



CITY CLERK'S OFFICE

AGENDA

DATE 6/24/15 TIME 11:45a
REVIEWED BY [Signature]
APPROVED BY [Signature]

The City of Santa Fe
And
Santa Fe County

Buckman Direct Diversion Board Meeting

**THURSDAY, JULY 2, 2015
4:30 PM
CITY HALL
CITY COUNCIL CHAMBERS
200 LINCOLN**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM THE JUNE 4, 2015 BUCKMAN DIRECT DIVERSION BOARD MEETING
6. MATTERS FROM STAFF

INFORMATIONAL ITEMS

7. BDD Website Virtual Tour and Narrated Video Tour Previews.
(Bernardine Padilla, Joe Abeyta, Elan Colello – Explore Media)
VERBAL PRESENTATION
8. Presentation of CH2MHill, Inc. and CDM Smith, Inc. reports and findings regarding Diversion Structure Inspection and Repair Issues.
(Charles Vokes)

SEC. CLERK RECORDED 08/27/2015

CONSENT AGENDA

9. Monthly Update on BDD operations. (Mike Dozier)
10. Quarterly update on Environmental Compliance. (Daniela Bowman)
11. Request for approval to extend contracts for an additional year for water treatment plant chemicals from various vendors in an amount not to exceed \$250,000.00. (Mike Dozier)

DISCUSSION AND ACTION

12. Request approval to contract with American Alternative Insurance Corp. for BDD insurance policies including real property coverages in the amount of \$135,599. (Mackie Romero and George Segura)
13. Request approval to budget federal grant funding of \$96,000 from the Department of Energy per Grant Agreement No. DE-EM0003597 for the BDD Location Sampling Program. (Mackie Romero)
14. Request formal adoption of the 2015/2016 Annual Operating Budget in the amount of \$6,807,400 plus \$411,804 in contributions to the Major Repair and Replacement Fund. (Mackie Romero)

EXECUTIVE SESSION

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

End of Executive Session

MATTERS FROM THE PUBLIC

MATTERS FROM THE BOARD

NEXT MEETING: Thursday, August 6, 2015

ADJOURN

**PERSONS WITH DISABILITIES IN NEED OF ACCOMODATIONS,
CONTACT THE CITY CLERK'S OFFICE AT 505-955-6520, FIVE (5)
WORKING DAYS PRIOR TO THE MEETING DATE.**

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

July 2, 2015

1. This meeting of the Santa Fe County/City Buckman Direct Diversion Board meeting was called to order by Commissioner Liz Stefanics, Chair, at approximately 4:30 p.m. in the Santa Fe City Council Chambers, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. Roll was called and the following members were present:

BDD Board Members Present:

Commissioner Liz Stefanics, Chair
 Councilor Carmichael Dominguez, Vice Chair
 Councilor Joseph Maestas
 Ms. Consuelo Bokum
 Commissioner Miguel Chavez

Member(s) Excused:

None

Others Present:

Charles Vokes, BDD Facilities Manager
 Nancy Long, BDD Board Consulting Attorney
 Mackie Romero, BDD Finance Manager
 Daniela Bowman, BDD Regulatory Compliance
 Michael Dozier, BDD Interim Operations Superintendent
 Bernardine Padilla, BDD PR Coordinator
 Claudia Borchert, Santa Fe County
 Carole H. Jaramillo, Santa Fe County
 Bruce Frederick, Santa Fe County
 Sandra Ely, Santa Fe County
 Barbara Crockett, CH2M
 Jeremy Anderson, CDM Smith
 Kyle Harwood, BDD Board Counsel
 George Segura, Daniels Insurance

3. APPROVAL OF AGENDA

There were no changes to the agenda and Councilor Maestas moved approval as published. Ms. Bokum seconded and the motion passed by unanimous [4-0] voice vote. [Councilor Dominguez was not present for this action.]

4. APPROVAL OF CONSENT AGENDA

Staff had no changes and Councilor Maestas moved approval. Commissioner Chavez seconded and the motion to approve the consent agenda passed by unanimous [4-0] voice vote. [Councilor Dominguez was not present for this action.]

CONSENT AGENDA

- 9. **Monthly Update on BDD Operations**
- 10. **Quarterly update on Environmental Compliance**
- 11. **Request for approval to extend contracts for an additional year for water treatment plant chemicals from various vendors in an amount not to exceed \$250,000.00**

5. APPROVAL OF MINUTES: June 4, 2015

Commissioner Chavez moved approval of the June 4, 2015 BDD Board minutes. His motion was seconded by Councilor Maestas and passed by unanimous [4-0] voice vote. [Councilor Dominguez was not present for this action and arrived shortly thereafter.]

6. MATTERS FROM STAFF

CHARLES VOKES (BDD Facilities Manager): Madam Chair, members of staff, Ms. Romero has an update on the audit.

MACKIE ROMERO (BDD Finance Manager): Madam Chair, members of the Board, I would like to just give you an update on our audit of BDD operations for fiscal years ending 2012, 2013, and 2014. We have received draft financial statements from auditors. They are currently being reviewed by myself and Teresita Garcia who is the City Finance Assistance Director. We are scheduled to have an exit conference next week and as soon as we receive final versions. I will come back and present those to the Board during the next scheduled meeting.

Our auditors have also already scheduled the following dates for the BDD operations audit for fiscal year ended 2015. Our entrance conference is scheduled for August 3rd and audit work is to begin on September 8th through the 11th with a projected completion date of September 30th. And I stand for any questions, thank you.

CHAIR STEFANICS: Board members, questions, comments about the audit. Ms. Mackie, are you keeping Ms. Jaramillo from the County in the loop as you go along?

MS. ROMERO: Yes, we are.
 CHAIR STEFANICS: Thank you very much.
 MS. ROMERO: Thank you.
 CHAIR STEFANICS: Anything else, Mr. Vokes, from your staff?
 MR. VOKES: No, that's it. Thank you.
 CHAIR STEFANICS: Thank you.

INFORMATIONAL ITEMS

7. BDD Website Virtual Tour and Narrated Video Tour Previews [There were difficulties in the recording from the speaker podium microphone]

BERNARDINE PADILLA (BDD PR Coordinator): Chair Stefanics and members of the Board, I have Elan Colello from Explore Media here and we want to present and showcase our new website. We have it up here on the screen and it is also mobile ready for your hand-held devices. I'm going to let him talk about what he did. He purchased a new template and basically brought all of the information over.

CHAIR STEFANICS: Great. Please introduce yourself and go ahead and present.

ELAN COLELLO: Hi, my name is Elan Colello and I'm with Explore Media and I've been working with Bernie to help improve the technical communications for the community. One of the big problems that we wanted to address was all the important information about the water projects from San Juan Dam all the way down to the Buckman Direct Diversion project that was lost in all these different links and you can see there's just a lot of different dropdown menus. And actually on mobile devices when you would want to see one of these dropdown menus, you couldn't do it because you'd click on something like NMED, and it would actually take you to a page before you could see the dropdown menu. So now we've incorporated those pages with the next highest dropdown menu item so you can just click. There was a lot of formatting problem on the old website which we corrected. Sorry, I'm a Mac user – and so there's pictures that we have grouped together. We also got all of the photos from the BDD over the last four years on something called Picasa which is a cloud storage. In that area, it was really hard for everyone to find photos over the years so we coalesced all the photos from all their network storage and have them in one location now so people will always be able to find them.

The home page is really what's amazing. So let me see if I can give you an example of what happens if you're on a mobile device. Once the page gets small enough this little hamburger menu pops up that's using that pointer and that is basically what makes this whole device ready. In Google right now the most important thing on your website is that you have it mobile ready. So you click on that, and that's your menu, instead of having this tiny little text that's really hard to read and you can't even click on it anyway. So then, you scroll down the home page, you can now see that there are these interactive features where we cover these things, and it gives you little facts and there are so many interesting facts about the BDD, and what's been going on over the years and why it's useful. And this really just helps bring up a lot of those points that has complicated text on all pages – and now you can click on these. Like this is the virtual tour that we finalized for the BDD. We have some features on here and one of these

doesn't work in full screen on Windows, on older computers. I'll show it to you before I go full screen. You can click on the little dots and you can drop into the areas of the plant and this also works with your device/rotating device on the ground planning.

MS. PADILLA: So it will either rotate on its own or you can navigate it yourself.

COMMISSIONER CHAVEZ: That's pretty cool. So you don't have to go over there to see it.

MR. COLELLO: So we talk about Water Quality, the Environment, Governance, how the Board was formed, Take a Virtual Tour – these things are right there to interact with. There used to just be these two articles on the homepage and they were kind of broken out and the old template was just off, so we really had to just get rid of that, install a new framework that is up to date with modern coding practices and website browsers. So now you've got these cool colors and you can click on these articles. And every time Bern has a new article it can be placed here. It is a lot easier for her to use and saves a lot of time for her.

We talk about the Recreational Access that BDD has provided, and the Solar Array and how much energy is saved with the Solar Array. I think it's over 2,500 homes could be powered with how much energy the BDD saves in the solar array (power). And some of those facts are also listed in here.

There is also things like, 65 miles of road maintenance and improvements and there are some fun facts that pop up and populate really quickly.

MS. PADILLA: It's awesome to have this on our webpage with some of the highlights there.

MR. COLELLO: It mentions \$225 million in capital contribution, and a lot of jobs created, and we added some cool graphics that communicate the idea of water purity, and the importance of water in your home. These are a little harder to see. These pictures are really beautiful, but the screen here is really small. But this is some information about how you can request a tour through Berni – and then quickly, there is more, you can learn about if you want to be a staff, and you want to be trained. This picture talks about the different licenses you can get when you work with BDD as a utility's employee.

MS. PADILLA: We talk about our partnership with the EPA, and also up here at Training, if you go into it, it'll talk about our trainings that we had, such as AWWA, Southwest Membrane Operators Association, we offer at BDD. We hosted these training sessions for the County, several trainings, and so basically we will list those as they come about, and list the tours. Since we transferred everything over we haven't updated our tours. We have two tours coming up now in July and those will be listed. In fact, we scheduled two today. So, basically, our website is just more visual. It's more interactive.

Ms. Padilla highlighted a conference that is listed on the website where Councilor Maestas was a spokesperson. Mr. Colello said he particularly likes the drinking water standards sections and said he was quite surprised by the particles that were filtered and detected.

MS. PADILLA: Basically, it's now user-friendly. It's more visual, a little more exciting and we'll be updating it. It's also going to be a work in progress. There are some things that we're still working on. We have the narrated tour that we did with Joe Abeyta but we're still doing edits so that one is not on here yet. But eventually we'll get that on there. He's on vacation for the last two weeks so hopefully as soon as he gets back we can finish up. Any questions?

CHAIR STEFANICS: Yes. We have some questions and comments from Board members.

COUNCILOR MAESTAS: I remember when I first came onto the Board I immediately went to see the write up on the stormwater and quality and testing program and tried to access the data. And I think the way our website was designed at that time it would take us to an external website and then the data was not very user-friendly and I know we have a contractor working on all of the data and trying to compile it. And recognizing that it is a work in progress, I really want us, when we get that data, to really work on making it presentable and user-friendly to ensure folks that we didn't just create this program to sample the water. These have been the results over the years and this is what it means to you.

MS. PADILLA: Some of our data comes – I think you're talking about this part right here?

COUNCILOR MAESTAS: Not the drinking water tests. The stormwater quality tests from Los Alamos Canyon and –

MS. PADILLA: Down here on this page?

COUNCILOR MAESTAS: I can't really see that. But my point is, let's make sure that when we get the data that we have, the data folks together and you, and the web designer, and you figure out a way to really make it as public usable as possible.

MS. PADILLA: Yeah, it's very confusing. It's a lot of technical information. I totally agree with that and – it's not popping up right here – it wants to download that document.

MR. COLELLO: There were a few of these links that I found where it was taking you externally, and that's really bad practice. So that page, I was just showing with the hotline, it used to go to the City of Santa Fe's website as a menu item. So I took all that data and put it on the BDD website and changed a lot of the links so that it won't take you out of the website.

But there is a lot of that stuff that I think needs to be taken care of and communicated better because, I mean, I was actually astonished after working on the BDD for almost a year now I had no idea about all of this stuff and I had looked at the website several times but you get lost, you get bounced around. So I think that is something that we can definitely help with.

MS. PADILLA: This data that you're looking at, stormwater data, there's no way I understand what it means or anything. Obviously, people like Mike and Daniela understand, but that's their information, and that's how they present it. Unless they were to provide us an overview or a summary, that would be understandable to us, I personally can't do that. So I can look at resources to see if they can assist me with that.

COUNCILOR MAESTAS: Something that is very introductory and simplifies the basic description of the Santa Fe program. It could be a map showing the Santa Fe locations. Raw data should be about the last thing you want to offer.

MS. PADILLA: So should I pull it off?

COUNCILOR MAESTAS: No, not at this point. Not in the interest of transparency. But I think when we get the final report on all the data then that would be a good opportunity to say, Okay, how do we synthesize this to make it really understandable and work about to someone who may want to access that data.

MS. PADILLA: Yes, okay. The reports are, I agree and a lot of – technical information.

CHAIR STEFANICS: To follow up on that, what Councilor Maestas is also indicating is making it understandable to the public.

MS. PADILLA: Right, right.

CHAIR STEFANICS: And doing some comparisons from year to year that we have been collecting data from the beginning of time that we're not just starting right now.

MS. PADILLA: Right, right, definitely. I'd have to work with Daniela on that because it's something that – (needs to be included online, and understandable.)

MR. VOKES: Madam Chair and Councilor Maestas, that report is to the point of being completed. The next step on that is we are going to get some peer review on the report. We're going to send it out to three different entities to have them review the results of the report. And then once – because that's the data that goes all the way back – and that report has taken and looked at all the data and then following the peer review we can cull those statements out of there and say, This is what it means. Until we looked at the data, until Daniela has looked at the data, she's got a really clear understanding of what's going on.

So that will be available and it will probably take a few months for the peer review and then that kind of information will show up on the website I would say it would be ready by September or somewhere like that that we can start putting those comparisons in and very simple, clear explanations.

COUNCILOR MAESTAS: I know that the City's water quality report just went out with all the bills. What I liked was there was a little paragraph box that described our stormwater testing program and ensured the public that there was no unsafe puddles of radionuclides in the basin. But it was just a little tiny paragraph box and it was just right. So something similar would be great.

MS. PADILLA: I think we have a link to that.

COUNCILOR MAESTAS: You do?

MS. PADILLA: Yes, we do.

CHAIR STEFANICS: Other comments, questions? Yes, Board Member Bokum.

MS. BOKUM: Yes, I can't really see from here, my eyes aren't that good, but I congratulate you. It looks like a huge improvement and it will be fun to go on the site. Congratulations.

MS. PADILLA: Thank you.

MS. BOKUM: I do want to go back to the point that is being made here. I think this is a huge first step of making what – of having all the information available. But there is sort of a background and the back documents and one of them is what's coming here – and I think it's really important that there's some kind of data that we make accessible that's clear of what the results are, what they're saying.

And then the other thing we should be conscious of having an archival function on the website that people who have questions about things that happened in the past won't get lost and can somehow be stored. Questions come up even before us here and sometimes you don't know where to look for it. And if we had an archived list, and they might already be on there. I think just make all those documents like the FOPA and –

MS. PADILLA: All of that is in our history tab. You can go there.

MS. BOKUM: Okay, great. I just think the archival information is really important for people.

MR. COLELLO: We can do something like a ticker of the most recent questions or something like that. Once you start having people submit their own questions you do have an extra layer of moderation that you need to implement, which we were talking about with the virtual tour as well and having someone who could guide you through but it's totally something that is doable.

CHAIR STEFANICS: Board Member Chavez.

COMMISSIONER CHAVEZ: Thank you, Madam Chair. I would just support comments that were made earlier regarding the transparency, having the raw data available and also explaining that raw data so it is more user-friendly.

I really want to congratulate staff on the work. I can see the change and the idea of getting the information out. The information about the stormwater impact on the facility and how it relates to water quality and operations of the facility and stormwater has a huge impact and that also relates to water quality. So the more information we can share with the public about that – and that's pretty much what the BDD is about, and so I think the more we share information in an easy fashion for the public, the better off we'll be and it seems that you're heading in that direction. Congratulations

MS. PADILLA: We're getting there. Thank you.

CHAIR STEFANICS: Thank you. Anything else? Thank you very much for the presentation and we'll continue to look forward to doing our virtual tours and getting information off the website.

MS. PADILLA: Sounds awesome. Thank you.

CHAIR STEFANICS: Thank you.

8. Presentation of CH2MHill, Inc. and CDM Smith, Inc. reports and findings regarding Diversion Structure Inspection and Repair Issues

MR. VOKES: Thank you members of the Board. Last week I emailed copies of the CDM and CH2MHill reports on the diversion structure. I attempted in this memo that is in your packet to just give you a very short summary of these reports. At this point I would like to open it up for questions or comments on those reports.

COMMISSIONER CHAVEZ: Madam Chair.

CHAIR STEFANICS: Yes, before you go ahead, will we also be discussing any of this in executive session or only here at the Board meeting?

NANCY LONG (BDD Board Counsel): Madam Chair, members of the Board, we will be discussing some issues surrounding these reports in executive session.

CHAIR STEFANICS: Okay, thank you. Board Member Chavez.

COMMISSIONER CHAVEZ: I think I'll hold my comments because my questions were going to be about what the next steps might be and I think that would be better to save for executive session.

CHAIR STEFANICS: Thank you. Board Member Maestas.

COUNCILOR MAESTAS: I don't want to get into any details but I think when we're fully briefed and we have a course of action I'd like to see what if any operational changes need to be made as a result of the assessment. I think in the report there was some operational issues with respect to the airburst system and other issues. So at some point, I'm a little reluctant myself to really discuss these in details at this point.

CHAIR STEFANICS: Thank you. And if and when we do make any decisions or comments we will make those available to the public.

Okay, we have already taken care of the Consent Agenda items 9, 10, and 11.

DISCUSSION AND ACTION

12. Request approval to contract with American Alternative Insurance Corp. for BDD insurance policies including real property coverages in the amount of \$135,599

MS. ROMERO: Madam Chair, members of the Board, we are requesting approval to accept a policy with American Alternative Insurance. This would be for an effective date of July 1, 2015 to July 1, 2016 at a premium of \$135,599.

Currently under the Joint Powers Agreement the Board is required to carry coverage separate and apart from the partners' respective policies. Therefore, the Board has contracted with Daniels Insurance as our insurance broker. Daniels has remarketed our account by approaching six insurance companies, however, only one of these companies was able to provide a competitive bid based on the expiring premiums, American Alternative is our current policy holder and offers the coverages as stated in the memo in your packet.

George Segura from Daniels Insurance is here if you have any additional questions.

CHAIR STEFANICS: Board members, questions about the insurance?

COUNCILOR MAESTAS: I just have one question about our reserves. We have kind of an equipment reserve and we have an emergency reserve. Do insurance companies take that into consideration when they give us a bid? Obviously, I mean the deductible is a deductible and that's not going to change but do we get points for planning for these contingencies through these reserve funds.

GEORGE SEGURA (Daniels Insurance): Board Member Maestas, no, sir, we do not.

COUNCILOR MAESTAS: That's all I had.

CHAIR STEFANICS: Okay. Other questions?

COMMISSIONER CHAVEZ: Move for approval.

CHAIR STEFANICS: Okay, there's a motion to approve. Is there a second?

COUNCILOR MAESTAS: Second.

CHAIR STEFANICS: There's a motion and a second. Any further discussion on this insurance policy?

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

CHAIR STEFANICS: Thank you for your work on this.

13. Request approval to budget federal grant funding of \$96,000 from the Department of Energy per Grant Agreement No. DE-EM0003597 for the BDD Location Sampling Program

MS. ROMERO: Madam Chair, members of the Board as part of our water monitoring the Board did enter into a new Memorandum of Understanding with the Department of Energy which did include funding of \$96,000 for sampling and analytical cost for each of the three years under the MOU. On June 17, 2015 the Department of Energy approved our federal grant award which is included in your packet for reference. The funding is to be used to enter into a compliance contract with an awarded laboratory for analytical testing serves which is currently going through the RFP process. And I stand for any questions.

CHAIR STEFANICS: Thank you. Questions, comments, action.

COUNCILOR DOMINGUEZ: Motion to approve.

CHAIR STEFANICS: Thank you. There's a motion to approve.

COMMISSIONER CHAVEZ: Second.

CHAIR STEFANICS: Any further discussion?

COMMISSIONER CHAVEZ: I would just say again congratulations to staff for your work on this because I'm sure this doesn't come easy and was probably a lot of paperwork and bureaucratic nightmare.

MS. ROMERO: It was.

COMMISSIONER CHAVEZ: And I don't know how long it took but anyway, congratulations to staff.

MS. ROMERO: Thank you.

COUNCILOR MAESTAS: And in particular our technical working committee. We do have a standing technical working committee that works on these issues and renegotiates the whole testing, correct?

MR. VOKES: Yes, sir.

COUNCILOR MAESTAS: And who is on that just for the purposes of the Board?

MR. VOKES: That would be myself and Daniela Bowman.

COUNCILOR MAESTAS: Okay, thank you.

CHAIR STEFANICS: Thank you.

MS. ROMERO: Thank you.

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

14. Request formal adoption of the 2015/2016 Annual Operating Budget in the amount of \$6,807,400 plus \$411,804 in contributions to the Major Repair and Replacement Fund.

MS. ROMERO: Madam Chair, members of the Board, I'm going to go ahead and pass out a budget summary just to refresh everybody as to where those numbers fall.

Madam Chair, members of the Board, we are here to request formal adoption of the BDD annual budget for the fiscal year 2015/2016. On December 4, 2014 the BDD Board did approve our proposed operating budget of \$6,807,400 plus the annual contribution of \$411,804 for the major repair and replacement fund.

The funding from our partners has been approved by their governing bodies. And as you can see from the summary sheet this just shows how the funding was distributed amongst our partners. I stand for any questions.

CHAIR STEFANICS: This is a minor point but in our book under the Buckman Direct Diversion listing of Board members, Commissioner Mayfield has not been on the County Commission for a while and we have a different alternate from the County so you might want to replace that.

MS. ROMERO: Okay.

CHAIR STEFANICS: I'm not even sure, Commissioner Chavez, do you know who the alternative is?

COMMISSIONER CHAVEZ: I don't, no.

MS. ROMERO: Okay, and I think we updated it.

COMMISSIONER CHAVEZ: It could be Commissioner Roybal, but I'm not sure.

MS. ROMERO: We updated it for the adopted operating budget. Last year someone had requested that we have one for Board members when the budget was approved and one list of Board members when it was adopted. So the adopted page does have Henry Roybal as the alternative.

CHAIR STEFANICS: When did we approve it?

MS. ROMERO: Back in December and I'm not sure if that was still accurate at the time, December of 2014.

CHAIR STEFANICS: That would be correct. Then you're correct.

MS. ROMERO: Okay, good. Thank you.

COMMISSIONER CHAVEZ: But, Madam Chair, but for our attorney, our legal counsel, we're both on the same page as far as who the alternate is and we both are thinking it's Commissioner Roybal.

CHAIR STEFANICS: It is listed.

MS. LONG: Yes, Madam Chair.

COMMISSIONER CHAVEZ: Okay, so you're saying that is accurate, okay. It's just the one correction that needs to be made.

CHAIR STEFANICS: Sorry, that I took us away from the numbers.

MS. ROMERO: That's fine. Thank you.

CHAIR STEFANICS: Councilor Maestas.

COUNCILOR MAESTAS: Mackie, I guess we just signed a contract with a new support entity which is the City and I think that the fiscal agent fee changed; does this budget reflect that?

MS. ROMERO: Councilor Maestas, no, the new agreement isn't effective until July 1st of 2016. So this next budget year that we go through we will include a 4 percent increase for the fiscal agent services.

COUNCILOR MAESTAS: Would that be the only budget change from that contract?

MS. ROMERO: Yes, I believe so.

COUNCILOR MAESTAS: Okay. And then my last question is on the PNM solar rebate, is that – that's not sustainable, right? Isn't it kind of an upfront rebate? We're not going to realize that through the foreseeable future. When will that sunset?

MS. ROMERO: Actually we do see that every month. This is for the water treatment plant and we typically see it every month and what that does is that's a savings. We do pay American Capital Energy and so it's a savings to the partners. It basically supplements that expense and then we bill the partners the difference. It has been roughly about 200,000 every year.

COUNCILOR MAESTAS: So that's not expected to change?

MS. ROMERO: It has not. It may have dropped a little bit and that's why we put 190 and again it's just a savings from the partners so if it does change it gets reflected as part of the expense also so that would also drop because they bill on the same kilowatt hours that get saved.

CHAIR STEFANICS: That's a great amount. Anything else on the budget? Seeing no other comments is there a motion to formally adopt.

COUNCILOR MAESTAS: I'll move that we formally adopt the 2015/2016 annual operating budget as presented.

COUNCILOR DOMINGUEZ: Second.

COMMISSIONER CHAVEZ: Madam Chair.

CHAIR STEFANICS: Yes.

COMMISSIONER CHAVEZ: I just raise a question, should the motion reflect both the operating budget and the contributions to the major repair and replacement fund? Should it be because they're both noted on the agenda? I mean, I know one is part of the budget –

CHAIR STEFANICS: I believe, Commissioner, that the motion was to adopt as it was presented here in the book.

COMMISSIONER CHAVEZ: So it includes both.

MS. LONG: Yes, it includes both, Madam Chair, members of the Board.

CHAIR STEFANICS: We have a motion and a second. Any further discussion?

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

MS. ROMERO: Thank you.

CHAIR STEFANICS: Thank you and you now have a budget.

MATTERS FROM THE PUBLIC

None were presented.

MATTERS FROM THE BOARD

None were presented.

EXECUTIVE SESSION

In accordance with the NM Open Meetings Act NMSA 1978 Section 10-15-1(H)(7), discussion regarding threatened litigation in which the BDDDB may become a participant including without limitation, discussion regarding diversion structure issues

CHAIR STEFANICS: Ms. Long, do we have a need for executive session?

MS. LONG: Yes, Madam Chair, I would ask for a motion to go into executive session to discuss threatened litigation in which the BDDDB may become a participant including without limitation, discussion regarding diversion structure issues all according to the Open Meetings Act NMSA 1978 Section 10-15-1(H)(7).

CHAIR STEFANICS: Thank you for that clarification.

COUNCILOR MAESTAS: So moved.

CHAIR STEFANICS: There is a motion to go into executive session as noted.

COMMISSIONER CHAVEZ: Second.

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:

Commissioner Stefanics	Aye
Board Member Bokum	Aye
Commissioner Chavez	Aye
Councilor Maestas	Aye
Councilor Dominguez	Aye

[The Commission met in executive session from 5:05 to 6:05.]

Councilor Dominguez moved to return to open session stating the only items discussed were those listed in the agenda. Commissioner Chavez seconded and the motion passed by unanimous [5-0] voice vote.

NEXT MEETING: Thursday, August 6, 2015 @4:30 P.M.

ADJOURNMENT

Having completed the agenda, Chair Stefanics declared this meeting adjourned at approximately 6:05 p.m.

Approved by:


Liz Stefanics Board Chair

Respectfully submitted:


Karen Farrell, Wordswork

FILED BY:


GERALDINE SALAZAR
SANTA FE COUNTY CLERK

ATTEST TO:

YOLANDA Y. VIGIL
SANTA FE CITY CLERK

8-27-2015

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BUCKMAN DIRECT DIV MIN
PAGES: 15

I Hereby Certify That This Instrument Was Filed for
Record On The 27TH Day Of August, 2015 at 01:27:02 PM
And Was Duly Recorded as Instrument # 1773081
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office

Geraldine Salazar

Deputy  County Clerk, Santa Fe, NM

