

New Mexico Land Grant Council (NMLGC)
July 13, 2020 – 10:00am
Virtual Meeting
Zoom ID: 921 2241 3572

Minutes – Final
Regular Council Meeting

1. Call to Order - Roll Call

Chairman Juan Sánchez called the meeting to order at 10:05am. Roll call of the Council members: Andrea Padilla, Rebecca Correa Skartwed, Steve Polaco, Juan Sánchez were present. (Councilor Leonard Martínez joined the meeting late).

2. Introduction of Guests

Juan Sánchez (NMLGC); Rebecca Correa Skartwed (NMLGC); Andrea Padilla (NMLGC); Steve Polaco (NMLGC); Leonard T. Martinez (NMLGC); Arturo Archuleta (NMLGC/LGSP); Jacobo Baca (NMLGC/LGSP); Venessa Chávez (NMLGC/LGSP); Novela Salazar (Office of the New Mexico Attorney General); LM García y Griego (NMLGC/LGSP); Kris Graham Chávez (NRCS); Renee Ward (Deputy Cabinet Secretary, DFA); Carmen Morin (Special Service Bureau, DFA); Dillon Fisher-Ives (Deputy General Counsel, DFA); Jeanatte Gallegos (Special Service Bureau Chief, DFA); Scott Wright (Community Development Bureau Chief, DFA); Sofía Sánchez (Office of Congresswoman Deb Haaland); Lisa Morrison (BLM); Michelle Kavanaugh (Office of Sen. Tom Udall); Eric Chavez (Office of Congressman Ben Ray Luján); Patricia Domínguez (Office of Sen. Martin Heinrich).

3. Approval of Agenda

Councilor Andrea Padilla made a motion to approve the agenda; Councilor Rebecca Correa-Skartwed seconded the motion.

Roll call vote: Councilor Padilla - aye
 Councilor Correa-Skartwed - aye
 Councilor Polaco - aye
 Chairman Sánchez – aye

The motion was passed.

4. Approval of Meeting Minutes from Council Meeting of June 25, 2020

Councilor Correa-Skartwed made a motion to approve the meeting minutes of the June 25, 2020 Council meeting; Councilor Steve Polaco seconded the motion.

Roll call vote: Councilor Padilla - aye
 Councilor Correa-Skartwed- aye
 Councilor Polaco - aye
 Chairman Sánchez – aye

The motion was passed.

5. Discussion and Possible Action on Capital Outlay for Cristóbal de la Serna Land Purchases

Mr. Arturo Archuleta discussed the 2019 capital outlay appropriation (\$50,000.00) for the Cristóbal de la Serna Land Grant for the purchase of land. Some questioned the status of the Cristóbal de la Serna Land Grant because of an old court case that found the grant to be private. The 1990s case involved the land grant association and was flagged by Legislative Council Service (LCS) staff, who opined that the case barred the Grant from receiving public monies. Since the capital outlay appropriation was awarded, NMLGC staff has worked with the Department of Finance and Administration (DFA)'s Local Government Division staff to issue a grant agreement, which was first sent directly to the Cristóbal de la Serna Land Grant, whose officers did not sign off on the grant, fearing loss of the monies. The grant agreement was then to be reissued to the Council but was delayed. In May, the spending freeze slowed the signing of grant agreement and funds were included in final sweep of funds by the governor's office after the 2020 special legislative session. Entities whose appropriation was included in the sweep have 90 days to encumber 5% of their appropriation and Mr. Archuleta has worked with Scott Wright of DFA to spend this money.

Despite the opinion of the LCS staff member, the Cristóbal de la Serna is a community grant. In the 1930s, Taos County and the New Mexico Taxation and Revenue Department did a plain table survey of community lands to assess taxes on common land. Taos County assessed 300 families long narrow strips, called "liñas," from the river (Río Grande del Rancho) to Picuris peak. These liñas are 5 miles long and 3 feet to 300 feet wide. Families were assigned liñas on which they paid taxes. This scheme allowed land speculators to get portions of common lands by buying properties of communal land that was never meant to be owned by individuals. Both sellers and purchasers used tax payments as evidence of ownership. Starting in the 1970, developers got huge swaths of contiguous properties and the 1990s court case that determined that the Grant was private derives from the expanded claim of outside interests from a 90 acre parcel to 5,000 acres. The family that speculated in the grant lands wished to develop the property, but eventually sold the land to the U.S. Forest Service. HJM 1 directed the New Mexico Attorney General's office to study the Cristóbal de la Serna liñas issue and the NMAG recommended that the Grant purchase properties as the best solution to demonstrate that the grant is a community grant with interest in the commons. The 2019 capital outlay appropriation of \$50,000 was for the purchase of liñas and the Grant has identified owners of liñas that are interested in selling to the Grant.

The community is afraid of losing these monies. Prior to the May 2020 freeze, NMLGC staff provided information to Scott Wright of DFA; Mr. Wright stated that there was an issue with the NMLGC serving as fiscal agent. Jeanette Gallegos, Scott Wright, and Dillon Fisher-Ives commented that the issue was the NMLGC's administrative attachment to DFA, which had fiscal implications where DFA cannot make a payment to itself, as well as other budgetary issues. Ms. Gallegos also stated that usually groups receiving monies are vendors in the DFA system and the NMLGC does not have a tax id nor bank account, so DFA cannot set the NMLGC up as a vendor on their system. Funds are typically issued as a reimbursement and DFA cannot reimburse itself. DFA determined that the money goes to the Cristóbal de la Serna Land Grant and that the NMLGC would serve as fiscal agent, but grant agreement stays with grantee, the Serna Land Grant., which needs to be compliant with Executive Order 6 issues. Mr. Archuleta responded that the Grant is

cash and land poor and would request advanced payment; Ms. Gallegos responded that funds can be advanced with a 5 day window to complete the purchase. Chairman Sánchez commented that he was glad that this is finally working out as the Council and Grant have been waiting for a long time. Mr. Wright asked if the Grant had agreed upon procedures, which, if up-to-date, can move the process more quickly. Mr. Archuleta responded that they have less than \$10,000 per year in revenue and need only to complete the certification; he will check with Grant president Beverly Armijo to see that this have been submitted. He also asked if the language in the capital outlay request, specifically naming the New Mexico Land Grant Council, will be an issue; Ms. Gallegos responded that she checked with the DFA CFO and that it is fine for the NMLGC to continue to serve as the fiscal agent. Mr. Archuleta followed asking that if the NMLGC were to receive an appropriation, would this be an issue in the future, or if this is an issue just because this money was received on behalf of another entity; Ms. Gallegos responded that the issue is that the Council is receiving the monies on behalf of a land grant. Mr. Archuleta added that in 2009, the legislation creating the NMLGC specifically stated that the NMLGC could serve as a fiscal agent, recognizing that land grants are cash poor and that the NMLGC may need to help land grants in these situations. This is the first time that NMLGC has tried to do this and is something that the NMLGC needs to explore. The Council has also discussed proper place for the NMLGC and have explored UNM as a possible place to house the Council. Since its inception, the NMLGC has grown in services it provides to land grants, despite constraints inhibiting its growth. Ms. Gallegos responded that she agrees and that the discussions need to continue, specially on how to move forward on fiscal agent agreements. Land grants generally do not have money go to a fiscal agent but need oversight to ensure that the monies are spent properly.

6. Discussion and Possible Action on U.S. Forest Service Update - Including Master Stewardship Agreement and Manzano Lake Issue

Mr. Archuleta commented that discussions with the U.S. Forest Service have continued n how best to meet the needs of land grant communities. There communities most often have issues with obtaining fuelwood and the three northern forests (Carson, Cíbola, Santa Fe) hope to replicate the community-based forestry model used in the Cerro Negro Project and in Las Trampas. To expand these projects, an overarching agreement at the regional level may be necessary. Chairman Sánchez and Councilor Martínez were members of the Council when such an agreement was attempted in 2012 under the Martínez administration, but was blocked when DFA did not want to take on the administration of federal grants and did not approve of new funds coming into communities. The Council decided not to pursue another agreement until a change in administration. Governor Michelle Luján Grisham's administration is interested in these agreements. The draft Master Stewardship Agreement (MSA, in packet) would allow for the three northern forests to engage in local stewardship agreements with communities through SPAs (Supplemental Project Agreements). Even in tough financial times, these agreements are important where there are excess monies that can be put toward these approved projects. At the end of the fiscal year, the USFS can move funding from firefighting and other projects to these local community projects, like fuelwood projects. The SPAs themselves are agreements with local communities and the NMLGC may serve as fiscal agent or may simply help local communities administer these funds. The NMLGC staff has worked with the USFS to revise and update the 2012 MSA and the next step is going to DFA to discuss further. Mr. Ives-Fisher asked what justification was provided by DFA in negating this agreement in 2012. Mr. Archuleta responded that the NMLGC created under Richardson administration and was actually staffed by

DFA (Jimmy Rodríguez of the Capitol Projects Bureau) but that the Martínez administration did not prioritize staffing nor funding the Council and at one point, wanted to issue the Council its budget via a lump sum payment until they figured that they could not do so. They reluctantly decided to issue budget to NMLGC, which contracted their own staff while DFA provided limited administrative and fiscal support for the Council. In the case of the 2012 MSA with the USFS, DFA decided they did not want to take on this extra work. The Council was set to sign the MSA and, at the 11th hour, immediately before the Council meeting, DFA decided that they would not sign off on the agreement. The NMLGC backed off and the Forest Service did not pursue, and the MOU between the Council and the USFS expired in 2016. A new MOU has not moved forward under the Trump administration.

Councilor Polaco asked if the agreement would apply to state lands, as he wants to make sure the Tierra Amarilla Land Grant is not left out; Mr. Archuleta responded that it only applied to federal lands of which the USFS was the manager. The Legislative Land Grant Interim Committee did discuss the possibility of traditional uses on state owned properties and LCS stated that it will be on the agenda for the 2020 interim session. Ms. Gallegos (DFA) stated that she does not know the history of the previous MSA and that it would be beneficial to see to know what was involved and to approach the new DFA leadership to see what it entails. The CFO of DFA has stated that the NMLGC does not have authority to receive funds outside of funding received from HB 2. The Council would need to work with the Administrative Services Division and the Budget Division to see how to get authority for any funding outside of HB 2. This could as simple as a budget adjustment request. Mr. Archuleta also stated that the NMLGC is awaiting its final 2021 budget from DFA, so the Council can adjust budget for FY 2021. Budget requests for 2022 are typically due in September and the NMLGC usually discusses this in the July and August meetings. The Governor's administration recommended increasing the Council budget in the 2020 Legislative Session and at the end of the session, Local Government Division director Donnie Quintana asked that DFA and the NMLGC discuss the Council's budget jointly. Where other departments and agencies are taking cuts on growing budget, the NMLGC is taking cuts on flat budget. The Council will typically ask for growth as it is understaffed.

Ms. Gallegos responded that DFA does not anticipate a budget cut for the NMLGC for the FY 2021 budget. The current agency official draft (which has yet to be approved) does not include a cut as cuts have been prioritized for programs that did receive increases. FY 2022 requests are due to the LFC by September. In her opinion, FY 2022 will not include any increases, but she also does not anticipate any additional cuts for FY 2021. Mr. Archuleta thanked Ms. Gallegos for the update and stated that the Council will likely not meet until the middle of August, meaning that the Council might have a special meeting in late July or early August to discuss the FY 2022 budget and hold a workshop to create a recommendation. He asked what the "drop-dead" date for a budget recommendation to DFA was. Ms. Gallegos responded that a collaborative budget developed and submitted to DFA by early August would work. Councilor Martínez commented that last time the Council did an MSA, it took lots of time and effort and DFA blocked it and did not want to waste time and budget when funds are low if this type of agreement will not be approved. Resources from the federal government would help, especially in projects benefitting land grant communities. The San Joaquín del Río de Chama Land Grant is expending monies and effort to procure firewood. Mr. Archuleta suggested that DFA and the USFS have a meeting that includes the New Mexico State Forester, to go over the MSA, so everyone has an understanding of

the agreement. Chairman Sánchez suggested to Mr. Archuleta that he share a copy of the 2012 MSA with DFA; Mr. Archuleta responded that the draft MSA is in the meeting packet but that he can also share separately and asked Ms. Gallegos to share the names and contact information for DFA staffers that would need to review the agreement. Mr. Fisher-Ives commented that DFA will give do credit and review and does not want to waste anyone's time; the MSA may possibly be easy and DFA will look at this with a new set of eyes. Regarding other revenue sources, if discussing federal funds, which are received outside of HB 2, there might be more flexibility. He asked if transfer authority was being discussed as well and questioned what other funding sources were discussed. Ms. Gallegos responded that, per Elena Tercero and Miranda Mascareñas of ASD, the NMLGC does not have the authority to receive funds and would need a budget authority adjustment. LM García y Griego (LGSP) commented that in 2012, the NMLGC was invited to apply for grant with the federal Economic Development Administration and left more than \$100,000 on the table in light of the 2012 MSA decision by the previous administration. He expressed his appreciate that DFA is looking into this as it is important to not have roadblocks.

Manzano Lake issue

Mr. Archuleta reported that the Manzano Land Grant asked the USFS for information regarding the Manzano Lake because water use was negotiated with only Manzano Spring and Ditch and not the Manzano Land Grant, which had a separate statute but is now governed under §49.1. The Grant inquired about the lake as their due diligence as owner of the property and on behalf of the heirs of the Manzano Land Grant. The USFS staff initially questioned the standing of the Manzano Land Grant to inquire and did not respond to the FOIA request. The Forest Service also found an alternative source and approached the Apple Valley Ranch for water for firefighting. The small water source at the Ranch only allowed for 2 dips and in the Ojo de los Casos Fire burning in Chililí, the USFS went back to the Manzano Lake and ignored issues over the ownership of the lake and its waters. There are also concerns that the Manzano Spring and Ditch is not operating legally as it has not had elections for years. The USFS responded to the Manzano Land Grant's FOIA request and issued information, some or which is included in packet and other parts shared with Council members. Some parts were redacted, protecting privacy of individuals. The Manzano Spring and Ditch was organized under the acequia statute and needs to be public in its operations. Mr. Archuleta was disappointed that the Forest Service went to another source rather than addressing the community concerns in the water use agreements for the Manzano Lake. Chairman Sánchez reported that the Ojo de los Casos Fire burned more than 200 acres, including 20 acres on the burn scar of the Dog Head Fire (2016), which prevented the fire from spreading.

8. Discussion and Possible Action on Federal and State Legislative Updates

Federal

Mr. Archuleta reported that he discussed H.R. 3682 with Levi Patterson of Rep. Ben Ray Luján's Washington office. The report for the appropriation bill included language that mentioned land grants and discussed the Mexican Spotted Owl issue. This might elevate the issue, the Mutual Stewardship Agreement and access to other similar agreements.

State

Council staff has learned that the Interim Land Grant Committee will have meetings via WebX, but are not sure what topics will be discussed and how many meetings will be held. Committee staffer Mark Edwards reached out to Mr. Archuleta and Paula Garcia of the NM Acequia Association for potential topics. Mr. Archuleta sent Mr. Edwards the following list: Revision of the Treaty Division statute, including cleaning up language; clarification of the natural resources protection authority of land grants; recognition of the Cristóbal de la Serna Land Grant and update; guaranteed revenue streams for land grants; traditional use access or transfer of state lands to land grants; natural resource management, including youth projects; the NMLGC in the State Forest Action Plan; Legal and professional services update; Laguna del Campo update; Piedra Lumbre Visitors Center update; future home of the NMLGC; NMLGC update; LGSP update; and federal legislative updates.

If Mr. Edwards and Land Grant Council sets up conference call, the NMLGC will need to designate 2 members to be on call with chair and vice-chair of the Interim Land Grant Committee. Councilor Padilla asked that the an topic be added, to discuss the MRGCD (Middle Rio Grande Conservancy District) and how larger land owners are getting water and smaller land owners are not. The Tomé Grant had access to the middle of the river. She asked if these should be discussed in the Interim session or should be discussed further in a Council meeting. Mr. Archuleta responded that he did mention water management and land grants as a potential topic, citing examples of the Manzano and San Antonio de las Huertas Land Grants. The Interim Land Grant Committee may have panel discussion and Tomé could be included. Eric Chávez (Office of Congressman Ben Ray Luján) again mentioned that language in appropriation bills ask the Secretaries of Interior and Agriculture to recognize traditional uses of recognized land grants and acequias in to consider and plan for these traditional uses in the land management plans. This bill will pass the U.S. House or Representatives this month and the Congressman hopes to get feedback from the committee on the traditional use legislation (H.R. 3682). These both are big steps forward to have these uses recognized by the federal government. Regarding the MSO injunction, Congressman Luján's office has raised concerns with the Forest Service and will be on a call soon. He has also asked for flexibility in deadlines for the CFRP & CFRLP because of the MSO injunction. Councilor Polaco thanked Mr. Eric Chávez for his work supporting traditional uses, which are important for the Tierra Amarilla Land Grant.

9. Discussion and Possible Action on FY 2019 Land Grant Capital Outlay Updates

Mr. Archuleta reported that NMLGC staff hope to get the Cristóbal de la Serna Grant moving to ensure that they have everything prepared to spend their 2019 capital outlay appropriation. The San Joaquín del Río de Chama, Tierra Amarilla and Juan Bautista Baldes Land Grants were able to sign off on purchase and sale agreements for the Piedra Lumbre Visitors Center. The USF now has to complete their environmental assessments. The San Joaquín del Río de Chama Grant will serve as the fiscal agent. Money has not yet been budgeted and Scott Wright of DFA said that they will notify when monies are available, at which time the Grants can encumber \$600,000 to complete the purchase. The Tecolote Land Grant is working to ensure they encumber 5% of the \$50,000 received to repair the Tecolote Community Center. The Cañón de Carnué Land Grant received \$68,000 for an RV park but are lacking agreed upon procedures reported to the State Auditor. NMLGC has contacted their president, who is working on compliance. The Merced de Manzano has completed the purchase of old tiendita and now have a community center building, the Town of Tomé Grant completed their purchase of the old jail site and the Chililí Grant

purchased a bulldozer. The Council and Mr. Archuleta extended their appreciation to Venessa Chávez, NMLGC staff member, who has done an amazing job of working with land grants to ensure they get capital outlay and land grant support fund awards expended.

Councilor Martínez asked about the timeframe to expend the \$300,000 remaining after the purchase of the PLVC. The San Joaquín del Río de Chama LG boards wants to ensure that contracts for cleaning work, etc., are ready to go as soon as the property is officially acquired. Mr. Archuleta responded that the USFS required that agreement be signed by July 4 to hold appraisal price and now the USFS needs to complete its environmental assessment and finish clean up with the hope of closing later this summer. The EA process is often slow but hope to have the encumbrance in anticipation or purchase, where grants can get estimated costs. As we get closer to purchase, grants can get quotes ready to get this work done. Councilor Polaco asked Councilor Martínez to let the Tierra Amarilla Land Grant know when they are soliciting quotes so that they can be included and perhaps discuss with contractors in Tierra Amarilla, to help get the best quotes. Councilor Martínez responded that all decisions will include all three land grants.

Jason Quintana (president, Merced de Manzano) added that the Merced de Manzano has encumbered all funds and purchased the facility and thanked the NMLGC and its staff for the help, adding that the grant should get the deed soon. Any money left over to do some remodel will be discussed in a land grant meeting. Also, monies for project at Punta de Aguahave not moved forward. Mr. Archuleta commented that the NMLGC wanted to ensure the Merced de Manzano building purchase as completed first before discussing the Punta de Agua project with DFA as the project involves a mutual domestic that is not organized as a unit of government and involves the Merced de Manzano insofar as it agreed to serve as fiscal agent. He stated that he will discuss this with Scott Wright and Donnie Quintana of DFA (who is on loan with the Department of Health) on how best to proceed. Councilor Padilla asked if the Council has heard anything about the bond sale for capital outlay; Mr. Ives-Fisher (DFA) responded that he has heard nothing and that inquiries should go to the Board of Finance, which makes these decisions. Carmen Morin agreed and stated that the Board of Finance has meeting on July 21, but she does not know if the bond sale is on their agenda. Mr. Archuleta stated that he would look into it and ask Mr. Wright of DF when they discuss the Punta de Agua appropriation.

10. Discussion and Possible Action on State Forest Action Plan Update

Chairman Sánchez discussed comments on the draft New Mexico State Forest Action Plan developed by NMLGC staff. Comments were shared with Council in the June meeting and members opted to defer action until this July meeting. (Comments were submitted to the New Mexico Forestry Division on May 29, 2020, the comment deadline).

Councilor Correa-Skartwed made a motion to approve New Mexico Forest Action Plan comments submitted on behalf of the New Mexico Land Grant Council; Councilor Padilla seconded the motion.

Roll call vote:

- Councilor Padilla - aye
- Councilor Martínez - aye
- Councilor Correa-Skartwed- aye
- Councilor Polaco - aye

Chairman Sánchez – aye

The motion was passed.

7. Discussion and Possible Action on BLM Update

Lisa Morrison of the BLM reported that the final EIS for the Rio Puerco Field Office management plan will be published in early August, after which a 30 protest period for those that submitted comments and 60 day consistency review period will follow. The BLM hopes to have a Record of Decision in early October. A virtual public scoping meeting for Horse Thief Mesa's travel management plan will take place on July 22; the area is north of Arroyo Hondo. The comment period for the Farmington-Mancos RMP has been extended to August 25. The Farmington Office will hold meetings in mid to late August. Councilor Martínez had a meeting and would like to set up a meeting with M. Archuleta and Mr. Jacobo Baca (staff to the Council) to go over the plan. Mr. Chacón wants a time to go over the plan, sometime in July being best.

11. Discussion and Possible Action on Professional Surveyor Services Contract - Updates and Requests

Mr. Archuleta commented that he is glad to hear that the Council budget will not be cut for FY 2021. Once we have final confirmation, the Council can move forward with adopted budget and get surveyor services under way. At Anton Chico, the Grant may need clarification on one of their boundaries, but not a costly full-blown survey of entire land grant. They may need a survey of areas related to wind energy lease for purposes of moving forward on lease. A contract for surveyor services is in place and the NMLGC just needs an amount to allow the contractor to draw down.

12. Discussion and Possible Action on Treaty of Guadalupe Hidalgo Division – Updates and Requests

Mr. Archuleta asked if there was any legislation that the Division has been asked to review a the Interim Committee is not yet up and running and mentioned that they may need to review the Treaty Division statute as an area cited has been repealed. Novela Salazar (Treaty Division, New Mexico Attorney General's Office) commented that she has reached out to Mr. Archuleta to see if there are any areas where NMAG Treaty Division can assist. Mr. Archuleta commented that the Anton Chico Land Grant board is awaiting a report regarding alleged misconduct by the board. Detractors continue to disparage the Grant and the Board is looking for something to show the community and get these issues behind them. Ms. Salazar responded that she has finished her report and is waiting for executive approval, which needs to review and clarify any issues that need to be resolved. Either Attorney General Hector Balderas Deputy Attorney General Tanya Maestas need to review before the report is made public. Mr. Archuleta stated that a group calling themselves the Eastern Slopes of Sangre de Cristo Committee made the complaint. They are composed of heirs and possible heirs of the Mora, Las Vegas, San Miguel del Bado, and Anton Chico Land Grants, that are not all board members and includes many individuals disruptive at past public meetings. The Anton Chico Land Grant has had hundreds of thousands of dollars worth of resources removed without just compensation to land grant and the community. Many rock haulers have wrought destruction and people are not paying for their permits and/or remediating rock pits. A delegation of rock haulers attended NMLGC meeting in the past and are a part of this group. DFA has reached out regarding monies issued to the Anton Chico Land Grant or Anton Chico Economic Development, a separate group housed at Anton Chico Land Grant's

offices that is trying to good projects for the community. The Anton Chico Land Grant feels harassed as they need a meeting to renew grazing contracts, which will happen in person soon. They would like for findings, if there are some, identified rather than drawing out process and allowing for false accusations without cause.

13. Discussion and Possible Action on Legal Services for Land Grants – Update and Requests

Mr. Archuleta asked Carmen Morin of DFA if the New Mexico Legal Aid contract had been executed; Ms. Morin responded that she did reach out to her and the contract as in the process of getting approved, which takes longer than normal. She will update as soon as she finds out. NMLA is accustomed to this gap and are working on the lawsuit involving the Juan Bautista Baldes Grant. Their contractor hired with SB 244 monies might carry over after June. Jacobo Baca (Council staff) and Chris Chávez (contracted surveyor) have worked on the lawsuit as well.

14. Discussion and Possible Action on Council FY 2020 & FY 2021 Budget

FY 2020

Mr. Archuleta presented an update on the FY 2020 budget (in packet p. 37). DFA left \$1,830.65 in administrative expense, which will revert. \$3,907 will revert from the Land Grant Support Fund. The NM Legal Aid contract was fully expended, publishing – 99.5%, Council travel – 100% after transfer and the copier purchase budget reverted \$3,181.76 after purchase. Under the UNM Contract, \$4,445.51 reverted and \$211,500.49 was spent. The Council spent 95.5% of its 2020 budget, \$283,516.24 of \$296,900 spent.

FY 2021

Staff will update once we receive word from DFA on the Council's final budget.

FY 2022

Chairman Sánchez stated that the Council will need to either have special meeting in July or an early August 2020 meeting to ensure a FY 2022 budget plan is submitted to DFA on time. All Council members agreed that the first week of August was preferable and that August the 4th at 10:00am worked best.

15. Discussion and Possible Action on UNM Intergovernmental Agreement – FY 2020 & FY 2021

Mr. Archuleta presented the final pay request for FY 2020, Pay Request 11. This included the PI salary, planning work and all contracts. All supplies were delivered, except chairs and meeting expenses for two meetings (\$120.00) were included. The balance remaining for the UNM Contract (Intergovernmental Agreement) was \$4,445.51.

Councilor Polaco made a motion to approve pay request 11 for \$42,778.20; Councilor Martínez seconded the motion.

Roll call vote:

- Councilor Padilla - aye
- Councilor Martínez - aye
- Councilor Correa-Skartwed- aye
- Councilor Polaco - aye

Chairman Sánchez – aye

The motion was passed.

16. Discussion and Possible Action on Land Grant Support Fund

Mr. Archuleta referenced as spreadsheet prepared by Ms. Chávez that is included in the packet. The Don Fernando de Taos Land Grant reverted \$3,301.93 as it was unable to complete the ground penetrating radar at the cemetery site and could not buy a microfilm machine nor office supplies on time. The Manzano Land Grant spent all but \$5.97 of its award (\$2,994.03 of \$3,000); the San Antonio de las Huertas Grant spent all \$2,000 of its LGSF award; Councilor Correa-Skartwed thanked the Grant's community members and the Council for the award, which completed a venue that can be rented to bring in revenue for the Grant. The San Miguel del Bado Grant spent their entire award of \$2,000 for community center improvements. The Tierra Amarilla Land Grant spent \$3,400.68 of \$4,000.00 to purchase equipment for the maintenance of the Laguna del Campo. Councilor Polaco commented that the Board made several trips to Lowes Hardware in Española but checks were still being denied. In total, \$3,907.22 was reverted. Once the Council received final word on the FY 2021 budget applications for the LGSF can be posted and distributed.

17. Discussion & Action on Anton Chico Land Grant issue

Discussed above.

18. Discussion & Action on Piedra Lumbre Visitors Center Update

Discussed above.

19. Discussion and Possible Action on Laguna del Campo

Mr. Archuleta reported that he reached out to the New Mexico Department of Game and Fish as they were supposed to collaborate with the Office of the State Engineer in researching water rights to the Laguna del Campo. COVID placed the transfer in a holding pattern as this could not be done. The Department will send documentations to the Tierra Amarilla Land Grant and the New Mexico Land Grant Council for review. Once reviewed, all parties will discuss.

20. Discussion and Possible Action on Land Grant Registry

Mr. Baca reported that the San Antonio de las Huertas Land Grant submitted the results of their election of June 18, 2020. Update requests are currently being sent out to all land grants operating as political subdivisions of the State of New Mexico

21. Discussion and Possible Action on Land Grant Studies Program Update

Director LM García y Griego reported that an advisory committee meeting is scheduled for Wednesday July 15, which will include discussion of the establishment of a land grant institute. Mr. Archuleta commented that this is important as UNM may assist or inhibit the Council's growth. Councilor Correa-Skartwed asked Mr. García y Griego if the Council could receive monthly updates on his work on the U.S. Surveyor General records, provided at Council meetings for the benefit of all land grants. Mr. García y Griego responded that this would be difficult as he has been focusing on redesigning courses to be taught in fall semester. He will summarize some of this work in the CLE and could discuss some in the August or September Council meeting.

Councilor Correa-Skartwed responded that she was anxious to see his work and to be sure that it is not lost.

22. Discussion and Possible Action on Correspondence

The Council received a copy of the request for intervention from the Eastern Slope Land Grant group that was submitted to various entities and was discussed above. It is not well organized but can be looked into further if there are questions. Lorenzo Flores, the Chairman of the group, sent messages to Eric Chávez of Congressman Luján's office regarding the traditional use hearing, commenting that it was good but that he did not like Mr. Archuleta nor his testimony.

23. Discussion and Possible Action on Staff Assignments – service as expert witness

Councilor Martínez made a motion for Jacobo Baca to serve as an expert witness on the Juan Bautista Baldes case (discussed above); Councilor Polaco seconded the motion.

Roll call vote:

- Councilor Padilla - aye
- Councilor Martínez - aye
- Councilor Correa-Skartwed- aye
- Councilor Polaco - aye
- Chairman Sánchez – aye

The motion was passed.

24. Public Comments – Discussion only

Councilor Martínez updated on the San Joaquín del Río de Chama fuelwood project. 110 of 188 cords have been hauled off of the mountain. The Annual meeting of the grant will be held at Echo Park as the camp sites in the Cañón are occupied and have been so for months. Elections will be held. Councilor Correa-Skartwed asked for the address of the wood lot, as members of her community would like to purchase fuelwood from the grant.

25. Miscellaneous Announcements

Chairman Sánchez commented that Carmen Morin of DFA invited people to join ICIP web-training series, which includes four trainings, including ICIP 101 on July 22. Council staff will do one on one sessions with grants rather than a virtual workshop.

26. Date and Location for August Council Meeting

The August 2020 Council meeting will take place virtually on August 4, 2020 at 10:00am.

26. Adjournment

Councilor Polaco made a motion to adjourn; Councilor Martínez seconded the motion.

Roll call vote:

- Councilor Padilla - aye
- Councilor Martínez - aye
- Councilor Correa-Skartwed- aye
- Councilor Polaco - aye
- Chairman Sánchez – aye

The motion was passed. The meeting adjourned at 12:39pm MDT.

Approved:

Chair

Date