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***NEW MEXICO  
LAND GRANT  
COUNCIL***

***APPENDICES to  
the Annual Report***





# **Appendix-1**

## **FY 2018 Meeting Agendas**



**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**MACARIO GRIEGO**  
VICE-CHAIRMAN

## **New Mexico Land Grant Council**

1829 Sigma Chi Rd NE ♦ Albuquerque, New Mexico 87106  
Email: [nmlandgrantcouncil@unm.edu](mailto:nmlandgrantcouncil@unm.edu) ♦ Website: [www.lgc.unm.edu](http://www.lgc.unm.edu)

**COUNCIL MEETING**  
**UNM Science and Technology Park**  
**801 University Blvd. SE, Executive Conference Room**  
**July 7, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of June 22, 2017
5. Discussion and Possible Action on BLM Update
6. Discussion and Possible Action on Forest Service Update
7. Discussion and Possible Action regarding Land Grant Interim Committee Request – Game and Fish and Tierra Amarilla L.G.
8. Discussion and Possible Action on FY 2018 Open Meetings Act Resolution
9. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
10. Discussion and Possible Action on Legal Services Contract
11. Discussion and Possible Action on Council FY 2017, FY 2018 and FY 2019 Budgets
12. Discussion and Possible Action on UNM Contract for FY 2017 & FY 2018
13. Discussion and Possible Action on Land Grant Support Fund
14. Discussion and Possible Action on Federal and State Legislation
15. Discussion and Possible Action on Land Grant Registry
16. Discussion and Possible Action on Correspondence Received by Council
17. Discussion and Possible Action on Land Grant Studies Program Update
18. Discussion and Possible Action on Staff Assignments
19. Public Comments – discussion only
20. Date and Location for next Council Meeting
21. Adjournment

**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**MACARIO GRIEGO**  
VICE-CHAIRMAN

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**COUNCIL MEETING**  
**UNM Science and Technology Park**  
**801 University Blvd. SE, Executive Conference Room**  
**August 11, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of July 7, 2017
5. Discussion and Possible Action on Forest Service Update
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action regarding Land Grant Interim Committee Request – Game and Fish and Tierra Amarilla L.G.
8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
9. Discussion and Possible Action on Legal Services Contract
10. Discussion and Possible Action on Council FY 2018 and FY 2019 budgets
11. Discussion and Possible Action on UNM Contract for FY 2018
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Legislation
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council
16. Discussion and Possible Action on Land Grant Studies Program Update
17. Discussion and Possible Action on Staff Assignments
18. Public Comments – discussion only
19. Date and Location for next Council Meeting
20. Adjournment

**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**MACARIO GRIEGO**  
VICE-CHAIRMAN

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**COUNCIL MEETING**  
**UNM Science and Technology Park**  
**801 University Blvd. SE, Executive Conference Room**  
**September 8, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Moment of Silence
3. Introduction of Guests
4. Approval of Agenda
5. Approval of Meeting Minutes from Regular Council Meeting of August 11, 2017
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action on Forest Service Update
8. Discussion and Possible Action on Program Evaluation Proposal – Cheyenne Trujillo
9. Discussion and Possible Action Game and Fish and Tierra Amarilla L.G. Update
10. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
11. Discussion and Possible Action on Legal Services Contract
12. Discussion and Possible Action on Council FY 2018 budget
13. Discussion and Possible Action on UNM Contract
14. Discussion and Possible Action on Land Grant Support Fund
15. Discussion and Possible Action on Federal and State Legislation
16. Discussion and Possible Action on Land Grant Registry
17. Discussion and Possible Action on Correspondence Received by Council
18. Discussion and Possible Action on Land Grant Studies Program Update
19. Discussion and Possible Action on Staff Assignments
20. Public Comments – discussion only
21. Miscellaneous Announcements – Financial Reporting to State Auditor; NM Land Grant Consejo Mtg
22. Date and Location for next Council Meeting
23. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIRMAN  
MACARIO GRIEGO  
VICE-CHAIRMAN

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### **COUNCIL MEETING**

**Cañon de Carnué Land Grant Hall, 363 NM Hwy 333  
October 26, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of September 8, 2017
5. Discussion and Possible Action on Forest Service Update
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action Game and Fish and Tierra Amarilla L.G. – Approval of letter to Department of Game & Fish.
8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
9. Discussion and Possible Action on Legal Services Contract – Approval of Legal Services Requests, Amicus Brief Update.
10. Discussion and Possible Action on Council FY 2018 budget
11. Discussion and Possible Action on UNM Contract
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Legislation - Approval of letter to Interim Committee
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council – Carson NF, Aspen CRM
16. Discussion and Possible Action on Land Grant Studies Program Update – Approval of letter supporting as Master's and Doctoral Degree in Chicano Studies.
17. Discussion and Possible Action on Staff Assignments – Digitization of SANM Microfilm.
18. Public Comments – discussion only
19. Miscellaneous Announcements
20. Date and Location for November and December Council Meetings
21. Adjournment



**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**MACARIO GRIEGO**  
VICE-CHAIRMAN

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**COUNCIL MEETING**  
**UNM STC Conference Room, 851 University Blvd NE, Albuquerque**  
**November 9, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of October 26, 2017
5. Discussion and Possible Action on Appoint of Chair and Vice-Chair
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action on Forest Service Update
8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
9. Discussion and Possible Action on Legal Services Contract – Work Update.
10. Discussion and Possible Action on Council FY 2018 budget
11. Discussion and Possible Action on UNM Contract
12. Discussion and Possible Action on Land Grant Support Fund – Review and Possible Approval of LGSF Applications
13. Discussion and Possible Action on Federal and State Legislation
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council
16. Discussion and Possible Action on Land Grant Studies Program Update
17. Discussion and Possible Action on Staff Assignments
18. Public Comments – discussion only
19. Miscellaneous Announcements
20. Date and Location for December Council Meeting
21. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIR  
MACARIO GRIEGO  
VICE-CHAIR

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**COUNCIL MEETING**  
**UNM STC Conference Room, 851 University Blvd NE, Albuquerque**  
**December 8, 2017 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of November 9, 2017
5. Discussion and Possible Action on Forest Service Update – including approval of FOIA letter for PLVC
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
8. Discussion and Possible Action on Legal Services Contract – Work Update.
9. Discussion and Possible Action on Council FY 2018 budget – Including BAR
10. Discussion and Possible Action on UNM Contract
11. Discussion and Possible Action on Land Grant Support Fund
12. Discussion and Possible Action on Federal and State Legislation
13. Discussion and Possible Action on Land Grant Registry
14. Discussion and Possible Action on Correspondence Received by Council
15. Discussion and Possible Action on Land Grant Studies Program Update
16. Discussion and Possible Action on Staff Assignments
17. Public Comments – discussion only
18. Miscellaneous Announcements
19. Date and Location for December Council Meeting
20. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIRMAN  
RITA PADILLA-GUTIERREZ  
VICE-CHAIRWOMAN

## **New Mexico Land Grant Council**

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**COUNCIL MEETING**  
**UNM STC Conference Room, 851 University Blvd NE, Albuquerque**  
**January 19, 2018 - 10:30 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of December 8, 2017
5. Discussion and Possible Action on Forest Service Update
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
8. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests
9. Discussion and Possible Action on District Court Decision for Cebolleta Land Grant Election Lawsuit
10. Discussion and Possible Action on Council FY 2018 budget
11. Discussion and Possible Action on UNM Contract
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Legislation
14. Discussion and Possible Action on Council Evaluation by Cheyenne Trujillo
15. Discussion and Possible Action on Land Grant Registry
16. Discussion and Possible Action on Correspondence Received by Council
17. Discussion and Possible Action on Land Grant Studies Program Update
18. Discussion and Possible Action on Staff Assignments
19. Public Comments – discussion only
20. Miscellaneous Announcements
21. Date and Location for December Council Meeting
22. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIRMAN  
RITA PADILLA-GUTIERREZ  
VICE-CHAIRWOMAN

## New Mexico Land Grant Council

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### COUNCIL MEETING

UNM Continuing Education - 1634 University Blvd NE, Albuquerque  
February 9, 2018 - 10:30 am

#### Agenda

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of January 19, 2018
5. Discussion and Possible Action on BLM Update - Including Cooperating Agency MOU for Land Exchange
6. Discussion and Possible Action on Forest Service Update
7. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
8. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests
9. Discussion and Possible Action on Appeal of Cebolleta Land Grant Election District Court Decision
10. Discussion and Possible Action on Council FY 2018 budget
11. Discussion and Possible Action on UNM Contract
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Legislation - Including Treaty Day Update
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council
16. Discussion and Possible Action on Land Grant Studies Program Update
17. Discussion and Possible Action on Staff Assignments
18. Public Comments – discussion only
19. Miscellaneous Announcements
20. Date and Location for March Council Meeting
21. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIRMAN  
RITA PADILLA GUTIERREZ  
VICE-CHAIRWOMAN

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**COUNCIL MEETING**  
**UNM STC Conference Room, 851 University Blvd NE, Albuquerque**  
**March 15, 2018 - 10:00 am**

### **Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of February 9, 2018
5. Discussion and Possible Action on BLM Update
6. Discussion and Possible Action on Forest Service Update
7. Discussion and Possible Action on Request by Santa Bárbara LG regarding Wild and Scenic River Evaluation and Boundaries of the Pecos Wilderness
8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update
9. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests
10. Discussion and Possible Action on Council FY 2018 budget
11. Discussion and Possible Action on UNM Contract
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Legislation
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council
16. Discussion and Possible Action on Land Grant Studies Program Update
17. Discussion and Possible Action on Staff Assignments
18. Public Comments – discussion only
19. Miscellaneous Announcements – (NMLG Consejo Meeting – March 17, 2018, Tajiue, NM)
20. Date and Location for April Council Meeting
21. Adjournment

SUSANA MARTINEZ  
GOVERNOR



JUAN SANCHEZ  
CHAIRMAN  
Rita Padilla-Gutierrez  
VICE-CHAIRWOMAN

## New Mexico Land Grant Council

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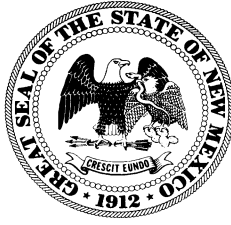
### COUNCIL MEETING

Science & Technology Park - 851 University Blvd SE, Albuquerque  
April 13, 2018 - 10:00 am

#### Agenda

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of March 15, 2018
5. Discussion and Possible Action on Forest Service Update - Including PLVC; Forest Plan; Spanish Speakers Focus Group.
6. Discussion and Possible Action on BLM Update
7. Discussion and Possible Action on Attorney General Requests - Tierra Amarilla, Manzano
8. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests
9. Discussion and Possible Action on Council FY 2018 and FY 2019 Budgets
10. Discussion and Possible Action on UNM Contract FY 2018 and FY 2019
11. Discussion and Possible Action on Land Grant Support Fund
12. Discussion and Possible Action on Federal and State Legislation
13. Discussion and Possible Action on Land Grant Registry
14. Discussion and Possible Action on Correspondence Received by Council
15. Discussion and Possible Action on Land Grant Studies Program Update
16. Discussion and Possible Action on Staff Assignments
17. Public Comments – discussion only
18. Miscellaneous Announcements
19. Date and Location for May Council Meeting
20. Adjournment

**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**RITA PADILLA-GUTIERREZ**  
VICE-CHAIRWOMAN

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**COUNCIL MEETING**  
**New Mexico Highlands University, Student Union Building, Room 322**  
**800 National Avenue, Las Vegas, NM87701**  
**May 11, 2018 - 10:00 am**

**Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of April 13, 2018
5. Discussion and Possible Action on BLM Update
6. Discussion and Possible Action on Forest Service Update
7. Discussion and Possible Action on Presentation by Tim Hagaman, New Mexico Economic Development Department
8. Discussion and Possible Action on Attorney General Requests
9. Discussion and Possible Action on Legal Services Contract
10. Discussion and Possible Action on Council FY 2018 and FY 2019 Budgets
11. Discussion and Possible Action on UNM Contract FY 2018 and FY 2019
12. Discussion and Possible Action on Land Grant Support Fund
13. Discussion and Possible Action on Federal and State Policy
14. Discussion and Possible Action on Land Grant Registry
15. Discussion and Possible Action on Correspondence Received by Council
16. Discussion and Possible Action on Land Grant Studies Program Update
17. Discussion and Possible Action on Staff Assignments
18. Public Comments – discussion only
19. Miscellaneous Announcements
20. Date and Location for June Council Meeting
21. Adjournment

**SUSANA MARTINEZ**  
GOVERNOR



**JUAN SANCHEZ**  
CHAIRMAN  
**RITA PADILLA-GUTIERREZ**  
VICE-CHAIRMAN

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**COUNCIL MEETING**  
**Los Ojos, NM – Pastores Mercado Bldg**  
**June 22, 2018 - 10:00 am**

**Agenda**

1. Call to Order - Roll Call
2. Introduction of Guests
3. Approval of Agenda
4. Approval of Meeting Minutes from Regular Council Meeting of May 11, 2018
5. Welcome from Merced de Los Pueblos de Tierra Amarilla
6. Discussion and Possible Action on Forest Service Update
7. Discussion and Possible Action on BLM Update
8. Discussion and Possible Action on Attorney General's Office Update
9. Discussion and Possible Action on CFRP Panel Support Letter
10. Discussion and Possible Action on NM Forest Action Plan
11. Discussion and Possible Action on Legal Services Contract
12. Discussion and Possible Action on Council FY 2018, FY 2019, FY 2020 Budgets
13. Discussion and Possible Action on UNM Contract FY 2018 and FY 2019
14. Discussion and Possible Action on Land Grant Support Fund
15. Discussion and Possible Action on Federal and State Legislation
16. Discussion and Possible Action on Land Grant Registry
17. Discussion and Possible Action on Correspondence Received by Council
18. Discussion and Possible Action on Land Grant Studies Program Update
19. Discussion and Possible Action on Staff Assignments
20. Public Comments – discussion only
21. Miscellaneous Announcements
22. Date and Location for July Council Meeting
23. Adjournment







## **Appendix-2**

# **FY 2018 Meeting Minutes**



New Mexico Land Grant Council (NMLGC)

July 7, 2017 - 10:00 am

Science & Technology Park

851 University Blvd SE, Suite 202

Albuquerque, NM 87106

## **Minutes - FINAL**

### **Regular Council Meeting**

#### **1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:11am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, Macario Griego, and Juan Sánchez were present. Lee Maestas was absent.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Leonard Martínez (NMLGC); Ericka Luna (USFS); James Alford (USFS); Lisa Morrison (BLM); Isaac Romero (Legislative Finance Council) Nicholas Maestas (Office of Rep. Ben Ray Luján); Diego Sánchez (Office of Rep. Ben Ray Luján); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); LM García y Griego (UNM-LGSP); Antonio Maestas (intern – UNM-LGSP)

#### **3. Approval of Agenda**

Councilor Rita Padilla-Gutiérrez made a motion to approve the agenda; Councilor Macario Griego seconded the motion. Motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of June 22<sup>nd</sup>, 2017**

Councilor Leonard Martínez motioned to approve the meeting minutes of the June 22<sup>nd</sup>, 2017 Council meeting; Councilor Padilla-Gutiérrez seconded the motion. Motion was approved unanimously.

#### **5. Discussion and Possible Action on BLM Update**

Lisa Morrison discussed BLM policies for obtaining fuelwood cleared on right of ways on transmission lines. People seeking to clear wood need to obtain permission from the field manager through a free use permit. The Río Grande del Norte is still redrafting alternatives and will not release these until the monument is considered. The report and review regarding the monument will be released soon. BLM representatives recently met with heirs of the Bartolomé Sánchez Land Grant regarding the Verde Transmission Line. While they offer their general support, they are concerned for Hernández Elementary School. The BLM has heard nothing from the Jacona Land Grant regarding the transmission line.

#### **6. Discussion and Possible Action on Forest Service Update**

Ericka Luna reported on behalf of the Forest Service. She presented the NMLGC's letter regarding the ticketing of individuals for wood gathering near Tierra Azul to James

Melonas (Santa Fe National Forest Supervisor). Mr. Melonas sees this as more than a law enforcement issue. He is examining how wood collection is handled on all Santa Fe National Forest districts and is working with Sandy Hurlocker of the Española District to discuss special use permits, which may allocate wood for a prescribed time and area. The terms describing what is allowable is being reviewed. Mr. Melonas understands that getting wood to community is generally good. He will attend the August NMLGC meeting and provide written response.

Forest Service law enforcement is administratively apart from Region 3 and reports directly to the Washington DC office. The Forest Service ran reports on the incident and no record of citations or warnings were found in their database. Ms. Luna introduced James Alford, who has returned to Region 3 as a law enforcement officer after time away in Oklahoma, Arkansas and at the training academy, as well as time at the BIA and Department of the Interior. Mr. Alford reported that he looked in the database himself and found nothing related to the allegations. Councilor Martínez asked if citations were written or if they were an oral warning. Mr. Alford responded that a citation notice or warning is written and oral warnings may be found only in the incident report and work log. Councilor Martínez asked for the average fuelwood ticketing in the Carson and Santa Fe National Forests. Mr. Alford did not know the exact number offhand, but promised to get back to Councilor Martínez with the information. Mr. Alford commented that officers have discretion when issuing warnings or written violations. They may gauge public safety concerns, like the vehicle's condition, or the presence of alcohol and firearms.

Mr. Alford reported that there are a total of 45 Forest Service law enforcement officers in Region 3, including 4 officers for the Cibola, Carson and Santa Fe Forests and 3 more in training. Councilor Martínez commented that 80% of people in northern New Mexico use fuelwood and that it is more of a socio-economic issue rather than a law enforcement issue. Mr. Alford responded that law enforcement will support the resource management prerogatives of Region 3 regarding permitting and fuelwood collection. Councilor Martínez asked of the effect of the new administration on FS law enforcement. Mr. Alford responded that in 2011, Region 3 had more than 70 officers and that they are trying to rebuild to that number. Commenting on the ticketing, Councilor Padilla Gutiérrez remarked that the number of reported tickets (11) seemed rather precise to be made up, and asked what the source of this number was and wondered why the tickets could not be found. Mr. Alford stated that searches within the date range on cases reported to the US Magistrate Court and the Central Violation Bureau did not turn up any results. He also inquired into local offices to see if any violations been issued but not reported, but there were none.

Councilor Griego asked about regulations regarding weapons on national forests. Mr. Alford responded that weapons are allowable to the extent that they are not violating state law and that they are not being carried by prohibited persons, including felons and minors. Chairman Sánchez mentioned that questions regarding the jurisdiction of FS law enforcement were raised in Land Grant 101 sessions. Mr. Archuleta added that the NMLGC can provide information about land grants to law enforcement officers that will work in the area and would like information about FS law enforcement for the land grant public. Ms. Morrison commented that the BLM would like to participate as well. Councilor Padilla-

Gutiérrez commented that land grant history is New Mexico history. Ms. Luna stated that the Forest Service acknowledges land grant history and the Forest Service's complicated history with land grants, but that it wants to build positive relationships on top of this history.

Ms. Luna reported that the Forest Service will provide an update on the Carson NF Forest Plan revision process at the Interim Land Grant Committee meeting next week. Positive relationships with the Santa Bárbara and Trampas Land Grants have been built through this process. She also acknowledged work with the Land Grant studies program and Dr. LM García y Griego and will share information on the Jesuscita Sandoval case. Finally, Ms. Luna reported that the North Crest Fire in the Sandia Mountains,  $\frac{3}{4}$  miles north of the communications towers, is about 20 acres and the FS is working on full suppression. Back country trails to the site are closed. Ms. Morrison mentioned that the website NMfireinfo.com, run by the Southwest Fire Information Center, is good for fire updates.

### **7. Discussion and Possible Action regarding Land Grant Interim Committee Request – Game and Fish and Tierra Amarilla L.G.**

Mr. Archuleta reported that the Tierra Amarilla Land Grant presented at the last Interim Land Grant Committee meeting regarding the planned closure of the Laguna del Campo (formerly Burns Lake) near the Los Ojos state hatchery. Laguna del Campo is designated for use by persons under 14 and over 70 and provides an important recreation and nutritional asset to the community, as well as economic development for the small business that sell goods to people who travel to the Tierra Amarilla area to fish the lake. The New Mexico Department of Game and Fish has decided to breach the dam. The New Mexico Game had meeting in Clayton where decision was made. It held no public meetings in the community affected by the decision. The entire discussion of the lake and its closure was held in closed executive session, which does not meet the spirit of the statute authorizing closed executive session. The decision to close the dam and transferring the management of its lands to New Mexico State Parks does not merit a private discussion. The NMLGC may consider asking New Mexico Legal Aid (D. Benavides) and the New Mexico Attorney General's office to work with Tierra Amarilla Land Grant to look into this matter. Marlo Aragón of the Attorney General's office suggested that the Tierra Amarilla LG probably needs to file a formal complaint to Open Government division. As reported, it does not seem that the discussion of the closure of the lake merits closed executive session. Chairman Sánchez stated that the NMLGC may offer a letter of support at the August NMLGC meeting.

### **8. Discussion and Possible Action on FY 2018 Open Meetings Act Resolution**

Mr. Archuleta presented a revised draft of an Open Meetings Act Resolution. Councilor Martínez made a motion to approve the Open Meetings Act Resolution for FY 2018. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

### **9. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Marlo Aragón presented an update on the Treaty Division. It will be on hold for FY 2018 and will be unstaffed for lack of funding. Staff will be transferred to Open Government

Division. It can continue limited work with the NMLGC, per Attorney General Hector Balderas. Ms. Aragón reported that she spoke with Florencio Mondragón of Cristobal de la Serna regarding the líneas legislation. She will attend the August 29<sup>th</sup> meeting of the Interim Land Grant Committee and will report regarding the accomplishments of the Treaty Division and provide an official report. Mr. Archuleta also reports that he received an inquiry about cultural properties in the Socorro area. LGSP mapper Emanuel Storey mapped the area in question and there are no land grants in the area.

#### **10. Discussion and Possible Action on Legal Services Contract Update**

Mr. Archuleta reported that the last billing invoice from NM Legal Aid has been received and the close out for the FY 2017 contract is included in the meeting packet. It is a multi-year contract and the NMLGC only needs to inform NM Legal Aid regarding the amount every year.

#### **11. Discussion and Possible Action on Council FY 2017, FY 2018 and FY 2019 Budgets**

Budget information is included in the meeting packet. \$1,152.95 of approved Land Grant Support Fund monies was reverted. Some was unspent and some was rejected for reimbursement by DFA. Land grants that receive awards must be sure to purchase only items that were specifically requested and approved. For example, if computers and printers were approved for purchase, land grants cannot purchase software for the computer and paper and ink for the printer. Councilor Martínez asked if UNM could aid land grants in purchasing software under departmental licenses. Dr. García y Griego responded that they probably could not do so.

Mr. Archuleta presented the FY 2019 NMLGC budget request. The budget request (\$365,000) is conservative and mindful of the state's economic situation. For every \$1 change is price per barrel of oil, the state budget fluctuates \$10 million. Budget projections were made based on \$48 per barrel: the price is now at approximately \$44 per barrel. Mr. Archuleta discussed 2019 staff recommendations. Councilor Griego commented that the Cañón de Carnué LG has yet to request funds from the Land Grant Support Fund and that future budget growth should center on the support fund. Councilor Martínez commented that the budget request was too conservative and the NMLGC should see a more substantial request. Mr. Archuleta stated that Councilor Griego need only recuse himself from the vote if the Cañón de Carnué LG were to request funding. Awards are made upon merit and there is a standing rule that no single grant received more than 20% of the fund in their request. The support fund is \$13,000 for FY 2018. Isaac Romero of the Legislative Finance Council (LFC) reported that the financial outlook for the state budget remains uncertain. Mr. Romero stated that the LFC only sees the NMLGC request as a single line item in the larger DFA request. It appreciates knowing these specifics and might ask DFA to submit these to the LFC. Mr. Archuleta responded that the NMLGC budget request is submitted to DFA, the LFC and the LCS staff of the Interim Committee.

Councilor Padilla-Gutiérrez made a motion supporting the FY 2019 budget request; Councilor Griego seconded the motion. Councilors Padilla-Gutiérrez, Griego and Sánchez



voted in support of the motion; Councilor Martínez voted against the motion. The motion was approved.

### **12. Discussion and Possible Action on UNM Contract for FY 2017 and FY 2018**

Councilor Padilla-Gutiérrez made a motion approving pay request 11; Councilor Martínez seconded the motion. The motion was passed unanimously.

Mr. Archuleta presented the FY 2018 UNM contract. Councilor Griego made a motion to approve the FY 2018 UNM Contract; Councilor Martínez seconded the motion. The motion was passed unanimously.

### **13. Discussion and Possible Action on Land Grant Support Fund**

The Land Grant Support Fund will be open to applications in August 2018.

### **14. Discussion and Possible Action on Federal and State Legislation**

#### *Federal Legislation –*

Nicholas Maestas (Office of Rep. Ben Ray Luján) introduced Diego Sánchez, who is interning with Congressman Luján's office. Congressman Luján has looked at the latest draft of the Traditional Use Consultation Act. Mr. Maestas is doing additional follow up and will get the draft to stake holders around the August recess. Three legislative staffers are working on the legislation. Councilor Martínez asked of the bill's prospect if the bill is dropped in late August. Mr. Maestas responded that he has discussed this with legislative staff. It is still early in the congressional calendar and, given time, the bill can be heard by committees in this two year cycle. Dr. García y Griego asked if we know what committees it may be assigned to. Mr. Maestas responded that the House Natural Resources Committee and possibly the Foreign Affairs Committee, because of the mention of the Treaty of Guadalupe Hidalgo. Dr. García y Griego asked if there would be a public event or press release upon the dropping of the bill; Mr. Maestas responded that there are plans but no specifics at this time. Mr. Archuleta expressed concern that the bill may be dropped as early as August but stakeholders have yet to see the latest version of the bill. Mr. Maestas assured that the bill will be given to stakeholders for review before it is dropped. Councilor Martínez commented that acequias and land grants should be involved in the release to forestall public denouncement. Mr. Maestas responded that Congressman Luján's office is aware of and gauging local opposition to the bill. Chairman Sánchez stated that the Congressional delegation is planning dates to review the Farm Bill.

#### *State Legislation –*

Chairman Sánchez advised that the work plan and meeting schedule of Interim Committee has been set and it is included in the meeting packet. The Interim has many new members this year. Representative Garcia is the chair and Senator Ortiz y Pino no longer on the committee. The first meeting will be hosted by the Arroyo Hondo Land Grant and will be at the Juan Gonzales Agricultural Center in Taos on July 12<sup>th</sup> and 13<sup>th</sup>. The NMLGC discussed legislative priorities, including funding for the Treaty Division and NMLGC.

### **15. Discussion and Possible Action on Land Grant Registry**

Chairman Sánchez reported that the Merced de Pueblo de Chililí has elected a new board.

**16. Discussion and Possible Action on Correspondence Received by the Council**

None.

**17. Discussion and Possible Action on Land Grant Studies Program Update**

Dr. Jacobo Baca reported that the Land Grant Studies Program has continued conducting research supporting Abiquiú’s water rights claim. Dr. García y Griego has continued conducting research at the National Archives. The LGSP has continued supporting the research of Antonio Maestas, a McNair Program intern from Earlham University and heir to the Merced de Pueblo de Chililí.

**18. Discussion and Possible Action on Staff Assignments**

None.

**19. Public Comments – discussion only**

Councilor Martínez reported that he will donate Abiquiú baptismal records to the Land Grant Studies Program and NMLGC, and will travel to Spain for research in November.

**20. Date and Location for next Council Meeting**

The Council will next meet on Friday, August 11, 2017 in Albuquerque, NM, at the UNM Science and Technology Park.

The Council also plans to hold the September meeting on September 8<sup>th</sup> at the UNM Science and Technology Park and the October 13 meeting in Santa Fe at the New Mexico State Records Center and Archives.

**21. Adjournment**

Councilor Martínez made a motion that the meeting adjourn. Councilor Griego seconded the motion. Motion passed unanimously. The meeting adjourned at 12:43pm.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
August 11, 2017 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

**Minutes - FINAL**

**Regular Council Meeting**

**1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:15am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, Macario Griego, and Juan Sánchez were present. Lee Maestas was absent.

**2. Introduction of Guests**

Juan Sánchez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Leonard Martínez (NMLGC); Ericka Luna (USFS); James Luján (USFS); James Melonas (USFS); Elaine Kohrman (USFS); Audrey Kuykendall (USFS); Lisa Morrison (BLM); Joseph Casados (Office of Rep. Ben Ray Luján); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Manuel Trujillo (Santa Bárbara LG); Bob Davis (USFS); Tracy Parker (USFS); Geri Escarseda (San Antonio de las Huertas LG); Elizabeth Reitzel (Office of Rep. Michelle Luján Grisham).

**3. Approval of Agenda**

Councilor Leonard Martínez made a motion to switch items 5 and 6 and approve the agenda; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

**4. Approval of Meeting Minutes from Regular Council Meeting of July 7<sup>th</sup>, 2017**

Councilor Rita Padilla Gutiérrez motioned to approve the meeting minutes of the July 7<sup>th</sup>, 2017 Council meeting; Councilor Griego seconded the motion. Motion was approved unanimously.

**6. Discussion and Possible Action on BLM Update**

Lisa Morrison reported on behalf of the BLM. Ms. Morrison stated that Secretary of the Interior Ryan Zinke was in New Mexico on July 28 and 29. He visited the Organ Mountains National Monument and visited the Sabinoso Wilderness with Senators Tom Udall and Martin Heinrich. The New Mexico Wilderness Land Trust is planning to donate land adjacent to the Sabinoso Wilderness to improve access but wants the donated land to also have a wilderness designation. Councilor Martínez stated that the Department should consider Pueblo and Hispano access to the area before making decisions. A report on national monuments will be released soon and will have the Department's decision on the Organ Mountains and the Rio Grande del Norte National Monuments. Arturo Archuleta

(NMLGC) reported that Joe Chávez, president of the San Miguel del Bado Land Grant, will be reaching out soon regarding the historic cemeteries on BLM land.

## **5. Discussion and Possible Action on Forest Service Update**

Ericka Luna (USFS) introduced James Melonas (supervisor – Santa Fe National Forest), James Durán (supervisor – Carson National Forest), Elaine Kohrman (supervisor – Cibola National Forest); Bob Davis and Tracy Parker of the Regional Office and Audrey Kuykendall of the Carson National Forest. Mr. Melonas discussed the ticketing of individuals collecting wood left from utility line clearing near Tierra Azul. He thanked Chairman Juan Sánchez, Councilor Martínez and Mr. Archuleta for their meeting regarding the issue. Mr. Melonas delivered a letter to the Council that contained two principle points. First, the Forest Service plans to work with utility companies that are clearing easements to make materials available to interested community members. Sandy Hurlocker, district ranger on the Española District, has initiated conversations with the Jémez Electrical Cooperative on this point. Second, the three national forests (Cibola, Carson, Santa Fe) need to discuss how they can put plan components in the revised forest plans that deal with fuelwood collections as a part of maintenance projects, with the goal of providing fuelwood in a safe, simple, and sustainable way. Councilor Martínez thanked Mr. Melonas for the letter and remarked that he looked forward to working together on the issue.

Mr. James Durán and Audrey Kuykendall of the Carson NF reported regarding the forest plan revision process. The current process is to update the 1986 Carson NF Resource Management Plan. Certain sections of the plan, including the historic communities and traditional uses section, are being planned at the Region 3 level. Ms. Kuykendall discussed the planning timeline and coordination between Carson, Cibola and Santa Fe National Forests. Up until January 2017, the Carson NF had worked with cooperating agencies (including the NMLGC) independently of the other forests. Before publicizing their draft plan, the Carson, Cibola and Santa Fe National Forests went through the traditional communities and uses, forestry and forest products, and grazing sections, which are now, by and large, verbatim across the three forests. The Carson plan is available online and the comment period ends in September. The Carson will meet with cooperative agencies in the government working group soon to discuss plan alternatives. The Carson NF will also hold place based workshops, led by a professional facilitator, for the Tres Piedras Wilderness (Aug. 16), Canjilón Wilderness (Aug. 17), Pecos Wilderness (Aug. 30), and Red River / Questa area (Aug. 31).

James Melonas (Santa Fe NF) reported that the Santa Fe NF draft plan will come out in early 2018. Between the draft and the final plan, the Santa Fe NF will try to meet needs of broadest group of stakeholders. Elaine Kohrman (Cibola NF) reported that the Cibola NF is collaborating with USAID to work with Indonesia, who is creating forests on three hundred plus timbered areas. Representatives will visit New Mexico in late August / early September and the Cibola hopes to demonstrate a model of collaboration and shared stewardship. Indonesia has a similar history to New Mexico in that it has many communities with pre-forest connections to landscapes. The Indonesian delegation will visit the Chililí LG during their visit, and a team from the Cibola NF will visit Indonesia later in September.

Mr. Archuleta presented the NMLGC's official recommendations regarding incorporating the Hassell Report (1968) and Northern New Mexico Policy (Hurst Memo, 1972) into the forest plan. Elaine Kohrman of the Cibola NF asked the NMLGC to examine these documents and recommend or comment on plan components. Mr. Archuleta commented that this gave the NMLGC the opportunity to create plan components that update the Northern New Mexico policy. Each desired condition ties to the Hassell Report and Hurst Policy Memo and lower plan components tie to higher plan components and the Hassell and Hurst documents. An electronic version, with a matrix, will be e-mailed to the three forest's planning teams as well. The NMLGC also plans to provide a second write up regarding the Hassell Report and Hurst Policy Memo (Northern New Mexico Policy) that are not fit for the plan but that we feel are important regarding forest system management. The NMLGC also invites the Carson, Cibola and Santa Fe to meet and discuss this document further at their convenience.

Mr. Archuleta also reported that the Juan José Lobato Land Grant is reorganizing. In March 2017, the NMLGC provided comments to the Carson NF regarding the federal purchase of the grant by the Farm Security Administration and subsequent transfer to the USFS. The original federal acquisition set out parameters that included use by the people of the area, which including the heirs of the Juan José Lobato LG. Juan José Lobato heirs presented at last Interim Land Grant Committee of the NM State Legislature meeting in Taos on July 12<sup>th</sup> and the Interim Land Grant Committee Chair Rep. Miguel García asked the Forest Service (Ericka Luna was in attendance at the meeting) about the documents that they presented. Ericka Luna reported that Chair García asked the Forest Service to meet with the Juan José Lobato LG heirs to discuss their requests. Ms. Luna reported that some requests the Forest Service can do and others they cannot. The Regional Office also shared the UNM Land Grant Studies Program's FOIA request with the Interim Land Grant Committee.

Councilor Martínez thanked the NMLGC staff for their work on the comments and commented that there has been progress in the relationship between land grants and the USFS. He hoped that these comments will help implement equitable policies and stated that the San Joaquín del Río de Chama Land Grant will adopt a resolution supporting these comments.

## **7. Discussion and Possible Action regarding Land Grant Interim Committee Request – Game and Fish and Tierra Amarilla L.G.**

Mr. Archuleta reported that the Department of Game and Fish held a meeting on July 12 in Tierra Amarilla to address their planned closing of the Laguna del Campo in Los Ojos, NM. Department staffers presented the Office of the State Engineer's regulations on dam safety and the results of two reports on the Laguna del Campo dam. An engineering report commissioned by the Department concluded that the dam was in danger of rupture in the event of a heavy rain, which would flood the valley below the lake. The Game Commission was presented with three alternatives: 1) rebuild dam at a cost of \$8 million; 2) shrink size of lake at a cost of \$2.7 million; or 3) breach the dam, at a cost of \$1.2 million. They voted to breach the dam during closed executive session at a meeting in Clayton, far removed from the communities directly affected by the dam's closure.

NMLGC staff has reviewed the 2012 report that was completed by an engineering firm from Denver and found problems with their analysis. It seems questionable whether the engineering firm visited the site and that they relied on GIS information for their analysis. The stream flow that they claimed would breach the dam was 23,000-26,000 cfm. For comparison, the Oroville spillway in California that was on the verge of breaching this spring flowed at a maximum of 22,000-24,000 cfm and one can visually see the great difference between the scale of the Oroville Dam and the Laguna del Campo. The firm also misidentified the watershed that feeds the El Puente acequia as the mountains east of Los Ojos. The El Puente acequia that feeds the Laguna del Campo is fed to the north and east, by a diversion of the Rio de los Brazos and the El Puente ditch still holds the water right to the land that the Laguna del Campo occupies.

The discussion of the alternatives that led to the closing of the dam was held in executive session rather than in public session. The meeting minutes also do not name the dam directly and refer to it as the “indiscernible dam.” The packet includes a letter from the Tierra Amarilla Land Grant to the New Mexico Attorney General’s office regarding these issues. The land grant is asking that the Commission hold a meeting to discuss alternatives in Tierra Amarilla to take public comment instead of making the decision before discussing it with the community at large. The Tierra Amarilla Land Grant and the director of the New Mexico of Game and Fish will both be presenting at the August 29<sup>th</sup> Interim Land Grant Committee meeting in San Miguel del Bado.

The Department of Game and Fish claims that they are beholden to the State Engineer’s rules regarding dam safety. The El Puente ditch association is one of the few local users that supports the destruction of the dam, which will help return water undiminished. While the Department of Game and Fish claim that making good on the El Puente acequia’s water rights is one of the reasons to breach the dam, it is not part of their analysis. Further, the Department of Game and Fish promised to meet with land grants and acequias regarding issues affecting them and the way that they handled the Laguna del Campo situation proves that this is not the case. The Tierra Amarilla Grant will present their case at the next Interim Land Grant Committee meeting. The Department of Game and Fish want letters from the community and the land grant stating their position regarding the closure; they did receive a letter from Río Arriba County opposing the closure. Councilor Martínez made a motion for the NMLGC to submit a letter of support for the Tierra Amarilla Land Grant regarding Laguna del Campo.

#### **8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Marlo Aragón reported that the Attorney General’s office received a complaint from Tierra Amarilla Land Grant, which questioned the Department of Game and Fish’s making the decision in closed executive session. Ms. Aragón reported that it appears that the Department of Game and Fish violated the open meetings act when it made the decision in closed executive session. The Treaty Division may be able to send a letter of support from Treaty Division, pending approval from Tanya Maestas.

### **9. Discussion and Possible Action on Legal Services Contract Update**

Mr. Archuleta reported that the legal services contract is still in place because it is a multi-year contract. David Benavides is working with communities and New Mexico Legal Aid has filed an amicus brief in the Parkview Community Ditch in matter.

### **10. Discussion and Possible Action on Council FY 2018 and FY 2019 Budgets**

Mr. Archuleta presented a FY 2019 budget request and gave FY 2018 Presents update.

### **11. Discussion and Possible Action on UNM Contract for FY 2017 and FY 2018**

The UNM Contract is fully executed and we are waiting on purchase order to be able to bill.

### **12. Discussion and Possible Action on Land Grant Support Fund**

Mr. Archuleta reported that in FY 2017, some support fund monies reverted to the general fund. Some land grants have received their awarded monies and others have not. Councilor Martínez reported that the San Joaquín del Río de Chama Grant received their monies. The Land Grant Support Fund will be open to applications in August 2017. Applications and the brochure are available on the Council website. San Miguel del Bado may apply to fix an air conditioning unit at their senior meal site. Councilor Padilla-Gutierrez made a motion to open applications for the land grant support fund from August 11<sup>th</sup> through October 31<sup>st</sup>; Councilor Griego seconded the motion.

### **13. Discussion and Possible Action on Federal and State Legislation**

#### *Federal Legislation –*

Chairman Sánchez reported that the Council met with Congressman Ben Ray Luján and his staff on July 20<sup>th</sup> to review the latest draft of the traditional use rights bill. The review brought about concerns as it reads as only a consultation act, which may create no great change in the way federal entities interact with land grant and acequia communities. Joseph Casados reported that he will be adding land grants to his portfolio; he currently manages the Representative Luján's Rio Rancho field office. He added that Congressman Luján still wants to drop the bill in September and wants final comments from the Council by the end of the week. They are still unsure of committee assignments and will ask the house parliamentarian for clarification. It will likely be in the House Natural Resources Committee and Victoria Omes is the Congressman's Washington DC staff member in charge of the traditional use bill.

Councilor Martínez asked what function the bill would serve now if it remains in its current form. Elizabeth Reitzel of Rep. Michelle Luján Grisham's office stated that the bill will not hurt these communities and does amount to congressional recognition of these uses. Michelle Jacquez-Ortiz of Sen. Tom Udall's office encouraged land grant communities to weigh the bill, considering whether it is better to have a strong bill that is unpassable or a less satisfying bill that will pass. She also asked if the use of traditional campgrounds on former common lands is a part of traditional use legislation. Councilor Martínez stated that this was the first time that the land grant reserving the Cañón de Chama campground was an issue and that they used to have an MOU with the district ranger. Mr. Archuleta mentioned that in discussions with Elaine Kohnrman, the Cibola NF does so for trial communities. He suggested that the San Joaquín del Río de Chama Grant should send letter

to forest supervisors James Melonas and James Durán, beyond district rangers and carbon copy the NMLGC and the congressional delegation. Ms. Jácquez-Ortiz offered support from Senator Udall's office and urged Councilor Martínez that legislation has appurtenant language in it.

Chairman Juan Sánchez reported that he received a letter from Rep. Michelle Luján Grisham regarding the Farm Bill. She would like comments from the Council by the end of August. Ms. Reitzel provided a packet on titles and a preview of the 2018 Farm Bill and asked that the Council look at conservation, rural development, and forestry. She also reported that her office is working with House Agricultural Committee staffers on the EQUIP legislation and will get a draft to the Council by next month. Regarding the Piedra Vista visitors center, the Congressional Research Service looked at the citation for the bill and did not find timelines.

Ms. Reitzel also reminded the Council that the Congressional delegation quarterly call will be on Friday, September 15, 2017 at 9:00am, MST. Michele Jácquez-Ortiz stated that Senator Udall can carry the traditional use and EQUIP bills on the Senate side. Chairman Sánchez asked if any work on the trust fund has been accomplished. Ms. Jácquez-Ortiz reported that it was unlikely, due to the August recess. Mr. Archuleta mentioned that the Forest Service has projects for youth and veterans and involved youth from land grants and Native American communities. Ms. Reitzel mentioned that the National Parks Service has a Youth in Conservation program out of the Petroglyph National Monument and suggested that the NMLGC might want to contact the NPS for information about the program.

#### *State Legislation –*

The Interim Land Grant Committee will meet in the San Miguel del Bado Land Grant on August 29<sup>th</sup>. Councilor Martínez state that the Council should pass a resolution in October urging the New Mexico State Legislature to restore funding to the Treaty Division.

#### **14. Discussion and Possible Action on Land Grant Registry**

Jacobo Baca (NMLGC staff) reported that the land grant registry has received items from four grants: the Arroyo Hondo Arriba LG submitted a historic document regarding a court case and a recent filing in the Taos County Court; the Tierra Amarilla LG submitted their updated by-laws; the Chililí LG submitted the results of their 2017 election; and the Atrisco LG submitted the results of their 2017 election.

#### **15. Discussion and Possible Action on Correspondence Received by the Council**

None.

#### **16. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Archuleta reported that RPSR reports were sent by the Land Grant Studies Program to the Higher Education Department. LM García y Griego also plans to do additional research in Washington DC in the coming year.

#### **18. Discussion and Possible Action on Staff Assignments**

None.



**19. Public Comments – discussion only**

Chairman Sánchez asked if the Council had heard anything from the USFS regarding the diversion of water in the Cibola National Forest that was effecting the San Antonio de las Huertas LG. No update has been received to date.

**20. Date and Location for next Council Meeting**

The Council will next meet on Friday, September 8<sup>th</sup>, 2017, in Albuquerque, NM, at the UNM Science and Technology Park.

**21. Adjournment**

Councilor Martínez made a motion that the meeting adjourn. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously. The meeting adjourned at 12:23pm.

**Approved:**

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Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
September 8, 2017 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

## **Minutes – FINAL**

### **Regular Council Meeting**

#### **1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:09am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, Macario Griego, and Juan Sánchez were present. Lee Maestas was absent.

#### **2. Moment of Silence**

Remembering Lawrence Sánchez (Town of Tomé) and Jesus Anzures (Town of Atrisco).

#### **3. Introduction of Guests**

Juan Sánchez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Leonard Martínez (NMLGC); Lisa Morrison (BLM); Joseph Casados (Office of Rep. Ben Ray Luján); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Rebecca Correa Skartwed (San Antonio de las Huertas LG); Sebastian Martínez (Juan Bautista Baldez LG); Manuel Trujillo (Santa Bárbara LG); Joe B. Chávez (San Miguel del Bado LG); Jose Garcia (San Miguel del Bado LG).

#### **4. Approval of Agenda**

Councilor Padilla-Gutiérrez made a motion to approve the agenda; Councilor Leonard Martínez seconded the motion. The motion was approved unanimously.

#### **5. Approval of Meeting Minutes from Regular Council Meeting of August 11, 2017**

Councilor Macario Griego motioned to approve the meeting minutes of the August 11<sup>th</sup>, 2017 Council meeting; Councilor Padilla-Gutiérrez seconded the motion. Motion was approved unanimously.

#### **6. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) reported that Senators Tom Udall and Martin Heinrich wrote a letter to Secretary of the Interior Ryan Zinke regarding lease sales for BLM lands in March, urging the BLM to not consider lease sales within 10 miles of the Chaco Canyon National Monument. The BLM is working on the NEPA on nominations submitted to BLM and need to do so before the lease sale. The Río Grande del Norte National Monument draft plan is currently on hold awaiting the submission of the report from Secretary Zinke regarding the Río Grande del Norte and Organ Mountain National Monuments to President Trump. Senator Udall has publically stated that he wants details and that the process should be transparent. The Verde Transmission Line is near creating route alternatives. Sarah Schlanger of the BLM has met with representatives of the Jaona and Bartolomé Sánchez Land Grants, but has not yet reported the results of the meeting. Councilor Martínez asked Ms. Morrison about Resource Advisory Committees (he serves on the Farmington RAC).

Ms. Morrison reported that they were on hold and under review by the administration. The hold has just been lifted and notices were published by the federal register. Members will receive notice of status soon. Councilor Martínez also reported that he has not heard from the San Juan BLM office regarding the San Joaquín del Río de Chama LG serving as cooperative agency. Ms. Morrison reported that she understood that they will be meeting soon.

Ms. Morrison reported that the San Miguel del Bado LG is trying to figure out who official applicant will be for the historic cemeteries on the former commons of the grant. The Land Grant can acquire the properties at a discounted price. Joe B. Chávez, president of the San Miguel del Bado Land Grant, stated that they were discussing cemeteries with church committees and need to resolve the Archdiocese of Santa Fe's interest in the cemeteries. Councilor Padilla-Gutiérrez encouraged Mr. Chávez to pursue discussions with the Archdiocese, saying they are cooperative when you apply pressure; Mr. Chávez responded asking if the grant should deal with the Archdiocese or with the parish priest. Councilor Martínez commented that the Archdiocese of Santa Fe has a lands unit that is responsible for properties, but added that it helps to have the local parish priests advocating for you. He further recommended that the grant take possession of the cemetery rather than the rather than archdiocese to ease use and maintenance, and because the Archdiocese does not have funds or capacity to manage so many *camposantos*, much less the many *capillas* in land grant communities. Mr. Chávez added that the community maintains the cemetery, not the church nor the grant. Chairman Juan Sánchez added that land grant should manage the cemeteries. Ms. Morrison offered that she or Sarah Schlanger can be in meetings with Archdiocese. Mr. Sebastián Martínez of the Juan Bautista Baldez LG offered his assistance as his grant had a similar issue with cemeteries 5 years ago.

## **7. Discussion and Possible Action on Forest Service Update**

No representative from the Forest Service attended the meeting. Mr. Arturo Archuleta (NMLGC staff) reported that NMLGC staff attended the Canjilón Wilderness meeting in Chama (Aug. 17) and a similar Pecos Wilderness (Aug. 30), and Cheyenne Trujillo has participated in the Cibola and Sandia collaborative. The quarterly meeting between the USFS and land grants took place on August 22, 2017. The Las Trampas, Santa Bárbara and Mora Land Grants all sent representatives. The Carson and Santa Fe National Forest sent representatives as well. Manuel Trujillo (Santa Bárbara LG) commented that the relationship between land grants and the Camino Real Ranger District has improved since the arrival of district ranger Sean Ferrell; Mr. Trujillo stated that Mr. Ferrell has bent over backwards for the community. The next quarterly meeting will be in a community on the west side of the Sangre de Cristo Mountains.

The Chililí Land Grant recently hosted a visit from a delegation from Indonesia, which is creating a national forest reserve system. Both Chairman Sánchez and Mr. Archuleta presented, sharing the land grant perspective. Ms. Cheyenne Trujillo added that the delegation attended the Sandia Collaborative meeting the day after presentation and commented that they intend to privilege local use over recreation.

## **8. Discussion and Possible Action on Program Evaluation Proposal – C. Trujillo**

Ms. Trujillo applied for funding from Center for Regional Studies at UNM and won a research grant to complete program evaluations for the New Mexico Land Grant Council,

the New Mexico Land Grant Consejo and the Land Grant Studies Program. Program evaluations assess how activities and structures are doing and how they are serving the entity's mission. The program evaluation helps organizations examine how they did in the past and how they can better serve their communities in the future. It also examines budgets and staff assignments and helps lay out a plan to argue for increased funding, showcasing partnerships with other entities and evaluating the impact of their work. The program evaluation will also produce logic models, which assess effectiveness by examining inputs and outputs by staff and productivity, and will assess support fund as well. Councilor Griego made a motion to approve Cheyenne Trujillo's program evaluation of the New Mexico Land Grant Council. Councilor Martínez seconded the motion. The motion passed unanimously.

#### **9. Discussion and Possible Action Game and Fish and Tierra Amarilla L.G. Update**

Mr. Archuleta reported that the New Mexico Game and Fish Commission met in closed executive session to discuss the Laguna del Campo at their most recent meeting August 24, Albuquerque). Representatives from the Tierra Amarilla LG and Rep. Miguel García were in attendance and offered commentary at the end of the meeting. The Commission voted to begin process to transfer the Laguna del Campo to "the appropriate LG." Because the Tierra Amarilla is the sole legitimate grant in the area, they are set to become the owners of the Laguna del Campo. The Game Commission chair commented that he hoped there was not infighting among claims from multiple lands grants. Because a district court process recognized the Tierra Amarilla Land Grant as the sole official and legitimate board. Tierra Amarilla LG President Steve Polaco asked the Commission what steps need to be taken to ease the transfer. Chairman Sánchez mentioned that the process would likely be similar to the one in Abiquiú. The New Mexico State legislature has a role to play in passing legislation supportive of the transfer. The Commission voted to breach the damn after a 2008 study by an engineering firm in Denver questioned its ability to withstand a flood. The report misidentified water sources that filled the lake and ignored the fact that the acequias from the Rio Brazos have desagues that can mitigate effect of flood. The imagined flood was unrealistic as well, representing more water than the area has ever had and failed to mention that there are no homes or buildings below, meaning that only property would be damaged in such biblical flood scenario.

#### **10. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Marlo Aragón reported that the Attorney General's office was contacted by attorney David Urias regarding the Cebolleta re-election lawsuit. Mr. Archuleta was asked to serve as a witness by attorneys and will give a statement by November 2. Ms. Aragón reported that the Mora LG contacted them recently regarding partition grant bill. The Treaty Division will submit its FY 2017 report at the ILGC meeting in Tomé in October. Council members also discussed land grants interactions with Councils of Government. The Mid Region Council of Governments is hesitant to recognize and work with the Atrisco Land Grant.

#### **11. Discussion and Possible Action on Legal Services Contract Update**

Mr. Archuleta reported that the UNM Contract was approved by DFA and is at UNM awaiting full approval. We still do not have effective date for contract, billing, et cetera. New Mexico Legal Aid cannot yet bill.

#### **12. Discussion and Possible Action on Council FY 2018 Budget**

Because there is not contract or budget in place, Mr. Archuleta presented an update on council travel.

### **13. Discussion and Possible Action on UNM Contract**

Mr. Archuleta reported that the UNM contract has been approved by DFA, and it is at UNM, where forms needed to be updated. We still do not have effective date for contract.

### **14. Discussion and Possible Action on Land Grant Support Fund**

Mr. Archuleta reported that he has received Land Grant Support Fund applications from the San Antonio de las Huertas LG requesting \$2,500 for graveling and grading and \$2,000 for a picnic area. San Antonio de las Huertas LG interim president Rebecca Correia Skartwed reported that UNM professor Moises Gonzales brought students from UNM School of Architecture and Planning, who made a recreation shaped like a bear-paw, called el Tanque del Oso. The grant plans to use the area for reception rentals. Mr. Archuleta reported that San Miguel del Bado expressed interest in support fund monies for surveying costs for cemeteries or upgrades to their senior citizens center. San Miguel County Commissioner Janice Varela, Senator Liz Stefanics, and Rep. Tomás Salazar are interested and involved in upgrades to the senior center. Councilor Padilla-Gutiérrez commented that the Town of Tomé Grant is going to apply as well. Councilor Griego commented that Cañón d Carnué Grant may apply as well.

### **15. Discussion and Possible Action on Federal and State Legislation**

#### *Federal Legislation –*

Mr. Archuleta reported that he and Dr. Jacobo Baca (staff – NMLGC) met with Joseph Casados of Rep. Ben Ray Luján’s office regarding traditional use rights legislation. Mr. Casados reported that Representative Luján’s office sent to the latest draft of the bill with the NMLGC’s comments to the federal legislative service. Congress is back from recess and passed a short term budget resolution. Rep. Luján hopes that there will be a small window for introducing this legislation. Comments for the Farm Bill are passed due. Elizabeth Reitzel of the Congresswoman Michelle Luján-Grisham’s office identified areas of priority for land grants. The next quarterly conference call is scheduled for Friday, 9/15/2017 at 9:00am MST.

#### *State Legislation –*

The Interim Land Grant Committee met in Ribera (San Miguel del Bado LG) on August 29<sup>th</sup>, 2017. Mr. Archuleta presented regarding elections and forwarded his presentation to the Legislative Council Service. ILGC Chair Rep. García suggested a non-controversial blanket bill to start. The budgets for NMLGC, LGSP, and guaranteed revenue stream for land grants might be discussed, as well as Department of Transportation property disposal. Chairman Sánchez mentioned that funding for comprehensive and land use plans may be discussed as well. Councilor Martínez that Representative García discussed traditional use rights on state properties. The next ILGC meeting will be on October 30<sup>th</sup> in Tomé.

### **16. Discussion and Possible Action on Land Grant Registry**

None.

### **17. Discussion and Possible Action on Correspondence Received by the Council**

None.

**18. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Archuleta reported that the LGSP applied for a grant from the McCune Foundation for youth program funding. Dr. Baca reported that the LGSP has continued its work on the San Antonio del Río Colorado genealogy and has been asked by the Chihenne Nde Nation for research assistance regarding southern New Mexico land grants.

**19. Discussion and Possible Action on Staff Assignments**

None.

**20. Public Comments – discussion only**

Joe B. Chávez (San Miguel del Bado LG) asked about obtaining help from New Mexico Legal Aid. Chairman Sánchez clarified that all requests must go through the NMLGC first, who will clear NM Legal Aid to work with a land grant. There are two ongoing issues. One, title companies are asking the San Miguel del Bado LG to give quit claims deeds for any private property sold. He spoke with an attorney and realtor, who said they would only want this if San Miguel del Bado is on the chain of title. The other issue is the use of land grant monies for attorney’s fees.

**21. Miscellaneous Announcements Financial Reporting to State Auditor; NM Land Grant Consejo Meeting**

The next New Mexico Land Grant Consejo meeting will take place in Tierra Amarilla on September 16, 2017.

**22. Date and Location for next Council Meeting**

The Council will next meet on Friday, Oct. 13<sup>th</sup>, 2017, in Santa Fe, NM, at the NMSRC, Yucca Room.

The Council will hold its November meeting at the UNM Science and Technology Park (Albuquerque, NM) on November 3<sup>rd</sup>, 2017 and its December meeting at the Science and Technology Park (Albuquerque, NM) on December 8<sup>th</sup>, 2017.

**23. Adjournment**

Councilor Martínez made a motion that the meeting adjourn. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously. The meeting adjourned at 12:15pm.

**Approved:**

\_\_\_\_\_   
 Chair

\_\_\_\_\_   
 Date

New Mexico Land Grant Council (NMLGC)  
October 26, 2017 - 10:00 am  
Cañón de Carnué Land Grant Hall  
363 NM Highway 333  
Tijeras, NM 87059

## **Minutes – FINAL**

### **Regular Council Meeting**

#### **1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:12am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, and Juan Sánchez were present. Macario Griego and Lee Maestas were absent.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Leonard Martínez (NMLGC); Lisa Morrison (BLM); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Elizabeth Reitzel (Office of Rep. Michelle Luján-Grisham); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Moisés Gonzales (Cañón de Carnué LG); Manuel Trujillo (Santa Bárbara LG); Francisco “El Comanche” Gonzales (Cristóbal de la Serna LG); Bernadette Sánchez.

#### **3. Approval of Agenda**

Chairman Juan Sánchez suggested that the agenda be reordered. Item 6 and 13 will be moved before Item 5. Councilor Leonard Martínez made a motion to approve the agenda as revised; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of September 8, 2017**

Councilor Martínez motioned to approve the meeting minutes of the September 8<sup>th</sup>, 2017 Council meeting; Councilor Padilla-Gutiérrez seconded the motion. Motion was approved unanimously.

#### **6. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) reported that the next Farmington RAC will be December 5 and 6. (Councilor Martínez is on the Farmington Resource Advisory Council). The Mancos RMP (Resource Management Plan) alternatives are being examined by the BLM’s national office in Washington DC. The BLM will schedule a meeting with cooperators after this review. Councilor Martínez’s FOIA request regarding the sale of oil and mineral leases is being processed. Ms. Morrison also reported that the NMLGC should receive interested party notification regarding a land exchange between the BLM and the State of New Mexico. The State Land Office has offered to exchange lands within the Sabinoso Wilderness area and the Rio Grande del Norte National Monument for lands in Southern New Mexico. Mr. Arturo Archuleta (NMLGC staff) reported that no notice has been received but that users are concerned, including grazing leases from the San Antonio del Río Colorado LG, who are worried about access. Councilor Martínez added that there is a concern over the loss of

properties where improvements have been made and asked that the Consejo be added to the list of interested parties. Ms. Morrison added that under such agreement, grazing fees for BLM lands are less expensive but more restrictive. The BLM will have targeted outreach with permittees. The BLM will also gain subsurface rights. The SLO wants the land exchange to decrease checkerboarding. Elizabeth Reitzel remarked that she received a letter but no map was attached. She recommended that land grants receive a letter a list and maps that show land grants in the area. Ms. Morrison reported that the Rio Grande del Norte Monument management plan is still on hold while the monument is being reviewed by the President and the Secretary of the Interior. The San Miguel del Bado Land Grant is working with Sarah Schlanger in the transfer of cemeteries. Ms. Morrison reported that she will be at the Interim Land Grant Committee meeting on Monday, October 30<sup>th</sup>.

### **13. Discussion and Possible Action on Federal and State Legislation – Approval of letter to Interim Committee**

Elizabeth Reitzel (Office of Rep. Michelle Luján Grisham) reported that she spoke with NMLGC staff (Cheyenne Trujillo, Arturo Archuleta, and Jacobo Baca) regarding the Farm Bill. She recommended that the Council examine and provide recommendations in the forestry and fire management sections. Currently the President must intercede to make FEMA funding available for fighting wildfires; there is a bill in process that adjusts the funding of fighting fires. She also reported that she sent Arturo Archuleta a white paper on the forestry title. Ms. Reitzel also reported that Rep. Luján-Grisham's office took the proposed bill to the agricultural committee staff, which was unhappy with the language and wants the staff to work with the Natural Resources Conservation Service. Ms. Reitzel stated that the bill needs the support of Democrats in the Agriculture Committee. Changes will have to be reviewed quickly to be approved. Mr. inquired as to the objection that agriculture committee staff has with the bill. Ms. Reitzel responded that the committee's concern was that the bill was misplaced in the EQUIP section of the Farm Bill rather than the administrative section. For example, Indian tribal funding is in the administrative title rather than directly in the EQUIP section. This legislation will also make land grants eligible for Conservation Stewardship Program funding, which makes the bill larger and adds the necessity for more research but ensures that land grants are eligible in all sections. Ms. Reitzel extended her gratitude to the Council staff, particularly Cheyenne Trujillo, for their comments on the Farm Bill. Mr. Archuleta mentioned that he discussed the forestry program of the Farm Bill with Ericka Luna, who stated that she would provide a breakdown of the Farm Bill Programs that go through the Forest Service. Michele Jácquez-Ortiz (Office of Sen. Tom Udall) stated that she checked with Stephanie Harding of the Washington DC office, who has been working with the legislative council on the Senate version.

Chairman Sánchez and Mr. Archuleta reported that the Council has heard nothing from Rep. Ben Ray Luján's office regarding the Traditional Use Rights legislation. Last the Council heard from Joseph Casados, the most recent draft was awaiting Rep. Luján's final approval. Mr. Archuleta reported that Rep. Steve Pearce has also expressed recent interest in introducing a bill regarding land grants, and that he has received a call from Patricia Dominguez of Sen. Martin Heinrich's office regarding cemetery legislation. Ms. Jácquez-Ortiz reported that she met with Stephanie Harding of Sen. Udall's Washington DC office and that they are developing draft language for a framework for a trust fund. Mr. Archuleta



reported that the Council is reassessing drafts of previous bills and will share after reevaluating.

Regarding state legislation, Chairman Sánchez stated that the Interim Land Grant Committee is meeting in Tomé on Monday, October 30<sup>th</sup>. The agenda has very little regarding legislation and had presentations by the Town of Tomé and Cañón de Carnué land grants. Representatives from NMSU business development centers will present as well. Mark Edwards was unable to get a representative from the Middle Rio Grande Council of Government to present and may ask Mr. Archuleta to present regarding guaranteed revenue streams for land grants. Councilor Martínez mentioned that he spoke with Mark about the Piedra Lumbre Visitor Center and economic development. Mr. Archuleta reported that Elizabeth Reitzel sent a reminder to the Forest Service regarding the PLVC. Mr. Archuleta spoke with Alicia Gallegos, who stated that the Forest Service is still working to assess the disposal of the PLVC and apologized for delay.

Mr. Archuleta presented a letter to the ILGC from the NMLGC regarding guaranteed revenue streams. The Taxation and Revenue Department did a presentation in August regarding General Fund estimates. The table attached to the letter demonstrates this analysis, but does not show property taxes or governmental gross receipts. The general sales taxes, selective sales, income tax (oil and gas) severance tax, total interest, rents and royalties were evaluated. The columns break down FY 17, 18, 19 into estimates in the millions; the analysis regarding revenues for land grants were made using FY 19, Aug 2017 estimates. The guaranteed revenue per land grant that this analysis would achieve would be \$20,000-30,000 per year, which would keep land grants under the \$50,000 audit cap. Funding 40 plus land grants at \$30,000 each would cost \$1.2 million and would represent .0002% of the state budget. Funding could be taken (\$300,000 each) from Base Gross Receipts Taxes, Gaming Excise Tax, Corporate Income Tax and licensing fees. This would represent .0001%, .005%, .004% and .005% respectively from each of these sources from the projected FY 2019 revenue base. The Council might ask the ILGC and State of New Mexico if there are more appropriate sources of funding. The YCC, for instance, gets \$5 million per year from government gross receipts.

Councilor Martínez made a motion to approve the Council letter regarding guaranteed revenue streams for land grants to the Interim Land Grant Committee. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

##### **5. Discussion and Possible Action on Forest Service Update**

No representative from the Forest Service attended the meeting. Mr. Archuleta reported that MOU between Region 3 and the Council has been forwarded to the Forest Service legal department and Ericka Luna anticipates that the NMLGC will have a draft for November meeting, if rescheduled. Ms. Luna also asked if a land grant would host a national agroforestry organization during their annual meeting in New Mexico on November 15 for a tour of a land grant and acequia that demonstrates agriculture and the role of the forest. Ms. Luna will also give an update on the acequia situation at San Antonio del las Huertas soon.

The NMLGC staff recently met with planners from the Carson, Santa Fe, and Cibola National Forests regarding recommendations the Council submitted reflective of the Hassell Report and Hurst Policy Memo. USFS staff believed they've incorporated land grant interests sufficiently. There was an interesting discussion regarding plan components. USFS staff believes that *desired conditions* and management approaches are the most important and allow for the most flexibility in implementing the plan. Most people are interested in having their interests represented in *standards* and *guidelines* because they are requirements that offer little or no deviation. The Council also received a letter from Carson supervisor James Duran on behalf of all forests thanking the Council for their comments. The forests are also developing monitoring plans which evaluate success of the plan and its implementation. USFS planners are not trained in planning. The only professional planner participating in the discussions is Mr. Archuleta; everyone else has expertise in other areas. Ms. Jácquez-Ortiz asked if Council staff feel as though our concerns have been heard; Mr. Archuleta responded that staff have consistently met deadlines.

#### **7. Discussion and Possible Action Game and Fish and Tierra Amarilla L.G. – Approval of letter to Department of Game & Fish**

Councilor Martínez motioned to approve a letter to the New Mexico Department of Game and Fish thanking the Commission for its decision to transfer of the Laguna del Campo to the Tierra Amarilla. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

#### **8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Marlo Aragón (Office of the Attorney General) reported that they are working on the 2017 Report, which will be presented to the ILGC at November 20<sup>th</sup> meeting. The Mora Land Grant asked for a meeting with the Attorney General regarding the partition bill. Ms. Aragón asked the Council if they would like to attend the meeting. The AG's office also received questions from DFA regarding support fund usage. Councilor Martínez asked if the Mora Land Grant has submitted reports on elections. They have not. They held their last elections in 2006 and have since appointed people to fill positions and reorganized the board. Chairman Sánchez stated that the AG's office should ask for proof of election. Councilor Martínez also asked if the AG's office will ask for the restoration of Treaty Division funding; Chairman Sánchez stated that the NMLGC should submit a letter to the ILGC regarding the importance of funding the Treaty Division.

#### **9. Discussion and Possible Action on Legal Services Contract Update – Approval of Legal Services Request, Amicus Brief Update**

Mr. David Benavides could not attend the meeting. He has been working with the Abiquiú Land Grant to contest water priority dates for livestock uses offered by the Office of the State Engineer and with the Tierra Amarilla LG regarding the disputed "Tierra O Muerta" tract. He is also working in the amicus brief regarding the Parkview ditch Spanish language dispute. In April 2017, the two parties attempted arbitration and settlement. The lower court found for the Parkview ditch. The plaintiffs (the Peppers) appealed and filed their brief in chief with the District Court. The defendants have until mid-December to file their brief and the amicus brief needs to be filed shortly thereafter. The Peppers argument is that they were not able to participate in the election because it was held in Spanish. In a recent court case with New Mexico League of Women Voters, the New Mexico Supreme

Court held that the provision in the law cited by the Peppers intended to protect Spanish speakers and applies only to discrimination against Spanish speakers. In other words, the Peppers use of this New Mexico Constitutional provision rests on protection of English speakers, which NMSC just held against. Councilor Martínez made a motion reaffirming the New Mexico Land Grant Council's support for the New Mexico Legal Aid's work on this case. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

#### **10. Discussion and Possible Action on Council FY 2018 Budget**

Mr. Archuleta reported on the billing from mid-August totaling \$19,726.60 and updated Council members on their travel.

#### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented payment request #1, with a narrative and UNM billing. This is a challenge to bill for multiple months as the contract requires UNM to bill monthly. UNM does not generate billing until the 6<sup>th</sup> or 7<sup>th</sup> day to allow all billing to hit the books and has a rule that all contracts need to be submitted by 20<sup>th</sup>, which behooves the Council to change the November meeting date from November 3<sup>rd</sup>.

Councilor Padilla-Gutiérrez made a motion to approve the billing in payment request #1; Councilor Martínez seconded the motion. The motion passed unanimously.

#### **12. Discussion and Possible Action on Land Grant Support Fund**

Two requests are officially in and one is pending. The deadline for submittal is October 31<sup>st</sup>. San Antonio de Las Huertas and the Town of Tomé Grant have submitted applications and there is interest from San Miguel del Bado and Cañón de Carnué. Councilor Martínez asked if the Juan Bautista Baldez grant has submitted an application; Mr. Archuleta responded that they had not.

#### **14. Discussion and Possible Action on Land Grant Registry**

Jacobo Baca (NMLGC) reported that the Don Fernando de Taos Grant has submitted election certificates and updated by-laws.

#### **15. Discussion and Possible Action on Correspondence Received by the Council – Carson NF, Aspen CRM**

Carson NF supervisor James Durán submitted a letter thanking the Council for their comments and participation. Aspen CRM and inquired about land grants in a Santa Fe Fireshed Ethnographic Project.

#### **16. Discussion and Possible Action on Land Grant Studies Program Update - Approval of letter supporting as Master's and Doctoral Degree in Chicano Studies**

The LGSP has continued supporting land grant through archival research and analysis and plans to publish a second working paper on Emmanuel Storey's research regarding mapping land grant boundaries. The Chicana and Chicano Studies Department is working to create a MA/PhD program and is soliciting letters of support from the community. Chairman Sánchez, Cheyenne Trujillo, Arturo Archuleta and Cheyenne Trujillo discussed the potential for the graduate program from the community, student, faculty and staff perspectives. Councilor Padilla-Gutiérrez commented that any program that encourages students to complete their education is good. Councilors Martínez and Padilla-Gutiérrez

and Chairman Sánchez all commented and agreed that the NMLGC wants to see that classes regarding land grants and acequias are taught and this should be expressed to the CCS Department. Mr. Archuleta offered that the Council will submit two letters, the first, offering support for the MA/PhD program and the other stating the importance of classes on land grants and acequias. Land grants and acequias generally would like to see representation from the land grant and acequia community on the advisory committee. Joaquín Arguello (Arroyo Hondo Arriba) might be such a person.

Councilor Padilla-Gutiérrez made a motion approving the letter of support and directing Council staff to draft another letter expressing their request that classes be taught on land grants and acequias and for representation on the CCS advisory committee; Councilor Martínez seconded the motion. The motion passed unanimously.

### **17. Discussion and Possible Action on Staff Assignments – Digitization of SANM microfilm**

Mr. Archuleta reported that administrative costs have allowed the hiring of a student to aid the Council. The student will work under Jacobo Baca’s supervision and will organize archival records and digitize the microfilm copy of the Spanish Archives of New Mexico.

Councilor Padilla-Gutiérrez made a motion to hire student to digitize and organize archival records, including Spanish Archives of New Mexico, for the New Mexico Land Grant Council; Councilor Martínez seconded the motion. The motion passed unanimously.

### **18. Public Comments – discussion only**

Daniel Antonio Herrera reported the results of the Manzano Land Grant election. Francisco “Comanche” Gonzales reported that the Cristobal de la Serna Land Grant board may ask the NMLGC to intercede on its behalf for the memorial introduced by Senator Richard Martínez regarding the 1941 survey of land in Taos County. The Cristobal de la Serna LG has also worked to involve Attorney General Balderas and the grant would also like David Benavides to examine the situation. Chairman asked that the Cristobal de la Serna Land Grant make an official request to the Council for legal services.

### **19. Miscellaneous Announcements**

Mr. Archuleta reported that the State Auditor might change how they do certification in light of the new \$50,000 audit requirement law.

### **20. Date and Location for November and December Council Meetings**

The Council will next meet on Nov. 9 at the UNM Science and Technology Park (Albuquerque, NM) and its December meeting at the Science and Technology Park (Albuquerque, NM) on December 8th, 2017.

### **23. Adjournment**

Councilor Martínez made a motion that the meeting adjourn. Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously. The meeting adjourned at 12:30pm.

**Approved:**

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Chair

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Date

New Mexico Land Grant Council (NMLGC)  
November 9, 2017 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

## **Minutes – FINAL**

### **Regular Council Meeting**

#### **1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:11am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, Macario Griego and Juan Sánchez were present. Lee Maestas was absent.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Lisa Morrison (BLM); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Ericka Luna (USFS); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Elizabeth Reitzel (Office of Rep. Michelle Luján-Grisham); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Patricia Domínguez (Office of Sen. Martin Heinrich).

#### **3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of October 26, 2017**

Councilor Martínez motioned to approve the meeting minutes of the October 26<sup>th</sup>, 2017 Council meeting; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

#### **5. Discussion and Possible Action on Appointment of Chair and Vice-Chair**

Councilor Martínez made a motion to appoint Councilor Juan Sánchez as Chair of the New Mexico Land Grant Council; Councilor Padilla-Gutiérrez seconded the motion; the motion was approved unanimously. Councilor Martínez thanked Councilor Griego for his service and expressed his pleasure in seeing him at the days meeting. Councilor Martínez then nominated Councilor Rita Padilla-Gutiérrez as Vice-Chair of the New Mexico Land Grant Council; Councilor Sánchez seconded the motion. The motion was approved unanimously.

#### **6. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) reported that the New Mexico Land Grant Consejo and the San Antonio de Río Colorado Land Grant were added to the state land exchange interested parties list. The New Mexico State Land Office (SLO) will hold meeting regarding the exchange of lands between the BLM and SLO in the Río Grande del Norte National Monument and in southern New Mexico. The SLO will hold meetings regarding the land exchange in Santa Fe on December 5<sup>th</sup>, Ruidoso on December 7<sup>th</sup>, and Roswell on December 8<sup>th</sup>. Mr. Arturo Archuleta (NMLGC) stated that a copy of the letter received from the BLM is

in the packet, but does not include a map, only the township, range and sections, which may be confusing for the public to extrapolate. Ms. Morrison remarked that she shared comments by Mr. Archuleta and Ms. Elizabeth Reitzel of Rep. Michelle Luján-Grisham's office regarding the lack of map in the mailer and was told that this was the typical format for official mailings. Councilor Martínez reported that the San Joaquín del Río de Chama Land Grant will entertain a resolution opposing the transfer at their next meeting. They fear that easements that are not on state lands could be pulled once they are on BLM lands. Ms. Morrison recommended a meeting with the BLM land experts. Mr. Archuleta asked if there was public input in process. Ms. Morrison replied that there were stakeholder meetings, but there was no other publicity or SLO requirement for a public meeting, but there may be a comment period at the ends of the process. Ms. Morrison suggested that Debbie Lucero, the New Mexico BLM state lead for realty, could attend the next Council meeting or could schedule a separate meeting with the Council.

Ms. Morrison reported that Sarah Schlanger of the BLM Taos Field Office reported that they have yet to receive an application from the San Miguel del Bado Land Grant for the return of their cemetery. Schlanger provided information to Michelle Jasckle of the Legislative Council Service for the Interim Land Grant Committee regarding fees and the process, which include a \$100.00 fee and a management plan. The BLM will eventually do a survey, but surveyors are busy working on the BLM-SLO land exchange. Ms. Morrison reported that Victoria Barr is responsible for setting the agenda for the Farmington Resource Advisory Council. Councilor Martínez stated that the wood that the San Joaquín del Río de Chama LG has thus far received is appreciated, but that they are hoping for a long term plan from the BLM to provide for the fuelwood needs of their communities. Ms. Morrison stated that she can invite Mark Coca to the next Council meeting to discuss wood. She also reported that there are no new updates regarding the Sabinoso Wilderness. The donation from the Land Trust was approved and the wilderness could be opened for hunting soon. Ms. Morrison also mentioned that she send an e-mail to Mr. Archuleta requesting any contact info for Ohkay Owingeh Pueblo.

#### **8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Ms. Aragón was unavailable, citing emergency litigation.

#### **9. Discussion and Possible Action on Legal Services Contract Update – Work Update**

Mr. David Benavides could not attend the meeting; Mr. Archuleta provided the update. He reported that Mr. Stony Jaramillo, President of the Anton Chico Land Grant, requested assistance in a matter regarding water and the City of Santa Rosa, which was reported to the Interim Land Grant Committee during their meeting in Tomé on October 30<sup>th</sup>. In the 1930s, the Anton Chico LG gave the City of Santa Rosa a well on grant to provide for drinking water to Santa Rosa and to help alkali levels found in their water. Santa Rosa now sells water and wishes to create another well. Councilor Padilla-Gutiérrez made a motion directing New Mexico Legal Aid to assist the Anton Chico Land Grant regarding water on their grant. Councilor Griego seconded the motion; the motion passed unanimously.

Per David Benavides, the Office of the State Engineer (OSE) has reversed its plan to vacate its priority declaration regarding water rights on the common lands of the Merced de Pueblo de Abiquiú (LG). The Abiquiú Land Grant had been in negotiation with the OSE

without the advice of Mr. Benavides, believing that they were protected from an upstream user through an older priority date. When the OSE offered a priority date in the 1950s, Abiquiú mistakenly agreed; where the upstream user had a priority date in 1700s. Mr. Benavides sent a motion to vacate order based on lack of authority of Merced de Pueblo de Abiquiú president David Archuleta to sign without an official board action. The OSE had agreed to not contest the motion to vacate but reversed this course, believing that the Abiquiú bylaws allow the President to sign without consulting the board or the membership.

Mr. Archuleta reported that New Mexico Legal Aid, the law firm of Holland and Hart and the UNM Law School Natural Resources Law Clinic are working to write and submit the amicus brief supporting the Parkview Community Ditch Association's right to conduct their meetings in Spanish. The brief is due December 7<sup>th</sup>; the NMLGC will be provided a copy of the brief at the December 8<sup>th</sup> meeting. New Mexico Legal Aid, to date, has not submitted any billing.

#### **10. Discussion and Possible Action on Council FY 2018 Budget**

Mr. Archuleta presented the November 2017 update (handout). Chairman Juan Sánchez and Vice-Chair Rita Padilla-Gutiérrez are both over the threshold for travel reimbursement, meaning they will have to send memos notifying the Governor's office that they are over. Billing to the UNM contract for October 2017 totals \$31,746.23, which includes expenses from the first quarter.

#### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented payment request #2, with a narrative and UNM billing. The request includes \$9,978.28 for personnel costs, as well as \$1,435.18 in travel, \$2,282.69 in Facilities and Administrative costs for \$13,696.10 in total.

Councilor Padilla-Gutiérrez made a motion to approve the billing in payment request #2; Councilor Griego seconded the motion. The motion passed unanimously.

#### **12. Discussion and Possible Action on Land Grant Support Fund – Review and Possible Approval of LGSF Applications**

Four (4) applications for Land Grant Support Fund have been submitted. They are (in order that they were received):

- San Antonio de Las Huertas Grant – \$4,500.00 - for improvements to picnic area that UNM Planning School constructed on grant property. The grant hopes to make it a revenue generator as a rental for parties, reunions, etc. \$2,500.00 to grade and gravel the parking area; \$2,000.00 for a picnic awning.
- Town of Tomé Grant – \$4,000.00 – including \$2,600.00 to digitize land grant records on microfilm for accessibility. Mr. Archuleta offered the services of the UNM Land Grant Studies Program, which can digitize the records at no cost. UNM-LGSP will contact Tomé president Andrea Padilla to discuss further. Other costs include \$400.00 for a new printer and \$1,000.00 for signage/advertising and operating expenses. [Councilor Martínez asked if the LGSP / NMLGC can make signs for all land grants or stencils that they can copy. Mr. Archuleta responded that we can do so by request or set aside a specific amount of funding in future budgets to do so, but may be able to



create and share stencils at no cost. The expense lies in the production of the signs. Chairman Sánchez suggested we ask land grants if they are interested in such a service. Mr. Archuleta stated that he would look into it.]

- Juan Bautista Baldez Grant - \$150,000 – to evaluate and possibly purchase a trailer that was built on land grant property that is in foreclosure. The well on the property is collapsing and the water association has not yet been in conversation with the grant. Other projects could include the purchase of fencing materials and signage for the Green Acres property. Mr. Archuleta suggested that the Council give the remaining \$3,600.00 from the other three requests.
- San Miguel del Bado Grant - \$3,500.00, for a commercial range and oven for their senior citizens center in San Miguel.

Councilor Griego made a motion to fund the Land Grant Support Fund requests at the following: the San Antonio de las Huertas Land Grant at \$4,500.00; the Town of Tomé Land Grant at \$1,400.00; the Juan Bautista Baldez Land Grant at \$3,600.00; and the San Miguel del Bado Land Grant at \$3,500.00. The total Land Grant Support Fund requests funded for FY 2017 is \$13,000.00. Councilor Martínez seconded the motion; the motion passed unanimously.

### **13. Discussion and Possible Action on Federal and State Legislation**

*Federal* – Ms. Patricia Domínguez (office of Sen. Martin Heinrich) reported that the cemetery issue was discussed at the last land grant / forest service quarterly meeting in Española on December 8<sup>th</sup>. Ms. Morrison (BLM) commented that she would like to see any cemetery information that lands grants submit to gauge how the BLM can help. It was also mentioned during the Interim Land Grant Committee meeting in Tomé and came up at quarterly congressional conference call. Ms. Domínguez stated that she will get with Mr. Archuleta and Maya Hermann of Sen. Heinrich’s Washington DC office to discuss further.

Regarding the Piedra Lumbre Visitor Center, the NMLGC is still waiting any word from the Carson National Forest / USFS on the property. The delay has caused the Abiquiú grant to withdraw interest. Mr. Archuleta stated that he spoke with Canjilón ranger Alicia Gallegos, who said they are short staffed, and offered to copy the property files and distribute on behalf of the NMLGC. Ms. Elizabeth Reitzel of (office of Rep. Michelle Lujan Grisham) remarked that they were supposed to get an update at the end of October and have received nothing. Ms. Domínguez asked if the donor of the property had an heir or is the land was held by a trust, or if there were other entanglements. Ms. Michele Jáquez-Ortiz (office of Sen. Tom Udall) commented that it seems that how the property was placed on the disposal list remained unclear. Mr. Archuleta added that in July 2017, the FS promised trust documents, donation documents, information on the structure on the property, a discussion of the FS-FREA (Facilities Realignment Act), the possible strategy of a transfer to the BLM than the interested land grants, easements, and costs to the buyer for the appraisal / survey. Mr. Jacobo Baca commented that Carson NF supervisor James Durán asked for a commitment on the part of the interested land grants and the NMLGC if the forest service continues to prepare the property for disposal, and that Mr. Baca responded that a blind commitment without an appraisal was unlikely. Councilor Martínez responded that the NMLGC paid \$14,000 for a study and the Interim Land Grant Committee is interested and the State of New Mexico might partner as well. Ms. Domínguez stated that she understands

that all of the FS employees that held the institutional knowledge were involved very late in the process. Mr. Archuleta stated that the FS and NMLGC were supposed to schedule a meeting for the first week of November 2017 after the distribution and review of documents and commented that some items may be in Rio Arriba County offices.

Ms. Reitzel provided an update on Farm Bill legislation. She was asked by Agriculture Committee staffers for more historical background on land grants and acequias and has been busy clarifying this history and answering questions. The mark up of Farm Bill will not happen until January or February 2018. Ms. Reitzel commented that she liked the recommended language provided by the NMLGC in their comments. Ms. Jácquez-Ortiz reported that the precise definition of the amendment that directly referenced land grants and acequias was an issue on the Senate version of the bill. Mr. Archuleta offered that according to Stephanie Harding and Emma Hamilton (DC office of Sen. Tom Udall), the Senate wants less specificity while the House is open to a very specific definition. Ms. Jácquez-Ortiz stated that a conference committee will bring the two versions together, but the final version may need to be more deliberative, more broad and less prescriptive. She offered that perhaps Mr. Archuleta could discuss this further with Ms. Harding and Ms. Hamilton in December. Chairman Sánchez and Mr. Archuleta reported that they have received no word on progress with the traditional use rights bill.

Mr. Archuleta reported that the northern New Mexico stockmen have an interest in reviving the 1998 Bill Redmond / Newt Gingrich land grant commission bill. Congressman Steve Pearce, who is running for NM Governor in 2018, is now interested in this legislation. A comprehensive bill was drawn up in 2009 and offered to the NM Congressional delegation but was considered "too comprehensive." The proposed bill was parceled out into numerous bills that each representative would introduce, with Rep. Ben Ray Luján championing traditional use rights, Sen. Tom Udall focusing on a trust fund, Rep. Michelle Luján Grisham on the EQIP program, etcetera. Rep. Pearce's staff is reviewing a reworked version of the bill and will come back to us. Nothing has been submitted to the Consejo as of yet, and nothing official has been received or sent by the NMLGC.

Chairman Sánchez asked Ms. Jácquez-Ortiz if any word has been received regarding the land grant trust fund. Ms. Jácquez-Ortiz replied that Stephanie Harding will discuss a framework with Mr. Archuleta soon. Ms. Jácquez-Ortiz and Ms. Domínguez reported that the last quarterly meeting with land grants and the Carson NF showed how the relationship between the Camino Real Ranger District and the Trampas and Santa Bárbara Land Grants have improved, especially under the leadership of District Ranger Sean Ferrell. Santa Bárbara LG president Bonifacio Vásquez has offered many compliments, even though the grant has received no feedback on their unsuccessful CFRP application.

#### *State*

Chairman Juan Sánchez stated that the final Interim Committee meeting is on November 20<sup>th</sup> and that the Committee will endorse any legislation at that meeting. Mr. Archuleta reported that Mark Edwards (LCS staff assigned to the ILGC) asked him to present regarding guaranteed revenue streams for land grants at the October 30<sup>th</sup> ILGC meeting in Tomé. As a result, Rep. Miguel García asked Mr. Edwards to begin drafting a bill regarding

resources. Councilor Martínez thanked Mr. Archuleta and Town of Tomé President Andrea Padilla for their presentations.

### **7. Discussion and Possible Action on Forest Service Update**

Ericka Luna (USFS) reported on behalf of the Forest Service. Ms. Luna stated that the Forest Service does not advocate for legislation, but was curious regarding the congressional delegation or Senator Heinrich's work on cemetery legislation. She offered the assistance of the Forest Service, reminding that the Forest Service cannot dispose of land like BLM. Ms. Domínguez reported that Maya Hermann of Senator Heinrich's DC office reached out to Energy Committee staffers, who said that this was not uncommon for older cemeteries across the west to be on forest system lands. The issue more unique to New Mexico is that the cemeteries are both active and historic. Mr. Archuleta also mentioned landlocked communities surrounded by the Forest Service like Las Trampas, where the Forest Service does not want to be in the business of permitting. Ms. Luna agreed, adding that they are difficult to manage, and will not be cancelled by the Forest Service.

Ms. Luna commented that she took notes regarding the earlier conversation regarding the Piedra Lumbre Visitors Center and will pass the information onto the appropriate parties in the Forest Service. She also said she received a request from Mark Edwards to present at the November 20<sup>th</sup> ILGC meeting in Santa Fe. She said Region 3 is continuing to work on the MOU with the NMLGC, and added that two other state agencies are doing the same; the process is slow and they hope to sign it in January 2018. The Society of American Foresters is having their annual conference in Albuquerque and is discussing agro-forestry. Twenty-nine participants will discuss agro-forestry through traditional agriculture and forestry practices in the southwest. Participants are excited to learn about traditional uses and communities in the southwest. Councilor Martínez thanked Ms. Luna for her work and reported that the San Joaquín del Río de Chama Grant tabled plans for fencing because there is no NEPA completed. They have shifted their interest and energies to the Piedra Lumbre Visitor's Center.

### **14. Discussion and Possible Action on Land Grant Registry**

None.

### **15. Discussion and Possible Action on Correspondence Received by the Council**

Letters received from the BLM and the Santa Fe National Forest are in the meeting packet, as well as a copy of the cover letter sent to the Chicana and Chicano Studies Department at UNM.

### **16. Discussion and Possible Action on Land Grant Studies Program Update**

The UNM LGSP is continuing its work assisting communities with research and technical assistance.

### **17. Discussion and Possible Action on Staff Assignments**

None

### **18. Public Comments – discussion only**

None.

**19. Miscellaneous Announcements**

The New Mexico Land Grant Consejo will hold its 2<sup>nd</sup> Annual Legislative Dinner on November 20<sup>th</sup>. Cheyenne Trujillo (NMLGC) reported that she is meeting with focus groups regarding her program evaluation.

**20. Date and Location for November and December Council Meetings**

December meeting at the Science and Technology Park (Albuquerque, NM) on December 8th, 2017.

**21. Adjournment**

Councilor Padilla-Gutiérrez made a motion to adjourn the meeting; Councilor Macario Griego seconded the motion. The meeting adjourned at 12:36pm.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
December 8, 2017 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

**Minutes – FINAL**

**Regular Council Meeting**

**1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:11am. Roll call of the Council members: Leonard Martínez, Macario Griego and Juan Sánchez were present. Lee Maestas was absent.

**2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Lisa Morrison (BLM); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Patricia Domínguez (Office of Sen. Martin Heinrich); (Office of Sen. Martin Heinrich); Manuel Trujillo (SBLG) .

**3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

**4. Approval of Meeting Minutes from Regular Council Meeting of November 9, 2017**

Councilor Martínez motioned to approve the meeting minutes of the November 9<sup>th</sup>, 2017 Council meeting; Councilor Griego seconded the motion. The motion was approved unanimously.

**5. Discussion and Possible Action on Appointment of Chair and Vice-Chair**

Councilor Martínez made a motion to appoint Councilor Juan Sánchez as Chair of the New Mexico Land Grant Council; Councilor Padilla-Gutiérrez seconded the motion; the motion was approved unanimously. Councilor Martínez thanked Councilor Griego for his service and expressed his pleasure in seeing him at the days meeting. Councilor Martínez then nominated Councilor Rita Padilla-Gutiérrez as Vice-Chair of the New Mexico Land Grant Council; Councilor Sánchez seconded the motion. The motion was approved unanimously.

**6. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) reported that Mark Coca and Debbie Lucero are unable to attend today's meeting. On December 12, she, Mr. Coca, Ms. Lucero and Nate Combs (all BLM) will meet with NMLGC Chair Juan Sánchez and NMLGC staff. Ms. Morrison reported that the Farmington RAC has postponed its meeting to January 30<sup>th</sup>. The BLM New Mexico office received feedback from the DC office on draft alternatives of Mancos Gallup management plan. The BLM needs to complete items with the BIA and will work with cooperating agents thereafter, hopefully in 3-4 weeks. Councilor Martínez asked if the cooperating agencies will meet before the draft alternatives are made public; Ms. Morrison responded that the RAC will meet. Councilor Martínez asked Chair Sánchez for NMLGC staff assistance

with the San Juan RMP. Ms. Morrison reported that the San Juan RMP is a priority because of energy development in the region. The Rio Puerco plan has been delayed. Councilor Martínez reported that he and NMLGC staff member Arturo Archuleta met with Patrick Padilla of the New Mexico Oil and Gas Association regarding oil and gas production on the historic lands of the San Joaquín del Río de Chama LG. Ms. Morrison commented that she spoke with Mark Coca about a long term plan for fuelwood for the San Joaquín del Río de Chama Land Grant, including fuelwood cleared from utility easements.

Ms. Morrison discussed the Rio Grande del Norte National Monument RMP, which is in holding mode, especially in light of the reductions of the Bears Ears and Escalante Staircase National Monuments. Mr. Archuleta clarified that there was no loss of federal land; Ms. Morrison responded that his statement was correct, that the land remains federal land but the areas removed are no longer part of a national monument. Ms. Morrison also reported that the links to maps regarding the BLM and New Mexico State Land Office land exchange have been sent via e-mail.

#### **7. Discussion and Possible Action on Forest Service Update – Including approval of FOIA letter for PLVC**

Mr. Archuleta reported that he met the Alicia Gallegos (Canjilón Ranger) of the Carson National Forest regarding the Piedra Lumbre Visitors Center. Ms. Gallegos stated that they are compiling documents and will provide them as soon as possible. Mr. Archuleta stated that the NMLGC will need to submit a FOIA request for materials relating to the PLVC and presented a draft letter making the request. Councilor Martínez made a motion approving the letter; Councilor Macario Griego seconded the motion. The motion passed unanimously.

Councilor Martínez reported that he received a response from the BLM regarding a FOIA request relating to the San Joaquín del Río de Chama Land Grant. The BLM stated that it will take some time to process the request. Mr. Archuleta reported that he, Jacobo Baca and LM García y Griego gave a presentation on land grant history and their current status to an agroforestry conference meeting in Albuquerque at the request of Ericka Luna. The group met in Tomé and was hosted by Councilor Rita Padilla-Gutiérrez and Andrea Padilla, president of the Town of Tomé Land Grant.

#### **8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Ms. Marlo Aragón apologized for not being at November 20<sup>th</sup> Interim Land Grant Committee meeting; she was directed to work on litigation. She reported that the Treaty Division remains unfunded and that all questions regarding Treaty Division need to go to Tanya Maestas. Chairman Sánchez asked that Tanya be at the next NMLGC meeting. Mr. Archuleta asked if the FY 2017 report is complete; Ms. Aragón responded that it is in progress and that questions should be directed to Tanya Maestas.

#### **9. Discussion and Possible Action on Legal Services Contract Update – Work Update**

Mr. David Benavides could not attend the meeting; Mr. Archuleta provided the update. Billing was submitted by NM Legal Aid but is not represented in the current report. Mr. Benavides has been working on two cases in particular. The first is a US District Court case regarding a disputed Merced de Pueblo de Abiquiú water right handed down by the Office

of the State Engineer. Mr. Benavides sent a motion to vacate order (a draft was given to board members) based on lack of authority of Abiquiú president David Archuleta to sign without an official board action. The OSE believes that the Abiquiú bylaws allow the President to sign without consulting the board or the membership. Mr. Benavides sent a reply to a response in opposition of his motion to vacate consent orders filed by OSE attorneys where he argued that president still needs board approval.

The second case regards the Parkview Community Ditch Association. Mr. Archuleta reported that New Mexico Legal Aid, the law firm of Holland and Hart and the UNM Law School Natural Resources Law Clinic are working to write and submit the amicus brief (a long draft given to Council members) supporting the Parkview Community Ditch Association's right to conduct their meetings in Spanish. Parkview attorney missed deadline and asked for extension; the abovementioned attorneys need to see David Sanchez's brief before submitting theirs because they briefs cannot be repetitive. They will have seven days from submittal by Mr. Sanchez to submit their amicus brief.

#### **10. Discussion and Possible Action on Council FY 2018 Budget**

Mr. Archuleta presented the December 2017 update (handout). Billing to the UNM contract for December 2017 totals \$41,876.82, which includes expenses from the first quarter. Chairman Juan Sánchez and Vice-Chair Rita Padilla-Gutiérrez are both over the threshold for travel reimbursement, meaning they will have to send memos notifying the Governor's office that they are over. The Director of Boards and commissions has changed; it is no longer Trevor Crombie and is now Kyler Nerison.

Mr. Archuleta presented information regarding Department of Finance and Administration fees. The NMLGC reverted \$1,100 because of a change in the administrative fee that DFA charges. In the current budget, there is a \$3,400 item for the DFA fee, which is adjusted for the FY 2017 decrease in budget. DFA spent \$2,300 and Mr. Archuleta asked DFA if the \$2,300 would represent the total amount that would be spent. DFA responded that it would be premature for NMLGC to reallocate the monies until March 2018. The NMLGC statute, however, allows NMLGC to control its funds, meaning that the \$1,100 difference could be reallocated to the land grant support fund by adjusting current requests or allow for another request or could go to publishing and producing an updated guidebook.

Councilor Griego responded that he understood Juan Bautista Baldez LG asked for more than the amount awarded (\$3,600.00). Mr. Archuleta responded that in speaking with Higinia Gallegos (president, Juan Bautista Baldez LG), she commented that their projects include the rehabilitation of a well, which may be costly.

Councilor Martínez motioned to reduce the administrative fee paid to the Department of Finance and Administration by \$1,100.00. Councilor Griego seconded the motion. The motion passed unanimously.

The motion reduced the DFA fee from \$3,400.00 to \$2,300.00 and increased the Land Grant Support Fund from \$13,000.00 to \$14,100.00.

### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented payment request #3, with a narrative and UNM billing. The request includes \$8,135.20 for personnel costs, as well as \$306.96 in travel, \$1,688.43 in Facilities and Administrative costs for \$10,130.59 in total.

Councilor Martínez made a motion to approve the billing in payment request #3; Councilor Griego seconded the motion. The motion passed unanimously.

### **12. Discussion and Possible Action on Land Grant Support Fund – Review and Possible Approval of LGSF Applications**

Mr. Archuleta reviewed the awarded Land Grant Support Fund applications.

- San Antonio de Las Huertas Grant – \$4,500.00 - for improvements to picnic area constructed on grant property. \$2,500.00 to grade and gravel the parking area; \$2,000.00 for a picnic awning.
- Town of Tomé Grant – \$1,400.00 – for office equipment, signage materials, and advertising.
- Juan Bautista Baldez Grant - \$3,600.00 – to evaluate and possibly purchase a trailer that was built on land grant property that is in foreclosure. The well on the property is collapsing and in need of rehabilitation; and for fencing materials for land grant property.
- San Miguel del Bado Grant - \$3,500.00 - for a commercial range and oven for their senior citizens center in San Miguel.

The total Land Grant Support Fund requests funded for FY 2017 is \$13,000.00.

Councilor Griego asked if the Council would receive more interest in the Land Grant Support Fund if purchased did not need to be paid by the grant and then reimbursed. Mr. Archuleta responded that land grants can be given an advance on an unpaid invoice and those vendors accustomed to working with the state do provide goods or services before payment. Councilor Martínez added that an unpaid invoice requires due diligence on part of land grant to stay on top of vendor.

### **13. Discussion and Possible Action on Federal and State Legislation**

*Federal –*

Michelle Jácquez-Ortiz (Office of Sen. Tom Udall) reported that there are no developments on EQIP funding amendments. Regarding the trust fund, she understood that the State of New Mexico is interested in proposing a bill and that Senator Udall is awaiting a framework and draft language. Mr. Archuleta responded that state funding would likely be akin to other units of government, with funding deriving from distributions from gross receipts and taxation and not be a trust fund. Land grants would need to budget and report. A federal trust fund could result in distributions to land grants, but land grants might apply to fund or attain a grant for items like land purchases. Ms. Jácquez-Ortiz responded that she was unsure how prescriptive the legislation might be.



Mr. Archuleta reported that the NMLGC hopes to have a review of draft federal legislation completed in next month or so. Ms. Jácquez-Ortiz responded that she will share timeline with Stephanie Harding of Sen. Udall's Washington DC office.

Ms. Patricia Domínguez (Office of Senator Martin Heinrich) stated that the New Mexico Mortgage Finance Authority has federal funding to assist with the weatherization of homes. The funds target elderly and disadvantaged and may be used to fix roofs, weatherize windows, provide new water heater and new furnaces and improve safety and money saving features. She also stated that she plans to meet with Mr. Archuleta regarding cemetery legislation. Mr. Archuleta reported that he spoke with Elizabeth Reitzel of Congresswoman Michelle Luján-Grisham's office regarding EQIP legislation. There were issues with how a land grant was defined and differences in the House and Senate versions of the bill. Councilor Griego reported similar issues take place with insurance companies that have no working definition of what a land grant is and are weary when one is provided. Mr. Archuleta responded that the NM Office of the Superintendent of Insurance could offer some clarification.

Ms. Domínguez introduced Eric Castillo, who joined Sen. Heinrich's staff, who will work out of the Santa Fe office, serving Taos and Colfax counties. Mr. Archuleta reported that he e-mailed Joseph Casados of Rep. Ben Ray Luján's office regarding traditional use legislation but has received no response. He also reported that Congressman Steve Pearce is working on draft legislation regarding the return of federal lands to land grants.

#### *State*

Chairman Sánchez commented that the 2018 New Mexico Legislative Session will start January 16, 2018. The only land grant legislation relates to the *lineas* of the Cristobal de la Serna Land Grant.

#### **14. Discussion and Possible Action on Land Grant Registry**

None.

#### **15. Discussion and Possible Action on Correspondence Received by the Council**

None.

#### **16. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Archuleta stated that the UNM Land Grant Studies Program is working on youth development, collaborating with the MLECT on a film project and may apply for funding in March 2018. The LGSP also has an application in to the McCune Foundation. The LGSP is also hiring a student. Mr. Jacobo Baca reported that he has discussed title research and archival research with representatives of the Juan José Lobato LG.

#### **17. Discussion and Possible Action on Staff Assignments**

None.

#### **18. Public Comments – discussion only**

Councilor Martínez stated that the San Joaquín del Río de Chama LG is having its Christmas lunch and meeting in Capulín tomorrow (12/9/2017). The historic pueblo in Cañón de

Chama is threatened by water channeling and erosion. Chairman Sánchez asked if any grant has discussed applying to the Rio Grande Water Fund; Mr. Archuleta replied that the Santa Bárbara LG may apply. Manuel Trujillo (Santa Bárbara LG) responded that they will meet with Sean Ferrell of the USFS Camino Real Ranger District in Peñasco on Thursday, Dec. 14<sup>th</sup>, regarding cooperating with local land grants and the local population on projects, including Bear Mountain.

**19. Miscellaneous Announcements**

Chairman Sánchez reported that the CFRP workshop will be held in Santa Fe on January 10 and 11<sup>th</sup>, 2018.

**20. Date and Location for January 2018 Council Meeting**

The January NMLGC meeting will be at the Science and Technology Park (Albuquerque, NM) on January 19, 2018, 10am.

**21. Adjournment**

Councilor Martínez made a motion to adjourn the meeting; Councilor Griego seconded the motion. The meeting adjourned at 11:54am.

**Approved:**

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Chair

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Date

New Mexico Land Grant Council (NMLGC)  
January 19, 2018 - 10:30 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

**Minutes – FINAL**

**Regular Council Meeting**

**1. Call to Order and Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:30am. Roll call of the Council members: Leonard Martínez, Macario Griego, Rita Padilla-Gutiérrez, and Juan Sánchez were present. Lee Maestas was absent.

**2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Sarah Schlanger (BLM); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Jacobo D. Baca (staff – NMLGC/UNM-LGSP); Vidal Gonzales (student – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Patricia Domínguez (Office of Sen. Martin Heinrich); Joe B. Chávez (San Miguel del Bado LG); Ericka Luna (USFS); Elizabeth Reitzel (Office of Rep. Michelle Luján-Grisham); Marlo Aragón (Office of the Attorney General); Garrett Veneklausen (cand. for State Land Commissioner)

**3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Rita Padilla Gutiérrez seconded the motion. The motion was approved unanimously.

**4. Approval of Meeting Minutes from Regular Council Meeting of December 8, 2017**

Councilor Martínez motioned to approve the corrected meeting minutes of the December 8, 2017 Council meeting; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

**5. Discussion and Possible Action on Forest Service Update**

Ericka Luna (USFS) thanked the Council for its participation and the Town of Tomé Land Grant for hosting the the Society of American Foresters Conference, which focused on agroforestry. The presentation by Council Staff (LM García y Griego, Jacobo Baca, and Arturo Archuleta) drew extreme interest from conference participants and has led the program committee for the 2018 conference (to be held in Oregon) to add a cultural piece to their conference. Ms. Luna asked if the Council was interested in putting together article that explores the information shared in their presentation.

Ms. Luna reported that forest planning is still taking place across the state. The Lincoln and Gila forests are wrapping up. The acequia language is getting reevaluated for consistency and acequia members and activists are helping. Plan components relating to the Cibola, Carson and Santa Fe National Forests are being developed and these components demonstrate an interest in acequia location and mapping. This includes investigating old

acequias in National Forest System lands and working with the State of New Mexico to ensure the acequia list includes those on National Forests System lands so that the Forest Service is not a hindrance to acequia projects. Finally, Ms. Luna reported that the MOU between the NMLGC and Region 3 is in the system and that she will work with Arturo Archuleta to ensure that it is complete and will move forward with signing. Arturo Archuleta (NMLGC staff) reported that the Santa Fe and the Carson National Forests are holding plan revision open houses on January 29<sup>th</sup> and February 14<sup>th</sup> respectively. Cheyenne Trujillo (NMLGC staff) reported that the Cibola collaborative is working comments for the draft EIS, which are due in June, and that she serves as the alternate point of contact for the Sandia Collaborative.

Ms. Luna reported that Deputy Regional Forester Jim Upchurch has retired and that Adam Mendoza is serving as acting deputy regional forester through the ends of April. Councilor Macario Griego (NMLGC) stated that when he was president of the Cañón de Carnué Land Grant he had inquired about the scarring left by the cement plant above the Land Grant. He stated that the lands are adjacent to Cañón de Carnué Land Grant lands but were severely damaged and he believed that trees would not grow. He wondered if the Forest Service would consider selling the land to the land grant. Ms. Luna responded that she would forward his question to Elaine Kohrman and the Sandia district ranger.

## **6. Discussion and Possible Action on BLM Update**

Sarah Schlanger appeared on behalf of the BLM; Lisa Morrison was unavailable to attend the meeting. Ms. Schlanger reported that she is no longer at the Taos Field office and is now in the Santa Fe office; Ernesto Hurtado is the acting field manager for the Taos office. The land exchange between the BLM and the State Land Office is on track to be finalized by the end of 2018. A full package will go to the Governor for review in July and land grants and the Council can join as cooperating agencies through an MOU. There will be a meeting on February 14<sup>th</sup> regarding the land exchange and contracts for the required environmental analysis are being received and are due by the end of January. The BLM is in the process of developing alternatives with acreage, balancing the value of acreage in the exchange. It has undertaken targeted outreach with the New Mexico Association of Counties, with Taos County and Santa Fe County, and with the Navajo Nation.

Mr. Archuleta reported that he and Chairman Juan Sánchez, Councilor Leonard Martínez met with the BLM in December. The BLM had not yet determined its cooperating agencies. The public process (NOEP) is different than other public processes and all outreach is done on the front end. The Council submitted comments by the deadline (comments in meeting packet) and assisted the Juan Bautista Baldez land grant in their submission of comments. This grant may be interested in being a cooperating agency. Mr. Archuleta inquired as to the process to become a cooperating agency. Ms. Schlanger responded in the most effective way was to write a letter. Boiler plate MOU's will be adapted to each cooperative agency. Ms. Schlanger commented that the State Land Office is a cooperating agency.

Ms. Schlanger reported that the Río Grande del Norte National Monument is still under review as the Department of Interior wants to change the language of the proclamation. BLM facilities will remain open during the federal government shutdown. Councilor

Martínez commented that the San Joaquín del Río de Chama Grant was part of the MOU for the Farmington RMP but did not have the time to submit comments as they were due over the holidays.

### **7. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Ms. Marlo Aragón reported on behalf of the Attorney General's office; Tanya Maestas was unable to attend as she was at a budget hearing. Mr. Archuleta reported that he met with the Attorney General's office and Attorney General Hector Balderas indicated that though they requested funding for the Treaty Division, neither the governor nor the Legislative Finance Council recommended funding. Funding could be restored through an amendment to the budget.

### **8. Discussion and Possible Action on Legal Services Contract Update – Including Legal Service Requests**

Mr. Archuleta reported that billing from New Mexico Legal Aid has been received. 42.9 hours of work were submitted by David Benavides, the majority of them relating to the Tierra Amarilla/Parkview amicus brief and the Abiquiú water right priority date work. The Parkview amicus brief was submitted in December with New Mexico Legal Aid, the UNM Law Natural Resources Clinic and Larry Montaña as the authors. The Cristóbal de la Serna Land Grant has requested assistance for property issued with lineas. President Beverly Armijo sent Council Chair Juan Sánchez an e-mailed request. Joe B. Chávez of the San Miguel del Bado Land Grant requested the Council's assistance on several issues. The passed San Miguel del Bado Land Grant board issued quit claimed deeds at the request of title companies in San Miguel and Guadalupe Counties. The District Court forces the San Miguel del Bado Land Grant to issue these deeds and it is Mr. Chávez understanding that this is the only area of the state where land grants are required to issue these deeds. The San Miguel del Bado land grant would like to know if it is lawful for the court to require the grant to issue quit claim deeds. Mr. Archuleta asked if they need help with the issuance or if they were questioning the process, or if they are asking if title companies can compel land grants to issue these deeds. Chairman Sánchez asked if there was a court case that required land grants to issue these deeds. The past board probably issued these deeds but the NMLA can clarify if there is a court case requiring land grants to issue these deeds. Mr. Archuleta asked if the San Miguel del Bado land grant issues deeds on former common lands that were adversely possessed. Mr. Chávez responded that the current board has not issued quit claim deeds and a pending sale will test if they are compelled to do so.

Councilor Martínez made a motion to grant San Miguel del Bado's request for legal services; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

Chairman Sánchez reported that the Cristóbal de la Serna Grant assistance with the lineas problem and the Judge Caldwell decision the deemed that they were a private and not a community grant. They also want to obtain elk permits but need to prove ownership to obtain these land owner permits and may need legal assistance to obtain these permits.

Councilor Padilla-Gutiérrez made a motion to grant the Cristóbal de la Serna Grant's request for support. Councilor Martínez seconded the motion. The motion passed unanimously.

Councilor Martínez relayed a request from the San Joaquín del Río de Chama Land Grant for assistance from New Mexico Legal Aid in discussions with the New Mexico Oil and Gas Association. The grant requested information from the BLM via a FOIA request in October regarding the oil and gas extracted from the San Joaquín del Río de Chama Land Grant. The grant is also interested in investigating the obligation of the federal government to provide for the care of widows, orphans and the mentally handicapped after the 1897 *US v. Sandoval* decision.

Councilor Griego made a motion to grant the San Joaquín del Río de Chama Land Grant 's request for legal assistance. Councilor Padilla-Gutiérrez seconded the motion. Councilor Martínez abstained from the vote. The motion passed unanimously.

### **9. Discussion and Possible Action on District Court Decision for Cebolleta Land Grant Election Lawsuit**

Mr. Archuleta reported that a decision was reached in the court case regarding the Cebolleta Land Grant election. A lawsuit was filed to challenge the outcome of the election, in which board members Richard Jaramillo and Bill Hocker retained their seats through a game of chance because of a tie and a voting district rule, respectively. According to the Cebolleta by-laws, there are three precincts in the Cebolleta Land Grant: Moquino, Bibo and Seboyeta, with Moquino holding one board position and Bibo and Seboyeta holding two each. This District Court ruling states that land grant bylaws cannot conflict statute with their definition of precincts. This is problematic because the Cebolleta grant relies on Cibola County voter rolls for lists of voters and precincts instead of maintaining their own list. The District Court also ruled that provisional voters that were not registered in Cibola County should not have voted in the election. If the ruling is appealed, it could go up to the New Mexico Supreme Court and could create laws that are harmful for land grants. If appealed, David Benavides could file an amicus brief to preserve the land grant rights in elections, especially regarding provisional voting. This may be an issue that will have to be addressed in legislation. No formal action needs to be taken now, but may need to be taken in the February Council meeting if the case is appealed and it goes to the NM Supreme Court.

### **10. Discussion and Possible Action on Council FY 2018 Budget**

Mr. Archuleta presented the January 2018 update (handout). There is a total of \$50,842.66 billed, leaving a balance of \$171,058.34. Because it is a new calendar year, board travel totals start again and there will be no need for letters to the Governor's office until next fall.

### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented payment request #4. An accounting error by UNM caused this request to be incredibly low and it contains no personnel costs for November 2017. All personnel costs were billed to the LGSP. This may be problematic as DFA requires that expenses are separated from January to June and from July to December. Because the billing from UNM will cross calendar years, DFA may push back. The next billing will be large as it will include December 2017 and January 2018.

Councilor Padilla-Gutiérrez made a motion to approve the billing submitted in pay request #3. Councilor Martínez seconded the motion. The motion passed unanimously.

### **12. Discussion and Possible Action on Land Grant Support Fund**

Mr. Archuleta reported that there were issues with 2 grant agreements. The San Miguel del Bado Land Grant did not have a W-9 on file with the state and the San Antonio del las Huertas Grant has a different address on file than was presented on the grant agreement. New agreements have been prepared and will be signed and submitted.

### **13. Discussion and Possible Action on Federal and State Legislation**

#### *Federal –*

Chairman Sánchez reported that the Council held its quarterly conference call with congressional staff this morning. Mr. Archuleta added that this is the fourth call; legislation has been introduced, including regarding EQIP legislation that would amend the Farm Bill. The House wants specific language and the Senate vague language. Traditional Use legislation was reviewed by Council staff in December and January and included many changes suggested un a July 2017 meeting with Representative Ben Ray Luján. Representative Pearce has also been working on legislation for a land claims commission. Senator Martin Heinrich is working on a cemetery bill and Senator Tom Udall is working on information regarding a trust fund. Michelle Jácquez-Ortiz commented that Stephanie Harding of Senator Udall’s Washington DC office plans to visit in mid-February and will discuss model legislation regarding a trust fund.

Patricia Domínguez (Office of Sen. Martin Heinrich) asked if any land grants applied for CFRP program grants. The San Antonio de las Huertas Land Grant attended the workshop and the Santa Bárbara Land Grant may apply for an implementation grant. Garrett Veneklausen introduced himself as a candidate running for land commissioner. He presented his platform and a plan to give voice to land grants and acequias as land commissioner.

#### *State*

Mr. Archuleta reported that there are no bills other than the House Joint Memorial regarding Cristóbal de la Serna Land Grant. Mark Edwards of the Interim Land Grant Committee wants to address other land grant issues one step at a time. Legislative Finance Council recommendations for the New Mexico Land Grant Council and Land Grant Studies Program remain flat.

### **14. Discussion and Possible Action on Council Evaluation by Cheyenne Trujillo**

Cheyenne Trujillo presented a draft of her program evaluation of the NMLGC. She commented that she still needs to meet with Councilors Padilla-Gutiérrez and Griego and staff member Jacobo Baca. Ms. Trujillo discussed the draft SWOT analysis and logic model and made 3 recommendations: to hold a retreat to focus on 2018 goals; to increase visibility at the state and national level; and identify and apply for grants for funding. Councilor Padilla-Gutiérrez thanked Ms. Trujillo for her work. Councilor Martínez commented that Council staff are spread too thin and increasing funding should be a priority. Mr. Archuleta added that Mark Edwards (ILGC staffer) was told to draft legislation relating to revenue streams for land grants.

**15. Discussion and Possible Action on Land Grant Registry**

None.

**16. Discussion and Possible Action on Correspondence Received by the Council**

Mr. Archuleta reported that the Council received a letter with the completed FOIA request for Piedra Lumbre Visitors Center. There was a delay in processing the request because of staff retirements and the loss in institutional knowledge and it was completed over the Christmas holiday. Copies of some of the documents are provided to NMLGC Councilors at this meeting.

**17. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Jacobo Baca reported that he presented a short history of land grants at the Northern New Mexico Stockman’s Association meeting in January 13<sup>th</sup> in Taos, NM.

**18. Discussion and Possible Action on Staff Assignments**

Ms. Cheyenne Trujillo commented that she attended the local government division training regarding use of their online system and that she is working on comments for the Santa Fe National Forest monitoring plan. Council staff will be in contact with Town of Tomé president Andrea Padilla regarding the digitization of Tomé Land Grant records. Mr. Baca introduced Vidal Gonzales as the new student research assistant who will be working on archival projects for the Council and Land Grant Studies Program.

**19. Public Comments – discussion only**

Treaty of Guadalupe Hidalgo Day will take place on Friday, February 2, 2018 at the New Mexico State Capitol.

**20. Miscellaneous Announcements**

none

**21. Date and Location for January 2018 Council Meeting**

The February 9<sup>th</sup> NMLGC meeting will be in Albuquerque on Feb. 9<sup>th</sup>, 2018, 10am.

**22. Adjournment**

Councilor Martínez made a motion to adjourn the meeting; Councilor Padilla-Gutiérrez seconded the motion. The meeting adjourned at 12:41am.

**Approved:**

\_\_\_\_\_ Chair

\_\_\_\_\_ Date



New Mexico Land Grant Council (NMLGC)  
February 9, 2018 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

## **Minutes - FINAL**

### **Regular Council Meeting**

#### **1. Call to Order - Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:08am. Roll call of the Council members: Leonard Martínez, Macario Griego, Rita Padilla-Gutiérrez, and Juan Sánchez were present. Lee Maestas was absent.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Joe Rettinger; Lisa Morrison (BLM); Delilah Tenorio (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP)

#### **3. Approval of Agenda**

Councilor Rita Padilla Gutiérrez made a motion to approve the agenda; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of January 19, 2018**

Councilor Griego motioned to approve the meeting minutes of the January 19<sup>th</sup> Council meeting; Councilor Padilla Gutiérrez seconded the motion. The motion was approved unanimously.

#### **5. Discussion and Possible Action on BLM Update - Including Cooperating Agency MOU for Land Exchange**

Ms. Lisa Morrison (BLM) asked if the NMLGC had received a letter from the BLM regarding the land exchange between the BLM – New Mexico State Land Office. Mr. Archuleta affirmed that the NMLGC had received the letter, which included a draft MOU between the Department of Interior, BLM, New Mexico State Land Office and the NMLGC, which is named as a cooperative agency. Councilor Martínez commented that he requested an extension on the public comment period on alternatives for the Farmington RAC, but did not hear back from the BLM. He added that the timing of the public comment period was bad because of Christmas break. Ms. Morrison asked if Councilor Martínez had additional comments that he wanted to share with the RAC; Councilor Martínez responded that he did not but that he felt the process was rushed with everything being completed in 1 year, which reflects a lack of concern of the local community. Ms. Morrison responded that Councilor Martínez's RAC team membership has expired but he was nominated again and his membership was pending re-approval.

Ms. Morrison reported that the Taos BLM office is working on the cemetery issue and have yet to hear from Joe B. Chávez of the San Miguel del Bado Grant. Chairman Sánchez responded that the San Miguel del Bado Grant is awaiting response from an inquiry to the Archdiocese of Santa Fe regarding the cemetery. Councilor Martínez asked if there was any information on BLM open houses in March regarding travel management; Ms. Morrison suggested contacting Tami Torres for more information.

Councilor Martínez made a motion that the NMLGC sign an MOU to serve as a cooperative agency in the proposed Rio Grande del Norte/Sabinoso State Land Exchange. The motion was seconded Councilor Griego. The motion passed unanimously.

### **6. Discussion and Possible Action on Forest Service Update**

Mr. Arturo Archuleta (NMLGC) reported that the Cibola NF Draft Environmental Impact Statement will be released in June and that the Santa Fe NF recently held an Open House, which Cheyenne Trujillo attended on behalf of the NMLGC. Mr. Archuleta also mentioned that discussions regarding the Piedra Lumbre Visitors Center have continued. Councilor Martínez reported that he was approached by Georgia O’Keeffe Foundation to partner up on the center but wanted to inform the community first and figure out next steps with the land grants involved. Councilor Padilla Gutiérrez commented that the involvement of multiple parties often leads in a loss for the land grants interested. Mr. Archuleta commented that Ericka Luna of the USFS has not provided any dates for a meeting on the PLVC. The Quarterly meeting of the Carson and Santa Fe National Forests and land grants was scheduled for February 15<sup>th</sup> but has been postponed. James Melonas of the Santa Fe National Forest sent an email and wants to discuss the forest road issue on the Abiquiú Land Grant, which is upset with Forest Service the lack of progress on addressing trespass on to merced lands.

### **7. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Delilah Tenorio (NMAG) had no updates from the Treaty Division (Ms. Tenorio attended the meeting because Marlo Aragón could not attend). Chairman Sánchez stated that the NM House of Representatives allocated \$100,000 for the division in their budget; the NMLGC was still awaiting news from the Senate. He discussed the need to discuss future funding for the Division and the need to meet with AG Hector Balderas regarding the division and staffing. Mr. Archuleta responded that the division statute could be updated to give the Treaty Division more direction and/or authority. Chairman Sánchez commented that the NMLGC is still awaiting the report from FY 2017. Ms. Tenorio replied that Tanya Maestas has the report. Councilor Martínez commented that he understood that the LGSP was supposed to help; Mr. Archuleta responded that he will take the question back to Dr. García y Griego and mentioned that the NMLGC/LGSP have developed a relationship with the UNM Law School Natural Resources Clinic, who could provide assistance.

### **8. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests**

Mr. Archuleta discussed two items in the packet relating to legal assistance. Both are motions filed on behalf of the Abiquiú Land Grant regarding water rights. NM Legal aid has been working on the Office of State Engineer’s refusal to vacate a priority date for waters

on the Abiquiú common land. NM Legal Aid responded to an additional motion by OSE. Mr. Archuleta reported that there were no other legal assistance requests received this month. Councilor Martínez asked if NM Legal Aid had sufficient time to complete this work and if Attorney Ted Trujillo could help. Mr. Archuleta responded that Mr. Trujillo was contracted to help the Abiquiú Land Grant create their by-laws and that he provided an affidavit in the water rights case that explained the intent of the bylaws.

### **9. Discussion and Possible Action on Appeal of Cebolleta Land Grant Election District Court Decision**

Mr. Archuleta reported that the District Court decision in the Cebolleta Land Grant Election case was appealed and that the NMLGC will submit an amicus brief. Because it is an election case, it goes to the New Mexico Supreme Court and if the court does hear the case, it has the potential to become the law regarding land grant elections, which means the case would have a huge impact to all land grants. The work would not happen until early April or late March 2018.

Councilor Padilla Gutiérrez made a motion approving New Mexico Legal Aid to work on the amicus brief regarding the Cebolleta Land Grant election; Councilor Martínez seconded the motion. The motion passed unanimously.

### **10. Discussion and Possible Action on Council FY 2018 budget**

Chairman Sánchez had questions about budget and reducing Department of Finance and Administration administrative fees. Mr. Archuleta responded that the Council would need to readjust the budget and move \$1,100 that was removed from the DFA administrative fee and was budgeted to the support fund, but that this return it to the DFA. All grant agreements have been sent to DFA and two land grants received their purchase agreements. Chairman Sánchez asked if there was any funding for printing; Mr. Archuleta responded that a revised guidebook will be printed in FY 2018.

Councilor Martínez motioned that the NMLGC return \$1,100 from the support fund back to the DFA administrative fee; Councilor Griego seconded the motion. The motion passed unanimously.

### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented pay requests 5 and 5.1, and discussed accounting errors at UNM that resulted in the need for two pay requests.

Councilor Padilla Gutiérrez made a motion approving pay requests 5 and 5.1; Councilor Martínez seconded the motion. The motion passed unanimously.

### **12. Discussion and Possible Action on Land Grant Support Fund**

None.

### **13. Discussion and Possible Action on Federal and State Legislation - Including Treaty Day Update**

#### Federal:

Mr. Archuleta reported that the EQIP amendments proposed by Congresswoman Michelle Luján Grisham and Senator Tom Udall are complete but the Farm Bill still needs approval before they are attached to it. Congressman Steve Pearce's office is drafting a land grant commission bill. Regarding the trust fund, the office of Sen. Tom Udall has explored options to fund the trust fund and found that similar programs were funded by earmarks, which were eliminated ran into issue with earmarks, which ended more than a decade ago. A new strategy for funding a trust fund needs to be developed. Mr. Archuleta also reported that the NMLGC has heard nothing from Congressman Ben Ray Luján's office regarding traditional use legislation.

#### State:

Councilor Padilla Gutiérrez discussed the 2017 bill that reduced the annual budget threshold for audit requirements from \$50,000 to \$30,000. Chairman Sánchez stated that it was appealed and appears to be on a freeze under the current administration so it is not law. Mr. Archuleta reported that House Memorial 1 (relating to the AG examining the issue of lineas at Cristóbal de la Serna LG) was in a Senate committee after passing the House. SB 134, sponsored by Sen. Cliff Pirtle, was assigned to 3 committees but has had no further movement. HB 88, a property tax bill, was originally a short bill but has been amended to include land grants and gives them the right to submit a first offer on any delinquent lands that were part of the patent boundary. This bill is in committee right now and David Benavides is watching the bill. It did pass the House and has a companion Senate bill and a memorial. Councilor Martínez commented that if it does not get through this session, an amendment should be added that includes something about the "Sandoval 7" grants. Mr. Archuleta responded that these bills are an important step for the government to gain and offer understanding about how patents effect land grants and land.

Councilor Martínez made a motion allowing NMLGC staff to follow up on all bills in this legislative session; Councilor Griego seconded the motion. The motion passed unanimously.

#### **14. Discussion and Possible Action on Land Grant Registry**

None

#### **15. Discussion and Possible Action on Correspondence Received by Council**

None

#### **16. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Archuleta commented that the LGSP is advertising for a youth coordinator and another position. The LGSP is also waiting to hear from the McCune Foundation regarding their application. Jacobo Baca is planning to meet with the Tomé Land Grant regarding the digitization of their microform records.

#### **17. Discussion and Possible Action on Staff Assignments**

Ms. Cheyenne Trujillo presented the NMLGC brochure. Councilor Padilla Gutiérrez asked that her full name appear.

**18. Public Comments – discussion only**

MG: Can his friend work with Cebolleta if the case is still going on

AA: Yes he can work with them but the revenue they bring in is huge.

**19. Miscellaneous Announcements**

None.

**20. Date and Location for March Council Meeting**

The next Council meeting will take place on Thursday, March 15<sup>th</sup> 2018, location to be determined.

**21. Adjournment:**

The meeting adjourned at 11:55am.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
March 15, 2018 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

**Minutes – FINAL**

**Regular Council Meeting**

**1. Call to Order - Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:02am. Roll call of the Council members: Leonard Martínez, Macario Griego, Rita Padilla-Gutiérrez, and Juan Sánchez were present. Lee Maestas was absent.

**2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Bonifacio Vásquez (Santa Bárbara LG); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo Baca (staff – NMLGC/UNM-LGSP); Michele Jáquez-Ortiz (Office of Sen. Tom Udall); Patricia Domínguez (Office of Sen. Martin Heinrich); Elizabeth Reitzel (Office of Rep. Michelle Luján-Grisham); Eric Castillo (Office of Sen. Martin Heinrich); Michelle Barlow (Rio Puerco Rangeland Trust).

**3. Approval of Agenda**

Councilor Rita Padilla Gutiérrez made a motion to approve the agenda; Councilor Macario Griego seconded the motion. The motion was approved unanimously.

**4. Approval of Meeting Minutes from Regular Council Meeting of February 9, 2018**

Councilor Padilla Gutiérrez motioned to approve the meeting minutes of the February 9, 2018 Council meeting; Councilor Griego seconded the motion. The motion was approved unanimously.

**5. Discussion and Possible Action on BLM Update**

Mr. Arturo Archuleta (staff – NMLGC) reported that Lisa Morrison was unable to attend the meeting. He reported that he spoke with David Herrell of the BLM regarding the MOU that the NMLGC will sign, making the Council a cooperating agency with the BLM and New Mexico State Land Office regarding the land exchange. Chairman Juan Sánchez reported that the Council needs to discuss the cemetery on BLM managed land with Mr. Joe B. Chávez, president of the San Miguel del Bado Land Grant to determine how the grant wants to act on its management.

## **6. Discussion and Possible Action on Forest Service Update**

Ericka Luna was not able to attend the Council meeting; Mr. Archuleta provided the Forest Service update. Mr. Archuleta noted that there were two letters in the meeting packet. The first invites the NMLGC to participate in a roundtable on Wednesday, March 21<sup>st</sup> 2018 regarding Environmental Analysis and Decision Making (EADM); NMLGC staff will attend the meeting. The second relates to the completed FOIA request regarding the Piedra Lumbre Visitors Center, supplementing information received from Region 3 in January 2018. The latest group of documents included information regarding the acquisition of the Center, a history of the acquisition by Region 3 Forester William D. Hurst, and information regarding the transfer of parcels of land across the Carson National Forest, including parcels in the Peñasco, Coyote and Juan Bautista Valdez areas. Mr. Archuleta reported that NMLGC staff met with representatives of the Carson National Forest (James Durán; Alicia Gallegos, Denise Otaviano), New Mexico State FS Liaison Ericka Luna, and specialists from the USFS Region 3 office, along with representatives of the Congressional offices and representatives from the Tierra Amarilla, Juan Bautista Baldez and San Joaquín del Río de Chama Land Grants on March 6 in Hernández. The meeting revealed that appraisal of the PLVC property would be completed by USFS appraisers, who would begin the appraisal in March 2018 and will be done with the appraisal by May 2018. When the appraisal is complete, purchasers have 90-days to give a commitment to the USFS that they will purchase the property. Mr. Archuleta reported that Carson supervisor James Durán agreed to change the timetable and benchmarks to allow land grants time to approach their representatives and the Interim Land Grant Committee for funding. The USFS wants a commitment from the New Mexico State Legislature and wants to get rid of the property in two years.

Mr. Archuleta reported that the NMLGC will host the quarterly meeting between the Carson and Santa Fe National Forests in Española on Friday, March 16<sup>th</sup>. Cheyenne Trujillo (NMLGC staff) reported that the Sandia Collaborative is working with Sandia Ranger District and that the quarterly Cibola forestwide collaboration will be on March 28. Mr. Archuleta commented that the Cibola National Forest is reconsidering doing a FOCA committee, which allows for more community input.

## **7. Discussion and Possible Action on Santa Bárbara LG regarding Wild and Scenic River Evaluation and Boundaries of the Pecos Wilderness**

Bonifacio Vásquez, President of the Board of Trustees of the Santa Bárbara Land Grant, presented on behalf of the Santa Bárbara Land Grant. Mr. Vásquez stated that the Grant is concerned with the expansion of Sipapu Ski Area. He reported that the Camino Real Ranger District of the Carson National Forest has agreed to do the environmental analysis on Bear Mountain, where the grant is collaborating with the Camino Real District on a thinning project. The Santa Bárbara Grant wants to ensure that public concerns are taken into account in the fast-tracked EIS. Mr. Vásquez reported that the Santa Bárbara River, Trampas River, and Río Pueblo are being evaluated in the Wild and Scenic River Evaluation (where they are considered for a Wild and Scenic River designation). Meetings with the Forest Service revealed that the Trampas River was dropped from consideration and the Río Pueblo was removed because of acequias and the use of water by Sipapu Ski Area. Mr. Vásquez stated that the Santa Bárbara River remains eligible for such designation and

asked for the NMLGC to support the Santa Bárbara LG to stop the Carson National Forest from designating the Río Santa Bárbara as a Wild and Scenic River (WSR). The Carson National Forest seems to want to designate the stretch of river above the Santa Bárbara campground for its scenic value.

Mr. Vásquez added that seventeen (17) acequias get their water from the Río Santa Bárbara which, he believes, makes it ineligible since the rivers must be “free-flowing” to be designated as WSRs. He fears that this designation will impair the acequias downriver. Mr. Vásquez stated that the Carson National Forest claims that the aforementioned stretch of the Río Santa Bárbara lies within the Pecos Wilderness, which he holds as false, citing the lack of maps of the Pecos Wilderness. He further stated that there exists a false narrative that the Pecos Wilderness was expanded in 1980, which, he reports, is represented in Christmas tree permit maps and through the placement of misleading signs. Mr. Vásquez stated that he has not yet seen a map of the Pecos Wilderness from the era that it was established (1964-1970) and that the oldest map he can find is 2009 or 2012. He also takes issue with the designation of roadless areas, despite Public Law 96-550, which calls for no more roadless reviews in New Mexico.

Mr. Vásquez aims to convince Carson NF supervisor James Durán to remove the Río Santa Bárbara from eligibility because of the unknown impact on acequias and water rights. Councilor Leonard Martínez offered that the San Joaquín del Río de Chama dealt with similar issues regarding the placement of signs that shaped public perception of wilderness boundaries. Mr. Archuleta commented that the Wild and Scenic River designation does not restrict access and is determined by “free flow.” If it were made a WSR, the Río Santa Bárbara would need to be managed for “recreational” as it is identified in the designation, which could stop the addition of acequia infrastructure.

Mr. Archuleta remarked that Bjorn Fredrickson is the manager of the Wild and Scenic River program at the U.S. Forest Service Region 3 office. The NMLGC can arrange a meeting with him to continue the conversation if the Santa Bárbara LG is interested or the Grant can ask Ericka Luna for a similar meeting. Mr. Vásquez commented that his chief concern is the priority rights of the 17 acequias that take water from the Río Santa Bárbara. Chairman Sánchez committed to bringing the question to the New Mexico Acequia Commission and stated that the New Mexico Acequia Association may also be a resource. Patricia Domínguez (Office of Senator Martin Heinrich) commented that environmentalists maybe concerned about potential downgraded flow of the river. Michelle Jácquez-Ortiz (Office of Senator Ton Udall) stated that she attended a February 14<sup>th</sup> meeting in Taos at the Carson NF offices regarding Wild and Scenic Rivers and that there was little acequia or land grant representation at the meeting, but rather a large group of participants with largely environmental concerns regarding the Carson’s work with land grant acequia communities. Councilor Martínez commented that holding meetings on Ash Wednesday will reduce community participation from traditional communities. Ms. Jácquez Ortiz added that another WSR meeting will take place on March 21<sup>st</sup> in Taos at the Carson Supervisor’s Office.



Mr. Archuleta commented that WSRs are designated administratively, not Congressionally and that rivers designated 20-30 years ago were not eligible by WSR criteria and should not have been designated. Mr. Vásquez commented that he has conducted research attempting to learn how rivers were designated and found that “outstanding remarkable values” does not include acequias. He additionally fears that even without designation that the Forest Service will manage the rivers for the features that are necessary for designation. Chairman Sánchez stated that the Council will direct staff to set up a meeting with USFS Region 3 regarding WSR designations. Mr. Archuleta added that the existence of acequias on a river make it ineligible for the WSR designation because their headgates restrict free flow. Whether WSR designations ultimately help or hinder acequias is unknown and the land grants and acequias need to know how these classifications work. The Santa Bárbara LG may also seek assistance from the New Mexico Acequia Association, the New Mexico Acequia Commission, the NMLGC and the New Mexico Land Grant Consejo.

Mr. Archuleta reported that the Santa Bárbara LG submitted a request for funding from the Land Grant Support Fund. Chairman Sánchez commented that the Land Grant Studies Program can assist the Grant with some items in the request. Mr. Vásquez commented that discussions with the Taos County Assessor’s office revealed the opportunities for the Santa Bárbara LG to recover lands. Mr. Archuleta suggested that the Santa Bárbara LG might revise its inquiry letter and change it into a support fund application.

## **8. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division Update**

Marlo Aragón (Office of the NM Attorney General) reported that funding for the Treaty Division was vetoed. Attorney General Hector Balderas has committed to work on lineas issue for the Cristobal de la Serna and the Tierra Amarilla LG issue.

## **9. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests**

Mr. Archuleta reported that the NMLGC received no billing from New Mexico Legal Aid and has received no information regarding Abiquiú and its water rights dispute. The Tierra Amarilla Grant continues to work with NMLA and the UNM Natural Resources Law Clinic. NMLA / D. Benavides will need to get involved in the case regarding the disputed Cebolleta LG election case, which has been appealed after a district court decision, and NMLA may be asked to assist with the Santa Bárbara LG’s water rights declaration. Councilor Padilla-Gutiérrez added that the Town of Tomé LG may also request NMLA assistance. Councilor Martínez commented that there is a need to increase funding for legal assistance for land grants; Mr. Archuleta responded that the Council could consider hiring an on-staff attorney in the next budget *and* keep David Benavides via the NMLA contract.

Mr. Archuleta reported that the Don Fernando de Taos LG requested monetary support to hire a lawyer to work on the return of a historic cemetery near Taos Plaza (information in packet). The cemetery was sold after the original Our Lady of Guadalupe burned and was rebuilt in the 1970s and was later paved and sold to a bank, where it is now used as a parking lot. The NMLGC might consider directing David Benavides to work with the Don Fernando de Taos Grant to help them in this matter.

Councilor Griego made a motion to approve legal services for the Don Fernando de Taos LG. Councilor Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

The NMLGC will advise the Don Fernando de Taos LG to submit their request to the NMLGC during the Land Grant Support Fund funding cycle if they want to pursue hiring their own attorney.

#### **10. Discussion and Possible Action on Council FY 2018 budget**

Mr. Archuleta presented the March 2018 budget update (handout).

#### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented pay requests 7, and discussed accounting errors at UNM regarding pay requests. The remaining balance for the contract is \$109,416.66; pay request 7 is for \$6,238.24. Mr. Archuleta reported that Carmen Morin has replaced Cristina Martínez as the contact for the NMLGC at DFA.

Councilor Griego made a motion to approve pay request 7; Councilor Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

#### **12. Discussion and Possible Action on Land Grant Support Fund**

Mr. Archuleta reported that the San Antonio de las Huertas and San Miguel del Bado Land Grants have received their last purchase orders.

#### **13. Discussion and Possible Action on Federal and State Legislation**

##### Federal:

Elizabeth Reitzel (Office of Congresswoman Michelle Luján Grisham) reported that the markup of the Farm Bill will not begin until after Easter (April 1<sup>st</sup>). Hopefully Congresswoman Luján Grisham's proposed changes to EQIP funding will get into the underlying bill. If not they will be added through an amendment. Ms. Reitzel added that Congressman Ben Ray Luján's EQIP bill add aids acequias and Congresswoman Luján Grisham's EQIP bill aid land grants and minority ranchers. The markup of the bill may take place in a matter of 1-2 days. Mariana Padilla of Congresswoman Luján Grisham's needs a point of contact to during the markup that is available in the afternoons and evenings. Ms. Reitzel announced that she is leaving Congresswoman Luján Grisham's office at the ends of March to join a local law firm.

Mr. Archuleta reported that he has not heard anything regarding the Traditional Use Bill sponsored by Congressman Ben Ray Luján. He added that he has received Representative Steve Pearce's bill and that the NMLGC has submitted comments on the draft bill. The Northern New Mexico Stockman's Association have also provided comments that the Council has not yet seen. Mr. Archuleta commented that we are unsure of the timetable for the bill and that the New Mexico Land Grant Consejo will be discussing the bill at the March 17<sup>th</sup> meeting, where he will present on the concept of a bill creating a land grant trust fund as well. concerning cemeteries, the NMLGC have received very little information from land grants regarding historic cemeteries on federal lands. Agencies (state and federal) likely

have the best information, including archaeological surveys. The Council or Land Grant Studies Program may consider submitting FOIA and/or IPRA request for this information. Ms. Domínguez committed to submitting a request to the BLM and USFS on behalf of the Office of Senator Martin Heinrich. Councilor Martínez commented that people for the location of these cemeteries because of the loss of land generations ago.

State:

Mr. Archuleta reported that the Town of Tomé Land Grant has a meeting with the Taxation and Revenue Department March 16 regarding tax delinquent lands within the patented boundary of the Town of Tomé Land Grant. Because the language of HB 88 does not specify which land grants are effected by the bill it may be necessary to explore historic grants in Valencia County to be certain whether the provisions of the bill apply to grants other than Tomé. Councilor Martínez commented that the Interim Land Grant Committee wants land grants to submit capital outlay requests differently and would like for the NMLGC to gather information from land grants to present and prioritize with the Interim Land Grant Committee. He continued that capital outlay is dependent on oil and gas revenues and that land grants have the prerogative to discuss their requests with their legislators. Chairman Sánchez commented the NMLGC should prioritize work and meet with ILGC chairs Senator Liz Stefanics and Representative Miguel García. Mr. Archuleta reported that he received an inquiry from Santo Tomás Apóstol del Río de las Trampas Land Grant president Alex López regarding elections. Mr. López asked if elections needed to be held if no new candidates were running and if time and expense can be spared and board members can be retained through acclamation. Current statute requires elections to be held regardless of the number of candidates, while soil and water conservation districts (by comparison) routinely cancel elections.

**14. Discussion and Possible Action on Land Grant Registry**

None

**15. Discussion and Possible Action on Correspondence Received by Council**

Councilor Martínez requested that a letter submitted to the NMLGC (in packet) be included in the registry. Mr. Archuleta shared a letter the NMLGC submitted to the Construction Industries Division supporting the Cañón de Carnué LG.

**16. Discussion and Possible Action on Land Grant Studies Program Update**

Jacobo Baca (NMLGC) discussed a digitization project with the Town of Tomé LG, wherein microfilmed baptismal and marriage records are being digitized by the LGSP for the Town of Tomé.

**17. Discussion and Possible Action on Staff Assignments**

none

**18. Public Comments – discussion only**

Michelle Barlow of the Rio Puerco Rangeland Trust discussed the restoration of the former San Clemente, Belén, Nicholas Durán land grants and her interest in HB 88.

**19. Miscellaneous Announcements**

The New Mexico Land Grant Consejo will hold its quarterly meeting on March 17, 2018 in Tajique, NM.

**20. Date and Location for April Council Meeting**

The next Council meeting will take place on Friday, April 13<sup>th</sup> 2018 (10:00am) and will be held at the Science and Technology Park (Albuquerque, NM).

**21. Adjournment:**

Councilor Martínez made a motion to adjourn the meeting; Councilor Padilla-Gutiérrez seconded the motion. The meeting adjourned at 12:20am.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
April 13, 2018 - 10:00 am  
Science & Technology Park  
851 University Blvd SE, Suite 202  
Albuquerque, NM 87106

## **Minutes – FINAL**

### **Regular Council Meeting**

#### **1. Call to Order - Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:13am. Roll call of the Council members: Leonard Martínez, Macario Griego, Rita Padilla-Gutiérrez, and Juan Sánchez were present.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Macario Griego (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Manuel Trujillo (Santa Bárbara LG); Bonifacio Vásquez (Santa Bárbara LG); Marlo Aragón (Office of the Attorney General); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo Baca (staff – NMLGC/UNM-LGSP); Rebecca Correa Skartwed (San Antonio de las Huertas LG); LM García y Griego (UNM-LGSP); Lisa Morrison (BLM); Ericka Luna (USFS); Marie Sebrechts (USFS); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Poqueen Rivera (Office of Rep. Michelle Luján-Grisham); Eric Castillo (Office of Sen. Martin Heinrich)

#### **3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of March 15, 2018**

Councilor Padilla-Gutiérrez motioned to approve the meeting minutes of the March 15, 2018 Council meeting; Councilor Griego seconded the motion. The motion was approved unanimously.

#### **5. Discussion and Possible Action on FS Update, PLVC, Forest Plan, Spanish Speakers Focus Group**

Marie Sebrechts, USFS Region 3 Director for Public and Legislative Affairs, discussed work with community partners and plans to work with Spanish speakers to make USFS communications more culturally relevant. Focus groups of 8-10 people will include both those familiar and unfamiliar with the Forest Service. Mr. Arturo Archuleta (staff – NMLGC) and Chairman Sánchez provided a list of Spanish speakers that would add value to the discussion. Ms. Seibrechts commented that the focus groups will discuss what conservation means to Spanish speakers; Ericka Luna (USFS) added that Region three is responding to community members that opined that the USFS needs to increase levels of support and service to Spanish speakers. Councilor Leonard Martínez commented that

culture and heritage need to be taken into account, especially to avoid scheduling meetings on important days like Ash Wednesday or during the *limpia* (acequia cleaning). Ms. Seibrechts stated that the USFS would like for the group to meet before May 31, 2018; Ms. Luna added that a location has not yet identified, but areas in the Río Arriba have been considered. Councilor Griego asked Ms. Luna about past interest by the Cañón de Carnué LG in acquiring the cement plant within the historic boundaries of Grant; Ms. Luna stated that the Grant can work with the Cibola National Forest and Sandia Ranger District, as well as Team 5. Mr. Archuleta commented that the Council will revisit the list to take the conservation focus further into account. Bonifacio Vásquez (Santa Bárbara LG) discussed Wild and Scenic River designations and the Río Santa Bárbara, stating that the WSR designation and the Carson NF draft plan is beyond the grasp of many locals in the area, especially since the language is very technical and many are not computer literate.

Ms. Luna provided an update regarding the Piedra Lumbre Visitor Center. She stated that a letter was sent by Carson NF Supervisor James Durán and confirmed that the NMLGC did receive the letter. Alicia Gallegos could not attend the NMLGC meeting and asked that any comments be sent to her. The Forest Service will bear the cost of the appraisal of the PLVC. Mr. Archuleta commented that letter was confusing as the NMLGC was identified as the entity that carried the “financial ability and intent to purchase.” The communities involved in the process will ultimately make the final decision whether or not to proceed once the appraisal is received. The NMLGC was discussed as a potential partner at the March 6 meeting in Hernández, but has not discussed being involved. The NMLGC will respond to the Carson NF in a letter. Mr. Archuleta commented that additional materials regarding the PLVC have been received, including land exchange maps that are hard to read. Parcels mentioned in the documents (in the Cañón de Taos, San Joaquín del Rio de Chama, Peñasco and Cañones areas) are hard to identify and there are still questions of whether transfer took place. The NMLGC anticipated receiving not only maps but more information regarding the transfer; Ms. Luna responded that she will check with R3 office for additional mapping and documents.

Councilor Martínez commented that the Council’s role in the PLVC needs to be more clearly defined. Chairman Sánchez responded that the PLVC will be discussed in the May 2018 meeting. Ms. Luna also asked for help meeting with Abiquiú LG; the Española Ranger District had apparently met with the Grant and Mr. Archuleta added that the NMLGC has been working with the Abiquiú LG for more than a year on their road easement issue with the USFS. Ms. Luna commented that 2018 will have a heavy fire season and the USFS has fire preparedness information that it can share with communities; the NMLGC can help distribute this information. Chairman Sánchez/Ms. Luna commented that Elaine Kohrman has left the Cibola National Forest supervisor position to become the deputy Regional Forester for Region 3. Ne replacement for her former position has been named. Chairman Sánchez added that Walter Dunn is retiring and Ian Fox will be on detail managing the CFRP program; Ms. Luna added that Region 3’s FOIA official has left.

Councilor Martínez discussed firewood permits and the proposed irrigation project in the Cañón de Chama, and Mr. Archuleta offered staff assistance in completing paperwork for a

formal request / special use permit. He responded that he has verbal commitments for assistance from the Santa Fe National Forest and the Soil and Water Conservation District.

Mr. Archuleta discussed the Wild and Scenic River identification / potential designation of the Río Santa Bárbara. Santa Bárbara LG president Bonifacio Vásquez attended the last Council meeting requesting assistance; Mr. Archuleta was preparing to arrange a meeting with Bjorn Fredrickson, who coordinates the program for Region 3, but Kevin Naranjo of the Carson NF stated that the Rio Santa Bárbara was off the list and no longer considered at the March 16 quarterly land grant meeting. Mr. Vásquez stated that he attended the March 21 WSR meeting in Taos that Mr. Naranjo said that he misspoke and that a 1.5 miles stretch of the river above the campground was still under consideration. Mr. Vásquez added his concern that the WSR designation will match the boundaries of Pecos Wilderness, which are unclear. Mr. Archuleta commented that the NMLGC will help set up a meeting with the WSR coordinator and that the Santa Bárbara LG should be allowed more time to produce comments in light of this confusion. Ms. Luna responded that she will clarify the timeline for comments and ensure that the NMLGC and Santa Bárbara LG receive information regarding WSRs; Mr. Vásquez requested that the meeting be held in Peñasco and submitted a letter that was forwarded to the Carson National Forest by the Santa Bárbara LG. The NMLGC will attend a Carson NF government working group meeting on April 18; the Santa Fe NF has public meetings planned for the spring and summer; the Cibola will hold collaborators meeting on May 29<sup>th</sup>. Jacobo Baca (NMLGC) reported the he represented the NMLGC at a recent Region 3 EADM workshop, which was productive but indicative of land grants different relationship to land than typical forest system users.

#### **6. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) reported that the state land exchange (BLM and NM State Land Office) has started; David Herrell will send the first few chapters of the agreement; Mr. Archuleta commented that the NMLGC is going through the approval process to be a cooperating agency. Ms. Morrison reported that the Mancos RMP will be available by July 2018 and the RAC meeting will held on June 12<sup>th</sup>. There has also been a BLM land acquisition of 649 acres in the Rio Grande del Norte National Monument, east of Cerro Chillo. Tammy Torres of the Taos Field Office is working on Councilor Martínez request for information on trails near Gallina. Ms. Morrison asked if the NMLGC has any word form the San Miguel del Bado LG regarding cemeteries; Mr. Archuleta responded that the Grant is busy getting a senior meal site returned to their community center.

#### **7. Discussion and Possible Action on Attorney General Requests – Tierra Amarilla, Manzano**

Mr. Archuleta reported that the Tierra Amarilla LG met with the NM Attorney General's office regarding a property dispute at the end of March. The NMAG Treaty Division did not receive funding for FY 2018 but still committed to aid the Grant. Members of the Interim Land Grant Committee have also expressed concern and have requested clarification on the status of the Manzano Land Grant, specifically what their status is as a political subdivision as they are not governed under Statute 49-1. As a state agency, the NMLGC can request opinions from the New Mexico Attorney General to clarify whether they are or are not a

unit of government. Ms. Aragón responded that such a request should be submitted to the Open Government Division of the NMAG's office.

Councilor Martínez made a motion that the Council seeks an opinion from the New Mexico Office of the Attorney General as to whether the Manzano Land Grant is a unit of government and what laws apply to them; Councilor Griego seconded the motion. The motion passed unanimously.

Mr. Archuleta reported that he received a phone call from Victoria of the NM Attorney General's office regarding HJM 1. They are putting together a tax force regarding the tax issues and the *lineas* of Cristóbal de la Serna LG, which includes Taos County, the Taxation and Revenue Department, the NMLGC, the NM Attorney General's office and the Cristóbal de la Serna LG.

### **9. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests**

Mr. Archuleta reported NMLG has submitted invoice (in packet with UNM billing). NMLA attorney David Benavides has contacted Don Fernando de Taos LG president Frank Trujillo regarding their cemetery issue; Mr. Trujillo stated that he will discuss and determine whether they will submit an application for additional monies for the support fund. Mr. Vásquez discussed assistance from NMLA for the Santa Bárbara LGs water declaration.

### **10. Discussion and Possible Action on Council FY 2018 and FY 2019 budgets**

Mr. Archuleta presented the April 2018 budget update (handout). The Council still has not received any support fund reimbursement requests. He does not anticipate issues but will be following up with grants that received support fund. There remains \$1,809.00 in the state travel budget, sufficient funds to travel for the next two meetings. A \$84,601 balance remains in the UNM contract and is on target to be spent. Personnel travel has approximately \$4,300 remaining. The legal service contract will also be spent down. The FY 2019 legislative appropriation is the same; the Land Grant Support Fund budget will remain the same, publishing will be reduced and a UNM mandated 1% raise has been incorporated. Councilor Padilla-Gutiérrez asked if some services could be combined and Councilor Griego asked if the Land Grant Support Fund could be used to purchase Risk Management (RM) insurance and commented that the Council had previously asked the Attorney General's office if funding can be so used. Marlo Aragón (Office of the Attorney General) responded that she did not have an answer but work to provide one; Mr. Archuleta responded that the FY 2020 budget request could include an RM funding pool that grants could apply for, along with an on staff attorney and funding for survey work. The Council may also discuss needs with land grants and plans to discuss future budget priorities with the Interim Land Grant Committee Chair Liz Stefanics and Vice-Chair Miguel García.

Councilor Martínez made a motion to approve FY 2019 budget as recommended; Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.



### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented pay request 8, and including billing from March 2018 for a total of \$24,813,94. Councilor Martínez made a motion to approve pay request 8; Councilor Griego seconded the motion. The motion was approved unanimously.

### **12. Discussion and Possible Action on Land Grant Support Fund**

None

### **13. Discussion and Possible Action on Federal and State Legislation**

#### State:

Mr. Archuleta discussed the HB 88 and a March 16 meeting between the Town of Tomé LG and the New Mexico Taxation and Revenue Department (NM TRD). He stated that the NM TRD has demonstrated a will to return land to the Town of Tomé LG. 5,000-6,000 acres are eligible for sale under the provisions of HB 88; NM TRD has prioritized 1,000 lots and local legislators have committed their support. The NM TRD also wants to aid getting other tax delinquent properties and abandoned properties within the historic boundaries of land grants back to land grant boards of trustees. Because properties that have been divorced from tax rolls lower the bond rating for the State and for counties, it is in the NM TRD's interest to get them off tax delinquent rolls even if little income is generated. The actions of NM TRD in Valencia County may impact other land grants' efforts towards land recovery. They are currently working with the Cristobal de la Serna LG on the lines issues and has committed to presenting to the Interim Land Grant Committee to discuss further. Councilor Griego asked if support fund money could be used to purchase the lots in question; Chairman Sánchez and Mr. Archuleta responded that it could be used for such purposes and Councilor Martínez added how a federal/state trust could aid opportunities like these.

#### Federal:

Mr. Eric Castillo (Office of Senator Martin Heinrich) introduced Poqueen Rivera, who replacing Elizabeth Reitzel and is the new point of contact for the NMLGC from Representative Michelle Luján Grisham's office. Ms. Rivera reported that the Farm Bill text has been released; its is a massive bill and the main concern is the reduction of SNAP benefits. Mr. Castillo stated that Patricia Domínguez was unable to attend the meeting and reported no new info regarding cemeteries. Ms. Michelle Jácquez-Ortiz (Office of Senator Tom Udall) commented that the next land grant quarterly meeting with staff of the New Mexico Congressional Delegation will be May 18<sup>th</sup> and that Sen. Udall's office will be coordinating. Mr. Archuleta circulated copies of two congressional bills and comments that the NMLGC drafted to the Councilors, including a land grant commission bill drafted by Representative Steve Pearce and the traditional use bill carried by Representative Ben Ray Luján. Comments are often fixing grammatical errors, others are more substantive to ensure intent of legislation is clear. The Council discussed comments that were submitted on both bills, including the need to ensure access for traditional land grant communities and to ensure the bill applies to other federal agencies, not just BLM and USFS. The sections regarding NEPA reportedly raised flags in current political environment, which is a bigger issue for acequias than for land grants.

Councilor Padilla-Gutiérrez made a motion approving NMLGC comments on the traditional use bill; Councilor Griego seconded the motion. The motion passed unanimously.

Regarding the land grant commission bill, the NMLGC staff met with representatives of the Northern New Mexico Stockman's Association regarding grazing concerns in the draft bill. The comments submitted to Representative Pearce's office include clarifying the body that would bring action (a board rather than an individual heir) and the transfer of federal lands. This bill would give authority to federal agencies to transfer land back to land grants.

Councilor Martínez made a motion approving NMLGC comments on the land grant commission bill; Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

#### **14. Discussion and Possible Action on Land Grant Registry**

Mr. Baca reported that four items have been received by the NMLGC for inclusion in the New Mexico Land Grant Registry, including

- Letter from the Town of Tomé LG regarding the appointment of two members replacing two members that resigned;
- Updated and adopted by-laws from the San Antonio de las Huertas LG;
- Copy of FOIA letter from San Joaquín del Río de Chama LG to Ericka Luna, USFS, requesting a list of all resources permitted by the USFS;
- 2015-2017 Annual Reports from the Don Fernando de Taos LG

#### **15. Discussion and Possible Action on Correspondence Received by Council**

Letter from Bonifacio Vásquez regarding the Río Santa Bárbara and potential Wild and Scenic River designation.

#### **16. Discussion and Possible Action on Land Grant Studies Program Update**

LM García y Griego reported that the Office of the Vice President for Research is conducting a review of the LGSP. The NMLGC has informally served as the advisory committee to the LGSP; the LGSP would like to affirm that the NMLGC will formally serve as the LGSP advisory committee for FY 2018 and 2019.

Councilor Padilla-Gutiérrez made a motion approving that New Mexico Land Grant Council serve as the advisory committee for the Land Grant Studies Program; Councilor Martínez seconded the motion. The motion passed unanimously.

#### **17. Discussion and Possible Action on Staff Assignments**

None

#### **18. Public Comments – discussion only**

None.

**19. Miscellaneous Announcements**

The New Mexico Land Grant Consejo will hold its annual meeting on June 16<sup>th</sup>, 2018 in Capulín, NM.

**20. Date and Location for May Council Meeting**

The next Council meeting will take place on Friday, May 11<sup>th</sup> 2018 (10:00am) and will be held at the NMHU (Las Vegas, NM).

The June meeting will be held on June 22, 2018 in Santa Fe, NM, location tbd.

**21. Adjournment:**

Councilor Martínez made a motion to adjourn the meeting; Councilor Padilla-Gutiérrez seconded the motion. The meeting adjourned at 12:20am.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date

New Mexico Land Grant Council (NMLGC)  
New Mexico Highlands University  
Student Union Building, Room 322  
800 National Avenue, Las Vegas, NM 87701  
May 11, 2018 - 10:00 am

## **Minutes - FINAL**

### **Regular Council Meeting**

#### **1. Call to Order - Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:13am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutiérrez, and Juan Sánchez were present.

#### **2. Introduction of Guests**

Juan Sánchez (NMLGC); Leonard Martínez (NMLGC); Rita Padilla-Gutiérrez (NMLGC); Arturo Archuleta (staff – NMLGC/UNM-LGSP); Cheyenne Trujillo (staff – NMLGC/UNM-LGSP); Jacobo Baca (staff – NMLGC/UNM-LGSP); Ericka Luna (USFS); Eric Romero (NMHU); Michele Jácquez-Ortiz (Office of Sen. Tom Udall); Patricia Domínguez (Office of Sen. Martin Heinrich); Stephen Salas (Office of Rep. Ben Ray Luján); Antonio Maestas (Chilili Land Grant); Alfonso Durán (Santa Cruz de la Cañada); Tim Hagaman (NM EDD)

#### **3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

#### **4. Approval of Meeting Minutes from Regular Council Meeting of April 13, 2018**

Councilor Padilla-Gutiérrez motioned to approve the meeting minutes of the April 13, 2018 Council meeting; Councilor Martínez seconded the motion. The motion was approved unanimously.

#### **5. BLM**

No BLM update was provided. Mr. Arturo Archuleta (NMLGC) did mention that the San Miguel del Bado LG (Mr. Joe B. Chávez, president) has yet to respond to the BLM's requests for information.

#### **6. Discussion and Possible Action on Forest Service Update**

Ericka Luna (USFS) reported that the Cibola National Forest has named Steve Hattenbach forest supervisor. He is the former director of range and wildlife and plans to meet with all individual land grants in Cibola. Councilor Leonard Martínez asked if there was any update on the Piedra Lumbre Visitors Center appraisal. He reported that the San Joaquín del Río de Chama LG fenced the historic cemetery. Chairman Juan Sánchez asked if the USFS had an answer for Councilor Macario Griego regarding the cement plant; Ms. Luna responded that the it will be part of Steve Hattenbach orientation and early conversations. She also reported that tentative dates for the Spanish speaking conservation meetings have been

scheduled for Las Vegas (May 30), Abiquiú (May 31) and Carnuel (June 1). Chairman Sánchez reported that the CFRP panel is looking for community land grant members to serve as his 6 year term is up. Mr. Archuleta reported that a draft letter to the Carson NF regarding the PLVC is in the packet. The letter expresses that the LG communities involved will decide upon receiving the appraisal and the NMLGC will support them but will not decide. The appraisal started in April and runs through June, whereafter the 90 days for the LGs to decide starts.

Councilor Rita Padilla-Gutiérrez made a motion approving the draft letter to the Carson NF regarding the Piedra Lumbre Visitors Center and authorizing the NMLGC chair to sign the letter; Councilor Martínez seconded the motion. The motion passed unanimously.

The Santa Fe NF will have an open house in May 15<sup>th</sup> and Esther García will attend a May 15 Carson NF meeting in Rio Rancho. The Cibola RD collaborative will meet May 29. Mr. Archuleta reported the confusion of the Wild and Scenic River designation and Wilderness at the Santa Bárbara LG. The Carson NF plans to designate a portion of the Río Santa Bárbara LG between the campground and Pecos Wilderness boundary. An onsite visit with WSR coordinator Bjorn Fredrickson is planned. Secretary of Agriculture Sonny Purdue is set to visit Santa Fe on Ma. Councilor Padilla-Gutierrez encouraged staff of attend RPG – encourage NMLGC staff to attend; assumes list of ag leaders is select

### **7. Discussion and Possible Action on Presentation by Tim Hagaman, NMEDD**

Tim Hagaman (NM EDD) stated that Mark Edwards (LCS – Interim Committee) invited him to discuss the interim committee calendar. He attended a training in Alcalde and thought it would be a good opportunity for each land grants to meet with economic development and other departments. He received a recent application for a LEEDS project from Anton Chico for their economic development center.

### **8. Discussion and Possible Action on Attorney General Requests**

Mr. Archuleta discussed a letter (in packet) requesting the NM Attorney General to investigate the status of the Manzano Land Grant.

Councilor Martinez made a motion approving the letter from the NMLGC to the NM Attorney General regarding the status of the Manzano LG; Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

### **13. Discussion and Possible Action on Federal and State Policy**

#### *Federal*

Ms. Patricia Domínguez (Office of Sen. Martin Heinrich) reported that the USFS asked for a formal request regarding cemeteries on federal lands. Ms. Michelle Jácquez Ortiz asked if there is anything that the NMLGC can do to provide help the Washington DC staff to brainstorm for a trust fund. Stephen Salas (Office of Rep. Ben Ray Luján) reported that Levi Patterson offered his apologies for not updating regarding the traditional use rights bill in the past month. Ms. Jácquez Ortiz reminded that the Congressional quarterly call will be May 18<sup>th</sup>, 2018 at 9:30 am. No word on the Farm Bill has been received.

## *State*

Items from the last legislative session that were not signed into law or did not move in the session will be addressed again by the Interim. These include the land grant partition bill, the Atrisco LG language, the linas of Cristobal de la Serna issue, something relating to land grant elections, funding the Treaty Division (Marlo Aragón is no longer with the Treaty Division and Tanya Maestas did not attend the meeting). New items include a guaranteed revenue stream for land grants, increased funding for the NMLGC, attempting to mirror state traditional use legislation with federal, opportunity to pursue abandoned properties that are off tax rolls and creating a unique tax assessment for LG common lands, similar to an agricultural rate without burdensome proof for vacant land. The Interim committee wants the Council to coordinate capitol requests through one half day session where land grants present capital requests.

Mr. Archuleta discussed a briefing paper on priorities for the incoming administration (handout). These include:

- *Guaranteed revenue streams* - Impacts are very small – return on investment would be huge – stability; ability to leverage funds; purchase property, no alienation from tax roles
- *Increased \$\$ for LG support programs* – includes a comparison of other councils / commissions
- *Delinquent tax properties to LGS*
- *Special tax assessment rate*
- *Land grant youth program*
- *Appointment of community oriented people to ex. Positions* – lists 9

Councilor Padilla-Gutiérrez motioned to approve the briefing paper on priorities; Councilor Martínez seconded the motion. The motion was approved unanimously.

Mr. Archuleta reported that despite the change in audit requirements from a \$10,000 threshold to \$50,000, the NMLGC continues to encourage land grants to budget. There is training for special districts; the Council offers ICIP assistance.

Councilor Martínez made a motion to adopt the revenues and expenses as discussed; Councilor Padilla-Gutiérrez seconded the motion. The motion passed unanimously.

## **9. Discussion and Possible Action on Legal Services Contract – Including Legal Assistance Requests**

Mr. Archuleta discussed the Abiquiú LG priority date water issue with the Office of the State Engineer, where David Benavides of NM Legal Aid is helping and Mr. Jacobo Baca is providing historical research support. Mr. Benavides is also providing some assistance to the Tajique LG regarding a lease agreement for transfer station with Torrance County and the Tajique Board.

## **10. Discussion and Possible Action on Council FY 2018 and FY 2019 budgets**

Mr. Archuleta presented the May 2018 budget update (handout). Carmen Morín now in charge.

*Support fund* - The Council received a San Antonio de las Huertas LG reimbursement request and is partially drawn down. San Miguel Idel Bado LG has quotes and the Town of Tomé and Juan Bautista Baldes LGs have provided no updates

*Publishing* – we are considering a small run of updated guidebook.

*Meeting expense* – Mr. Archuleta discussed travel options for June 2018 (handout); \$618.50 does not reflect UNM charged not yet billed; can afford ~\$181 for June 2018 meeting.

#### **11. Discussion and Possible Action on UNM Contract**

Mr. Archuleta presented pay request 9, and including billing from April 2018 for a total of \$19,756,77.

Councilor Padilla-Gutiérrez motioned to approve pay request 9; Councilor Martínez seconded the motion. The motion was approved unanimously.

#### **12. Discussion and Possible Action on Land Grant Support Fund**

None

#### **14. Discussion and Possible Action on Land Grant Registry**

None.

#### **16. Discussion and Possible Action on LGSP**

Antonio Maestas (Chililí LG) reported that he graduated from Earlham College in May 2018 and shared a paper on the sovereignty and the Chililí Land Grant. Mr. Archuleta reported that the LGSP is in the process of hiring 2 youth coordinators and that he and Mr. Baca aided Professor Moises Gonzales' field school through direct financial support and advise.

#### **17. Discussion and Possible Action on Staff Assignments**

Councilor Padilla-Gutiérrez made a motion approving the research of the NMLGC contract Principal Investigator (Dr. LM García y Griego) at the NARA, Library of Congress, and Supreme Court Library and other facilities relating to land grant history; Councilor Martínez seconded the motion. The motion passed unanimously.

Cheyenne Trujillo reported that she is working on website and a social media policy for the council. She will work with the Cibola NF from June 11-August 11 on their draft plan.

#### **18. Public Comments – discussion only**

Alfonso Durán of Española discussed the Santa Cruz de la Cañada LG and if its colonial status as a *villa* gave it special status as a grant. He is trying to locate the name of officers of the organized Santa Cruz LG.

#### **19. Miscellaneous Announcements**

None.

#### **20. Date and Location for May Council Meeting**

The next Council meeting will take place on Friday, June 22<sup>nd</sup> 2018 (10:00am) and will be held in Tierra Amarilla, NM).

**21. Adjournment:**

Councilor Martínez made a motion to adjourn the meeting; Councilor Padilla-Gutiérrez seconded the motion. The meeting adjourned at 12:25am.

**Approved:**

\_\_\_\_\_

Chair

\_\_\_\_\_

Date



New Mexico Land Grant Council (NMLGC)  
Pastores Mercado Building  
Los Ojos, NM 87551  
June 22, 2018 - 10:00 am

**Minutes – FINAL**

**Regular Council Meeting**

**1. Call to Order - Roll Call**

Chairman Juan Sánchez called the meeting to order at 10:03 am. Roll call of the Council members: Leonard Martínez, Rita Padilla-Gutierrez, Macario Griego and Juan Sánchez were present.

**2. Introduction of Guests**

Arturo Archuleta (NMLGC/LGSP); Tania Maestas Olivas (NM Attorney General's Office); Patricia Salazar (NM Attorney General's Office); Valentina Basile (UNM Law Clinic); Michelle Halt (UNM Law Clinic); Phillip Clark (San Antonio de Las Huertas LG); Jose Belarmino Archuleta (Tierra Amarilla LG); Melvyn Apodaca (Tierra Amarilla LG); Lisa Rivera Morrison (BLM); Mark Coca (BLM); Agapito Candelaria (Tierra Amarilla LG); Pedro Archuleta (Tierra Amarilla LG); Eloy Olivas (Tierra Amarilla LG); Gilbert Martinez (Tierra Amarilla LG); Matt Piccarello (Forest Stewards Guild); Mike Trujillo (Tierra Amarilla LG); Michele Jacquez-Ortiz (Sen. Tom Udall's office); Patricia Dominguez (Sen. Martin Heinrich's Office); Jason Quintana (Manzano LG); Cheyenne Trujillo (NMLGC/LGSP); David Benavides (New Mexico Legal Aid).

**3. Approval of Agenda**

Councilor Leonard Martínez made a motion to approve the agenda; Councilor Rita Padilla-Gutiérrez seconded the motion. The motion was approved unanimously.

**4. Approval of Meeting Minutes from Regular Council Meeting of May 11, 2018**

Councilor Padilla-Gutiérrez motioned to approve the meeting minutes of the May 11, 2018 Council meeting; Councilor Martínez seconded the motion. The motion was approved unanimously.

**5. Welcome from Merced de Los Pueblos de Tierra Amarilla**

Melvyn Apodaca, Member of the Board of Trustees of the Tierra Amarilla Land Grant, welcomed the NMLGC and the public to the Tierra Amarilla Land Grant and welcomed the public to help the Tierra Amarilla Land Grant regain their land.

**6. Discussion and Possible Action on Forest Service Update**

Mr. Archuleta (NMLGC – staff) gave an update on the Forest Plan revisions for the Carson, Santa Fe and Cibola National Forests. The Carson NF is in drafting mode; the NMLGC met with the Santa Fe NF recently and they will release information shortly; the Cibola Collaboratives meeting will be on July 25<sup>th</sup> and they have requested a Land Grant 101

session. NMLGC staff recently accompanied the Abiquiú LG on a field trip with the Santa Fe NF Forest Supervisor James Melonas, District Ranger Sandy Hurlocker and NM State Liaison Ericka Luna regarding the road easement issue. The Abiquiú LG and USFS are implementing a seasonal closure of the road. Matt Piccarello from Forest Stewards Guild reported that the Forest Guild plans to start working with Santa Barbara, Trampas and Truchas Land Grants to develop communal stewardship projects (including CFRPs) with the forest and local community organizations similar to Sierra Negra CFRP that is working with the Arroyo Hondo Arriba LG.

## **7. Discussion and Possible Action on BLM Update**

Lisa Morrison (BLM) introduced Mr. Mark Coca, the BLM State Forester, who gave a presentation on the types of forest special products that the BLM offers to communities. These include fuel wood, fence posts, piñon, pine cones and other permitted uses. They can provide 10 cords per year to land grants such as the San Joaquín LG that the grant can distribute to the community. Fuel wood is a permitted use and the BLM is willing to enter into MOU's to get forest resources into the hands of the local communities. Another tool to collaborate is in stewardship agreements, in both Stewardship Contracts and Stewardship Agreements. The difference is that in a contract, a private vendor bids on restoration job as payment for job and can remove the wood products cut. In a Stewardship Agreement, a community group cuts the material to prescription and they can then remove the material for local use. Where contracts have to be put out to bid, agreements are advertised but are not entered into a formal bid process. They are not typically sole source but can still be competitive among interested groups.

Companies clearing rights of way for transmission lines need to keep trees clear of lines. The wood generated from these projects must be removed from the site. It is up to the company to dispose of the wood. The BLM can provide contact info for the companies to allow the community to ask for the wood. Mr. Archuleta asked if contracts provide monetary compensation in addition to the wood. Mr. Coca stated that it depends on the costs of the project versus the value of the wood. Agreements are only for the wood. Mr. Archuleta then mentioned that during the Santa Fe National Forest Cooperating Agency meeting he had a chance to talk with PNM about transmission line maintenance opportunities for the local wood collection and PNM was interested. Melvyn Apodaca (Tierra Amarilla LG) asked if BLM can provide more direct work with land grants on projects and if there are any board or commissions that community members and land grants can serve on to inform the BLM. Councilor Martinez mentioned the Resource Advisory Council as a board that includes local community perspectives. Ms. Morrison mentioned that she can work directly with land grants to set up meeting with the local BLM offices and is working with local managers to set up a process and habit of informing local communities of BLM activities and field projects. Mr. Archuleta also mentioned the youth program that is being developed and asked if the youth program coordinators can work with BLM to identify potential service projects in the future. Ms. Morrison said the BLM would be very interested in working on youth projects with the NMLGC and the Land Grant Studies Program. Concerns were raised also about the ability to purchase BLM wood permits at local offices like Forest Service allows so folks don't have to travel two hours for a permit for wood that is in their backyard. Ms. Morrison asked the NMLGC about the

status of the cooperating agreement regarding the BLM SLO land exchange; Mr. Archuleta responded that the NMLGC has reviewed and commented on the first two chapters of the plan. Ms. Morrison stated that the Farmington RAC has been approved but Councilor Martinez is not officially back on yet.

### **8. Discussion and Possible Action on Attorney General's Office Update**

Tanya Maestas reported on behalf of the New Mexico Attorney General's office. She reported that the Treaty Division did lose their attorney (Marlo Aragón) but they are working on hiring someone for that position and her own presence at this Council meeting demonstrates the AG's commitment to Land Grants. Ms. Maestas mentioned the work on HJM 1 (regarding taxation of the Cristobal de la Serna LG) started with community meeting and will be working to develop a report for Interim Committee. The NMAG's office has been working with the Tierra Amarilla Land Grant on the property dispute issue and will continue to work with the Council, the UNM Law School Natural Resources Law Clinic, and New Mexico Legal Aid attorney David Benavides on resolving the issue. The New Mexico Attorney General's office wants to work with the Council and the Legislature to amend the Treaty Division Statute to be more reflective of the needs of the land grants. Mr. Archuleta mentioned that the Attorney General's office provided a letter indicating that they received the request for the Attorney General's opinion on the Manzano Land Grant and they will contact the Council with questions. Jason Quintana, president of the Manzano Land Grant stated they are operating as a Body Politic and they do not want this process to hold up any progress in the management of the grant. They have operated as a body politic under their statute since 1907. He asked Ms. Maestas where they are in terms of the Attorney General's opinion, fearing it might hold up the process. Ms. Maestas mentioned that she spoke with Mr. John Kreienkamp, the attorney assigned to the review, and he mentioned that he has started work on the opinion and hopes to have it completed soon. Mr. Archuleta recognized David Benavides of New Mexico Legal Aid and UNM Natural Resource Law Clinic students Michelle Halt and Valentina Basile for their work with the Tierra Amarilla community.

### **9. Discussion and Possible Action on CFRP Support Letter**

Mr. Archuleta gave background on the CFRP panel and the fact that they are now seeking new members. NMLGC Chairman Juan Sánchez currently sits on the panel but his term is expiring and we need to find members that can represent land grant interests on the panel. Phillip Clark (San Antonio de las Huertas LG) asked the NMLGC for support of his application. Mr. Archuleta asked Mr. Clark if the Council could get a copy of his application to review his qualifications prior to finalizing their decision for support at the next meeting.

### **10. Discussion and Possible Action on NM Forest Action Plan**

Chairman Sánchez gave background on the Forest Action Plan being reviewed for 2020 and the request for the Council to serve as a member of the review committee to draft the Plan. Councilor Padilla-Gutiérrez made a motion approving the New Mexico Land Grant Council staff to serve on the committee to review the Forest Action Plan. Councilor Martínez seconded the motion; the motion passed unanimously. Melvyn Apodaca (Tierra Amarilla LG) asked about the involvement of the Chama Peak Land Alliance will be working on the plan. There was discussion about the funding for the Alliance and if they can have a

working relationship with the Land Grants of Tierra Amarilla and San Joaquín to allow for some wood from the projects on private lands to go the land grants for distribution to the local communities.

### **11. Discussion and Possible Action on Legal Services Contract**

David Benavides (New Mexico Legal Aid) gave an update on his work, including work with the Tierra Amarilla property dispute, the Parkview Community Ditch case, water rights for the Merced de Pueblo del Abiquiú, aid to the Taji que Land Grant with a transfer station, and review of Don Fernando de Taos' paved cemetery issue. Mr. Archuleta discussed other areas of need for legal assistance, including San Antonio de las Huertas possible taking on the leadership for the mutual domestic in Placitas, as the gentlemen that have served in that role are stepping down; and Anton Chico Land Grant water issues, including the City of Santa Rosa selling water pumped from a well Anton Chico Land Grant to other entities. There also many mutual domestics on the land grant property that have been abandoned. The Anton Chico Land Grant wishes to use these wells and is unsure if these are considered new water rights claims or not. (*The NMLGC previously approved, through a motion, New Mexico Legal Aid to assist the Anton Chico Land Grant with water issues at its November 9, 2017 meeting*).

Councilor Macario Griego made a motion to provide the Anton Chico Land Grant with legal services on their water issues. The motion was seconded by Councilor Martínez; the motion passed unanimously.

Councilor Martínez made a motion to provide legal support to the San Antonio de Las Huertas Land Grant for the transfer of their community water/acequia governance to the land grant. Councilor Padilla Gutiérrez seconded the motion. The motion passed unanimously.

Councilor Martínez brought up the issue of not doing enough for the bigger legal issues like the questioning the adjudication process, reexamining the *U.S. vs Sandoval* case, etc. Chairman Sánchez mentioned that the Treaty Division was created to address these larger questions. Chairman Sánchez further stated that is why the Council needs to help change the statute for the Treaty Division. Ms. Tanya Maestas stated that a revised statute would enable the Treaty Division of the NMAG's office to address these larger issues as benefitting the public interest and that the Treaty Division is committed to assisting the NMLGC.

### **12. Discussion and Possible Action on Council FY 2018 and FY 2019, 2020 Budgets**

Mr. Archuleta presented the June 2018 (FY 2018) budget update and discussed year-end balances in line items and items in the FY 2018 UNM contract. The FY 2019 budget and FY 2020 budget concept were also discussed. The FY 2020 concepts were previously shared with the Interim Land Grant Committee. Councilor Padilla-Gutiérrez discussed the need for the Council to have an out of state travel budget (\$7,000-10,000) to ensure that the Council has a voice in Washington DC. She also mentioned Councilor Griego's past recommendation that the budget include a pool of funds that land grants can apply for to purchase risk management insurance. The Council also discussed Dr. LM Garcia y Griego's research and their interest in the what is produced from that research. They requested

that Dr. García y Griego attend the next meeting.

### **13. Discussion and Possible Action on UNM Contract FY 2018 and FY 2019**

Mr. Archuleta presented pay request #10 and the FY 2018 and FY 2019 UNM Contracts. Councilor Martínez made a motion to approve pay request #10. Councilor Griego seconded the motion; the motion passed unanimously. Councilor Padilla-Gutiérrez made a motion to approve the FY 2019 Contract with UNM. The motion was seconded by Councilor Martínez; the motion passed unanimously.

### **14. Discussion and Possible Action on Land Grant Support Fund**

Mr. Archuleta reported that the San Antonio de las Huertas, Town of Tomé, Juan Bautista Baldés and San Miguel del Bado Land Grants are working to spend down their support fund budgets. The San Miguel del Bado Land Grant purchased a washer and dryer with their support fund monies as these are necessary to operate their commercial kitchen to clean linens and cleaning items. Councilor Martínez made a motion acknowledging that a washer and dryer are necessary kitchen equipment for the San Miguel del Bado Land Grant; Councilor Padilla-Gutiérrez seconded the motion; the motion passed unanimously. Mr. Archuleta stated that he will work with the land grants to ensure that all funds are expended and reports are complete by June 30<sup>th</sup>.

### **15. Discussion and Possible Action on Federal and State Policy**

#### *Federal*

The Council discussed the Traditional Use Rights Bill (Rep. Ben Ray Luján), including acequia protection language added to the Land Grant Commission Bill (Rep. Steve Pearce). We understand that the Traditional Use Rights Bill may be dropped soon. Councilor Griego made a motion to approve new proposed language in the Traditional Use Rights Bill; Councilor Martínez seconded the motion; the motion passed unanimously. Councilor Padilla-Gutiérrez made a motion stating that the Council wants to protect acequias and that proposed language doing so should be included in the Land Grant Commission Bill. Councilor Martínez seconded the motion; the motion passed unanimously.

#### *State*

Chairman Sanchez went over the work plan for the Land Grant Interim Committee that was adopted at the June 11<sup>th</sup> organizing meeting of the Land Grant Interim Committee. The chairman then reviewed the NMLGC Report provided by the Council to the Interim Committee. Mr. Belarmino Archuleta mentioned that the Tierra Amarilla Land Grant never receives revenue from the Cumbres and Toltec Railroad. He also mentioned the lack of benefit from Heron and El Vado lakes, all of which are on the common lands of the Tierra Amarilla Land Grant. Jason Quintana felt that the Land Grants should have Planning and Zoning authority over all lands within the patented boundaries not just the common lands owned by the grant.

### **16. Discussion and Possible Action on Land Grant Registry**

None.

**17. Discussion and Possible Action on Correspondence Received by the Council**

None.

**18. Discussion and Possible Action on Land Grant Studies Program Update**

Mr. Archuleta reported that the LGSP is still in the process of hiring the two youth coordinators. He will get an update from Emanuel Storey on the status of his work with the Town of Tomé Land Grant.

**19. Discussion and Possible Action on Staff Assignments**

None.

**20. Public Comments – discussion only**

Mr. Belarmino Archuleta gave some background information on the Tierra Amarilla Land Grant and the work of La Clinica del Pueblo de Rio Arriba, Ganados del Valle, Tierra Wools and the Laguna del Campo return to the Land Grant.

**21. Miscellaneous Announcements**

Mr. Archuleta announced the ICIP workshop scheduled for June 23<sup>rd</sup> at 10:00am in Española at the Northern New Mexico College Library and offered help to any land grant needing it.

**22. Date and Location for July Council Meeting**

Next meeting to be July 9<sup>th</sup> in Albuquerque, NM, location to be determined.

**23. Adjournment:**

Councilor Martínez made a motion to adjourn the meeting; Councilor Padilla-Gutiérrez seconded the motion. The meeting adjourned at 1:15pm.

**Approved:**

\_\_\_\_\_
Chair

\_\_\_\_\_
Date

