roybal, were actually going to talk to the title company on what the issue is.

Third, my son has family property where his grandmother owned on both sides of the road in Cuyumongue in Pojoaque Pueblo. They, meaning the County, used that to make a County road that also had a small section where it was a round-about and they used to park their trucks and their work trucks and put materials there. Well, now, it's shown as a gap. So that was definitely family land. So what is the process of taking that land back if we allowed Santa Fe County to use it as a round-about, that they decided that they were not going to use it?

So those are my three personal questions, and I'd like to end with this. We not only need time, we need a process. We need a process where people have a dispute, this was something that was promised to us that we would go to the County and the County would support us against the survey who was working for both sides, and we would be able to get to a resolution. That has not taken place. And I for one feel like Santa Fe County is supposed to represent us, the taxpayers, not celebrate at community meetings at Buffalo Thunder, all the Commissioners celebrating, exchanging fruit baskets because they made an agreement, an accomplishment. Because you Commissioners respectively then have seen as an accomplishment are not living with it.

So at this point I ask the Board to step up to the plate and do as you promised for these property tax owners and payers. Please give us a process and work with us and represent us so that when there is a very visual discrepancy we have that support. Thank you.

CHAIR ROYBAL: Thank you, Ms. Duran Cash. Can we get our next speaker, Tessa?

MS. MASCARENAS: Yes, Mr. Chair. Our next speaker is Dave Neal.

MR. NEAL: Good afternoon, Commissioners. In 1934 there was court decree that was issued that specifically stated that in the Nambe Pueblo the defendants, being the people who are non-pueblo members shall be permanently entitled to the use of the roads upon said grant. The whole issue about these settlement agreements bothers me a little bit because of that decree that apparently looks like the County has decided to ignore. Now, having said that, I'm going to move on to San I. Back in early December, I sent a request for some right-of-way drawings from the County. I noticed that the right-of-way drawings from the County along the red side were Nambe and Pojoaque but not for San I. And I find that rather curious, because I know for a fact, personally, there are some problems with the survey that was done by Medrano Precision Survey, originally which was a boundary survey. Which leads to the next problem.

There is a difference between a boundary survey and a right-of-way survey in the State of New Mexico when it comes to determining what information is considered in determining a right-of-way. If the County is planning to transfer these roads to the BIA, that, my friend, is a right-of-way. I don't believe that the surveys that have been done by Precision Survey – and again, I may be wrong – I don't think they were done to the standards of New Mexico.

Now the other thing we see here, there was a gentleman earlier on, I believe it was Diego Gomez, that was trying to meet with the various people within San Ildefonso to talk about the access points and the gaps and he was sitting down with everybody to do that. I don't think that he was able to complete that process which is one of the reasons I

really believe and support Beverly Duran Cash's mention of having a process by which we can determine if a person's property has actually got a gap or in fact it's got an access point. I know for a fact in Nambe there is a person who did not sign up allowing the County to transfer his rights to the BIA for property that he owns.

And finally, I have another question I have to ask. It's kind of an interesting one. When the County decides to take away a person's piece of property and use it for the intent of the County, which would then be in this case a right-of-way on a piece of personal property land, isn't that considered taking away a piece of the property that the owner can no longer use because it now belongs to the County? How does the tax assessor adjust the property acreage to indicate that change? It doesn't seem like it's right to allow the County to take away some acreage from the owner, if you will, to be used for County purposes and not allow him to adjust his actual acreage.

Now, I am anxious to see the County put up on their website the road surveys that they have for San I because it got them for Nambe, and they've had them for Pojoaque, but they do not have it up there for San I. And what bothers me a little bit more is that I do know the County through Tierra West has already got construction drawings to build the roads and sewer line. So I think it's only fair to the residents that they have an opportunity to look at the actual County road maps to see if they agree with it. Because I'd hate to go into construction and then have litigation because the constructor is trespassing on private property. With that I am done. Thank you.

CHAIR ROYBAL: Thank you, Mr. Neal. Tessa, was that our last speaker or do we one more?

MS. MASCARENAS: We have one more. Mr. Kenny E. Kalfin.

CHAIR ROYBAL: Mr. Kalfin.

MR. KALFIN: Thank you for your time this afternoon. I'm a resident of Pojoaque and have been a taxpaying resident for 28 years. I recently as everybody else received a letter with regards to the road settlement agreement at the beginning of December. On it it indicated that my point of access was a gap. I'm not sure if that's correct or not. The irony of this gap is that sometime I believe between 2005 and 2008 my property was flooded and I called the Director of Public Works, Mr. James Lujan, who came out to my house, visited with me, and told me that he would recommend that the County move my point of access approximately 150 feet, 200 feet, south on my road, which the County installed a culvert in an arroyo that runs along my property line, and that's what's created the gap.

My original driveway – I'm not sure because it's not on the survey, would be a gap or not. I do have another point of access that clearly would not be a gap that I could move my driveway to but I don't know who to speak to about it and the irony, as I said, is that this gap was created by the County itself by moving my driveway 150, 200 feet further south down my road. Who do I speak to in order to resolve the issue? So you can hear that the gap was created by the County moving my point of access and a culvert, approximately 150 feet down my road to eliminate a flooding problem that I was having at my house. This was done by the County. I didn't put the culvert in. They moved my existing point of access and the culvert down the arroyo and created what could be a gap. I'm not sure if it is a gap or not. I have an alternative site that's back towards the old driveway and access point that I could move but I have no idea what the process is to

move my driveway and eliminate the existing gap.

CHAIR ROYBAL: Okay. Thank you for your comments, Mr. Kalfin and if we do have staff that Mr. Kalfin has reached out to I'd like for us to get back to him.

MR. KALFIN: Well, I haven't reached out to staff. I've spoke with the County Attorney. My attorney called him and spoke with him. Actually, we called Mr. Giron in Public Works and he forwarded it to the County Attorney who really had nothing to say other than he agreed that 35 years was a very short period of time for an access point or a right-of-way. That's the other question I have is whether or not the right-of-way is for 35 years or is it as Mr. Trujillo said, would it be for 198 years?

CHAIR ROYBAL: Okay. Those are questions we don't answer during public comment but if we could have – staff, or Tessa, if you can send a message to Mr. Kalfin so he can know which appropriate staff, if we can have staff reach out to him, I'd appreciate that, with those answers.

MS. MASCARENAS: Mr. Chair, absolutely.

CHAIR ROYBAL: Thank you. I'll ask one more time if there's anybody from the public that would like to address the Commission that hasn't spoken yet. Okay, hearing none, we're going to go ahead and close public comments, or Matters of Public Concern.

MANAGER MILLER: Mr. Chair, before we go on, I think Mr. Shaffer had some comments relative to some of the public concerns that were brought up. It might be helpful to the Board and to those who are on the meeting. So could he make those comments?

CHAIR ROYBAL: Absolutely.

MANAGER MILLER: Thank you.

COMMISSIONER GARCIA: Mr. Chair and Greg, I don't know if that's appropriate or not, but I'm okay with Greg talking about it, but that's public comment, so we're opening up a can of worms as into – you can talk about this, not talk about this, for public concern. But I'm okay with it for today. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Garcia. Attorney Shaffer.

MR. SHAFFER: Thank you, Mr. Chair, and to be clear, I'm not going to talk about any particular property owner's particular issues. Rather, the County Manager asked me to generally describe a process and public outreach. And so with regard to the public outreach, as various members of the public recognized the County sent out letters to all property owners within the pueblos of Nambe and Pojoaque, alerting them generally as to where the County was at in the process with regard to right-of-way maps, telling the public how they could obtain copies or access to the maps which included both posting the maps on line as well as making map sets available at the Pojoaque satellite office, and finally offering to mail relevant sheets to folks free of charge so that they could look at their individual properties.

In addition, we had County staff virtual office hours that were noted in the letter in December. We had hours each day for an entire week at different times of the day in the hopes that we could make County staff available to individuals in times that were convenient to them. We provided a legal notice to let folks know that the maps were available as well, and as we've gone through the process we have received questions as well as additional information for staff and our surveyor to consider and research and get

back to folks on the questions that they've raised.

Obviously this doesn't mean that our outreach was perfect or that we were always able to respond to individuals in the timeframe that they would eventually desire. We do our poor best to get back to folks as quickly as we can with thorough and accurate information while we're also addressing other concerns and issues. So to the extent that Public Works, myself, and others involved in the process haven't been able to respond to people as quickly as they would like in response to their specific questions and information, we certainly regret that and I'll endeavor to do even better going forward.

With regard to San I itself, the only reason that those maps have not yet been made available on the County's website is that they're simply at a different stage of development and once they are at a more finalized point they will be made available on the County's website and similar outreach will be undertaken relative to affected community members. So again, I appreciate the opportunity, Mr. Chair, to explain what public outreach was in fact done and County staff's efforts to both digest and research the information and the requests that have come in which we will continue to do to the best of our ability. So thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Attorney Shaffer. I do want to ask – I did have staff send me a message saying that they would contact each person with their concerns but I don't know that we have contact information for all of them, so I'm not sure, Tessa, if you've got contact with them. If not, I'll just give you my number and you guys can call me so that I get your contact information and forward that to staff. It might be easier to do that so if everybody's ready I'm going to give you my cell phone number. It's 505 310-7587. Once again, 505 310-7587. And if you could get me your contact information so I can make sure that staff can reach out to you to answer questions.

5. MATTERS FROM THE COUNTY MANAGER

A. Miscellaneous and COVID-19 Updates

MANAGER MILLER: Thank you, Mr. Chair. So as you know, at our last Board meeting we were furiously trying to spend the remaining CARES Act funds and I am pleased to say that to date, the County has billed the total amount of funding for the small business grants, which was \$3.8 million. So we've billed that all to the New Mexico Department of Finance and Administration. We still have to finish the paperwork on some of those grants. We can't actually issue the funds out until we have every piece of documentation required by the state, but we did have qualified applicants to utilize the entire funding.

Also, we've done eight billings that we've submitted to DFA for the local distribution fund, which was that portion. About \$10 million that we received for the CONNECT program, COVID-related expenses, housing assistance, rental assistance, mortgage assistance, homeless shelter assistance, food assistance, as well as all the supplies, overtime and other things that we incurred at the County. So we have submitted billings and drawn down a total of \$6.65 million for that, and then the total amount remaining to be billed is about \$3.8 million, and we'll be drawing that down as soon as the invoices with all of our vendors are finalized.

And then Rachel is going to put together a final report that reflects all the services

provided in Santa Fe County with the CARES Act funds.

Also, in our seniors program, Senior Services staff delivered approximately 101,334 meals to seniors since March of last year when the COVID pandemic shut down our senior centers. This also included partnering with the Food Depot to deliver approximately an average of 155 food bags weekly to seniors that are in need, and also 40 monthly food commodity boxes to seniors who qualify for the ECHO program.

Staff also provided an average of 700 medical transportations to seniors every week that are in need of dialysis, cancer treatment, wound care – I should say daily – while maintaining strict COVID-safe protocols.

Also, our staff in Seniors are going to assist in the vaccination registration for seniors in our community that's needed to be done online. Our CONNECT program, as we've said throughout the year, took off like gangbusters once COVID hit. We really had to step up staffing and focus in that area. Just to give you a perspective, from April 2019 to February 2020, eleven months, we had 770 individuals that made requests for assistance through CONNECT, and since March of 2020, just in those ten months, we've had 3,855 individuals that have made requests for assistance, which is a five-fold increase. And we've done that with the same level of staff, and actually in some cases less staff, because we've had a hiring freeze. So just to give you some perspective of the volume of work that has been coming at us since COVID-19 hit.

Needs for housing, food, and income support have been our highest areas of surge. Housing, which is the hardest, is 659 housing or shelter requests were resolved or 75 percent of the requests that were made. For food assistance, 951 requests were resolved, or 95 percent, and for income support, 867 requests were resolved, or 91 percent.

Hope for the Homebound, we started Hope for the Homebound in partnership with the Food Depot and New Mexico Highlands University, for homebound and food insecure individuals and a total of 1,247 grocery boxes have been delivered. And then also, as you know, we've done some public awareness campaigns. We've focused on mask wearing and social distancing and now we're going to be contracting with two PR companies to create public awareness campaigns on vaccinations, encouraging people to sign up to get vaccinated, information about vaccinations, and also to put a specific emphasis on those high risk populations including our seniors and residents within the 87507 zip code.

We're doing this program and this particular public awareness campaign in coordination with the state and other partners to ensure sensitivity and accuracy about the controversy surrounding vaccinations. So that's our latest update on COVID and I stand for any questions.

CHAIR ROYBAL: Okay. Thank you for that update, Manager Miller. We appreciate it. Do we have questions or concerns from the Commission? I'm going to look for a show of hands. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you. Thank you, Manager Miller, for that report. I wonder whether the County is in the schedule of vaccines for public safety and essential workers and how we are moving forward with that.

MANAGER MILLER: So Mr. Chair, Commissioner Hansen, we had our Tier 1-A employees, which are those staff in what we'll call kind of frontline medical

interactions with individuals who may become positive. EMTs in the Fire Department, our volunteer EMT individuals, our healthcare workers and medical workers in the correctional facility. All of those were in Tier 1. I talked to Martin last night. Anyone who was in that list have been offered the opportunity to receive a vaccination. We did not make the vaccinations mandatory so it is option. One group of employees that we're focusing on now – it's been debatable on whether they're Tier 1-A or Tier 1-B were our detention officers. We are moving them into the same tier with the Sheriff's deputies who are now eligible to receive and I believe are being scheduled to receive vaccines if they choose to do so and our detention officers will be in that group. We're putting their names forward.

Then we go to what they call Tier 1-C, which would be other essential workers in the County and we're working through Martin on that list of employees that have high contact with the public. This would be likely employees who are in Senior Services, Community Services, any of those Public Safety employees that did not get picked up in the first two tiers of 1-A and 1-B, and continuing to follow the CDC and state guidelines for the categories of individual employees that fall into the different categories and providing those employees an opportunity to sign up for vaccination.

Additionally, we've sent out all the information to all County employees about the Department of Health registration and are encouraging our employees to sign up there. Vanessa reminded me as well that our dispatch center is 1-B and they have started receiving vaccines as well.

COMMISSIONER HANSEN: Thank you, Manager Miller. I appreciate the update. I am definitely concerned about all of our employees. People in Public Works, people in the new administration buildings that are still coming into work and so I hope that we will see them being vaccinated.

I wanted to share a piece of good news. This afternoon earlier I was on the NACo Arts and Culture Committee meeting and it seems that in the \$900 billion stimulus fund there is \$15 billion for the Save Our Stages Act. So that means that places that make local theaters – the Lensic, the opera, all of our playhouses around Rufina Street area, maybe even Meow Wolf – I don't know who can actually apply for this but the Act is called Save our Stages and they're just rolling it out, so if local theaters miss six months of operations, maintenance and payroll, and it's just been announced and it's a \$10 million limit so for those larger companies in Santa Fe that might have a stage such as the Opera, the Lensic Theater and other places along the Rufina Corridor I think it's a really important process. As you all know, I have a master's degree in art so I care deeply about art and my artist friends, because I know that during this pandemic they are some of the people who are really struggling to make ends meet.

So on this topic I just wanted to share that since I just heard this news and it's supposedly hot off the press. So thank you for your update. I appreciate all that we're doing for our community.

CHAIR ROYBAL: Thank you, Commissioner Hansen and thank you for that update, Manager Miller. Was there any other questions from Commissioners?

5. B. First Session of the 55th Legislature: Prioritization of Capital Outlay Projects for Potential Legislative Funding and Potential Action to

SFC CLERK RECORDED 02/11/2021

**Express Support for or Opposition to Pre-Filed Legislation and
Legislation that May be Introduced**

MANAGER MILLER: So that was it on our COVID update and our next item was our legislative updates. Before I turn it over to Hvtce to give an update on pre-filed bills I wanted to give an overview of what we're trying to do on this portion of the agenda. So this will be a standing item on the agenda through the legislative session and then even afterwards through the bill signing period. Hvtce participates in the committee meetings and follows, tracks bills and has a lot of information on any of the bills that you want to be in support of, opposing, following, and if you have any thing that isn't in his report, that he doesn't bring up but you are interested in please make sure you send, either through your liaisons or directly to me and Hvtce and Tessa Jo your areas of interest so that we can put it on the list to track and provide you periodic updates to any of those legislative items that you would be interested in.

Additionally, as I said, one of the things we're trying to do with the capital outlay requests – earlier in the fall we didn't actually think that there would be any capital outlay but I have it on good authority the state has built up their reserves over the last year so they do anticipate having some capital outlay. While it may not be amounts that we've seen in the past. I do think that they will provide some funding to local capital projects. We've put together a matrix that took – we'd asked you for priorities from your Commission districts and we tried to cross-reference those with legislative districts so that we could find projects that are on our ICIP, that are projects that we believe we could move forward on some level if we received an appropriation and put those – you'll see in a spreadsheet that Tessa is going to present, you will see what we are looking at to put in a packet to the legislators that makes specific requests of each legislator and a comprehensive request of our whole legislative delegation.

I know that you will see we did not ask for everything. If I took everybody's top five we would have 25 different projects we were asking for funding for along with our top five for the county and have 25 or 30 projects that we would be requesting capital outlay. As you know, getting ten or twenty appropriations for \$50,000 each does not help us move the needle on our projects. So we are trying to be a little more strategic in what we're asking for, so you'll see that we did try to focus on amounts that we could reasonable get from legislators on projects that we know are either in their district or that they have an interest in supporting, and that they would likely put some funding towards.

The way that the Santa Fe delegation has indicated to us that they typically look at capital outlay is they look at it as a group and they try to meet some of our requests by putting their resources together. So we can certainly make some adjustments to this but I would respectfully request that we don't add any more projects to it. If we have any more projects added to it it's just more funding that we will have difficulty moving out the door. So I think that if we got even half of what we're requesting we'll have some difficulty spending those funds in a timely fashion because these are projects that are not fully funded.

So with that I'm going to first turn it over to Hvtce to talk about the pre-filed legislation in his report, and then Tessa Jo will take it from there with the capital projects.

CHAIR ROYBAL: Okay. Thank you Manager Miller.

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HVTCE MILLER (County Manager's Office): Good afternoon, Mr. Chair, Commissioners. Daniel has put up the working report that I had sent out earlier today regarding the pre-filed legislation and what I have here is all the items that have been pre-filed since the start, which was January 4th. There are 70 Senate items and 61 House items. When you go through this you can see that there's a variety of different pieces of legislation so everything's not just focused on budget and COVID matters and pandemic relief. There's still a variety of different pieces of legislation contained within here.

The particular highlighted items that I have on the list are those items which have already been supported in resolution or are potentially to be supported through resolution passage today. And what I have on here on page 1 from Senator Soules is citizens' environmental rights. On page 2, number 12, Housing Trust appropriation from Senator Rodriguez. Page 5, number 52, tax credit for electric motor vehicles and registration fees. Page 6, item number 57, clean energy for the construction of energy facilities. Number 61, local choice energy act. And number 66 on page 7, this relates to the operations of county government investments related to an item from the treasurer's offices. So local government federally insured obligations clarification. And that's from Senator Rodriguez.

In the House pre-filed legislation, I see that one of the major items is on page 13 and that's House Joint Resolution #1 and that's use of permanent funds for early childhood education. To speak about the amount of legislation that's going to come through, in previous presentations I have spoken about limiting the amount of legislation that legislators that may be able to introduce and that does seem to be the case that's going to go forward in the House, and that's going to be limiting House members to five pieces of legislation. So that in total would allow 225 pieces of legislation from the Democrats to be introduced and 125 total pieces of legislation that the Republicans could introduce.

For a 60-day session that really does narrow down the amount of legislation that's going to be introduced. Usually the bill numbers go into the thousands in a 60-day session so it's going to be considerably less.

As far as the Senate side there hasn't been any limitation put in place right now so they are still able to introduce as many pieces of legislation as they would like to for now.

The governor has not provided an agenda stating what types of legislation will be on the call so it's not known exactly yet what is going to be allowed to be introduced and what is deemed as germane. So some of these items that are pre-filed right now they could be considered not germane and they wouldn't be heard within the 60-day session. The governor did provide her budget recommendations yesterday and that does give us a picture of what is going to be seen and what is going to be dealt with in the budget as a whole, and I can go over those items right now and that will give us a better picture of what the legislature and the governor will be looking at next week and in the coming weeks.

In her recommendations she recommended \$475 million for pandemic relief; \$893 million for behavioral health support across state agencies; \$193 million for early childhood education; \$5 million for adolescent/young adult suicide prevention; \$152 million for K+ extended learning time, technical education and community school

programs; \$26 million recommended to continue for the promise for a tuition-free education at one of New Mexico's public colleges; \$4 million for a pilot program for students that lost the lottery scholarship; \$25 million to restore and revitalize the tourism economy; \$10 million for broadband expansion; \$4 million for cybersecurity; \$2 million for innovative grid modernization projects; and lastly, \$6 million to the Secretary of State to fund local elections.

So with that, that's a glimpse of what's on the table right now and like I had mentioned previously we will get a better picture of what all the 60-day session will entail once the governor puts forward her agenda, and let's it clearly be known what she wants to be dealing with for the coming session.

I don't know if we're going to do questions now or wait till Tessa presents.

MANAGER MILLER: Mr. Chair, maybe if there are questions for Hvtce on these items we could take those now, because there may be a bit of discussion on capital.

CHAIR ROYBAL: Okay, so I'm going to go to Commissioner Hamilton, and I saw Commissioner Garcia also raise his hand and I'll look for any other Commissioners that would like to speak. Commissioner Hamilton.

COMMISSIONER HAMILTON: I just had a quick question. Thank you so much for the update. It's all very informative. In the handout, the pre-filed bills that you highlighted, are those the ones that you preliminarily identified to follow based on the priorities we've talked about? I guess I'll do the whole thing all at once. Because I noticed a couple of things on there that might be consistent that are pre-filed, like number 6, Senator Sedillo Lopez, water use and regulation in the oil and gas industry. And that's probably something that fits into our general umbrella of environmental concerns. So anyway, I was just wondering if what you're attempting to do is to highlight the ones we want to follow.

MR. MILLER: Mr. Chair, Commissioner Hamilton, yes, that's what I've done right now. The environmental issues resolution is on for today. It's not passed yet but looking at the legislation that's before us that's been pre-filed, that's what I was doing, just going through and looking at those items which might pertain to that specific resolution. Also within there I see photovoltaic requirements for the school buildings and that could be potentially one of the tracking items for the County as well because within the proposed resolution we have support of having green energy requirements for public buildings as well. Upon further review we're going to be adding a lot more of tracked legislation and we'll be updating you weekly on those, so we won't be waiting until every Commission meeting but we'll be providing an update on a weekly basis at the very least.

COMMISSIONER HAMILTON: That sounds great. Thank you very much.

CHAIR ROYBAL: Thank you, Commissioner Hamilton. Commissioner Garcia.

COMMISSIONER GARCIA: I have no questions, Mr. Chair. Thank you.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: Thank you. So I want to know if you want us to give you some of the numbers of the bills that we already see, like House Bill 49. I would like us to support it. It's removing the tax on Social Security, but I haven't read the

bill and I think that that is a complicated bill that needs to be looked at because I think it should have an age – not age, but a monetary income. So let's say they make over \$50,000. Do they still get their tax exemption? I'm just using that as a number. I think that then they might need to get an exemption. So I would be interested in seeing that bill in more detail.

I think that \$2 million for broadband is nowhere near enough. We do need a state plan, and if that's to design a state plan maybe that's enough but it's not certainly enough to install it and connect everyone. But as I have been thinking about the broadband issue it is clear to me that this county by county, piecemeal idea is not really going to help, because we need to be able to reach many of our counties throughout the state and help them get on a better footing with broadband. Even this call we have issues, so it's not like we can solve that problem; we're far from it.

So I'm happy to hear that there's money in the feed bill and I haven't been able to really go through all of the bills but I know that there are going to be more bills including one of the bills that I am concerned about is childcare. I've been concerned about this for 50 years. It was part of the women's movement platform in the seventies to make sure that women have childcare and adequate childcare. Also that they're provided a stipend or something for diapers which are incredibly expensive for lower income people. So I hope that we can look out for something like that.

And I would just keep paying attention to issues that I think are important. So thank you and thank you, Hvtce, for getting this all together. I always appreciate that very much.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Commissioner Hughes.

COMMISSIONER HUGHES: I don't have any questions. I think this information is very helpful, so thank you for all the work that went to put that together. That's all.

CHAIR ROYBAL: Thank you, Commissioner Hughes, and I would agree. The information that you provided, Hvtce, is very informative. We appreciate you keeping us up to date. So I believe that Tessa will be speaking next.

MS. MASCARENAS: Thank you, Mr. Chair. Daniel, if you'll put up the first spreadsheet that was attached to BoardDocs. As County Manager Miller briefly mentioned earlier, we requested for each Commissioner a list of their top five priority capital projects. So as you'll see, once the spreadsheet comes up, we listed the top five priorities and what district they were in on the left side, and then on the top we listed the legislators and indicated which district that particular project is in. So we took those projects as a starting point and began to filter them down as far – in order to get under 25 projects and those projects that are mutual importance to the Commissioners, and also our viable projects.

So Daniel, if you'll pull up the second spreadsheet. As he pulls that up on the second spread sheet, this information is based on the ICIP and also the Commission requests. So this is a list of the projects, what districts they're in that you all Commissioners have sent us. We tried to do an equal amount in each of the Commission districts, and we also tried to get a project in each of the legislator's districts.

One thing I'd like to note, if you go all the way to the right side, Daniel, about the

spreadsheet, there is a certain amount that is in the ICIP that was approved in December. That's the current ICIP request. However, there are some of the projects that have a really high dollar amount. So there are some that we have reduced into phases, such as design and planning. But these are the priorities that you as Commissioners identified. There were many that were mutually suggested by the Commissioners and we stand for any determination that you would like us to make regarding our submission of the capital outlay requests.

MANAGER MILLER: And Mr. Chair, I did want to comment. You'll notice the notes along the side. On some of these, committee and staff that worked on putting the ICIP together may not have recommended requesting funding on some of them, because we are not quite ready, but we went ahead and put some in anyway. For instance, the Chupadero water system. We know that one's – we've already got some funding for it. We're trying to get the improvements to the tank. We've got some easement issues. But it's also one that we believe Chupadero Mutual Domestic will request funding for, and we know that there's support for several we figured we would likely request some funding even though we might not be able to spend it for a year or two. We just have to be mindful that once we get an appropriation for something like that the clock starts ticking and we need to find the rest of the funds and we need to keep them moving.

So I just wanted to let you know that you will see the notes along the side but we still are likely to request some funding from the legislators whose district that is in because we know they support it.

CHAIR ROYBAL: Okay. Thank you for that clarification and extra information. I'm going to go to the Commission. Do we have any other questions from the Commission? I'll look for a show of hands.

MS. MASCARENAS: Mr. Chair, just a few columns that you all can get a more full description of the projects and the requests, since it's such a large spreadsheet.

CHAIR ROYBAL: Okay. I'm just going to go to each Commissioner to make sure nobody has questions. Commissioner Hughes, did you have any additional questions or comments?

COMMISSIONER HUGHES: Yes. I think I don't exactly understand the second chart. Some of the projects I see are listed here but then there's a recommendation not to fund them, but some projects aren't even on the chart. What does it mean if the project is not on the chart?

MANAGER MILLER: So Mr. Chair, Commissioner Hughes, we have, as I said at the beginning of this part of a presentation is that there's 40+ projects on the ICIP. We do not write letters to the legislators for every single project that's on our ICIP. We try to focus on individual requests of them. Nor do we enter every single one of them into the database or into the capital outlay request forms. This year they've actually automated it. It's a database that we actually have to go in and electronically fill things out. We used to just do individual sheets and the reason we've done it is we don't want 40 different projects getting a little bit of funding. We would like the legislators to focus on a smaller number of the projects, ten projects or – and we're going to get requests from entities outside of Santa Fe County as well.

And so what's on this list are the ones that we are going to specifically request funds for. This is such a complicated process because it doesn't really work, and that is that the state legislature says that they want us to have an ICIP and put our top five priorities and ask for those projects. We do that. We put together an ICIP, a five-year ICIP. We prioritize our projects and we list our top five. Then we also ask you to give us some of your other ones because not all of our top five are in every legislative district, and legislators don't particularly like to fund projects not in their district. So we try to actually put together a spreadsheet that shows something if it's not specifically right in their district it's something that – and that's what this sheet is that Daniel pulled up, or Tessa pulled up. We're trying to show you of what's on our ICIP and of what was in your Commission districts and your top five projects, these are whose legislative district they fall into and whose Commission district they fall into, and we try to cross-reference that and come up with a list of approximately ten projects that we actually specifically request funding for.

In this sheet where we gave you our notes, we're telling you typically we wouldn't ask for money on some of these but I'll give you Chupadero Water System for example. We're going to ask for it because the total project is \$1.5 million. Actually the total project is multi-phases and we've already received some funding. We've put in some County funding. But to really complete that project we still need another \$1.5, \$1.6 million. It's not likely we'll get all of that in one legislative cycle so we're still going to ask for some, even though we're not ready to spend it.

So as I said, it's a complicated process and it's not logical and it doesn't really fit any perfect way to do it, but we're trying to put together a letter and a spreadsheet that we send to our delegation that says if you're going to appropriate some money we sure would like you to appropriate it to these things within Santa Fe County because we will work to get it expended. They will appropriate to whatever they so choose though and that creates a whole other list of projects that we end up having on our plate and not really knowing where to fit it into County priorities and into our ICIP.

So these are all ones on our ICIP. These are all ones we intend on concluding at some point. They are in our five-year plan and as you look through this chart with dollar amounts we plan to provide a letter as well as an overall spreadsheet to our legislators so they know what we're asking for.

COMMISSIONER HUGHES: Okay, yes. Thanks for that additional explanation. So basically everything on Chart 2 is something we're going to ask for, even if we're not quite ready. Okay.

MANAGER MILLER: Yes, and like I said, so for instance, with Chupadero, we know for a fact that Senator Wirth and Representative Romero support that project and they'd likely – it's likely that the mutual domestic will ask them for funding anyway. We're letting them know we'll take it and we'll do what we can even though we're not quite ready to go on to the next phase.

COMMISSIONER HUGHES: Thank you. I have no more questions.

CHAIR ROYBAL: Thank you, Commissioner Hughes. Commissioner Hansen.

COMMISSIONER HANSEN: I don't have any questions at the moment.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Commissioner

Hamilton.

COMMISSIONER HAMILTON: Thank you. I don't have any questions at this time either. Thank you.

CHAIR ROYBAL: Commissioner Garcia.

COMMISSIONER GARCIA: No questions, Mr. Chair. Thank you. Thank you for the presentation.

CHAIR ROYBAL: Thank you. Yes, thank you for the presentation. We appreciate it.

5. C. Resolution No. 2021-005, a Resolution in Support of Legislation in the 2021 New Mexico Legislative Session Related to the Advancement of Environmental Sustainability and Climate Action

COMMISSIONER HANSEN: Commissioners, Mr. Chair, I am asking for your support on this resolution that defines many of the things that we have supported throughout the years that I have been here and are continuing to support. I can read everything but consensus among the world's leading scientists that climate change caused by emissions of greenhouse gases from human activities is among the most significant problems threatening ecological sustainability. So we have a list of a number of bills that would help move that forward and they are numbered. It relates to the advancement of the environmental sustainability, resiliency, and climate action; will authorize the development of a community solar program that provides customers with the voluntary option of accessing solar energy produced by a community solar facility; increase options for consumers to choose clean sources of energy by opening electric markets to competition; accelerate the adoption of technology and practices that will result in one or more of the following: decrease emissions from transportation, increase access to low/no carbon transportation options, especially for lower income households, decrease reliance on vehicle ownership, and decrease vehicle miles traveled; create a tax credit for the purchase or lease of an electric vehicles and for the installation of at-home.

I've been seeing that one bill on there. I hope there is another bill that will help people since charging stations at home are considered capital investments for people. Incentivize energy efficiency related to technology that decreases energy consumption in new buildings; incentivize the adoption and retrofitting of existing buildings with technology that and will increase transparency, agency cooperation, will increase funding for the New Mexico Environment Department.

This is incredibly important to me. I feel that if we do not get the New Mexico Environment Department more money to do inspections we will continue to have more leaks of methane and other issues. Yesterday I spoke at the Oil Conservation Committee in support of stronger legislation for methane capture.

Promote water reuse, focus on local sewer systems, which I think you all know, I have a strong belief in healthy soils, water reuse, water planning, and will codify New Mexico state targets for greenhouse gas emission reductions and accelerates our progress in meeting the goals of the Paris Agreement, etc, and advance the environmental sustainability goals of Santa Fe County including carbon neutrality, ecological resilience, economic vitality. Be it further resolved, and it goes on to talk about – it's a broad

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resolution about supporting an amendment to the New Mexico Constitution adding a section that this resolution would represent a majority intent of the Board in the 2021 legislative session.

I ask that you would please pass this, so I make a motion to approve this resolution.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: So we have a motion from Commissioner Hansen and a second from Commissioner Hamilton. Under discussion I just want to say thank you for bringing this resolution forward. Are there any other comments under discussion?

COMMISSIONER HANSEN: One other thing I want to mention is over the weekend I watched a video with Greta Thornburg and the Dalai Lama and it was incredibly interesting for them to start talking – it was about climate change and it was about how there is this new theory of feedback loops and what these feedback loops have. It's mostly related to the melting of ice in the arctic and how detrimental that is to everything and the speeding up of the climate situation that we are in and warming the planet even more. And it was partially about things that were not taken into account beforehand. So all of the stuff that we have said in the past about how fast climate change is happening, these feedback loops show it even speeding up even faster and if you want to Google it, it's feedback loop/climate, and Richard Gere has narrated like five videos.

I'm hoping people understand the seriousness of the arctic ice melt because with each melting at the arctic more methane is released and the circle goes faster and faster, and what we really need to do is turn these feedback loops back the other way to cool our planet. So it was a very interesting discussion. There were a couple scientists that have developed this theory and I hope that you will all look at it. So thank you.

CHAIR ROYBAL: Thank you, Commissioner Hansen. So I want to go – I do want to thank you once again for bringing that resolution forward. So we did have a motion and a second, so we'll go to a roll call vote.

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

5. D. Resolution No. 2021-006, a Resolution in Support of Legislation in the 2021 New Mexico Legislative Session to Establish a State Public Bank, Owned by and for the People of New Mexico

CHAIR ROYBAL: I'll go to Commissioner Hamilton first.

COMMISSIONER HAMILTON: Thank you very much. The detailed information is here for everybody to read. The fact is that there's been a group of people working in exploring the possibility of doing public banking for several years. It takes a while to develop this kind of idea, to explore what it would take specifically in our communities. I think they started out smaller and this has been moved to a state level, and it is finally getting some traction. I'll let Commissioner Hughes speak to this more. But I find there is additional interest in green banking which is something that Commissioner Hughes and Commissioner Hansen have been looking into. I don't think this sort of thing is necessarily in conflict.

The idea of establishing public banking in New Mexico is capturing the idea of

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being able to meet the unique needs of New Mexico entrepreneurs and local governments and community initiatives, and keep tax money, investment money to a much greater extent in New Mexico for our economic benefit. I think it is an idea that's really come to fruition at this point and it's truly timely. Because while I mentioned this has been under development for a while it just seems even more important now with the more acute need for economic recovery.

I have every expectation that while this is gaining traction in the legislation, things hardly ever happen instantly. It will certainly undergo some additional development modification but I think this concept is well worth supporting, and currently we have resolutions to talk about the list of all kinds of topics we generally want to support but there are at least several resolutions that focus on individual topics, Commissioner Hansen having just presented the first one, because they are either moved by this public banking and the desire to put forth the particulars, or ongoing like the environmental progress and resilience that Commissioner Hansen just presented. We have talked about this before but it continues being so important.

So with that, I think this public banking thing is very worthwhile, very worth considering. I defer to Commissioner Hughes to add additional comments.

CHAIR ROYBAL: Thank you, Commissioner Hamilton. Commissioner Hughes.

COMMISSIONER HUGHES: Yes, thank you, Mr. Chair, and thank you, Commissioner Hamilton, for allowing me to sign on to this bill. I also think this is a great idea and I think you covered most of the major points. I think to make it very simple, my thought about public banking, especially in a state where we have such a big land grant permanent fund why are we investing our money in such a way that it enriches out of state bankers and people on Wall Street when we could be using it to grow our own economy.

And this is only one tool. We have a lot of tools that have been developed over the years so I think the trick will be finding out what the place is for a state public bank, what its purpose is and how we can best utilize it, and of course while still protecting the public money that we have to protect on a state level. In terms of the green bank, that's something that's been presented to a couple of us, Commissioner Hansen and I, as a possibility for a much smaller effort that we might want to look at helping to get started sooner. The Santa Fe Community Foundation has been interested in investing some of their money in a green bank type thing.

So this is definitely an idea whose time has come. It's something that we can do for our citizens and for our economy that doesn't cost us any money because we would just be investing and I think with the state bank it wouldn't be the County investing; it would be the state. But anyway, this is a very important idea to bring forward so I urge you all to pass it. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hughes. You go ahead, Commissioner Hamilton.

COMMISSIONER HAMILTON: Mr. Chair, with that, I just assume it's appropriate to make a motion and then go to further discussion if that's appropriate.

CHAIR ROYBAL: Absolutely. I was going to actually ask for that.

COMMISSIONER HAMILTON: Again, I would like to make a motion.

CHAIR ROYBAL: Okay. Go ahead. Sorry.

COMMISSIONER HAMILTON: Well, that's the motion. I make a motion to approve.

COMMISSIONER HUGHES: And I would second it.

CHAIR ROYBAL: So we have a motion and a second. I was actually going to ask that the two Commissioners who brought this forward make a motion and a second. That's what I was trying to get out there. So I'm glad that it worked out that way. So we have a motion from Commissioner Hamilton and a second from Commissioner Hughes. A very excited second from Commissioner Hughes. We're going to go ahead and go to a roll call vote.

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

5. E. **Resolution No. 2021-007, a Resolution in Support of Legislation in the 2021 New Mexico Legislative Session that Promotes Actions Related to or Appropriates Funding for Creation of, Rehabilitation of, and Capital Projects that Directly Affect Affordable Housing in Santa Fe County and Also Supporting the New Mexico Mortgage Finance Authority's (MFA) Legislative Agenda for 2021 that May Directly Benefit Santa Fe County**

COMMISSIONER HUGHES: Thank you, Mr. Chair. So this is a resolution that would be supporting two efforts in the state legislature this year. One of them was already on the chart that we saw, which was requesting the legislature to appropriate another \$12 million to the State Housing Trust Fund, which is used to help finance affordable housing throughout New Mexico. And also as part of that effort, the MFA is asking the legislature to expand uses for the trust funds for things that might have been useful for this pandemic and would certainly be useful if there's another emergency to help renters as well as to capitalize construction of affordable housing.

I think all of us that live in Santa Fe County we know that affordable housing is an issue everywhere but it's particular acute in Santa Fe County where we're short well over 5,000 units of affordable housing and that number has only gone up, year after year. We've been talking about affordable housing in this community ever since I move here over 30 years ago, so I think we need to support our legislators and anything that will help us increase our stock of affordable housing.

The other part of this bill is really supporting an effort by representatives Rubio and Romero to modernize housing policy in the state and that would provide us with some things that need to be added to our landlord-tenant law, such as prohibiting income source discrimination so that people couldn't be discriminated against in renting an apartment simply because they would have a public voucher to pay for the rent. It would extend some of the timeframe for renters to correct lease violations and pay rent. That's something that's been necessary for a while. Supporting legislation that upholds the current rent and utility moratoriums and encourages utilities to establish a partial forgiveness program for past due bills accumulated during COVID-19. And then also finally prohibiting property managers from refusing to renew a lease during a declared

health emergency.

What we have found is that some low income tenants who were not able to stay current on their rent and of course there's a moratorium on evicting them, but then when their lease ended the protections, apparently also ended. And so people were still being evicted.

So if anybody has questions I would be happy to answer them. I think these are all very reasonable requests of the state legislature that we should support. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hughes. Do we have any questions? Commissioner Hansen.

COMMISSIONER HANSEN: I would like to second this. Thank you, Commissioner Hughes, for bringing this forward. I have been a long supporter of affordable housing and working on these issues so thank you very much.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Commissioner Garcia, did you have a question, sir.

COMMISSIONER GARCIA: Thank you, Commissioner Hughes, for bringing this forward. You, out of anybody on this County Commission that has worked with affordable housing for individuals that need housing. You've been there. You've done that. We've worked on CDBG grants in the past and you've lived that and we appreciate you bringing this forward. So I'm 100 percent all for this. Thank you, Commissioner Hughes, for bringing this forward. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Garcia. Commissioner Hamilton, did you have a question or a comment? We do have a motion and a second, so if there's any further discussion.

COMMISSIONER HAMILTON: No. Just the same thank you for bringing this forward.

CHAIR ROYBAL: Absolutely, and I ditto those comments. Thank you so much, Commissioner Hughes. So we do have a motion from Commissioner Hughes, a second from Commissioner Hansen. I'm going to go to a roll call vote.

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

5. F. Resolution No. 2021-008, a Resolution Identifying Santa Fe County's 2021 Legislative Priorities

CHAIR ROYBAL: This is a resolution that's brought forward by myself and Commissioner Garcia. I'll go to Commissioner Garcia.

COMMISSIONER GARCIA: Mr. Chair, these are some of the resolution items that we're bringing forward on behalf of the entire Board are really good. The cannabis stuff, behavioral health that everybody's working towards, the PERA stuff is great. The fresh fruits and vegetables is great. And we recognize the need for racial and social justice, which is actually kind of unfortunate, we're dealing with this stuff now in our nation. And as into last week individuals storming the state capitol, going into Speaker Pelosi's office and everyone else's. It's just uncalled for. So I just would like to bring that and if you have anything else, Mr. Chair, please present it.

CHAIR ROYBAL: No, I think that you definitely went over and

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summarized it very well, the different priorities. This sort of is a catch-all resolution for six different priorities which you mentioned and touched on. They're all very important to our community and also our County so I appreciate that. Are there any other questions or comments from Commissioners?

COMMISSIONER GARCIA: Mr. Chair, there are actually five in this resolution, not six. Correct?

COMMISSIONER HUGHES: I see six.

CHAIR ROYBAL: There's a sixth one, Commissioner Garcia, and that is supports the protection and enhancement of pollinator species and their habitat. So that was the sixth one, sir.

COMMISSIONER GARCIA: Okay. So I'm supporting banning trapping of animals on public lands. That's still a part of this resolution, correct?

CHAIR ROYBAL: No, sir.

COMMISSIONER GARCIA: Okay. Thank you.

CHAIR ROYBAL: Okay. Commissioner Hansen, I saw your hand up earlier.

COMMISSIONER HANSEN: Yes. I was just going to say that item 6 has not been mentioned but I appreciate Commissioner Garcia and Commissioner Roybal bringing all of these important issues forward, and I thank you for that.

CHAIR ROYBAL: Thank you, Commissioner Hansen. Any other comments or questions from the Commission? Okay, I'm going to go ahead and have Commissioner Garcia, if you'd like to make a motion, sir.

COMMISSIONER GARCIA: Yes, sir, Mr. Chair. I'd like to make a motion for approval. Thank you.

CHAIR ROYBAL: Okay, and I'll second that motion and I'm going to go to a roll call vote.

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

**5 G. Letter of Appreciation to Congressional Delegation Concerning
Enactment of Amendments to the Aamodt Litigation Settlement Act
to Conform Act to the 611(g) Agreement**

CHAIR ROYBAL: Is this an action item that we need an action on, Attorney Shaffer?

COMMISSIONER HANSEN: Mr. Chair.

CHAIR ROYBAL: Yes, Commissioner Hansen.

COMMISSIONER HANSEN: This is a letter just thanking three of our representatives, the Honorable Martin Heinrich, US Senator the Honorable Ben Ray Lujan, and Deb Haaland for getting the 611(g) through and there's also funding in the stimulus bill to fulfill the agreement by the federal government to fund the Aamodt situation. I do have one request that the CC says Santa Fe County Commissioners and County Manager, and I would like to request that we list the names of the County Commissioners who are thanking our delegation.

CHAIR ROYBAL: Okay. That would be fine for a friendly amendment,

but I guess my question to our County Attorney, is this something that you just need direction on or do we need to make a motion and vote on sending this? I was thinking it was just direction, but if you can clarify that.

MR. SHAFFER: Mr. Chair, Commissioners, we did style this as an action item because typically when the Chair or someone else purports to speak on behalf of the Board of County Commissioners we do bring that forward as an action item. In addition, it seemed appropriate in this instance to do that because it is an expression of gratitude to our congressional delegation to have the fact that a thank you letter or expression of gratitude was formally approved in an open meeting, we thought would be appropriate, given the sentiment that was being expressed.

CHAIR ROYBAL: Okay. Thank you for that explanation, Attorney Shaffer. Do you have an additional question, Commissioner Hansen.

COMMISSIONER HANSEN: Yes. I was also hoping that we would send a letter like this to former Senator Tom Udall who played a large part in getting this money and he does have a home address here in Santa Fe so I think we could send him a letter also thanking him, and I'm going to make a motion to include that and to include all the Santa Fe County Commissioners' names and the County Manager's name on this letter. That's my motion.

CHAIR ROYBAL: Okay. So we have a motion from Commissioner Hansen to put some friendly amendments to this letter. Commissioner Hamilton.

COMMISSIONER HAMILTON: I just have a question about those amendments because they sound like a very good idea. Just to clarify the motion, is it possible, is what's being requested, to send a letter to Senator Udall, thank you for bringing that up. I think that's a good idea. Or can we just add him to this letter. Either way is fine with me. I'm glad to second the motion but I just wanted to clarify that.

MR. SHAFFER: I would suggest it be a separate letter, but perhaps that's not what was intended.

COMMISSIONER HANSEN: It could be a separate letter or we could just add his name in as the Honorable Tom Udall, former New Mexico Senator, and list an address. I can try and get an address from some of my contacts where they would like this sent.

CHAIR ROYBAL: Okay. Commissioner Hamilton.

COMMISSIONER HAMILTON: I don't know if there's some formal protocol that would speak to this. In the absence of formal protocol I think it would be polite to put him on this letter and send it all at once. That would just be my personal perception. It might be against something I don't know about. So that's why I was asking.

CHAIR ROYBAL: I would support that as well. Commissioner Garcia.

COMMISSIONER GARCIA: I just want to say I agree with Commissioner Hamilton. We thank our senators and our congressional delegation and one of the persons that's not around anymore is Senator Domenici. Senator Domenici was actually the Finance Director for the Congress and he carried this bill for many, many years and he actually started the ball rolling for this and I also have some other questions. What about past Commissioners that have actually worked on this before I was here? They might want to be recognized as well. I'm just saying how does this work? Like Commissioner Hamilton said, how does this work? And the \$137 million, I was

never notified about that. Where did this come up from?

COMMISSIONER HANSEN: It was in the \$900 billion stimulus package that passed the Congress at the end of the year. It was put in as one of the many, many, many, many amendments to congressional legislation that was finally signed I think at the very end of the year or right before Congress closed.

COMMISSIONER GARCIA: So, Mr. Chair, this is awesome. This is great, but like I said, Domenici was involved in this and I would just like to know how come staff didn't let us know that we got a \$137 million from our delegation. That would have been great to put a news release out there. It would have been awesome, but this is the first I've heard of \$137 million. This is great.

COMMISSIONER HANSEN: I forwarded – I saw it somewhere, Commissioner Garcia, and I forwarded it to the County Manager. It came across on one of my many emails.

MANAGER MILLER: Mr. Chair, we're letting you all know now. This is what we had asked for in the last round of the 611(g) agreement where we knew that the funding was short and we got commitment from the state to fund additional money through one of their appropriation bills and footnotes in their appropriation bill that they would come up to the \$100 million. Santa Fe County provided assurances that we would continue to build out distribution systems of \$24 million over time and the federal government was requested on numerous occasions in numerous ways, from the tribes as well as the County and the state and BOR to fund an additional portion of the federal funding. I don't think this goes all the way back to the beginning. This funding has based upon the cost overruns that the project has encountered in the last few years and the increase in the estimated cost of the overall project, so I think it's appropriate for us to thank Senator Udall and those who are on this letter because this was a specific, added on request to the original settlement agreement and original appropriations that have come up in the last couple of years in trying to move this settlement forward.

And we can check protocol-wise as to whether it's appropriate to put Senator Udall in the same letter as the sitting delegation, but either way we'll make sure that a letter gets to Senator Udall as well as the three individuals who are on the letter as currently drafted.

CHAIR ROYBAL: Okay. Thank you, Manager Miller. So we have a motion and a second. I'm going to go to a roll call vote.

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

COMMISSIONER HANSEN: Mr. Chair.

CHAIR ROYBAL: Commissioner Hansen.

COMMISSIONER HANSEN: I would like to, for our next meeting on the legislative session be able to take a look at the Roxy Law, on trapping and poisoning on public land. At the moment it has not been filed that I know of. So it is the same bill – it is similar to the same bill that was on the floor a couple years ago and that they pulled. So I do have a copy to Ms. Smith and it was House Bill 366 and it was introduced by Matthew McQueen, Christine Chandler and Bobby Gonzales at that point. So I think it's similar. I haven't seen the bill. They haven't dropped it yet, but I would appreciate it if

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that could be on our next meeting.

6. MATTERS FROM COUNTY COMMISSIONERS AND OTHER ELECTED OFFICIALS

A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions and Requests for Updates or Future Presentations

CHAIR ROYBAL: Commissioner Hansen, do you want to just continue.

COMMISSIONER HANSEN: So I am requesting that. I also wanted to share with everyone that this morning I was on a phone call with the New Mexico Environment Department on the benzene plume that is on Baca Street and Cerrillos Road. It's a 30-year-old site, and it was a very interesting conversation. One of the wells does belong to the City of Santa Fe and drinking water is contaminated and they do not know the complete spread of the benzene plume but it is way out of compliance.

William Snyder gave a good presentation about it and I know it is in the city, but the Village of Agua Fria is downhill from that and so both William Mee and myself were present. It just is another situation where the New Mexico Environment Department does not have the money to clean up and so that is one of the reasons why I have such a strong feeling that we need more money for the Environment Department. My idea for them to get more money is that half of all the inspection fees or penalties that they assign, instead of going to the general fund would go back to – half would go to the Environment Department and half would stay in the general fund. I believe it is a budget line item that Senator Rodriguez if she becomes the chair of Budget and Finance, and Patty Lundstrom could actually just do as a line item for the Environment Department. I have been making that suggestion to a member of our legislators.

And then I request the Roxy Bill be looked at. And I think that is all that I have at the moment, but I'll let you know if I have more. I updated you on the Arts and Culture which I thought that was really exciting to know that money was in the \$900 billion bill that was passed at the end of the along with our \$137 million. Okay. Thank you.

CHAIR ROYBAL: Thank you, Commissioner Hansen. I'm going to go to Commissioner Hamilton. Now we're under Commissioner's issues.

COMMISSIONER HAMILTON: I actually don't have anything tonight. Thank you very much, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Hamilton. Commissioner Garcia.

COMMISSIONER GARCIA: Yes, Mr. Chair, a couple of things. The swearing in for the new elected officials, that was awesome. That was a great, great job. I don't know who did that, probably Daniel, because does the computer. That was all together. So if you did it, Daniel, great job, because that was professional. That was great. So thank you for that.

Then another thing is I guess our ex-Treasurer, it's his birthday today. So I don't know if he's listening or not but if you all see Pat Varela, be sure and tell him happy birthday and thank you for the services you did for the last eight years and wish him happy birthday.

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Also, I appreciate Commissioner Roybal giving your personal cell number out to the general public. That was pretty cool. That was good.

CHAIR ROYBAL: I do it all the time at the radio station.

COMMISSIONER GARCIA: Right. I've heard that. And then another thing is, maybe we could talk, with all due respect Commissioner Roybal, maybe next at the next agenda we can actually put on the agenda what's happening with the roads up north, what does cost us, what does it take, how long does it take, who of the staff is working on it. Maybe, if everybody is okay with that maybe we can put that on the agenda so that way up north they'll have an idea as to who to talk to, when to talk to. Just something to bring up.

Also Commissioner Hansen, thank you for bringing up the \$15 billion for that, for theaters and so on and so forth because Madrid, they could use that amount of money. That beautiful theater there, that's there and so on and so forth, so I appreciate that. And with that, Mr. Chair, I have no more further questions or comments.

CHAIR ROYBAL: Thank you, Commissioner Garcia, and I couldn't agree with you more. Daniel did a fantastic job. I just appreciate all the resolutions and different things that have been brought forward tonight. I'm just really proud of the Commission and staff. I think that we do a great job for our constituents. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Mr. Chair. Just a few things. Thank you, Daniel for such a good job. I got a lot of comments from my friends and family about what a nice presentation it was and it's nice that the people who might not have otherwise come in person got to see that. So it was good.

Just to mention a couple things in my district. I think we had a really good meeting with the ECIA a couple weeks ago and they're very interested in public works projects in the Eldorado area. At my other public meeting we had a lot of interest in public works projects in the other part of my district, over by the Community College, so I'm very interested and looking forward to the meeting with Public Works. I think that's either next week or the week after, so I can really be updated on everything that's going on, and I think that there's probably going to be a lot of people interested in the capital outlay process. I hope we can sort of corral it into something that's very useful for everybody, but Katherine's right; that's kind of a chaotic process. I've been through that before.

And I think also there's a lot of interest always in my constituents with environmental issues including the upgrade of our Sustainable Land Use Development Code to match with the state green building code. There's a lot of interest in that as well as other environmental issues. I appreciate all of my constituents who reach out to me or come to the various meetings. It's been really great getting to know people. And that's it for now. Thank you, Mr. Chair.

CHAIR ROYBAL: Thank you, Commissioner Hughes. Appreciate all the information. Commissioner Hansen, you'd like another go?

COMMISSIONER HANSEN: Yes. I want to recognize Daniel also. Just yesterday I got this really wonderful email from one of my really long-time friends in New York City and she said, oh, I felt like I was there. It was so fantastic to be able to watch it and be there with you. So not only those of us locally who know the building but

people throughout the country were able to watch. And of course my sister watched it in California, so we had a lot of people watching it from all over the United States and I am really, really grateful for your great work. So thank you so much. That's it.

CHAIR ROYBAL: Thank you, Commissioner Hansen, and thank you for recognizing the efforts of Mr. Fresquez. Do you want to say anything? You could give some shout-outs to anybody who helped you. Such good candidates that spoke. I thought Manager Miller did a great job.

COMMISSIONER GARCIA: Mr. Chair, Katherine and yourself did a great job, but Daniel, if you want to give some shout-outs, I'm all for it. But Katherine and Henry you guys did an excellent job as well as everybody else. Congratulations and awesome job.

DANIEL FRESQUEZ (Media Coordinator): Mr. Chair, Commissioners, thank you. It was fun to put together. What's weird is I watched it probably 100-and sometimes, pulling it together, but when we went live, it really did feel like you're watching it live with everybody, so it works pretty good. But thank you all, and congratulations to the newly and re-elected officials.

CHAIR ROYBAL: Awesome. Great job, Daniel.

6. B. Other Elected Officials' Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions and Requests for Updates or Future Presentations

CHAIR ROYBAL: I know that we have or newly elected Clerk, Ms. Katharine Clark. It's a real tongue-tie with the Clerk and Clark.

KATHARINE CLARK (County Clerk): You are not the only one. I've read a lot of messages this week and chuckle every time the person on the phone is trying to leave a message. It's going to be a challenge.

CHAIR ROYBAL: We get it. So Madam Clerk, did you have any announcements or anything that you'd like to share with the general public and your constituents.

CLERK CLARK: No, just that I'm happy to be here. I was a little nervous about my first meeting but it seemed to go pretty smoothly. We actually have a lot of elections this year. We have a special election then we have some bonds and we're going to have a municipal, so we're going to be put through our paces this year. So we'll announce those as they come through.

CHAIR ROYBAL: Thank you, Madam Clerk. Also, I know earlier I saw our newly elected Treasurer, Ms. Jennifer Manzanares. Are you still on the line? Okay. Do we have any other elected officials? Go ahead, Commissioner Garcia.

COMMISSIONER GARCIA: Just, Mr. Chair, really quick. Jennifer is not on the line but we welcome her, and welcome Clerk Clark, welcome to our team. It's good having you here. Whatever we can do as a County Commission to help your department out, but welcome aboard. It's awesome.

CLERK CLARK: Thank you.

COMMISSIONER GARCIA: And congratulations because unless you run for office people don't realize how hard it is to run. You did and great job. Welcome to

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the team.

CLERK CLARK: Thank you.

CHAIR ROYBAL: Thank you, Commissioner Garcia. I couldn't have said it any better. I just want, from the Commission, we want you to know that the Commission is here to work with you, both Treasurer Manzanares and Clerk Clark. And welcome aboard and we look forward to working with you in the future. So thank you. Any other comments from Commissioners? Commissioner Hughes.

COMMISSIONER HUGHES: I'll just say welcome to our new Clerk and our new Treasurer. It's great to have them aboard and I'm looking forward to working with them.

CHAIR ROYBAL: Thank you, Commissioner Hughes.

6. D. Election of Board of County Commissioners Chair for 2021

CHAIR ROYBAL: Commissioner Hamilton.

COMMISSIONER HAMILTON: Thank you, Mr. Chair. With tremendous respect and gratitude for being able to work with an incredible group of Commissioners who are interactive and committed and incredibly well informed and well motivated, I would like to nominate our current Chair, Commissioner Henry Roybal to serve a second term as Chair.

CHAIR ROYBAL: Okay, thank you, Commissioner Hamilton. Do we have any other nominations?

COMMISSIONER GARCIA: Mr. Chair, I would like to second Commissioner Hamilton's nomination.

CHAIR ROYBAL: So we have a motion and a second. Under discussion, is there anything under discussion? Okay, I'm going to go to a roll call vote.

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

CHAIR ROYBAL: I do want to say it's been my honor and privilege to serve as the Chair of the Santa Fe County Commission and I'm also humbled to be elected to serve an additional year, so thank you, my fellow elected officials in supporting me. I do appreciate it.

6. E. Election of Board of County Commissioners Vice Chair for 2021

CHAIR ROYBAL: I do want to actually make a motion to have Commissioner Hamilton as the Vice Chair.

COMMISSIONER GARCIA: Mr. Chair, I would second that motion.

CHAIR ROYBAL: So we have a motion and a second. Is there anything under discussion? Commissioner Hughes.

COMMISSIONER HUGHES: Mr. Chair, I understand we're in extraordinary times here and we're breaking with tradition to continue with this but I think we should probably – I would be in favor of going back to our rotational schedule next time it comes up. I think that that was a good system. I do understand that during the

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pandemic things are different and I really appreciate Commissioner Roybal. You run a very good online meeting and that's very helpful at this time. So thank you for that, but I just wanted to say that I was a little concerned that we were breaking with tradition and I hope we go back to it.

CHAIR ROYBAL: Thank you, Commissioner Hughes, and thank you for your support. I appreciate that. I know that running a meeting during these times and these online meetings are difficult. They can be very difficult at times, so I appreciate that and I know that it's not always an easy endeavor, so I appreciate the support and the comments, sir. So we have a motion and a second. I'm going to go to a roll call vote.

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

COMMISSIONER GARCIA: Yes, Mr. Chair. I understand what Commissioner Hughes is saying as into the rotation or the tradition. Last year I was supposed to be either the Chair or the Vice Chair and I didn't get it, and I didn't get upset about it. But I see what Commissioner Hughes is saying, but yes, I vote for it.

CHAIR ROYBAL: I want to just look forward to working with all my elected officials and Commission for 2021 and I think we do have a great Board as we have enumerated in the past. I think all of us have special skills in different areas that we bring to the Board and so it's just really great because I know that I can rely on different Commissioners to actually bring forward these issues and also help with certain expertise in different areas. So I think we're a well-rounded Board, so thank you all. Any other comments from Commissioners?

6. F. **Appointments of County Commissioners and Staff to Boards and Committees, Including the Following Entities: Buckman Direct Diversion, Santa Fe Metropolitan Planning Organization, North Central New Mexico Economic Development District, North Central Regional Transit District, Regional Coalition for LANL Communities, Santa Fe Solid Waste Management Agency, Santa Fe County Investment Committee, Santa Fe County Audit Committee, the Estancia Valley Economic Development Association, Northern Rio Grande Heritage Area, the New Mexico Northern Area Workforce Development Area CEOs, the New Mexico County Insurance Authority Board of Directors, the New Mexico County Insurance Authority General Membership, and Coalition of Sustainable Communities New Mexico**

CHAIR ROYBAL: There are several Boards that we all sit on. There's the Buckman Direct Diversion, Santa Fe Metropolitan Planning Organization, the North Central Economic Development District, Northern Central Regional Transit District, Regional Coalition for LANL Communities, Santa Fe Solid Waste Management Agency, Santa Fe County Investment Committee, Santa Fe County Audit Committee, the Estancia Valley Economic Development Association, Northern Rio Grande Heritage Area, the New Mexico Northern Area Workforce Development Area CEOs, the New Mexico

County Insurance Authority Board of Directors, the New Mexico County Insurance Authority General Membership, and Coalition of Sustainable Communities New Mexico.

And from the County Manager's Office we have Tessa Jo and I'm hoping that we're putting on who current members are. Is that what I'm seeing? Let's see where the Commission wants to go from here on these boards.

MS. MASCARENAS: Yes. There is a matrix that was attached, so if you will pull that up, Daniel. So if you all would like, we could go through each one on the list and you can tell me what changes you would like, if that order works for all of you.

CHAIR ROYBAL: One thing that we might be able to do is go through the Commission and see, are there any Commissioners that are interested in changing their boards, or would everybody like to stay on the board that they currently are on. I guess that would be one way that we can kind of get through it a little bit quicker.

COMMISSIONER GARCIA: Mr. Chair, I'm okay staying on the boards that I'm on.

CHAIR ROYBAL: Okay.

COMMISSIONER HAMILTON: Mr. Chair.

CHAIR ROYBAL: Go ahead, Commissioner Hamilton.

COMMISSIONER HAMILTON: I just wanted to comment – suggest two things. I'm perfectly happy – I'm very happy with the boards I'm on and would like to stay. With respect to Buckman, myself and Commissioner Hansen are on that board, I would just respectfully say that that is one that would be incredibly beneficial if we kept it that way. There are huge, very impactful things happening on BDD that the two of us have tremendous institutional knowledge of at this point.

On the other hand, much as I like it and think it's very important, with respect to the Coalition of Sustainable Communities, I'm the alternate on that. I follow that. Commissioner Hansen carries the lion's share of the actual work on that. She's really good at keeping all of us informed on that. I know that Commissioner Hughes is very interested in that and I had offered him, I'd be very happy to have Commissioner Hughes be alternate on that because I feel like I would still have every opportunity to stay up to date and know what's going on with that board. Sustainability is something that's pretty important to everybody on the Board. But it's definitely very important to me when there have been big things going on. Commissioner Hansen has always brought them forward, so I feel like this is an opportunity for Commissioner Hughes to get more involved in something that's very important to him also and that he has a lot to contribute to.

That's actually the only change I was going to make.

CHAIR ROYBAL: Okay. We appreciate that, and especially giving the opportunity to a new Commissioner that you know he has deep passion in that area. Commissioner Hughes, how does that sound to you, sir?

COMMISSIONER HUGHES: Yes, thank you, Commissioner Roybal and Commissioner Hamilton. Yes, I would love to be the alternate on the Sustainable Communities group. So that suits me very well.

CHAIR ROYBAL: Okay. Great.

COMMISSIONER GARCIA: Mr. Chair, one quick question. So Commissioner Hughes will actually be taking over ex-Commissioner Moreno's spots on the committees, correct? As well as this new one?

CHAIR ROYBAL: That is correct. And I was going to go to Commissioner Hughes next and see, besides the appointment we just made, Commissioner Hughes, did you have any other requests of changes or are you okay with those boards?

COMMISSIONER HUGHES: Thank you. I'm fine with the committees I'm on. I'm also interested in the Investment Committee, and it looks to me like Commissioner Hamilton will now be the – the vice chair would be the principal. So I would be interested in being the alternate on the Investment Committee also. And with that, I would be willing to give up any of the other committees that people wanted, in case I'm on too many committees.

COMMISSIONER GARCIA: Mr. Chair, I'd like to give him some committees, if you would like some more committees. I'm just kidding.

CHAIR ROYBAL: So I know on both of those committees you're actually an alternate. I'm not sure if there's quite a few too many but Tessa, if you could kind of look at that and give us an idea of afterward how much each one of us have.
Commissioner Hansen

COMMISSIONER HANSEN: Thank you. I basically want to stay on all the committees I'm on. I see that we have two alternates on the Investment Committee – or I thought we had two alternates on the Investment Committee. Is that not true? I saw one sheet. I don't see it here.

MS. MASCARENAS: I believe it's required that the Chair and the Vice Chair be the primary members on the Investment Committee. I don't believe there is a requirement as far as the number of alternates.

COMMISSIONER HANSEN: So I would be an alternate on that and then I will stay on all the committees that I am on. Is this all the committees that there are? Am I looking at everything that I need to see?

MS. MASCARENAS: Yes, ma'am. It appears a little bit small on the screen but it's also on BoardDocs.

COMMISSIONER HANSEN: I opened it on BoardDocs. That's where I think I saw – okay. I'm good.

CHAIR ROYBAL: Okay. Thank you, Commissioner Hansen.
Commissioner Garcia, we've gone to already, Commissioner Hamilton. So I'm okay with the boards that I'm sitting on right now as well. I'm an alternate on the MPO and a couple other boards, so I'm fine with that as well. Tessa, do you have sort of where we're at right now with some of the minor changes that we made?

MS. MASCARENAS: Yes. Absolutely.

CHAIR ROYBAL: Manager Miller had a comment. Go ahead, Manager Miller.

MANAGER MILLER: I needed to point out there's actually an error in this chart. Down at the bottom, the New Mexico County Insurance Authority member representative. It has you marked as that, but it's actually Greg, and I would like to recommend that Greg continue in that position. It's the issue where they have very long meetings relative to insurance claims and the insurance pool and Commissioner Roybal, you are the annual meeting member though, for the annual meeting you are the representative for that.

CHAIR ROYBAL: Okay. I'm fine with that. I know that Greg does a great job informing the Board in regards to the discussions in those meetings and keeping us abreast, so I'm fine with that. Thank you.

MS. MASCARENAS: Also, in previous years it appears as though we had one alternate on the Investment Committee. Katherine or Greg, do you all happen to be aware of whether we could add an alternate or should we decide just upon one?

MR. SHAFFER: Mr. Chair, Commissioners, Tessa Jo, the Investment Policy that establishes the Investment Committee provides that the membership is the Chair of the Board of County Commissioners, the Chair's designee, and the Vice Chair of the Board of County Commissioners or the Vice Chair's designee. So I believe that allows for two alternates. I believe the actual practice of the Board of County Commissioners over the years is to designate the alternates through this annual process that we're currently going through, and I don't believe that that is inconsistent in a material respect with what's in the Investment Policy. So I don't believe that there's any problem with there being two alternates for the Investment Committee. I don't think it inappropriate for this Board to decide who those alternates are. I hope that answers the question.

CHAIR ROYBAL: Okay. I'm fine with that and I don't think, Commissioner Garcia, the Investment Committee was something you're interested in. Was that correct?

COMMISSIONER GARCIA: Yes, that is correct. I'm fine. Thank you, sir.

CHAIR ROYBAL: Okay, then I would move that Commissioner Hansen be my alternate and Commissioner Hamilton, if you want to make Commissioner Hughes your alternate.

COMMISSIONER HAMILTON: Yes. I think having both of them for alternates. I actually don't think we have to designate who's for who. It's just an official acknowledgement that there are alternates on the committee. I think Commissioner Hansen are either on that committee or alternates for most of the years, and even when we're alternates we often come, so it's sort of – if they both come to all the meetings that's – about four years ago they would have said it's all groovy.

CHAIR ROYBAL: Yes, exactly. The more the merrier, right? Okay. Sounds good. Tessa, did you have the numbers for us as far as how many boards we sit on, each Commissioner?

MS. MASCARENAS: I do not, but I can absolutely send that to you.

CHAIR ROYBAL: Okay. That would be fine. As long as a Commissioner doesn't feel overwhelmed with too many boards then they can probably talk to other Commissioners and see if they would help with that. So we can always look and see what the numbers look like, but I don't think it's going to be too much more for Commissioner Hughes to have those additional two boards because it is an alternate position as well so it won't be as bad. I think that was pretty quick and painless so I think we are done with item 6. F. Do we need to vote? We have it as an action item. Do we need to make a motion? I believe so. What's the pleasure of the Board?

COMMISSIONER HANSEN: Mr. Chair, I have one question.

CHAIR ROYBAL: Go ahead.

COMMISSIONER HANSEN: It's actually a question for Greg. Greg, can I have an alternate on the Northern Rio Grande National Heritage Area?

MR. SHAFFER: Commissioner Hansen, Mr. Chair, I don't know. I would have to look at their organizational documents. I will endeavor to do so if I can't get you an answer right now. If it is possible we can bring that back as an action item at the next Board of County Commissioners meeting.

COMMISSIONER HANSEN: I am actually on their executive board but I know that Commissioner Hughes did mention that he might be interested in being an alternate and I don't know also from their documents how that would work. So if there's a discussion we could have I would appreciate it.

CHAIR ROYBAL: So if we're able to add that additional individual to that board we can do that at a later date? Or does that need to be part of this motion?

MR. SHAFFER: Mr. Chair, Commissioner Hansen, you could do it at a later date or you could simply make the designation of an alternate for Commissioner Hansen, and then if it's allowed then that will be the alternate. If it's not allowed under the bylaws of the Northern Rio Grande Heritage Area then it won't be allowed. No harm, no foul. But that way we could move along.

CHAIR ROYBAL: Okay. Let's go ahead and do that.

COMMISSIONER HUGHES: So, Mr. Chair, I would be interested in being the alternate, although I'm happy if someone else wants it that's also fine, but I am interested in that committee as I had told Commissioner Hansen earlier.

CHAIR ROYBAL: Okay. So if we can get a motion to approve the appointments as discussed and changes.

COMMISSIONER GARCIA: Mr. Chair, I so move.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: I'm going to go to a roll call vote.

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

- 8. INFORMATION ITEMS/MONTHLY REPORTS**
- A. Community Services Department Monthly Report**
 - B. Finance and Purchasing Monthly Report**
 - C. Growth Management Department Monthly Report**
 - D. Human Resources Monthly Report**
 - E. Public Safety Monthly Report**
 - F. Public Works Monthly Report**

MANAGER MILLER: Mr. Chair, we would request that before we go into executive session, could Public Works give a little update from their report on the projects? Commissioner Garcia had asked for that. They are available to give kind of a summary of their monthly report and I thought it might be helpful for the Board and if there are any projects that they don't mention that you have questions about, either they could answer that now or we could get some more information for you.

CHAIR ROYBAL: Okay. I think that would fine. Thank you, Manager Miller, because we don't want to keep them while we're in executive session. There's no

use in them waiting for us. So if we could get that update that'd be great.

GARY GIRON (Public Works Director): Mr. Chair, Commissioners, County Manager, we have attached our report for you, both the October and November, and we're working on the month of December. You'll notice in the report we have changed the format, updating all of the road projects, the road maintenance projects, the utility projects, sustainability projects and all of the vertical projects that we have. They're in bullet format but if any of the Commissioners have any questions for us, I think there were two questions we can answer right away. We'd be glad to answer those.

But also we're available to keep Commissioners up to date. We are now scheduling periodic meetings with the Commissioners so that we can answer any of their questions, follow up and make sure that we're giving as much information about ongoing projects that we have. Go ahead, P.J.

P.J. MONTANO (Public Works): Mr. Chair, Commissioner Garcia, specifically, the questions that you had was for the \$325,000 in grant funding for photovoltaic. They're on a schedule to be used for the Cerrillos Senior Center and Fire Station, the Public Safety expansion, and a small system for the Cundiyo Community Center. The existing grant of \$505,000 has been used at the fairgrounds exhibit hall. That is completed. The Agua Fria Fire Station, which is completed. The La Cienega Fire Station, Rancho Viejo Boulevard, which is completed. And the current Public Safety Facility, which will be completed in February, which leaves us a balance of \$65,000 that is going to be used for the Tesuque, Nambe and San Marcos transfer stations.

RYAN WARD (Public Works): Mr. Chair, Commissioners, I'll give you a brief rundown on the roads projects. The main thing that I would like to talk about is just what's ongoing and then what's in the near, near future. So ongoing, the only active project that we have currently is the Sunlit Hills project. We're doing asphalt overlay. There's four different roads that are being overlaid with some upgrades to some of the drainage structures as well as some guardrail on that project. The other up and coming project, as I think everyone is well aware of is the northeast-southeast connect that we're working through. Currently, that's in a state where we're working through right-of-way donation easement exhibits and appraisals. So that's kind of where that project sits. The plans are 60 percent complete. They were hoping to move that one, keep that one moving forward.

General Goodwin is one too that we have. That one, we've been working through easements similar to the northeast-southeast connector, and we've made progress with it in DOT. There's a drainage license that will be coming before you hopefully at the next BCC on the 26th. It's a license agreement where we have some other easements where we're working with landowners on that project. So that's kind of the ones that we have going now and in the near future. We're not doing any current, other than routine maintenance. We don't have any projects that we're doing internally with road maintenance currently. The weather always impacts doing any kind of road work in regards to asphalt or reworking any of the subgrade or base material on the roadway. So material-wise we're kind of at a standstill on that. We have some other maintenance aspects going. So hopefully that gives everyone an update.

MR. GIRON: Mr. Chair, Commissioners, going back to what Commissioner Hughes said, we had a very productive meeting with Eldorado ECIA and

briefed them on everything that's going on out there and continue to work on our relationship with them. And letting the Commissioners know we are available for those kinds of meetings with the community on any of the projects or areas of interest. And with that, we'll stand for any questions.

CHAIR ROYBAL: Thank you, Director Giron. I'm going to go to Commissioner Garcia. Go ahead, sir.

COMMISSIONER GARCIA: Just really quick. I'd like to thank Phillip Montano for actually doing a great job, as well as Gary and your entire staff there. I know you're short-staffed and it's hard to get things done because this whole COVID and the construction industry is just booming. So we're a little short-staffed and I appreciate you guys sharing your work with the Commission as well as Manager Miller in getting things done. I have a standing meeting with you soon so we can talk about other things, but I appreciate that. Thank you, Phillip, as well as Mr. Giron. Thank you.

MR. GIRON: Thank you, Commissioner Garcia. Okay, so do we have any other questions or comments on this presentation? I think it was a great presentation. Thank you guys for all the information that you gave us. Commissioner Hansen.

COMMISSIONER HANSEN: I want to thank you Gary, P.J., for all the work you're doing and I look forward to meeting with you and thank you for the comprehensive and clean and clear report. I always appreciate reading all of these and knowing what is being done and what's going on. So thank you. I'm grateful.

MR. GIRON: Thank you.

CHAIR ROYBAL: Okay, so any other comments, questions? Thank you very much for that presentation, that update, and I think it would be really great to get – I did see that we're going to start doing quarterly updates, or I think – I believe it was quarterly. Was that correct Director Giron?

MR. GIRON: Mr. Chair, members of the Commission, that is true.

CHAIR ROYBAL: Okay, perfect. I'm glad to hear that. Okay. Thank you guys for your time. We appreciate it. I don't think we have anything else as far as reports. I just want to thank staff for the reports that we did have. I think that we can probably let staff go at this point, if you're in agreement with that. Manager Miller.

MANAGER MILLER: Yes, Mr. Chair. Just to note the reports that are in this packet were the November reports because we only had one meeting in December and at the end of the month you will have December's reports.

CHAIR ROYBAL: Okay. Great.

7. MATTERS FROM THE COUNTY ATTORNEY

- A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Public Hearing(s) on the Agenda, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or**

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Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1 (H)(8) NMSA 1978, including:

1. Potential Intervention in Public Regulation Commission Case #19-00234-UT

CHAIR ROYBAL: Can we get a summary of what we're going into executive session for, Attorney Shaffer?

MR. SHAFFER: Yes, Mr. Chair, Commissioners. We'd be requesting a motion to adjourn the open meeting and go into closed session or executive session for purposes of discussing threatened or pending litigation in which Santa Fe County is or may become a participant as allowed by Section 10-15-1(H)(7) NMSA 1978, specifically, potential intervention in Public Regulation Commission Case #19-00234-UT. Since this is the last item of business on the agenda if it pleases the Commission we could adjourn the open meeting and not reconvene in open session after executive session. And finally, I would just note, before any motion is made that you do have a separate invite for the executive session. Thank you, Mr. Chair. I'd be pleased to answer any questions.

CHAIR ROYBAL: Thank you, Attorney Shaffer. I would be in agreement to go ahead and dismiss from executive session, but I will entertain a motion.

COMMISSIONER GARCIA: Mr. Chair, I'd like to make a motion for item 7, Matters from the County Attorney, as discussed by the Attorney Shaffer. I make that as a motion.

COMMISSIONER HAMILTON: Second.

CHAIR ROYBAL: So we have a motion from Commissioner Garcia, a second from Commissioner Hamilton. Can I get a roll call vote from Madam Clerk Clark?

The motion to adjourn and go into executive session pursuant to NMSA Section 10-15-1-H (7) to discuss the matter delineated above passed by unanimous roll call vote as follows:

Commissioner Garcia	Aye
Commissioner Hamilton	Aye
Commissioner Hansen	Aye
Commissioner Moreno	Aye
Commissioner Roybal	Aye

COMMISSIONER HANSEN: Mr. Chair.

CHAIR ROYBAL: Go ahead, Commissioner Hansen.

COMMISSIONER HANSEN: Since we're finished with that vote I want to thank you Ms. Katharine Clark, Madam Clerk, for an excellent meeting and good job.

CLERK CLARK: Thank you.

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CHAIR ROYBAL: Thank you. I was just going to make the same comment, so thank you, Commissioner Hansen. I was going to thank her and make sure we did give her proper initiation for her first meeting.

CONCLUDING BUSINESS

- A. Announcements**
- B. Adjournment**

Chair Roybal declared this meeting adjourned at 5:35 p.m.



Approved by:

Henry Roybal
Board of County Commissioners
Henry Roybal, Chair

ATTEST TO:

Katharine E. Clark

KATHARINE E. CLARK
SANTA FE COUNTY CLERK

Respectfully submitted:

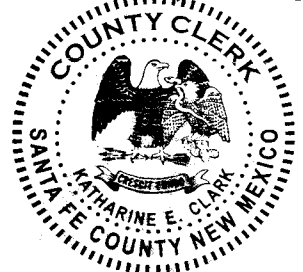
Karen Farrell
Karen Farrell, Wordswork
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COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
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I Hereby Certify That This Instrument Was Filed for
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Of The Records Of Santa Fe County

Deputy *Estrella* *Martinez* Witness My Hand And Seal Of Office
Katharine E. Clark
County Clerk, Santa Fe, NM



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