

Feb 13 2020 Attachments

Friday, May 16, 2014 9:43 PM



County of Bernalillo

State of New Mexico

County Manager's Office

One Civic Plaza NW, 10th Floor, Suite 10111

Albuquerque, New Mexico 87102

Office: (505) 468-7000 Fax: (505) 462-9813

www.bernco.gov

December 12, 2019

Ms. Christina Allday-Bondy
25 Wildlife Trail
Edgewood, NM 87015

Dear Ms. Allday-Bondy:

On behalf of the Board of County Commissioners, I am pleased to inform and congratulate you on your appointment to the Estancia Basin Water Planning Committee representing Municipal/Developer/Utility Group. We are privileged to have a person with your experience and expertise to consult and advise us on issues relative to this Board. This appointment is a three (3) year term expiring on December 11, 2022.

We extend our appreciation to you for your commitment, dedication and support of the Boards efforts. Dan McGregor, Estancia Basin Water Planning Committee Liaison can be reached at (505) 848-1578. He can assist you with any questions you may have regarding the Board.

The Board and I look forward to your service. If you have any questions or comments, please do not hesitate to contact me.

Sincerely,

Julie Morgas Baca
County Manager

JMB:ymu

Cc: Commissioner Charlene Pyskoty
Dan McGregor, Estancia Basin Water Planning Committee Liaison
File

COMMISSIONERS

Maggie Hart Stebbins, Chair, District 3 Debbie O'Malley, Vice Chair, District 1
Steven Michael Quezada, Member, District 2 Lonnie C. Talbert, Member, District 4 Charlene E. Pyskoty, Member, District 5

ELECTED OFFICIALS

Tanya R. Giddings, Assessor Linda Stover, Clerk Cristy J. Carbón-Gaul, Probate Judge Manuel Gonzales III, Sheriff Nancy M. Bearce, Treasurer

COUNTY MANAGER

Julie Morgas Baca

Christina Allday-Bondy

25 Wildlife Trail
Edgewood, NM 87015
512/658-2051 cell
email: Christina.alldaybondy@gmail.com

Education

- University of Texas at Austin, BA Cum Laude, Botany 1976
- Lyndon B. Johnson School of Public Affairs, University of Texas at Austin, MPAff 1980
LBJ School Fellowship, National Wildlife Federation Fellowship

Specialized Credentials

Savory Institute, Accredited Professional
Neurolinguistic Programming
Holistic Management, Certified Educator

Experience

Co-Organizer, New Mexico Healthy Soil Working Group (2018-Present) – coalition building, writing, speaking on behalf of healthy soils in New Mexico including successful advocacy for the passage of the New Mexico Healthy Soil Act; and outreach encouraging farmers and ranchers to adopt or continue practices improving their resilience to climate change.

Consultant (1981-2013) - Provided coaching and training through workshops, individual sessions, and published articles. Managed stakeholder feedback processes relative to international education program revisions; providing reports of summary data and interpretation. Coordinated meetings and biological data gathering for reports. Worked with farmers, ranchers, agencies, The Texas Nature Conservancy and National Audubon Society on varied conservation projects.

Program Director, Tree New Mexico (2011-13) Managed Woodward Tree Nursery; coordinated and managed volunteers; assisted with events, grant writing and fundraising; managed Facebook page and website.

Education Director/Coordinator, American Botanical Council (2001-2002) – Responsible for maintenance of resource materials on herbal medicines and phytomedicines; development of continuing education programs for medical professionals; responding to research requests; development of public education materials ; expansion of internship program through marketing to pharmacy and nutrition programs; supervision of staff and interns; and recruitment of volunteers and interns. Technical editor, The ABC Clinical Guide to Herbs .

Owner & Chief Operating Officer, PLATEAU Integrated Land & Wildlife Management, Inc. (1996-2000) – Responsible for business management including financial management, personnel, marketing and customer service. Developed marketing and training programs, client newsletter, web site. Wrote proposals and client agreements; edited all management plans; managed consulting contracts. Maintained communications with Texas Parks and Wildlife Department and county appraisal districts. Managed outreach to ranchers and other landowners for Environmental Defense Fund's Safe Harbor Program bridging endangered species protection and landowner concerns.

Lab Assistant, Texas State University, Biology Department (1991-92)

Coordinator, Texas Department of Agriculture, Trees for Texas Program (1990-1991) – Coordinated statewide environmental education outreach program providing material to teachers and the general public for a variety of educational settings. Wrote and produced periodic newsletters and spoke at various civic events. Coordinated Trees for Texas volunteer governing committee. Issue portfolio included climate change and ozone depletion.

Assistant to the Development Director, Lady Bird Johnson Wildflower Center (1988-1990)

Program & Data Manager, Texas General Land Office, Texas Natural Heritage Program (1983-1985)

Research Coordinator & Environmental Policy Analyst, Natural Resources Policy Div., Texas Energy & Natural Resources Advisory Council (1981-1983)

Volunteer Highlights

- Member, New Mexico Food & Agriculture Policy Council
- Associate Supervisor, Edgewood Soil and Water Conservation District
- Vice President for Special Programs, Certified Beekeeper Program, New Mexico Beekeepers Assn.
- Chair, Education, Outreach and Advocacy Committee, New Mexico Beekeepers Assn.
- Board Member, Soil Carbon Coalition
- Board Member, Committee Chair & Vice President, Texas Nature Conservancy
- Planning & Research Committees, David West Ranch Research Station, a project of Holistic Management International
- PlanIt Texas Coalition
- Contributor, First Millimeter.com
- Coordinator, Lone Star Holistic Management Club
- Board Member, HRM of Texas, Inc.
- Steering Committee, Austin School Garden Network
- Steering Committee, US Certified Holistic Management Educators Alliance
- International Certified Holistic Management Educators Committee

Publications available on request.

Henry P. Roybal
Commissioner, District 1

Anna Hansen
Commissioner, District 2

Rudy N. Garcia
Commissioner, District 3



Anna T. Hamilton
Commissioner, District 4

Ed Moreno
Commissioner, District 5

Katherine Miller
County Manager

Estancia Basin Water Planning Committee
PO Box 1047
Edgewood, NM 87015

January 13, 2020

RE: Letter of recommendation and appointment

To whom it may concern,

I am pleased to write this letter of recommendation for the appointment of Sherry Abraham to the position of Santa Fe County, Municipal/Developer/Utility committee member to continue representing the interest of Southern Santa Fe County agriculture on the Estancia Basin Water Planning Committee. This appointment will expire at the end of my term as County Commissioner 2023 unless sooner revoked by me.

I feel Sherry has the utmost potential and capability to continue to serve on the committee and will continue to represent the County with her best efforts and knowledge.

If you have any questions, please feel free to contact me.

Sincerely,

Rudy Garcia
Santa Fe County Commissioner, District 3

102 Grant Avenue · P.O. Box 276 · Santa Fe, New Mexico 87504-0276 · 505-986-6200 · FAX:
505-995-2740 www.santafecountynm.gov



ESTANCIA BASIN WATER PLANNING COMMITTEE

Committee Meeting Minutes
December 12, 2019

Members and Staff

Rick Thompson – Chairman, Santa Fe Co: Agriculture <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration – March 2022	Sherry Abraham - Santa Fe Co.: Municipal/Developer/Utility <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration:
Johnny Perea - Vice Chairman, East Torrance SWCD <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration – March 2022	Vacant - Santa Fe Co: Government <input type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration:
Daniel McGregor- Sec/Treasurer Bernalillo Co.: Government <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration – March 2022	Christina Allday-Bondy - Bernalillo Co., Municipal/Developer/Utility <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration: December 2022
Brian Greene At Large Position (Committee Appointed: OneYear Term) <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration -	Rhonda King - Torrance Co.: Municipal/Developer/ Utility <input checked="" type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration: July 1, 2022
Dierdre Tarr-Claunch-Pinto SWCD <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration	Steve Guetchcow - Torrance Co.: Government <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration: July 2022
Art Swenka - Edgewood SWCD <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration:	Pete Romero Torrance Co.: Agriculture <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Term Expiration: July 2022
Staff: Vacant – Recorder <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent	William (Bill) Larson - Torrance Co: Agriculture <input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent Term Expiration: July 2022

Others/ Guests:

Jack Crider - Entranosa	
Jeremy Oliver –Torrance Co. Finance	
Karen Hernandez –Torrance Co. Finance	

Call to Order:

Held at: Torrance County Administrative Offices, 205 Ninth Street, Estancia NM 87106

Called to Order at: 10/24/2019 9:49 AM By Rick Thompson, Chairman

As: Committee with Quorum

Notations: Brian Greene excused for Livestock Growers annual meeting. Christina Allday-Bonday excused due to recent appointment to committee (12/10/19). Dierdre Tarr excused due to SWCD commitment.

Approval of Agenda:

Review of Agenda for Thursday, December 12, 2019

Motion: For approval as presented.

Motion Made: Art Swenka Motion Seconded: Steve Guetchcow

Notations/Amendments: None

Motion Vote: Carried Unanimous

Approval of Minutes:

Review of Minutes of: Thursday, October 24, 2019

Motion: For Approval as presented

Motion Made: Art Swenka Motion Seconded: Steve Geutchcow

Notations /Amendments: None

Motion Vote: Carried Unanimous.

Financial Report: **Review of Report of:** Thursday, December 12, 2019
Notations: Report shows that current balance as of 8/27/19 of \$9,191.67 inclusive of annual FY20 contributions from Bernalillo County, for Town of Edgewood, for Town of Estancia. FY20 contribution from City of Moriarity has not been received and likely needs to be re-invoiced. Dan McGregor reported that Santa Fe County had approved budgets for FY19 but is no longer available and there are no expenses from that time period for which to seek reimbursement. For FY20 budget is available from Santa Fe County, though current MOU for FY20 was not on file and is preparation pending with Santa Fe County.

General discussion was held regarding preparing an MOU between Torrance County and the EBWPC to designate and use Torrance County as the fiscal agent for the Committee. Dan McGregor was assigned the task of preparing a draft MOU for consideration by the County to outline roles and responsibilities.

Motion for Approval: Art Swenka - approve financial report as provided, filing for audit, and for payment of invoices as needed.

Motion Seconded: Steve Guetchcow

Motion Vote: Carried unanimously by full committee

Correspondence: EMWT Pipeline Support Letter was sent as requested in 10/24/19 meeting and was attached.

Guests: As noted above – no comments proffered.

Reports / Meetings Attended:

Contract Labor Update - Hydro Resolution, LLC:

None. Hydroresolutions not in attendance / Committee discussed available budget and whether to authorize Hydroresolutions to perform one round of water measurements in the January/February frame. Dan McGregor recommended such action based on financial records having been reconciled, availability of funds, and need to capture winter water level rebounds prior to start of irrigation season in the valley.

Motion for Approval (as amended): Rhonda King – approved authorization for Hydroresolutions to conducted one round of water level measurements in the January/February timeframe.

Motion Seconded: Art Swenka

Motion Vote: Unanimous

EBWHR&M and Other: Art Swenka – moneys have been committed and over 5,000 acres of thinning work had been contracted. Art Swenka also mentioned that 2.3 Million in additional funding has been provided through Federal means for hazardous fuel and brush reduction with Claunch-Pinto SWCD being the designated Fiscal Agent. The intent is for the funding to be distributed equally between the three SWCDs.

Motion for Approval: Steve Guetchcow– approval of EBWPC support for Claunch-Pinto to receive the funding as fiscal agent and to provide equal distribution between the participating SWCDs.

Motion Seconded: Rhonda King

Motion Vote: Unanimous

R&CD Meeting: Rik Thompson for Brian Greene. No update since last meeting. R&CD looking at funding options for a deep research monitoring well

Unfinished Business: **Website:** Remaining biographic snips for website are still needed – photos of members in attendance were taken by Rik Thompson and sent to Sherry Abrahams for posting to website. Rick Thompson requested short biographical write-ups from remaining members.

Recorder: The need for recorder services was discussed given Ms. Lujan's leaving employment from the East Torrance Soil and Water Conservation District. Rick Thompson indicated that East Torrance SWCD president had considered the request and would see what future arrangement could be made.

Vacancies/Current Member Status: Bernalillo County Municipal/Developer/Utility position has been filled by appointment, thought name and information was not available at the time of the meeting. (*Notation to minutes at request of*

Chair subsequent to meeting – position was filled on 12/10/19 with appointment of Christina Allday-Bond). Sherry Abrahams noted that she has never been appointed by Santa Fe County, rather that the Edgewood Council Chair had asked her to fill Rita Loy Simmons vacated position. Rik Thompson indicated he would look into it with Santa Fe County Commissioner.

New Business:

Open Meetings Act Resolution: EBWPC standard Open Meeting Act resolution was reviewed and edits were proposed to address correct meeting date and location, to address recorder duties to be assigned to the Secretary/Treasurer, who may delegate and to provide contact information.

Motion for Approval (as Corrected): Rhonda King – approval of the Open Meetings Act for 2020 as edited and corrected by the Committee

Motion Seconded: Art Swenka

Motion Vote: Unanimous

Formal Adoption of Revised Rules of Conduct – Quorum. Dan McGregor remarked that the committee a number of years ago had adopted a definition of “quorum” as the majority of the filled positions” and not total positions. However, the Rules of Conduct had never been revised in hard copy and that other changes and updates were needed such as the timing for appointment of officers of the committee, update of the role of the vice-chair to track membership issues and advise the Chair, need to revise a requirement that all vacancies be filled prior to officer appointments, and discussion of records retention or use of electronic records. The Committee by consensus requested Mr. McGregor to draft a revision to the Rules of Conduct for consideration at the next meeting in February 2020 and to reconcile those to the amended Open Meetings Act resolution.

Discussion only items:

Steve Guetchcow began discussion of issues of hemp growing operations and the appropriate documentation and use of wells and water rights within Torrance County. Discussion began under New Business item; Dan McGregor called a point of order asking that this be provided/recorded under a Discussion Only item as it was not previously on the agenda, that discussion be allowed to continue, but that this item be placed on the agenda for the next meeting. Chair so directed.

Public Comment:

None

Announcements:

None

Summary of Action Items: (Summarized post meeting)

Dan McGregor: Contact Santa Fe County and determine status of FY20 MOU paperwork and either are routed or restart as necessary. Prepare an MOU for use of Torrance County as Fiscal Agent. To trace down new appointee for Bernalillo County Municipal Development Utility Position. Prepare a draft of new Rules of Conduct for the committee. Send FY20 invoice to City of Moriarty

Brian Greene: Contact East Torrance SWCD president regarding recorder duties and intent of the SWCD regarding status of those services.

Rick Thompson: Gather committee member biographical paragraphs for website. Ascertain term expiration dates for members. Pursue appointing boards to fill vacant positions. Contact new Bernalillo County Member appointed 12/10/19, Verify status of Sherry Abrahams Santa Fe County appointment.

Next Regular Scheduled Meeting

Date: Thursday, February 13, 2020 12:00 AM

Location: Edgewood SWCD, 2506 Route 66, Moriarty, NM

Adjourn:

With no further business,

Meeting Adjourned: 10/24/2019 10:56 AM

Respectfully submitted,
Dan McGregor EBWPC Secretary Treasurer

Reviewed and approved by: _____

Torrance County

Santa Fe County

Bernalillo County

“Coordinated water resource planning for the Estancia Underground Water Basin”

FY18									
							\$ -	\$ -	\$ (6,703.96)
7/5/2017	SF Remb. Payment						4,887.45	\$ -	\$ (1,816.51)
10/12/2017	City of Moriarty						5,000.00	\$ -	\$ 3,183.49
12/4/2017	SF Remb. Payment						5,112.54	\$ -	\$ 8,296.03
2/16/2018	HydroResolutions						-	\$ 3,872.37	\$ 4,423.66
3/5/2018	Town of Edgewood						2,000.00	\$ -	\$ 6,423.66
3/8/2018	Hydro Resolution						-	\$ 527.46	\$ 5,896.20
5/15/2018	Hydro Resolution						-	\$ 3,759.59	\$ 2,136.61
6/27/2018	Bernalillo County MOU 10 / year 1/5						2,750.00	\$ -	\$ 4,886.61
6/26/2018	East Torrance SWCD FY 17-18						-	\$ 4,800.00	\$ 86.61
							-	\$ -	\$ 86.61
FY19									
8/7/2018	SF County MOU 9						9,251.85	\$ -	\$ 9,338.46
8/15/2018	Hydro Resolution						-	\$ 3,842.90	\$ 5,495.56
9/13/2018	Hydro Resolution						-	\$ 947.28	\$ 4,548.28
10/9/2018	Immense Impact, LLC						-	\$ 357.50	\$ 4,190.78
1/7/2019	Bernalillo County MOU 10 / year 2/5						2,750.00	\$ -	\$ 6,940.78
1/9/2019	HydroResolutions						-	\$ 1,679.27	\$ 5,261.51
1/16/2019	HydroResolutions						-	\$ 3,047.83	\$ 2,213.68
3/18/2019	HydroResolutions						-	\$ 4,914.51	\$ (2,700.83)
5/13/2019	Town of Edgewood						5,000.00	\$ -	\$ 2,299.17
5/13/2019	City of Moriarty (FY19)						2,000.00	\$ -	\$ 4,299.17
							-	\$ -	\$ 4,299.17
FY20									
8/7/2019	Town of Estancia (FY20)						500.00	\$ -	\$ 4,799.17
8/7/2019	Immense Impact LLC (website)						-	\$ 357.50	\$ 4,441.67
8/26/2019	Town of Edgewood (FY20)						2,000.00	\$ -	\$ 6,441.67
8/27/2019	Bernalillo County (FY20)						2,750.00	\$ -	\$ 9,191.67
2/6/2020	Hydro Resolution Invoice Field Round			PENDING			-	\$ 2,964.04	\$ 6,227.63
							-	\$ -	\$ 6,227.63
							-	\$ -	\$ 6,227.63
							-	\$ -	\$ 6,227.63
							-	\$ -	\$ 6,227.63
							-	\$ -	\$ 6,227.63
							-	\$ -	\$ 6,227.63



P.O. Box 659
 Carlsbad, NM 88221
 505 735 0252

Bill To:
 Estancia Basin Water Planning Committee
 PO Box 58
 715 South 5th Street
 Estancia, NM 87016

Invoice

Invoice #: 20-01-04
Invoice Date: 2/6/2020

Project Number:
Project Task:
Terms: Net 30

Time Period: January 2020

Description	Units	Rate	Amount
Quarterly monitoring & Report	5	120.00	600.00T
Report			
Quarterly monitoring	21.5	65.00	1,397.50T
Expenses			
Quarterly monitoring	1	813.82	813.82
Subtotal			\$2,811.32
NMGRT (7.6458%)			\$152.72
All rates and values are in US dollars.		Total	\$2,964.04
		Balance Due	\$2,964.04

We appreciate your business.

EXPENSE REPORT



Employee Name Raul Rascon Date 1/31/20
 Purpose of Trip Quarterly monitoring run

Date	Project	From	To	Transportation		Lodging	Meals	Fuel	Entertainment	Other	HST	Explanation	Totals
				Air	Ground								
1/23/2020	EST-MNWN-01						\$ 51.00						\$ 51.00
1/24/2020	EST-MNWN-01						\$ 51.00						\$ 51.00
													\$ -
													\$ -
													\$ -
													\$ -
													\$ -
Totals				\$ -	\$ -	\$ -	\$ 102.00	\$ -	\$ -	\$ -	\$ -		\$ 102.00

Company Paid Expenses													
Date	Project	From	To	Air	Ground	Lodging	Meals	Fuel	Entertainment	Other	HST	Explanation	Totals
1/22/2020	EST-MNWN-01					\$ 149.64	\$ 119.56						\$ 269.20
1/23/2020	EST-MNWN-01					\$ 175.16	\$ 119.56						\$ 294.72
1/24/2020	EST-MNWN-01					\$ 147.90							\$ 147.90
													\$ -
													\$ -
													\$ -
													\$ -
													\$ -
													\$ -
Totals				\$ -	\$ -	\$ 472.70	\$ 239.12	\$ -	\$ -	\$ -	\$ -		\$ 711.82
				\$ -	\$ -	\$ 472.70	\$ 239.12	\$ -	\$ -	\$ -	\$ -		\$ 711.82

Advance \$0.00 Amount Due Employee \$102.00 Amount Due Company \$ 813.82

Approved By _____ Date _____ Employee Signature _____ Date _____

Mail Check To: _____

David Chace
 P.O. Box 579
 Carleton, NH
 03221



4310 The 25 Way
 Albuquerque, NM 87109
 505-341-3600
 drury@druryhotels.com

Guest RAUL RASCON 611 N. 9TH CARLSBAD, NM 88220	Arrival Date Jan 22 2020	Departure Date Jan 24 2020	Guests on reservation Adults: 1 Children: 0
---	------------------------------------	--------------------------------------	--

Room type / number NQQX / 317	Reservation confirmation 8Z9GTG499	Group N/A	Company ...
---	--	---------------------	-----------------------

FOLIO 1

DATE	DESCRIPTION	AMOUNT
Jan 22 2020	Nightly Room Charge	\$104.99
Jan 22 2020	Room Tax	\$8.27
Jan 22 2020	Occupancy Tax	\$6.30
Jan 23 2020	Nightly Room Charge	\$104.99
Jan 23 2020	Room Tax	\$8.27
Jan 23 2020	Occupancy Tax	\$6.30
Jan 24 2020	Visa 0359	(\$239.12)
	Charges:	\$209.98
	Taxes:	\$29.14
	Total:	\$239.12
	Payments:	(\$239.12)
	Balance:	\$0.00

Thank you for choosing 116 - Drury Inn & Suites Albuquerque North.

Printed on 2020-01-24 by romd1



ESTANCIA BASIN WATER PLANNING COMMITTEE

February 13, 2020

Mr. Wayne Johnson
Torrance County Manager
PO Box 48
205 S. Ninth Street
Estancia, NM 87016

Re: Letter of Agreement: Torrance County Support to the Estancia Basin Water Planning Committee (EBWPC) as Fiscal Agent and Records Depository

Mr. Johnson:

The EBWPC was formed as a tri-county MOU between Torrance County, Santa Fe, and Bernalillo County in 1996 and designates the EBWPC as the regional water planning entity. The EBWPC serves as the advisory board to the three counties and as such is subject to open meetings requirements as well as state financial and records management requirements. The EBWPC is requesting Torrance County to serve as the committee's fiscal agent and as the records depository as provided below.

LETTER OF AGREEMENT

Torrance County agrees to serve the EBWPC as fiscal agent and provide the following related services:

1. Serve as the primary point of contact for funds and invoices to the committee.
2. Serve as the designated fiscal agent for any grants or other funds received by the committee.
3. Provide as the EBWPCs authorized agent for receipt and depositing of funds in County accounts on behalf of the EBWPC at County-authorized financial institutions
4. Receive electronically submitted invoices from EBWPC vendors. Invoices will be sent in duplicate to the Secretary/Treasurer of the committee and to Torrance County.
5. Ensure approval of the invoices by the EBWPC prior to initiating payment utilizing Torrance County protocols and procedures to document such approvals.
6. Prepare and submit reimbursement requests to the County of Santa Fe, other funders, or other grant funding entities based on submitted /approved invoices and per terms of payment or contracts as entered into by the EBWPC and communicated to Torrance County.
7. Track all payments and invoices, and submitting a record of such transactions to the EBWPC on no less than a quarterly basis.
8. Submit and track yearly funding requests to local governmental agencies providing such funding. EBWPC will solicit such funding for those entities and work with Torrance County staff regarding amounts and approvals for funding from those entities.

Letter of Agreement 1 of 2



ESTANCIA BASIN WATER PLANNING COMMITTEE

Torrance County agrees to serve the EBWPC as the records repository for the Committee:

1. Provide secured space for official records of the EBWPC as submitted by the Secretary/Treasurer of the EBWPC. Records may be in either hard copy or electronic format – with electronic format being preferable for retention, space, and retrievability.
2. The EBWPC Secretary/Treasurer will be the designated records manager for the committee and remains responsible for ensuring compliance with state records management requirements and response to public records requests. Copies of such records may be maintained on the EBWPC website, but official records will reside with Torrance County.
3. Notify the EBWPC Secretary/Treasurer of any requests to review committee records and/or obtain copies of such records and receive approval from the EBWPC prior to allowing such records access.
4. Provide assistance to the EBWPC in copying/scanning/or otherwise maintaining or distributing copies of records as directed by the EBWPC.
5. Provide assistance to the EBWPC in creating and maintaining a records file plan and file content documentation as required by state records management requirements.
6. Serve as the requesting agency to the State's Record's Manager for requests to destroy or archive records as the EBWPC is not a political subdivision of the state.

Currently, Santa Fe County provides \$10,000 per year of reimburseable funding, and Bernalillo County contributes \$2,750 in direct funding as well as in-kind labor services of its professional staff. Torrance County will annually estimate the value of the above listed services, and such contribution will be recognized as in-kind services on behalf of the EBWPC.

If Torrance County is in agreement with providing the above requested in-kind services as fiscal agent and records repository for the EBWPC, please so designate by signing below. If County Commission approval is needed, please let us know and we can modify this letter for County Commission signature.

Rik Thompson, Chairperson
Estancia Basin Water Planning Committee

Wayne Johnson, County Manager
Torrance County

Date

Date

Evaluation of Groundwater Level Data from Estancia Basin Monitoring Wells

January 2020

HydroResolutions, LLC



Evaluation of Groundwater Level Data

Estancia Basin



Evaluation of Groundwater Level Data from Estancia Basin Monitoring Wells

Prepared by

David Chace and Randall Roberts
HydroResolutions, LLC
P.O. Box 659
Carlsbad, NM 88221
(505) 235-0353

Prepared for

East Torrance Soil and Water Conservation District

January 2020



Evaluation of Groundwater Level Data from Estancia Basin Monitoring Wells

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January 2020 Data Evaluation

As part of the contract between the East Torrance Soil and Water Conservation District (ETSWCD) and HydroResolutions (HR), HR has assembled and evaluated groundwater level data from wells within the Estancia Basin that are being monitored as part of the Estancia Basin Water Planning Committee (EBWPC) hydrogeologic monitoring program. Data were most recently collected on January 23-24, 2020. This included continuous transducer-recorded data from 8 wells and manual water-level measurements from 11 wells.

To date, 14 wells have been subject to continuous monitoring for some period of time. The rise-fall effect of seasonal irrigation pumping has been observed in nine wells (3 manually monitored and 6 continuously monitored) including Magnum Steel, E-6385, E-50-1, E-50-4, E-2034-S, Romero Windmill, Smith-1, Shaw Windmill, and Anaya. Wells whose water levels do not appear to be affected by irrigation pumping are located near the basin perimeter. These include E-2298, Bozlan-1, E-9673, Greene-1, Greene-4, Austin #1, and the Swenka Exploratory well.

Figure 1 shows the EBWPC groundwater monitoring network (blue circles) and additional wells that are monitored by the USGS (orange circles). Figure 2 shows the locations of the EBWPC wells whose water levels are discussed in this report.

Near the northwest boundary of the basin, water levels in E-2298 (Figure 3) do not appear to show any response related to irrigation pumping and were previously seen to be linearly increasing. Following the drilling of a replacement well in close proximity to E-2298 during the second half of 2012, the rate of the water level rise increased for about 6 months. The water level was relatively constant from the beginning of 2014 up to 2016. It has exhibited a slow downward trend since that time.

Water levels in the Bozlan-1 well (Figure 4) varied about an average level of 6665 ft AMSL from the start of monitoring in 2008 through the first quarter of 2011. Since then, water levels have generally decreased. A clear seasonal variation in water levels due to irrigation pumping is not evident in this well. Water levels decreased about 50 ft at this location between January 2008 and January 2018. However, water levels have increased approximately 54 ft in this well since January 2018. A new transducer was installed in Bozlan-1 on February 13, 2019.

Water levels measured at the Hagerman Headquarters well several miles west of Bozlan-1 are shown in Figure 5. Current water level measurements in this well indicate that a sudden 13 ft rise observed in September 2016 may have resulted from a well collapse. No water was detected in the well during the February 2019 visit and the well will no longer be monitored.

South of E-2298 along the western edge of the basin, E-9673 (Figure 6) does not display seasonal water-level changes that would indicate it is affected by irrigation pumping. In May 2011, water was pumped from E-9673 for water-quality analysis. At the end of the water-quality sampling, the water level in E-9673 had decreased from about 6954 ft AMSL to 6812 ft AMSL and subsequently started to recover.



The water level was relatively constant through 2012 at a level approximately 10 ft lower than it was prior to water-quality pumping. Between January 2013 and May 2017, the water level at this location increased approximately 35 ft to 6976 ft AMSL. Since May 2017, the water level has gradually decreased to 6959 ft AMSL.

The Anaya well, located approximately 2 miles east of Edgewood (Figure 2), was added to the monitoring network in April 2015. An initial manual water-level reading was taken in this well on April 29, 2015, and a transducer was subsequently installed on July 25, 2015, to begin continuous monitoring (Figure 7). The data to date suggest that water-level seasonal variations due to irrigation pumping in the basin are evident in this well. The water levels start to decrease around February of each year and this decrease ends around August/September of each year.

Magnum Steel (Figure 8) and E-6385 (Bowman) (Figure 9) in the north central part of the basin clearly show the seasonal variations associated with irrigation pumping and both exhibit an overall long-term decline. E-6385 is now under new ownership and will no longer be monitored.

Wells E-50-1 (Schwebach 1) (Figure 10) and E-50-4 (Schwebach 4) (Figure 11) near the center of the basin (Figure 2) show the effect of seasonal irrigation pumping. Water-level changes often exceeded 20 ft between the start and end of the irrigation season when monitoring began in 2009. Long-term water levels in the vicinity of wells E-50-1 and E-50-4 are clearly declining, but the magnitude of the seasonal fluctuations has decreased in E-50-4 over the past four years. The peak recovery water level in E-50-4 during the non-irrigation season has decreased about 35 ft since monitoring began. No water could be detected in E-50-4 during the attempt on February 13, 2019. There is currently no transducer installed in this well.

The apparent static water levels at about 6417 ft AMSL in well E-50-1 resulted when the water level dropped below the level of the transducer in the well. The length of time that the water level was below the transducer steadily increased each year. The peak (maximum recovery) seasonal water levels in E-50-1 decreased to the point where the transducer was barely submerged during the non-irrigation season. A previous collapse in E-50-1 prevented the transducer from being installed at a greater depth, so the transducer was removed from this well on May 1, 2014, after the final data download.

Well E-2034-S displayed an irrigation pumping signal (Figure 12) from the start of monitoring in late 2008 up to the start of 2014. Overall, drawdown during the irrigation season exceeded recovery during non-irrigation periods, with water levels decreasing approximately 20 ft since the start of monitoring in late 2008. The general character of the E-2034-S water levels changed in early 2014, remaining relatively constant (no apparent irrigation signal) up to January 2016. The water level increased approximately 3 ft in early 2016 and has remained relatively constant since that time.

The Swenka Exploratory well (Figure 13) water levels have been highly variable since the start of monitoring in 2009, but there is no clear indication that they are being affected by irrigation pumping in the basin. The difference between the maximum and minimum water levels observed in this well has been approximately 20 ft.



Farther south, but still on the west side of the basin, E.B. Romero windmill (Figure 14) shows both short-term windmill pumping cycles as well as the seasonal irrigation pumping cycles. A notable rise in the well's water level started in April 2015 and it is currently at its highest level since the start of monitoring in 2009. There is currently no transducer in this well, but manual monitoring continues.

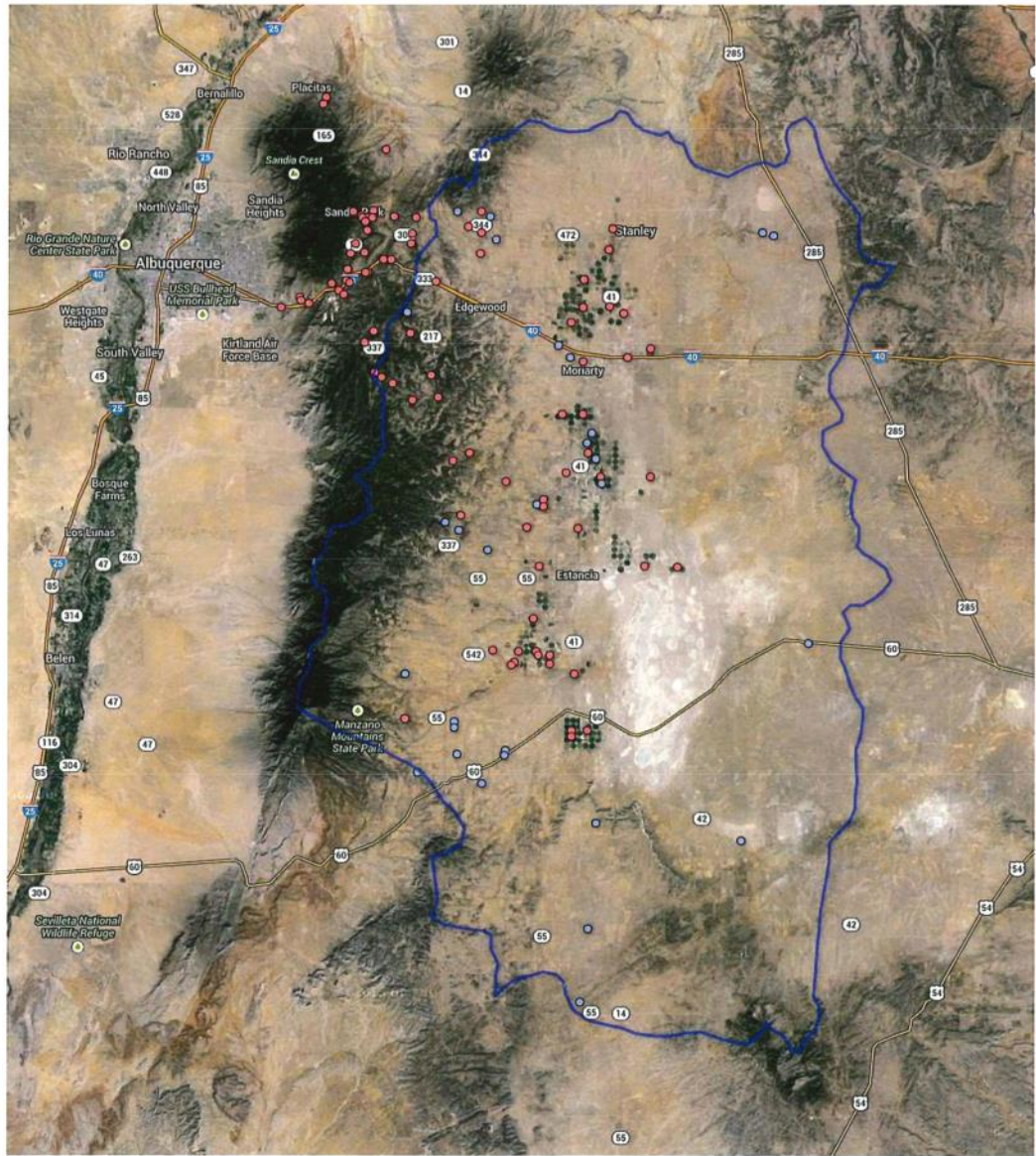
Continuing south along the west side of the basin, Smith-1 (Figure 15) shows the seasonal irrigation pumping cycles and displays a long-term water-level decline. Similar to the water levels in E-50-4, the magnitude of the seasonal fluctuations in Smith-1 has generally decreased since the start of 2014.

Water level readings from the Austin #1 well are shown in Figure 16. The overall water level has been relatively constant, with an observed variability of about +/- 0.25 ft.

Manual water-level measurements in well E-9407 (Figure 17) started in September 2012 and a pressure transducer for continuous monitoring was installed in October 2012. There appeared to be a slight downward trend in water levels at this location, with the water level decreasing about 0.6 ft since the start of monitoring. When the transducer at this well was checked on December 15, 2014, it was determined that some portion of the well had collapsed and the transducer was retrieved from under about 55 ft of mud. Monitoring of this well has been discontinued.

The Shaw WM (Figure 18) water levels show the irrigation pumping signal, but the average water level at this location appears to be relatively constant, with only about 0.2 ft net change over the past 9 years. The magnitude of the seasonal fluctuations decreased at this location between January 2014 and January 2016, similar to the responses in E-50-4, E-2034-S, and Smith-1.

Neither Greene-1 (Figure 19) nor Greene-4 (Figure 20) in the southern part of the basin (Figure 2) shows the effects of irrigation pumping. The water levels at Greene-1 appear to display slight trends that persist for several years before changing. The transducer in Greene-1 stopped functioning in November 2018, and has not yet been replaced. As noted previously, monitoring was discontinued in Greene-4 due to its remote location. During the 3 years that Greene-4 was monitored, the total variation in the water level was about 11 ft, but the net change between the first and last data points was effectively zero.



- Estancia Basin Topographic Boundary
- EBWPC Monitored Wells
- USGS Monitored Wells

URL: <http://goo.gl/oWmoy7>

Figure 1. Groundwater monitoring network showing EBWPC and USGS monitored well locations.

Evaluation of Groundwater Level Data

Estancia Basin

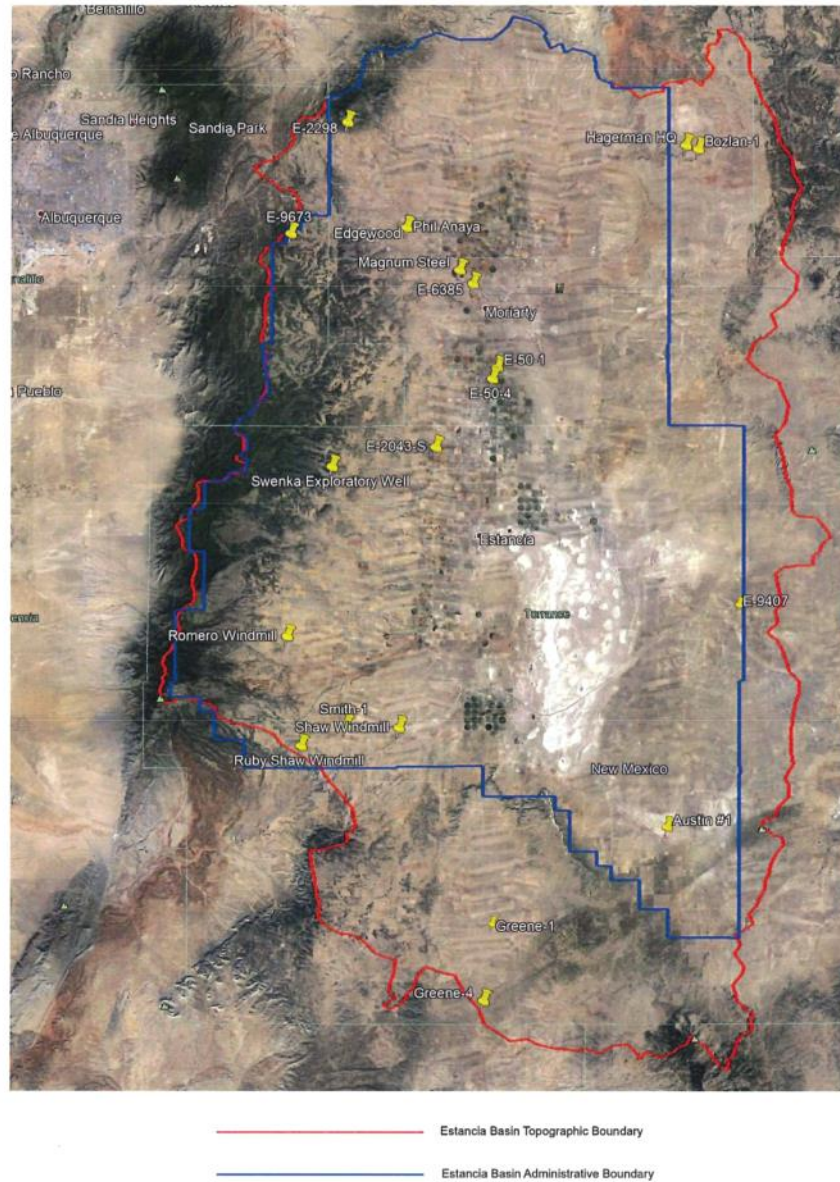


Figure 2. EBWPC groundwater monitoring network showing selected well locations.

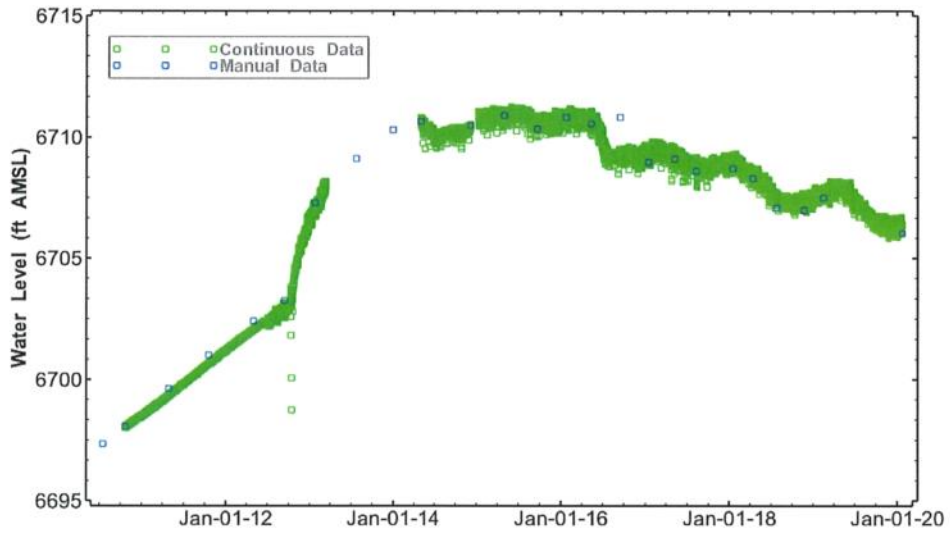


Figure 3. Water levels measured in well E-2298 (Simmons).

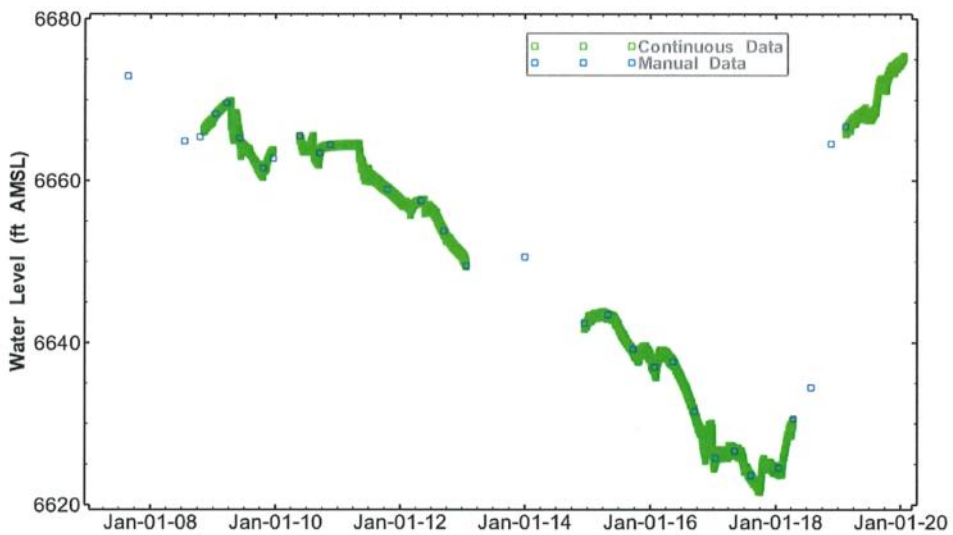


Figure 4. Water levels measured in the Bozlan-1 well.

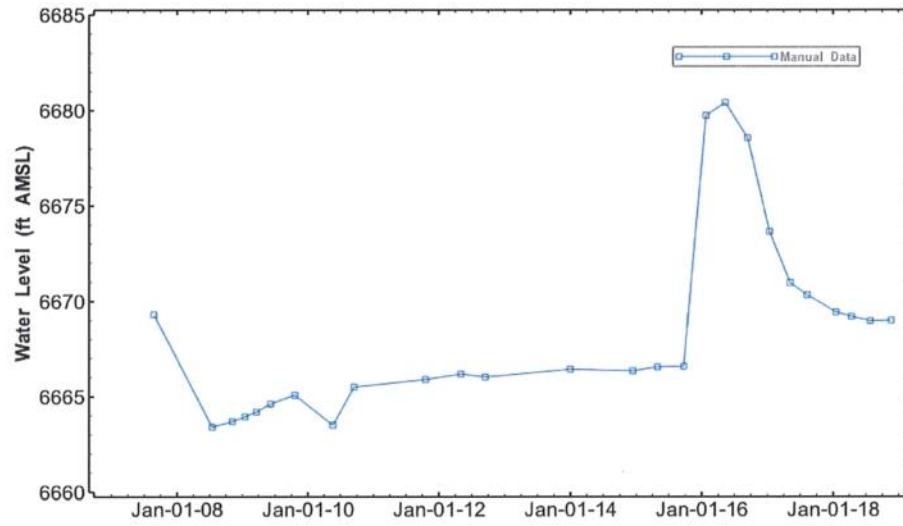


Figure 5. Water levels measured in the Hagerman Headquarters well.

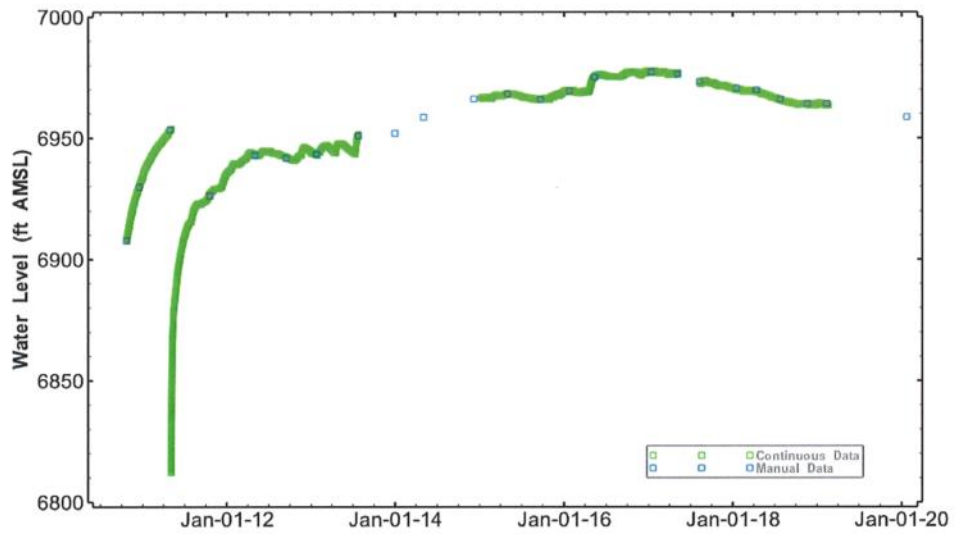


Figure 6. Water levels measured in well E-9673 (Bernalillo County).

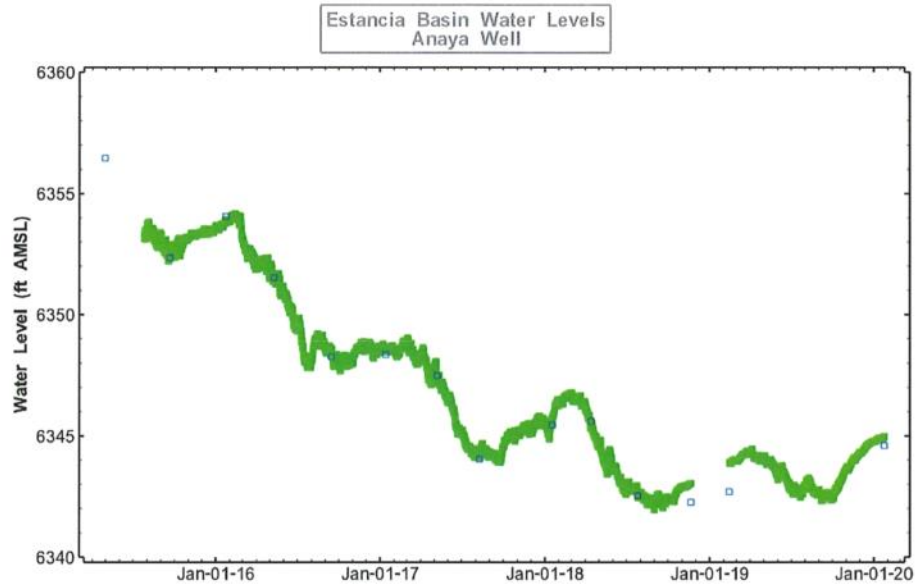


Figure 7. Water levels measured in the Anaya well.

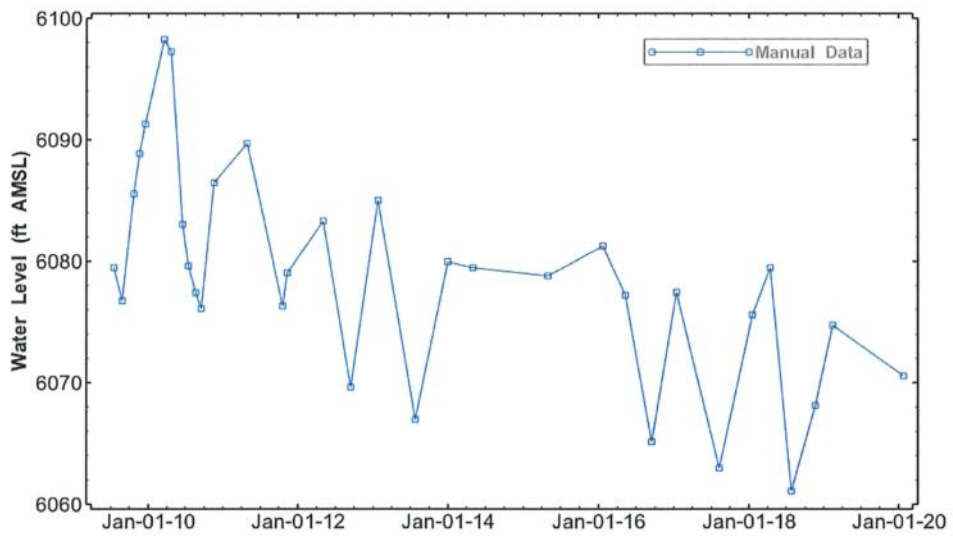


Figure 8. Water levels measured in the Magnum Steel well.

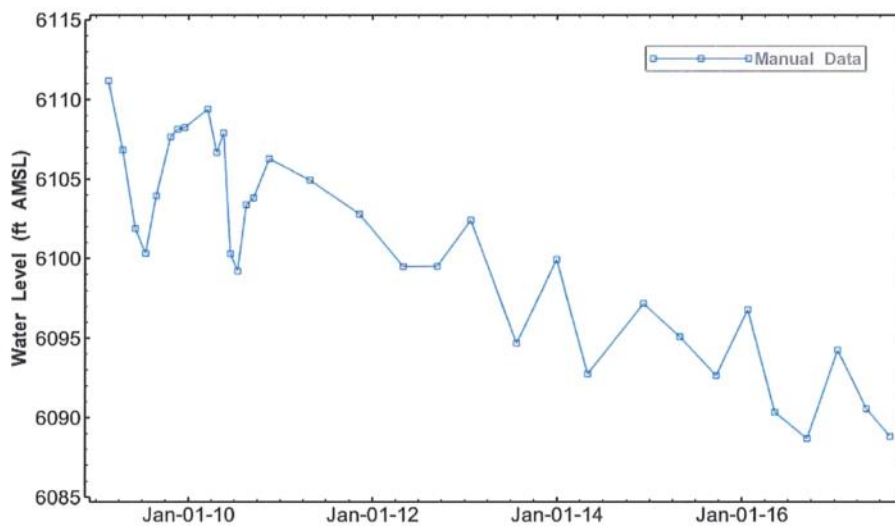


Figure 9. Water levels measured in well E-6385.

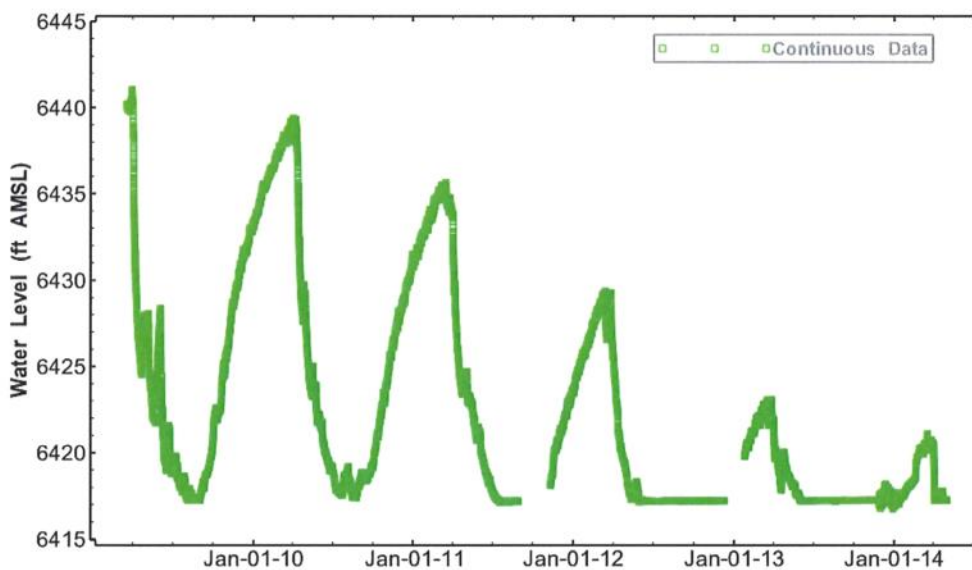


Figure 10. Water levels measured in well E-50-1 (Schwebach 1).

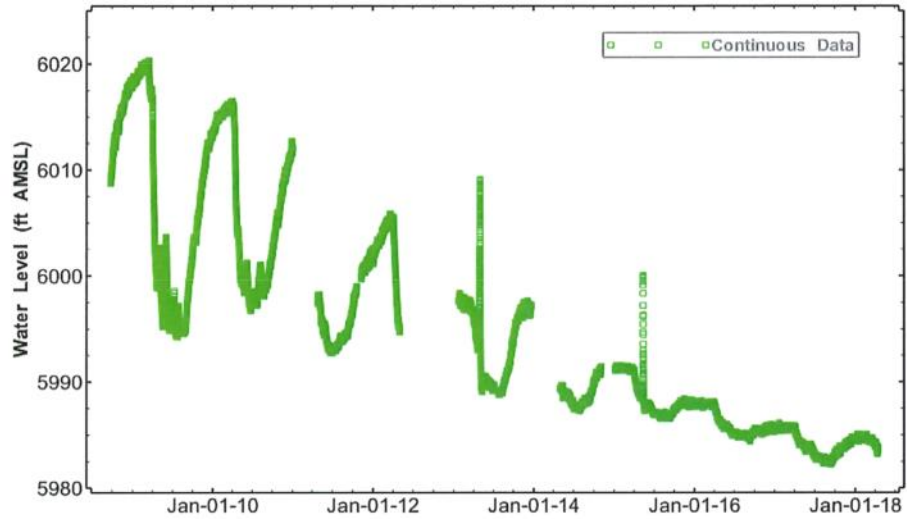


Figure 11. Water levels measured in well E-50-4 (Schwebach 4).

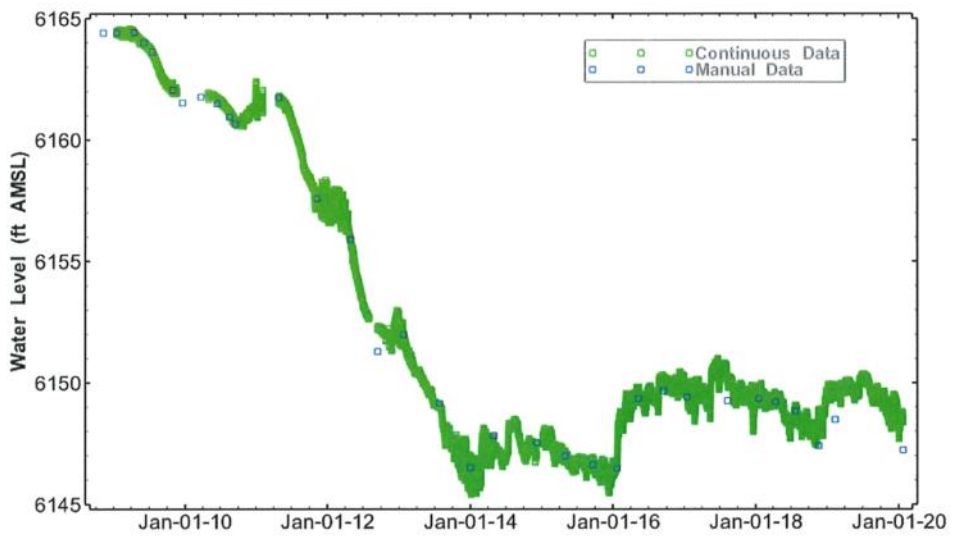


Figure 12. Water levels measured in well E-2034-S (Evans).

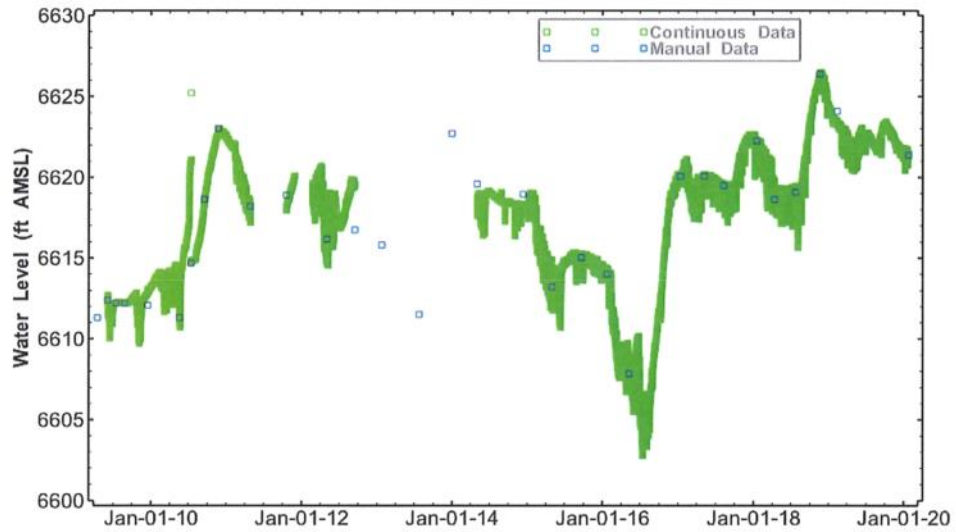


Figure 13. Water levels measured in the Swenka Exploratory well.

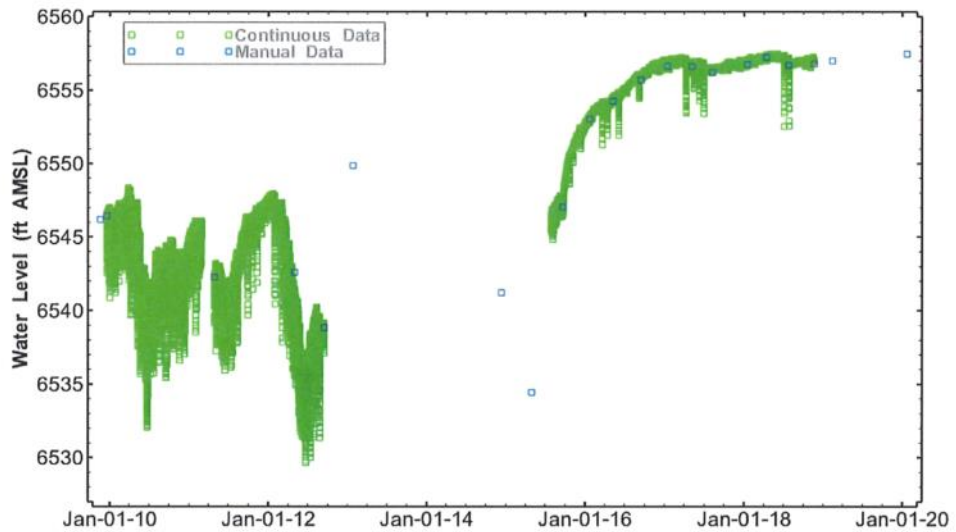


Figure 14. Water levels measured in the E.B. Romero WM well.

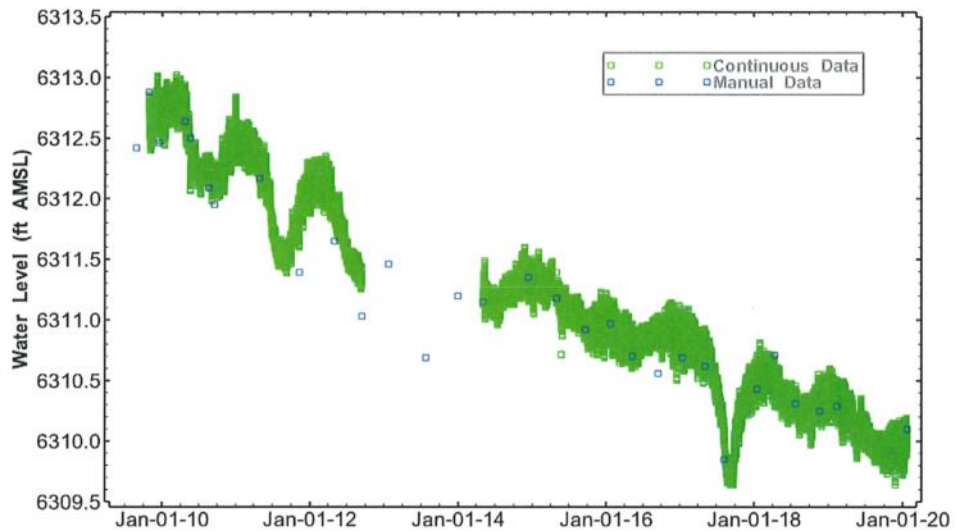


Figure 15. Water levels measured in the Smith-1 well.

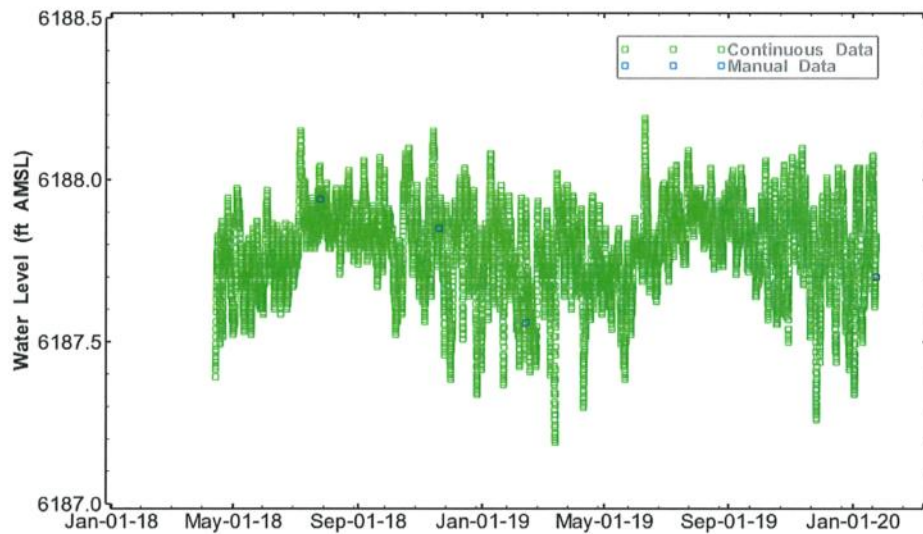


Figure 16. Water levels measured in the Austin #1 well.

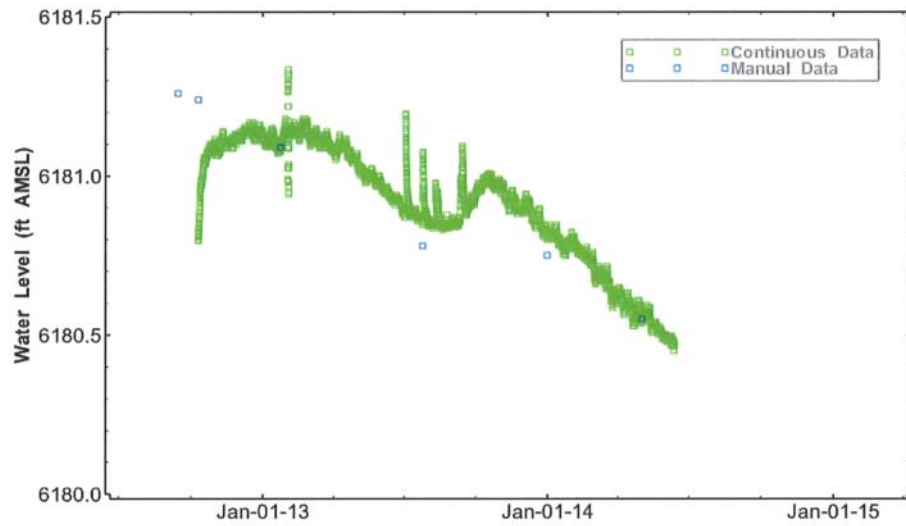


Figure 17. Water levels measured in well E-9407.

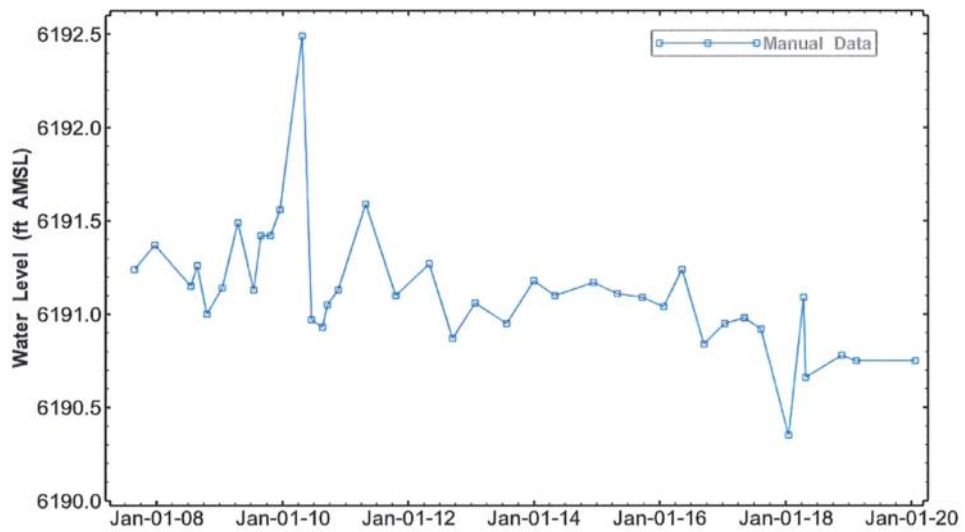


Figure 18. Water levels measured in the Shaw WM well.

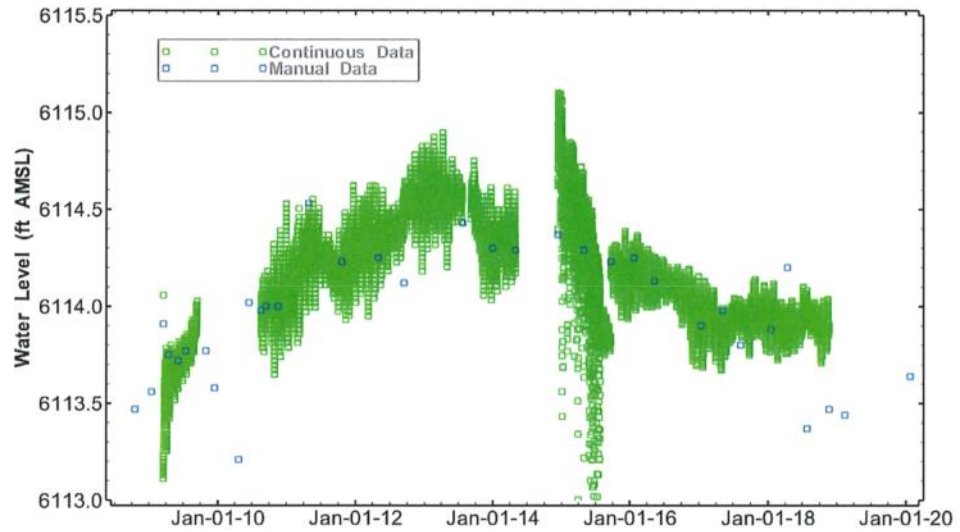


Figure 19. Water levels measured in the Greene-1 well.

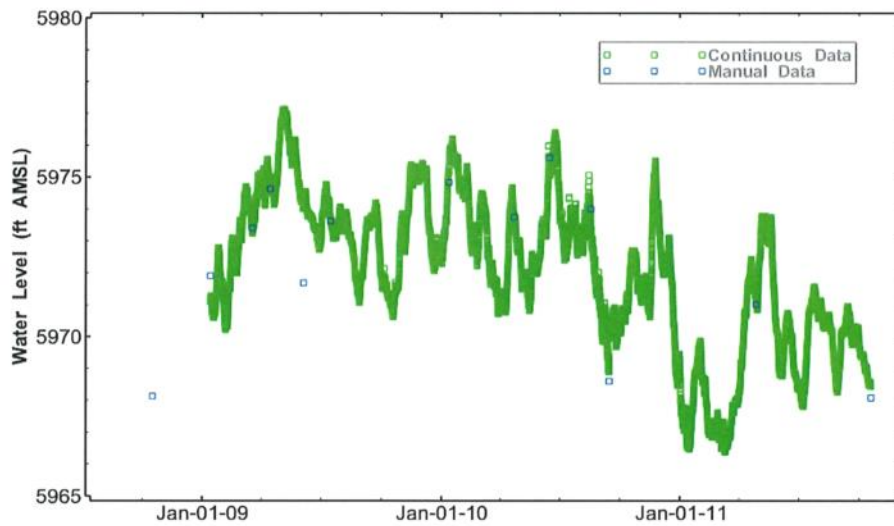


Figure 20. Water levels measured in the Greene-4 well.

ESTANCIA BASIN WATER PLANNING COMMITTEE

OPEN MEETINGS RESOLUTION # 2020-01

EFFECTIVE 01/01/2020 – 12/31/2020

WHEREAS, the Estancia Basin Water Planning Committee met in regular session at the Torrance County Administrative Offices, 205 Ninth Street, Estancia, NM on December 12, 2019 at 9:49 A.M. as required by law; and

WHEREAS, Section 10-15-1-(B) of the Open meetings Act (Sections 10-15-1 through 10-15-4 NMSA 1978) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, commission, adjudicatory body or other policy-making body of any state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of or the delegated authority of such board, commission or other policy – making body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1 (d) of the Open Meetings Act requires public bodies to determine annually what constitutes reasonable notice of its public meetings:

NOW, THEREFORE, BE IT RESOLVED by the Estancia Basin Water Planning Committee on this 12th day of December 2019 that reasonable notice is hereby determined and given as follows:

1. Unless otherwise amended and noticed, regular committee meetings of the Estancia Basin Water Planning Committee shall ordinarily be held bi- monthly, on the second Thursday of even number months, at 9:30 AM and will be rotated between locations in Estancia NM and Moriarity NM. The first meeting of the calendar year will be held in February.

Meetings for February, June, and October will be held on the second Thursdays of those months at 9:30 AM at:

Edgewood SWCD Offices
2506 Route 66
Moriarty, New Mexico

Meetings for April, August, and December will be held on the second Thursdays of those months at 9:30 AM at:

Torrance County Administrative Offices
205 9th Street
Estancia, New Mexico

2. Meeting notices and agendas will be provided by the Secretary/Treasurer of the Committee or by other persons or parties as designated by the Committee or by the Secretary/Treasurer. For the effective period of this Open Meetings Act Resolution, and consistent with the appointed term of office, and unless otherwise noticed, the Secretary/Treasurer may be contacted at the address and point of contact provided at the end of this resolution.
3. The Secretary/Treasurer or designee shall give written notice of regular meetings ten (10) days in advance of the meeting to parties that have made a written request for notice of public meetings, including those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings. The notice may be by mail in hard copy, by hand delivery, or provided/delivered in electronic format at such addresses as were provided in writing.
4. The Agenda for regular meetings shall be made available no later than 72 hours prior to the meeting through means of general distribution to members of the Committee, to those parties that have made a written request for notice of public meetings, by posting to the Committee website, and/or by posting at the designated meeting location for the subject meeting.
5. Special meetings of the Estancia Basin Water Planning Committee may be called by the Chair or a majority of the members upon three (3) calendar days' notice prior to any special meetings. The Secretary/Treasurer or designee shall provide electronic or telephonic notice to those parties that have made a written request for notice of public hearings.

Notices of special meetings will be posted at the following location:

- On the bulletin board next to the Torrance County Commission Room located in the Torrance County Courthouse, and/or
- At the entrance to the Edgewood SWCD offices, and/or
- On the Committee's designated website – ebwpc.org

6. Emergency meetings of the Estancia Basin Water Planning Committee are meetings called under circumstances which demand immediate action by the Committee. Although the Committee will avoid emergency meetings whenever possible, such circumstances may occasionally arise. Emergency meetings may be called by the Chair or a majority of the members upon (24) twenty-four hours' notice prior to any emergency meeting. The Secretary/Treasurer or designee shall provide electronic or telephonic notice to those parties that that have made a written request for notice of public hearings.

Notices of emergency meetings will be posted at the following location:

- On the bulletin board next to the Torrance County Commission Room located in the Torrance County Courthouse, and/or
- At the entrance to the Edgewood SWCD offices, and/or
- On the Committee's designated website – ebwpc.org

7. Pursuant to Section 10-15-1 (E) NMSA 1978, the Estancia Basin Water Planning Committee may close a meeting to the public if the subject matter is such that discussion or action is included in Subsection E of the Open Meetings Act, Section 10-15-1 NMSA 1978. If any Estancia Basin Water Planning Committee meeting is closed pursuant to Section 10-15-1 (E) NMSA, such closure:

- a. if made in an open meeting, shall be approved by a majority vote of a quorum of the committee and authority for the closure shall be stated in the motion calling for the vote on a closed meeting. The vote shall be taken in an open meeting and the vote of each individual member is to be recorded in the minutes. Only those subjects announced or voted upon prior to closure by the Committee may be discussed in a closed meeting; and
 - b. if called for when the Committee is not an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances, stating the specific provision of law authorizing the closed meeting is given to the members and to the general public.
 - c. Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meetings were limited only to those specified in the motion or notice for closure.
 - d. Except as provided in Section 10-15-1 (H) of the Open Meetings Act, any action taken as a result of discussions in a closed meeting shall be made by vote of the Estancia Basin Water Planning Committee in an open public meeting.
8. A member of the committee may participate and be included in a meeting for the transaction of business by the committee by means of a conference telephone or other similar telecommunications device when it is difficult or impossible for the member to attend a meeting in person. In order for telephonic participation to satisfy the Open Meetings Act and this resolution, each member participating by conference telephone must be capable of being identified when speaking, all participants must be able to hear each other at the same time and members of the public attending the meeting must be able to hear any member of the public body who speaks during the meeting.

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the meeting, please contact the Secretary/Treasurer of the Committee at the address listed below. Public documents, including the agenda and minutes can also be provided in various accessible forms. Public records inspection request, request for public documents, and Freedom of Information requests must be directed to the Secretary/Treasurer in writing at the address indicated below.

The point of contact for the Secretary/Treasurer of the committee for the period 01/01/2020 – 12/31/2020 is as follows:

Estancia Basin Water Planning Committee
 Secretary/Treasurer c/o
 Bernalillo County Public Works
 Building N
 2400 Broadway Blvd, SE
 Albuquerque, NM, 87102
 505-848-1578
dmcgregor@bernco.gov
 ebwpc.org

ESTANCIA WATER BASIN PLANNING COMMITTEE

RULES OF CONDUCT

Adopted February 13, 2020

The Estancia Basin Water Planning Committee (EBWPC, the Committee) was founded by a tri-county Memorandum of Understanding adopted on the following dates:

Santa Fe County	7-11-95
Bernalillo County	8-21-95
Torrance County	8-23-95

Section 3, Paragraph B, of the MOU indicates that the committee is to "Establish its own rules of conduct for purposes of holding public meetings and maintaining an active membership." Additional responsibilities are outlined in Section 3 of the MOU are addressed as appropriate in these Rules of Conducts through the assignment of responsibilities and duties.

These Rules of Conduct have been adopted in accordance with the MOU to promote public participation in orderly public meetings, maintain active membership, and for the stated purpose of Section 3 of the MOU as it pertains to the conduct of the Committees affairs and responsibilities.

Section 1. Committee Meetings

A. Meetings of the EBWPC shall be held in accordance with an annually adopted Open Meetings Act Resolution. All meetings will be open to the public.

B. Written or printed notice stating the place, day, and hour of all meeting dates shall be provided to all committee members and shall be posted and published either electronically or in hard copy so as to comply with the Open Meeting Act Resolution.

C. In general, Roberts Rules of Order shall be used for conducting the meetings, and shall be strictly used if so requested by a voting member as a point of order or as needed to otherwise ensure orderly conduct of the meeting.

D. Although the founding MOU established 13 voting members for the Committee, there are protracted periods where the appointed positions remain unfilled. In many cases, this prevents business being conducted due to lack of a quorum based on a 13 voting member committee. The Committee hereby adopts a definition of "quorum" as:

"a simple majority of the filled voting committee member positions identified in the founding MOU"

Vacant positions shall not be counted in the basis for determining a quorum present at a meeting, and the number of members present to constitute a quorum may fluctuate from meeting date to meeting date based on the number of voting member positions that remain unfilled.

E. If less than a quorum is present at a meeting, the meeting shall not be called to order as a committee of the whole, but may be convened as a subcommittee for the purpose of making recommendations on the agenda to the committee of the whole, or may be adjourned without further notice.

F. In order to encourage public participation, the meetings will be conducted in such a manner to provide any person residing in the Estancia Water Basin or anyone having a concern about the basin, the opportunity to present their viewpoints. At each meeting there will be time specifically allocated for public input. No prior notice of intent to address the committee, or of the subject matter to be addressed, will be required.

G. At the discretion of the Chair, guests and members of the public may also be invited to discuss agenda topics with the committee if the Chair deems that such input would benefit the committee and/or best facilitate conducting an orderly meeting. At the discretion of the Chair, such input need not be strictly limited to the public input period.

Section 2. Formation of Ad Hoc Committees, Working Groups, and Appointment of Special Representatives

A. Consistent with Section 3.0 Committee Responsibilities (B.) the Committee may, as needed, form subcommittees, ad hoc committees, working groups, or other such groups, and/or designate special representatives of the Committee to promote and participate in water resource planning activities affecting the Estancia Basin.

B. Such ad hoc committees, working groups, and special appointments will be approved only by a quorum of the committee and may include participants that are or are not voting members of the EBWPC.

C. Such ad hoc committees, working groups, and special appointments do not speak on behalf of the Committee without explicit approval of the Committee, or conduct business and financial transactions on behalf of the Committee.

D. The duties of such appointments extends only to matters of compiling data and information, participating in public forums and meetings, and investigating, and recommending to the committee of the whole, water policies and strategies for consideration, and advising the Committee on such policy and planning matters.

Section 3. Voting Membership

A. The membership of the committee and the terms of service for voting members was established by the originating MOU and may not be altered without formal amendment of the MOU.

B. For purposes of the committee, a previously appointed voting member who's term has expired, may at their own discretion and with approval of the committee, continue as a voting member of the committee until such time as the member agency appoints or reappoints a replacement or until the member agency declares the position vacant. Such a continuation of term of service should be voted upon and approved by a quorum of the Committee.

C. Individual member agencies may impose and enforce such restrictions on consecutive terms of service or extension of terms of service as it deems appropriate, and may enforce such conditions through its ability to appoint and/or remove its appointed voting member and/or to declare the position vacant. Such actions shall take precedence over the decisions of the Committee

D. Should an appointed voting member fail to attend three consecutive meetings, the Chair shall notify the respective appointing agency regarding the absences and a possible replacement of the voting member. Absences excused by the Chair and so noted in the minutes shall not be counted as a failure to attend a meeting.

E. The Chair shall advise the member agencies of expiring terms of its voting members in a timely manner. No later than the June meeting of each calendar year, the Chair shall provide written notification to member agencies of existing vacancies on the Committee and of expiring voting member terms that may occur prior to July 30th of the current calendar year. The Chair shall request such positions be filled no later than August 1st of the current calendar year.

Section 4. Officers and Duties

A. Each August, an election will be held within the Committee for electing a Chair, Vice Chair, and a Secretary/Treasurer. This election shall occur only after all members agencies have been advised of existing and upcoming vacancies.

B. Elected positions may serve multiple consecutive terms in that position if so elected annually by a quorum of the Committee.

C. The following duties for offices are hereby established.

Duties of the Chair:

- Set the agenda for Committee meetings
- Conduct all meetings of the committee, and establish and mediate rules for the conduct of the meetings.
- In the event of a tie vote during a committee meeting, cast the deciding vote.
- Excuse members from meeting attendance as warranted.
- Subject to Committee approval, make appointments to ad hoc committees, subcommittees, and to other water planning committees and organizations. Such appointments are not restricted to members of the committee, though such appointments from the voting members of the Committee is generally preferable.
- Serve as the primary signatory for the Committee for administrative matters such as minutes of meetings, MOUs, and contracts.
- Serve as spokesperson for the committee to outside state and local agencies and governments.
- Serve as liaison between the Committee and member agencies. This shall include ensuring preparation and submittal of an annual report and funding request to the member agencies, and specifically to the County Commissions of Bernalillo, Santa Fe, and Torrance Counties.
- Ensure periodic reporting of the Committee's activities to the Mid-Region Council of Governments for maintaining regional coordination and cooperation in water resource planning and management. This may occur either directly or through a designated voting member authorized to speak on behalf of the Committee.

Duties of Vice Chairman:

- Conduct meetings in the absence of the Chair.
- Track and maintain a current voting membership roster and advise the Chair in a timely manner of upcoming vacancies.
- Ensure that the Secretary/Treasurer is providing timely and required notifications of meetings as provided in the Open Meetings Resolution.
- Periodically review and ensure accuracy of financial matters of the Committee in conjunction with the Secretary/Treasurer and the designated Fiscal Agent for the Committee
- Serve as signatory for the Committee in the absence/unavailability of the Chair.
- Assist the Chair with all matters of the committee

Duties of Secretary/Treasurer

- Prepare and publish meeting notices, agendas, and minutes of each meeting as required in the Open Meeting Resolution either personally or through a Committee-approved designee such as a Recorder or Administrative Assistant.
- If unable to attend a meeting, designate a replacement to record the minutes.
- Serve as the primary point-of-contact for the Committee's Fiscal Agent
- In coordination with the designated Fiscal Agent, prepare a timely financial report for each regular meeting and ensure timely submittal and payment of invoices and receipts of the Committee.
- As needed and approved by e-mail record from the Chair or Vice Chair, provide signature for approval of invoices to the Fiscal Agent to ensure timely processing and payment of contractors of the committee between meetings. Such activities shall be noted in bi-monthly fiscal report. If possible, such invoices should be approved by the Committee prior to submittal, and at a minimum, copies of signed approvals will be provided in the bi-monthly financial report.
- Assist the Vice Chair in membership matters, including but not limited to maintaining an attendance roster for meetings.
- Maintain the records of the Committee.

Section 5. Financial and Administrative Records Management

A. Through approval of an MOU or other similar instrument, the Committee shall designate a Fiscal Agent to conduct the financial business of the Committee. The approval shall allow the Fiscal Agent to receive payments, make payments, and otherwise conduct the financial affairs of the Committee. The Fiscal Agent will work in conjunction with the Secretary/Treasurer of the Committee to ensure financial matters of the Committee are properly and timely addressed.

B. Through approval of an MOU, the Committee shall designate a Records Custodian. The founding MOU designates only that the data and information on water resources be maintained

in a library at the Torrance County Courthouse. The Secretary/Treasurer shall be the designated Records Liaison for the Committee.

C. Wherever possible, the Committee's records shall be maintained in electronic copy and shall be maintained in a manner similar to those maintained by the Records Custodian.

State records retention schedules will be used for maintenance of the Committee's records.

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underscored material = new
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HOUSE BILL 169

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

Christine Chandler

AN ACT

RELATING TO MEDICAL CANNABIS; REQUIRING A CANNABIS PRODUCER TO ONLY USE WATER OBTAINED UNDER A VALID WATER RIGHT TO PRODUCE CANNABIS AND TO PROVIDE THE DEPARTMENT OF HEALTH WITH DOCUMENTATION DEMONSTRATING THE PRODUCER'S RIGHT TO USE THE WATER FOR THE PURPOSES OF THE CANNABIS PRODUCER'S LICENSE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 26-2B-6.1 NMSA 1978 (being Laws 2019, Chapter 247, Section 8) is amended to read:

"26-2B-6.1. PROGRAM REGULATION AND ADMINISTRATION--FEES--LIMITATIONS--RULEMAKING--LICENSURE--ISSUANCE--REPORTING.--

A. The department shall:

(1) regulate and administer the medical cannabis program; and

(2) collect fees from licensees; provided that

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1 the department shall not charge a fee relating to the medical
2 cannabis registry.

3 B. By December 20, 2019, the secretary of health
4 shall adopt and promulgate rules to establish fees for licenses
5 for cannabis producers, cannabis manufacturers, cannabis
6 couriers, cannabis testing facilities or any other cannabis
7 establishments whose operations are authorized pursuant to the
8 Lynn and Erin Compassionate Use Act.

9 C. The department shall establish application and
10 licensing fees applicable to licenses for activity related to
11 the medical cannabis program.

12 D. The department shall administer licensure for
13 medical cannabis program activity provided for in the Lynn and
14 Erin Compassionate Use Act, which shall include personal
15 production licenses and licenses for:

- 16 (1) cannabis couriers;
17 (2) cannabis manufacturers;
18 (3) cannabis producers; provided that as a
19 condition of licensure or a license renewal, a cannabis
20 producer shall only use for cannabis production water that was
21 obtained under a valid water right that was not developed under
22 a well permit issued pursuant to Section 72-12-1.1 or 72-12-1.2
23 NMSA 1978, and shall provide to the department documentation
24 that demonstrates the existence of the water right and the
25 producer's right to use the water for the purposes of the

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1 license; and provided further that the granting of a cannabis
2 producer license shall not operate as recognition that
3 the claimed water right is valid;

4 (4) cannabis testing facilities; and
5 (5) any other activity or person as deemed
6 necessary by the department.

7 E. The department shall not issue any other license
8 provided for in this section to a cannabis testing facility
9 licensee.

10 F. In consultation with qualified patients and
11 primary caregivers, the department shall produce an assessment
12 report annually, which shall be published to the public and
13 that includes at a minimum an evaluation of:

14 (1) the affordability of and accessibility to
15 medical cannabis pursuant to the Lynn and Erin Compassionate
16 Use Act; and

17 (2) the needs of qualified patients who live
18 in rural areas, federal subsidized housing or New Mexico Indian
19 nations, tribes or pueblos.

20 G. The department shall allow for the smoking,
21 vaporizing and ingesting of cannabis products within a cannabis
22 consumption area on the premises if:

23 (1) access is restricted to qualified patients
24 and their primary caregivers;

25 (2) cannabis consumption is not visible from

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1 any public place or from outside the cannabis consumption area;
2 and

3 (3) qualified patients who consume cannabis on
4 the premises have a designated driver or other means of
5 transportation consistent with current law."

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2020 NM Legislature Bill Tracking (Keyword: Water / Screened for Relevance)

D. McGregor : as of 1/30/202

FUNDING BILLS / FINANCIAL

HB 27	PUBLIC PROJECT REVOLVING FUND PROJECTS	Patricia A. Lundstrom Sheryl Williams Stapleton Roberto "Bobby" J. Gonzales	HOUSE APPROPRIATIONS & FINANCE COMMITTEE	2020 Regular
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Designates projects for funding statewide. Juan Tabo Hills estates public improvement district – Bernalillo County / Rio Communities –Valencia County / School of Dream Academy – Valencia County / DO PASS WITH AMENDMENTS

HB 47	LOCAL GOVT PLANNING FUND APPROPRIATION	Tomas E. Salazar	HOUSE APPROPRIATIONS & FINANCE COMMITTEE	2020 Regular
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General funding for local entities for grant funding through NMFA for water and wastewater projects, water conservation plans, long-term master plans etc. – HAFX/HLLC – DO PASS

HB 167	WASTEWATER SYSTEM FINANCING	Randal S. Crowder	HOUSE AGRICULTURE & WATER RESOURCES COMMITTEE	2020 Regular
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General funding from the public project revolving loan fund (\$1,800,000) to wastewater facility construction land fund for FY2021 expenditure and subsequent years. – DO PASS

HB 223	AGRICULTURAL & NATURAL RESOURCES TRUST ACT	Nathan P. Small	HOUSE ENERGY, ENVIRONMENT & NATURAL RESOURCES COMMITTEE	2020 Regular
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SB 102	AG AND NATURAL RESOURCES TRUST ACT	Steven P. Neville Himi Stewart	Senate Committees Committee	2020 Regular
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SB 273	AG & NATURAL RESOURCES TRUSTEE ACT	Steven P. Neville	Senate Conservation Committee	2020 Regular
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Creation of an Agricultural and Natural Resources Trust and related governing Board and Office to Administer a Grant Program to “conserve agriculture, wildlife, and natural resources” - includes receipt of gifts, grants, transfers, donations. Perpetual trust fund. Water enhancement project to improve stream and hydrological function, increase water supply, improve water quality, etc. Preservation or conservation through conservation easement. Habitat protection improvement and maintenance. Land and watershed management . Not for water rights acquisitions. Nine member board appointed by governor – one from each hydrologic region. – upper, middle, and lower Rio Grande as separate regions.

Office is attached to the governor's office with designated director. \$1,500,000 appropriation embedded. – SENT/ IN COMMITTEE

HB 248 WATER ASSOCIATION INFRASTRUCTURE ACT Susan K. Herrera HOUSE AGRICULTURE & WATER RESOURCES COMMITTEE 2020 Regular

SB 234 WATER ASSOCIATION INFRASTRUCTURE ACT Richard C. Martinez Senate Committees Committee 2020 Regular

Creates a Water Association Infrastructure Board – seven voting members: secretary of Finance, secretary of Environment, chief executive officer of the authority (New Mexico finance authority) appointees of president/speaker and minority lead from senate and house . To address applications submitted by **water associations for financial assistance (mutual domestic water consumers association or other association organized pursuant to the Sanitary Projects Act)**. Establishment of a trust fund, 10,000.000 annual from trust fund to the project funds. Severance tax bonds HAWC DO PASS / SCC in Committee

SB 240 WATER & SANITATION GROSS RECEIPTS TIME LIMIT Roberto "Bobby" J. Gonzales Senate Corporations & Transportation Committee 2020 Regular

Removes six year from effective date limit for imposition of the severance tax. IN COMMITTEE

HB 293 NMED GREENHOUSE GAS EVALUATIONS Matthew McQueen HOUSE ENERGY, ENVIRONMENT & NATURAL RESOURCES COMMITTEE 2020 Regular

Appropriate \$150,000 to NMED to finalize evaluation of emission trends and proposed policies to reduce CO2 and other greenhouse gas emissions HENRC DO PASS

HB 312 CREATE ENVIRONMENTAL HEALTH FUND Nathan P. Small House Temporary Calendar 2020 Regular

Creates an environmental health fund under the Environmental Improvements Act within the treasury based on fees collected from regulation of septic systems and water recreation facilities, food establishments, and hemp. Fund for administration of the related programs, non-reverting, with upto \$200,000 per year transferred to the liquid waste disposal assistance fund. – DO PASS ON TEMPORARY CALENDAR

SB 19 WATER PROJECT FUND AUTHORIZATION Jacob Candelaria Tomás E. Salazar Senate Finance Committee 2020 Regular

Authorization to NMFA to make loans and grants for specified projects: ABCWUA for water conservation or treatment, recycling or reuse projects. Claunch Pinto SWCD for project in Bernalillo, Santa Fe and Tarrant County for water restoration and management projects / Regina MDWCA in Rio Arriba and Sandoval County for storage conveyance and delivery project / Sandoval County Arroyo Flood Control Authority for flood prevention project. PASSED IN SENATE

SB 55	CREATING NEW POSITIONS ON LAND GRANT COUNCIL	Sander Rue	Senate Conservation Committee	2020 Regular
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Funding of a Land Grant Council Land Surveyor and an Attorney position - \$1,000,000 for 2021-2025 to assist land grants in defining and defending their common lands statewide. SCONE DO PASS w/ amendments

SB 69	DRINKING WATER SYSTEM FINANCING	Richard C. Martinez Susan K. Herrera	Senate Conservation Committee	2020 Regular
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Appropriate \$2,500,000 from project revolving loan fund to drinking water state revolving loan fund DO PASS

SB 70	AUDIT SERVICES FOR WATER ORGANIZATIONS	Michael Padilla	Senate Conservation Committee	2020 Regular
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Appropriate \$2,000,000 to state auditor 2021-2022 to provide audit services to acequias, community ditch associations, land grants, and mutual domestics. SCONE DO PASS

SB 140	WATER TRUST FUND	Joseph Cervantes Tomás E. Salazar	Senate Conservation Committee	2020 Regular
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Appropriate \$41 million to the water trust fund – DO PASS

OIL and GAS

HB 28	DIVISION OF LAND FOR OIL OR GAS OPERATIONS	Greg Nibert Cathryn N. Brown	HOUSE RULES & ORDER OF BUSINESS COMMITTEE	2020 Regular
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Exempts oil and gas operations from the definition of "subdivision" so long as the land continues to be used for oil and gas operations - In committee – NOT PRINTED

HB 29	ENERGY OPERATION BONDING AMOUNTS	Matthew McQueen	HOUSE ENERGY, ENVIRONMENT & NATURAL RESOURCES COMMITTEE	2020 Regular
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Memorial resolving to establish bonding amounts sufficient to cover remediation and reclamation costs and lease obligation, conduct a bond adequacy review, evaluate how to collectively ensure adequate bonding. HENRC (in committee)

SB 104 PROHIBIT NEW HYDRAULIC FRACTURING PERMITS Antoinette Sedillo Lopez Patricia Roybal Caballero Senate Committees Committee 2020 Regular

Prohibition on new permits allow hydraulic fracturing (no time period defined). Definition of hydraulic fracturing added to NMSA 70-2-33 Oil and Gas Act / Annual reporting from various state agencies on number of permits, greenhouse gas trends, recommendations for legislation and funding, actual and potential impacts on: agriculture, public health, public transportation infrastructure, surface and groundwater, tribal governments and tribal lands, worker injury claims, (sent to committee)

GOVERNANCE

HB 11 PRC REORGANIZATION & TRANSFER DUTIES Nathan P. Smart Linda M. Trujillo HOUSE RULES & ORDER OF BUSINESS COMMITTEE 2020 Regular

PRC regulates water and wastewater utilities. Bill lays out a reorganization for the PRC, creates a Chief of Staff, creates an office of public regulation commission regulatory affairs, sets up and organizational structure for the office of public regulation including a utility division. HENRC DO PASS

MISCELLANEOUS

HB 124 PROHIBIT USE OF CHLORPYRIFOS IN AGRICULTURE Daymon Ely HOUSE RULES & ORDER OF BUSINESS COMMITTEE 2020 Regular

Bans use of pesticides containing chlorpyrifos as active ingredients (organophosphate insecticide, acaricide, or miticide) - HPREF – NOT PRINTED

HB 155 STUDY GROUND WATER RESOURCES IN NE NM Jack Chatfield HOUSE AGRICULTURE & WATER RESOURCES COMMITTEE 2020 Regular

Appropriation of \$200,000 to NMSUS Extension Service for groundwater resource study in Colfax, Harding, Mora, and Union County for determining appropriate land use. HAWC DO PASS WOTJ AMENDMENT

HB 253	NMSU AGRICULTURAL PROGRAMS	Melanie A. Stansbury Gail Armstrong Candie G. Sweetser Kelly K. Fajardo Rebecca Dowd	HOUSE AGRICULTURE & WATER RESOURCES COMMITTEE	2020 Regular
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SB 177	NMSU AGRICULTURAL PROGRAMS	Pete Campos	Senate Conservation Committee	2020 Regular
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Appropriation of \$250,000 for NMSU to assist soil and water conservation districts HAWC DO PASS
SCONC DO PASS

WATER RIGHTS /OSE MATTERS

HB 169	WATER RIGHTS FOR CANNABIS PRODUCTION	Christine Chandler	HOUSE RULES & ORDER OF BUSINESS COMMITTEE	2020 Regular
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Requires cannabis producers to obtain valid water right for production as a condition of license to produce – and not use water from 72-12-1.1 or 72-12.1.2 permits (domestic wells and livestock wells). This is an emerging issue in Torrance County - NOT PRINTED