

Regional Water Commons Monthly Meeting Agenda Packet

Next Meeting:

WEDNESDAY, DECEMBER 15, 2021 AT 9:00AM

MICROSOFT TEAMS MEETING

Agenda Packet Includes:

- A. Next Meeting's Agenda*
- B. Attachments*
- C. Training Opportunities*
- D. Previous Meeting Packet*
- E. Agenda, Meeting Notes, Takeaways*
- F. Presentation Slides*



McKinley County
207 West Hill Avenue
Gallup, NM 87301



NW Council of Governments
106 West Aztec Avenue
Gallup, NM 87301



Regional Water Commons (RWC)

a joint program with McKinley County and its working partners

AGENDA PACKET

Regional Water Commons

Next Meeting

Wednesday, December 15, 2021
9:00AM – 10:00AM

Microsoft Teams Meeting

[Join Meeting Here](#)



REGIONAL WATER COMMONS

MONTHLY MEETING

Wednesday, December 15, 2021

9 AM — 10 AM

[Virtual Meeting](#)

A G E N D A

WELCOME	<i>Angelina Grey</i>
PRESENTATIONS <i>Regional Water Planning</i>	<i>Dominique Cartron</i> <i>Bob Wessely</i>
SYSTEMS LIGHTNING ROUND	<i>Water Systems</i>
COG REVIEW / UPDATES	<i>Angelina Grey</i>
STANDING PARTNER UPDATES	<i>NMED, RCAC</i>
CLOSING	<i>Angelina Grey</i>

REGULAR MEETING SCHEDULE:

These “coffee hour” meetings will give small water systems an opportunity to discuss issues, get updates and news, provide guidance, training, etc. This is your time to connect with the County and its working partners to establish a line of support and communication to work towards efficient planning strategies.

Third Wednesdays of every month, from 9am to 10am.

[Meetings are virtual until further notice.](#)

NEXT MEETING – Wednesday, January 19, 2022, from 9:00AM to 10:00AM

A Proposed Water Planning Framework: How Should New Mexico Plan for Effective Water Governance?



**A Presentation
for the
Northwest New Mexico
Regional Water Commons Meeting**



November 17, 2021

**Bob Wessely
(505) 259-7842
Wessely@SciSo.com**



Why Are We Here?

Introduce the Middle Rio Grande Water Advocates, Region 12

Briefly Review a Selective History of NM Water Planning ... for Context

Describe an In-Work Proposal for a Future Water Planning Process

Solicit Recommendations Concerning the Process Proposal



The State's Water Planning

Selected Recent Milestones:

- 2013 – Start Regional Water Planning Update Process**
- 2014 – Some Concerns with the Water Planning Processes**
- 2015 – Convocation of Water Planners → Governance Study Group**
- 2016 – Study Group → Water Planning Issue Papers**
- 2017 – House Memorial 1 – Request Water Planning Legislation (and RWPs)**
- 2018 – Study Group → “Making the Case for Change” (and SWP)**
- 2019 – Senate and House Bills – Statutory Needs for Water Governance**
- 2020 – What About Governor’s Campaign Proposal?**
- 2021 – Yes – Let’s Do a Fifty-Year Water Plan**



The State's Water Planning

The Fifty-Year Water Plan – Is in Process:



Understand Physical Climate Impacts Over Next 50 Years

NMT Team Collected and Summarized Research – Apr-Sep 2021 (presentations)

How Resilient Are We Now to the Changes? – Sep-Oct 2021 (WRRRI Conference)

How Can We Improve Resiliency – Oct-Nov 2021

Develop Recommendations – Dec 2021-Jan 2022 (NMWD Conference)

Compile Data into a Report – Feb 2022

Publish 50 Year Water Plan - March 2022



Proposed Framework for Water Planning

Concurrently, the Framework Process:

Rationale for Water Planning Has Changed – Must Now Deal with Reductions

Planning Has Been Discontinuous and Threadbare (due to lack of funding)

MRGWA (with ISC) Is Developing an Updated Planning Paradigm

“Water Planning Framework: How Should NM Plan for Effective Water Governance?”

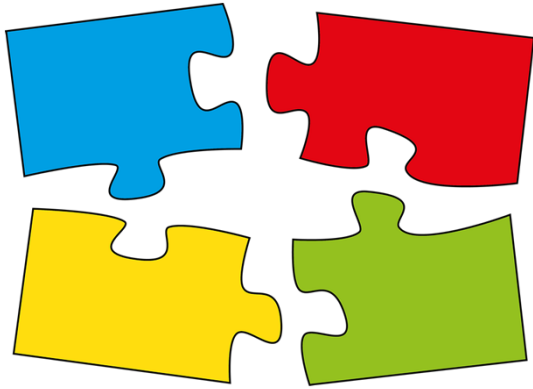
The Framework Document Could:

- **Be a Recommendation in the Fifty-Year Water Plan**
- **Provide Guidance for Legislative Bills**
- **Serve as Justification for Serious Funding Action**



Proposed Framework for Water Planning

Content of the Framework Document:



Present the Purposes of Water Planning

Explain the Benefits to Funders

Address the Establishment of Water Planning Capacity

Provide an Inventory of Possible Planning Components

Proposed Framework for Water Planning

A Bottom-Up Approach to Planning:

Planning Is an Ongoing, Iterative Process

Intended to Identify Problems and Develop Solutions

Planning Must Lead to On-the-Ground Action

Encourage/Support Self-Defined Community Planning Entities within Regions

It's the Communities that Have the Knowledge and Skills

Goal Is to Identify/Solve Problems at the Appropriate Level



Proposed Framework for Water Planning

Regional Coordination and Planning Structure:

Regional Entities Coordinate the Communities Planning

Do the Planning When/Where Community Entities Don't Arise

Establish Hydrologically Defined Planning Regions

Ensure Regional Planning Entities Are Ongoing

The Regions Coordinate and Aggregate Contained Communities' Planning

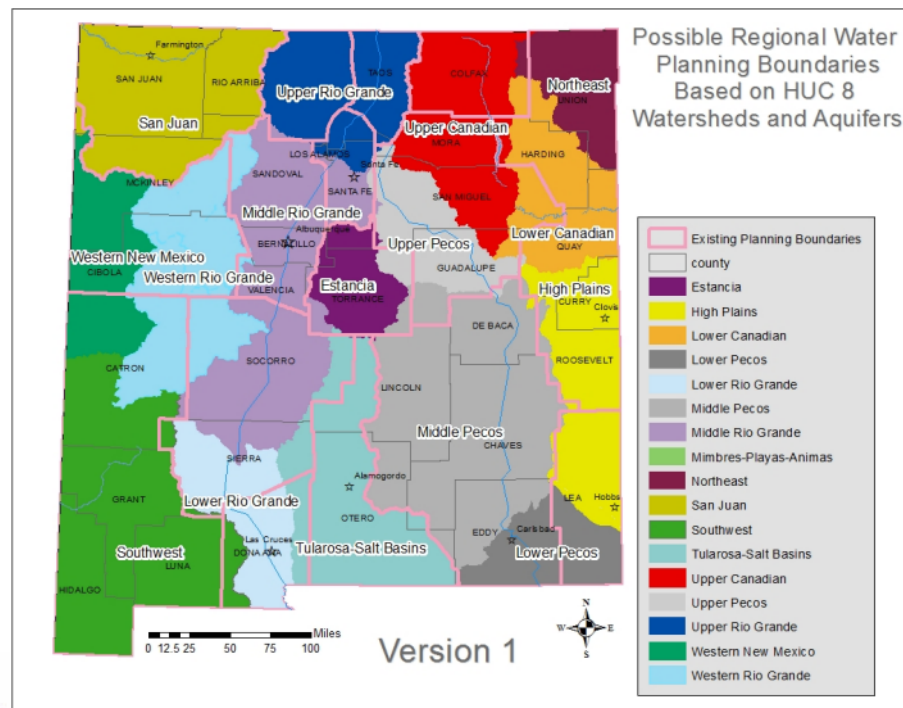
Identify and Address Region-Wide Problems

Coordinate with Adjacent Regions' Planning



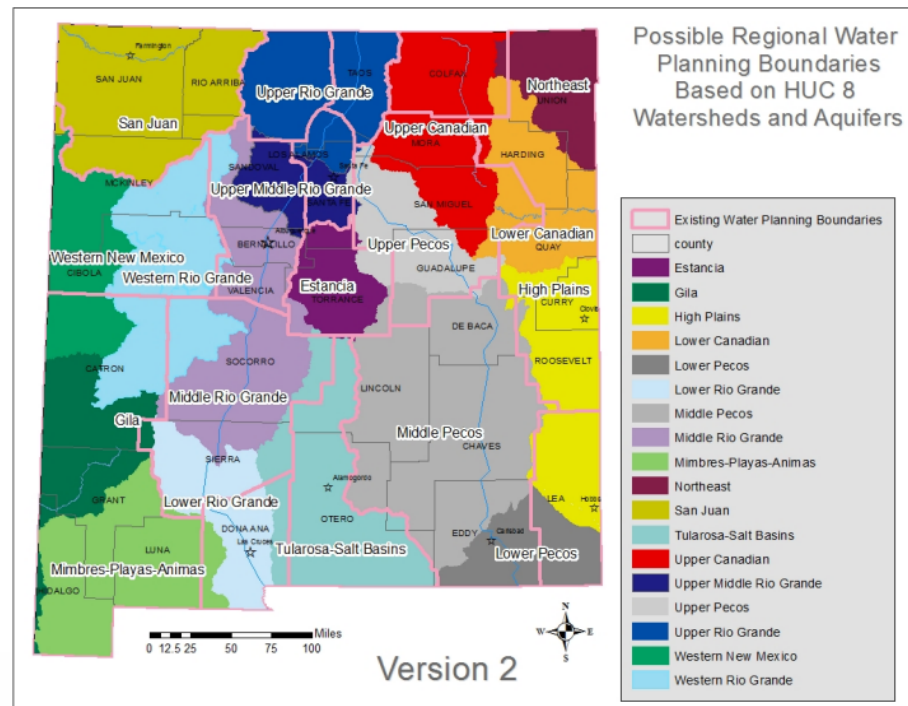
Proposed Framework for Water Planning

Examples of Possible Hydrologic Regions



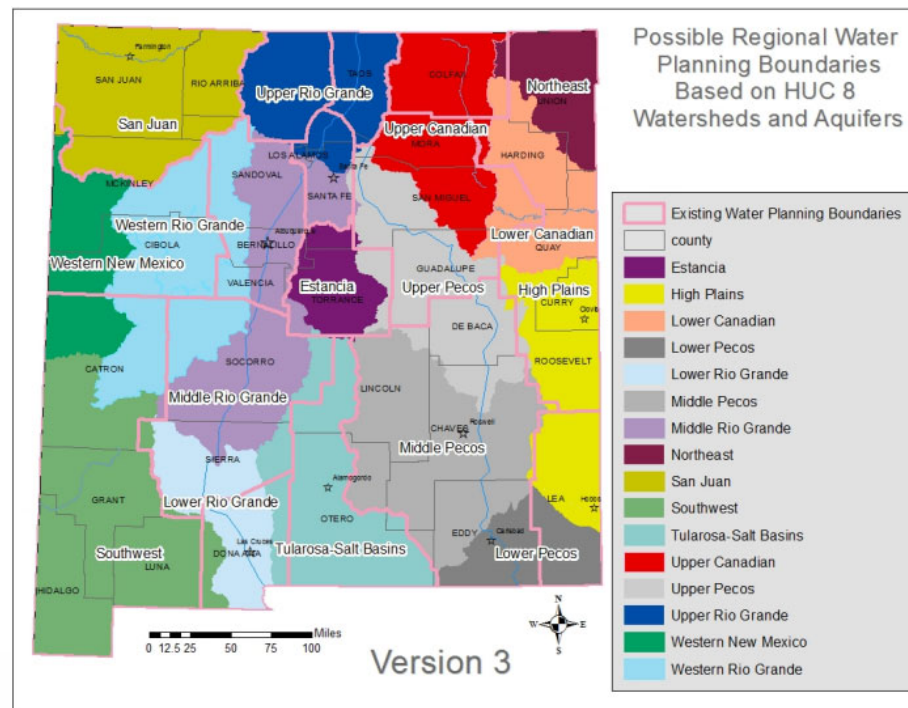
Proposed Framework for Water Planning

Examples of Possible Hydrologic Regions



Proposed Framework for Water Planning

Examples of Possible Hydrologic Regions



Proposed Framework for Water Planning

State Coordination and Planning Structure:

State Planning Entity Obtains and Distributes Funding for Water Planning

State Planning Entity Oversees Planning Activities

Coordinates and Supports the Regional Planning Efforts

Identifies and Solves Problems of a Statewide Nature

Verifies Inter-Region Coordination of Planning

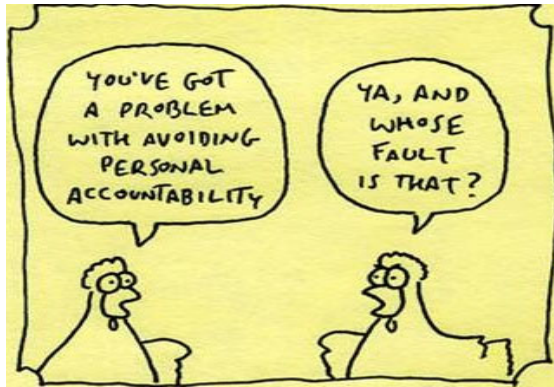
Approves and Commits to Supporting Approved Regional Plans

Coordinates Planning with Other State Agencies



Proposed Framework for Water Planning

Planning Support and Accountability Processes:



Funding and Technical Support – from State to Region to Community

Accountability Reporting – from Community to Region to State

Regions Verify Inter-Community Coordination

State Verifies Inter-Region Coordination

State Provides Funding of Regional Plan Actions

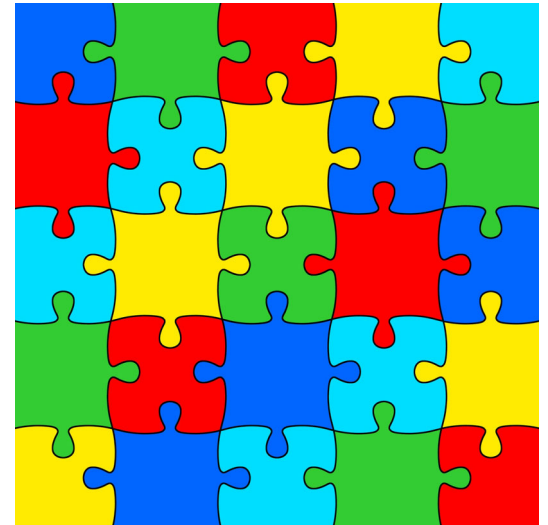
Regional Entities Provide Funding of Community Planned Actions

Each Planning Entity Verifies or Ensures Implementation and Monitoring

Proposed Framework for Water Planning

Recommended Planning Components:

- Identify Problems to Be Addressed**
- Identify Adaptation Strategy Alternatives**
- Evaluate the Alternatives**
- Develop Recommendations**
- Implement the Recommendations**
- Monitor the Implementation**
- Ensure Adequate Follow-On Planning**



Proposed Framework for Water Planning

Additional References:

[Governance Study Group Issue Papers](#)

[Making the Case for Change](#)

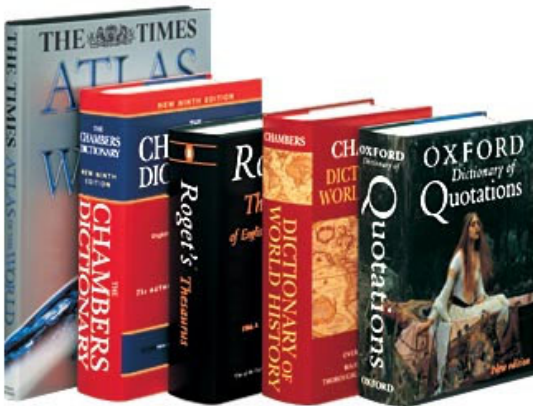
2019 Legislative Bills – [SB560](#), [HB187](#), [SB558](#)

[New Mexico Tech Climate Study Report](#)

[New Mexico Water Dialogue 2022 Conference](#)

[Fifty-Year Water Plan Website](#)

[Middle Rio Grande Water Advocates](#)



Proposed Framework for Water Planning

Questions and Comments



Bob Wessely
(505) 259-7842
Wessely@SciSo.com



Regional Water Commons (RWC)

AGENDA PACKET

Regional Water Commons

Previous Meeting

Wednesday, November 17, 2021
9:00AM – 10:00AM

[Microsoft Teams Meeting Recording](#)



REGIONAL WATER COMMONS

MONTHLY MEETING

Wednesday, November 17, 2021

9 AM — 10 AM

[Virtual Meeting](#)

A G E N D A

WELCOME	<i>Angelina Grey</i>
PRESENTATIONS <i>Capital Outlay</i> <i>Regional Water Planning</i>	<i>Angelina Grey</i> <i>Dominique Cartron</i> <i>Bob Wessely</i>
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NEXT MEETING – Wednesday, December 15, 2021, from 9:00AM to 10:00AM

No changes to meeting dates / times.



Regional Water Commons

Wednesday, November 17, 2021, 9:00AM – 9:36AM

Microsoft Teams Meeting

[Recording Here.](#)

Meeting Minutes

Attendees:

Doug Decker	McKinley County, Attorney	bill@nmrwa.org
Ramon Lucero	Regional Program Manager, RCAC	rlucero@rcac.org
Dominique Cartron	DBS&A Attorney	dcartronlaw@cybermesa.com
Anthony Dimas	McKinley County Manager	anthony.dimas@co.mckinley.nm.us
Catherine Conran	NMED	catherine.conran@state.nm.us
Lucinda Blea	Ramah WSD	ramahwaterdistrict@gmail.com
Angelina Grey	COG Planner	agrey@nwnmcog.org
Bob Wessely	Middle Rio Grande Water Advocates	Wessely@SciSo.com

1. **Welcome.** Angelina Grey, COG Planner, opened the meeting at 9:02AM. Reminded attendees that the meeting will be recorded. Introduced presenters.
2. **Presentation.** Ms. Grey presented on the topic of Capital Outlay. Please refer to a copy of this presentation online.
 - All capital outlay requests are to be submitted soon. Deadline to submitted by Thursday, January 13, 2022, by 3:00pm.
 - Reauthorizations are for awarded monies from previous legislative sessions that have not be expended yet. Deadline to submit reauthorization requests is Sunday, January 30, 2022, by 3:00pm.
3. **Presentation.** Guest presenter, Bob Wessely, Middle Rio Grande Water Advocates, was scheduled to give a presentation on regional water planning and the crucial nature of the update of the state water plan and the respective regional water plan updates that are currently in progress. Since this presentation was for the benefit of regional small water systems particularly and only one system was in attendance, this presentation was determined to be rescheduled for a December meeting. All small water systems are highly encouraged to participate and attend the next upcoming meeting.
4. **Next Meeting: Wednesday, January 19, 2021, from 9:00AM to 10:00AM**

Online meeting materials can be accessed at <http://www.nwnmcog.com/rwc-meetings.html>

CAPITAL OUTLAY

Presentation

Angelina Grey (COG Planner)



What is Capital Outlay?

- The acquisition, improvement, alteration, or reconstruction of an asset of a long-term character, including all proposed expenditures related to the entire undertaking, or
- The maintenance, upgrade, acquire, and/or repair of local capital assets.

EX: A fire station project that requires land acquisition, planning, design, construction and equipment.

Types of Capital Outlay:

- 2-year Projects – purchase of equipment, vehicles, etc.
- 4-year Projects – construction, rehabilitation, property acquisition, etc.
- Reauthorization – changes to an existing project (e.g., Scope of Work (SOW) or agency), including deadline extensions.

How is it funded?

- Severance Tax Bonds (STB). Revenues from oil, gas and natural resources. Subject to bond capacity and NM's state credit rating.
- General Funds (GF). Taxes on oil, gas and natural resources, in combination of other taxes.
- Grant amount equal to ICIP or capital outlay request.

DEADLINE FOR SUBMISSION: THURSDAY, JANUARY 13TH, BY 3:00pm

**Submit Your
Capital Outlay**

CAPITAL OUTLAY



HIGHLIGHTS FOR 2022

Recent Changes to the Legislative Council Services (LCS) request process:

- Capital Outlay website opened Thursday, October 7, 2021.
- Pre-Session Deadline: Thursday, January 13, 2022, by 3:00PM.
- Reauthorization Deadline: Sunday, January 30, 2022, by 3:00PM.
- Summary sheets of requested capital projects can be saved and assessed online.
 - Does not require a legislator's signature.
 - Transmitted electronically by LCS to the legislators and the Governor.

At the start of Session on Saturday, January 15, 2022:

- Legislators and the Governor will be given a list of capital project requests.

Follow up with legislators, their legislative aides/secretaries before they make their final sponsorship decisions.

**need Project Title, LCS Web ID# and Project Details.*

To access capital outlay forms, go to www.nmlegis.gov/CapitalOutlayWeb/

CAPITAL OUTLAY



www.nmlegis.gov/CapitalOutlayWeb/

How to submit a capital outlay request:

- Open online form.
- Need the following information:
 - Fiscal agent
 - Project description
 - Project budget
 - Project title
 - Request amount

If you completed an ICIP, this automatically gets populated after you enter the LCS ID# (found in the first column of your [ICIP project summary](#)).

ID	Year	Rank	Project Title
37552	2023	001	Water & Wastewater System Improvements
35954	2023	002	Water Line Extension
37562	2024	001	Connection to Navajo-Gallup Regional Supply
22416	2025	001	Concentrate Pond Construction

CAPITAL OUTLAY



When submitting your capital outlay request, please keep in mind:

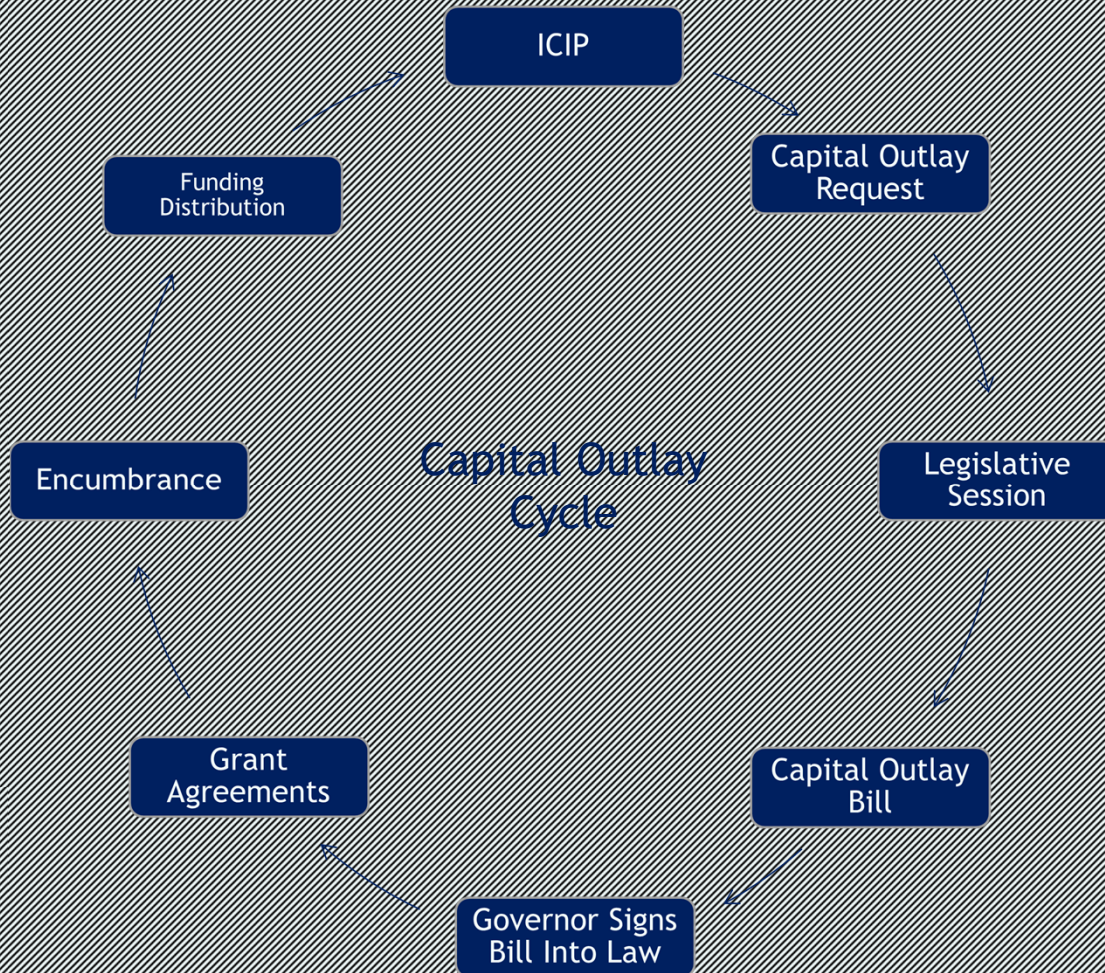
Dos

- Project Description: First letter capitalized only.
- Capitalize proper names only.
- Description based on broad intent of the project.

Don'ts

- Do not abbreviate
- Do not use ending punctuation (! , . ?)

CAPITAL OUTLAY



Capital Outlay 2022 Timeline

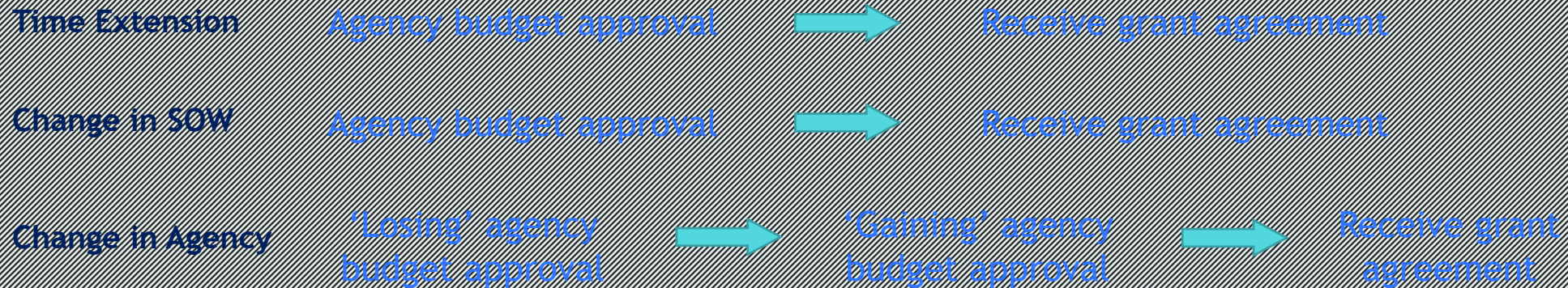
- January 2022 Legislative Session – (HB 349 / 355)
- June – Special Session / Bond Sale / SB5 Signed
- Summer – June bond sale grant agreements
- September – 5% Encumbrance or revert funds
- October – Bond sale
- December – CPMS reporting / 5% Encumbrance from June Bond Sale
- January 2023 Legislative Session (60-day)

CAPITAL OUTLAY



https://www.nmlegis.gov/Publications/Capital_Outlay/capital_outlay_reauth_form.pdf

Reauthorizations are for projects that were approved for capital outlay but were not expended due to whatever reason. Reauthorizations for General Funds are based on the following:



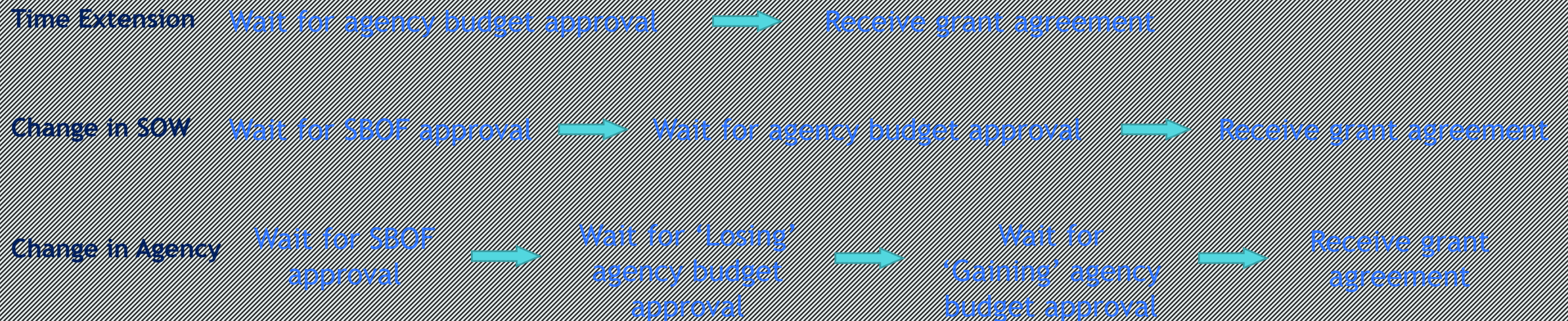
Forms require a sponsor's signature.

Deadline to submit is Sunday, January 30, 2022, by 3:00PM.

CAPITAL OUTLAY



Reauthorizations for Severance Tax Bonds are based on the following:



CAPITAL OUTLAY



Post-Session — Funding Sponsored Projects

- Funded projects are incorporated into the capital outlay bill
- The Governor has a 20-day post-session signing period for bills that were not signed during the session.
 - The Governor may choose to veto capital projects.



CAPITAL OUTLAY



Grant Agreement Process for Sponsored Project Requests:

- In compliance with Executive Order 2013-006 (EO-6)
 - registered with the Secretary of State
 - current with audit reporting with the Office of the State Auditor
 - other special conditions
- Anti-Donation
 - cannot use state funds to disproportionately benefit one individual, household, entity or organization
 - identification and clearance responsibilities: SBOF bond counsel (STB), state agency (GF)
- Terms and Conditions – 18 articles
 - how to obligate funds, request payment
 - reporting requirements, exhibits
- Article I
 - Project #, funding amount, authorized language, reversion date, and
 - Arts in Public Places (AIPP)
 - projects for public buildings/facilities with appropriations exceeding \$100K
 - 1%, or \$200K, deducted for AIPP (whichever is less)
- Monthly Reporting through CPMS database. <http://cpms.dfa.state.nm.us/login.aspx>

CAPITAL OUTLAY



Article II – Notice of Obligation

- NM Administrative Code – NMAC 2.61.6 – lists eligible expenses
- Demonstrated financial obligation
- Submit 3rd party vendor information – exact amount encumbered for specific vendors



Notice of Obligation (NOO) Process for Grantees:

- Step 1 – Confirm project work is reimbursable.
- Step 2 – Procure 3rd party vendor
- Step 3 – Complete/submit proof of procurement & NOO
- Step 4 – Agency verification of: purchases consistent with grant language; SOW is reimbursable; budget; 3rd party procured properly; and CPMS reporting.
- Step 5 – Upon confirmation, Agency approves NOO and start Encumbrance process.
- Step 6 – Agency issues a Purchasing Order (PO)
- Step 7 – When funds are encumbered, Agency will return an approved copy of NOO to Grantee.
- Step 8 – Grantee to begin receiving invoices and make payments.



CAPITAL OUTLAY



Process for Grantees (cont.):

- Article IX (Exhibit 1): request for payment; obligate 5% within 6 months of bond sale/grant execution; expend 85% within 6 months prior to reversion date.
- Request for reimbursement
 - submit all financial documentations, including pay request forms, proof of payment, invoices, PO, NQO, etc.



Next Steps:

- Pay requests process and analyzed by: LGD, Administrative Services Division, Board of Finance, Financial Control.
- Reimbursements for STB funds made 2 times a month: the 1st and the 15th
- Reimbursements for GF funds are made as they are received.



CAPITAL OUTLAY



Questions to be directed to the Legislative Council Services (LCS).

Michelle Jaschke

Michelle.Jaschke@nmlegis.gov
(505) 986-4652

Sheila Keleher

Sheila.Keleher@nmlegis.gov
(505) 986-4682

Emily Thomas

Emily.Thomas@nmlegis.gov
(505) 986-4652

Key Takeaways

Regional Water Commons Meeting
November 17, 2021

1. November 17th meeting recording

- Access meeting recording.
- Meeting was not largely attended by small water systems, with the exception of Ramah WSD. Thank you for attending.
- This particular meeting is rescheduled for Wednesday, December 15, 2021, same time. Small water systems strongly encouraged to attend as a presentation on regional water planning is set.

2. Capital Outlay: *Angelina Grey, COG*

- Presented on the capital outlay requests. Forms to be submitted online. COG available to assist with any requests.
- Capital outlay request deadline is Thursday, January 13, 2022, by 3pm.
- CO Reauthorizations are for awarded monies that have yet to be expended. The reauthorization deadline is Sunday, January 30, 2021, by 3pm.
- Copies of the presentation can be accessed on the COG Water webpage <http://www.nwnmcog.com/rwc-meetings.html>

3. Regional Water Planning: *Bob Wessely, Middle Rio Grande Water Advocates*

- Meeting to be rescheduled for the next RWC meeting.

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