



AGENDA

**The City of Santa Fe
And
Santa Fe County**

CITY CLERK'S OFFICE

DATE 11/20/15 TIME 1:15pm

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REC'D CLERK RECORDED 01/21/2016

Buckman Direct Diversion Board Meeting

THURSDAY, DECEMBER 3, 2015

4:00 PM

**SANTA FE COUNTY COURTHOUSE
ADMINISTRATIVE BUILDING
COUNTY COMMISSION CHAMBERS
102 GRANT**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM THE NOVEMBER 5, 2015
BUCKMAN DIRECT DIVERSION BOARD MEETING
6. MATTERS FROM STAFF
7. REPORT ON DECEMBER 1, 2015 FISCAL SERVICES AUDIT
COMMITTEE (FSAC)

CONSENT AGENDA

8. Monthly Update on BDD operations. (Randy Sugrue)

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BUCKMAN DIRECT DIV MIN
PAGES: 7

I Hereby Certify That This Instrument Was Filed for
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Geraldine Salazar

Deputy [Signature] County Clerk, Santa Fe, NM

INFORMATIONAL ITEMS

9. David Rhodes, Los Alamos National Laboratory, Chromium Plume Information.

DISCUSSION AND ACTION

10. Request for approval of a Budget Adjustment Request to the FY 2015/2016 Operating Budget. (Mackie Romero)

MATTERS FROM THE PUBLIC

MATTERS FROM THE BOARD

EXECUTIVE SESSION
(In County Manager's Conference Room)

In accordance with the New Mexico Open Meetings Act NMSA 1978, §10-15-1(H)(7), discussion regarding threatened or pending litigation in which the BDDB is, or may become, a participant, including without limitation: Discussion regarding Diversion Structure issues. (Nancy R. Long)

End of Executive Session

NEXT MEETING: Thursday, January 7, 2016 @ 4:00pm

ADJOURN

**CONTACT THE CLERK FOR MORE INFORMATION
WORKING DAYS PRIOR TO THE MEETING DATE**

SEC. CLERK RECORDED 01/21/2016

**MINUTES OF THE
THE CITY OF SANTA FE & SANTA FE COUNTY
BUCKMAN DIRECT DIVERSION BOARD MEETING**

December 3, 2015

This meeting of the Santa Fe County/City Buckman Direct Diversion Board meeting was called to order by Councilor Carmichael Dominguez, Vice Chair, at approximately 4:05 p.m. in the Santa Fe County Chambers, Santa Fe, New Mexico.

Roll was called and the following members were present:

BDD Board Members Present:

Councilor Carmichael Dominguez
Ms. Consuelo Bokum
Councilor Joseph Maestas [late arrival]
Commissioner Henry Roybal [for Commissioner Stefanics]

Member(s) Excused:

Commissioner Liz Stefanics, Chair
Commissioner Miguel Chavez

Others Present:

Charles Vokes, BDD Facilities Manager
Nancy Long, BDD Board Consulting Attorney
Stephanie Lopez, BDD Staff Liaison/Office Manager
Mackie Romero, BDD Finance Manager
Randy Sugrue, BDD
Bernardine Padilla, BDD Public Relations Coordinator
Marcos Martinez, City of Santa Fe
Bruce Frederick, Santa Fe County
Kyle Harwood, BDD Board Counsel
Dan Gershon, Sheehan & Sheehan
Paul Karas, CDM Smith
Kelly Collins, CDM Smith
Adam Johnson, Santa Fe County
Cheryl Vokes, Visitor

3. APPROVAL OF AGENDA

[Exhibit 1: Agenda]

Mr. Vokes noted there was no FSAC meeting so #7 need not be heard.

Commissioner Roybal moved to approve the agenda as modified. Board Member Bokum seconded and the motion passed by unanimous [3-0] voice vote. [Councilor Maestas was not present for this action.]

4. **APPROVAL OF CONSENT AGENDA**
 8. **Monthly Update on BDD Operations**

Board Member Bokum moved to approve the Consent Agenda and Commissioner Roybal seconded. The motion passed by unanimous [3-0] voice vote. [Councilor Maestas was not present for this action.]

5. **APPROVAL OF MINUTES: November 5, 2015**

Board Member Bokum stated she would abstain since she was not present at the meeting. The item was deferred pending the arrival of Councilor Maestas. [See page 5]

6. **MATTERS FROM STAFF**

CHARLES VOKES (Facilities Manager): Chair Dominguez, members of the Board, I wanted to give you a quick update on the purchase of the raw water pumps that we discussed at our last meeting. Our engineer at Deere and Ault, Mr. Eldridge, has been talking with pump companies. He's been also talking with Alpha Southwest who is our pump contractor and I think they've determined the type of pump we're going to be purchasing. Mr. Eldridge wants to come into town either late next week or the week after and meet with staff and also Alpha Southwest and then we will be releasing an RFP for the purchase of those pumps. So that's the status of that. Do you have any questions on that?

VICE CHAIRMAN DOMINGUEZ: Board? Is that it?

MR. VOKES: That's it. Mackie Romero has an update.

MACKIE ROMERO (Finance Manager): Mr. Chair, members of the Board, I just wanted to give an update on our financial statements for fiscal year 14/15. We have received a draft version from our auditors and those are currently being reviewed. Once we receive a final version I will bring that back to the Board. It should be done in January and that will catch BDD up on all its audits and financial statements.

I also wanted to let the Board know that – give an update on fiscal year 16/17 operating budget request which has been delayed due to the discussion surrounding our current cost allocation. We do intend on presenting a budget at our January Board meeting. If you have any questions, that is all the updates.

VICE CHAIRMAN DOMINGUEZ: Anything from the Board on those two particular items? All right. Thank you.

BERNARDINE PADILLA (Public Relations Coordinator): Councilor Dominguez. I have a little bit of information about the citizen-at-large posting. We have listed it in the public notices. We have nine days that it will be advertised. We also sent it to the media as a press release public notice and the County has it listed on their website as well. It has also been listed or forwarded to other contacts that may be interested in applying. We have a couple of interests thus far and we're hoping to get a lot more applications. The deadline is December 18th. The last advertisement date is December 16th and we'll see at that point how many applications we have.

VICE CHAIRMAN DOMINGUEZ: You said you have two –

MS. PADILLA: Two interested parties. The applications have not come in yet. But we're hoping for more.

VICE CHAIRMAN DOMINGUEZ: The City's taking the HR on that, right? Or you guys have your own?

MR. VOKES: Mr. Chair, we are going to form a committee to look at the applicants and then once we select several of those then we will get back with the Board and see what the pleasure of the Board is as far as whether you want to interview the applicants that we select. Is that correct?

NANCY LONG (BDD Board Counsel): Yes. That's the process we discussed.

VICE CHAIRMAN DOMINGUEZ: Anything else?

MS. PADILLA: No. That's all I have right now.

VICE CHAIRMAN DOMINGUEZ: Anybody else? Anything from the Board?

- 7. REPORT ON DECEMBER 5, FSAC – removed at agenda approval

INFORMATIONAL ITEMS

- 9. **David Rhodes, Los Alamos National Lab, Chromium Plume Information**

MR. VOKES: Mr. Chair, I don't think Mr. Rhodes is here. We did inform him of the time and the location of the meeting but within your packet there is an article under tab 9 on the chromium plume that we were inquiring about at the last meeting. The BDD stance is that Los Alamos National Laboratory and the NMED have been working on this issue and we will watch over it but this is not something that the BDD has the expertise to address and therefore at this time we're not recommending any action on this item.

VICE CHAIRMAN DOMINGUEZ: Well, with that limited knowledge is there any questions from the Board on that particular item.

DISCUSSION AND ACTION

- 10. **Request for Approval of a Budget Adjustment Request to the FY 2015/2016 Operating Budget**

MS. ROMERO: Mr. Chair, members of the Board, we are here to request approval of a budget adjustment request. We would like to request moving \$35,000 from materials and supplies into our solids disposal line item. As staff is currently working on cleaning out pre-sediment basins and POPs ponds, which were delayed last fall due to weather resulting in an additional 500 tons of solids disposal. Also in previous years our monthly disposals were being limited by a sampling permit weight limitation. This restriction is no longer in place enabling us to dispose of solids more frequently. Based on our current trend we are expected to spend about \$121,000 in solids disposal. Right now we have budgeted about \$86,000.

This does look like it's going to be the trend going forward and we will make sure we reflect that in next year's budget request. This does not cause an increase to our

overall budget and is in compliance with our billing and capital policy. Do you have any questions?

VICE CHAIRMAN DOMINGUEZ: So for next year's budget you'll increase it by that much to make sure that we cover – we're anticipating that cost to stabilize that trend upward necessarily too sharply?

MS. ROMERO: Correct.

VICE CHAIRMAN DOMINGUEZ: Okay, so what are the wishes of the Board on this item?

BOARD MEMBER BOKUM: I so move.

COMMISSIONER ROYBAL: I'll second.

VICE CHAIRMAN DOMINGUEZ: We've got a motion and a second. Any discussion? Hearing none.

The motion passed by unanimous [3-0] voice vote.

MATTERS FROM THE PUBLIC

There was no one present wishing to address the Board.

MATTERS FROM THE BOARD

There were no issues from the Board.

EXECUTIVE SESSION

MS. LONG: Mr. Chair, I would ask for a motion that the Board go into executive session all in accordance with the New Mexico Open Meetings Act NMSA 1978, Section 10-15-1(H)(7), discussion pending threatened or pending litigation in which the BDDDB is or may become a participant. This would be including without limitation discussion regarding diversion structure issues.

Councilor Maestas joined the meeting and moved to go into executive session to discuss the matter delineated by Ms. Long. His motion was seconded by Commissioner Roybal. The motion to go into executive session pursuant to NMSA Section 10-15-1-H (7) to discuss the matters delineated above passed by unanimous roll call vote as follows:

- | | |
|---------------------|-----|
| Councilor Dominguez | Aye |
| Commissioner Roybal | Aye |
| Councilor Maestas | Aye |
| Board Member Bokum | Aye |
| Commissioner Chavez | Aye |

[The Board met in closed session from 4:16 to 5:08.]

Councilor Maestas moved to come out of executive session having only discussed the matter described in the agenda. Commissioner Roybal seconded and the motion carried unanimously.

5. APPROVAL OF MINUTES: November 5, 2015

Councilor Maestas moved to approve the minutes of November 5th and Commissioner Roybal seconded. The motion carried 3-0 with Board Member Bokum abstaining.

NEXT MEETING: Thursday January 7, 2016 @4:00 P.M.

ADJOURNMENT


Having completed the agenda, Councilor Dominguez declared this meeting adjourned at approximately 5:10 p.m.

Approved by:



Liz Stefanics, Board Chair

Respectfully submitted:


Debbie Doyle, Wordswork

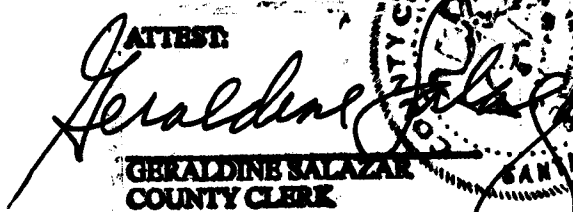
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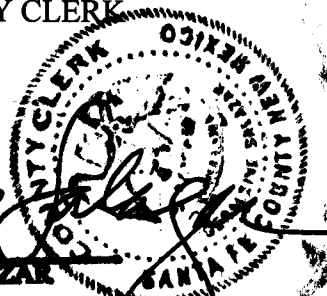
GERALDINE SALAZAR
SANTA FE COUNTY CLERK

ATTEST TO:

YOLANDA Y. VIGIL
SANTA FE CITY CLERK

ATTEST:


GERALDINE SALAZAR
COUNTY CLERK


1-21-2016 5