AN ORDINANCE AMENDING ORDINANCE 2013-9 ESTABLISHING THE TAOS COUNTY WATER ADVISORY COMMITTEE

WHEREAS, the Taos County Board of County Commissioners is the duly authorized governing body of Taos County, a New Mexico political subdivision, and;

WHEREAS, the Commission has the duty and responsibility to adopt and amend Ordinances for the County pursuant to 4-37-13, NMSA 1978 and the duty and responsibility for the management of the government of the County pursuant to 4-38-1 through 4-38-42, NMSA 1978; and

WHEREAS, the Commission has found it to be in the best interests of the residents within Taos County area to adopt Ordinance 2013-9 to establish a Water Advisory and Informational Committee on Public Welfare Impacts of Water Appropriations and Changes in Point of Diversion, Place of Use or Purpose of Use.

WHEREAS, the Board of Commissioners has found it to be in the best interest of the residents of Taos County to amend Ordinance 2013-9 and;

WHEREAS, the amendments are contained herein, and;

THEREFORE, BE IT RESOLVED that the Taos County Board of Commissioners approves Ordinance 2014-3 and the present nine (9) appointed members of Water Advisory and Informational Committee shall remain and continue their duties until Ordinance 2014-3 becomes effective and that Ordinance 2013-9 is amended as follows:

1. Section 2.2 Committee Memberships

   A. Number and Terms of Members:

      The Committee shall be composed of Five (5) members. Each year, on or before January 15, each member of the Board of County Commissioners shall appoint one individual to the Water Advisory Committee for one year, based on the applications and recommendation presented by the County Manager. To the maximum extent possible, consistent with ensuring that members of the Committee are best qualified to serve on it, the Committee should include representatives from each of the Five (5) Commission Districts. The membership shall be comprised of local residents who are knowledgeable about the surface and groundwater resources and issues in their respective sub regions of the Taos Regional Water Plan and Taos County as a whole, and who are committed to performing their duties in a nonpartisan, nonpolitical, unbiased manner.

   B. Terms of Office:

      A member may be re-appointed by the County Commissioner that appointed him or her during the appointing commissioner's term. The term of a member shall not exceed the term of his or her appointing County Commissioner. The appointing commissioner's successor may elect to reappoint the same member.

2. Section 2.2 (B) Selection of Initial members (2) (3)

   1. Within thirty (30) calendar days of the passage of this resolution by the County Commission, the opening for the five (5) seats of the Water Advisory Board created by this Ordinance, with one member from each Commission District, shall be advertised, received, reviewed and ranked by the County Planning Director, forwarded to the County Manager, and provided to the County Commissioners, per the process outlined in Section 2.2 (C), below.
2. Each County Commissioner, at the next regularly scheduled County Commission Meeting, shall then appoint one (1) Board member from the list to represent their District on the Taos County Water Advisory Board.

3. Immediately upon the appointment of the initial five (5) members Water Advisory Board required under this Ordinance, the appointments and terms of any prior appointees will be considered terminated.

4. Each County Commissioner shall choose one person from their district to serve on the Committee or, consistent with the goal of selecting the most qualified members for the Committee may choose a candidate from another district.

Section 2.2 (C) Selection of Subsequent members (3) (4)

1. Not less than 45 days prior to the annual County Reorganization Meeting, the County Planning Director shall advertise in the newspaper of record the availability of positions on the Water Advisory Board for the coming year. The Planning Director or their designee shall then screen and rank the responses received as to experience and in order to ensure that all County Commission Districts, to the extent possible, are represented. The Planning Director shall then forward the responses and rankings to the County Manager, no later than 10 days before the Reorganization Meeting.

2. The County Manager shall notify the County Commissioners at least five (5) days prior to the Reorganization Meeting as the submittals and their ranking and if any District is not represented.

3. If a District is not represented on the submittal list by a qualified applicant or the Commissioner for that District wishes to recommend an additional applicant, they shall notify the County Manager in advance of the Organizational Meeting so that the applicant may be contacted, their information obtained and it may be verified as to their interest in being a member of the Water Advisory Board. Those names shall be added to the list presented for consideration by the County Commission at the Organizational Meeting.

4. The County Commissioners shall then choose the new member for that position on the Advisory Board from the list provided by the County Manager, in the manner described in Section 2.2 above.

PASSED AND APPROVED this 18th day of March 2014 by the Taos County Board of Commissioners. Effective Date is Thirty (30) Days after approval.

TAOS COUNTY BOARD OF COMMISSIONERS:

[Signatures of Commissioners]

VOTE RECORD:

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<tr>
<th></th>
<th>G. Romero</th>
<th>L. Sanchez</th>
<th>J. Duran</th>
<th>T. Blankenhorn</th>
<th>D. Barrone</th>
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ATTEST:

Anna Martinez, County Clerk

APPROVED AS TO FORM:

Robert J. Malone, County Attorney