

SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING

May 31, 2022

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

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC MINUTES
PAGES: 52

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County Clerk, Santa Fe, NM



SANTA FE COUNTY

REGULAR MEETING

BOARD OF COUNTY COMMISSIONERS

May 31, 2022

1. A. This regular meeting of the Santa Fe Board of County Commissioners was called to order at approximately 2:15 pm by Chair Anna Hamilton in the County Commission Chambers, 102 Grant Avenue, Santa Fe, New Mexico.

B. Roll Call

Roll was called by Deputy County Clerk Evonne Gantz and indicated the presence of a quorum as follows:

Members Present:

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

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 Hamilton and the Moment of Reflection by Lisa Katonak of the Community Development Department.

Commissioner Garcia requested a moment of silence for his grandmother. Commissioner Roybal requested a moment of silence in recognition of Memorial Day and in particular Marine Cpl. Jonathan Grant who was killed in Iraq. He also asked that those being affected by the fires be remembered. Commissioner Hansen asked for remembrance for those lost in Uvalde, Texas

F. Approval of Agenda

COMMISSIONER HANSEN: Manager Shaffer, is there anything we need to know?

GREG SHAFFER (County Manager): Thank you, Madam Chair, Commissioners. The initial agenda was posted on Tuesday, May 24th and an amended

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agenda was posted on Friday, May 27th at approximately 4:52 pm. Miscellaneous Action item 6. A, the Complete Streets Resolution, there were updated packet materials uploaded to BoardDocs. Action item 6. D, which is the Community Solar Ordinance and Resolution, the caption was updated as well as the packet material. 6. B, which is the Solid Waste Ordinance amendment, packet material was updated for that item as well.

Presentations, 7. B, concerning the transfer of development rights program, that packet material was updated. Under Matters from the County Attorney, item 11. A. 2 was added to the agenda. And then finally, with regard to item 12. A, which is the Public Hearing relative to the closure of certain Santa Fe County trails, the packet material for that item was updated.

CHAIR HAMILTON: Excellent. Thank you so much. So what is the pleasure of the Board?

COMMISSIONER HANSEN: Madam Chair.

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: I move to approve the agenda with the changes presented by the County Manager.

COMMISSIONER GARCIA: Second.

CHAIR HAMILTON: Thank you. I have a motion and a second.

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

G. Years of Service and New Hires Recognition

CHAIR HAMILTON: Manager Shaffer.

MANAGER SHAFFER: Thank you, Madam Chair, Commissioners. Two important items on the agenda are the recognition of years of service of existing Santa Fe County employees, which we do in five-year increments, as well as recognition of our new hires during the month of April, which we hope will ultimately be on our years of service list. We have six County employees who mark their five-year anniversary with the County. We thank them for their service. That is Ron Mascarenas in the Public Works Department, Eppie Tapia in the County Manager Risk Management Division, Amanda Portillo in the Finance Division, Joe Apodaca in Building Services in the Public Works Department, Joel Cano, in the Sheriff's Department. We have in addition in the Corrections Department, Jesus Garcia.

We have one individual who marked ten years with the County and that is Mr. Kenneth Rodriguez in the Road Maintenance section of the Public Works Department, and we had two individuals who have completed 15 years of service with the County: Teresa Atencio in the Bureau of Elections with the County Clerk's Office, and Louis Martinez in the Finance Division of the County Manager's Office.

Turning to our new hires, we had Raymond Salazar join us as an HR Administrator in Human Resources, Eugene Barela joined us as an IT Security Administrator I in the IT Division. Lee Ann Martinez, as an administrative assistant also in the IT Division. I think it's Mequella Romero joined the Purchasing Division as a Procurement Specialist Senior, Rebecca Garcia as a cook with our Senior Services/Community Services Department, Casey Gilmour joined our team as a detention officer

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within the Corrections Division. At RECC, we had an emergency communications specialist trainee, Julie Silva. A Project Manager II at the Public Works Department, Daniel Anderson joined the team. And then we had three deputy sheriffs, one cadet, one Deputy I and a Deputy III joined the team. The Sheriff Deputy Cadet was Albino Gallardo. The Sheriff Deputy III was Deputy Cody Lattin, and Sheriff Deputy I was Royce Nez.

So again, we welcome the new team members as well as recognize the continuing years of service for those who have completed five-year plus anniversaries with the County.

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Thank you so much. Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Thank you, Manager Shaffer. Just a couple of the individuals, welcome. Manager Shaffer for being our County Manager. Actually our acting County Attorney as well as the Manager's Office, Sara, is our new County Manager's Office. And everybody else that you mentioned earlier, thank you for working for Santa Fe County. I'm sorry – I had some surgery the other day, but welcome, everybody. Thank you. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: I want to recognize the Art Department who made the new art that shows our welcome to the County. I actually really liked seeing Daniel's good work, so I'm assuming he did that along, maybe with Sara, so I just wanted to recognize the new format.

CHAIR HAMILTON: Thank you.

COMMISSIONER GARCIA: Also, Madam Chair.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: One of the other things I do, I have a couple of hats that I put on but I actually gave about 800 diplomas this last week, which is totally awesome to give out a diploma to an individual. It was great. But, Brian Snyder, your daughter? Your son? Your daughter, right?

BRIAN SNYDER (Public Works): Daughter.

COMMISSIONER GARCIA: Daughter. Congratulations, because that was awesome. Whenever somebody, a kid, receives a diploma, that's great. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Roybal.

COMMISSIONER ROYBAL: I just want to congratulate everybody with their work anniversaries and also all the new hires. Welcome to Santa Fe County, and I would ditto those same words of Commissioner Garcia. I've been in quite a few graduating events and it's a real honor to be there and to see the excitement of graduation day and also listen to the speeches from dignitaries and also our valedictorians, which is really something that's really special to me to listen to because you know you hear some really great points of view and speeches from these young adults. So I just wanted to also comment on that. Thank you.

CHAIR HAMILTON: Thank you very much. And I definitely like that we do these recognitions and welcome everybody on board and thank them for their continuing service.

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2. APPROVAL OF MEETING MINUTES

A. Request Approval of the April 26, 2022 Board of County Commissioner Meeting Minutes

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Yes, I would like to make a motion to approve the April 26, 2022 Board of County Commissioner meeting minutes.

COMMISSIONER HUGHES: Second.

CHAIR HAMILTON: Thank you. So I have a motion and a second.

COMMISSIONER GARCIA: Madam Chair, for discussion.

CHAIR HAMILTON: On minutes?

COMMISSIONER GARCIA: Yes. I forgot. Penny Ellis-Green out there, her daughter actually walked up there as well.

CHAIR HAMILTON: Those aren't actually – point of order.

COMMISSIONER GARCIA: I just wanted to wish Penny congratulations.

CHAIR HAMILTON: Yes, but we can do that during Matters from Commission. So for the meeting minutes, I have a motion and a second.

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

B. Request Approval of the April 26, 2022 Board of County Commissioner Budget Study Session Special Meeting Minutes

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, I would like to request approval of the April 26, 2022 Board of County Commissioner Budget Study Session Special Meeting minutes.

COMMISSIONER HUGHES: Second.

CHAIR HAMILTON: Thank you. I have a motion and a second.

COMMISSIONER GARCIA: Once again, for Manager Shaffer, this is just for the study session, right? This is not to actually approve the budget?

CHAIR HAMILTON: It's just approving the minutes.

COMMISSIONER GARCIA: Yes. Thank you, Madam Chair. Thank you.

CHAIR HAMILTON: So there's a motion and a second.

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

3. CONSIDERATION PROCLAMATIONS, RESOLUTIONS, AND/OR RECOGNITIONS - None were offered.

4. CONSENT AGENDA

A. Request Approval of County Health Care Assistance Claims in the Amount of \$5,343.75 (Community Services Department/Jennifer

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- Romero)**
- B. Resolution No. 2022-035, a Resolution Requesting an Increase to the State Special Appropriations Fund (318) to Budget Four State Appropriation Grants for Various Capital Projects in the Amount of \$475,000 (Finance Division/Yvonne S. Herrera and Public Works Department/Gary L.J. Giron)**
- C. Findings of Fact in the Matter of Case # 20-5050 Western Ridge Subdivision Preliminary and Final Plat for Phase 1 and Conceptual Approval for Phase 2. Western Ridge Investments LLC, Applicant, Jenkins Gavin Inc. Agent, Request Approval for Conceptual Plan Approval for a Two-Phase Residential 15-Lot Subdivision and Preliminary and Final Subdivision Plat Approval for Phase 1 on a Total of 128.24-Acres and Approval of an Affordable Housing Agreement. The Property Has Split Zoning With 82 Acres Designated Rural Residential and 46.24 Acres Designated Residential Fringe. Phase One Consists of Ten Lots in Total with Nine Residential Lots on 100.14 Acres, and a 28.10-Acre Remainder Tract (Lot) 10 for Phase 2 of the Development. The 82-Acre Rural Residential Portion of the Property will be Divided Into Seven Lots in Compliance with the Permissible Density of One Lot per Ten Acres. The 46.24-Acre Residential Fringe Portion of the Property will be Divided into Eight lots in Compliance with the Permissible Density of One Lot Per Five Acres. The Proposed Development is Accessed via 52 San Rafael North of Tano Road Within T18N, R9E, Section 35 (Commission District 1) (Approved 4-1) (Growth Management Department/John Lovato, Case Manager)**

COMMISSIONER GARCIA: Madam Chair, if there's no – move for approval.

CHAIR HAMILTON: Thank you.

COMMISSIONER HANSEN: Second.

CHAIR HAMILTON: I have a motion and a second. Are there any questions or discussion?

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

[Deputy Clerk Gantz provided the resolution numbers throughout the meeting.]

5. APPOINTMENTS/REAPPOINTMENTS

None were presented.

6. MISCELLANEOUS ACTION ITEMS

- A. Resolution 2022-036, a Resolution Advancing Complete Streets as a Proven Countermeasure to Advance Safer and More Equitable**

Transportation Improvements in Santa Fe County While Reducing the Impacts of Climate Change

CHAIR HAMILTON: I believe we have Brett Clavio. Welcome.

BRETT CLAVIO (Transportation Planner): Thank you, Madam Chair, Commissioners. Good afternoon. The item before you today is a resolution for Complete Streets. It originated at the Santa Fe Metropolitan Planning Organization. The SFMPO has advanced three similar resolutions, one for the Santa Fe MPO planning area, one for the City of Santa Fe and one for Santa Fe County.

The Santa Fe MPO's resolution was passed by the Technical Coordinating Committee in February and by the Policy Board in April. The City's resolution is still under development, but the County's resolution is ready and before you today. In March, the Santa Fe County Transportation Advisory Committee reviewed and recommended approval of this resolution, with edits, by the BCC. This resolution is aspirational and calls for integrating Complete Streets as a proven countermeasure to advance safer and more equitable transportation improvements in Santa Fe County, while reducing the impacts of climate change.

The Transportation Advisory Committee has agreed to review the SLDC road design standards to better integrate these Complete Streets ideas. With that, staff recommends approval of the resolution advancing Complete Streets as a proven countermeasure to advance safer and more equitable transportation improvements in Santa Fe County while reducing the impacts of climate change. And with that I stand for any questions.

CHAIR HAMILTON: Thank you. Commissioner Hansen, and then I'll go to Commissioner Garcia.

COMMISSIONER HANSEN: Thank you, Brett, so much, for bringing forward this resolution. Both Commissioner Hughes, who is the chair, and Commissioner Garcia, who sits on the MPO, we completely have supported this at the MPO. I think it is really important to have this resolution of complete streets and especially to move forward with helping to reduce the impacts of climate change, which the County has made as a goal. And so with that I would like to make a motion to approve.

COMMISSIONER HUGHES: I'll second.

CHAIR HAMILTON: I have a motion and a second. Under discussion, Commissioner Garcia.

COMMISSIONER GARCIA: Madam Chair, thank you for bringing this forward. As we all know, climate change is very important throughout this globe, our mother ship here. And whenever you talk about streets, whether you're in El Rancho or you're in La Cienega and you talk about streets as into how are we going to deal with streets in La Cienega or County roads up north or Cerrillos, Edgewood, or whatever. When you say streets, what do you mean by streets?

MR. CLAVIO: Commissioner Hamilton and members of the Board. That's an excellent question. Currently the SLDC has divided our roadway network into two categories – urban and rural. And the urban aspects of the county are confined to the Santa Fe Community College District as well as the Airport District as well as the Valle Vista community. Outside of that area is considered rural. And what does that mean? It

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means that we don't really provide infrastructure for bikes and peds out there.

So what the resolution would task the County and the committee to look at is to try to provide a more equitable allocation of resources. So for example, in a place like La Cienega, currently you might have a two-lane road with no shoulder. So the bicycle has to navigate around the traffic and what a complete street would do is say, hey, let's just put a shoulder in there, a four- or five-foot shoulder. And what that does is it allows pedestrians and bicyclists to move freely and without fearing for their life while they're traveling.

So some modest improvements can help address complete streets. Some of the more ambitious things are like what we're doing with the northeast/southeast project. We have a separated bike lane, separated multi-use trail, on-street bike lanes, pedestrian crossings. So we're already integrating this with our projects going forward. But when it goes to looking backwards we need to be careful of the context of the community and try to come up with a solution that both advances the Compete Streets but retains the character of the community. So there's going to be some work that is needed to really revise the design standards as they are today.

COMMISSIONER GARCIA: Thank you, Madam Chair. And I totally agree with you as into different communities throughout the county from Espanola all the way down I-40 and everything in between. We just need to work together with our Planning Department and with our Public Works Director and everybody else as into what we can do. Because I'll tell you, in La Cienega it's going to be hard to put bike lanes there unless we're going to budget for it and go buy all the property down Paseo C de Baca. So as long as this is a resolution for a study I'm great with it. But let's all communicate and figure out what we need to do because there are different communities in this area and it's going to cost us a lot of money to put a bike lane. Or Agua Fria. Or wherever. Or in Commissioner Hughes' district, whenever we're putting the northeast/southeast connector, that's easy because we're buying the right-of-way and we're already doing this stuff. But whenever you go down County roads in La Cienega or Cerrillos, Madrid – just as long as we all communicate as a whole in the County, let's figure it out. But thank you. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you, Commissioner. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Madam Chair. I think this is a great idea. It definitely sets a good direction for the County. I just had sort of a follow-up question on what Commissioner Garcia was asking, is are we going to, as a result of this resolution, are we going to see some changes to the SLDC to align our policies more closely with the goals of the safe streets?

MR. CLAVIO: Madam Chair, Commissioner Hughes, thank you for the question. Yes, absolutely. As it stands, as I mentioned, we have two categories – urban and rural. And as you may know, Santa Fe County has roughly 60 different communities within it. And so each of those are different. Some are traditional. Some are contemporary. Some are planned. Some of the planned communities already have these complete streets, so when they go in and build a subdivision they put in a sidewalk. They put in a bike lane. But for retrofits, it's a sensitive matter. We've got to work with the community. We've tried to do this in Madrid. We looked at implementing a side path there in the community. The community is a little resistant to it so we're not trying to

push it, but we do want to work with people who are willing to work with us. Because I think most people want to see safe streets for their children and for themselves as they get older, they can bicycle around safely.

COMMISSIONER HUGHES: Thank you. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, both Commissioner Hughes and Commissioner Garcia for those questions. I just want to state for the record that in 207 to 2015 I was on the City of Santa Fe Parks and Open Space Advisory Commission and this safe streets and safe routes to parks were incredibly important. So this is I feel like an extension of that, which is really important. The city has more urban areas where we have more rural areas. Like you said, when we can work with communities to provide that kind of access for pedestrians and bikes and make it safer for children on the roadways. It's really important. So I wholeheartedly support this. Thank you for working on it and bringing it forward.

CHAIR HAMILTON: Thank you. I actually have a couple of questions. One is, could you say a little bit more about potential fiscal impacts, especially for retrofits as well as for ongoing designs? Probably everybody who uses the streets of Santa Fe County recognizes the places that don't have shoulders, that don't have bike paths or areas for pedestrians to safely walk. But nevertheless, there is need to consider fiscal impact. And then similarly, can you at least for the record explain some of how it's anticipated to impact climate change?

BRIAN SNYDER (Public Works): Commissioner Hamilton and Commission, I'll answer the first question, then I'll turn the climate change over to Brett. From a fiscal impact, we don't have exact numbers right now, but we have committed to do in working with Brett and the Planning team and the Transportation Advisory Committee as well as their subgroups is to look at the roadway design standards, look at our design standards based on the different SLDC areas and come up with some of those and understand that it is going to be cheaper in some areas and more expensive in other areas.

The La Cienega area may be an example of where the right-of-way is narrow and acquisition of land may not be practical or may be a little more costly. So we have to really look into that and vet it. This is, as Brett has said, this is an aspirational goal. I think it's a good step in the right direction, but we still need to work out the details and that's what the next steps are is to work with the Transportation Advisory Committee, Growth and Planning to home in on some of that.

On new roads, I think it's a little bit easier, but we're also looking at this holistically and understanding that we don't build new roads, necessarily, internally in the county every day. The development community does. What we do is a lot of rehab and where it doesn't make sense on the rehabilitation projects to do some of this expansion and maybe in some areas where does it not. But try to get that and bring that back to the Commission for a better understanding.

CHAIR HAMILTON: That's great. I appreciate it. I can't help wondering if there aren't occasionally federal grants to do things exactly like this, even for retrofit once you have this kind of aspirational thing in place.

MR. SNYDER: I think there is and we would definitely would be in

search of that. As the road prices on paving go up every day it seems, as we expand the width of our shoulders, that's additional cost. So we will be looking at additional funding sources, working with Brett and his team and other teams within the County to seek that additional funding.

CHAIR HAMILTON: Excellent. Thank you.

MR. CLAVIO: Madam Chair, Commissioners, I'd just like to add that with respect to climate change, the idea is to be able to have more variety of trips. Right now, most of our trips are by automobile. Why is that? Well, maybe we don't have a sidewalk. Or maybe we don't have bike infrastructure, so we really don't have a choice but to drive. So if we provide a path or bike lane, that gives you a choice. So it's a small step. It's not going to solve the climate problem but it is one step towards reaching that goal.

CHAIR HAMILTON: I just wanted to get that brought out for people. I appreciate it. So is there further discussion?

COMMISSIONER GARCIA: Madam Chair, one more really quick. Thank you, staff, for just communicating with each other, all of you. Commissioner Hansen actually has three charging stations out there in the back and two at 100 Catron because she's thinking ahead as into what we need to buy, whether it's a school bus or a County car for charging stations or riding a bike. Or what not. But, yes, we need to start thinking way over there. Thank you.

CHAIR HAMILTON: Great. Thank you. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair and I definitely will be in support of having this complete road project, or Complete Streets, moving forward. I've had a lot of constituents in my district. A lot of our roads don't have shoulders in those areas and there is some concern even in the La Puebla area where we did put a full-time fire station where we modified that fire station to keep a full-time staff. In that area I know we have had some concerns and I know that we're going to have to get acquisition from property owners to expand the road to have shoulders because if there's any emergency responders there's not anywhere for them to pull over. So I appreciate this idea and definitely will support it and I think that anything where we can reduce our carbon footprint by any amount is great, because at some point we have to figure out a way and every little bit helps so we can get back to get a carbon balance. So I appreciate that. Thank you.

CHAIR HAMILTON: Thank you so much. So if there's no further discussion, I have a motion and a second.

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

6. B. Resolution 2022-037, a Resolution Adopting Required Community Development Block Grant (CDBG) Federal Certifications and Commitments for Project Number 19-C-NR-I-01-G-17

CHAIR HAMILTON: Welcome.

MAXX HENDREN (Community Development): Thank you, Madam Chair, Commissioners. My name is Maxx Hendren. I'm a Senior Planner, and I have

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been responsible for the Community Development Block Grant to build a well in Glorieta, New Mexico. In October of 2020 the Board accepted a Community Development Block Grant in the amount of \$750,000 and in February of 2022 the Board approved additional CDBG-CV funds for \$381,968 for a total of CDBG allocation of \$1,131,968 to construct a new well in Glorieta, New Mexico, in coordination with the Greater Glorieta Mutual Domestic Water Consumers Association.

The County and the local government executed the CDBG agreement on October 22, 2020 and the grant will expire October 22, 2022. So these funds are going to be used to replace the existing well with a deep water supply well. The project will serve as a long-term source for the Village of Glorieta, Glorieta Estates, and Glorieta East, and it's going to address the public health risk posed by elevated radium levels in the existing water source.

To be in compliance with the federal requirement for a Housing & Urban Development CDBG grant, this item will present the necessary requirements. Staff calls your attention to the Federal Requirements Plan, which is Exhibit B in your packet, and will request that the Board consider the resolution adopting the CDBG federal certifications and commitments.

A CDBG federal regulations plan was approved by the Board on December 15, 2020, and plan consists of the following requirements for the County: citizen participation, fair housing, residential displacement and relocation assistance, Section 3 and procurement. And if you allow me, I can give you brief information on each of the federal requirements. This resolution will adopt the current federal requirements plan, Exhibit B.

So citizen participation plan elements included in the Exhibit B provide citizen participation and encourage public input. It also provides reasonable and timely access to local meetings, information, and records per the Open Meetings Act. The County is required to provide three citizen participation meetings for this project. We have already conducted two of the participation meetings with the application, and we're going to hold another public meeting at the conclusion of the project.

The fair housing plan element requires that the County prohibit on-scene housing discrimination. It also provides the programs to ensure equal opportunity in housing. It requires us to post and distribute fair housing flyers, and conduct a fair housing event. Our fair housing event was already conducted on April 13th at the Santa Cruz public housing facility, and we are also required to conduct a fair housing self-assessment, which Jordan completed – our Public Housing Authority Executive Director.

The other part of the plan is residential displacement and relocation assistance plan. It means that we require one-to-one replacement of low income dwelling units lost in connection with the use of any CDBG funding. The relocation assistance for all low income individuals displaced as a result of assisted activities to minimize displacement, and the relocation plan must be adopted throughout the term of this project, whether or not the County is undertaking relocation activities. This project will not conduct relocation activities.

There's also the Section 3 plan, which encourages the use of small local business and the hiring of low income residents. It prescribes hiring, contracting and training practices. It includes specific language for our bid proposals and our contracts and there

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are reporting requirements for Section 3, which is the County's workforce analysis form, the EEO-4 provided by Human Services, and it's in our file for local government and for us.

Not included in the federal requirements plan, but part of the resolution to adopt the federal requirements is a procurement policy. The County is required to adopt a policy and adhere to a procurement policy that is in compliance with the Federal Procurement Code regulations and the New Mexico Procurement Code.

So staff calls your attention to the federal requirements plan, which is Exhibit B, and requests that the Board consider approving a resolution adopting the required CDBG federal certifications and commitments for Project #19-C-NR-I-01-G-17. With the adoption of this resolution the County maintains compliance with HUD and CDBG to construct the community well in Glorieta, New Mexico. Everything is outlined in more detail in your packet and I stand with my colleagues for questions.

CHAIR HAMILTON: Excellent. Thank you. Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Thank you for introducing yourself again because this is the first time I've seen you. CDBG, Community Development Block Grant. There's a lot of individuals out there that don't know what that is and I've worked – we built La Familia, Nancy Rodriguez Community Center. We actually did La Familia Medical Center with a CDBG grant. A couple of colleagues and me, we worked together. We've done CDBG. And for you to take on the project for CDBG, there's – it's a lot of auditing when you're dealing with federal money. And if you're going to take it on, I'm happy for that.

There's an individual up here that actually – when I first met and she's sitting here to my right, and she actually started the Glorieta water system. She actually did an excellent job and we got money for that. And I just wanted to wish it good luck. I'll make a motion to approve this. Whenever you deal with CDBG money, federal money, it's a lot of auditing, like you said. You have to go talk to the backhoe operator, got to talk to the electrician. You've got to interview them. You've got to do all that stuff. I've done it before, making sure getting federal wage rates, right? Yes.

And one question I have is, you said October of 2022, the grant expires, so what does that mean? Where are at with that?

MS. HENDREN: Madam Chair and Commissioner Garcia, we are currently finalizing the plans with the authoritative agencies for the funding, and once we get those finalized plans with the stamp of approval from HGR, our engineer, we will get it through procurement and we will get it out to bid. We hope to have the project fully completed by October 22, 2022. That is our goal.

COMMISSIONER GARCIA: So Madam Chair, October 22, 2022 is really quick. It's going to be here before you know it, right?

MS. HENDREN: Yes.

COMMISSIONER GARCIA: And I see our procurement officer sitting back there. So you guys are communicating with him, Mr. Taylor, to make sure that –

MS. HENDREN: Yes.

COMMISSIONER GARCIA: Good. Right. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you, Commissioner Garcia. Commissioner Hansen.

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COMMISSIONER HANSEN: I will second and discussion.

CHAIR HAMILTON: Under discussion, Commissioner Hansen.

COMMISSIONER HANSEN: Thank you. Thank you, Maxx, for all your work on this. I know you haven't been with the County that long, but great job. Thank you so much. And I think this is an important project, providing clean water for people is incredibly important in Santa Fe County and as has been mentioned, Commissioner Hamilton has worked on this for quite some time. So we're happy that it is moving forward.

CHAIR HAMILTON: Thank you. So I have a motion and a second. Further discussion?

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

6. C. **Request (1) Approval to Utilize the Statewide Price Agreement No. 00-00000-20-00110 with Allied Electric, Inc., Pursuant to Ordinance No. 2012-5 Section 1, Outside Contracts, for the Purchase of the Lighting Upgrades at the Pojoaque Valley Recreation Complex, in the Amount of \$754,995.45, Exclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order, Including All Necessary Contract Documentation**

CHAIR HAMILTON: Mr. Taylor.

BILL TAYLOR (Procurement Director): Thank you, Madam Chair, Commissioners. As stated, we're here before the Board to ask authorization to utilize the state price agreement pursuant to our ordinance 2012-5, Section 1, Outside Contracts, requires BCC approval when that amount is more than \$250,000. And what this project does, it upgrades the lighting upgrades at the Pojoaque Valley Recreation Complex in the amount of \$754,995.45, exclusive of tax.

They're replacing 11 poles at the facility, upgrading the lighting, removing the old wood poles. They're having a lot of issues with the lights staying on. We're going to LED which is going to reduce the utility bill quite significantly. And with that, Madam Chair, I'll stand for any questions.

CHAIR HAMILTON: Excellent.

COMMISSIONER ROYBAL: Madam Chair.

CHAIR HAMILTON: Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair, and this project is in my district and it's a project that I think is going to be a really great project. The lighting that's been there has really been there for a long time. They use high pressure sodium bulbs. If I remember correctly, I think the bulbs are about \$500 apiece and use quite a bit of energy so these LED lights will save a tremendous amount of energy and actually reduce the carbon footprint for the County as well. So I'm glad to see that. I know I asked early on about solar but I guess that type of lighting isn't really for baseball fields because they can't produce enough light to keep the kids safe.

I do want to first of all say thank you for this project because it's something – the LED lights are going to be great for the actual complex, but also, I think I wanted to

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possibly look at and ask staff to look at the possibility because we do have a big covered area where they have – it's about 1,800 square feet where they have a bunch of picnic tables so it's a really nice area but I was wondering if we could look at the possibility of putting solar panels on that facility as well in the future. So just something to think about for the future.

But I'm really excited to see this project coming forward and I just want to say that and also make a motion to approve.

CHAIR HAMILTON: Great. I have a motion.

COMMISSIONER GARCIA: Madam Chair, second.

CHAIR HAMILTON: There's a motion and a second. Under further discussion, Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Madam Chair, and I just wondered, is the contractor going to be required or made aware of the Dark Skies requirements for lighting. As we found out at the Max Coll Community Center, just putting LED lights in doesn't automatically mean it complies with the Dark Skies Ordinance, because that also requires shielding and other things.

MR. TAYLOR: Madam Chair and Commissioner, we've had that discussion with the contractor, and the location of this complex in a lower area, the modern covers and enclosures of those lights I think will meet that requirement. And at least we're going to be monitoring the project to make sure that it achieves that.

COMMISSIONER HUGHES: Okay. Thank you.

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Thank you. Thank you, my colleague here, Commissioner, for regarding the Dark Skies. The owner of the *New Mexican*, Robin Martin, actually has a book out that she actually wrote regarding dark skies. And whenever I worked on that project or whenever I worked on the Nambe project, it's actually – and so on and so forth. And I'll give the most – the guys from LA Electric. That's who they are, right? I'll give them – I've seen their trucks and they do a lot of work – they do some excellent work out there. And I'll just give them credit for that. But, thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Is there any further discussion, questions? If not, I have a motion and a second.

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

6. D. Request (1) Authorization to Publish Title and General Summary of Ordinance No. 2022-____, an Ordinance Amending the Sustainable Land Development Code, Ordinance No. 2016-9, to Add a Definition of Community Solar, to Add a New Section 10.25 to Address Standards for Community Solar Facilities and to Add a New Clause to Section 8.11.3.5.2 to Prohibit a Community Overlay District from Restricting the Location and Procedures for Installing Community Solar Facilities, and (2) Discussion and Potential Direction Concerning Resolution No. 2022-____, a Resolution Adopting the Santa

Fe County Community Solar Letter of Support Criteria and Template

PAUL OLAFSON (Community Development): Good afternoon, Commissioners. With me is Penny Ellis-Green, and we're going to have our whole team helping with the presentation today and I just want to introduce all the team members: Of course, myself, Penny Ellis-Green, the Growth Management Director, Robert Griego, Nate Crail, Lucy Foma and Alex Painter from Planning have all helped work on this, as well as Jacqueline Beam and Adeline Murthy, along with Alex Fitzgerald and Chris Hyer in Community Development. So it's been kind of a joint group effort, and it's been great teamwork and we're going to have Nate and Adeline provide the presentation. Penny's going to talk a little bit to the code and ordinance elements, and then we'll stand for any questions.

CHAIR HAMILTON: Excellent. Thank you. Go ahead.

ADELINE MURTHY (Sustainability): Madam Chair and Commissioners, hello and thank you for the opportunity to speak with you all today. As Paul said, we'll be going over a proposed Community Solar Ordinance. Just to give you some background, community solar refers to a solar array that is shared among subscribers, such as individuals, businesses, non-profits, and other groups who benefit from the energy generated by the solar panels, which are typically located at an offsite array.

Subscribers benefit from electric utility savings and the ability to access solar energy without actually having to install solar on their rooftops, and in 2021 the State of New Mexico passed Senate Bill 84, the Community Solar Act, joining 20 other states who have passed similar community solar legislation.

In March of this year the New Mexico Public Regulation Commission or PRC issued the Community Solar Rules. In addition to providing utility bill savings and increasing access to solar energy, community solar will provide many benefits to county residents. As per the state law, 30 percent of each project capacity will be reserved for low income customers and low income service organizations.

Community solar also promotes economic development by creating clean energy jobs and providing economic stimulus for tribal nations, farmers, and other landowners, rural communities and small towns. In addition small, local, and distributed energy sources play a role in creating a more resilient electric grid.

Lastly, community solar will help the County meet its sustainability and renewable energy goals, such as Sustainable Growth Management Plan goal 23: to support energy efficiency and renewable energy; goal 24, to support the development of renewable energy production and distribution infrastructure; Resolution 2017-68 committing the County to supporting the goals of the Paris Agreement; and lastly, the race to zero, in which the County pledged to reduce greenhouse gas emissions by 60 percent from buildings throughout the county by 2030.

So here's an overview of the timeline for the implementation of the program at the state level. In July, it's expected that the community solar program administrator will commence services and issue the project solicitation RFP. It is then expected that bids will be evaluated and ranked for selection before October 1st. After selection, successful projects will undergo interconnection review and will be able to start signing customers, and this state implementation timeline means that the County must act quickly to

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maximize access for solar stakeholders.

Today, we are seeking authorization to publish the title and general summary of the ordinance amending the Sustainable Land Development Code, Ordinance No. 2016-9, to add a definition of community solar, add a new section, 10.2.5 to address standards for community solar facilities, and add a new clause to Section 8.11.3.5.2 to prohibit a community overlay district from restricting the location and procedures for installing community solar facilities.

We're also bringing forward a draft resolution in an informational capacity for discussion and direction to move forward from the Board. The resolution is to adopt the Santa Fe County Community Solar letter of support criteria, letter of support template, and zoning statement template. The purpose of this draft resolution is to aid potential community solar project developers in the state level application to the New Mexico PRC.

And now I will pass it on to Nate Crail, Community Planner, who will provide more details about the proposed ordinance and draft resolution. Thank you.

NATE CRAIL (Community Development): Madam Chair and Commissioners, I'll be presenting the SLDC Ordinance. So the ordinance involves the following items: the new community solar definition, amending the definition of community solar energy production facilities, purpose and findings, that community solar projects are considered a permitted use in all zoning standards and all zoning districts; the development permit standards that we'll address in the next slide, as well as Section 8.11.3.5.2, prohibiting a community overlay district from restricting the location and procedure of approving and installing a community solar facility.

So standards for the ordinance include the following items: buffering and screening won't be required for ground-mounted facilities; if fencing is proposed we would recommend that they include six-inch knots for wildlife; there will be external access roads as well as onsite driveways to meet fire code; there will be native plant reseeding in the disturbed area of the project; and we also, to reduce fire risks, that weeds and plant material shall be properly managed to reduce the fire risk.

The utility lines shall comply with Section 7.12 of the SLDC. Property setbacks – there will be a five-foot setback on all sides of the community solar facility that is under 20-feet in height. The community solar facilities over 20 feet in height shall meet the setback requirements of the zoning district in which the facility is located. And for rooftop facility, the project should be allowed to be eight feet higher than the existing building, and the rooftop solar facility shall be set back five feet from the sides of the building.

Additionally, state approval shall be submitted prior to development permit issuance, and the community solar facility shall be set back 300 feet from rivers, dunes, wetlands and all riparian areas. And the final standard is decommissioning standards for after the useful life of a community solar facility, which is 12 consecutive months after it is not generating electricity.

So now going on to discuss the draft resolution. So the resolution is a letter of support for community solar projects which involves authorizing the Community Development Department or their designee to issue a letter of support to the PRC and the following exhibits are a part of the resolution, including the criteria for the letter of

support, the letter of support template, and the zoning statement template.

So for the letter of support criteria, you can see the following items, and while some of these criteria are required by state and County rules, most of the criteria, developers must demonstrate the commitment to the stronger letter of support from the County. The intention of this letter of support is to assist developers in strengthening their application for the state RFP evaluation process to the PRC. However, it is important to note that excluding the required rules to determine whether state and County such as not located within a cultural site. Most of these letters here are not mandatory requirements but the more criteria a project meets the stronger our letter will be to the PRC.

So the criteria include: reseeding the development site after construction of the facility, and also after it's decommissioned; the project is not located within a cultural site; it is not located on land with healthy, intact ecosystems, including wetlands and other environmentally sensitive areas; it's sited on land-filled environment and/or degraded land; it's co-located in an agricultural area to promote and create agrivoltaic systems that enhance soil health in agricultural lands, it is not located within one mile of an identified wildlife migratory corridor; it is located on publicly owned land; it is located on County-owned land; it has established subscriptions of county residents; it has proposed services above the required standards for low income residents set by the state; it commits to underground utilities lines for the entire development where applicable; it commits to site cleanup, remediation, and dismantling at system retirement and/or decommissioning of the facility; and it commits to promoting and creating workforce opportunities for residents of Santa Fe County and contracting opportunities for local businesses.

And the following slides are the letter of support template that's in your packet, and the zoning statement template that is also in your packet. And now I will stand for questions and pass it on to Penny who will address the next steps of the ordinance. Thank you.

PENNY ELLIS-GREEN (Growth Management Director): Thank you, Madam Chair, Commissioners. So the next steps for this today is requesting to publish title and general summary. If the Board grants this approval to this we will then go ahead and do the required noticing and advertising. We would then go to the Planning Commission on June 16th as the first public hearing. They would make a recommendation on the proposed ordinance, and then we would come to the Board of County Commissioners on June 28th or July 12th, the second public hearing and potential approval. And we stand for questions.

CHAIR HAMILTON: Excellent. Thank you very much. Are there questions? Commissioner Hansen.

COMMISSIONER HANSEN: I want to thank the entire team. Everyone here, you have done a great job. The Coalition of Sustainable Communities has looked over everything and they also are in strong support, and since they were the ones who all worked together to get this legislation passed, I want to say a heartfelt thanks for everything that you've been working on because this is a big undertaking, and changing the SLDC, getting all of this stuff together and providing all of this work, I really appreciate everybody's hard work. I know that it was a lift.

So with that I would like to move to publish title and general summary, if my

colleagues are acceptable to that. An ordinance amending the Sustainable Land Development Code and adding definitions of community solar; to add a new section and to address standards for community solar facilities and a new clause, and all the other listing here.

CHAIR HAMILTON: Thank you. I have a motion.

COMMISSIONER HUGHES: Second.

CHAIR HAMILTON: Under further discussion.

COMMISSIONER GARCIA: Thank you, Madam Chair. A couple of questions for staff. I know this is the first time we're going to do the first view of this ordinance and some of the questions I have is I remember sitting here, sitting at a meeting with San Ildefonso Pueblo with Senator Ben Ray and several individuals in regards to the electricity and what was happening out there, because they actually had a renewal in which Mrs. So-and-so, her electricity rate from here to here. I understand that. One of the things I have a question, how is staff actually working with PNM, because in La Cienega you can't connect to the grid anymore because they're already overburdened, the grid. So these are the questions I'm going to have so please work on this in the next month or so.

And another thing, how is the County going to work with the PRC, because the PRC actually regulates electricity and how are we going to do that, as well as how is the County going to work with the State Legislature to get tax credits to put solar on your roof. Because that's who we need to start working with because that's where we're going, right? That's where we want to go. It makes sense.

I just want you all to know that these is just stuff that we need to think way over there because these are things that I'm going to have questions in the next month or two. And in regards to the SLDC, so is that actually in the Community College District area, off of Caja del Rio, or is that in his district? Glorietta? So whenever we actually pass this proposed great ordinance, does that affect everything in Santa Fe County from Espanola to I-40? Those are just questions that I have. I just ask those questions.

In regards to the overlay district, you mentioned something about the overlay districts, so whatever traditional community, whether it's Cerrillos, Madrid, or in my district it's La Cienega – overlay districts, how does this work with the overlay districts. Just questions I'll have for the next time, how that stuff works. Thank you, Madam Chair.

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

COMMISSIONER HUGHES: Thank you, Madam Chair. I just had I think a sort of straightforward question. Do we have developers lined up once we pass this? Are people getting prepared? Because it seems like there's a rather short timeline between now and October to make the proposals to the PRC.

MR. OLAFSON: Madam Chair, Commissioner, yes. We have been approached by several providers who are interested in looking at various sites in Santa Fe County, both public and private. And that is part of our need for speed on this.

COMMISSIONER HUGHES: Great. Thank you. I think this is a great ordinance. So thank you.

CHAIR HAMILTON: Yes, absolutely. Commissioner Roybal, did you have something?

COMMISSIONER ROYBAL: No. I think it's a great ordinance as well

and I think that of course I want to learn more about it. I want to make sure that we keep our constituents engaged in the community so that they know exactly how it works and how we're going to go forward. So I just want to make sure that we keep our communities engaged and keep them informed. So however we can help to disseminate that information let us know, because I think that that's really important for us to make sure that we get ahead of that and make sure that we talk to our constituents. So thank you for bringing this forward and I appreciate all my colleagues' comments.

CHAIR HAMILTON: Thank you, and yes, I just wanted to add my thanks because this was, as Commissioner Hansen said, clearly quite a bit of work to get it out there quickly. We've been hoping to be able to move on community solar for so long that when it finally came, to actually do something is really amazing. Really appreciate it. So I have a motion and a second.

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

MR. OLAFSON: Madam Chair, Commissioners, I just want to say one more thank you to Roger Prucino in our Legal Department who also helped us work on this at very quick speed to get it all together. So thank you.

CHAIR HAMILTON: Excellent. Thank you for bringing that up. Thank you so much. The whole team did a wonderful job.

COMMISSIONER HUGHES: Madam Chair, I just had a question, because there's a resolution also in here. Is that for a different time, or did you want us to pass the resolution today as well?

CHAIR HAMILTON: I appreciate you bringing that up. Do I need a separate motion for the resolution?

MR. OLAFSON: No. Madam Chair, Commissioners, we just wanted to present that as part of the entire package to show that we've thought this through and we're looking at various elements of it, but we will bring that forward when we bring the final ordinance forward. Our vision is that they would be approved in tandem.

COMMISSIONER HUGHES: Thank you.

CHAIR HAMILTON: I understand. Thank you, Commissioner Hughes. And thank you for the clarification.

6. E. Request Authorization to Publish Title and General Summary of Ordinance No. 2022-___, an Ordinance Amending the Solid Waste and Recycling Management Ordinance, Ordinance No. 2014-10, As Amended, to Clarify When Service Fees are Required for Use of Convenience Centers and to Authorize the Board of County Commissioners to Authorize Free Solid Waste Disposal Days by Resolution

GARY GIRON (Public Works Director): Madam Chair, Commissioners, the purpose of this ordinance is to update the Solid Waste Fees Ordinance to add a provision to allow the Board of County Commissioners from time to time to authorize by resolution the disposal of solid waste without the paying of service fees as required by

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Section 13. A of the Solid Waste and Recycling Management Ordinance.

The background is throughout the year there are community needs requiring the waiving of solid waste disposal fees to incentivize the proper disposal of waste. This ordinance provides a mechanism to allow for the reduction or elimination of solid waste fees for these specific occasions and circumstances. The ordinance allows for a resolution authorizing the free disposal of solid waste that shall specify the day or days on which solid waste may be disposed of without paying service fees; the type or types of solid waste that may be disposed of without paying service fees; the facilities at which solid waste may be disposed of without paying service fees; and the limits, if any, on the amount of specified solid waste that may be disposed of without paying service fees.

Such other terms and conditions on the free solid waste disposal days as the Board of County Commissioners may determine to be necessary and proper based on each time they consider the issue.

We're asking to approve publishing title and general summary, and then I would also give you some background in terms of why this is coming before the Board. In collaboration with the Fire Chief and the Fire Marshal we have had discussions about the limiting of people being able to burn greenwaste in their yards. As a way to deal with that, as this ordinance moves through, we will bring forward a resolution to ask that we allow for greenwaste disposal that will be defined as we bring that before the body and it would be for the first full weekend of the months of July, August, September, and October. The first full weekends. And it will not be at all sites because we're not capable of taking that kind of waste in all sites; it will be at Jacona on Saturday and Sunday when we bring that before the body, Eldorado, Saturday and Sunday, and Stanley, Friday and Saturday.

That is one of the things that we will bring before you and we will build that in a way that we piggyback on what the City of Santa Fe is doing so they are doing the months of March, April, May and June. So between us and the City that would allow eight weekends for folks to be able to dispose of greenwaste. And then I will remind you that the great American Cleanup is something that comes before the Board every year and this would allow the opportunity for us to do that within the ordinance. And with that I'll stand for any questions.

CHAIR HAMILTON: That's just excellent. Thank you so much.
Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, Madam Chair. So I think this is a good ordinance and something that can work with SWMA because SWMA is a joint County board organization, and that way we can be more in harmony. But I do question that we don't start until July, because even though the City might start in March, I think there are people in the County who might not be able to take advantage of the same availability, such as out in Glorieta or Galisteo or being able to make sure that they are able to get rid of their greenwaste earlier. So I have just a little bit of question about that but I think otherwise this is an excellent idea because I do think that working in conjunction with SWMA, the City of Santa Fe, and the County, since we are all members of the landfill and we all work together already, that being on the same page is always a good thing.

MR. GIRON: Madam Chair, Commissioner Hansen, I will have another

conversation. I've had quite a few conversations with Fire Chief Lindsey and the Fire Marshal and their conclusion was that these were the correct months. But I will verify that that they feel that that will give enough access for folks to be able to clear their property and have a place to dispose of it that is free and gives folks an incentive to do some of that clearing. But I will verify that before that resolution comes back before the Board.

CHAIR HAMILTON: I think there's a very practical reason. We're publishing title and general summary. It's going to be 30 days before it's an ordinance. Thirty days is going to be the end of June so we can't bring a resolution to make it active before July.

RACHEL BROWN (Interim County Attorney): Madam Chair and Commissioner, I just wanted to confirm that, that once your ordinance is adopted it takes 30 days before you can implement and so that's what the timing seems to allow.

CHAIR HAMILTON: I agree with that. Commissioner Hansen.

COMMISSIONER HANSEN: So Madam Chair, but in the following years. This year, yes, I understand July, but in the following years maybe we need to look at that.

CHAIR HAMILTON: I think the resolution is year by year, time by time. It's not permanently.

COMMISSIONER HANSEN: Year by year?

MR. GIRON: Madam Chair, Commissioner Hansen, that is correct, that any of those resolutions would have to come before the Board every year, based on whatever circumstances are going on in that year, or whatever events or whatever the need is of the community.

COMMISSIONER HANSEN: That's fabulous. I am going to move to approve to authorize publication of title and general summary, an ordinance amending the Solid Waste and Recycling Management Ordinance, Ordinance 2014-10, as amended, to clarify when service fees are required for the use of convenience centers and to authorize the Board of County Commissioners to authorize free solid waste disposal days by resolution.

CHAIR HAMILTON: Thank you. I have a motion.

COMMISSIONER HUGHES: I'll second it.

CHAIR HAMILTON: Thank you. So I have a motion and a second. Under discussion, Commissioner Garcia.

COMMISSIONER GARCIA: So really quick – thank you, Madam Chair. Mr. Giron, so this is not to raise solid waste fees, correct? I just want to make sure, because we dealt with this seven, ten years ago and I wasn't sitting up here on the dais, but this is not to increase the fees, correct?

MR. GIRON: Madam Chair, Commissioner Garcia, this does nothing to change the fee structure that is currently in place.

COMMISSIONER GARCIA: Alrighty, thank you. I just wanted to put that on the record, because as you know, we're actually dealing with our transfer station in Tesuque. It's been in the paper and so on and so forth. However, I just want to make sure for the general public that we're not increasing their fees. We're actually helping out the general public as into throw your greenwaste during certain times of the year. Thank

you, Madam Chair. Thank you, Mr. Giron.

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

COMMISSIONER HUGHES: Thank you, Madam Chair. I think you implied this but I just wanted to be clear. When we do bring this back for public hearing and final passage, are we also going to have a resolution that sets the dates at that same time?

MR. GIRON: Madam Chair, Commissioner Hughes, that is correct.

COMMISSIONER HUGHES: Okay. Great. Thank you very much. I agree. This is a great idea and several of my constituents have been asking about it, so it's important to them too.

CHAIR HAMILTON: Absolutely. The questions about greenwaste in particular came up on all the public meetings that the Fire Chief arranged having to do with the fire conditions and what not. So this just addresses it so expediently. I really appreciate it. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. Thank you for all the questions. I did go to a fire presentation that our Fire Department did out in my district and I did mention that this would be coming to the constituents that were there and I think it was being taped as well. I think Daniel was there doing video on YouTube. So I did get several calls after that constituents were very happy that we were going to do this because a lot of them have greenwaste. This is the time of year where everybody's doing spring cleaning and there's piles of debris that they have that could be a fire danger near their home. And a lot of times if we provide this service, because if not we may have constituents that may throw it in an arroyo or down in areas where it's just going to get worse and worse for combustible material. So I'm glad that we're bringing this forward and that we're going to have it. I am a little bit concerned that we're not going to start for a bit. It sounds like it's not going to be till July. It would be better if we could do it earlier just because people will be impatient to get rid of this waste. So if we can get it earlier that would be great.

I do want to just also touch on Tesuque with the transfer station. I know that staff is still actively looking for a temporary solution to that facility that we had to close, unfortunately. So I just want to say once again, to make sure that we continue working and also just say to the community, if you guys can help identify an area in Tesuque that would be wonderful, anybody that's listening. So we are actively still trying to take care of that. So that's all I had and I appreciate this coming forward.

CHAIR HAMILTON: Okay. Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Just on that note in regards to – this is probably for the Acting Attorney, Rachel. Because of the fires and people are cleaning up the spring cleaning. So do we really have to have like two or three different ordinances or resolutions? Can't we do an emergency resolution? That way people can actually clean their yard, clean their arroyo. Like we do; we clean the arroyo, and take it to the transfer station. How does that work? Like the Commissioner said, by July, that's how many more months away is it? But I'm just asking the question. I don't know how that works.

MS. BROWN: Madam Chair, Commissioner Garcia, we can certainly

look into whether the criteria is met for an emergency ordinance before we meet for the actual public hearing.

CHAIR HAMILTON: I do want to reiterate, the City and the County are jointly members of SWMA, and there are free days at the BuRRT Station that both city and county residents have access to at the beginning of June. They had them in March, April and May. And the fact is you can bring greenwaste any time for the fee. This provides a cost-free alternative. But there is a cost-free alternative the first weekend in June covered by SWMA.

COMMISSIONER GARCIA: Madam Chair, I just – maybe in the Village of La Cienega or Madrid, or San Pedro or San Marcos, in those rural areas of my district, it's not that easy to take your waste to the City of Santa Fe. People actually go to San Marcos. They actually go to Edgewood. They actually go to La Cienega. So it's easier said than done. I just want to bring that up, because my district is rural, but I just want to bring that up. Thank you, Madam Chair.

CHAIR HAMILTON: I totally understand, but it is an alternative, so there is something. It may not be perfect but there is something. I totally appreciate what you're saying. So I think I have a motion and a second and not a vote yet. So motion and a second.

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

7. PRESENTATIONS

A. Santa Fe County Lodgers' Tax Presentation

CHAIR HAMILTON: Community Development Department, Lisa Katonak, and others.

LISA KATONAK (Economic Development): Good afternoon, Commissioners. I am very excited to be here this afternoon and with me, co-presenting, I have Mr. Dave Hayduk, who is our senior strategist from Sunny 505, along with Ms. Dezaree Vega-Garcia, who is the president of Sunny 505.

To provide an overview of the items that we will be discussing this afternoon, we will be discussing our marketing strategy for lodgers' tax, how we're leveraging New Mexico True branding in our marketing campaigns, our Santa Fe County lodgers' tax collection performance as it's been over the past couple of years. We're going to go into our marketing and advertising campaign, New Mexico Tourism Department fiscal year 22 cooperative marketing grant award that we received, our digital and print campaigns, public relations, with our earned media, our Santa Fe County travel guide, which I have distributed to all of your seating areas, our social media campaign, and our website, our Santa Fe NMTrue.com website. We're going to talk about our newsletter and our insiders' blog along with our lodgers' tax grant program and how we have supported 16 organizations through that grant program, and then we're going to wrap up with future projects.

So I'm going to go to slide 3. Okay, our marketing strategy for lodgers' tax – we are all travelers, enjoying all that Santa Fe County has to offer, from our rich culture and history, to our events and our festivals that are award-winning, to our outdoor adventure.

We have it all in abundance. With our marketing campaign targeted toward a wide distribution of our target markets. And with imagery that is New Mexico True that shows its authentic experiences.

We leverage the New Mexico True brand. Santa Fe County is New Mexico True, and it's been since fiscal year 2016. We are a very true partner with the New Mexico Tourism Department and have supported all of our marketing and tourism efforts with the departments. By leveraging the New Mexico True brand and its brand position, adventure steeped in culture, it speaks to the brand essence of why people come to visit New Mexico, and why they want to visit Santa Fe County. Not just the sightseeing but the site-doing, that's what it's all about.

To provide you with an update in regard to our lodgers' tax collection performance, I thought it would be good to give you a snapshot of where we've been and where we're going. In fiscal year 2018 we saw a 23 percent increase over the prior year. In fiscal year 2019 we saw a six percent increase over the prior year. And in fiscal 2020 when COVID came we saw a decrease of 16 percent over the prior year. But prior to COVID we were still increasing our numbers with over 12 percent. In fiscal year 2021 our lodgers' tax was able to rebound with visitation and with lodging with over 28 percent increase over the prior year. And in fiscal year 2022, with April collections reporting over at most 32 percent over the total fiscal year 2021 collections, something we're very proud of.

I am not going to introduce Mr. Dave Hayduk who will discuss our marketing and advertising campaign.

DAVE HAYDUK: Thank you, Lisa. Madam Chair, Commissioners, it's great to be here with you. The things that we need to use in marketing and advertising, we use on a regular basis because we know travelers are paying attention to certain publications and certain things in life so we want to make sure that we have the messaging out there in front of travelers that tell them Santa Fe County is the place to book their next trip.

This is an example of some of those deliverables, tools, as I like to call them. We use the print publications to inspire people to come to Santa Fe County. Digital, because we all know today that this little baby right here is what a lot of people book their trips off, find information about where to go next. So the digital world plays a big part, not only on your desktops, your iPads, your phones. So we have it covered when it comes to digital. And digital is a beautiful tool that we have because we can change messaging. We can change direction in a moment's notice in order to address needs in the marketplace.

Our travel guide is our anchor when it comes to giving folks to really get a hold of, take them with them on their trip, take a look at where they want to go in Santa Fe County. Dez heads up our public relations department and PR is a great place to let reporters tell our travelers why they should come to Santa Fe County. So from a different speak, we have the reporters writing stories about Santa Fe County.

Our newsletters are a beautiful tool because we know people opt in to us and say I want to know more about Santa Fe County. Keep me on your list. So we use e-newsletters in a manner to tell people here's new things about Santa Fe County. Maybe last time you were here – here's some new stuff for you to see. Book another trip. Book

one with our lodgers and come to Santa Fe County again.

And of course in this world we are today, it's all about chatter. It's all about conversation and the social media world is constant. As you know, people are always talking. So we're out there creating content that creates conversation. That conversation then leads to conversion, so people share. People like. So social media is a strong advocate of ours, again, to put out timely information to travelers.

And then another anchor of ours is our website. That we change out on a regular basis with beautiful imagery, beautiful content, great copy, to encourage people to book a trip to Santa Fe County.

This is the funnel that we operate off of. This is kind of the three parts of a funnel when people are planning a trip. They're kind of important. We want to inspire people to come to Santa Fe County, so we use various tools in order to inspire them. We know that the New Mexico Department of Tourism is spending a lot of money, millions of dollars, and will be spending even more to inspire people to come to New Mexico. Once that happens, we want to be there and get them to consider Santa Fe County. When you want to come to New Mexico, it's Santa Fe County we want you to come to because of all our great assets that will make your trip a memorable one. So as they make that consideration happen, then we get them to convert. We get them to book their trip, book their lodging, and come enjoy their time with us here in Santa Fe County.

All right. The next part is, I said the New Mexico Department of Tourism – great partner for us. They've created a brand that inspires people about New Mexico. It's about site-doing, not sightseeing. What do you do when you come to New Mexico? What do you do when you come to Santa Fe County? So they've provided a great brand for people to resonate with and they've also provided us with a great cooperative program where they cooperatively go in and give us additional money on top of our spend. These four bullets that you're looking at right now are for the deliverables that we were able to have in FY 22.

FY 23, I'm happy to say that an unprecedented for every one dollar we spend they're going to spend another two on top of our one, effectively giving us \$3 for every time we spend money. And I'm happy to see that our grant application has been approved, and I think Lisa is going to talk a little bit about the amount of money the Department of Tourism is going to spend on Santa Fe County in the coming year. It was just awarded and we're happy we got what we got because we got everything we asked for.

And let's talk a little about digital. Digital, as I told you, is that piece that we use on a regular basis. You can see in January and February we knew people were thinking about skiing. They were talking about getting away and going to a spa. We knew that the holidays were coming up January 15th, President's Day, spring break, so we were serving up messages to them early enough so they could book a trip. As we went into March and April, we changed that strategy on our assets a little bit to again address what we wanted them to start looking at when they book a trip.

Then as we get into our current campaign we tweak that a little bit too and really put it towards arts and culture and events and things that we have in the cuisine world. And then again, our geo-target markets are important because we know those are people that love New Mexico. As a matter of fact just recently you've seen a lot of license plates

from Texas but you also see a lot from Colorado here in Santa Fe County. Also we're now beginning to see a lot more in California. The Department of Tourism is spending more and more money in California. They were in the Super Bowl this year. They're in LAX, talking about New Mexico. So we know California is a great emerging market for New Mexico.

So it's good for us in Santa Fe County to be right behind their million dollar spends with our dollars to convince people to consider and book a trip to Santa Fe County. And then that last part you can see that our digital campaign is the biggest dog that we use in our tool in the tool box to get our message across to people that are on a timely basis looking to book their trip.

Last slide for me is this. We wanted to share with you a little bit on the print campaign. These are some of the print publications that we take a look at and we spend money with. Each of these are targeted with certain asset messaging that also provide us editorial, provide us opt-in emails. The second bullet there is our vacation guide for the State of New Mexico. That's the state's guide that really goes out to about 500,000 people, talking about how great New Mexico is and our brand. *Texas Monthly*, we know people love us in Texas so we always want to make sure we let them know how great Santa Fe County is when it comes to our assets.

And then coming up this August, *Land, Water, Time* people, our northern New Mexico cultural guide, has always been a good partner of ours to get our messages again about Santa Fe County. I'll turn it now over to Dez and she'll take you through the next part of our presentation.

DEZAREE VEGA-GARCIA: Thank you, Dave. Madam Chair, Commissioners, thank you again so much for having us here. So public relations, we love public relations because it's a great way for us to be able to tell the story of our community. We've placed 203 new stories since 2019, 32 of those news stories were in fiscal year 2022, and with that we've been able to achieve a circulation of almost 400 million, which is so impressive to be able to get the word out about Santa Fe County to that many people.

The advertising value, which is the value of each of these stories that have been placed, if we had chosen to buy an advertising spot is a little over \$3 million, and then our PR value, which is kind of the perceived value of the story, because people tend to look at a story as having a little bit more value than a paid advertisement. We place that at a little over \$37 million.

Some of the stories we've been successful in pitching and placing in the past year have been our Santa Fe County launch of the total local campaign, which is specific to really local nuggets of things that people, that visitors can come and participate in. Because when, as Dave said, we're all travelers, we want to make sure that we're doing what the locals do. So that's what our total local campaign highlights.

We also pitched a piece on the historic light display in Madrid over the holidays and we did Bishop's Lodge has also been named best new hotel. So we got a lot of coverage for that as well.

As Dave mentioned, social media is a really important component to our campaign, so we have three main platforms that we use: Facebook, Twitter, and Instagram. Facebook, our new likes and followers for Facebook have increased about 77

percent this year, so we're really excited by that, and then our page reach, who is not necessarily people who like our page, but it's people who perhaps are seeing our content because people that they're engaged with are interacting with our content, that has increased by 55 percent.

Twitter, our Twitter mentions, have increased by 183 percent in fiscal year 2022, and then our actual Tweet impressions for the content that we're pushing out has increased by ten percent. Followers have increased by eight percent.

Instagram, and Instagram is heavily, heavily photography, if you're familiar with Instagram, and the followers have increased three percent. The accounts that we've reached have increased 55 percent so this is all organic; none of that is paid. So that means that people, again, not necessarily engaged with our page but maybe interact with somebody who then interacts with our page, that's where all of that content is showing up on their newsfeed and is being increased by shares and really sticky content which is what we like for social media.

Our Santa Fe County travel guide, which I believe all of you have a copy of, this is the biggest guide we've done in terms of content. There's a lot of additional pages. It's really beautifully printed as you can see. It offers additional pages. There's day trip itineraries that we've incorporated into the copy and we're trying to make sure that we're highlighting Santa Fe County tourism assets and the business communities. So we've got all this great content. It's being distributed by Certified Folder, as well as Fun and Games, and that's for in-state and out of state target markets. And we've also done a distribution to some of the local businesses so that they understand exactly what we're pushing out in the travel guide.

We've also got it available on the website, because, as Dave said, it's really important to have all of this content online so it is available for a .pdf download on the santafenmtrue.com website.

Okay, the end game with all of this marketing and all of the digital ads and our Facebook and our PR is to push people to our website. We want them to engage with our website and it is working. So these are numbers, year over year, fiscal year 2021 versus fiscal year 2022, our new users have increased by a little over 130 percent, which is amazing. And then our website sessions, so this is not necessarily just new users. It's people, kind of repeat visits coming back to the website. That's increased by a little over 117 percent, and then page views has increased a little bit over 107 percent, which is amazing, because that means people are actually going through the website and looking at our content and engaging with what we've put out there, which we love for them to do. We want them to stay.

And as Dave had mentioned, we work really, really hard to make sure that the website is consistently being updated, we're always adding new events, we're always changing out our home page slider to show seasonal activities. And one of the ways that we do that as well is through the newsletter. So the newsletter gets distributed every other month, essentially, and then all of this content goes on to the website, goes on to social media, so it's this big web that's working together with all of these stories about Santa Fe County.

And with that I will turn it back to Lisa to close us out.

MS. KATONAK: So out Santa Fe County lodgers' tax grant program had

a funding cycle this past February in which we put out a notice of funding availability for organizations to apply for those who are interested in advertising, marketing and promoting their tourist attraction, their event, or their festival. I reached out to over 54 organizations and I'm very happy to say that 16 organizations applied, 16 organizations were awarded, for a total amount of \$76,742. We have budgeted for another fiscal year cycle now in fiscal year 23 and so we will be once again putting out that notice of funding availability for those organizations to apply again.

And to give you a sense of the grant program recipients, those are Parallel Studios for the current new media festival, the Santa Fe Century 2022 bike race, which just occurred now in May, a Rancho de las Golondrinas Living History Museum, for their 50th anniversary season, the Human Rights Alliance for Pride Santa Fe 2022, now in June, the Santa Fe Farmers Market Institute that's celebrating their 20th year anniversary, YouthWorks, Inc. for their Santa Fe County tourism promotional video of attractions and events by students, the Spanish Colonial Arts Society for the Spanish Market for July, the International Folk Art Alliance for their new program, which is an evening market through the International Folk Art Market for 2022, also in July, the Santa Fe Children's Museum for their museum programming for the whole season, the New Mexico Wildlife Association for the Wildlife West Nature Park season programming down in Edgewood, Santa Fe Fiesta, Inc. for the Santa Fe Fiesta's Mariachi Extravaganza, which is being hosted through the Santa Fe Opera location, the Santa Fe Opera, for their 2022 opera season, the Santa Fe Wine and Chile Fiesta, which is occurring in September, the Santa Fe Kiwanis Foundation for the burning of Zozobra, and a new event that's moved to Santa Fe County, which I'm very proud of – they were hosting this festival in Taos County, but they've outgrown the location, and so we're very happy that they will be at the Santa Fe County Fairgrounds, and that is the Mountain and Valley Wool Association for the Mountain and Valley Wool Festival, and that will be this fall. And finally, the Santa Fe Film Institute for the Santa Fe Independent Film Festival.

And finally, on future projects, one of the emails that was sent to the County Commission and to the County Manager is events that we're going to be having live. This Thursday, June 2nd, with Darley Newman from PBS from Travels with Darley, who will be our host for the Smithsonian Associates event talking about all that there is here in Santa Fe County. We're going to have, of course, one of our former historians, Anna Pacheco, who will be conversing with Darley, and they'll be discussing arts and history and culture, outdoor adventure, cuisine – so it's going to be a great event. This is targeted toward Smithsonian Associate members and non-members as well as travel advisors, travel agents, and things of that nature.

We're also curating new day trip itineraries for Santa Fe County's travel visitor's guide, and so there will be more coming. We're always creating new and exciting content for our visitors. Along those lines, Mr. Dave Hayduk also mentioned expanding into the Los Angeles market via our digital advertising. We find that by piggybacking off of what the State Tourism Department is going it helps leverage their dollars and our dollars, and so in our fiscal year 2023 with our co-op marketing we received an award of over \$125,000 from the state to leverage. That's a total value or package of \$187,000 that we will leverage with our marketing and our advertising buys.

We're also working on our content marketing campaign, working with our assets

and our business partners. We have an upcoming photo shoot and a video shoot planned for summer, so we're always working on getting more imagery, more video. Video is gold right now, and people want to experience what it is like to be in Santa Fe County. So video for us is essential at this point in order for us to do our digital marketing efforts. Marketing and promotion of the Shop Local program, which is part of our Economic Development Division initiative via the Santa Fe County Experience App. So that will be forthcoming now in the new fiscal year, in the summer, and we have some new and exciting things to share with you then.

And I stand for any comments or questions that you might have. Thank you.

CHAIR HAMILTON: Thank you so much for the great presentation.
Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Thank you for a great presentation. Out of 33 counties in New Mexico, Santa Fe County is the number one county in my opinion and I'll stand by that no matter what. I'm going to actually, I'm going to leave somebody out so I'm not going to mention all these businesses that are going down the Turquoise Trail and everything else, all the way down I-40 down there in my district. But Santa Fe County is the number one county and I have no problem saying that. And I'm happy sitting up there and I will say that with all our entire staff, and our ex-County Manager. But Santa Fe County is number one.

In regards to the digital, this stuff, like you mentioned, this is a good tour. You can do this all day long. The students I talked to, get off that thing in 3:00 in the morning. But for my grandma, that just passed away, how do you actually reach her. My grandma doesn't have a cell phone. My grandma does actually have digital. So how do you reach people like that, to get to come to Santa Fe? It's not all publicity. It is but it isn't. Do you follow me?

MS. KATONAK: Commissioner Garcia, that's an excellent question. So that is why we continue to do the traditional print media. So for visitors that are planning their trip, we still like to reach out through traditional means, through print media, through our print advertising, which is still beneficial. What we find through some of the publications that we utilize, like Texas Monthly, for example, or AARP, or Triple-A, is that the readers tend to have the publication longer. They like to read the stories. They may like to refer back to those stories. And so it's one of those table-top publications that they keep. And they're more inclined to book a trip to New Mexico and to Santa Fe County because they saw that ad or the ad with the editorial. Much of these publications that we advertise in, it's not just an ad but it also incorporates advertorial, which is basically editorial that we kind of pay for, or that helps support the asset or our tourism attraction or destination.

COMMISSIONER GARCIA: Thank you, Madam Chair. Once again, I'm not going to mention anybody, I know I'll get in trouble for leaving somebody out. This is actually very good. But nonetheless, can you explain how our lodgers' tax money, what we spend it on, besides advertisements?

MS. KATONAK: Sure. The Santa Fe County lodgers' tax collection is a tax of four percent on lodging – lodging only. So if you are a lodging property in the county you're paying lodgers' tax. From that lodgers' tax, it gets broken up into spending four our Santa Fe County tourism facilities, and so that tourism facility that we have

designated is our County Fairgrounds. So any improvements, any renovations, some of that money goes to support that facility.

Another function of the lodgers' tax is to support our Santa Fe County lodgers' tax marketing and advertising contract via Sunny 505. So it's basically to support all of the work that we already to, for marketing, advertising and promotion.

For every increase that we receive in lodgers' tax it goes back to that fund to help to support our assets, ultimately, supporting our communities, helping to support our lodging properties, our restaurants, our small businesses, and our New Mexicans that are being employed.

COMMISSIONER GARCIA: Thank you, Madam Chair. I just want to make that clear that anytime we have our lodgers' tax it's not everything within the city limits; it's everything outside the city limits. We do everything outside the city limits from Tesuque North, Glorieta, Agua Fria, it's actually we do not rely on the City of Santa Fe GRT tax or lodgers' tax. We actually do it on our own. And so you guys actually do a great job as into promoting. And whenever somebody comes to Santa Fe County, they go to the City of Santa Fe as well. They can stay at the City of Santa Fe. They can stay at a hotel outside the city limits we're all in this community. That's what it's about. Thank you, Madam Chair.

MS. KATONAK: And also, Commissioner Garcia, the lodgers' tax grant program, which goes back and provides grants to the organizations is also supported though the lodgers' tax.

CHAIR HAMILTON: Thank you, Commissioner Garcia. Commissioner Hansen.

COMMISSIONER HANSEN: Yes, thank you, David, Dezaree and Lisa for a great presentation. So I want to let you know that I am the president of the Northern Rio Grande National Heritage Area, which is a partner with *Taos News* on the *Land, Water, People, Time*, and that we actually own the copyright and name to that publication, and I have the great honor of having lunch with the publisher of the *Taos News* and being a marketing and design person myself I couldn't help but promote this building and John Gaw Meem, and so I pitched that to the *Taos News* as something to write about for the next issue, and they actually really liked that idea. So we'll see what happens. But they did feel like that possibly they needed to spend a little more time in promoting Santa Fe County in the *Land Water People Time*.

So I'm very happy to know that we're a partner and that you work with them. I think that's actually a great synergy and it is a very successful publication and I'm also hoping and encouraging them that they'll distribute it in the *Santa Fe New Mexican* like they do on the *Taos News*, since they are sister papers.

Then also congratulations on the \$187,000 grant. Yay. I think that's fantastic. We all need that kind of recognition that we're doing the right kind of work. Monetary recognition is always incredibly helpful. Let's see, what else do I have here? We've been working on a short-term rental agreement or project for quite some time. I keep hoping to see it to publish title and general summary, but I hope it will also have some money towards the lodgers' tax so you will have more money to distribute. I keep hoping to see it so we can not lose money on the table and take advantage of all the short-term rentals in Santa Fe County. So thank you, Madam Chair, for letting me say a few words about

this, but thank you for the great presentation. Thank you for everything you do. Please don't forget Agua Fria Village and Reunity Resource Community Farm as a great opportunity to promote farming and agriculture, located right next to the city, which is in the county.

MS. KATONAK: Thank you so much, Commissioner.

CHAIR HAMILTON: Thank you. Any more questions? Really appreciate the presentation. Well done.

MS. KATONAK: Thank you so much, Commissioners.

7. B. Santa Fe County Transfer of Development Rights (TDR) Program Presentation

CHAIR HAMILTON: Robert Griego.

ROBERT GRIEGO (Planning Manager): Good afternoon, Madam Chair, Commissioners. This item is an informational presentation to the Board to provide you some information regarding the TDR program. For today's presentation I'm going to provide some background information regarding the TDR program in accordance with our policy framework and the Sustainable Growth Management Plan and Sustainable Land Development Code. We will also have a presentation from our TDR consultant whose name is Rick Pruetz, who I will introduce shortly. And I will provide some information to the Board regarding our TDR bank pilot program that we will be proposing.

So for this presentation, for the background information, the Sustainable Growth Management identifies TDRs as a growth management tool to execute growth management policies, to direct growth to specific zoning districts with adequate public facilities which are located in SDA-1, or sustainable development area 1, and provide an incentive to property owners to preserve land in the sending areas through a voluntary market-based mechanism.

The SLDC or Sustainable Land Development Code has established both TDR sending areas and receiving areas. The TDR sending areas need to meet specific criteria to be a sending area. They need to meet the criteria established in those areas which would allow property owners to create a sending area. Increased density in SDA-1 is critical to meet the Sustainable Growth Management Plan growth management goals and policies to promote higher density in priority growth areas and incentivize protection and conservation of open space, agricultural land, and environmentally sensitive areas. This is supported by our sustainable growth management goals 1, 2, 4, 5, 6 and 7.

Our receiving areas, which are our growth areas, they must be served by adequate public facilities and services in accordance with the SLDC. The receiving areas identified in the SLDC are in the following zoning districts in SDA-1. The mixed-use zoning district, the planned development zoning district, the industrial/general and industrial/light and the commercial/general. The only exception to this area in SDA-1 is the Community College District planned development district which had previously established the zoning prior to the SLDC.

Included in your packet as Exhibit C are zoning districts located in SDA-1 which are designated as the receiving areas. These receiving areas allow for increased density

with TDRs, as outlined in the Sustainable Land Development Code Chapter 8, which established the density and dimension standards for each zoning district. For example, if you go to Exhibit C in your packet, the mixed-use and planned development district zoning districts have a base density of one dwelling unit per acre in our growth area, which can be increased to 20 dwelling units per acre with TDRs in accordance with the TDR transfer ratio in Section 12.14 of the SLDC.

As part of the TDR program, the TDR bank is a critical part of the TDR program. The TDR bank is intended to provide a reliable source of TDRs for purchase by developers and is also meant to be a perpetual revolving fund to purchase TDRs from qualified property owners. Included in your packet as Exhibit B is Resolution 2016-14, which established the County TDR bank. The resolution included the following provisions: the County may deposit development rights that have been severed from County-owned land and qualified as sending areas and development rights purchased by the County that had been voluntarily severed from private lands qualified as sending areas. It also identifies that funds received by the County from the sale of County-owned development rights shall be used for the acquisition of additional development rights for deposit in the County TDR bank, and pay administrative costs of the TDR program.

The TDR bank, although established by resolution in 2016 has not been capitalized and there are not TDRs currently in the bank. Staff has been working internally with the County Manager's Office, Finance, and Legal to develop a TDR pilot program to consider County open space property in coordination with COLTPAC, our County Open Lands, Trails, and Parks Advisory Committee to prioritize open space property for conservation through the open space program. As part of this process, the County hired Rick Pruetz as a consultant to review the TDR program and TDR bank to include providing analysis and recommendations on the TDR pilot project. Mr. Pruetz is a planning consultant specializing in TDRs. He's written four books and numerous articles about TDRs and participated in the preparation of TDR studies and ordinances for over 40 communities throughout the United States.

With that I'd like to see if I can turn it over to Rick Pruetz, who is ready to make this presentation.

RICK PRUETZ (via Webex): Thank you, Robert. Madam Chair, members of the Board, I'd like to take just a few minutes to go over a few things, remind everyone of the TDR basics, the basic mechanism and discuss some of the factors needed for a successful TDR program, and offer some examples of communities that have severed TDRs from public land and used these TDRs in their TDR banks.

Here are some of the TDR basics, just to make sure everyone's on the same page. TDR is a market-based way of voluntarily implementing planning goals. TDR programs are spelled out in the communities development column. Typically, TDR allows additional development potential in places where growth is wanted and developers pay for the reduction or elimination of development potential in places that are less suitable for growth.

These are the basic two areas. One is the sending area. The place designated for less development is called the sending area. The owners of sending sites can decline to use the TDR option, but if they voluntarily choose to use the TDR option in the traditional TDR program, a conservation easement is placed on the sending site

permanently controlling the type and amount of future development allowed and is issued TDRs at an allocation ratio spelled out in the code and the owner is compensated by selling these TDRs to the developers in receiving sites,.

So on the other end is of course the receiving area. And the receiving areas are places that are planned for additional growth. TDR allows receiving site developers to build up to a baseline level of development without any TDR obligation.

Plus, if the receiving site developers voluntarily choose to exceed baseline, they are allowed additional development potential at a per-TDR ratio that's spelled out in the code. Developers benefit by being able to build more development than they would otherwise be able to build, and therefore make more profit, despite the extra cost of buying the TDRs. Landowners benefit by receiving compensation for preserving their land, and communities benefit by being able to preserve important lands using private sector profits rather than tax revenues.

Now, here are the ten features that are found in most successful TDR programs. In the interests of time I'm only going to cover three of these. Factor number one is demand. Receiving area developers must want to exceed baseline development. Increased residential density is the incentive most commonly found in TDR programs. However, in many places developers want some other form of initial development potential rather than or in addition to residential density. Just to mention just a few of these other options on this slide, communities can also offer extra floor area, either as a per-lot ratio or within an individual residential unit; reduced frontage, block width or setback; also some communities offer increased building height, lot coverage, or impervious surface coverage.

So skipping ahead from Factor #1 to Factor #5 is market awareness. TDRs must sell at prices that receiving area developers can afford to buy and use to increase their profits despite the extra cost of buying the TDRs. If TDRs are unaffordable, developers will not be motivated to use the TDR option and the program will be unused. TDR prices can be adjusted at the sending or the receiving side of the arrangement. To offer a hypothetical example, assume a TDR costs \$30,000, and assume receiving area developers can only afford to pay \$5,000 for the ability to build one additional dwelling unit at the receiving site. Under these assumptions, receiving site developers will be motivated to buy a TDR for \$30,000, if that TDR allows six bonus units at the receiving site. That's because the six to one ratio achieves the \$5,000 per bonus dwelling unit the developers can afford.

Skipping to Factor #10, which is TDR banks. These are public or publicly authorized entities that buy, hold and sell TDRs and typically use the proceeds to buy more TDRs. Banks can buy TDRs from willing sellers when they cannot find private buyers. Banks allow communities to seize opportunities to preserve high priority sending sites even when receiving site developers are not ready to buy TDRs. When banks sell their TDRs the proceeds from TDR sales can be reinvested in additional sending site preservation. TDRs from these preserved properties can likewise be used to preserve additional properties and sever, bank and sell the resulting TDRs, creating a perpetual revolving fund for preservation without the need for additional public funding. Banks can jump-start a program by demonstrating the TDR mechanism connection. When banks sell TDRs at predetermined prices, receiving site developers can prepare economic analyses

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or their projects with confidence. Bank formation signals that a jurisdiction is serious about seeing its TDR program succeed, motivating interest from sending area property owners and receiving area developers.

Banks often assume other roles such as marketing, administration, facilitation and other functions that create more successful programs. The most successful TDR programs tend to have TDR banks, including the one shown here, which is the New Jersey Pine Hills program which has preserved over 55,000 acres to date.

This is King County. Some communities capitalize their TDR banks with general fund money and other forms of public funding, but at least 14 programs stock their TDR banks partly or entirely by severing TDRs from publicly owned land and selling them to receiving site developers. For example, King County, Washington often severs TDRs from county-owned natural areas and deposits these TDRs in its TDR bank for sale. The TDR uses the proceeds from the sale of these TDRs to fund additional preservation. Because the King County TDR bank can sell its inventory of TDRs at a pre-determined price, it can facilitate city-county agreements in which incorporated cities within King County create receiving sites from TDRs that are transferred from sending sites under county jurisdictions, sometimes by offering revenue-sharing on the same of the bank's TDRs. To date five cities within King County have created receiving sites for these interjurisdictional transfers. King County's TDR program has preserved over 134,000 acres so far.

Palm Beach County, Florida used open space bonds to buy 31,000 acres of environmentally sensitive land. The county severed and banked 9,000 TDRs from these natural preserves. The county then sets the price of the sale of these TDRs from its TDR bank. The bank in some years can sell as many as hundreds of TDRs. Today the bank sells TDRs at \$37,000 each for a bonus – and that's the price for market rate homes, in other words, one bonus market rate home, which is ten percent of the median sales price of county homes. But the bank sells TDRs for as little as \$370 each when that TDR goes for a bonus affordable housing unit. The proceeds from sales in Palm Beach County are used to maintain and enlarge the county's nature preserve system.

And my last example comes from Georgia. This TDR technique of severing TDRs from public land can also work in smaller communities like Madison, Georgia, population 4,000. Madison severs TDRs from publicly owned land, including parks and cemetery lands. The TDRs are sold to receiving site developers, including the builder of this apartment project. As required by Madison's development code, all proceeds from TDR sales are reinvested in the preservation of additional sending sites.

That concludes my presentation. I'll pass it back to Robert. Thank you.

MR. GRIEGO: That's an overview of transfer of development rights. It fits pretty well with the program that we are looking at with the County for preservation of open space, and directing growth to areas with adequate public facilities. The issue that we have right now with our TDR program is that we do not have an adequate supply of TDRs available for development in our SDA-1 area or in our growth area. There's developers that are coming forward that have identified the need for TDRs without an adequate supply. We have – to date, the County has certified 11 TDRs that once the County certifies a TDR the property cannot be developed. So they are permanently severing their development rights.

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So those 11 TDRs are the current supply. However, the demand far exceeds that from developers who are not required to bring TDRs until the final plat is approved. However, developers do need to have development rights to know whether to proceed with development, and they also need a stable TDR price in order to make decisions on development in the county. So the goal is to have a TDR supply to meet demand for development in the county while achieving the County's goals of preserving or allowing for the preservation in our sending areas and directing growth to our receiving areas.

So with that, I've got in your background memo, staff has identified some recommendations. Some of those recommendations we are moving forward with, the Board has provided direction for the County to make changes to Chapter 12 of the SLDC, including increases to the TDR transfer ratio specifically for affordable housing and to develop a TDR transfer ratio and dimension standards for the TDR requirements.

Staff is also coordinating with our County Open Lands, Trails and Parks Advisory Committee to prioritize the County open space. The committee is reviewing criteria for prioritization of County open space properties for consideration by the Board. With that I stand for questions from the Board.

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Mr. Griego. Thank you, Madam Chair. Thank you for an excellent, great presentation. I will sit down and meet with you a little bit more. The gentleman that gave the presentation, I want to know when this bank is going to start opening up. And whenever he actually can say that property worth \$5,000 or \$10,000, Santa Fe is a whole different county. But I want to know when this TDR bank starts up. And how do we know that – well, you and I will talk a little bit more. But I want to know how this bank opens up and when this bank starts, because if I have ten acres in La Cienega, and I have agricultural land and I don't want to develop it, I want the County to actually tell me where I can – do I need to do a survey plat? What do I need to do to actually state this is not developable. This is open space. This could be a ten rise condominium project? What happens in Thornton Ranch? What happens to all the open space we have? Can we get – but thank you for the presentation and I just want to sit down with you and staff as into when do we open this bank, because there's a lot of people that want to turn over their rights because they don't want to build. But thank you for the presentation. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Hughes.

COMMISSIONER HUGHES: Thank you, Madam Chair. Do we have an idea of what the demand would be in terms of how many development rights people would be willing to buy? Like let's say we had a bank right now, how many rights are people looking for right now?

MR. GRIEGO: Thank you, Madam Chair, Commissioner Hughes. We had a conversation with one developer who indicated that they need 45 TDRs. Another developer I think was around 15 TDRs. So I think that again, having an availability of TDRs in the bank would allow, as development does come forward, the ability for them to make a determination on whether to develop in Santa Fe County. And I'd also like to point out, in regard to the TDR bank, as our consultant indicated, the TDR bank could also provide a stabilization of the TDR prices so that way, again, people would know if I

do a TDR, what is the going rate for TDRs, based on the TDR bank. Because right now it's strictly a market-based approach.

COMMISSIONER HUGHES: Right. And if we transfer some TDRs from our open space, is there enough to meet demand? Do we have enough TDRs on our various open spaces or just a few of them to start the bank and meet the need that you already see there?

MR. GRIEGO: Yes, Commissioner Hughes. We do have – we've identified through a preliminary analysis how many TDRs we have in our open space properties, and that is some of the – whether we could utilize TDRs, that's part of our overall analysis but there is a – we do have a number of TDRs that we could bring into the TDR market. I think that the process would include prioritization in bringing forward TDRs as necessary.

COMMISSIONER HUGHES: Okay. It seems like the next step then would be to bring forward the next step which open spaces, which TDRs you want to transfer off of them into the bank, right?

MR. GRIEGO: Yes.

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

CHAIR HAMILTON: Thank you. How many TDRs are available? Because obviously there are two sources – County open lands and private lands.

MR. GRIEGO: So on private lands, again, as I mentioned, Madam Chair, the current number of certified TDRs is 11. We qualified additional TDRs when we initiated the program back in 2016 throughout that period of time. We've qualified additional TDRs, but they've not certified, and I think part of that might be in regard to again, the market and availability for sale. I think that before certifying TDRs people want to know that there's a market for sale of those TDRs.

In regard to the County open space TDRs, our preliminary analysis looking at open space without considering all of the restrictions on our open spaces, again, we did look at – we have done a preliminary analysis of which properties have conservation easements on them already, which we wouldn't be able to put a TDR conservation easement on if there's already a conservation easement. But there are over 300 TDRs on County open space properties.

COMMISSIONER GARCIA: Madam Chair, if I may. TDRs are hard here in the Southwest, because we have that great, great, mighty Rio Grande River that is going down and down. And so whenever you can – I saw the presentation, he compared New Jersey, he compares to everything back east where they have tons of water over there. Here in the Southwest, we don't have water. And so we just have to, as policymakers, we have to just be careful as into how we do TDRs or whether we do TDRs because if you're going to build a high rise or not, you have to – we don't have water here in the Southwest. We're not like that. My friend's racing back east. He says Kentucky's beautiful. He's been racing for two months.

But we just have to, as policymakers we have to figure out how TDRs are going to work for us or not. Because there's no water here. You can't take all the open space in Cerrillos or take all the open space in Golden, or wherever else and say, we'll transfer all these rights over here so that way you can go and build a 700-lot subdivision. In my

opinion it doesn't work like that. And so you have to convince me how it works. It's something that's new for us as policymakers – for me – and as staff how do we – it's just something we can talk about. Not today, but just something that we need to deal with, because we're not back east. We don't have water like they do back east. But it's just something I want to bring forward. But great presentation. Thank you.

MR. GRIEGO: Thank you, Commissioner.

CHAIR HAMILTON: Thank you. Are there any other questions? I really appreciate you bringing this to us because it's an important thing to consider. Thank you.

MR. GRIEGO: Thank you, Commissioner.

8. MATTERS OF PUBLIC CONCERN

CHAIR HAMILTON: Daniel, you can apprise me of any additions, but right now we have six people who contacted us and signed up for wanting to make comments during Matters of Public Concern. So I'll just take them in the order they were submitted. Is Alexanna Hope Available? And Daniel, can you put up the timer?

ALEXANNA HOPE (via Webex): I'm calling today because I saw the movie *2,000 Mules* and as a member of the community I'm very concerned about the voting machines and I'm told, and so I'm here to check with you, is it true the County Commission can actually investigate voting issues that seems to be rising about the veracity of them? If there is a problem I think somebody should look into it and no one's doing it and as County Commissioners [inaudible] I don't think it's done.

CHAIR HAMILTON: Okay, I appreciate your comment. Is that –

MS. HOPE: It's a comment and the query is who in the County can be the person responsible to investigate this [inaudible]

CHAIR HAMILTON: Well, this is not set up as a discourse. We take your input and the appropriate people can get your input and respond accordingly. But at this moment it is not a question and answer session.

MS. HOPE: So I'm very grateful to you and maybe somebody can get back to me about that question.

CHAIR HAMILTON: Appreciate your comment. Is Patricia Mason – you can unmute yourself and make your comment.

PATRICIA MASON (via Webex): My name is Patricia Mason and I've lived in Tesuque for 41 years. For about 35 of those I've used the Tesuque transfer station on County Road 74. A few weeks ago I heard through the grapevine that the Tesuque transfer station will be closed June 30th without a replacement indicated. It's been suggested that we take our trash to Jacona or Nambe, 13 miles north of Tesuque. A thousand people live in Tesuque. If 500 loads of trash were required to go north the result of 10,000 driving miles, 4,166 hours spent in the car, and who knows how much extra gas. This is essentially an additional thing being proposed by the County on your residents, in addition to the fee we already pay to dump our trash. We can safely predict that many of the Tesuque residents cannot or will not take their trash to Nambe. Instead they will illegally dump their trash in arroyos or other places, adding to the trash problems in the county. If any resident of Tesuque were asked why the Tesuque transfer station is being closed, we can answer in three words: We don't know. If the County is

proposing this major inconvenience to Tesuque we deserve input and transparency. Instead we've received secrecy and total stonewalling. We don't know why the negotiations with the Tesuque Pueblo failed after 35 years. We don't know the historical lease payments. We don't know the proposed lease rate that's been proposed. I've heard that the pueblo is suggesting as high as \$800,000. I don't believe it, but that's the [inaudible] We don't know who made this decision. We don't know whether the County attempted to buy a third of an acre of the thousands of acres that the Tesuque owns for this transfer station. We don't know what inspired this lease termination now, when 38 years ago the County attempted this and the public outcry ended the effort. We don't know why the lease has to be ended without an alternative site. We don't know who made these decisions. The Commissioners? The Santa Fe Solid Waste Management Agency? A hired employee? We don't know whether this made illegally at a closed meeting, which is another rumor going around.

If the Commissioners' court is asking the Tesuque residents to suffer this major inconvenience we need two things. First of all the Commissioners' court must negotiate the lease with Tesuque at least until a new convenience facility can be located. Second, we need a truthful explanation of how this fiasco happened so it does not happen again.

CHAIR HAMILTON: Okay. Thank you very much for your comment, Patricia. Is A. Richards on? Mr. or Ms. Richard, I just have a first initial, so I don't know how to address you but you can unmute yourself and make your comment, please.

DANIEL FRESQUEZ (Media Specialist): Mr. or Ms. Richard, if you're on the phone, if you'd hit star 6 that should unmute you.

CHAIR HAMILTON: Thank you, Daniel. Once again, is Mr. or Ms. Richard on the phone or Webex? I'm going to skip along. We can always come back if you get on later. John Collings, are you available? Is John W. Collings on the line? If John Collings is on the line, can you unmute yourself and make your comment? Daniel do you see Mr. Collings on?

MR. FRESQUEZ: Madam Chair, I do not see the name John Collings on here but there are a few phone callers. I will come back through, but if anybody – I'm going to go ahead to Mark, Lupinetti.

MARK LUPINETTI (via Webex): Thank you. I won't repeat Ms. Mason's comments but I share her sentiments. It was on May 21st that I learned the Tesuque transfer station would close at the end of June. I got this information not from any County official but from a neighbor posting online. This generated a number of indignant online posts and emails. It was two days later that Mr. Roybal sent out a form letter confirming that closure and he attributed this to a failure of negotiations with the Tesuque Pueblo. This raises some obvious questions.

First, when did the negotiations with the pueblo begin, give the length of the existing agreement, were the negotiations initiated with enough time to either bring them to a successful conclusion or to find an alternative. Second, why did the negotiations fail? Was it a financial matter? If so, what are the specifics? If it wasn't financial, what were the issues? Third, why were citizens not informed earlier and given an opportunity to provide input into the decisions made by the council? And fourth, had there not been this flurry of online posts and emails, when would Mr. Roybal have informed his constituents of this matter?

CHAIR HAMILTON: Is that your comment?

MR. LUPINETTI: Yes.

CHAIR HAMILTON: Thank you. Really appreciate your input, Mr. Lupinetti. Is Sally Holloway on?

MR. FRESQUEZ: Madam Chair, I do not see Sally Holloway on the Webex list.

CHAIR HAMILTON: Thank you, Daniel. Is there anybody else on Webex or the phone who would like to speak to the Commission during Matters of Public Concern? If so, please unmute yourself and identify yourself.

MR. FRESQUEZ: Madam Chair, we have Rachel Thompson raising her hand.

CHAIR HAMILTON: Thank you. Go ahead, Rachel.

SALLY HOLLOWAY (via Webex): I'm sorry. This is Sally Holloway. I didn't hit start 6. Can you hear me?

CHAIR HAMILTON: Yes, we can now. Thank you, Sally, and then we'll get to Rachel after yours.

MS. HOLLOWAY: Thank you. My name is Sally Holloway. I live on County Road 74, 1 ½ mile from the Tesuque transfer station. I understand that I will not receive answers to my questions in their forum. My comments are the following questions. Is this the only transfer station located on pueblo land? Does the County pay the pueblo for use of the property? Has the price increased? Is money the issue? How many persons use this transfer station? Is this part of the issue? Lack of use? How many employees are affected by this closure? And last, do other Santa Fe County residents drive ten miles one way to deposit trash at a transfer station? Thank you for your consideration and reversing the closure of the Tesuque transfer station.

CHAIR HAMILTON: Thank you very much, Ms. Holloway. Appreciate your comments. Rachel Thompson.

RACHEL THOMPSON (via Webex): Hi. Thank you. I'm Rachel Thompson. I live right next to the rodeo grounds. A few things. I'm really sorry there wasn't a chance to ask a few questions about the TDR, the way it works, because I thought it was extremely complex, really interesting and important and possibly pretty powerful. And I'll just say I thought honestly the first part of the presentation that was just all by voice was totally over my head, with all those names and acronyms. I did understand better once the slides got going. Thank you.

So I guess these are questions that will be treated as comments. One is did King County set criteria for which developers could use TDRs, and when later on there was a slide that talked about Palm Beach County like how they charge like one percent of the TDR fee if the developer was doing affordable housing and that piqued my interest because that is exactly what I would think would be very, very valuable right now. And I guess the third piece that got mentioned in there is one county, and I don't remember which, but coordinating the city and county to transfer from one place to the other place. My thought about that is that you need to have mirror language in the City's land use code because you couldn't transfer a TDR and have that somehow override the approval mechanisms for land development in the city. So anyway, I assume you'll talk about all this at some point.

And I want to say about the changes to the TDR is that it's my understanding and my fervent hope that it will prevent from ever happening again the fiasco associated with the transfer, the sale of the open space at South Meadows to Homewise. Absolutely that land, public land should never be sold for any purpose, not matter how compelling – it shouldn't happen and it certainly shouldn't happen that extensive public hearings, as we have in the city, that it's a very serious decision. When a piece of publicly owned land is donated for affordable housing there are generally multiple hearings.

And last, I just want to say I think we're all suffering from the lack of money available to do things like cover the County Board meetings. I'm just seeing a lot of missed communication, things that should be getting around to people that aren't and I think part of that, and I've talked to somebody just sort of in passing at the *New Mexican* is that they no longer have the money, particularly the ad support to designate coverage for the routine meetings of the BCC. Somebody else may have a different experience but it would surely be great if the County could somehow petition the *New Mexican* to do more routine coverage so that things wouldn't come up as a surprise. So, thank you.

CHAIR HAMILTON: Thank you very much for your comment. Daniel, is there anybody else who's raising their hand to make comment under Matters of Public Concern?

MR. FRESQUEZ: Madam Chair, I do not see anybody raising their hands in Webex.

CHAIR HAMILTON: Okay, so one more time, is there anybody on Webex or the telephone who wishes to address the BCC during Matters of Public Concern? If so, please unmute yourself and identify yourself. Hearing none, I'm going to go ahead and close Matters of Public Concern.

MR. FRESQUEZ: Madam Chair.

CHAIR HAMILTON: Yes.

MR. FRESQUEZ: William Mee is raising his hand how.

CHAIR HAMILTON: Ah. Welcome. Go ahead and unmute yourself and make your comment.

WILLIAM MEE: I'm William Mee, Agua Fria Village. Later in the Board of County Commission meeting there's going to be opportunity to talk about the settlement annexation agreement and as you know, I've written an op-ed on that and I would encourage the full Commission to do whatever it takes to support Commissioners Hansen and Hughes in their negotiations with the City of Santa Fe.

When I wrote my op-ed in the newspaper I got all kinds of new information about certain areas of town like Sol y Lomas, Rodeo Road, the Coyote Ridge – it just goes on and on, where people have not received the full services from the City of Santa Fe. They're actually in some dire circumstances along Airport Road where properties are land-locked. They are not served by the sewer. It just goes on and on and on, and I think there's going to be a need to advertise the work of this Settlement Annexation Agreement Committee and to get people to come in and say this is how the City is reneging on the annexation. And thank you and good luck to your negotiations on this settlement annexation agreement.

CHAIR HAMILTON: Thank you very much, Mr. Mee. So one last time, is there anybody else on Webex or the phone who cares to address the BCC during

Matters of Public Concern? Dare I proceed to close Matters of Public Concern? So we're going to close Matters of Public Concern and thank everybody for their valuable comments.

9. MATTERS FROM THE COUNTY MANAGER

A. COVID-19 Updates

CHAIR HAMILTON: Manager Shaffer.

MANAGER SHAFFER: Thank you, Madam Chair and Commissioners. Relative to COVID-19 updates, over the weekend which included the holiday, there were 2,156 new cases of COVID-19 reported. In addition, the number of hospital patients across the state as of Monday was 129 with 14 of those patients on ventilators.

For Santa Fe County specifically, on Friday we reported 79 new cases and reflecting the fact that the pandemic is not in the rear view mirror, the CDC is reporting that the county's community level currently is at medium. Relative to COVID-19, we're in the process of installing automated or machines that will do both temperature checking as well as a questionnaire here at 102 Grant. And so staff's recommendation looking forward is assuming that that technology comes on line for the Board of County Commissioners next regular meeting on June 14th, that we would go back to allowing in-person attendance at the Board's meeting while continuing to maintain a remote option for members of the public. Again, that assumes that the technology is in place to allow for safe and seamless visitor screening, but also that we don't experience a setback relative to COVID-19 in the community. So that's the plan for moving forward relative to Board of County Commissioner meetings beginning with the June 14th meeting.

B. Miscellaneous Updates

MANAGER SHAFFER: With regard to Miscellaneous Updates, I'm pleased to see and report that there was a coordinated effort by the national forest, Santa Fe County and the City of Santa Fe to close the National Forest at the federal level and then to close certain trails maintained by the County and the City that lead into the National Forest. This was done due to the extremely high risk of wildfires that we are currently facing as a community.

Speaking of wildfires, the County through its CONNECT program continues to assist evacuees from the fires. CSD, in partnership with the Food Depot, that's the Community Services Department and YouthWorks are providing food to those in temporary shelters or hotels. County staff is also assisting with crisis support for evacuees and continues to coordinate services for those with extensive behavioral health needs. The Community Services Department Navigators are working daily with our 211 CONNECT navigator to exchange and document fire evacuee resources, and the County Fairgrounds continues to house displaced pets from the Las Vegas Animal Shelter and we are now at capacity relative to the pets that we can provide shelter for. People can donate pet food and cases of water at the fairgrounds to assist us in our efforts to care for those displaced pets.

With regard to ongoing efforts of our Fire Department and the Sheriff's Office,

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the Fire Department and Sheriff's Office are coordinating to prepare logistics and ensure a plan of action ready to address any potential evacuation of Santa Fe County residents due to current fires in neighboring counties. In addition, the Fire Department has deployed five fire apparatus to assist with the wildfires and these include representation from the entire department, meaning both regional or career and district or volunteer members of our combined Fire Department as well as our Black Canyon hand crew.

Fire Assistant Chief/Emergency Management Director Martin Vigil continues to work with the Glorieta Camp's evacuation shelter where he has created and implemented an evacuation plan for the camps with a multi-agency shelter management team. He's also coordinating a forward unified command post located in the eastern region in preparation for a potential wildland fire in Santa Fe County, and our Fire Chief, Jackie Lindsey, continues to be in constant collaboration with the New Mexico State Emergency Operations Center to facilitate assistance that the County can provide relative to the ongoing wildfires.

We did successfully conclude our Earth Day planting events with the final planting event on May 21st in District 2. I wish to thank the Sustainability Division, the Housing Division, Public Works, individual Commissioners as well as the County Manager's Office for another successful year of Earth Day events.

Finally, our Finance Division Director wished to clarify the question that was asked relative to budgeted transfer amounts and the corrected transfer amount budgeted for revenues and expenditures for fiscal year 2022 is \$67,297,725. So happy to be able to provide that updated information from our Finance Division. So thank you.

CHAIR HAMILTON: Thanks so much, Manager Shaffer.

MANAGER SHAFFER: And three cents.

CHAIR HAMILTON: Well, that's a better clarification all together.

Unless anybody has any questions on those updates we can go onto Matters from the Commissioners.

10. 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 HAMILTON: Shall we go down the row? Commissioner Hansen.

COMMISSIONER HANSEN: Thank you, Madam Chair. So first and foremost, I am going to have my first Coffee and Tea under the Trees on June 11th at Reunity Resources in the historic Village of Agua Fria. I'm hoping that it will be on fire prevention as a theme, which I think is completely adequate and perfect at this particular time, but I'm still trying to work on confirming that at the moment.

I want to thank everyone for a successful Earth Day at the Camino Jacobo public housing. It was a lot of fun. We planted a lot of beautiful trees and made this barren area that was completely ignored – we made it come alive. So that was exciting.

As many of you know I serve as the vice chair on the NACo Arts and Culture Committee and during our last meeting, Jay Dick from Americans for the Arts requested

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that we reach out to our senators to sign a letter in support of the National Endowment for the Arts and the National Endowment for the Humanities and increase the funding. I reached out to both Senator Heinrich and Senator Lujan and both signed on to the letter. So I want to thank them for supporting the arts. As I think you all know, I'm a huge supporter of the arts, considering that I have a master's degree in the arts and that I consider it a very important part of life and it adds a tremendous amount of value to people's lives and their community. At the Northern Rio Grande National Heritage Area we have painted a number of murals in Espanola and that has also increased the quality of life for people in Española.

I also submitted three resolutions to the NACo Board for the steering committees. Two to the Environment, Energy and Land Use, one on protection of pollinators, and one for the reauthorization of the National Heritage areas, and then the other one was to support through the Arts and Culture Division through workforce development at NACo, the Creative Economies resolution that Theresa Leger Fernandez and Senator Ben Ray Lujan had brought forward.

And I probably will remember something else during this time but at the moment that is it for me. Thank you, Madam Chair.

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

COMMISSIONER HUGHES: Thank you, Madam Chair. Since yesterday was Memorial Day I just wanted to send out a thanks to all the people who served in the armed services of the United States, including my late brother Rich, who hopefully can hear me somewhere. We owe a great debt to the people who've gone before us and continue to serve in the armed forces.

I also just wanted to suggest that we consider a resolution around gun safety for our state and federal delegation to consider. I don't think we can do anything at the local level; that's my understanding, but I would suggest that we urge our state and federal delegations to enact some common sense gun safety provisions to prevent the kind of thing that happened last week in Texas.

Back to the local level, we had a really good meeting in the Rancho Viejo neighborhood a couple Saturdays ago to talk about traffic and water concerns in that fast growing area around them and the Community College District. It's always interesting to learn that you have retired people who were local officials in other places who know a lot more than you do about planning and traffic and stuff. So really good comments and some things for us to work on, especially in terms of updating the traffic studies for that area.

And finally, my next townhall, Hour with Hank, will be on June 7th at 5:30 on Webex, and no particular topic at this one, it will just be whatever people want to talk about. Thank you.

CHAIR HAMILTON: Excellent. Thank you. Commissioner Garcia.

COMMISSIONER GARCIA: Thank you, Madam Chair. Just really quick, to my colleagues. As you know, the last three, four weeks I've actually had some challenging personal things happening with some stuff. But thank you to my colleagues for reaching out to me and talking to me and giving me some support as well as everybody else that called me out there and said, hang in there.

Also, in regards to Earth Day, we had Earth Day in Edgewood. Brittany and her family – thank you. Isaiah that actually is one of the deputy assessors, the tax assessors. He was actually out there with his family as well, and to the entire staff that was down there. It actually helped out. I was going to go plant one tree. No. Ten trees later and twenty shrubs later. But it was actually really nice to be out there with my assistant Brittany. Thank you. And Isaiah was out there with his family as well as the entire staff that actually works for that division.

And welcome to the new staff. Welcome our new individuals. Thank you for being here and thank you for having the ability as my colleagues here, as a policymaker up here, it's a little bit – it's different when you're up here. People can call and talk on the phone and do what they need to do to you and they can understand where I'm going with this, and that's okay. However, thank you to our entire staff. Santa Fe County is one of the best counties out of 33 counties in this entire state. Thank you. Thank you, Madam Chair.

CHAIR HAMILTON: Thank you. Commissioner Roybal.

COMMISSIONER ROYBAL: Thank you, Madam Chair. We had our Earth Day some time back. It was a great event. It was well attended. We did have some city councilors there, Peggy Sue Martinez and Councilor Benavidez was also there. We had – it was just a great turnout. It was great to see that the city got engaged with the event that the County did, so it was really heartwarming to see that. So I'm glad. That was some time back and I think I already talked about it in our last meeting. But I just wanted to mention it again because it was a great event.

I also just to touch a little bit on what Commissioner Hughes said as far as Memorial Day. I did talk a little bit earlier about a friend of mine that passed away over there in Iraq and he was 23 years old and he re-enlisted. He had already done one tour and he re-enlisted and he didn't make it back from the second tour. But again, his name was Lance Corporal Jonathan Grant and he did have a 17-month old son that I had the privilege of going to his graduation yesterday. So he did pass away on May 11, 2005. Just thought I'd mention that and it was really nice to see his son. He looks a lot like him, so it was just something that I think about every Memorial Day and I just want to thank all of our people that have served in the military. My dad served in Vietnam and I have several uncles and aunts and even friends that have served. And so it's just something that I want to recognize all of our men and women that have fought to keep our freedom.

And I'd also like the point that Commissioner Hughes made as far as gun safety. I think it's something that we really need to look at. So I appreciate him bringing that up as well. I think a component of that too is probably behavioral health. We need to look at ways that we can identify issues and provide more services to our youth. Identifying that and stopping that early in life is really something that we need to focus on. So I really want to just say that as far as trying to identify that with our youth and try to provide additional services for the behavioral health issues.

And then here at the end, I just want to also urge staff to try and get some clarity to our constituents in Tesuque because I'm getting a lot of calls and we've had quite a few emails so I just want to see what else we can do and also reach out the community and help the County to identify an area that we can try and provide temporary services until we can find a permanent solution. So I just want to say that as well. Thank you,

Madam Chair.

CHAIR HAMILTON: Thank you very much. So for District 4, the first thing I want to do is read a letter. Our County Manager mentioned the incredible stuff that our County Fire Department and Emergency Management Department is doing with respect to all the fires that we have. They're doing a fabulous job and they're paying – I'm very grateful that we have a department that's paying a lot of attention to what's already happening and what could happen and providing so much support to all our constituents for these kinds of emergencies.

The Manager mentioned Assistant Chief Martin Vigil and the services he was providing at the Glorieta evacuation center. He received a letter from the New Mexico Department of Health, which we're providing many of the services out there.

Dear Mr. Vigil: We are grateful to your contribution to the success of the Glorieta fire evacuation center from May 1st to May 28, 2022. Our MRC staff was awed by your relentless and hard work, your exceptional patience, ability to bring diverse parties together and get things done. Your knowledge and experience form the foundation upon which the shelter endeavor was built, and your presence assured positive outcomes for the mission. You were the ultimate team member. Your time and efforts were valuable and so greatly appreciated. Martin, we remain grateful for your positive energy and can-do attitude which carried all our staff along. Thank you. Your work inspired us in our mission and helped us to be better caregivers. Best Wishes Always, and it's signed by Bobby McKenzie, the MRC State Volunteer Coordinator the MRC Glorieta fire evacuation center team.

So I just thought it was remarkable to get that kind of response and to know that we have people on staff that give that much of themselves and have the ability to organize so much, because god knows we need it when those kinds of emergencies come closer.

So that's really what I want to emphasize and all I have.

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

CHAIR HAMILTON: I'll start with our Deputy Clerk.

EVONNE GANTZ (Deputy County Clerk): Madam Chair, our County Clerk is actually on the Webex.

CHAIR HAMILTON: Oh. My apologies. Madam Clerk.

KATHARINE CLARK (County Clerk – via Webex): Hello, Madam Chair. How are you?

CHAIR HAMILTON: Good. Welcome.

CLERK CLARK: Thank you. I apologize I'm not there in person. I've had a lot of stuff to do today. I did want to make sure that we reminded everyone that voting is open and to encourage folks to vote early. The last day of early voting is this Saturday, June 4th, and there will not be polling places open between that day and election day. So you can't vote in Santa Fe County on Sunday and Monday. You have to vote – the last day of early voting is on Saturday. You can always check where the polling locations are

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at SantaFe.vote or you can type in your address at nmvote.org to find your closest polling location. We are encouraging those who have not requested an absentee ballot to consider that the postal service is taking seven days to send ballots out, so today would be the last day to request an absentee ballot and if you have not already done so, then we would say to try and vote early. If you have a ballot in hand we're asking folks not to mail that ballot but to drop it at one of the eight locations around the county. One of the things that's important to know about those locations is that they are under 24-hour surveillance. Half of them are drive-up, so that way those who have mobility challenges do not have to get out of their car; they can drop their ballots at those boxes and those are marked on the website. You can just go to santafe.vote and find the absentee ballot map and it will tell you which ones are designated at drive-up.

I think there was some interesting commentary and we're seeing more and more commentary about the security of our elections and the security of our voting systems. But I think it's important to know that the New Mexico Legislature has determined that we have to use voting systems in our county, so Section 1-3-2 says that the County Commission shall designate polling locations, and we have to have at least one unobstructed voting machine at those locations. It does say that the Secretary of State is the one who decides which voting systems we use, and that there is something called the Voting System Certification Committee, appointed by the legislature, and they determine which voting systems we use in Santa Fe County or across the state. And that voting system currently is Dominion and it is the only voting system authorized by the Secretary of State.

If there are complaints about our voting system they would have to be directed by Statute 1-2-2.1 to the Secretary of State who has the proper authority to test, certify, inspect and also to make sure that complaints are heard during public hearings. So I know there are questions about voting machines, but there is a whole process about who gets to inspect them, who gets to certify them and how those machines are determined for use, and the place to do that is at the Secretary of State's Office. We have to use the systems that are determined to be allowed in New Mexico, and that is what we use. Thank you.

CHAIR HAMILTON: Excellent. Thanks so much, Madam Clerk. Are there any other elected officials on the Webex or telephone who want to take this time to make some comments? Is our Treasurer on, or Sheriff, or Assessor? Daniel, do you see any other elected officials on?

MR. FRESQUEZ: Madam Chair, I see Treasurer Manzanares and the Undersheriff, but that's it.

CHAIR HAMILTON: Okay. So Treasurer Manzanares, if you care to say anything, and if not, that's great, but welcome to the meeting. Undersheriff, if you would like to say something? Hearing nothing I will move along, but thank you for attending the meeting.

10. C. Report and Request for Direction on Annexation Negotiations with City of Santa Fe Pursuant to Joint Resolution No. 2021-105

CHAIR HAMILTON: So are we going direct to the Commissioners?
Commissioner Hansen.

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COMMISSIONER HANSEN: Madam Chair, I would just like to say for the record I would like to request direction on annexation, so what I would like is that we just extend it for another month, until the end of June.

CHAIR HAMILTON: Thank you, Commissioner Hansen. Commissioner Hughes, did you –

COMMISSIONER HUGHES: No, just to add, that we did get a detailed response from the City that we are not ready to report on at this time but we did get a response and that's why we need the extra time.

CHAIR HAMILTON: Okay. Thank you. Manager Shaffer or Attorney Brown, is there anything else that you guys would like to input at this point?

MANAGER SHAFFER: No, just that we would request, Madam Chair, Commissioners, that the authority to continue with the non-binding negotiations be memorialized in the form of a motion by the full Board. Thank you.

CHAIR HAMILTON: Excellent. So are you going to make the motion?

COMMISSIONER HANSEN: I'll make a motion that we continue the negotiations until June 30th.

COMMISSIONER HUGHES: Second.

CHAIR HAMILTON: So I have a motion and a second. Is there any other discussion? Do the other Commissioners have questions on this matter or comments?

COMMISSIONER GARCIA: No, Madam Chair. Just we actually appointed out two colleagues here to work with the City of Santa Fe and if they feel that we need some more time then I definitely have their backing, whatever we need to do. Yes.

CHAIR HAMILTON: Okay. Great. If there's no other discussion, we have a motion and a second.

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

12. PUBLIC HEARINGS

A. Resolution No. 2022-038, a Resolution Designating Certain Santa Fe County Trails as Temporarily Closed Areas

CHAIR HAMILTON: Item 11 is executive session but since it's after 5:00 I proposed that we move to item 12 which is the public hearing, if there are no objections to that. Penny Ellis-Green, welcome to present on this.

MS. ELLIS-GREEN: Thank you, Madam Chair, Commissioners. On May 19th the USDA, which manages the Santa Fe National Forest implemented an order which prohibited public access to the Santa Fe National Forest. Santa Fe County owns several trails that lead directly into the national forest. Santa Fe County Ordinance 2001-1 allows the Board to designate an area as temporarily closed indefinitely or permanently. This same section also allows the Growth Management Director to close an area and on May 20th of this year four trails that lead into national forest were temporarily closed by myself as a direct result of the national forest closures. In addition, on May 18th Fire Chief Lindsey recommended that certain trails be closed.

The four trails in question are La Piedra open space, Little Tesuque Creek open

space, Rio en Medio open space and Talaya Hill open space. These trails are also identified in Exhibit A of the proposed resolution, and the proposed resolution would temporarily close these trails to protect wildlife, vegetation and for public safety concerns. The remainder of the County trail system remains open for the public to ensure there are trails available for the public to safely be outdoors. The resolution is attached in the packet and staff recommends approval of the resolution. And I stand for questions.

CHAIR HAMILTON: Excellent. Thank you. Are there any questions?

COMMISSIONER GARCIA: Madam Chair, if there's no question, this is certainly a very good time to be safe. And so I make a motion for approval for the recommendation of staff.

CHAIR HAMILTON: Motion to approve the resolution.

COMMISSIONER HANSEN: Second.

CHAIR HAMILTON: I have a motion and a second.

MS. BROWN: Madam Chair, it is a public hearing.

CHAIR HAMILTON: Thank you very much. Before we have any motions, this is open for public hearing. So I'm going to open public hearing and ask if there's anybody online, since I see nobody present here, who would like to comment on this matter? If you do, please unmute yourself and identify yourself. Daniel, do you see anybody online, or are there any phone participants that might want to speak to this matter?

MR. FRESQUEZ: Madam Chair, I do not see anybody indicating that they would like to speak and I also do not see any phone callers at this time.

CHAIR HAMILTON: Okay. So just one more time for good measure. Is there anybody on the Webex who cares to speak to this matter about temporary closure of certain trails? Hearing none, I'm going to close public comment and once again thank Rachel Brown and everybody else who jumped in for keeping me on track. I really appreciate it. So at this point we can either entertain discussion or a motion. Discussion?

COMMISSIONER HUGHES: Madam Chair, I just have a question as to whether there's been any thought or consideration given to closing other trails. I think the City closed just about all of their trails. I'm not suggesting one way or another; I just wondered what the thinking was.

MS. ELLIS-GREEN: Madam Chair, Commissioner Hughes, at this point we're looking at just the four trails that lead into the national forest.

COMMISSIONER HUGHES: Okay. Thank you.

CHAIR HAMILTON: Thank you. Commissioner Hansen.

COMMISSIONER HANSEN: Yes, I will remake the motion, a resolution designating certain Santa Fe County trails as temporarily closed areas.

COMMISSIONER GARCIA: I'll second.

CHAIR HAMILTON: Thank you. So I have a motion and a second.

COMMISSIONER GARCIA: Madam Chair, just under discussion.

Madam Chair, Ms. Ellis-Green, what happens with the County working with the national forest and BLM in the Caja del Rio area, where we both represent that area? Are we talking with them? Are they closing those shooting ranges? Are they closing the BLM areas? Do we know? The national forest? How are we, Santa Fe County, working with them as into –

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MS. ELLIS-GREEN: Madam Chair, Commissioner Garcia, at this point I don't know that any of those trails have been closed. What was closed was the national forest.

COMMISSIONER GARCIA: Thank you, Madam Chair. Thank you.

CHAIR HAMILTON: Is there anything else under discussion?
Commissioner Roybal.

COMMISSIONER ROYBAL: Penny, can you tell us, are these spread out throughout the county or which districts do these affect? Do you know, by chance?

MS. ELLIS-GREEN: Madam Chair, Commissioner Roybal, the ones that are being closed?

COMMISSIONER ROYBAL: Yes.

MS. ELLIS-GREEN: They are attached in your packet as an exhibit and they are just kind of to the east side of the city. So Little Tesuque would definitely be in District 1, and Rio en Medio.

COMMISSIONER ROYBAL: Okay. I appreciate that. I just want to say, unfortunately, it's just a temporary closure and I know constituents are getting pretty antsy to be out, especially in my district we have a lot of areas, like now the Jacona land grant has been closed to public travel across it. A lot of people walk their dogs through there, so they're looking for alternative sites. I totally support it because of the fact of the fire danger we have right now, but I just want to – if there's any way that we can send out alternative sites to constituents I'd appreciate that to, if we could just help with that. Thank you.

CHAIR HAMILTON: I can certainly appreciate the difficulty it poses for constituents but if you are exposed to how many fire starts there are that are caught, we're now moving into a prediction for storms with dry lightning, so we'll have more natural starts. It's one more trade-off of risks. The trade-off of risk is worth the short-term inconvenience. How long are we closing them for?

MS. ELLIS-GREEN: Madam Chair, it's either until the national forest trails are open or the Board rescinds this resolution.

CHAIR HAMILTON: Okay. That was just for the record, just for everybody's knowledge. Commissioner Hansen.

COMMISSIONER HANSEN: Madam Chair, BLM sent out a fire prevention order. This order shall go into effect 12:00 am on April 27th and will remain in effect until further notice. So they are prohibiting acts of building, maintaining or using fire, campfire or charcoal. So they're basically following the restrictions that we made earlier also. There's no smoking within enclosed vehicles or businesses, operating a chainsaw, possessing or using motor vehicles or off-road, or any hot work conducted by BLM. So that is Order # New Mexico F-0000-22-01.

CHAIR HAMILTON: Excellent. That's for that information. So if there's no further discussion, we have a motion and a second.

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

11. MATTERS FROM THE COUNTY ATTORNEY

A. Executive Session. Limited Personnel Matters, as Allowed by Section

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10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, 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 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. *The County of Santa Fe v. Michael Romero et al.*, No. D-0101-CV-2020-02243**
- 2. Breach of Settlement Agreement and Related Agreements Related to Annexation**

CHAIR HAMILTON: So I'll go to Rachel Brown.

MS. BROWN: Madam Chair, I ask that you go into executive session pursuant to Section NMSA 10-15-1 (H)(7) to discuss pending or threatened litigation in which the County may be a part of, and specifically, to discuss the case of *The County of Santa Fe v. Michael Romero et al.*, No. D-0101-CV-2020-02243; and also breach of settlement agreement and related agreements related to annexation, which is item #2.

CHAIR HAMILTON: Excellent. So I would entertain a motion.

COMMISSIONER GARCIA: So moved.

COMMISSIONER HUGHES: Second.

CHAIR HAMILTON: And presumably that motion is as stated by the County Attorney. So I have a motion and a second. Can I get a roll call.

The motion to go into executive session passed by unanimous roll call vote as follows:

Commissioner Garcia	Aye
Commissioner Hamilton	Aye
Commissioner Hansen	Aye
Commissioner Hughes	Aye
Commissioner Roybal	Aye

13. INFORMATIONAL ITEMS / REPORTS

- A. Community Development Department April 2022 Monthly Report**
- B. Community Services Department May 2022 Monthly Report**
- C. Finance Division March 2022 Monthly Report**
- D. Growth Management Department April 2022 Monthly Report**

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- E. Human Resources Division April 2022 Monthly Report**
- F. Public Safety Department April 2022 Monthly Report**
- G. Public Works Department April 2022 Monthly Report**

MANAGER SHAFFER: Madam Chair, before we convene in executive session, if there are no questions that any Commissioner has relative to the informational items and reports from staff, I just request that we allow staff to depart for the evening.

CHAIR HAMILTON: Absolutely. We definitely want to thank all staff. If there are no questions – seeing none, thank you so much for your reports. They are excellent and very much appreciated. And thanks for your attendance to field any questions.

[The Commission met in executive session from 5:35 to 6:30.]

CHAIR HAMILTON: So we're back live. I would entertain a motion to come out of executive session.

COMMISSIONER ROYBAL: Madam Chair, I move we come out of executive session where they only things that were discussed were the things that were summarized by our County Attorney before we went in and there was no action.

CHAIR HAMILTON: Thank you. Do I have a second?

COMMISSIONER HUGHES: Second.

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

- 11. B. Request Approval of a Settlement Agreement in the Matter of the County of Santa Fe v. Michael Romero et al., No. D-0101-CV-2020-02243**

CHAIR HAMILTON: Commissioner Hansen.

COMMISSIONER HANSEN: I would like to make a motion to approve a settlement agreement in the Matter of *the County of Santa Fe versus Michael Romero, et al.*, No. D-0101-CV-2020-02243.

COMMISSIONER HUGHES: And I'll second.

CHAIR HAMILTON: Thank you. So I have a motion and a second. Is there any discussion? Seeing none.

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

- 14. CONCLUDING BUSINESS**
 - A. Announcements**

CHAIR HAMILTON: Are there any announcements?

COMMISSIONER HANSEN: Madam Chair, I also wanted to state that Commissioner Hughes' idea to write a resolution about gun violence, I would support 100 percent. I'd be happy to work on it with you.

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COMMISSIONER HUGHES: Thank you.

CHAIR HAMILTON: Excellent. Any other announcements?

COMMISSIONER GARCIA: Madam Chair.

CHAIR HAMILTON: Commissioner Garcia.

COMMISSIONER GARCIA: Just one last thing. Happy late birthday to the Commissioner.

COMMISSIONER HANSEN: Thank you very much. I had a very nice day. I attended the Lamplighter meeting in my district.

CHAIR HAMILTON: Are there any other announcements.

B. Adjournment

Having completed the agenda and with no further business to come before this body, Chair Hamilton declared this meeting adjourned at 6:32 pm.



Approved by:

Anna Hamilton, Chair
Board of County Commissioners

ATTEST TO:

KATHARINE E. CLARK
SANTA FE COUNTY CLERK

Respectfully submitted:

Karen Farrell, Wordswork
453 Cerrillos Road
Santa Fe, NM 87501

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