



SUMMARY OF ACTION  
FINANCE COMMITTEE MEETING  
Monday, November 30, 2015

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CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	2
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REQUEST FOR APPROVAL OF BID NO. 16/10/B – BISHOP’S LODGE ROAD, BROWNELL-HOWLAND ROAD AND LUGAR DE MONTE VISTA WATER MAIN REPLACEMENT PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR FOR WATER DIVISION; SUBSURFACE CONTRACTING, INC.	Approved	5-6
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REQUEST FOR CONCEPTUAL APPROVAL OF A LEASE AGREEMENT FOR USE OF CITY PROPERTY ADJOINING 115 E. SAN FRANCISCO STREET, CONTAINING APPROXIMATELY 234 SQUARE FEET, FOR PLACEMENT OF MERCHANDISE AND DISPLAYS BY VIRGINIA B. ULIBARRI AND KIMBERLY C. ULIBARRI D/B/A LJS OF SANTA FE	Approved	6-7
REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO AMENDED AND RESTATED RAILYARD LEASE AND MANAGEMENT AGREEMENT – INCLUDE MINOR HOUSEKEEPING ITEMS AND PAYMENT DEFERRALS TO EXISTING RENT SCHEDULE; SANTA FE RAILYARD COMMUNITY CORPORATION	Approved	7-11

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
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• HD SUPPLY, INC.	Approved	11-13
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REQUEST FOR APPROVAL OF GRANT AWARD AND GRANT AGREEMENT – PROJECTS AIMED AT REDUCING TRAFFIC-RELATED INJURIES AND DEATHS; NEW MEXICO DEPARTMENT OF TRANSPORTATION AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$83,920.	Approved	13-14
• END DRIVING WHILE IMPAIRED	Approved	13-14
• BUCKLE-UP (BLKUP)/CLICK IT OR TICKET (CLOT)	Approved	13-14
• 100 DAYS AND NIGHTS OF SUMMER (100 DAYS)	Approved	13-14
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REQUEST FOR APPROVAL OF BUDGET INCREASE FOR SALVADOR PEREZ PARK PARKING LOT, CONCESSION BUILDING AND ASSOCIATED WORK IN THE AMOUNT OF \$121,606 APPROVED AT CITY COUNCIL ON OCTOBER 14, 2015	Approved	14
REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES FOR TOURISM SANTA FE (RFP#15/17/P); FUSEIDEAS, LLC	Approved	15
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REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE IX AND ARTICLE XII OF THE UNIFORM TRAFFIC ORDINANCE TO ESTABLISH THAT ALL PARKING VIOLATIONS ARE CIVIL PARKING VIOLATIONS AND SUBJECT TO ADMINISTRATIVE ADJUDICATION AND COLLECTION BY AN EXTERNAL ADMINISTRATIVE AND COLLECTION AGENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO MEET THE PURPOSES OF THIS ORDINANCE	Approved	20-21

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REQUEST FOR APPROVAL OF A RESOLUTION REQUESTING THE CITY MANAGER EVALUATE POSSIBLE EFFICIENCIES WITHIN CITY OPERATIONS THAT MIGHT HELP CLOSE THE OPERATING DEFICIT IN FISCAL YEAR 2016/2017, INCLUDING IMPLEMENTING A CONDITIONAL HIRING FREEZE

Approved [amended]

21-27

REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO PLAN AND COORDINATE A SYMPOSIUM ON THE HISTORY OF SANTA FE AND THE SANTA FE FIESTA, INCLUDING THE DON DIEGO DE VARGAS EXPEDITION TO SANTA FE IN THE LATE 17<sup>TH</sup> CENTURY AND THE DYNAMIC INTERPLAY OF CULTURES WITHIN THE CITY OF SANTA FE, BOTH THEN AND NOW; AND TO EXPLORE HOLDING SAID SYMPOSIUM BETWEEN INDIAN MARKET AND THE SANTA FE FIESTA IN 2016

Postponed to 01/19/16

28-29

REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING PUBLIC UTILITIES DEPARTMENT STAFF TO IDENTIFY AND APPLY FOR FEDERAL AND STATE FUNDING SOURCES FOR WATER, WASTEWATER AND OTHER WATER RELATED PROJECTS

Approved

29-30

REQUEST FOR APPROVAL OF A RESOLUTION TO SUPPORT COMMUNITY EFFORTS TO DEVELOP A GRAND UNIFIED TRAIL SYSTEM (GUTS), THAT ALLOWS NON-MOTORIZED USERS TO TRAVEL IN A LOOP AROUND THE CITY OF SANTA FE, BETWEEN POPULAR NATURAL-SURFACE TRAIL NETWORKS AND BETWEEN THE CITY CENTER AND THE PERIPHERY, AND DIRECTING CITY STAFF TO WORK WITH PUBLIC AND PRIVATE SECTOR PARTNERS TO HELP ACHIEVE THE "GUTS" VISION

Approved

30-33

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NEW MEXICO STATE LEGISLATURE – 52<sup>ND</sup>  
LEGISLATURE – STATE OF NEW MEXICO –  
SECOND SESSION 2016:

REQUEST FOR APPROVAL OF A RESOLUTION  
ESTABLISHING CITY OF SANTA FE LEGISLATIVE  
PRIORITIES FOR CONSIDERATION BY THE NEW  
MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup>  
LEGISLATURE – STATE OF NEW MEXICO –  
SECOND SESSION, 2016

#1 priority established  
w/direction to staff

33-44

REQUEST FOR APPROVAL OF A RESOLUTION  
ESTABLISHING CITY OF SANTA FE LEGISLATIVE  
PRIORITIES, BY CITY COUNCIL DISTRICT, FOR  
CONSIDERATION BY THE NEW MEXICO STATE  
LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE –  
STATE OF NEW MEXICO – SECOND SESSION, 2016

No action/direction to staff

33-44

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END OF CONSENT CALENDAR DISCUSSION

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DISCUSSION AGENDA

PRESENTATION AND POSSIBLE APPROVAL OF  
FY 2015/16 – 2019/20 CAPITAL IMPROVEMENT  
PLAN FOR THE CITY OF SANTA FE

Information/discussion/no action

44-45

DISCUSSION ON MONTHLY FINANCIAL REPORT  
ENDING SEPTEMBER 30, 2015

Information

44-45

DISCUSSION AND POSSIBLE DIRECTION TO  
STAFF ON CLOSING THE CITY'S \$15 MILLION  
DEFICIT

Information/discussion/dir. to staff

46-51

MATTERS FROM THE COMMITTEE

None

51

ADJOURN

51

**MINUTES OF THE  
CITY OF SANTA FE  
FINANCE COMMITTEE**  
Monday, November 30, 2015

**1. CALL TO ORDER**

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Carmichael A. Dominguez, at approximately 5:00 p.m., on Monday, November 30, 2015, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

**2. ROLL CALL**

**MEMBERS PRESENT:**

Carmichael A. Dominguez, Chair  
Councilor Signe I. Lindell  
Councilor Joseph M. Maestas  
Councilor Ronald S. Trujillo  
Councilor Christopher M. Rivera

**OTHERS ATTENDING:**

Oscar S. Rodriguez, Director, Finance Department  
Teresita Garcia, Finance Department  
Yolanda Green, Finance Department  
Melessia Helberg, Stenographer.

There was a quorum of the membership in attendance for the conducting of official business.

**NOTE: All items in the Committee packets for all agenda items are incorporated herewith to these minutes by reference. The original Committee packet is on file in the Finance Department.**

**3. APPROVAL OF AGENDA**

Oscar Rodriguez, Finance Director, said he would like to pull for discussion Item #35 from the Consent Agenda, because staff needs specific direction and not just an approval.

Chair Dominguez said he will pull that item when we get to the Consent Agenda.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Rivera, to approve the agenda, as presented.

**VOTE:** The motion was approved unanimously on a voice vote.

**4. APPROVAL OF CONSENT AGENDA**

Councilor Maestas noted that page 2 of the Resolution is missing from Item #33.

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, to approve the following Consent Agenda, as amended.

**VOTE:** The motion was approved unanimously on a voice vote.

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**CONSENT AGENDA**

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- 6. *[Removed for discussion by Councilor Lindell]*
- 7. *[Removed for discussion by Councilor Lindell]*
- 8. **REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SUPPORT AND EDUCATION AND OUTREACH ACTIVITIES FOR THE SANTA FE MUNICIPAL WATERSHED PROGRAM THROUGH JUNE 30, 2016; SANTA FE WATERSHED ASSOCIATION. (ALAN HOOK)**
- 9. **REQUEST FOR APPROVAL OF A MEMORANDUM OF AGREEMENT – DESIGN AND CONSTRUCTION EXPENSES RELATED TO A COUNTY FEDERAL LANDS ACCESS PROGRAM (FLAP) GRANT FOR “EL CAMINO REAL DE ADENTRO NATIONAL HISTORIC TRAIL,” OF WHICH PHASE 1 IS DESCRIBED IN THE SANTA FE MPO’S 2012 BICYCLE MASTER PLAN AS THE “MRC TRAIL;” SANTA FE COUNTY. (LEROY PACHECO)**
- 10. *[Removed for discussion by Councilor Lindell]*
- 11. *[Removed for discussion by Councilor Lindell]*

12. *[Removed for discussion by Councilor Maestas]*
13. REQUEST FOR APPROVAL OF STANDARDS OF COVER GUIDELINES FOR SANTA FE FIRE DEPARTMENT. (ERIK LITZENBERG)
14. REQUEST FOR APPROVAL OF AMENDED STATE OF NEW MEXICO AGING AND LONG-TERM SERVICES DEPARTMENT FUND 89200 CAPITAL APPROPRIATION PROJECT GRANT AGREEMENT – VILLA CONSUELO SENIOR CENTER IMPROVEMENTS BASED ON STATE RECOMMENDED CHANGES. (RON VIALPANDO)
15. REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT TO SUPPORT CITY INFORMATION SYSTEM MODERNIZATION FOR CITY ERP AND LAND USE SYSTEM EVALUATION AND SELECTION PROJECTS; BERRY DUNN McNEIL & PARK, LLC, IN THE AMOUNT OF \$150,000. (RENEE MARTINEZ)
16. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – ANIMAL SHELTER SERVICES PROVIDED TO THE CITY ANIMAL SERVICES DIVISION, SANTA FE POLICE DEPARTMENT; SANTA FE ANIMAL SHELTER AND HUMANE SOCIETY, INC. (INTERIM CHIEF PATRICK GALLAGHER)
17. *[Removed for discussion by Councilor Maestas and Councilor Trujillo]*
18. REQUEST FOR APPROVAL OF GRANT AWARD AND AGREEMENT – FY 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANT GRANT PROGRAM – LOCAL SOLICITATION FUND 2215; DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA), AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$20,099. (JOHN SCHAERFL)
19. REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT FOR CDM SMITH FOR ON-CALL ENGINEERING SERVICES IN THE AMOUNT OF \$292,951, APPROVED AT CITY COUNCIL ON SEPTEMBER 30, 2015. (MAYA MARTINEZ)
20. *[Removed for discussion by Councilor Lindell]*
21. *[Removed for discussion by Councilor Maestas]*
22. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – INCUBATION SERVICES FOR BUSINESSES IN SANTA FE (RFP #12/23/P); SANTA FE BUSINESS INCUBATOR. (ROSS CHANEY)
23. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – EXTENSION OF SECURITY SERVICES AT SANTA FE MUNICIPAL AIRPORT; BLACKSTONE SECURITY SERVICES, INC. (ROBERT RODARTE)

24. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – EXTENSION OF SECURITY SERVICES FOR CITY-WIDE SANTA FE MUNICIPAL FACILITIES; BLACKSTONE SECURITY SERVICES, INC. (ROBERT RODARTE)
25. REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT – CARDIOVASCULAR EQUIPMENT FOR GENOVEVA CHAVEZ COMMUNITY CENTER; ADVANCED EXERCISE EQUIPMENT. (LIZA SUZANNE)
26. *[Removed for discussion by Councilor Lindell]*
27. REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE; CREATING SECTION 12-1-5.1 TO ESTABLISH A DEFINITION FOR “AUTOCYCLE;” AMENDING SECTION 12-1-37 TO INCLUDE AUTOCYCLES” IN THE DEFINITION OF “MOTORCYCLES;” AMENDING SECTION 12-7-6 TO EXEMPT AUTOCYCLES FROM THE HELMET PROVISIONS; AND CREATING A NEW SECTION 12-7-8.1 TO ESTABLISH THAT A MOTORCYCLE ENDORSEMENT IS NOT REQUIRED FOR AUTOCYCLE OPERATION (COUNCILOR DIMAS). (JESSE GUILLEN)  
Committee Review: Public Safety Committee (approved) 11/17/15; City Council (request to publish) 12/00/15; and City Council (public hearing) 01/13/16. Fiscal Impact – No.
28. *[Removed for discussion by Councilor Maestas]*
29. REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO SCHOOL BULLYING; REQUESTING THE CITY OF SANTA FE AND THE SANTA FE PUBLIC SCHOOLS DEVELOP AND IMPLEMENT A COMPREHENSIVE REPORTING SYSTEM TO TRACK INCIDENTS OF BULLYING, ADMINISTRATIVE RESPONSES TO INCIDENTS AND A SUBSTANTIVE PROGRAM TO EDUCATE YOUTH, PARENTS AND CITY AND SCHOOL STAFF ON THE PREVENTION OF BULLYING (MAYOR GONZALES, COUNCILORS DOMINGUEZ, LINDELL, BUSHEE, TRUJILLO, DIMAS, MAESTAS AND IVES). (CHRIS SANCHEZ) Committee Review: Children & Youth Commission (scheduled) 12/08/15; and City Council (scheduled) 12/09/15. Fiscal Impact – No.
30. *[Removed for discussion by Councilor Lindell]*
31. REQUEST FOR APPROVAL OF A RESOLUTION FOR ACTION BEYOND PRAYERS, A CALL FOR GUN PURCHASE REFORM AND SUPPORT FOR GUN PURCHASE REFORM FROM THE STATE LEGISLATURE DURING THE 2016 LEGISLATIVE SESSION; AND IN SUPPORT OF SANTA FE PUBLIC SCHOOLS RESOLUTION 2015/16-11 (COUNCILORS IVES AND DOMINGUEZ). (JESSE GUILLEN) Committee Review: Public Safety Committee (approved) 11/17/15; and City Council (scheduled) 12/09/15. Fiscal Impact – No.
32. *[Removed for discussion by Councilor Maestas]*
33. *[Removed for discussion by Councilor Maestas]*

34. *[Removed for discussion by Councilor Rivera]*

35. *[Removed for discussion by Chair Dominguez]*

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**END OF CONSENT AGENDA**  
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**5. APPROVAL OF MINUTES – OCTOBER 19, 2015**

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to approve the minutes of the Finance Committee meeting of October 19, 2015, as presented.

**VOTE:** The motion was approved unanimously on a voice vote.

**CONSENT CALENDAR DISCUSSION**

**6. REQUEST FOR APPROVAL OF BID NO. 16/10/B – BISHOP'S LODGE ROAD, BROWNELL-HOWLAND ROAD AND LUGAR DE MONTE VISTA WATER MAIN REPLACEMENT PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR FOR WATER DIVISION; SUBSURFACE CONTRACTING, INC. (ERIC ULIBARRI)**

Councilor Lindell asked, regarding the Engineer's estimate on page 1 of the Memorandum, "do we typically have a percentage of an engineer's estimate the way that it differs from the actual contracting that we find acceptable."

Mr. Ulibarri said he isn't 100% sure how that is done, but usually, he goes through and compares all of the bids from each of the contractors and makes sure they are in line with each other and there is nothing outstanding. He said sometimes the engineer's estimate is not within the specific percentage.

Councilor Lindell who is the engineer that estimated this.

Mr. Ulibarri said it was a joint effort between himself and Dee Beingessner at the Water Division.

Councilor Lindell noted the bids are almost 20% over the engineer's estimate, which seems like a lot to her.

Mr. Ulibarri said it was based on the City-wide contract which usually is a little bit high. He said the 3 bids received are close to each other, so there is a pretty good reassurance that nothing is being over-bid or under-bid.

**MOTION:** Councilor Lindell moved, seconded by Trujillo, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**7. REQUEST FOR APPROVAL OF BID NO. 16/14/B – AIRPORT TERMINAL IMPROVEMENTS AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; SARCON CONSTRUCTION CORPORATION. (MARY MacDONALD)**

Councilor Lindell asked, regarding packet page 4, if the subcontractors are part of this bid, and how do they fit into the bid.

Jon Bulthuis, Director, Transportation Department, referred the question to Ms. MacDonald.

Mary MacDonald, Facilities Development Section, Project Manager, described the process. The subcontractor list is submitted with the bid, and staff checks to be sure they currently and appropriately are licensed. She said who gets included is outlined in the top paragraph within the form that was included in the bid. The contractor won the bid by local preference, he does have a significant number of subcontractors from Albuquerque as well as Santa Fe, to support the work.

Councilor Lindell said her concern is that we are giving a sizable local preference, but most of the subcontractors on the list are from Albuquerque, which is troubling. She asked if there is anything in our Procurement Manual to stop that from happening. She said when we give "local preference," we expect to hire locals.

Ms. MacDonald said at this time there is nothing in the Procurement Manual to say that we cannot accept this as it is.

Chair Dominguez said that has been tried many many times.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Rivera, to approve this request.

**VOTE:** The motion was approved on a voice vote with Councilor Trujillo, Councilor Rivera and Councilor Maestas voting in favor of the motion, no one voting against and Councilor Lindell abstaining.

**10. REQUEST FOR CONCEPTUAL APPROVAL OF A LEASE AGREEMENT FOR USE OF CITY PROPERTY ADJOINING 115 E. SAN FRANCISCO STREET, CONTAINING APPROXIMATELY 234 SQUARE FEET, FOR PLACEMENT OF MERCHANDISE AND DISPLAYS BY VIRGINIA B. ULIBARRI AND KIMBERLY C. ULIBARRI D/B/A LJS OF SANTA FE. (MATTHEW O'REILLY)**

Councilor Lindell asked the location of the subject site.

Mr. O'Reilly said if you look at Exhibit A to the proposed Lease Agreement, a public alley is shown in the lower right hand corner, and it is a sliver of land of 2.6 ft. in width, denoted by hash marks, which the applicants are requesting to lease from the City.

Councilor Lindell said on packet page 5, under 5(B), she thinks instead of Section 4.C, it should be 5.C.

Mr. O'Reilly said she is correct, that is a typographical error and it will be corrected.

**MOTION:** Councilor Lindell moved, seconded by Councilor Trujillo to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**11. REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO AMENDED AND RESTATED RAILYARD LEASE AND MANAGEMENT AGREEMENT – INCLUDE MINOR HOUSEKEEPING ITEMS AND PAYMENT DEFERRALS TO EXISTING RENT SCHEDULE; SANTA FE RAILYARD COMMUNITY CORPORATION. (ROBERT SIQUEIROS)**

Councilor Lindell asked Mr. Siqueiros to speak to us about the minor housekeeping items.

Mr. Siqueiros said there are two. One is to give the City the ability to include the parking spaces for the new apartment complex when it comes to fruition, 50-60 spaces depending on the density. The other is to reflect the changes in the Conservation Easement.

Councilor Lindell said with regard to the parking, some people living in the area remain under the impression that the previous developer had made an agreement with them about parking.

Mr. Siqueiros said he is unsure what agreement that is, and said Mr. Czoski might know.

Councilor Lindell asked Mr. Czoski if he is familiar with it.

Richard Czoski, Director, Santa Fe Railyard Community Corporation [SFRCC], said there was an agreement with the SFRCC, as well as the original developer, but it didn't address parking *per se*, other than that the City was going to establish residential parking on Alarid Street, which they did. The City put up signs and that occurred. He said by Code, the SFRCC has to provide one parking space per unit, which is the reason for this request. The project, if it comes to fruition, will have to go through the Planning Commission and be approved, so there will be a public process for that.

**MOTION:** Councilor Lindell moved, seconded by Councilor Rivera, to approve this request.

**DISCUSSION:** Chair Dominguez asked, when you talk about the deferral that is coming up, if they will pay the 14/15 obligation.

Mr. Czoski said the SFRCC will pay all deferrals, including the additional deferrals that have been requested, over a 4 year period. He said, "So we pay back all the deferrals starting in 2024/25, that fiscal year, and they are entirely repaid by 2028/2029."

Chair Dominguez said, "And just for the record, part of the reason is."

Mr. Czoski said, "Part of the reason is the economy has been flat, and our leases increase by the Consumer Price Index, and they have not. The underlying reason is because the infrastructure was twice what we anticipated it would be. And our rent is keyed to repayment of those infrastructure bonds. So, while the boom of 2005/2006 caused our infrastructure cost to go up by more than 100%, then we hit the recession and we couldn't raise our rents to meet the same increase. So that's primarily the reason."

Chair Dominguez said in his Memo, Mr. Siqueiros says there is no fiscal impact to the City until May 2017, and asked if that is in line with that budgeting cycle's budget approval.

Mr. Rodriguez said if you approve this, it will be included in the budget package you will be asked to approve.

Chair Dominguez said then it's not revenue we're anticipating on using to balance our budget.

Mr. Rodriguez said yes it is. He said it's important to mention that the Railyard funds were part of a bridging strategy the City used over time. He said this would not be an issue because that fund would have enough cash to absorb this and perhaps do other things. He said in the short term, we will have to come up with the cash to float the deferment, but over time it will be paid back.

Chair Dominguez said then it is, essentially, a bridging strategy until 2017.

Mr. Rodriguez said, "It's a bridging strategy on top of a bridging strategy. And in this case, the General Fund took the lion's share of it, about \$385,000, what we take from that fund to pay the debt service on the office condos. At this point, they're just asking for a deferment of \$250,000, actually a little more than that. They're just asking for a bridging for a little bit. We put some of our operating costs into this fund to pay for the debt service on the office condos on the second floor."

Chair Dominguez asked if it is anticipated that the amendments will help the situation at the Railyard, because there are amendments here.

Mr. Siqueiros said those were previous amendments, noting he provided a history of previous amendments. He said # 6 is for the deferrals.

Chair Dominguez said there are another set of amendments noted on the back page.

Mr. Siqueiros said those are previously approved amendments, noting we are now on #6.

Chair Dominguez said it says, amended and restated. He asked if Mr. Siqueiros is asking to amend them again to include these.

Mr. Siqueiros said no, saying he understands the confusion and next time he will leave out the history of the amendments.

Chair Dominguez said on the first page, it says, prior to 2011. And when you look at the second page there isn't a date, it just says they were amended and restated.

Councilor Rivera asked, regarding the \$15 million shortfall, how are we going to come up with the funding to address what is being asked of us tonight.

Mr. Rodriguez said, "As I understand the situation, they just are not going to have that revenue. So we are in a situation where either we accept the deferment or expect to be short of the payment later on. So this is a way to anticipate that in advance. So what you will see in the budget, is an increase to the deficit of some \$250,000 next year, so we're just going to have to find the revenue elsewhere for that. And there is a big discussion, hopefully, you will have by the end of the night about where that's coming from. But I can tell you that a quarter million dollars is not going to change the picture substantially here."

Councilor Rivera asked if this should wait until we have that larger budget discussion, or if Mr. Rodriguez is comfortable with the motion to approve this request.

Mr. Rodriguez said, "As I see the situation to the best of my ability, it won't make a difference. If you approve it, then you're giving direction to staff to work it into the budget. If you don't approve it, I'm going to anticipate that there is going to be a shortfall somewhere down the road, and we are going to have to do it more by surprise. So the way I'm looking at it, is it's coming, one way or the other."

Councilor Maestas said these are tough times for everyone. He said the rent schedule on page 12 indicates the rent for this fiscal year was \$807,000. If we approve this deferral tonight it will be reduced to \$609,000.

Mr. Czoski said the SFRCC still will be making the 15/16 payment of \$807,000, and they are requesting a deferral for 16/17. He said they anticipate adequate revenue to make all payments to the City through May 2017. He said they are coming now, because the Committee will be preparing the 16/17 budget very soon, so they wanted to give as much advance notice as possible that they would not be able to make the higher payment in 16/17.

Councilor Maestas said there is no change to rent, so we may be using reserves to cover the rent. He asked the reason it is going from \$807,000 to \$609,000.

Mr. Czoski said they do have reserves they carry forward for the obligation in the following year. And the fact is the revenue for 16/17 when not supplemented by carry over of reserves they are projecting in that particular year, they will not be able to make the payment of \$807,000.

Councilor Maestas said it appears the \$807,000 is a spike in the rent.

Mr. Czoski said the rent schedule is predicated on their revenue forecast. They were fortunate to have a reserve to carry forward in prior years. He said in 14/15, they paid \$558,000, and they are paying \$807,000 this year. The delta between the two numbers is the reserve of which which all will be spent when they pay the City \$807,000.

Councilor Maestas said the City has dedicated 1/16 GRT to the Railyard, a portion of which is for debt service, but there is \$50,000 for operations. He asks who uses that \$50,000, and if this is a bridge.

Mr. Czoski said under the lease the SFRCC is required to operate public events, and the \$50,000 is strictly for renting a stage and sound equipment for the various public events held on the Railyard. He said, "None of it comes to us, we're simply a pass-through. So we made an arrangement with a local AV provider so when you go to Movies in the Park, the City pays for the screen and sound equipment. The 1/16 GRT produces about \$1,008,000 a year and is used to pay the Railyard parking garage debt, the condo debt as Oscar mentioned, and some staff costs. I think the last time I saw it, it was \$360,000 for staff. The only thing that comes to us out of that is the \$50,000 which is for stage and sound equipment."

Mr. Rodriguez said there also are park costs that are put into that fund and that is a part of bridging. He said last year we did cut security, so that is down slightly, so there is roughly \$400,000 for General Fund costs.

Councilor Maestas said it would be good to see the Railyard financials to get a better feel for the financial situation and the use of the reserves to pay the rent, and even get insight into your revenue projections. He said the SFRCC is a key and vital partner to the City, and we need to do what we can to keep it operating, flourishing and growing. He said it is difficult to defer additional income to the City in light of the current financial condition of the City. However, he doesn't think we should create additional problems for this organization, and we need to limit the damage to the City. He said he will reluctantly support this request.

Chair Dominguez said the SFRCC does a good job and is very diligent, and almost everything we've asked for they have delivered, aside from this deferral. He agrees with Councilor Maestas that it is one of those things if you don't approve, things don't get any better. He said, going back to the amendments, some of the agreements we have with Velvet Crown are intended to get business and generate revenue for the City. He asked if he anticipates that we are doing everything possible to maximum generation of revenue in the Railyard – will these amendments help what we're agreeing to do.

Mr. Czoski said, "We hope to bringing additional projects through Planning Commission and possibly to the City Council and you can help us tremendously by supporting those projects. There will development projects, and some people who don't like them and some who do. Those are key to us leasing the remaining parcels. We're 86% leased, so we don't have a lot left. However, what we do have left are some critical parcels that could generate a lot of rent to help us pay our rent to you, and create jobs and GRTs. I believe we have the same end goal and I very much appreciate your support and our Board does as well. Hopefully, in the next 6 months, we'll be bringing projects to you that you can opine on."

Chair Dominguez said that discussion with the community will be interesting, and hopes the Railyard will thrive and live up to the promises the entire community wants it to be.

**VOTE:** The motion was approved unanimously on a voice vote.

**12. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – WATER SERVICE CONNECTION EQUIPMENT, WATER METERS & SUPPLIES FOR PUBLIC UTILITIES DEPARTMENT. (MICHAEL MONTOYA)**

- **HD SUPPLY, INC.**
- **SANTA FE WINNELSON COMPANY**
- **BAKER UTILITY SUPPLY CORPORATION**

Councilor Maestas asked the reason we are approving this now, since the last authorization to use this price agreement ended at the end of the last fiscal year. He asked where all of the services stand from now going back to June 30<sup>th</sup> of this fiscal year.

Michael Moya said the meter contract expires in December, and we can acquire the P.O., and once that is done, we can order what we need for the winter. He said the P.O. will supercede the date of the contract.

Councilor Maestas said then we haven't required the services of these 3 contractors.

Mr. Moya said yes, about \$50,000 on each contractor.

Councilor Maestas asked if you need authorization on July 1, instead of November 30.

Mr. Moya said yes, noting he was just informed of this about a month ago. He said Finance wanted him to handle it this time, commenting Purchasing usually handles this.

Councilor Maestas said we talked about the Bateman Act before. He thinks these kinds of approvals need to happen at the beginning of the fiscal year.

Mr. Moya said he will be doing this from now on.

Mr. Rodriguez said Mr. Montoya is referring to a change in the way we do business so this doesn't happen again.

Councilor Maestas asked if we have to notify the State that we want to be part of this agreement for another year. He would think that would be a trigger to bring it to the City Council for approval.

Robert Rodarte, Purchasing Officer, said, "We would bring those every year in July, and with the changes of the new Finance administration, the departments are responsible for bringing them, but they were on time. We bring these forward as needed, and when the year ends, they will stop using that particular budget. When the year starts, it will start again, but the contract will still be active. In this particular one we're asking for approval right now. They're still going to use the same budget that will end on 6/30 or whatever."

Councilor Maestas asked the protocol, and if we have to notify the State.

Mr. Rodarte said, "No. We already have an agreement with the State and we utilize the contracts that are posted for all the entities to use. We don't have to go and ask for permission, we just follow their guidelines on each individual contract. In the event we're using someone else's contract, such as the City of Tucson, we would have their permission or be under their umbrella. Unless it specifically says only to be used by the following entities, and they do have several of those out there."

Councilor Maestas said our administrative procedure should come near the end of the year, so this should have happened in late June.

Mr. Rodarte said yes, commenting there will be new ones that will not necessarily start on July 1<sup>st</sup>. He said we just have to bring them as they come up, commenting we can't bring them all at once at the end of the year. He said we can do these.

Councilor Maestas said it's unsettling to be on the Finance Committee and then find out that we've been purchasing goods and services for 5 months without approval from the City Council.

Mr. Rodriguez said, "To be clear. The Council appropriated the funds and allowed that expenditure into the budget."

Councilor Maestas said he isn't concerned about the funding but the process.

Mr. Rodriguez said what happened here is that staff ran on these until we got to \$50,000, and then we tell them they need to go straight to the Council. He said it's a learning curve for all of us. He said hopefully, as time goes on, you will see fewer and fewer of these.

Mr. Rodarte said there is no violation of procurement law, and they're still under \$50,000. He said everything in terms of procurement has been put on hold until it is heard and approved by the Council next week. There is no violation at this point.

Councilor Maestas said then it's all about the \$50,000 threshold, so staff can go ahead and purchase goods and services off a price agreement without the expressed approval of the City Council to use that procurement vehicle, provided it is less than \$50,000.

Mr. Rodarte said it depends on what it is. "If they go out there and buy something that is out of the ordinary that is \$12,000 on a State Price Agreement, it means they don't have to do competitive quotes, but we try to have them do that anyway. He said that is the reason for the \$50,000 rule.

Councilor Maestas said he's not saying that all requests under \$50,000 should come to Finance, but he thinks the intent to use that procurement vehicle for all purchases should come to use, because this approval is through June 30, 2015. He asked what that means, and what is the point of bringing it to us.

**MOTION:** Councilor Rivera moved, seconded by Councilor Trujillo, to approve this request.

**DISCUSSION:** Chair Dominguez thanked Mr. Rodriguez for the explanation. He appreciates the staff going through that extra step from this point forward.

**VOTE:** The motion was approved on a voice vote, with Councilor Rivera, Councilor Trujillo and Councilor Lindell voting in favor of the motion and Councilor Maestas voting against.

**17. REQUEST FOR APPROVAL OF GRANT AWARD AND GRANT AGREEMENT – PROJECTS AIMED AT REDUCING TRAFFIC-RELATED INJURIES AND DEATHS; NEW MEXICO DEPARTMENT OF TRANSPORTATION AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$83,920. (INTERIM CHIEF PATRICK GALLAGHER)**

- END DRIVING WHILE IMPAIRED
- BUCKLE-UP (BLKUP)/CLICK IT OR TICKET (CLOT)
- 100 DAYS AND NIGHTS OF SUMMER (100 DAYS)
- DISTRACTED DRIVING (DNTXT)

**Disclosure:** Councilor Trujillo said, "As with anything that comes before the Committee dealing with the DOT, I will state that I work for the New Mexico Department of Transportation. I do not work in this bureau, so there is no conflict. That's all I have to say on this."

Councilor Maestas said on packet page 5, there is a letter from the DOT dated September 25, 2015, and it says, "...*Program activities cannot start until the project agreement is fully executed...*" He said these are great grants and recurring and a great supplement to overtime. His concern about this one is the lateness, commenting we've already missed part of the winter super blitz, which started November 13, so we can't claim any overtime for that. He said on the Buckle-Up Click It or Ticket, we missed a part of the winter super blitz period there as well. He asked why is this coming to us so late.

Nancy Jimenez, Budget Administrator, Police Department, said she received this on her desk on November 3, 2015, from the State. It has to go through Public Safety, now Finance and the Council, but it also has to be reviewed by City Legal. She said unfortunately it does delay what they need to provide in the roadblocks. However, what has happened in the past with all of these grants, is we can submit an adjustment letting them know when we received it from the State, and that it has to go through City Committees, and then they allow the different roadblocks and assignments to go through the full fiscal year. So we have the ability to modify the time and ask for permission to be able to do different roadblocks

at different times of the years and different holidays. She said if we can show statistics we can make those adjustments.

Councilor Maestas asked if that means we would get reimbursed for overtime over Thanksgiving.

Ms. Jimenez said no, that would hit their budget. She said they would be reimbursed for the actual adjusted roadblocks or incidents that we do under this provision that was approved, maybe in February or March.

Councilor Maestas said then it might be extended on the back end instead of the front.

Ms. Jimenez said yes, because of the paperwork delay.

Councilor Maestas asked if thought has been given to meeting with the State about moving up the process by a month.

Deputy Chief Salbidrez said they can negotiate it. He said it is also a requirement of the audit that happens around this time, so that ties up the willingness to negotiate this for us. He said that we were the best in the State of New Mexico, and DPS uses out program, along with the forfeiture program as a teaching tool for training around the State. This program is receiving an award this year because of its efficiency and effectiveness in the community.

Councilor Maestas said we need grant funding that can pay for the overtime for those programs. He hopes they are successful in moving this up for the next budget cycle.

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**20. REQUEST FOR APPROVAL OF BUDGET INCREASE FOR SALVADOR PEREZ PARK PARKING LOT, CONCESSION BUILDING AND ASSOCIATED WORK IN THE AMOUNT OF \$121,606 APPROVED AT CITY COUNCIL ON OCTOBER 14, 2015. (JASON KLUCK)**

Councilor Lindell said we saw this recently and Mr. Kluck said yes.

Councilor Lindell asked what we are approving now.

*[Mr. Kluck's response was completely inaudible because the microphone was not turned on]*

**MOTION:** Councilor Trujillo moved, seconded by Councilor Rivera, to approve this request.

**VOTE:** The motion was approved on a voice vote, with Councilor Trujillo, Councilor Rivera and Councilor Maestas voting in favor of the motion, nobody voting against, and Councilor Lindell abstaining.

**21. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES FOR TOURISM SANTA FE (RFP#15/17/P); FUSEIDEAS, LLC. (RANDY RANDALL)**

Councilor Maestas said in his letter, Mr. Randall said Amendment #1 would be for the remaining balance for the current fiscal year advertising budget which is \$540,000. However, on page 1 of the Amendment, it is really an increase on top of the \$900,000.

Randy Randall, Director, Tourism Santa Fe Department, said there is \$1.230 million in the budget for advertising this fiscal year. He said when this contract was written, the budget for this year had not been approved, so we didn't know the amount. He said \$214,000 of the \$900,000 for the current contract was paid out of the last fiscal year. This is just a 4 month extension of the contract to bring it in line with our fiscal year so we can judge our advertising contracts based on the approved budget. This year's budget had an increase in the advertising line item, and this action is to capture that increase.

Councilor Maestas said the contract period doesn't coincide with our fiscal year.

Chair Dominguez said with this amendment, we are in line with the fiscal year.

Mr. Randall said this is correct.

**MOTION:** Councilor Lindell moved, seconded by Councilor Trujillo, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**26. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SUBSECTION 18-10 SFCC 1987, TO REDEDICATE A PORTION OF THE MUNICIPAL GROSS RECEIPTS TAX TO RECREATIONAL FACILITIES, AND BIKE AND PEDESTRIAN PATHWAYS. (COUNCILOR MAESTAS). (OSCAR RODRIGUEZ) Committee Review: Parks and Recreation Commission (approved) 10/02/15; City Business & Quality of Life Committee (postponed) 10/14/15; Public Works Committee (postponed) 10/26/15; Public Works Committee (postponed) 11/09/15; City Business & Quality of Life Committee (not approved) 11/10/15; City Council (request to publish) (postponed) 11/10/15; Public Works Committee (scheduled) 12/07/15; City Council (request to publish) 12/09/15; and City Council (public hearing) 01/13/15. Fiscal Impact – No.**

Councilor Lindell said she is concerned that before the next budget cycle we are diverting any money whatsoever out of the General Fund. She isn't comfortable doing this prior to the next budget cycle.

Councilor Maestas said the commitment was made in 1991 when this GRT dedication was made for starting our Public Transportation System. He said if there's any diverting of money, it is from Public Transportation to the General Fund. He thinks we're going to have a discussion at the end of the evening

about how to bridge the budget gap. He thinks we need better clarity and definition of the true problem. He said we're talking about trying to blow up these little bridges where we've been playing shell games, and this is one of them, where the General Fund has been raiding the Public Transportation dedicated funds to the tune of \$1.25 million. He said there are extensive needs in public transportation. This action is a combination of starting to institute some financial reform, ending the shell games and reversing a decision that disproportionately impacts the segment of our population that relies on public transportation.

Councilor Maestas noted his amendment in the packet is to add to the caption to make it clear that this action would remove the provision for allowing the use of excess funds for general municipal operations. He said the FIR in the packet is a little slanted, and he prefers more objectivity from staff in writing the FIRs. He said it says that while this money is used for quality of life programs, but not necessarily. If it goes into the General Fund, "who knows what it is used for."

Councilor Maestas said, "For the record, I took great offense to that Fiscal Impact Report that was quite biased, I think, against this action. So I thought everybody cared about public transportation and this would at least provide insurance..."

Chair Dominguez said, "Each member can speak for themselves and they will articulate what they care about."

Councilor Maestas said, "Okay, but let me finish." He said it is a tried and true service which has been around since the early 1990s, and the needs are there and extensive, so why would we deprive a system that already has dedicated funding, great needs." He said, "It begs the question, with all the needs on record, how could we, with a clear conscience, siphon some of those funds for the General Fund. I think it's a social justice, social equity, financial reform issue. And I believe we should start taking all these policy actions and end these shell games so we can get a handle on the true financial picture of the City and that's what this will do as well."

Councilor Lindell said she appreciates Councilor Maestas's remarks. However, the change in this, it does say, after satisfying the distributions provided for, which weren't changed. She said we're dedicating monies to the General Fund after the Transportation needs are met. She said these funds are to go to recreational facilities, bicycle and pedestrian pathways. That is the change she sees in here. She said, "I'm not really seeing that we're taking money away from the.... it clearly states that the tax is dedicated to the Public Bus System and the quality of life purposes. I don't see that we're taking money away from the bus system. That's my comment from what I read here."

Councilor Maestas said there is another amendment on packet page 3, Amendment #2, which basically sets the allocation for the quality of life at 11% and it's a not to exceed. He said staff did a historical analysis of the way these funds have been allocated, and quality of life has been receiving steadily about 11%. He said this makes sure the quality of life allocation is held harmless.

**MOTION:** Councilor Maestas moved, seconded by Councilor Trujillo, to approve the proposed Resolution with the amendment on page 3.

**DISCUSSION:** Councilor Rivera said he agrees with Councilor Lindell in some ways. He said it seems Councilor Maestas is trying to put into a Resolution something that is already happening, or if in Councilor Maestas' opinion this isn't happening.

Councilor Maestas said it's not happening, commenting we have consistently been diverting money to the General Fund, reiterating his concern that we had to take a MFA loan to buy buses and the loan period exceeds the life cycle of the buses purchased, and the debt service came out of the existing operating budget for public transportation.

Councilor Rivera said then Councilor Maestas wants to take money from Public Transportation and defer it to Recreational Facilities, Bike and Pedestrian Pathways.

Councilor Maestas said no, all this does is to eliminate the possibility of the General Fund taking anything from this, and that's all this does.

Councilor Rivera asked, regarding the additional funds to Recreational Facilities, Bike and Pedestrian Pathways, how will the funds be spent and who decides who gets what amount, and if social justice issues will be addressed there, and will this be spread throughout the community.

Councilor Maestas said it is *status quo* which is transparent and reiterated his concerns that the money should be spent as intended for all of the transportation needs. He said, "It is ludicrous that we're perpetuating this practice. It is not a sound financial practice and it isn't equitable.

Councilor Rivera asked the reason this wasn't approved by the Business & Quality of Life Committee.

Councilor Lindell said it was the reasons we were discussing earlier. She doesn't think there is clarity here. She said the distribution hasn't changed in terms of public transportation. She asked if Councilor Maestas is saying it hasn't changed, but we haven't been adhering to it.

Councilor Maestas said definitely.

Chair Dominguez said he is saying it hasn't changed, but staff hasn't implemented it.

Councilor Lindell asked how this will change things.

Councilor Maestas said it makes it final and official.

Councilor Lindell said this is plenty official.

Councilor Maestas said no, so you can't use it for General Fund purposes. The dedication doesn't say for the public transportation system and municipal general operations and quality of life. The caption on that dedication was for public transportation. "These sub allocations are only contingencies, if '*all the needs of the public transportation system are met.*' He said it is unfortunate. He said this is to compensate the General Fund for revenue loss, but that won't put more buses on the road, improve bus shelters, fund the

Southside Transit Center. He said these funds that are dedicated by the people will fund those. He said, "The General Fund is going to have to fend for itself, and this will help us to further define the problem and end the shell games."

Councilor Maestas continued, "This is another bridging strategy. This transfer is part of a \$6.4 million subsidy. We need to take the steps to come closer to defining the true financial condition of the City and end these unsound financial practices, and in the process we will ensure that the needs for public transportation are met."

Councilor Rivera observed that we are still playing the bridging strategy by holding harmless those areas we want to continue to fund.

Councilor Maestas thinks it protects the quality of life funding. He wants to end the siphoning of funds by the General Fund, and hold harmless the quality of life funding.

Chair Dominguez thanked Councilor Maestas for his work. He said, "In true fashion, you are absolutely sure of what it is you are wanting to accomplish. But I have to say, and I will be completely honest, when I talk to many different folks, both staff, members of the public, a whole cross-section of people, we are a little confused by this. I think they understand the intent which is to clarify some things, but they also feel, as Councilor Lindell has indicated, it says in here pretty clearly what the intent should be. I think some of the questions I have, when we talk about the needs of transit, we have to be very specific with that. I say that because I've been around long enough to understand when you start to segregate like that, all of a sudden all these other programs fit under the definition of transit. Things such as bike share would fit into that. I just think that we need to have some clarity and be very clear about what the Transit needs are. I agree with you. When you look at all the needs of transit – buses, bus replacement, increase routes – there isn't enough money. We need to dedicate the money for what it was intended."

Chair Dominguez continued, "When we talk about social justice and we want to get to the nitty gritty of social justice and what a bill like this could do, let's look at our routes. Let's get rid of a route with only one passenger an hour on it, like the one to the museums. I don't see any of that on the table here. I think when you're looking for efficiencies and proper use of funds, those are some of the things we can look at if we really want to tighten up that 1/4 cent and get what you want to get accomplished. I agree with you completely though, that we ought to make sure that money gets spent on public transportation first, and the gist of what you're getting to. Public Transportation should get the funding it needs to be truly a public transportation operation."

Chair Dominguez continued, "But, I need some information about what those specific transportation needs are and what the costs are, especially for this year. If you're telling me that staff is telling you that they have not been allowed to, or for whatever reason have not articulated the total needs of the transportation system, I believe you Councilor Maestas. But I need that list. I need to know what that looks like. I want to know that we're going to be utilizing the transportation system for what it should be used for, especially in parts of our community that really need it when we speak to social justice. That means maybe different routes or increased routes for the south side, and decreased routes in other parts of our community. I just wanted to make that comment. And I'm willing to work with you before this gets to Council, if we need to

tighten the language a little more. I know in the bill itself it says provision of a public bus system, right, so the expenses necessary or incidental to the provision... that's the great part that I have... to the provision of a public bus system. Because a bike sharing program, and I'm going to say right now, that I don't necessarily support that program without looking at the details. That could fit in the incidental provision to a public bus system. I just want to make sure we're directing the monies a little more strategically."

Councilor Maestas said one more factor that is even more compelling is if you look at packet pages 15-16 that shows the federal funding which is basically non-existing. He said this is a funding source that transportation systems across the country need for capital, and that's dried up. He said we haven't adjusted to the new normal in terms of federal funding.

Chair Dominguez said he doesn't disagree, but that's just numbers. It doesn't tell him what the Department of Transportation 2008 award amounts, Section 530920.500 NM03X0042 – talk about bureaucracy. It doesn't tell him what it is that is no longer being funded.

Councilor Maestas said the numbers are on page 11, which is an email from the Transportation Director, which is credible in terms of the system needs. He said the second star says, '*Fleet replacement funding requirements for Santa Fe Trails fixed-route bus fleet, alone, average \$1.5 million a year,*' projected over the next 5 years or so. Another star lists costs to replace Santa Fe Ride Paratransit vehicles. He said there are needs of magnitude in the email.

Chair Dominguez said he agrees with him, but asked how many paratransit vehicles are we talking about, and if we'll do that over 1 year, or 3 years, when you talk about costs to place and maintain street furniture (shelters and benches), in addition to the Downtown and Southside Transit Center which he supports. He asked, for example without the detail, are we going to subsidize the furniture for the Downtown Center by not providing a higher quality of furniture at the Southside Transit Center. He doesn't disagree with Councilor Maestas, and he likes the idea of making sure we are spending Transit funds where it should be spent, but he wants more detail. He said he is willing to work with him on the Ordinance.

Councilor Maestas said the bus replacement schedule is on page 17, with details of buses needed and in what fiscal year they will be replaced. If you want a number on unfunded transportation needs it is in the CIP, it is \$11.4 million.

Chair Dominguez said he doesn't know what routes these buses are being used for. He said if we're spending a lot of dollars to maintain a bus going to Museum Hill with minimal ridership as a part of the replacement schedule. He thinks perhaps we should get rid of that route, save the cost of replacing that bus and maintenance and move that to a different part of our community.

Councilor Maestas said he's just addressing the funding, and if you want to tackle the efficiencies in the bus system, he is happy to engage in that, but this is just about funding.

**VOTE:** The motion was approved on the following Roll Call vote, which resulted in a tie, with the Chair voting in favor of the motion:

**For:** Councilor Maestas, Councilor Trujillo and Chair Dominguez

**Against:** Councilor Lindell and Councilor Rivera.

**Explaining her vote:** Councilor Lindell said, "I'm going to vote no, because I feel like the way it exists, already puts the bus system in first place. If we would want to change this so nobody else gets any money except Transportation, I would support that. But I just don't see how this is an improvement, so I'm voting no."

**Explaining his vote:** Chair Dominguez said, "I'm going to give you the benefit of the doubt Councilor Maestas and an opportunity to work on this a little bit more so we can make sure we have and promote true equity in this community. I'm going to vote yes and move it on to Council and see what we can get done between now and that. That doesn't mean that, depending on what we see at Council, whether or not I'm going to support it, but I would like to be able to take this opportunity to truly promote equity in our community when it comes to transportation."

28. **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE IX AND ARTICLE XII OF THE UNIFORM TRAFFIC ORDINANCE TO ESTABLISH THAT ALL PARKING VIOLATIONS ARE CIVIL PARKING VIOLATIONS AND SUBJECT TO ADMINISTRATIVE ADJUDICATION AND COLLECTION BY AN EXTERNAL ADMINISTRATIVE AND COLLECTION AGENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO MEET THE PURPOSES OF THIS ORDINANCE. (COUNCILOR DIMAS) (SARA SMITH AND NOEL CORREIA) Committee Review: Public Works Committee (approved) 10/26/15; City Council (Request to Publish – approved) 11/10/15; Public Safety Committee (approved) 11/17/15; Transit Authority Board (scheduled) 11/24/15; City Council (public hearing) 11/24/15. Fiscal Impact – Yes. FY 15/16 Expenditures = \$103,542, Revenue = \$237,500 and FY 16/17 Expenditures = \$197,083; Revenue = \$475,000.**

Councilor Maestas said he understands the Ordinance, but he doesn't understand the recommended actions on page 5. It seems the actions and scope are beyond the Ordinance. For example, you are asking to eliminate the original PVB staffing plan, create an accounting position, contract the hearing officer position and the release of a Request for Proposal for citation adjudication and revenue reconciliation system. However, the caption speaks only to the Ordinance and the scope of the Ordinance. He asked, "What is it that you're asking from us tonight."

Noel Correia, Director, Parking Division, said the Council approved creation of a Violations Bureau and staffing it, and to decriminalize the parking violation citations. This amendment is to decriminalize all the parking violation citations and move forward with some aspects of the Parking Violations Bureau, and part of that change is the reduction of the staffing as originally plan, hiring the hearing officer as an independent contractor, and issuing an RFP to upgrade the aging and antiquated system that processes

the citations that are issued. The new system will do collections of unpaid citations for the City, creating a hearing process that is slightly different from what we have currently, and described that process.

Councilor Maestas said he read the Ordinance, but he saw nothing that speaks to the staffing plan, creating a new position, issuing an RFP.

Mr. Correia said packet pages 13-19 contain the definitions of each and every step of the process being proposed.

Councilor Maestas said so the action tonight is not just approving an amendment to the bill, but to approve the staffing plan changes, contracting, collections and issuing an RFP.

Mr. Correia said it is to do the new system and collections together.

Councilor Maestas asked the scope of the RFP and if it has been approved.

Mr. Correia said no, he has prepared the specifications and as soon as he gets approval of what we're doing now, then we will be in a position to issue the RFP.

Councilor Maestas said then tonight you are only asking for approval of the Ordinance amendments, not the RFP and the other things.

Mr. Correia said that is correct.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to approve this request.

**VOTE:** The motion was approved on a voice vote, with Councilor Trujillo, Councilor Lindell and Councilor Maestas voting in favor of the motion, no one voting against and Councilor Rivera absent for the vote.

**30. REQUEST FOR APPROVAL OF A RESOLUTION REQUESTING THE CITY MANAGER EVALUATE POSSIBLE EFFICIENCIES WITHIN CITY OPERATIONS THAT MIGHT HELP CLOSE THE OPERATING DEFICIT IN FISCAL YEAR 2016/2017, INCLUDING IMPLEMENTING A CONDITIONAL HIRING FREEZE (COUNCILOR MAESTAS). (JESSE GUILLEN) Committee Review: Public Works Committee (approved w/amendment) 11/09/15; and City Council (scheduled) 12/09/15. Fiscal Impact – The goal of this resolution is to reduce the estimated budget deficit, but at this point it is unclear what effect following the guidelines in this resolution would have on the deficit.**

Councilor Lindell asked if there was an amendment to this Resolution from Public Works on this item.

Jesse Guillen, Legal, said yes there was.

Councilor Lindell asked if it is in her packet, and Mr. Guillen said yes, it is page 3.

Councilor Lindell said she thought those were specifically submitted by Councilor Ives.

Councilor Maestas said no, those were from the Committee, and not submitted separately by Councilor Ives.

Chair Dominguez said it says in the packet it was submitted by Councilor Ives.

Councilor Lindell asked if those amendments are incorporated into this draft at this point.

Councilor Maestas said at Public Works Councilor he accepted them as friendly amendments. He said the nature of the changes maybe generalized some of the language in there to give the Council more latitude in providing the City Manager with direction in seeking operational efficiencies as a means to help bring down expenditures. He said he worked very closely "with certain executive staff members on this Resolution, and this was in lieu of the Resolution he introduced calling for a mandatory hiring freeze." He sees this as a compromise, and we have to start looking at efficiencies before we start talking about raising taxes, or any kind of revenue enhancement. He said, "I accept the amendments from Councilor Ives and I thought the entire Public Works Committee was supportive of them."

Councilor Lindell said it seems this Resolution asks for an awful lot, and asked when we will have our initial budget session.

Chair Dominguez said staff is going to start the internal process in January 2016.

Mr. Rodriguez said he hopes to have a pretty good start this evening when we talk about the budget. He said, "I can't launch without that. But yes, the plan at this point is to bring a budget sometime in February 2016."

Councilor Maestas said, "Holding everything up until we initiate budget hearings is the wrong approach and we need to get going now. And what we need are some viable options before us. And at the top of the list should be options for implementing efficiencies in our City operations, and that's what this legislation is asking for. And why not get staff going now. I want options, not a simple question of how to close the gap. Obviously I will look first to efficiencies. This gives the City Manager the discretion to do that. I don't see a need to defer this. I think we're way behind."

Councilor Lindell said on page 3, Item #4, her packet doesn't line up with the information from the amendment. She asked if we kept or eliminated "Evaluate the cost to the City of providing services and proposing changes to fees for services that reflect such costs."

Mr. Snyder said, "We kept that."

Councilor Lindell said then the rest of the items numerically in that section are kept in addition, and there is an additional Item #7 that positions that are vacant for two years are eliminated.

Mr. Guillen said that is correct, noting the wording on Item #1 in that section has changed as shown on the amendment sheet.

Councilor Lindell asked if Item #2 is eliminated.

Councilor Maestas said, "On page 3, lines 1 and 2 are deleted."

Mr. Guillen said, "Instead of saying Mandate an appropriate reduction in overtime and travel, it was amended to read, "seeking reductions in overtime and travel."

Councilor Lindell said she agrees with Councilor Maestas about moving forward with this. She said she thinks this is a pretty sizeable task to bring to us in a pretty short amount of time. She said, "I don't disagree that it should happen, but the idea of just *evaluating the cost to the City to provide services and proposing changes to fees for services that reflect such costs*, I think that's a pretty sizable project in and of itself. I don't know that it's reasonable to think that can happen in that short amount of time. I don't, in principle, disagree with it, I'm just trying to, instead of passing things that are painted with such a broad brush, I'm trying to whittle this down to something that is more likely that it can happen."

Councilor Maestas said it's very specific. He said there have been articles in the media about benchmarking and where does the City stack up in terms of population versus staff size. He said that is an over-simplification and this seeks to benchmark our City against others of similar population, as well as to ensure we're comparing apples to apples, look at our services, assess our current services and the levels at which we provide those services. And then determine, are we fat. He doesn't want people to look just at numbers of employees and population. This is an exercise he thinks we need. He asked Mr. Snyder how long it will take to do the benchmarking portion of this which he thinks is badly needed.

Mr. Snyder said it is a large task. He said, "I did work with Councilor Maestas and staff on crafting this Resolution. I do have concerns about it, and those are concerns largely are Items #1 and #3. I look at this as, as we know a \$15 million budget gap is a herculean task in some ways. And without staff working directly with Council and the Mayor on setting priorities and having staff work within those priorities, I think we're setting ourselves up for failure. I think without looking at the amendment sheet, Items #1 and #3, it takes any responsibility away from the Governing Body on helping to set priorities, and puts it in myself's and Oscar's shoes. I can do that, but I can pretty much guarantee what we come back with, you won't be accepting of, because you will not have been involved and engaged in the process of setting the priorities. So I have concerns about that from a time standpoint. Oscar and I have talked about laying this out, but we're talking months of work in preparation to get a good conversation, I believe."

Councilor Lindell said she knows Councilor Maestas accepted the amendment as friendly from the other Committee. She said, "I would like to see, on page 2 of this, where the elimination was lines 12-19 were eliminated, I would like to see them remain."

Councilor Maestas said, "Obviously, that's the original language. I'm definitely going to support that."

Councilor Lindell reiterated she would like to see lines 12 through 19 in the final draft of this Resolution.

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, to approve this request, with the proposed amendments, with the exception of Item #2.

**DISCUSSION:** Chair Dominguez said he read recently in the newspaper that the Governing Body gave direction to fill some vacant positions, specifically the Economic Development Director. He asked where that direction came from.

Mr. Snyder said, "I don't remember the exact date, but 2 Council meetings ago, there was a discussion toward the end of the meeting. It was not a formal action, but the Mayor brought up two vacant positions."

Chair Dominguez said then it was discussion from the Governing Body.

Mr. Snyder said correct.

Chair Dominguez said so the Governing Body didn't take action on that.

Mr. Snyder said, "Not formal action, correct."

Chair Dominguez said so basically it was one Councilor who gave direction to fill those vacant positions.

Mr. Snyder said, "It was the Mayor who brought it up under Matters from the Governing Body at the end of the meeting."

Responding to the Chair, Mr. Snyder said, "I believe the Mayor brought it up, Mr. Chair."

Chair Dominguez said he disagrees with Councilor Maestas a little. He thinks now is the time always, and doesn't think that we're late. He said, "I have said before that we do need to act, and act diligently and make sure we are methodical about it, but we should not over-react. In fact I remember, back when the economy was really bad, we were in crisis mode back then really, because we didn't understand the trends, and what was going to come in from one month to the next. I wouldn't necessarily classify these times as being that critical. However critical we are this year, I once said that we were that critical because we do have some trends and some stability in not only our forecasts, but the organization and what it looks like."

Chair Dominguez continued, "One thing that I do hear from the public is that we're giving lots of mixed messages from members of the Governing Body. On one hand, we're wanting a hiring freeze, on the other hand, we want to expand some of our organization and we want staff to fill positions. I'm not necessarily opposed to this Resolution. But I will say again, Councilor Maestas, that you are absolutely sure of exactly what it is that you want and you are articulating that. I think it says something. This is the second piece of legislation where there is just.... it's clear to you, but it may not be clear to others. And as much as we want to help and make it clear, it's just not getting there. And so, we'll see. I think this is going to need

some work. Hopefully, other members of the Finance Committee can jump in and start amending some of this stuff so it works for everybody and everyone is clear.”

Councilor Trujillo said the problem the problem he has with this is you say we have a \$15 million next year.

Mr. Rodriguez said the City has been running at \$15 million but has the cash reserves for a soft landing, so we're not in a crisis yet, but we are headed to a bad place, but not there yet.

Councilor Trujillo said we need to buckle down and start getting to where we want to go. He doesn't know how to fix it, but believes we will come to a resolution. He said we weathered the crisis when the economy tanked, but unfortunately at one point we had to furlough our employees, which is something we don't like doing. He said he can't support this Resolution right now, and there still needs to be a lot of discussion by the Finance Committee and the entire Council. Like Councilor Dominguez said maybe we can fix this to make it work this better, commenting, “I want to bridge this gap.”

Councilor Maestas said since his initial introduction to implement a mandatory hiring freeze, he has done a 180 degree turn. He said this does not call for a hiring freeze. He said the only language is regarding expansion positions without budget. He said this will address the mixed message that we're not in favor of expanding the size of government without recurring funding. That is the only hiring freeze language in here. He said Mr. Rodriguez thinks we have 2-3 years to solve this, but he doesn't. He thinks this will give us the information to make better discussion.

Responding to Councilor Trujillo, Councilor Maestas said even if it's for IT, and the needs are great in IT, he can't support expanding staff without additional funding.

Chair Dominguez asked if is talking about positions we're budgeted for the current fiscal year and Councilor Maestas said no.

Chair Dominguez asked if the expansion we approved last year is part of it, and Councilor Maestas said yes.

Chair Dominguez asked Councilor Maestas if he would be willing to include one position we did expand, and Councilor Maestas said yes.

Chair Dominguez said we already have expanded more than we should or could. He said the IT expansion eventually could promote efficiencies later on.

Councilor Rivera asked how many of the expansion positions approved in the last fiscal year have been filled.

Mr. Snyder said, “Off the top of my head, I believe IT expanded 5 positions, and 3 of the 5 are filled. At the same time there were retirements. The position that I believe, and I'll say it, that Councilor Dominguez was referring to, is the Deputy City Manager. That has not been filled or advertised.”

Councilor Rivera asked if there are other positions that we have approved.

Mr. Snyder said "off the top of my head," he doesn't believe any other expansions were approved.

Chair Dominguez asked about CPI.

Mr. Snyder said that was a reclassification of existing positions, but he believes it was just 5 IT positions and the Deputy City Manager that were approved last year.

Councilor Rivera asked Mr. Snyder to get that information and email him tomorrow – how many positions were filled, how many are retiring.

Mr. Snyder asked if that is specifically just for expansion positions.

Councilor Rivera said it is just for the IT positions.

Chair Dominguez asked Mr. Snyder to make that information part of the packet on this item when it goes to Council. He wants to see how many positions were created, how many have been filled, and what that left vacant.

Mr. Snyder will provide that information, specific with the position title.

Councilor Rivera said Mr. Snyder mentioned helping to craft this legislation. He asked if leaving in Items #19 address his concerns about not having Governing Body participation in this.

Mr. Snyder said no, in fact Items #12-19 talk about avoiding layoffs, and such.

Responding to Councilor Rivera, Mr. Snyder said he is fine with Items #12-19. His concern on the amendment sheet are Items #1 and Item #3. He said, "My approach through Items #12-19 is going to be City-wide, and it's going to affect areas you as Councilors may not want me to go into for whatever reason. By taking out Items #1 and #3 on the amendment sheet, where the Governing Body sets priorities in a framework for myself/HR/Finance to work within as we move forward, so it's more targeted."

Councilor Rivera said, "Let me just get this straight. So Jesse, on page 2, line 10 it says "delete classified as such and prioritize by the Governing Body," yet you turn to page 2, line 10 and there's no such language there. The language I think that's referring to is line 12, which then Councilor Lindell said to leave in place.

Mr. Guillen said the deleted language begins at the end of line 10.

**FRIENDLY AMENDMENT:** Councilor Rivera would like to amend the motion to retain #1 and #3 on the amendment sheet, so it includes Items #10 and #11, along with #12 through #19. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND AND THERE WERE NO OBJECTIONS FROM THE OTHER MEMBERS OF THE COMMITTEE.**

Councilor Rivera asked if this change addresses Mr. Snyder's concerns.

Mr. Snyder asked if he is talking about Item #3 on the amendment sheet as well.

Chair Dominguez said on the amendment sheet, you're talking about page 2 of the bill.

Councilor Lindell said, "So you're asking for..."

**FRIENDLY AMENDMENT:** Councilor Rivera said he is asking that the Governing Body be involved in this, and Councilor Ives amendments removed #3, so we replaced it with Councilor Maestas's amendment and the Friendly Amendment on page 2, between lines 10 and 19. But the City Manager would like #3 replaced, which again puts the Governing Body back into the language "which I'm okay with." **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE COMMITTEE.**

Councilor Maestas said he circulated a City Manager's Association paper that when governments are faced with this, we identify all the services and then classify by what is core and what is not, and then you prioritize those, and that is what this is alluding to. If we're faced with cutting services, we need some kind of prioritization of those services, and that's what that calls for. He said, "It is original language and you know I like it."

Councilor River said excusing the Governing Body from any function in this isn't fair to anybody. He said, "I think that's what we're elected for, to set those priorities. And in my opinion, we should be included in the process."

Chair Dominguez said we will be getting to a discussion about setting priorities in a little bit.

Chair Dominguez said, "Jesse can you get us a clean bill with strike-outs and additions, instead of us having to refer to amendment sheets."

Councilor Rivera said this is difficult to follow on paper and it is even harder in looking at it on an I-pad. He doesn't know if there is a better way to identify amendments versus original language. He asked Mr. Guillen to work on something like that.

**VOTE:** The motion, as amended, was approved unanimously on a voice vote.

32. **REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO PLAN AND COORDINATE A SYMPOSIUM ON THE HISTORY OF SANTA FE AND THE SANTA FE FIESTA, INCLUDING THE DON DIEGO DE VARGAS EXPEDITION TO SANTA FE IN THE LATE 17<sup>TH</sup> CENTURY AND THE DYNAMIC INTERPLAY OF CULTURES WITHIN THE CITY OF SANTA FE, BOTH THEN AND NOW; AND TO EXPLORE HOLDING SAID SYMPOSIUM BETWEEN INDIAN MARKET AND THE SANTA FE FIESTA IN 2016 (COUNCILORS IVES AND BUSHEE). (DAVID RASCH) Committee Review: City Business & Quality of Life Committee (approved) 11/10/15; and City Council (scheduled) 12/09/15. Fiscal Impact – Yes. \$7,500 for facility rental, food and beverage service, speaker fees and sound equipment rental.**

Councilor Maestas said, "I know we all know what happened at the reenactment of la Entrada in the last Fiesta. I think it was shocking to some and surprising to others. I just want to caution us about over-reacting to this. We should all acknowledge that the Fiesta Council has been a nonprofit corporation for quite a while. Yes, the City does have an annual professional services agreement for marketing in conjunction with the Fiesta. I really think this is an issue that should be addressed by the Fiesta Council, at least as the lead organization. I know that the Tewa Women United organized the demonstration. And maybe they could convene the parties and discuss the depiction or the reenactment of la Entrada. And this has fiscal impact. I think this is an over-reaction, and I think we're unnecessarily infringing on the Santa Fe Fiesta Council. They have been doing this a long, and most of the Fiestas have been incident free, but there have been demonstrations, but they have been very sparse. I don't know what the problem is. I don't know what a symposium would do and what would be the benefit. At this point, I can't support this. And I think at a very minimum, and as a courtesy, we should at least get the Fiesta Council's take on this."

Chair Dominguez said the Fiesta Council is part of the City of Santa Fe organization, and we are the non-profit arm that does their work for the festivities. I think we do have discretion in terms of what we would like that organization working on behalf of the City to do. He also agrees with Councilor Maestas, that the Fiesta Council does need to be involved. He said the Council does a symposium of sorts every year for the Fiesta during the week of Fiesta. He said my question to the sponsors is it is more us mandating that the Fiesta Council do this, or is it just us funding a way to support what they already do. He said he would be happy to postpone this until we could get clarification from the sponsors. He thinks it would be more beneficial for us to support the work they are already doing in hosting a symposium of sorts that they already do. He said this is his recommendation, but it's up to the Committee.

Councilor Trujillo said he has the same questions. He said they have numerous symposiums over the course of the year and not just at Fiestas. He asked if this is something the Council should be doing or something the Fiesta Council should be doing. He said it is still a non-profit organization even if it falls under our umbrella. He agrees with Councilor Maestas that this may be an over-reaction to what happened. He doesn't know what the sponsors want to happen. He agrees with postponement until they are in attendance and tell us what they want done.

Chair Dominguez said dialogue is good and it is needed, but how we do that and who is going to do that can be clarified a little bit more.

Councilor Maestas said this would impact the Fiesta Council, and he is unconvinced it has bought into this approach. He asked what will happen if there are recommendations that are contrary to the way Fiesta is celebrated and puts the Fiesta in a very difficult position.

Councilor Trujillo said discussing the Entrada will bring another organization to the table, which is Las Caballos de Vargas.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to postpone consideration of this item to the Finance Committee meeting of January 19, 2015.

**VOTE:** The motion was approved unanimously on a voice vote.

**33. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING PUBLIC UTILITIES DEPARTMENT STAFF TO IDENTIFY AND APPLY FOR FEDERAL AND STATE FUNDING SOURCES FOR WATER, WASTEWATER AND OTHER WATER RELATED PROJECTS (COUNCILORS IVES AND BUSHEE). (ALAN HOOK) Committee Review: Public Utilities Committee (scheduled) 12/02/15; and City Council (scheduled) 12/09/15. Fiscal Impact – No.**

A copy of page 2 of the Resolution is incorporated herewith to these minutes as Exhibit "1."

Councilor Maestas said this is just the intent to apply and we will see the actual applications.

Mr. Hook said yes, noting that is on page 2, which provides that any kind of agreement we would have either with the federal financial entity or a State entity, it has to go through the committee process and then to the Governing Body for approval.

Councilor Maestas said Councilor Rivera introduced a Resolution requiring the City Water Enterprise to implement asset management, and asked if there is a date specific to have a fully implement asset management system. He would think that would be a condition to apply for funds in the future.

Mr. Hook said yes, noting the Resolution was adopted in February 2015 providing we would have an asset management plan within 3 years. He said we did apply for FY 2016 to the Water Trust Board. He said for the next phase they will require a timeline for that, noting staff did provide a general timeline. He said there are 5 different conditions they would like to see in an asset management plan, such as an asset inventory. He said we will move forward, and believes we have a contractor looking at the initial phase, and the best way to go about developing the plan. He said the New Mexico Finance Authority doesn't require us to follow their example, but they do give us a template. He said part of the process will be to decide whether to follow that template, or if we want to do our own process and asset management plan.

Councilor Maestas said he had issues in the last round of applications. He thinks we should get an advance notification in terms of what they intend to apply for.

**MOTION:** Councilor Maestas moved, seconded by Councilor Rivera, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

- 34. REQUEST FOR APPROVAL OF A RESOLUTION TO SUPPORT COMMUNITY EFFORTS TO DEVELOP A GRAND UNIFIED TRAIL SYSTEM (GUTS), THAT ALLOWS NON-MOTORIZED USERS TO TRAVEL IN A LOOP AROUND THE CITY OF SANTA FE, BETWEEN POPULAR NATURAL-SURFACE TRAIL NETWORKS AND BETWEEN THE CITY CENTER AND THE PERIPHERY, AND DIRECTING CITY STAFF TO WORK WITH PUBLIC AND PRIVATE SECTOR PARTNERS TO HELP ACHIEVE THE "GUTS" VISION (COUNCILORS BUSHEE, IVES AND LINDELL). (MELISSA McDONALD) Committee Review: Bicycle & Trails Advisory Committee (approved) 11/18/15; Public Works Committee (scheduled) 12/07/15; and City Council (scheduled) 12/09/15. Fiscal Impact – No.**

Councilor Rivera said he generally supports this. He is concerned about the lack of trails in his District currently. He said you can follow a bike trail and all of sudden it ends, with a couple of bollards and then it is dirt and doesn't continue. He said would be in support of this if there were trails within the City limits that can be connected to get from SWAN Park to Villa Linda Mall. He said once you get there, then you can travel through the center of the City. He asked what are the plans to continue the current bike trail to South Meadows.

Melissa McDonald said there are plans to extend the trail through South Meadows, but it isn't through this particular GUTS program, but through the Public Works Department.

Councilor Rivera asked Mr. Pino how close we are to getting that trail.

John Romero, Director, Traffic Division, said earlier on the agenda, Item #9 was approved on consent, for an MOA between the City and the County. The County will be constructing the River Trail Project, with the terminus at South Meadows. They are going to acquire right of way, design it, build it, and once built the County will give it to the City.

Councilor Rivera asked if that extends the existing bike path from SWAN Park east.

John Romero said no, that's the Arroyo Chamiso Trail and he isn't familiar with that one.

Ms. McDonald said she will check with Leroy Pacheco who is in charge of Trails and get that information for him.

Councilor Rivera would like to connect to South Meadows which would give connectivity to residents on the southwest side of Santa Fe. He said you may have to take some sidewalks to Villa Linda Mall, but it would give us connectivity to the rest of the bike paths throughout the City.

Councilor Rivera said District 3 and District 4 are the areas where there are no bike paths around the outer edges of those districts. He asked if that would be prioritized first.

Ms. McDonald said she thinks that's where the GUTS organization is in the planning process, and looking at all the Districts around the City and then they will prioritize. She doesn't know if the prioritization has happened, but she can pass that information to them. She said this is not a City run activity and is more in support of those activities, so we could certainly convey that it is a priority for the City.

Councilor Rivera wants them to look at the lack of bicycle trails on the south side in District #3 and the edges of District #4 as well. He wants to make sure they know there is a part of town that really is still lacking.

Chair Dominguez said that is the message Ms. McDonald needs to take back to this private group of citizens who want to do the GUTS program, and asked how they plan on paying for all of this.

Ms. McDonald said they are seeking private donations, so by the City supporting this effort, it allows them to go out and get more funds.

Chair Dominguez asked if they have raised any money.

Ms. McDonald said she doesn't know, but they are actively seeking funds.

Chair Dominguez said that is a serious problem for him. He wants to support this program, but he doesn't want is for some of our transit funds to go to pay for this program. And he wants to make sure that is a program that is equitable and that has sincere priorities as well. He said if they already are seeking funds for something for which he is unsure he can support the prioritization – that's a little troubling.

Ms. McDonald said they aren't seeking money from the City.

Chair Dominguez said he understands, but they are asking for his support as the representative of people lacking in trails to support this. He asked if she is here to speak on their behalf and she said no.

Chair Dominguez asked Ms. McDonald, "So do you support it."

Ms. McDonald said yes, and believes it will help our economy to have interconnected trails, and the more trails the easier it is to get around, it keeps people more safe. She believes the intention is to be diverse, but she doesn't want to speak for them.

Chair Dominguez asked Ms. McDonald if they weren't equitable, would she still be in support of this.

Ms. McDonald said she thinks it will be equitable, because they want to go all the way around the City.

Chair Dominguez wants to see the details to be able to determine if it is equitable. He said, "Equity is not always equal, when we talk about equity." He said he is in support of this generally speaking, but he wants to see the details. He wants the message to be clear to this group that if they want his support, he has to be able to see that equity and a sincere effort from them so we don't continue a bicycle and trails system that supports connectivity in areas that may not be our priority. That's the message he wants to send to them.

Councilor Trujillo said he echoes the Chairs remarks. He said there are trails everywhere in District 1. He wants to see more in Districts #3 and #4. He supports the concept, but he definitely wants to hear from them as to where they prioritize these trails.

Chair Dominguez asked what public monies was GUTS going after.

Ms. McDonald said she is not aware they are seeking public money at this point.

Chair Dominguez said, "Well there is intent to, correct."

Ms. McDonald said not through the City of Santa Fe, at least.

Councilor Dominguez said the caption says, "*...and directing City staff to work with public and private sector partners,*" and asked who are the public partners.

Ms. McDonald said they have a similar Resolution with the County, and she believes there are some State bodies they will be approaching.

Councilor Dominguez asked if they will be requesting funding from the County and the State.

Ms. McDonald said they aren't asking for funding from the City or the County. She said, "I'm not sure who they're asking for funding from. My understanding is that they're wanting to raise private funds."

Chair Dominguez asked who is GUTS.

Ms. McDonald said on page 3 of the Resolution, beginning on line 5, it says, '*Whereas planning toward a Grant Unified Trail System (GUTS) is being undertaken at no cost to the City private and public partners,* and they list the partners.

Chair Dominguez asked who are the members of GUTS.

Ms. McDonald said it is the partners listed there.

Chair Dominguez asked who are the private partners.

Ms. McDonald said the non-profits listed there are the folks that are the GUTS.

Chair Dominguez asked who are the people behind the non profits.

Ms. McDonald said Tim Rodgers, Trails Coordinator, people from the Nature Conservancy, various organizations, a lot of volunteers.

Chair Dominguez asked where this program come from. "Did the volunteers come up with the acronym themselves, is it a philosophy that exists in other parts of the country. I know it's a vision."

Ms. McDonald said she thinks that it's a vision that number of non-profit organizations in this town share, and that a lot of folks who work with BTAC and various other aspects of transportation believe it will help our economy and help people safe by getting them off the roads, having places for us to do outdoor activities. She said it's a shared vision, and currently these are the non-profits that have representation at the meetings I have attended. This isn't a tremendous amount. She has been kept in the loop through BTAC.

Chair Dominguez said he definitely thinks we need a public/private relationship, but "I think you've got my message loud and clear. I want to see that equity and really what this is going to do."

Councilor Maestas said he would think that one of the overarching principles of a master plan is to connect existing trails, and asked if that is an emphasis in the existing City Trails Plan and Ms. McDonald said yes.

Councilor Maestas said it would help, in the future, to identify those gaps in the trail system. He would put an emphasis on connecting trails that are more heavily used before expanding to the periphery. He would think this would be a logical principal of our current plan. He doesn't see this as anything new and sees it as a partnership with advocacy organizations without public funding.

Chair Dominguez said in looking at the organizations, he doesn't know any of the members, although he may know some as a City Councilor, but as a resident, he doesn't know the relationship that a resident might have as it pertains to.... he wants to see a better cross-representation of people in support of this request. He wants to see some equity.

**MOTION:** Councilor Lindell moved, seconded by Councilor Maestas, to approve this request.

**VOTE:** The motion was approved on a voice vote, with Councilor Maestas, Councilor Lindell and Councilor Trujillo voting in favor of the motion, no one voting against, and Councilor Rivera abstaining.

35. NEW MEXICO STATE LEGISLATURE – 52<sup>ND</sup> LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION 2016:

- A. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING CITY OF SANTA FE LEGISLATIVE PRIORITIES FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION, 2016 (MAYOR GONZALES). (OSCAR RODRIGUEZ)
- B. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING CITY OF SANTA FE LEGISLATIVE PRIORITIES, BY CITY COUNCIL DISTRICT, FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION, 2016 (COUNCILORS BUSHEE, LINDELL, MAESTAS, IVES, DOMINGUEZ, RIVERA, TRUJILLO AND DIMAS). (OSCAR RODRIGUEZ)

**Committee Review:** Public Utilities (scheduled) 12/02/15; Public Works Committee (scheduled) 12/07/15; and City Council (scheduled) 12/09/15. Fiscal Impact – Personnel and fringe benefit costs will be determined based on the scope of work, on a project by project basis.

*Items 35(A) and (B) were combined for purposes of presentation and discussion, but were voted upon separately.*

A copy of *ICIP with Lobbyist Input*, entered for the record by Mark Duran, is incorporated herewith to these minutes as Exhibit "2."

Mark Duran said this process is going more smoothly than last year. He said we are working on a Resolution that will indicate the things he will lobby during the Legislature, including the items from the New Mexico Municipal League Resolutions, as well as capital outlay priorities. This Committee and the Governing Body will determine the number one capital outlay priority, as well as to identify the individual district projects. He said he is asking this Committee to come up with the number 1 priority for the City in the area of \$1 million to \$1.5 million.

Mr. Duran said he was asked to go through the ICIP list and to provide a subset of that list of projects that fell within that dollar range, and to provide commentary in terms of those projects, which is on the small spreadsheet before you today [Exhibit "2"], with the assistance of this Committee, Mr. Pino and himself.

Councilor Maestas said he likes the list and the order, but he is concerned about the Airport Terminal Building Expansion Phase II, because we just authorized the project and we're spending \$1 million. He is concerned about spending those funds only to have it undone in a very short period of time. He was assured that we would get 5 years out of the airport improvement about to begin, but there is a bigger expansion planned. He said, "I'm not adverse to it staying on the CIP, but I wouldn't support it being in the top 100. If the public found out we spent \$1 million to improve the Airport and already are seeking

funding for the next phase of the expansion, what work is planned right now would stay in place, I'm not sure all of it would. So, Brian if you want to address that. I think that was one of my main concerns. And we don't have to talk too much about this Mr. Chair, but I really have a question about that being in the high priority."

Ms. Snyder said, "You are correct, the \$890,000 or thereabout that we got from the Legislative process 2 years ago is slated to begin. What is on the list here, none of that will be replaced. The \$890,000 will be invested in the Airport. The master plan that is being worked on, contemplated, going through the process right now, states that we need that amount of square footage at the Airport to meet the needs of the Airport. If you want to look at this as a phased project. This is Phase I, we're completing right now and getting ready to start construction early next calendar year. This will be Phase II, an expansion to add onto what we've already invested in the Airport.

Councilor Maestas said so Phase I will remain in place.

Mr. Snyder said that is correct, Phase I will remain in place in its entirety and as the design is being done for Phase I, the master plan is also looking at the needs and a Phase II, as a part of Phase I design. It's not being designed, but it's being contemplated and planned for.

Councilor Maestas asked what if the Airport Advisory Committee thinks otherwise, and see a different Phase II. What if the master plan is changed and it renders Phase I kind of useless. I want to be sure if we're investing \$1 million it isn't undone, or partially undone.

Mr. Snyder said that could be out of our control, but we could put criteria in place that it will not eliminate what is being invested, and I would be willing to take that lead.

Councilor Maestas said he would like to see funding to cover construction costs for gateways to the City, noting it is an existing project that is underway and benefits all quadrants and all Districts of the City.

Councilor Maestas said we haven't addressed the capital needs associated with annexation, although there are general public safety improvements. He recalled the BBER Report that had a lot of bricks and mortar up front costs associated with annexation. He doesn't see any of that included.

Mr. Snyder said the Fire Station is included. He said the list put together by Mark with staff targets the \$1.25 to \$1.50 million range, and the Fire Station is \$3.5 million. We wanted to try to avoid giving partial funding and then having to come up with the rest. Phase II of the Airport is not in the range, but we'll target breaking it into a phase that makes it work. It would be difficult to break up the fire station into a phase of \$1.25 to \$1.50 million.

Councilor Maestas asked if it would be prudent to move up the Airport Parking Lot expansion ahead of Phase II for the Airport Terminal Expansion which would fall more within the range than the Phase II expansion.

Mr. Snyder said the Airport Parking Lot expansion is in the \$2 million range.

Councilor Rivera said if we're asking the Legislature for the Airport Terminal Building Expansion Phase II, they will ask if we've spent the current funding. If we have not done so, how likely are we to get additional funding.

Mr. Duran said the Airport is popular among Legislators for economic development reasons, and they would ask if the last appropriated funding has been spent. That would be the priority question in terms of that project.

Mr. Snyder said, "To supplement that. Construction is scheduled to begin in January 2016 and the funds expended by the April/May timeframe, so it's right around the Legislative cycle, so we will have expended some funds, but not all by the time the Legislature is done."

Councilor Rivera asked Mr. Duran about that.

Mr. Duran said the Legislature is a 30 day session, but they won't issue the Severance Tax Bonds until May. So if we can show a construction track for the complete spending of the money by the time of the issuance, he could easily make that point to the Legislature.

Councilor Rivera said along with the airport funding, the last item on the list is the ARFF Truck. He said we purchased a backup ARFF vehicle recently which would increase the life of the existing vehicle for 2-3 more years. He asked how that made it onto this list.

Jon Bulthuis said, "At our last Part 139 Inspection, the inspector noted that we didn't have sufficient ARFF capacity for the current commercial service at the airport. So we did a short term fix, but the cycle for replacement for the ARFF truck is approximately 20 years. There is a 20 year life span and we're about 10 years through the existing truck's life span. So just to keep that fleet replacement schedule on track, we are asking for additional funds for a second truck. That may allow us to reduce the number of staff positioned at the station long term if we had that additional capacity on site."

Councilor Rivera said so we have a second vehicle.

Mr. Bulthuis said, "We have a temporary fix that allows us to operate and advertise that we are the class airport we are required to be to have the commercial service we have. But again, the recommendation from the FAA is to have a second ARFF truck."

Councilor Rivera said then one is a backup and Mr. Bulthuis said that is correct.

Councilor Rivera asked, under current conditions, with the backup we have now, how long can we operate.

Mr. Bulthuis said, "The life of the existing truck, the full blown ARFF truck is a 20 year vehicle, and we're about 10 through that life cycle. So that's why we're requesting that a second ARFF truck be purchased so that we have consistency replacement over time, if that makes sense."

Councilor Rivera said then with a 10 year life span, this probably could be put off for a little while and Mr. Bulthuis said yes.

Councilor Rivera said one thing that isn't on here for which he has been pushing, which is number one on the ICIP list, are the soccer fields at the MRC. The only reason he is pushing this is for the economic impact he believes it could have on the City. He said the last time we spoke with staff and the soccer community, we are amenable to phasing something in. He said Phase I would just be the repair of the current facility and fields would allow us to start bringing in tournaments to show that economic impact. He asked Mr. Pino the cost to do Phase I.

Mr. Pino said he only learned about the phased approach today, so he hasn't had the chance to look at numbers. He reminded this Committee, the listing before you was the resulting of batting around projects, and the reason the MRC went down on the list. He said that night, the MRC was considered to be a \$10 million project. He said they can look at any phasing proposal they have and cost it out.

Councilor Rivera asked him to look at the phasing, and perhaps add it to this list somewhere. He said you can at least show it on the list. He said Mr. Rodriguez has talked about increasing economic development opportunities, decreasing services, so this would fall in line with helping with the \$15 million deficit.

Mr. Pino said Mr. Pfeiffer just advised that they have looked at what \$1 million would do at the MRC and it would redo two fields.

Councilor Rivera asked if this is with artificial turf or grass.

Mr. Pfeiffer said it would be grass.

Councilor Rivera asked how much it would take to redo the whole complex, the existing complex.

Mr. Pfeiffer said for the existing complex for the 4 fields it is about \$3 million and change.

Councilor Rivera asked if that follows the master plan where there are artificial turf fields in that mix.

Mr. Pfeiffer said there was a lot of discussion. They were thinking of bringing in the Soccer Association to fund the AstroTurf portion of the project. He said it could include that eventually, but the \$3 million does not include that at all, and if we go much beyond the 4 fields and a lot of infrastructure needs to be done – roads, drainage – the price will go up once we hit the AstroTurf area, because we have to bring the whole valley in and put the whole thing together. He said, "So doing the first couple of fields is not a big deal, but as we move up the hill, the process will increase."

Councilor Rivera said he is just talking about existing fields.

Mr. Pfeiffer reiterated the cost to do the 4 fields is about \$3 million.

Councilor Trujillo asked when our lease is up with the Santa Fe Public Schools on La Farge Library.

Mr. Pino said the lease runs to February 2017, so we have about 14 months left on the lease.

Councilor Trujillo asked if we have had any discussion with the schools on that issue.

Mr. Snyder said, "And to add to what Ike said, we need to notify the Schools of our intent a year in advance of that lease, so by February 2016, we need notify them of our plans.

Councilor Trujillo asked if any decisions have been made as to what we are going to do.

Mr. Snyder said he is unaware of any decisions that have been made.

Councilor Trujillo said that is the second most used library in the City. He has heard there is a possibility that we may take over the facility. He is concerned that we might lose that facility.

Mr. Pino said the last time we had any real official contact with the School District was back when Bobbie Gutierrez was still the Superintendent. Their preference at that time was to enter into a market rate lease with the City for the property, or to purchase it.

Councilor Trujillo said the Schools don't want to have that conversation, and questioned why La Farge Library is on the list. He is hearing that the money won't be appropriated until May.

Mr. Duran said any funding we get from the Legislature through a Severance Tax Capital Outlay bill, then the first issuance of bonds will be in May, then July, and then in September.

Responding to Councilor Trujillo, Mr. Snyder said all of the funds for first phase of Airport will be almost entirely drawn down by April 2016.

Councilor Trujillo said he wants to see the soccer fields funded, but he doesn't know how long it will take. He said if we start a project he wants to see it completed. He asked Mr. Duran which of the things on the list he thinks have the best chance for funding by Legislature.

Mr. Duran said, "I would say that anything associated with the Airport will be a very good sell to the Legislators. It was a very good sell the last time. I think it could come in the form of that truck, the parking lot expansion or in the form of the phasing of Phase II. We would have to break Phase II into a couple of phases, because the price tag is \$3 million. He said the libraries are tough as I've noted there, because every GO bond year, and this is a GO bond year, libraries are funded. The interesting thing is that they are only funded for books and equipment State-wide. But it's still always a hard sell to say, please help us

fund a library. You think it would be a good sell, because libraries are being funded in the GO bond bill. I could help to make that differentiation. Outside of that Councilor, as I look at it and directly answering your question. If you look at Public Safety Radio System Upgrade. It has the words public safety in it, the dollar amount is perfect. I can see that as being a very good sell. And the other one is ICIP List Item #19, Public Safety Improvements. If the fiberoptics was \$500,000 more, a very good sell because of the economic development aspect to it.”

Councilor Trujillo said his concern with the fiberoptics, is how far can it expand. He said we have a lot of priorities and so little money. His concern with the airport, in terms of economic development, who uses this airport. The locals don't use the airport. He said if he is going to fly out of New Mexico to California he will go to Albuquerque, because it's too expensive to fly out of Santa Fe. He would love to see our locals use the Santa Fe Airport, but it doesn't happen, and the reason he's been reluctant to give the money toward this project because it serves the tourists, and doesn't serve the locals.

Chair Dominguez said then the Airport is an economic development positive that the Legislature looks at.

Mr. Duran said, “Based on the last funding we received from the Legislature, yes.”

Chair Dominguez said, “Then the economic development is the GRTs, partially. There are other parts to it, but GRTs, tourism, and then a lot of that money goes into our General Fund. Right. I guess my point is that we shouldn't cut off the hand that sometimes feeds us. And as much as I appreciate Councilor Trujillo's remarks about the Airport, my main concern with regard to the Airport is, I don't necessarily want to get bigger and bringing bigger or noisier planes, but I do support the Airport in terms of making sure that we have some of that economic base, because certainly the locals do benefit from that.”

Councilor Lindell said, “Thank you for being here Mark. I do think that.... I personally have never flown out of the airport, but what I do hear in going around to different economic development meetings and talking with many many business people, it's really important to our economic development. And I've heard time and time again in different places, money flies on planes. And people that consider coming here to start businesses and entrepreneurs, they want to fly in on a plane. They don't want to fly to Albuquerque and rent a car and drive here. The second part of that is money flies on planes and it doesn't like to stop. So improving our airport and hopefully, increasing the number of non-stop flights that we have would be a goal for all for us. Because I think it makes a huge difference.”

Councilor Lindell continued, “I also hear a lot in business summits about the fiberoptics. I think that is also a big area of economic development. Companies need to have that band width to come here and to do business, otherwise, they're not going to come here to do business. I think if we're trying to create good jobs here, and new businesses, the fiberoptics and the airport would absolutely be at the top of my list. So thank you for prioritizing this list.”

Chair Dominguez asked what kind of action is being requested this evening, noting some Councilors have not yet prioritized their District lists. He said this Committee may be able to speak to the overall list, but in terms of the specific pieces of legislation that are on the table for our consideration.

Mr. Duran said, "I think what you could do is continue to work with Ike and staff, and I'll have some input on that, on the individual District lists. Not to be presumptuous, if I could suggest already, a prioritization from this list and move it on to the next Committee, we'll eventually get there. And a potential prioritization would be the Airport Terminal Building Expansion Phase II, that would be phased, 2 fields of the MRC Soccer Complex for \$1 million, and the Fiberoptics project, there's 3, to whatever 3 you would think, that would be very helpful. Because we would eventually get to one, or if you took it to 5. The idea, I think, is to shorten the list as it moves through the committees."

Chair Dominguez said it was easier when the priority was water and that was all we needed to worry about.

Mr. Duran said or the Police Complex.

Chair Dominguez asked Mr. Duran if he anticipates any reservations from our Legislators regarding our fiscal situation, some of the issues that we've had with capital monies. "I think it might be an interesting dialogue we might have with our delegation at the Roundhouse, just because of some of the cleanup that we've done."

Mr. Duran said the legislative delegation definitely will want to talk to you about operations and the City's financial situation. He said, "I anticipate that to be a big discussion. They're already talking to me about it."

Mr. Duran continued saying, "Capital outlay is a separate pot of money for capital items, as we know, to your earlier point, I think they are going to want to know how the two relate and can help each other."

Chair Dominguez said he would hate for them to fund all of the capital for operations we can't afford.

Councilor Rivera said Facilities Citywide isn't specific to a project, and asked if something like that would get funded for \$1 million.

Mr. Duran said, "I think that... you remember what we did last year was to combine a number of projects and called them Citywide Facilities. The tough thing about it, is it does have the Citywide connotation which is positive, invariably, the Legislators ask for the list. Once we provide the individual listing, and if that listing begins to look like district projects versus City-wide, then they start to look at it differently, and it is then hard to keep them on the same page, them all contributing toward one number one Citywide priority. We experienced that last year, although we were successful at it."

Councilor Rivera said he has the same question about Public Safety Improvements, commenting he is unsure what that means.

Mr. Pino said that was put forward to start addressing any public safety buildings, or additions we might need in the newly annexed areas. He said they will look mostly at the fire station at that point.

Councilor Rivera said then this would be a southside fire station.

Mr. Pino said no. The ICIP project as submitted didn't identify the fire station specifically, but just the annexed area needing a facility.

Councilor Rivera asked what kind of facility would we be able to purchase for \$1 million.

Mr. Pino said he doesn't know, a substation perhaps. He said with regard to facilities Citywide, we do have a current contract with Ameresco to start to identify our priorities for buildings and it will be ready shortly after the session.

Councilor Rivera said the Memo requests a list of 8 Citywide projects.

Mr. Duran said eventually we would be asking the Legislature to combine its funds for the City for one Citywide priority in the range of \$1 to \$1.5 million. He said there might be two fallback projects in the event the first one didn't sell, or there were objections.

Councilor Rivera said Phase II of the Airport is tagged at about \$3 million, and asked if that is out of our price range.

Mr. Duran reiterated that it was added and it would be phased, so Phase II would become two phases at \$1.5 million each. Responding to Councilor Rivera, Mr. Duran reiterated that he thinks this is the best bet for funding based on our experience with the Legislature in terms of the Airport.

Councilor Maestas said he agrees with Mr. Duran on the Parking Access Revenue Control System, noting the RFP hasn't been issued and he doesn't know the timing, and suggested removing that from the list.

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, with respect to Item 35(A), that the top 3 priorities for the City are Facilities Citywide, Public Safety Improvements, and the Airport Terminal Building Expansion Phase II.

**FRIENDLY AMENDMENT:** Councilor Rivera would like to add Phase I of the MRC Soccer Fields, and go with the other three suggestions.

**DISCUSSION ON FRIENDLY AMENDMENT:** Councilor Maestas said it isn't defined, and it sounds like there is some low hanging fruit in the master plan – improvements that can be made. He would like to see realistic estimates from Public Works for phasing.

Councilor Rivera said the figures are available.

Chair Dominguez suggested putting it on the list, commenting he is trying to move this along. He said the reality is he doesn't know if it will rise to the level of funding.

Councilor Maestas said he thought we were selecting the priorities from this list.

Councilor Rivera said he thought we were picking the top priorities and then we will narrow it from there.

Councilor Maestas said he believes that one top priority and two fallbacks are sufficient and we would be pushing it to go beyond 3 priorities. He said a lot of these are in the CIP and staff has had the opportunity to vet them, and just adding a project not on the CIP is speculative at this point. He prefers to keep at just at these three.

#### **THE AMENDMENT WAS NOT FRIENDLY TO THE MAKER.**

Chair Dominguez said he doesn't want the MRC complex to be the issue that divides this Governing Body but has a lot of interesting dialogue to it. He said the one thing we don't want is to go the Legislature without a unified list.

Councilor Maestas said this is a 30-day session, and asked if that has an impact on the level of capital funding we'll get because it is a 30 day session.

Mr. Duran said no.

**CLARIFICATION OF MOTION BY STENOGRAPHER:** Chair Dominguez said, "Right now the motion on the table is the three projects that Councilor Maestas picked: Facilities Citywide, Public Safety Improvements and Airport Terminal Building Expansion Phase II, and there is a second for that. The friendly amendment was made by Councilor Rivera to include Phase I of the MRC and that's not friendly." Councilor Maestas said, "No, not at this time, but I do have a suggestion. Maybe that could be one of your District Projects you want to identify."

Chair Dominguez said, "Or we can make Facilities Citywide one of your District projects, a lot of them are in your District."

Councilor Maestas said that is fine if they're all in his District.

Chair Dominguez asked, "Will you at least put it on the list until we get to Public Utilities and see if we can get that information, at least to keep it alive. And if staff and advocates can't whittle it down to an acceptable amount and program and convince others to get it on there, then it won't stay on there."

Councilor Maestas said he needs to think about this. He said, "I can't without Councilor Lindell."

Councilor Lindell said, "I can't ask... we've talked about it. And it's not a project I can support for our ICIP. That's not really the greatest need I see us having that I would like for Mr. Duran to be selling to the Legislature. I think we have much more pressing needs than that, and I know we have disagreements about that. But for me, I just can't. That's not a priority for me."

Councilor Rivera said, "If we're just going to take the recommendations of Councilor Maestas, I'm not sure this has been an all inclusive process. Obviously, I gave up Public Works Committee to allow Councilor Ives on there, and now I'm having second thoughts about that. Then let's pick one right away. Let's pick something. It sounds like everyone at least agrees with the Airport. Let's just pick that and move on."

Chair Dominguez asked if that is a motion.

Councilor Rivera said there is already a motion.

Chair Dominguez said, "You can make a motion on top of this."

**MOTION:** Councilor Rivera moved, seconded by Councilor Lindell with, respect to Item 35(A), to make the Airport Terminal Building Expansion Phase II, our number one priority going into this next Legislative session.

**CLARIFICATION BY CHAIR:** Chair Dominguez said, "So we have a motion and a second that is going to supercede your motion Councilor Maestas, unless you want to withdraw."

Councilor Maestas said not necessarily, because I didn't speak to any priorities, I just identified 3 projects that would be priorities and it includes that one, so his motion would clarify that the Airport Expansion would be the number one priority among those three.

Chair Dominguez said there are two motions on the table, and asked Councilor Lindell if she would like to withdraw her second on the motion, and then this will be the only Motion on the floor.

**WITHDRAWAL OF SECOND BY COUNCILOR LINDELL:** Councilor Lindell withdrew her second to the motion.

Chair Dominguez said Councilor Maestas can offer a friendly amendment to the motion to add others from the list.

Councilor Maestas said, "No. I'm fine. We're taking action, so I'm good with it."

Chair Dominguez asked Mr. Duran by when he wants the District priorities.

Mr. Duran said he will work with the City to have those priorities by the Legislative meeting after the Council meeting on December 9<sup>th</sup>, the following week around the 16<sup>th</sup> or 17<sup>th</sup>.

Chair Dominguez said then Councilors need to work with their colleagues, and Mr. Duran said yes.

**VOTE:** The motion was approved unanimously on a voice vote.

Councilor Rivera said Item #35(B) requests our District priorities, so because the Resolution is going to Council, he is unsure if we have to have our priorities much sooner than what Mr. Duran described.

Chair Dominguez said we just approved Item #35(A).

Mr. Snyder said, "I would recommend that we have those District-wide priorities prior to the Council meeting so we can have a Resolution that goes to Council and incorporates the Citywide as well as 2 District priorities for each of the Districts. From a timing standpoint, our next Council meeting is December 9, 2015, next Wednesday, so if we could have them by the close of business Thursday of this week, I think we can incorporate that into the Resolution and have it as part of the Council packet. In past years, each of the Councilors working within their District will come up with two priorities by this Thursday."

Councilor Maestas said there are 3 priorities under each District in the Resolution.

Chair Dominguez asked if action is needed, commenting we're not going to be able to get those priorities right now. He asked if you need action to get it to the Council.

Mr. Snyder said no, and Councilor Maestas is correct that it is 3 District priorities for each District, reiterating he wants that in the packet so when there is a motion to approve the Resolution it is all inclusive.

Chair Dominguez said, "So, we'll take that direction from the Committee to include that in the packet, and hopefully our Councilors will get us some priorities or get you some priorities."

Mr. Pino said, "The way we did it last year was a lot of telephone calls between you and me individually, and together."

Chair Dominguez said then the direction to staff to include Item 35(B) in the Council packet for the Council meeting on December 9, 2015.

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**END OF CONSENT CALENDAR DISCUSSION**  
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**DISCUSSION AGENDA**

- 36. PRESENTATION AND POSSIBLE APPROVAL OF FY 2015/16 – 2019/20 CAPITAL IMPROVEMENT PLAN FOR THE CITY OF SANTA FE. (OSCAR RODRIGUEZ)**

*Items 36 and 37 were combined for purposes of presentation and discussion.*

**37. DISCUSSION ON MONTHLY FINANCIAL REPORT ENDING SEPTEMBER 30, 2015. (OSCAR RODRIGUEZ)**

Mr. Rodriguez presented information from his Memorandum of November 24, 2015, with attachments, to the Chairman and Members of the Finance Committee, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

Mr. Rodriguez noted this is the "last hurrah." This year the Capital budget is \$62 million, and next year it will drop to \$25 million. He said he would recommend that at the next meeting or the next meeting soon thereafter that we come back with each department making proposals to explain projects under their watch, and that you approve this budget and then we can move forward.

Chair Dominguez said he will work with Mr. Rodriguez on the agenda to see if we can get that done.

Mr. Rodriguez said this has been a very hard, very hard effort by the City organization and has taken rethinking how we've done things for a long long time. He said you have a major reform effort being called for through the policies we've been discussing.

Councilor Maestas said the salaries in the CIP are parsed out throughout the document.

Mr. Rodriguez said the salaries in the document are already approved, but in the future no more salaries will be recommended to be paid from the CIP.

Chair Dominguez said this is a significant step to get a better and much more clear picture. He said it is the job of the Governing Body to know how our money is being spent and where, because we have never had a list like that since he can remember. He said it's been tough, but we're changing.

Mr. Rodriguez said he will work with him to schedule the follow-up.

Chair Dominguez said, "One of the things this Governing Body has done is to micromanage the numbers, the accounting of it. The intent of this discussion is to start getting to priorities. We don't have to establish those priorities tonight, but we need to start that discussion, because micromanaging the accounting of it is not going to balance the budget or set the City on a different course, I don't believe."

Chair Dominguez continued, "On your list, the two things I see for sure that have been explicit. One is there are no specific priorities. We have not been explicit enough in giving you priorities, and the other one is the 'no transfer monies from the Water Fund.' There is actually a policy in place."

Mr. Rodriguez said there is a voted policy in place to not do any more transfers.

**38. DISCUSSION AND POSSIBLE DIRECTION TO STAFF ON CLOSING THE CITY'S \$15 MILLION DEFICIT. (OSCAR RODRIGUEZ)**

Mr. Rodriguez said he would like to share the perspective we have as staff in looking at our budget. He said, "It is a daunting project, and I still stand by my recommendation is that we need a plan now to get to it. The plan can be a [inaudible] plan, but it's got to be clear now about what's happening. For example if one of the main areas is going to be attrition, we will need a plan so that over the next three years we achieve that attrition. I've been doing this for 30 years, I know how to add two and two. I know that \$50,000 per employ gets you there. But I also know, having done this for some 30 years, I also know unless there is clear direction from the Governing Body, and that you tell us very clearly, this is a top priority, this shall not be cut, what we're faced with is cuts that happen very haphazardly, such that you would be complaining to us, that, look why did you cut that, how is that a priority. And so it's really important. It is fundamental. We cannot begin to do the accounting in a way that I think would stand a chance to meet your approval if somehow it's not done with some prioritization. By that I mean that you would tell us not just that public safety is important. No. That you would tell us this specific aspect of public safety is important. For example, would it be the crime rate, would it be a specific part of the crime rate."

Mr. Rodriguez continued, "So those programs, those things that contribute to that rate are the highest priority, we would be sure to stay away from cutting those sorts of things, and understanding all the other things are fair game for cuts. And so as vacancies become available in those positions, we simply wouldn't fill those. That way we are being very transparent, and very directed to your priorities and we would know how to proceed."

Mr. Rodriguez continued, "And if I may be frank at this stage, because I think we are getting close to the point where things need to start happening. The rush, if you will, to get information on all sorts of things I understand. You ask for information, we provide it to you gladly, and it's better for you to be informed. But I feel we would spend our time doing that instead of actually taking steps to cut the budget. If you give us direction as to what is your priority, then we can recommend to you a budget that will be balanced, keep the City's finances sound and will meet those priorities. If on the other hand, what you do is doing calculations for you to see if maybe that could spur some other ideas, the law of budgeting here, is not necessarily cutting the budget. Of course we will spend our time as you direct. I would just tell you at this stage that we need you to be very clear about your priorities so we can begin to prepare budget for you that does that."

Mr. Rodriguez continued, "And again, a very quick calculation, we turn over about 100 positions a year. If you were to tell us X areas are your top priorities as those positions become available, and if they're not your top priorities, we'll make sure not to fill those. And over time, I think we can get to the source of savings, as well as trying to wring out savings. And by the way, the idea of tax increases, it should be clear to us here that the City is not the only ones to speak for the tax rates inside the City. And the other people who speak to the tax rates inside the City are the County for example, and the taxing districts around us. And right now, the calculation that has to be there, is that if you don't raise taxes does that the tax rate is going to stay where it right now. In other words, will the County raise taxes or some of the other taxing districts in the area."

Chair Dominguez said that may be true, but the City will get the blame.

Mr. Rodriguez said, "That is just the way the world is and some of the things you need to take into account. I think we have discussed how a sales tax is not necessarily the best way to fund the City, especially given the changes in the economy. These days, if you think about it, there's the whole equity question. We were talking about equity earlier. Santa Fe is a very desirable place, it attracts people with incomes to buy second homes, to retire here, etc. They pay higher prices for their homes, pay higher rents. Those pressures are felt further down the income change, those people are pushed out. And so, over time they are living in Pojoaque and Rio Rancho. It's sort of a spiral downward, not to mention the question of equity for the people who are feeling this pressure from the higher incomes pushing them out of the desirable neighborhoods that have the desired amenities – parks, trails and such. On top of that they have to pay higher taxes, etc. There are all these sorts of consideration. And we'll make sure to take those into account as we go forward on the budget."

Mr. Rodriguez continued, "Right now, if nothing changes, the way it is. I put the list there in front of you of the things that at this point seem to be clear, the directions we have, notwithstanding the income we've had from individuals. But one is, don't raise taxes. Don't cut services. Everything is a priority. And one of those priorities is setting service levels. The last thing we have to balance the budget that the organization has been doing for some time, is to tap excess funds in the Water Fund. There is unanimous clear direction to staff to 'don't do that again.' So unless something changes, just to be absolutely clear here, unless those directions change, what you will be getting back is a budget that responds to that policy direction very quickly, and in all likelihood you will have a budget you will approve. Otherwise that will mean layoffs. I made clear all the programs that are entirely dependent on transferring money from the Water Fund, for example the Southside Library. There are programs out there that are entirely dependent on deficit spending."

Mr. Rodriguez said, "I don't expect tonight to get that very clear direction, but I do need it. So at this point, without a clear direction for us to change the last policy direction we got from you, you are looking at a budget that will come in with cuts and layoffs."

Chair Dominguez thanked Mr. Rodriguez. He said, "I think what you are asking us to do is a good thing, but it's a very difficult thing. I think it's difficult thing for a community that has the divisions that it has." He said one of his overarching priorities is equity, commenting we need to have a discussion about this. He said in talking about equity, an example could be parks. He said if the goal is to make sure that every resident has access to X number park space, we should also say that no other consistent should have access to excess park space, because that does not promote equity. He would encourage the Governing Body to go through this exercise."

Chair Dominguez continued, saying when you try to categorize it by department that is good, but what about public safety. One of his priorities in public safety is alcohol and substance abuse, but if we don't have those quality of life amenities then we'd better invest a lot in public safety because it's that whole syndrome. He thinks the Governing Body needs to start look at some of our priorities. He said, "And with all due respect, Councilor Maestas and I've known you for a long time, that's been part of the reason I've had such conversation and really trying to work with you on some of the bills you are

proposing. I don't want to say it's simple to come up with the language, the methodology and to debate it with yourself and staff to create policy, but how equitable are those policies. And I see this situation we're in as an opportunity to start promoting equity the way this community always talks about it. We talk about equal rights and all those things we've talked about over the years as it pertains to equity, but we seem to have a hard time including that equity piece in our operating budget."

Councilor Rivera said he is looking for a comparison of Santa Fe with other cities of comparable size, comparable cost of living, number of employees, own a water company, so we can bring the process.

Mr. Rodriguez said that has been done. He said he has also been working with the Chamber and others to get agreement on comparable cities, and the management association has been keeping information on performance indicators for 30 years so we can compare ourselves to all sorts of things. He feels the solution to balancing our budget won't be so easy that we can look at those things and say, okay, we're heavy here, so we can cut. He said it will help long term in directing where we should go. He doesn't think there is any substituting for the Council saying this matters the most to us.

Councilor Rivera said there already has been some comparison between Santa Fe and cities like Rio Rancho and Las Cruces, but in his opinion it isn't relevant in his opinion because we provide so much more than the other communities.

Mr. Rodriguez said it's not insightful, because not only are there different circumstances, but they don't necessarily work in terms of numbers. It would be hard to say that we compare to one or the other. He said the calculations he has done on a very gross level, we have a much bigger employee base than other places, but other places have more technology, cost structures much different from ours. For example, they all work out of one place and don't have people moving around the City to business. These are the things you have take into account. He said we had a table comparing the City, and we were high or low, we still have a \$15 million budget deficit, and there still have to be cuts. And perhaps we could begin by cutting in areas where it seems we were the highest. However, it could be that some of those areas are just the highest priority for you. He wants to craft a budget that reflects that, and believes that is the proper way of governing. He said, at the end of the day it's what you say that's important, and the staff will go back and produce a budget and programs that gets to what is most important to you. And the things not on the top priority list are the first things that start to get, regardless of how they compare to other cities.

Councilor Rivera asked if we have gone through the process in our own system to be able to tally-up and keep good track of who is providing services to the water company, and how they're being paid from the Water Fund.

Mr. Rodriguez yes, and that will be coming forward.

Chair Dominguez said that will be some of the direction he was going to give staff for the next meeting. He said of all the boards, that is the most substantive and has been voted on. And staff has met the expectations in terms of cost, what it looks like and which positions those are.

Councilor Rivera said then those will be coming forward soon.

Mr. Rodriguez said he will send that out tomorrow to the Committee.

Councilor Rivera recalls discussion about the City's PIO and where he is being paid.

Mr. Rodriguez said from the Parking Fund.

Councilor Rivera asked how much work he provides to the Parking Fund, and are those numbers included.

Mr. Rodriguez said that is included in the table.

Chair Dominguez said Councilor Rivera is on a good point, and asked if we need to have all of that as part of a public document. He has three lists that show the PIO position in 3 different places, and we need a certified spreadsheet that says this is the absolute and won't change again.

Councilor Rivera said that goes to his general question of whether we've cleaned up things within our own agency within the City that we can then move forward knowing exactly where we stand.

Mr. Rodriguez said it hasn't been "cut yet," because they haven't gotten this direction. He said some of those positions are 100% of important programs that you might consider. He said for us to touch that if there is a vacancy that is not filled, he thinks you will ask the reason why. He said staff would say, since you didn't say this is a priority we ended up cutting that, and he thinks we need to stay away from that as much as possible.

Mr. Rodriguez said, "The process I would recommend here is that you tell us what matters the most in clear terms. We can work with you to establish the indicators you talk about, so it's not just simply public safety, call it what you want, you have to be very clear. Public safety has to be a certain percentage of a crime rate or something very specific that talks specifically about what they do. We get there. You tell us these are the things that are the most important, and make sure to reinforce those things and keep pushing for those things. And the other things are the first ones to be cut. So as vacancies open up, we won't fill those positions, but we will fill the ones where you say they are priorities. That will take us a good way down the road. I think that's how we begin. I can assure you that the challenge is going to be much more than just one position or two positions. Over the next 2-3 years, we will look at 200-300 position vacancies that don't get filled. And they can be done in a very orderly and transparent fashion."

Councilor Maestas said he thinks we need a workshop to address this, even if it is a Special Finance Committee meeting. He has a number of questions, and this is a heavy topic. He is concerned that we just passed guidelines where the Mayor would submit his budget by October 1<sup>st</sup> beginning the next fiscal year. However, he believes we need the administration's priorities, to identify the needs and to fully define the true deficit. He thinks Mr. Rodriguez has given that to us in the challenges to financial sustainability. We need to decide to make the necessary policy actions to eliminate the bridged expenditures. He said if we're going to do this gradually, we're still dealing with a moving target and he

doesn't see how we can do this in 2-3 years unless we continue using reserves. He recalls when we got the proposal from the administration a year ago, there was a statement that we had used all the reserves, but he is unsure that is the case today. He can't imagine this hanging over our heads for 2-3 years knowing we're not erasing the deficit until we get to the bitter end. He doesn't think it can work unless there are reserves. He wants to define the problem up front, address bridged expenditures, using reserves – it isn't a sound way to do this.

Councilor Maestas said there are a lot of issues we need to get into – salaries, CIP bonds, stop using the Stormwater Fee and Public Transportation GRT, and other concerns that he has that he believes need to be addressed in this process – asset sales and such. He supports any direct costs to the General Fund that supports the Water Fund that those be paid for. However, he can't support transferring excess funds from the Water Fund year to year. He suggested exploring a stand alone fee, a franchise fee in the water bills, noting he talked with Mr. Snyder about this.

Councilor Maestas said, "Oscar, with all due respect, you can't just ask us, you need to give us some information to aid us in our decision-making. Starting with this sheet here with these 5 bullets. We need a better strategy in terms of getting the right information, defining the problem, and developing some really viable options for us to choose from to help solve this problem. But, can we have a workshop."

Councilor Dominguez said yes, and he has talked with staff about that already. He said we just gave staff a lot of direction via Councilor Maestas' bill, and the Mayor's bill. The reason he hasn't said we will have a workshop at a certain time, is because the moving targets. He will work with staff to get that done. He agrees that we need to have a better picture of the true deficit. This discussion is to get the Committee to start thinking about those things.

Councilor Maestas would like to add an assessment of our debt obligations and recommend changes, noting there is a possibility of calling back bonds supported by GRTs in the Water Fund which he supports. He said we can't use the Water Fund surplus as a *de facto* rainy day fund, and we need to develop strategies to do that.

Mr. Rodriguez said at this point, he wouldn't know what to calculate. He said that bond is coming up, and everything else can't be refunded, and that is the recommendation he would make. He said, "If I'm going to tie up my time and that of our Financial Advisor to calculate possible scenarios I could recommend to you, I just have to tell you, that's where' we need to spend our time instead of cutting the budget. If I could put it in very basic terms here, we can't come up with a strategy, we can't recommend a plan to you, if we don't know what the objective is, and what are your priorities. And we will gladly provide whatever information you request, but at this stage, steps need to be taken to close that deficit and bear down on those things you want to hold as your top priorities, so we can come to you with a plan about cutting all sorts of things."

Mr. Rodriguez said, "One thing. I think I have been on the record with you and I still recommend to you... is I won't recommend to you across the board cuts like that, or just across the board, because in essence what we would be doing with that is basically degrading all services alike, including your priorities. That's why I would urge again that you just make clear to us what matters the most, we'll prioritize those things and will come to you with a plan to make cut or things of highest priority."

Chair Dominguez said, in all fairness to staff, as much work as they've done to untangle the web, it's not completely untangled. We have a much better idea and staff has much better information, much better systems and reporting than we've had in the past. He said changing our way of thinking isn't easy, because for the 10 years he's been on the Governing Body, it's always been get so far down in the weeds that your pet project is part of the budget, and everything else goes away. He said we will continue discussions as painful as it may be.

Chair Dominguez said he will give direction to staff for the next meeting and will work with Mr. Rodriguez on that.

Chair Dominguez asked the date of the next Committee meeting.

Mr. Rodriguez said it is December 14, 2015, unless you call a special work session.

Chair Dominguez will get with Mr. Rodriguez to schedule that in December or January.

#### **39. MATTERS FROM THE COMMITTEE**

There were no matters from the Committee.

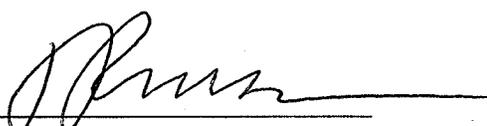
#### **40. ADJOURN**

There was no further business to come before the Committee, and the meeting was adjourned at approximately 9:05 p.m.

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**Carmichael A. Dominguez, Chair**

**Reviewed by:**



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**Oscar S. Rodriguez, Finance Director  
Department of Finance**

*Melessia Helberg*  
Melessia Helberg, Stenographer

**SUMMARY OF ACTION  
FINANCE COMMITTEE MEETING  
Monday, November 2, 2015**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	2
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-3
APPROVAL OF MINUTES – OCTOBER 5, 2015	Approved	4
<u>INFORMATIONAL ITEMS</u>		
UPDATE ON ART IN PUBLIC PLACES PROGRAM	Information/discussion	4-6
PRESENTATION ON STANDARDS OF COVER GUIDELINES FOR SANTA FE FIRE DEPARTMENT	Postponed to 11/30/15	6
<u>CONSENT CALENDAR DISCUSSION</u>		
REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING POLICIES FOR GUIDING THE MANAGEMENT OF THE CITY'S FINANCES AND FOR ASSISTING THE GOVERNING BODY AND CITY STAFF IN EVALUATING CURRENT ACTIVITIES AND FUTURE PLANS	Moved forward w/changes	6-17
REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT AND PROFESSIONAL SERVICES AGREEMENT – PARKS PLAYGROUND SHADE STRUCTURE MATERIALS; THE PLAYWELL GROUP, INC.	Approved	17
REQUEST FOR APPROVAL OF TWO (2) 2015 STATE OF NEW MEXICO SEVERANCE TAX CAPITAL APPROPRIATION PROJECT AGREEMENTS – SALVADOR PEREZ POOL AND SANTA FE PUBLIC HEALTH & SAFETY INFRASTRUCTURE; STATE OF NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$950,000	Approved	18-20

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF TOILET RETROFIT PURCHASE AGREEMENT – TWO (2) TOILET RETROFIT CREDIT BUY BACKS FOR WATER DIVISION; MURTAGH NEVADA, LLC, AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$651,900	Approved	20-23
REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 21-7.1 SFCC 1987, TO CLARIFY THAT NONRESIDENTIAL ESTABLISHMENTS SHALL PAY A SERVICE RATE; AND AMENDING EXHIBIT B: REFUSE AND RECYCLING RATE AND FEE SCHEDULE OF SECTION 21 TO INCREASE RATES BY 4.9% FOR RESIDENTIAL CURBSIDE COLLECTION AND BY AN AVERAGE OF 16 PERCENT FOR COMMERCIAL RECYCLING IN ORDER TO PURCHASE NECESSARY EQUIPMENT TO TRANSITION THE RESIDENTIAL RECYCLING PROGRAM FROM MANUAL TO AUTOMATED COLLECTION	Approved w/direction to staff	24-28
REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 24-2.6 SFCC 1987, TO ADD A TRUCK AND OTHER LARGE VEHICLES TRAFFIC RESTRICTION TO EAST DE VARGAS STREET BETWEEN PASEO DE PERALTA AND CANYON ROAD ***** END OF CONSENT CALENDAR DISCUSSION *****	Approved	28-29
<u>DISCUSSION AGENDA</u>		
DISCUSSION ON IMPACT FEES RESIDENTIAL 50% REDUCTION SUNSET	Information/discussion	30
REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SECURITY GUARD SERVICES FOR MUNICIPAL PARKING FACILITIES (RFP #16/06/P); G4S SECURE SOLUTIONS, INC.	Approved	30-31
DISCUSSION ON POSSIBLE REFUNDING OF 2006D WATER UTILITY BONDS	Information/discussion	31-33
MATTERS FROM THE COMMITTEE	Information/discussion	33-34
ADJOURN		34

**MINUTES OF THE  
CITY OF SANTA FE  
FINANCE COMMITTEE**  
Monday, November 2, 2015

**1. CALL TO ORDER**

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Carmichael A. Dominguez, at approximately 5:00 p.m., on Monday, November 2, 2015, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

**2. ROLL CALL**

**MEMBERS PRESENT:**

Carmichael A. Dominguez, Chair  
Councilor Signe I. Lindell  
Councilor Joseph M. Maestas  
Councilor Ronald S. Trujillo  
Councilor Christopher M. Rivera

**OTHER GOVERNING BODY MEMBERS IN ATTENDANCE:**

Mayor Javier M. Gonzales

**OTHERS ATTENDING:**

Oscar S. Rodriguez, Director, Finance Department  
Kelley Brennan, City Attorney  
Teresita Garcia, Finance Department  
Yolanda Green, Finance Department  
Elizabeth Martin for Melessia Helberg, Stenographer.

There was a quorum of the membership in attendance for the conducting of official business.

**NOTE: All items in the Committee packets for all agenda items are incorporated herewith to these minutes by reference. The original Committee packet is on file in the Finance Department.**

**2. APPROVAL OF AGENDA**

Chair Dominguez would like to move Item 24 to the front of the agenda.

Mr. Rodriguez said staff requests postponement on Item #7, noting it has gone to Public Works, and it needs to be posted so this Committee can take action on it.

Mr. Rodriguez said the caption of Item 13 is incorrect, noting it is a request for only one toilet retrofit, noting we aren't ready for the other one.

Chair Dominguez asked to remove Item 7 from the Informational Items and postpone it to the next meeting of the Committee.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to approve the agenda, as amended.

**VOTE:** The motion was approved unanimously on a voice vote.

**4. APPROVAL OF CONSENT AGENDA**

Chair Dominguez asked Mr. Rodriguez to please make sure Mayor Gonzales knows we are going to hear his bill first on the agenda this evening.

**MOTION:** Councilor Maestas moved, seconded by Councilor Trujillo, to approve the following Consent Agenda as amended.

**VOTE:** The motion was approved unanimously on a voice vote.

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**CONSENT AGENDA**

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8. REQUEST FOR APPROVAL OF BID NO. 16/03/B – AGREEMENT BETWEEN OWNER AND CONTRACTOR FOR CAMINO CAPITAN, VEREDA RODIANDO, PASEO DE TULAROSA, PASEO DE CANTO WATER MAIN REPLACEMENT PROJECT; SASQUATCH, INC. (BILL HUEY)

9. REQUEST FOR APPROVAL OF BID 16/06/B – PARKS, PLAYGROUND SHADE STRUCTURES INSTALLATION AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; SARCON CONSTRUCTION CORPORATION. (JASON KLUCK)

10. *[Removed for discussion by Councilor Maestas]*

11. REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT AND PROFESSIONAL SERVICES AGREEMENT – PARKS PLAYGROUND SHADE STRUCTURES MATERIALS; THE PLAYWELL GROUP, INC. (JASON KLUCK)

12. *[Removed for discussion by Councilor Lindell]*
13. *[Removed for discussion by Councilor Lindell]*
14. REQUEST FOR APPROVAL OF A SUB-GRANT AGREEMENT AND AWARD – 2015 STATE HOMELAND SECURITY GRANT PROGRAM FOR POLICE AND FIRE DEPARTMENTS; NEW MEXICO DEPARTMENT OF HOMELAND SECURITY & EMERGENCY MANAGEMENT AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$199,000. (DAVID SILVER)
15. REQUEST FOR APPROVAL OF FISCAL YEAR 2015-2025 EMERGENCY APPARATUS & VEHICLE FLEET PLAN FOR FIRE DEPARTMENT. (JAN SNYDER)
16. REQUEST FOR APPROVAL OF BUDGET INCREASE TO FUND PROFESSIONAL SERVICES AGREEMENT WITH ATKINSON & CO., LTD., FOR 2008 PARK BOND EXAMINATION ENGAGEMENT IN THE AMOUNT OF \$160,303, WHICH WAS APPROVED BY THE CITY COUNCIL ON OCTOBER 14, 2015. (OSCAR RODRIGUEZ)
17. REQUEST FOR APPROVAL OF FISCAL YEAR 2016/2017 SALARY INCREASE FOR MUNICIPAL JUDGE AFTER THE 2016 MUNICIPAL ELECTION PER ORDINANCE 2012-1
18. *[Removed for discussion by Councilor Maestas]*
19. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING DESIGN STANDARDS FOR ALTERATIONS AND NEW CONSTRUCTION AT THE SANTA FE AIRPORT TERMINAL BUILDING; AND PROVIDING FOR HISTORIC PRESERVATION DIVISION DESIGN REVIEW IN CONSULTATION WITH THE CHAIR OF THE HISTORIC DISTRICTS REVIEW BOARD (COUNCILOR LINDELL). (DAVID RASCH) Committee Review: Public Works Committee (scheduled) 11/09/15; and City Council (scheduled) 11/10/15. Fiscal Impact – No.
20. *[Removed for discussion by Councilor Lindell]*
21. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING RESOLUTION 2015-50 TO PERMIT THE USE OF CITY WORK FORCE ACCOUNT WORK TO COMPLETE PARKS RELATED PROJECTS AS AUTHORIZED BY THE GOVERNING BODY (COUNCILORS LINDELL, DOMINGUEZ, TRUJILLO AND MAESTAS). (OSCAR RODRIGUEZ). Committee Review: Parks and Recreation Commission (approved) 10/20/15; Public Works Committee (approved w/amendment) 10/26/15; and City Council (scheduled) 11/10/15. Fiscal Impact – Personnel and fringe benefit costs will be determined based on the scope of work, on a project by project basis.

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 END OF CONSENT AGENDA  
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**5. APPROVAL OF MINUTES – OCTOBER 5, 2015**

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to approve the minutes of the Finance Committee meeting of October 5, 2015, as presented.

**VOTE:** The motion was approved unanimously on a voice vote.

**INFORMATIONAL ITEMS**

**6. UPDATE ON ART IN PUBLIC PLACES PROGRAM. (DEBRA GARCIA Y GRIEGO)**

Debra Garcia y Griego, Director, Arts Commission, presented information from her Memorandum of October 22, 2015, to the Finance Committee, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

Councilor Maestas said he asked for this update. He asked how the money works in our own set aside, or if it can be used for something else.

Ms. Garcia y Griego said the City technically receives 99% of the set asides coming through the Legislative process, and the 1% for public art is directly transferred to the State which operates its own public art program. Those funds, like ours, are tied to a specific project. She said the State is dealing with a significant backlog of projects. She said she recently reviewed a list of the State's set asides back to 2004. She said because it's 1%, sometimes it's a small amount, and that's where they kick in with their purchase program, so we work with sites to make sure that the right people from those sites, whether it's the Chavez Center, the Fire Department or Police Department, that the right representatives are sitting on those Committees and get to pick out the piece of art that will be put in their facility.

Ms. Garcia y Griego said when there are larger amounts they do site specific commissions. Unfortunately, the large amounts to the City have been few and far between during the past few years, noting the last one she remembers was tied to the Southside Library. They worked with staff at the Library and put in a little more funding from the City so we could have a really big piece, noting it is the giant piece that hangs in front of the entrance to the Southside Library. She said that is also how they accomplished the Camino Real pieces that are in Frenchy's Field and DeVargas Park, by pooling those funds. So they are certainly open to working us when we can, but generally, those amounts tend to be so small it's really better to do the purchase program and purchase something from an artists or a gallery.

Councilor Maestas said some of the feedback he received from the Gallery Association on Canyon Road, is that our own Arts in Public Places was critical to the arts community during the recession in helping them to stay afloat. It's a really good program, and he is glad to see it continuing to flourish. He thanked Ms. Garcia y Griego for the update.

Chair Dominguez asked the difference between purchase value and retail value.

Ms. Garcia y Griego said, "The program goes back nearly 30 years. So we may have commissioned a piece from a now significant or deceased artist, say Jerry West who is still very much alive, but no works as much as he once did. He did the mural outside Land Use. So at that time we may have paid him \$10,000 for the piece. That is the purchase value in the \$1.8 million. In fact, that piece probably is worth a lot more now that it has accumulated in value as he's done less and less work. The actual fair market value of the collection is probably significantly higher than \$1.8 million."

Chair Dominguez would like a ball park figure, and asked if there is a way to do that.

Ms. Garcia y Griego said to get a really good sense of a fair market value, we would have to work with a professional art appraiser to go in and really look at some of those pieces. Some would certainly gain significantly in value, others would decrease. She said, "I don't think we really have the resources to do that. However, I'm very interested in doing an internship with one of our local college students, to go in and inventory the collection, photograph it, do an assessment of the condition and through that we may be able to work with an art appraiser who might be willing to donate their services for some of the more significant pieces, the evaluation the City really should have for its records."

Chair Dominguez noted that the program funding source is 2% of revenue bond proceeds. He asked if thought has been given to changing that.

Ms. Garcia y Griego said, "I would love to expand that. When the Ordinance was done in 1985, it was 1%. When Mayor Delgado left office he introduced a change to take it to 2%. At that time, Santa Fe was one of the few cities in the country that had 2%, now you see programs with 3 or 4%. So it would be really great to look at increasing it. It would be interesting to see, within the confines of bond funding, what we can do to encourage more media arts which frankly weren't around when this project was going on, especially for our young people, and also some ways to provide for some maintenance of our pieces, because we have an expanding collection that we have no way to care for financially."

Chair Dominguez said then you obviously are satisfied with that funding source.

Ms. Garcia y Griego said the CIP is a great funding source. She said if we wanted to look at raising revenue for public art that wasn't necessarily City-driven, there are lots of models around the country for how you can do that, whether developer driven, or rental car taxes. There are lots of different ways of bringing in revenue streams for public art.

Councilor Lindell asked if we have a complete inventory of acquisitions year by year.

Ms. Garcia y Griego said, "Yes, Councilor Lindell, we do have a complete year by year inventory."

Councilor Lindell asked about storage – how do we deal with that.

Ms. Garcia y Griego said one of the benefits of doing site specific commissions they tend to stay where they are supposed to. She said as we move into this, we don't have a lot of two-dimensional or smaller works that move around. Most of those are located inside 'this' build, for instance, the Tommy

Macaione painting out there is one of those. It is very secure on the wall and we can keep an eye on. She said, "As we move toward this purchasing, you have identified what will be a real issue, which is making sure those pieces stay where they are, if somebody rearranges or we do a remodel, that the piece is stored securely. Right now that's not a problem, but if we really start moving toward a heavy purchase program, it will become an issue."

Councilor Lindell said then we don't have smaller pieces in our collection. She asked, "When we acquired the college did we acquire a collection there."

Ms. Garcia y Griego said, "Yes, we did acquire the art collection at the University of Art & Design with the purchase of the building. There is an agreement as to how the pieces must be stored, and where they can be used, but that agreement does allow, upon mutual agreement, for them to be taken out and put on display other places. I think twice now, we've done an inventory of those pieces and where they are."

Councilor Lindell said then we have a good inventory of all the pieces there also.

Ms. Garcia y Griego said it was a challenge, but "I think Lisa Martinez and I would agree that we have a pretty solid inventory of all the pieces at this point, because there are some very significant pieces in that collection, particularly around the photograph collection."

**7. PRESENTATION ON STANDARDS OF COVER GUIDELINES FOR SANTA FE FIRE DEPARTMENT. (ERIK LITZENBERG)**

This item was removed from the agenda and postponed at the request of staff.

**24. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING POLICIES FOR GUIDING THE MANAGEMENT OF THE CITY'S FINANCES AND FOR ASSISTING THE GOVERNING BODY AND CITY STAFF IN EVALUATING CURRENT ACTIVITIES AND FUTURE PLANS. (MAYOR GONZALES). (OSCAR RODRIGUEZ) Committee Review: Public Works Committee (postponed) 10/13/15; Finance Committee (postponed) 10/19/15; Public Works Committee (scheduled) 11/02/15; and City Council (scheduled) 12/09/15. Fiscal Impact – Could affect the realigning of the city's expenditure and revenue collection patterns, which may increase spending in some areas i.e. maintenance and capital improvements), while decreasing it in others (.e. recurring operations funded through bond proceeds). It will also advance the annual budget calendar, with the first draft being presented in January instead of the customary March-April timeframe.**

A copy of the subject Resolution, with changes indicated, submitted for the record, is incorporated herewith to these minutes as Exhibit "1."

Chair Dominguez thanked everyone who provided input to this bill. He said Mayor Gonzales will articulate the proposed changes.

Mayor Gonzales said he is asking that the Committee adopt or approve the Resolution so it can move forward to Public Works for discussion. He has looked at most of the proposed suggestions by the Chair and Councilor Maestas, and he didn't see anything that would move outside of the intent. He noticed the request of the Committee didn't make it on the front page regard the five values of making sure the budget is equitable and allow for participation from the community.

Mr. Rodriguez said that wasn't put in the substitute bill.

Mayor Gonzales that was the recommendation of the Committee, so that needs to be added prior to Public Works in the Whereas statement. He said on page 18, Transfers from Enterprise and the comment talking about the fair market value for the City rights of way to be discussed as it relates to enterprise fund. He said he thinks that should be covered on the revenue side, because there does need to be fair consideration given to the City by any entity that uses our rights-of-way. He said generally, we need to make sure the City is charging fair market use for rights of way and City property. He said Mr. O'Reilly has started to work on those already.

Mayor Gonzales asked, regarding the point Councilor Dominguez raised on the issue of the transfers in excess coming from the enterprise funds, if it was his intent on that to be a proper payment to cover costs of using rights-of-way and other City infrastructure by utilities that are earning revenues off that City infrastructure.

Chair Dominguez said we can take lines 14 and 15 and part of 16 and incorporate that under Revenues, Section C in Subsection 7, so a new section under Alignment. That captures that. It basically said exactly what it says here. He said he has questions in the second sentence, Subsections A, B, C and D.

Councilor Maestas asked for clarification, which version are we working on – the one in the packet or the one just distributed [Exhibit "1"].

Chair Dominguez said it is the one that was distributed this afternoon [Exhibit "1"].

Chair Dominguez said part of that can go in there as well, but that's a little more specific in exactly how a particular fund might get used. Especially Subsection D, where it says, "*Working capital within that fund cannot be relied on to balance other funds.*" The language is a little. He said, "I would at the very least, suggest lines 14, 15 and part of 16 go to the New Revenue Section. But essentially yes, it does capture what you talked about."

Mayor Gonzales said, "To get clarification. I think the intent was to describe what net revenue was from the enterprise fund, so if we just brought into focus, the Water Fund, it would be *net revenues, the balance of recurring revenue, after deducting costs of operations and maintenance, including fair market value for the use of the City's extensive rights of way and debt service.* So that first sentence kind of

capture what we consider net revenue from the Water Fund or any other enterprise – net revenue generated by the City's enterprise funds shall be used for... And I think this a critical component as far as the issue of transparency and the Council and the public feeling comfortable about what happens when you have these excess revenues. *Capital investment, repair and replacement, debt management, revenue stabilization and working capital with the fund and not be relied on to balance other funds.* So that addresses the issue of using excess cash in other funds to balance other funds that we have. It says, *'Only the revenue that remains after these needs are satisfied and the working capital reserve is built to a level equivalent to 12% annual expenditures shall be deemed excess revenue.'* I think that's an important component to keep in here, although obviously in the issue of the transition or how we move toward right sizing government, there is going to be a period, Oscar, that the Council should determine the ability to continue to use for a period of up to whatever number of years. The way the language is, is there is no flexibility for the Council to use excess revenues though, to continue a bridging strategy for a period of time."

Mr. Rodriguez said as you will recall, the intent of this was to be a guide for years – times of thick and times of thin. And this is not an Ordinance that says it shall be done this way. So, I would take that as guidance that there is where we are trying to get to, and there should be a plan. I would urge you to not look at the language here as final, as even descriptive of current situations, but rather what is a good practice. If you said nothing about that, in a tight spot, we would do what was necessary to bring you a balanced budget, and at that point you would consider it with lenses on. At least we would all know the direction in which we are going.

Chair Dominguez said, "I understand and respect that. I think as long as Oscar is around and maybe this administration, then things certainly will go in that direction, but as policymakers, I think when you leave some things a little too open-ended it can be a little dicey, especially for future governing bodies. I understand the intent, but I think we need to be a little cautious. For instance, if you look at line 16, and you look at some of the subsections, when we say, *'Net revenue generated by the City's enterprise funds shall be used for (a) capital investment,'* is that just for that fund the net revenue is being calculated for, or are you going to allow that net revenue to be used in other enterprise funds. I just think that the more specificity we have, especially with this kind of polity, it's better, because it leaves no question about the intent and how it is used and moved around. Again, I agree with the intent but I think the language could be tightened up there."

Councilor Dominguez continued, "The only other question I had on that last sentence, lines 18-20, was the 12%, if I remember correctly, Oscar, was a percentage.... how was that calculated."

Mr. Rodriguez said, "That comes only as excess. It does not compete with the affected fund's ability to pay its needs. It comes only after its paid all of its needs and on top of that, generated 45 days of working capital. The 12% is what other communities are charging. I recommended that when we first discussed this, because after listening to a lot of debate about how this is calculated fairly, I went to communities that had gone through that debate and litigation of that and settled on what they thought would be fair market value. Some communities go as high as 15%."

Chair Dominguez said he understands these are guiding principles policies, and asked that amount in real dollars.

Mr. Rodriguez said it is \$4.7 million, but we only transferred \$3.8, because the money being paid from the utility to carry these non-personnel was \$900,000.

Councilor Maestas said, "I think in my comments I recommended we strike the whole section, because it's a very controversial issue right now. We have current policy and I'm not clear if this would supercede existing policy, and the current policy sunsets at the end of this fiscal year. There are still some questions about the whole notion of commingling enterprise funds that are considered excess. And I guess that definition is still a moving target. But legally can we move excess commingled enterprise funds and designate them for other purposes. Whatever comes from those revenues generated can be used only for that enterprise."

Councilor Maestas continued, "And the other thing, we're going to have a discussion a little later about what to do with the 2006 D Bonds in the Water Fund. If my math serves me right, and people need to know that the water fund really is operating at about a \$3 million loss, so revenues are falling short in covering expenditures. The GRT subsidy is covering that loss. I can surmise the accumulate reserves in the Water Fund have been GRT revenues above what was paid by the bonds and covering the operating losses. Can those GRT revenues be used for other purposes. I think it's a little more complicated than that, and I would like to see a legal opinion from our City Attorney about both those issues."

Councilor Maestas continued, "I think the broader picture of this effort is a compilation of all these financial practices we've been engaged in, but not formalized, and this will formalize it, and I support that. But throwing in these unresolved issues like transfers from enterprise funds, I think really muddies it up. It really loses the intent of what this is trying to do. I don't think it should be in there. I think we need to have a separate debate and consider appropriate amendments to that policy that sunsets at the end of the fiscal year, with regard to transfers, especially from the water fund. Maybe if you define what net revenues are from the perspective of an enterprise, but buying that, in terms of defining what excess is and even suggesting a use for that excess is probably not appropriate for this legislation."

Chair Dominguez asked for clarification, "So you include lines 14, 15 and 16 as part of that question you have. There is no question to me that if it was a private entity that was providing us with that water using our rights of way, we would be charging them for that. We can have the discussion about defining net revenue, which is a worthy discussion. But the concept of charging the utility for use of our right of way seems to be pretty common to me."

Councilor Maestas said, "I can speak to that. I think if we appraised the use of the right of way, that amount would be far below the most recent transfer. We need to be careful. If we're going to assess the General Fund, we'd better be careful, because if it is solely based on use of right of way, and someone asked to appraise the right of way, I've been told it would be minimal, minimal in relation to what we have already transferred. If we going to continue with a transfer policy, it needs to be much broader."

Chair Dominguez said he hasn't seen those numbers.

Mayor Gonzales said, "I agree with all of you, but I think this paragraph or section is trying to accomplish a whole bunch that maybe we don't need to yet, per Councilor Maestas' thoughts. The first is the definition of net revenue, which I believe does allow the establishment of a fair market value for the use of the City's rights of way. And that can be determined through a franchise fee or some appraisal that is done. I want to be sure there is some payment by the enterprise funds to the City for the use of our infrastructure or assets whatever that may be."

Mayor Gonzales continued, "The next sentence says, '*The net revenue generated by the City Enterprise shall be used for...*' so we basically lay out what they can use that money for, and everything is meant to stay in that fund, to Councilor Dominguez's other point about making sure it is very clear. Not that net revenue could be used in different fund but in that enterprise fund. I think to Councilor Maestas' point, you are correct. I agree that I would eliminate that last sentence, '*Only the revenue that remains after these needs are satisfied and the working capital reserve is built*'. I think we need to answer the question, and I think that needs to be as a full Council. But there should be a marker in there, because there needs to be some policy that deals with that excess cash."

Mayor Gonzales continued, "And if we're talking specifically on the Water Fund, you are right, there are a number of revenues that have gone into it. I think it probably was a contribution that came in because of that second tier during our drought cycles. And I think we're under water this year, because of the amount of rain we had during the summer. So that will happen to the utility for sure. When we have good wet summers revenues goes down, and go up in dry summers, and the second tier kicks in and that's where the extra cash comes in. The wisdom was very sound, when the Council set that first tier of \$6 for the first 6,000 gallons, you developed a whole business model for the utility around the first tier. So everything we plan and prepare for is off tier 1 pricing, what we know is going to be the use over time. That includes deferred maintenance, operations, all those thing."

Mayor Gonzales continued, "The second tier came in to push conservation to stop using as much water. I think the growth occurred largely because of that second tier, and it went into excess cash. This won't always be a recurring thing. I think the investment into smart meters will notify people when they are close to using their allotment, and it's going to curve even more use of water which means these excess revenues will go down over time. However we accumulated the \$88 million of excess cash that is sitting there, I think, over time, based on some of the investments we're making, it will go down, so this won't always be a recurring thing. We should have a policy of what happens when we have tiered models generating money above beyond what is being priced to cover normal costs of operations, plus capital and deferred maintenance."

Councilor Maestas said the language is good up to near the end of 18. He suggested a subject change, instead of Transfers from Enterprise Funds, maybe Protected Enterprise Funds.

Mayor Gonzales said we could just say Enterprise Funds, or modify and add that any excess funds are subject to Council policy. He asked to eliminate "only the revenue," in the last sentence and add, "excess revenues that exist in the enterprise funds are subject to Council Policy in how to be dealt with." He wants to do that in a timely manner, because in moving out of our current financial situation there will

be a need to use some of the excess cash to help get us through the next two years, or make sure it stays available as an alternative to any type of revenue or tax increases.

Chair Dominguez said the Mayor's assessment on the history of the water funds is correct, noting there was significant debate at the time. The idea was not to penalize the tier 1 customers just getting vegetation or garden started.

Mayor Gonzales said the Council hit its marks, going from 165 gallons per person a day to less than 100, so that policy is the foundation that will allow Santa Fe to weather lots of drought cycles. He reiterated we have to deal with excess cash reserves from a policy point of view. He said this was effort by Oscar and himself, to offer up some policy direction. This needs to be addressed by Public Works or by the time it goes to the Council.

Chair Dominguez asked the feeling of the Committee about moving lines 14-16 to New Revenue.

Mayor Gonzales said under Revenues, we can insert a line that states that the administration should put into play, all assets and rights of way as a means to optimize revenue for our budgets.

Mr. Rodriguez suggested putting that on page 7(E) so you make the statement that enterprises will pay for use of right of way.

Mayor Gonzales said it isn't not just rights of way. The City just approve a contract with a telecom carrier for revenues for the use of an existing tower. He said Mr. O'Reilly continuously is talking about ways to optimize use of City lands and assets for revenue cycles. He said we set some policy direction on that and be encompassing.

Councilor Rivera asked, on page 6, line 11, what is "comparable communities." He said he sees competitiveness, the revenue or tax burden of the City relative to neighboring communities has been stricken, the whole sentence and then all that is left is comparable communities.

Chair Dominguez said, "Neighboring communities is one ways to look at our revenues and the big picture. Santa Fe is very unique, we're historic, we're an aging community, so there are things that are significant to Santa Fe that do not match comparables in neighboring communities. It really to say, let's not just look at neighboring communities, let's look at comparable communities. If there is a neighboring community that kind of has our same demographics, progressive policies, that's fine, but I didn't just want to just limit it to neighboring communities."

Councilor Rivera said so that would be added to the previous sentence which is not stricken, or is it just neighboring communities that is stricken.

Councilor Maestas that was his suggestion. He struck it because felt it didn't apply under new revenues. He said in this context, competitive is like our tax policy. If you put competitiveness under new revenues, that doesn't incentivize us to generate new revenues. It could be a consideration when we make a decision to generate new revenue, that it be pro-business, but doesn't know how you can generate

new revenue without getting feedback from business. He said he felt it didn't belong under new revenues, but knows what it's trying to stay.

Councilor Rivera asked, regarding the positions that were listed, since they are still there, he presumes we have appropriately titled positions for people who already are holding those titles, and Mr. Rodriguez said yes.

Councilor Rivera said the first is on page 9, where it says Chief Procurement Officer, is that the title that he holds right now.

Mr. Rodriguez said yes, and that's the title of the State legislation. He said communities call their procurement officers different things, and they often wear many hats, but the State said there has to be only one person that carries the title.

Councilor Rivera asked, in our Human Resources Department, is what Mr. Rodarte is titled, Chief Procurement Officer.

Mr. Rodarte said he is the Procurement Officer, not Chief.

Mr. Rodriguez said, "Again, what we're trying to do here is to not write it based on what we already have, but what the State requires. We could very well add other titles to it tomorrow, but there should be somebody who has those duties."

Councilor Rivera said we have someone with those duties, and he wants to make sure titles are the same so we aren't creating new positions, or just calling people what they are in our Human Resources Department.

Chair Dominguez said, "I agree, because as long as Oscar and this administration is here, we understand the intent. You could get someone new who would come in and say, this policy does not match what is on the books, that "gives me the right to create that position." He thinks it would be wise to be as specific as you can, especially if it will ease our concerns.

Mr. Rodriguez said he was once a Chief Procurement Officer, and what is important here is that there is only one person who has that job. You can have many procurement officers, noting he had 124 procurement officers reporting to him. And the last thing we wanted to communicate was that they all had equal authority. There is only one person with that title. You can call these many things over time, but there can be only one chief procurement officer, as long as whatever you call them is there.

Councilor Rivera said whether we change the title to match what is in here, and change Robert's title, or change this to match what Robert's title currently is, "I don't care how you do it, as long as it matches."

Councilor Rivera said on page 14, line 1, there is an Investment Officer position.

Mr. Rodriguez that is her title, and he took her input to write all of this, and the reason that title matches in here.

Councilor Rivera said on 15, line 13, there is a Cash Management and Investment Advisor, and asked who holds that position.

Mr. Rodriguez said it is the same person, as far as this policy goes, one person has all of those duties, all of that role.

Councilor Rivera asked if that is specified somewhere.

Mr. Rodriguez said if the Council wants to change these thing, they can do so. The whole idea is to put it before us. Somebody has to have those duties, that role. And if it's one person, or two people, it is clear that roles are put there.

Councilor Rivera said understands, but somebody could read this and say, the administration appoints an investment officer, and reiterated his concerns.

Mr. Rodriguez said the Council will have the last word because you approve it. So at any point if you deem that isn't in concert with the policy you've set, you take it out of the budget.

Councilor Rivera said so one person holds the positions of Investment Officer and Cash Management and Investment Advisor, and Mr. Rodriguez said yes.

Chair Dominguez said, "Unfortunately because of things that have happened in the past, it's a reflection of the Governing Body wanting to be absolutely clear and sure about what it is that is happening, so there is no wiggle room for the administration or even for the Governing Body. And I appreciate Councilor Rivera's comments and concerns."

Mr. Rodriguez said, "I understand."

Councilor Lindell page said on page 3 at the bottom, Item 6 starting on line 20, she doesn't want to wordsmith this today, but conceptually she is unsure if that gives us enough time. "If we see a budget February 1<sup>st</sup> to have 2 hearings for citizen comment during April and May, we're getting pretty tight if we're doing that in April and May, just a comment.

Councilor Lindell said on page 7 item E, User Fees, she thinks these are Councilor Maestas' proposed changes, starting on line 5, and Councilor Maestas said yes.

Councilor Lindell said, "I'm not completely in agreement with striking all of this. It seems to me, I understand what you're saying about violating and except for enterprise funds. But it seems to me, that if we struck the first sentence and kept the rest with what that says in talking about user groups and providing easier access to programs or encouraging participation by certain targeted groups, I think we cover ourselves with that. And I would be much more comfortable if we only struck lines 5-6, the sentence

that starts with 'City services.' And if we did keep, 'the City will seek to recover' and left all the rest of that in."

Councilor Lindell said, "At the end of line 16, where it says, '*based on designated priority of the program within City provided services.*' In reading that sentence, I'm not exactly sure what that means."

Councilor Maestas said that isn't his proposed amendment, and thinks it was the Chair's amendment.

Chair Dominguez said he thinks the intent was to have a priority identified when we reviewed the fee the year before, and to actually try to measure the success of that. It's not that clear in here, but I think that was the intent. In other words, we've established a priority based on the fee we have, whether it's free or a severely reduced cost. We want to be able to back and look to see if that priority just isn't feasible, it's not serving the community the way we thought it would, but to recognize it as a priority and review that. He said, "That can be more clear."

Councilor Lindell said she is just saying that it is telling us that each year every department will develop fee recommendations and "I think that is a fine idea." She said, "Other than what we hashed over, I'm pretty good. I'm just asking Mayor to go back to page 18."

Councilor Maestas said he wants to respond. He said his only concern that we recover all costs of services in our fees, and there are circumstances where we can't do that, but we have a lot of enterprises that are bleeding money. He said, "If we pass this, are we really going to try to adjust these fees to break even. To name a few, MRC, Genoveva Chavez, Airport, Public Transportation, CVB. I don't want us to enact these policies we know we can't meet, even if they are aspirational, they would be impossible."

Chair Dominguez said he thinks it would be good to look at that gap annually, either way. We need to see it, recognize it and the community needs to do so as well. There is a gap also in General Fund operations which is significant.

Councilor Lindell said, "My point is, when we start to make the list of where we are not meeting the cost of services we provide, I think that information is extremely valuable to us. Unfortunately, I think we would be kind of shocked at the size of that list and I suspect it would bring a jolt of reality to all of the City. I think that exercise is needed and I think it would be very helpful to us. We have caveats in here that unless the City interest is identified and approved by the Governing Body to reduce a specific fee, I think we need to take on the responsibility for reducing those fees. I think that is a very long list. It's something that needs to be done."

Mayor Gonzales said Councilor Lindell and Councilor Dominguez bring up the right points. However, the intent here is recognizing a number of areas that we subsidize. We don't have those numbers, and hope here was create more transparency to know how much we are forgoing revenues for community interest. He thinks it is important to have that as a part of the annual budget, because there are costs to that. He wants to quantify it so we understand a little better.

Councilor Maestas asked if there are there any specific user fees where we realistically can recover the actual costs.

Mayor Gonzales said the Convention and Visitors Bureau comes to mind. The issue of Transportation needs to be excluded, because by its nature has to have the public subsidy. He said in all cases we ought to try to seek the cost for the use of facilities and assets, but if we choose not to, we need to understand the impacts of doing that.

Chair Dominguez said he doesn't want to look at individual operations tonight, but we do need to get that list.

Councilor Lindell said, "To get realistic about this, I also think we should review all of our enterprise funds. When you say that we would be violating it except for enterprises, I think some of the enterprise funds never break even. I don't know why they are enterprise funds. Some of them have never generated positive revenue. I think taking a look at those also is worthwhile. I don't know when they were designated enterprise funds, but maybe, really and truly they aren't enterprise funds."

Councilor Maestas so it might be more productive maybe if this had more of an evaluation component to it, rather than the aspirational we will strive to recover fees. He said that might be better, and there is a lot of work in evaluating all of our fee based programs, all of our enterprise funds.

Councilor Lindell said, "That goes back to asking on page 7, just to clarify. My comfort level would be with... I'm fine to strike the first sentence, starting on line 5, but I would like to 'repick up' on line 7, the sentence 'The City' and continue on down through that. So that's what I have Chair, thank you very much."

Chair Dominguez said, "I am going to strike line 16 and 17, the language I have there, until I can articulate it a little bit clearer."

Chair Dominguez said, "I think we should continue to dialogue with ourselves and among one another whenever it is appropriate, to get more clarity. I think though, that generally speaking and overall, the intent has been laid out and it's there. The majority of all the amendments that had specifically Councilor Maestas are in there, both yours and mind. At the very least, I've taken note some of what else has been discussed here, Oscar, and I'll work with you on that as well, with the Mayor. I still have a little.... I will just say this, I still have a little heartburn over the timing and consistent with Councilor Lindell's comments, but I don't think it necessarily needs to be resolved tonight. I think as we continue to go through, we can kind of flesh some of that stuff out."

Councilor Maestas said, for clarification, right now other than the amendments we made to this marked-up section, all the other amendments in there stand.

Chair Dominguez said, "What I have, the last page, where the significant amendments are, and I don't know if we want to provide the amendments more than direction. But one of them was that lines 14-16 be moved under User Fees. And this has to do with the section that deals with the enterprise funds."

Mayor Gonzales said, "I don't know that they would be moved, because we still need to identify what net revenue is for the enterprise funds, but that the user fees specifically would call out the need to generate revenues for City rights of way or assets that are being used. Right."

Chair Dominguez said, "And to refine 16-18, making sure we are specific that the funds, enterprise or otherwise, are not commingled, and that we are reaching the intent there. And Mayor Gonzales said that he wanted lines 18-20 to have a placeholder there for how to deal with the excess cash."

Councilor Maestas said, "But everything else stays, all the other amendments."

Chair Dominguez said, "Everything else stays. Again, when we get to Council if we're adamant about something we can provide some amendment sheets to that. The other thing I caught was Councilor Rivera's request to have appropriate titles identified throughout the document where possible. And did I miss anything else?"

Councilor Maestas said, "I just wanted to make a few comments, and these are recommendations. I made some specific comments, track changes to the document, but I also had some general comments that I provided to everyone, including the Mayor. And I think we addressed all of them, with the exception of a couple. I think we need a section under Existing Revenues where we periodically evaluate the adequacy and appropriateness of existing revenues and consider changes to the levels and dedications. We have a lot of, for example GRT dedications that have not discussed in many, many year, and I think it's healthy for us to evaluate has it met its intended purpose, should we continue this dedication at these levels or should we reconsider."

Councilor Maestas continued, "We have been making a number of land sales and I think land sales, by Ordinance should go to Economic Development. I know there could be a conflict here with.... you mentioned land sales as a example of new revenue. I think the revenue from land sales already is spoken for, and I believe it's supposed to go to Economic Development. So if you could address that, but I've asked Matt and I know Matt's our Asset Manager, and I think we really needed such a position. I think he's doing a great job, but what I would like to see in here is that we include a periodic asset inventory and a management plan to help guide related decisions – land sales, leases and such. I think that would be a really good addition to this document."

Mayor Gonzales said he thinks both of those would be really good additions. He said, "If we can add that language, Oscar. I think Councilor Maestas' point about the intent of original revenues and how, through time, the budgeting process moves those revenues into other items that are away from the intent. It's a really good add-on that we are regularly evaluation to make sure those stay in place. And you're right, in terms of the asset plan and updated regularly, so the Council knows what assets are in play for revenue generation versus not to be part of any policy discussion."

Chair Dominguez asked Mr. Rodriguez if he has the 5 values the Mayor wanted to include in the Whereas and knows where to fit them in.

Mr. Rodriguez said then to be sure, the 5 principles become Whereas, or do they become sort of the guiding principles.

Mayor Gonzales said it is meant for both – guiding policy and in the value statements.

Mr. Rodriguez said he will insert a new section called The Guiding Principles of Financial Management Policy and outline those principles.

**MOTION:** Councilor Lindell moved, seconded by Councilor Rivera, to move this forward to the City Council.

**DISCUSSION:** Councilor Lindell said conceptually we have made a lot of progress on this, and we've given direction on how we want it to look, but she certainly wants to see it move forward to the Council so we can take action on this item.

**VOTE:** The motion was approved unanimously on a voice vote.

Mayor Gonzales thanked the Chair and the Committee.

Chair Dominguez said there is still a lot of work to be done on our budget.

### **CONSENT CALENDAR DISCUSSION**

#### **10. REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT AND PROFESSIONAL SERVICES AGREEMENT – PARKS PLAYGROUND SHADE STRUCTURE MATERIALS; THE PLAYWELL GROUP, INC. (JASON KLUCK)**

Councilor Maestas said based on the record in the packet, the price agreement expired on October 31, 2015, and asked if we still can buy these shade structures.

David Pfeiffer, Director, Facilities Division, said they are in the process of renewing that State Price Agreement. He said something has happened, and if they not able to renew it by the time we get through Council and go to contract there is another HGAC contract they already are approved on at the same pricing, so we can fall back on that contract.

**MOTION:** Councilor Maestas moved, seconded by Councilor Trujillo, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**12. REQUEST FOR APPROVAL OF TWO (2) 2015 STATE OF NEW MEXICO SEVERANCE TAX CAPITAL APPROPRIATION PROJECT AGREEMENTS – SALVADOR PEREZ POOL AND SANTA FE PUBLIC HEALTH & SAFETY INFRASTRUCTURE; STATE OF NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$950,000. (DAVID CHAPMAN)**

Councilor Lindell asked who established the priorities on this – did the Council make the priorities on these.

David Chapman asked Councilor Lindell if she is speaking of the specific traffic calming project.

Councilor Lindell said no. She said, "We have two Severance Tax Bond Capital Appropriation Project Agreements. I'm just wondering who made the requests on these. Were these prioritized by the Council."

Mr. Chapman said the second one has been vetted through the City Council and the appropriation for Salvador Perez as he understands, has been on the ICIP. He said both projects have been on the ICIP appropriation and then weighted there. He asked if that answers her question.

Councilor Lindell said, "Not really. Let's go to part B. One part of this on page 37, we've got \$77,500 to construct placement of City of Santa Fe Welcome signage at major entrances to the City. Who requested that."

Mr. Chapman said, "I don't know."

Chair Dominguez said, "We had our legislative priorities that we established. So basically, if I remember correctly, this is funding for some of those quality of life, public health and safety infrastructure improvements. So there were no specifics on some of the requests we had when we made those Legislative priorities. They kind of just give us the money, and some of it is through Santa Fe County, right."

Mr. Chapman said the City will be the fiscal agent for these two appropriations, but they are all legislative appropriations funded by the State through Severance Tax Bonds.

Councilor Lindell said she is still unclear, and asked, "Did we ask specifically. Do we know. I mean \$77,500 worth of signs. I used to be in the sign business. That's a lot of signage."

John Romero, Director, Traffic Division, said, "So during last year's ICIP process, I'm not sure which Councilor requested it, but it was requested from staff to come up with a cost estimate to put major signage at the entry-way into town. And this isn't just a sign that says Santa Fe. It's a major Welcome to Santa Fe sign. The design hasn't been done yet. We're waiting for this money, but it could be something from a basic exterior panel sign with reflective sheeting that says City of Santa Fe, Population whatever, or it could be potentially, if permitted by FHWA and the DOT, something with vigas, adobes and ristras, who knows. But it's a major entry sign, but it was at the request of a Councilor, I can't recall which one."

Councilor Lindell asked how many signs we will have.

Mr. Romero said the initial estimate was for 3, and believes we have identified 4 potential major entry locations – when you enter town. He said if this agreement is executed by the City, we will work with Convention & Visitors Bureau to figure out where and how the signs look.

Councilor Maestas said he suggested those 1-2 years ago and Councilor Rivera supported the concept of creating these unique context sensitive gateways at all major entry points into the City. He said he didn't envision this to be just pure signage at this point, and feels we could invest those funds in the sign. He said the signs should be significant, reflect the character of the area, or even the area you are coming into. He said, "I don't want us to go in the opposite direct and just go with generic signage at all entry points. I think they need to be unique, context sensitive and characteristic of the area of the gateway to Santa Fe. In terms of selecting these, I didn't have anything to do with selecting these, but this was a project I advocated for."

Councilor Rivera said looking back on the discussion, he recalls that the Legislators were looking for something that would be beneficial city-wide and all of them could support. He said this is one of the items that met that criteria, so most of it came through direction from the Legislature about some of those projects that may be funded that would provide benefit to everybody.

Councilor Lindell said on page 49 we have \$150,000 for professional standards building improvements, and asked who can address that.

Mr. Chapman said, "We do have a steering committee involved in the placement and the type of signage that will go up with that last appropriation. We have members from the planning committee, from Tourism, a neighborhood association, GIS and Engineering. We welcome you to attend our next planning meeting when we consider that."

Councilor Rivera asked, for clarification, if that was part of where the Police was going to partner with the Southwest Transit Center to make that building part of the Transit Center as well as the Police Department.

Chair Dominguez asked Mr. Rodriguez to clarify this, and suggested perhaps Mark Duran can help us with that. He said this is all money from the legislature fulfilling our requests or complying with our list. He asked Mr. Chapman if he has an answer as to what the Professional Standards Building Improvements refers to, and Mr. Chapman said he can't find his spreadsheet.

Chair Dominguez asked Mr. Rodriguez to get this clarified.

Mr. Chapman said he found the spreadsheet. He said we're talking about \$150,000 for the Southwest Center building improvements. He said the City is moving into the building and sharing that City-owned facility with Transit and the Police Department. He said he understands the construction will be for the records and inside the building.

Mr. Rodriguez that project is a much bigger project, and you will see it as part of the capital improvement plan as well. He said it is shared, noting the ultimate cost will be more than \$1 million. He said there are design components of each for \$123,000 each. He said perhaps we can pull this item and bring it back to the Committee with the detail you need, and a much better staff work-up, and perhaps alongside the Capital Improvement Plan so you can compare the two.

Councilor Maestas said he wants to keep this moving forward. He said we've heard about that the State Auditor has determined there is more than \$1 billion in unspent capital outlay fund, and he doesn't want Santa Fe included in this total. He thinks these are questions we can get answered along the way. His preference is to keep this moving forward.

**MOTION:** Councilor Maestas moved, seconded by Councilor Rivera, to approve this request.

**DISCUSSION** Chair Dominguez said he agrees it's important to keep this moving forward, and it is also very critical that these questions get answered, and the Memo is clarified. He said if we need to pull it at Council and postpone it, that can be done.

**VOTE:** The motion was approved on a voice vote, with Councilors Maestas, Rivera and Trujillo voting in favor of the motion, no one voting against and Councilor Lindell abstaining.

**13. REQUEST FOR APPROVAL OF TOILET RETROFIT PURCHASE AGREEMENT – ~~TWO (2)~~ ONE (1) TOILET RETROFIT CREDIT BUY BACKS FOR WATER DIVISION; MURTAGH NEVADA, LLC, AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$651,900. (ANDREW ERDMANN)**

Councilor Lindell said she doesn't completely understand what we have here. She asked the reason we are purchasing toilet retrofits \$651,900.

Andrew Erdmann, Water Division said these credits were issued by the City, and the idea at the time was that were incentivizing people to conserve water and could save a great deal of water by replacing these toilets. The City gave people a certificate which came to have a value for a little space in our system. As time has passed, we've replaced that model with giving people a break on their water bill for a certain cash value to account for costs incurred in making the upgrade. He said, "There is still a bunch of existing space in our system that doesn't belong to use. Land Use is in a position to see that for 'sub-threshold development,' developments below 10, 7½ or 5 afy, depending on where they land sort of in the residential to commercial spectrum. We have a really hard time keeping a balance available for the Water Budget Accounting Office to sell for those types of development. So this is a way for us to buy back some of the existing space in our system, so Land Use can sell that so we can continue to have space to back those sales."

Councilor Lindell said part of her concern is for those systems we have people wanting to buy these that are doing fairly small projects.

Mr. Erdmann said this is correct.

Councilor Lindell said, "Let's take it to the end game. Once these gone then what."

Mr. Erdmann said, "We are continuing to purchase water rights in the meantime. I'll be back before too long with an additional water rights purchase. Our ability to buy water rights is constrained by people's interest in selling them to us, and that it take 2 years to close a sale, due to the pace of working with the State to do those things. So our intention is to keep buying these back to keep that balance in black, while simultaneously buying water rights. This is 54.3 afy. At the rate we've been developing since 2009, we're using about 16 afy, so this gives us a couple to work on continuing to purchase water rights. And by the time the availability of these toilet credits are gone, we're hoping we've built up a fairly good balance of water rights to continue the sales."

Councilor Lindell asked if the amount we're paying – how much is that in terms of the open market.

Mr. Erdmann said we're paying roughly 20% less than they did to acquire the credits. He said as structured now is that we're offering \$12,000 afy to purchase these and when sold through the Water Budget Office they are sold for \$16,600 afy. That money would then go back to the fund to be available for future purchases.

Councilor Lindell said, "When I see that a company called Murtaugh Nevada LLC, owns many, many, many water credits.... how did that happen."

Mr. Erdmann said, "As best as I understand it. They were owned originally by a company that did a lot of construction here in town, and they're no longer doing work here. They've since been purchased by Murtaugh of Nevada. They were actually intending to build in an area that was being considered for annexation at the time, although it ended up not becoming annexed. So they haven't pursued their project. And although they still own the piece of land, they are now in the county for the foreseeable future. And the County won't accept these retrofit credits should they choose to develop that property. So, basically through the recession going badly, some of these big construction companies purchasing some fairly large but somewhat smaller companies, that's how these ended up out of state."

Councilor Lindell said they own a lot of these. She said it looks like we making money on them, but the truth is we're offering them a terrific service, because "good luck them to sell them off on their own."

Mr. Erdmann said, if they were to sell them on their own, he supposes they would hope that people at the City, like himself, or his equivalent in the Water Budget Office would put individuals in touch with them in order to negotiate this on the sly. He said he doesn't know exactly how they would go about selling this quantity of them on their own.

Councilor Lindell said she thinks we're being very being generous, and asked how we decided on the amount we are paying.

Mr. Erdmann said the \$12,000 per afy is the former going rate for what we paid to buy actual water

rights. He said they are of greater value in the sense that we don't have to go through the transfer with the State, but of lesser value in that they actually don't expand our water rights portfolio. They allow us to do this internal accounting for development.

Councilor Lindell if we have considered reopening the negotiation on the cost.

Mr. Erdmann said we did some negotiating, but he hasn't considered renegotiating since that time.

Councilor Lindell said she feels we're offering them a huge, huge service and for us to get 20% is not as much money as we could get from this. She said it is almost like we have created this commodity.

Chair Dominguez that is an argument and a debate that many previous City Councils have had.

Councilor Lindell said that's because it's an obvious one to have. She said she is not convinced that we are maximizing our fiscal position in this and that we may be able to do better than this.

Mr. Erdmann said he understands their concerns. He said a lot of this happened a number of years ago, and we're in a situation where we don't own the space in our system, which is the issue he's looking at from the water manager side of this. He isn't sure how to address the fact that we created this commodity and doesn't know how else to undo that.

Chair Dominguez said it is a political kind of debate.

Councilor Trujillo asked if there is any possibility of renegotiating.

Mr. Erdman said, "It seems to me that \$12,000, it's hard to say if it's a fair price, but he doesn't know of anyone else who has these for a comparable price. In comparison with water rights, it's a very good deal. There is sort of a perverse thing with water rights where the greater the size of your quantity, the more it's worth per unit, which is counter intuitive; but that is how it tends to work with water rights. The fact this company has such a significant number of these, makes it easier for us from an administrative standpoint to acquire enough to back this thing for a long time. As opposed to doing a lot of purchasing. For example, there are a lot of individuals who replaced a toilet in their house and have one, so we'd have to do 2,000 transactions to come up with the same quantity of water available."

Councilor Trujillo asked who else is in the game – are we the only game in town.

Mr. Erdmann said we are the only ones in the game for them, with the exception that there potentially is some business to done among the entities themselves, but ultimately, we're the only ones who redeem these credits.

Councilor Trujillo said then we're the only one that can redeem these.

Mr. Erdmann said that's right.

Chair Dominguez said, "If I understand you correctly, what you're saying is that, based on your professional experience and knowledge that his is a pretty good rate from a water management perspective, and not necessarily a rate payers perspective."

Mr. Erdmann said yes.

Nick Schiavo, Director, Public Works Department, said, "I think it's a good deal for the water ratepayers, because we will net \$4,400 per afy. It's a good deal for a couple of other reasons. The Land Use Department is low on water rights. We're in charge of getting those for them, and this will make sure that we won't slow up any small development in town. Andrew talked about the 5 to 10 afy, based on residential mixed and commercial. And that last point is that when we go to buy water rights it does takes quite a bit of Andrew and our Staff Attorney's time to negotiate these things and go through the process. And, as Andrew said, I think you had said up to get those, so, it is my opinion that this is a good price and a good deal for the City."

Councilor Trujillo asked if it took 2 years to negotiate this contract.

Mr. Erdmann said, "No. This contract is much faster, because since we're the only agency involved and they don't have through the State Agency. These already reside here, so when we purchase them in the Middle Rio Grande, there's a transfer process. If they're of significant quantity, they tend to be protested, at which point we have to go to hearing and Court and that's where the 2 years comes in as kind of an average. It can be many years for a protested application."

Councilor Trujillo asked how long does this process take.

Mr. Erdman said this will be very quick. "If it gets Council approval, we can write the check to them and start selling these things, the water budget, immediately."

Councilor Trujillo said, "I want to know how long it took for you guys to negotiate with them."

Mr. Erdmann said he misunderstood the question. He said, "I would say it was back and forth over the course of a month to 6 weeks to arrange how we do this and to get the contract finalized."

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

18. **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 21-7.1 SFCC 1987, TO CLARIFY THAT NONRESIDENTIAL ESTABLISHMENTS SHALL PAY A SERVICE RATE; AND AMENDING EXHIBIT B: REFUSE AND RECYCLING RATE AND FEE SCHEDULE OF SECTION 21 TO INCREASE RATES BY 4.9% FOR RESIDENTIAL CURBSIDE COLLECTION AND BY AN AVERAGE OF 16 PERCENT FOR COMMERCIAL RECYCLING IN ORDER TO PURCHASE NECESSARY EQUIPMENT TO TRANSITION THE RESIDENTIAL RECYCLING PROGRAM FROM MANUAL TO AUTOMATED COLLECTION (COUNCILOR IVES). (NICK SCHIAVO)**  
**Committee Review:** Public Utilities Committee (scheduled) 11/04/15; City Council (request to publish ) 11/10/15; and City Council (public hearing) 12/09/15. Fiscal Impact: Expenditures = \$2.2 million; revenue - \$220,000. The revenue approximately \$220,000 per year would be used to pay off a New Mexico Finance Authority Loan in the amount of \$2.2 M. The loan would be paid off within 10 years.

Councilor Maestas said he remembers we took up this issue at the Public Utilities Committee, and he thinks the concept of going to single stream is something for which we have been aspiring, and something he supports. This will represent an expansion of service and it is only natural that we revisit our rates. He said, however, during that discussion, Mr. Schiavo mentioned that we have an existing loss on the residential side that the commercial side is compensating for. He said he thought the Committee gave direction to Mr. Schiavo to come up with rate structure that would pay for the debt service associated with buying the recycling carts and plug the operating loss. He asked if the proposed rate structure will do both of those.

Mr. Schiavo said, "It will do both. A couple of quick points. As a total, the Environmental Services Division collects enough money each year to remain in the black, and the next proposed increase isn't until 2017. He said if you look at the breakdown between commercial versus residential, residential does lose money each year and that is made up from commercial. I spent some time talking with our financial analyst, going over the different options and what the recommendation is. And what I came up with is, I am recommending that we go forward with this. I think one of the things that will happen is we will see more material going into recycling and that will decrease our tipping fees. It's my hope that we actually will be able to not be back in 2017 for an increase, but to push that into 2018. It will also help the bottom line and it will decrease the amount residential is being subsidized. So, I hope that makes sense."

Councilor Maestas said, "Well, it makes sense, but I think you made a decision, and it was different from the direction that we gave you at Public Utilities, so I have an issue with that. The other issue I have is that we are also going to increase commercial recycling.... are we going to increase commercial fees as well."

Mr. Schiavo said, "Yes. The commercial fees are left alone. I am recommending that we do increase commercial recycling. If you take a look at the history, in 2009, actually there has been an increase 2009-2015 on everything except commercial recycling. It was left for some reason flat at about 1/3 to 40% of the cost of regular commercial. So I'm recommending, through this change, that we bring commercial recycling to 50% of the cost of commercial pick up."

Councilor Maestas said, "I did a calculation, and to make up for this \$300,000 operating loss, instead of the proposed 68¢ it should be more like \$1.61, requiring an additional 93¢ on top of the 68¢ increase. Is that something you think you can make up between now and 2017."

Mr. Schiavo said, "I'm all for that increase, but as I said, as a whole the division is in the black for now. And so, if I started collecting additional money, then we would definitely put off a rate increase. I would have to recalculate the numbers. We may not have to come back for a rate increase until 2018, 2019 or 2020. And I can work those numbers if that is what you interested in. I was just trying to do an increase solely for expansion of services associated with automated recycling for residential."

Councilor Maestas asked how much in the black we are, because we're borrowing. And if we're in the black and have reserves, why are we borrowing money.

Mr. Schiavo said, "We have very little money. We are in the black. We are collecting enough, but not enough for me to go out and borrow \$2.2 million and have enough to pay that debt service over a 10 year period."

Councilor Maestas he said the Water Fund, is an enterprise, there is rate stabilization, coverage for debt and all these contingencies, and asked the reason we don't have the same for solid waste.

Mr. Schiavo said, "We do. We still have 9 years left on debt service, and so we have funds set aside to cover that, and I believe we also have funds set aside for rate stabilization. It's a smaller debt service and the annual operations for Solid Waste is about \$14 million per year."

Councilor Maestas said, "I'm not itching to increase rates but we have to be careful, because if we really don't have a policy, a capital improvement fund in solid waste, and we're hoping tipping fees will go down with the recycling program, but if that doesn't materialize and we have to revisit another rate increase, and we still have the annual operating loss of \$300,000 on the residential side, then we won't look good."

Councilor Maestas continued, "So, I'm okay, you made a decision, and it's a lower rate and you think we can plug the operating loss on the residential side, but I would prefer that each enterprise be self-sustaining and self-sufficient, and that one doesn't subsidize another. Here we're raising rates and we have an opportunity to correct that, and we're not. So we did have a discussion in Public Utilities. This is a staff recommendation, it's a lower rate. Obviously it's good all the way around for everybody. When we go to the well we need to make sure we get enough and not have to come back in 2 years."

Councilor Maestas continued, saying these are his comments, but reiterated, "Again, what is before us is not consensus at Public Utilities."

Chair Dominguez asked if this bill is the one you heard at Public Utilities or is it a different bill.

Councilor Maestas it wasn't a bill, it was a concept of doing this, purchasing the recycling carts to go to single stream and borrowing the money. And the concept was to pay for it with a one-time rate increase. He said, "We said, this rate increase may cover the carts, but we have a \$300,000 annual operating loss on the residential side. Since we're going to raise rates, let's fix that, and to ensure in the future we have at least some in our reserves for capital purchase, instead of having to borrow the money and pay for it through rates. Right now at the Water Fund, we have adequate existing reserves to make capital improvements."

Chair Dominguez asked Mr. Schiavo if this bill is a compilation of the discussion at Public Utilities, noting Councilor Ives' name is on it. He asked Councilor Rivera if he can answer the question.

Councilor Rivera said, "The way I recall, is direction was given to Nick to see what it would take to make up the difference in revenues we were receiving from residential versus commercial. I don't think there was anything specific about make sure we increase rates enough that both are sustainable. I think it was more direction to take a look at it and come back with your own proposal. And I think that's what we have is really Nick's, in discussion with the Finance Department, to say we think we're sustainable as we are. We don't think we need to raise rates. And I think now, with the economy the way it is, and with other proposals that may be coming down the pipeline, that this probably is a very conservative approach. I don't want to be like the Water Company in 10 years and have a huge revenue and budget surplus, with cash reserves just sitting there waiting for trouble. So, to me, this is a nice conservative approach and I appreciate that."

Councilor Maestas said, "I will say that the commercial side of solid waste is subsidizing the residential side, that's not right. I think ideally we should correct the commercial rates to coincide with the operating costs, instead of the excess being used to fund the residential side of the enterprise. And the other thing is to plug the gap. We just had a lengthy discussion about striving to have user fees fully recover the cost to provide that service, and here we're like.... We have an opportunity to do it, it's uncomfortable, but we're not. So that's where I'm coming from, Mr. Chair."

Chair Dominguez said this is going back to Public Utilities, and we have lots of options. We can wait until....this will be at Public Utilities. Do we want this to come back to Finance, or are we comfortable with just sending this to Public Utilities. He will leave this to the Committee.

Councilor Maestas said he mentioned 2 things we're not addressing, and there is another which is a policy to look at the components of the program. He asked what margin do we have to make any kind of improvements in the solid waste enterprise. He thinks we're vulnerable, if we have additional costs, it's harder to go back and increase rates as opposed to going to an appropriate set-aside for reserves for capital improvements. He thinks we need to revisit the policy for the solid waste enterprise and see if we need to add another component to it.

Councilor Rivera asked those funds really separated out like that way, and do we generate revenue from both sides and have expenses on both sides.

Mr. Schiavo there are different business units and they do expense it out that way. He said, "Again the Division as a whole is still in the black."

Councilor Rivera said he would imagine there are funds like that in the Water Division, and you just balance things so that within the Water Division, everything is whole.

Mr. Schiavo said, "Yes. Ratemaking in general is very tough. You try to do your best to have a rate that is going to be fair to that rate class and collect enough money to keep that rate class in the black, but it is tough. I definitely hear what Councilor Maestas is saying, and I don't want to miss an opportunity. And I'm not opposed to going back, but as Councilor River said, I don't want to find myself in a position where I make a recommendation and you call me in 4 years from now and ask why we have so much money. The last piece is that we haven't done a very good job with commercial recycling. And 50% of the total cost is a phenomenal deal. I've been pushing staff and myself to get that out there. And I think's that's how we can help the commercial side and give them an opportunity to save some money."

Councilor Rivera this will save money in other ways that haven't been mentioned, with risk management in terms of decreased injuries.

Mr. Schiavo said absolutely. He said we saw a 30% reduction in workers compensation claims once we switched from manual collection of trash to automated collection.

Councilor Rivera said he would imagine there probably will be a savings in manpower as well.

Mr. Schiavo said, "Absolutely. Right now we are running 10 people who are doing the collection, and with this set-up, we could have as few as 7. And for the first time ever, I actually could have the opportunity to have additional staff to be sent on different routes so we could avoid some overtime. We've been struggling with getting staff, keeping staff, getting staff to show up. So I've been paying more in overtime than I should be paying."

Councilor Rivera said, "With both of those, I feel a little more comfortable with a little more conservative approach to raising rates at this time. I understand completely what Councilor Maestas is saying but prefer, I guess, to ease into it, than to jump in with both feet."

Councilor Lindell said,, "I would rather come to you in 4 years and ask why you have so much money, rather than come to you in 4 years and say you're running at a horrid deficit. I do agree with Councilor Maestas that I would like to see these programs...we're trying to set policy to have them pay for themselves as possible. I has just as soon do it on the front end and wait, and entertain more increases 2 year from now, and 2 years after that. That's just my opinion on it."

Mr. Schiavo said, "I have not quite 48 hours before the PUC meeting, but I could work with our financial person to see if I could develop a rate increase that he is comfortable that we wouldn't have to come back until after 2019."

Councilor Maestas said if we can correct the disparity between the commercial rates and the residential rates, "I think that would be great."

**MOTION:** Councilor Maestas moved, seconded by Councilor Lindell, to approve this request, with the direction to staff.

**VOTE:** The motion was approved unanimously on a voice vote.

20. **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 24-2.6 SFCC 1987, TO ADD A TRUCK AND OTHER LARGE VEHICLES TRAFFIC RESTRICTION TO EAST DE VARGAS STREET BETWEEN PASEO DE PERALTA AND CANYON ROAD. Committee Review: 09/15/15; Public Works Committee (approved) 10/26/15; City Council (request to publish) 11/10/15; and City Council (public hearing) 12/09/15. Fiscal Impact – No.**

Councilor Lindell said she is familiar with this area which only about 2 blocks long, or a 1 long block. She is surprised we have truck traffic there.

John Romero, Traffic Engineer, said, "So am I. It's very tight. I'm not sure what efficiency we'll gain by using it, but there is truck traffic and they keep knocking down the communication lines that are hanging over the road.

**MOTION:** Councilor Lindell moved, seconded by Councilor Maestas to approve this request.

**DISCUSSION:** Councilor Rivera said he is not sure this is the appropriate way. He has heard from several of his constituents that said many large vehicles have been driving down Jaguar Drive, especially now that the by-pass is being constructed. And what he's been told is, is that road really appropriate for large vehicle traffic like that.

Mr. Romero said there is a truck ban up to at least Country Club. I talked to contractor who is building the interchange, and they explained to me that they haven't been running their trucks through there. And it's a lot more efficient for them to come directly off the by-pass, and they are not aware of any trucks and the reason they would be going through there. He said right now, constructions are somewhat quiet, and they assured him by word of mouth they wouldn't use it any more. I spoke with a constituent about that and they told me to give him a call as soon as he saw any vehicle traveling there, or any large truck, and I would contact the contractor again and see if I can get them to stop.

Councilor Rivera said then there is a ban from Paseo del Sol to Country Club, and asked if that was before Jaguar extended beyond that.

Mr. Romero said yes, it is from Cerrillos to Country Club, possible Paseo del Sol, but it is at least to Country Club, maybe not all the way to Paseo del Sol. He thinks once this road gets connected it would be a good idea to extend the ban all the way to 599.

Councilor Rivera said there is going to be a commercial area at the end of Jaguar where that interchange is going to happen, so he's not sure it would need to go all the way to 599, but maybe to Villa Verde Court. He is unsure if it is appropriate to put this on now.

Chair Dominguez said what we can do is to ask Mr. Romero to look at that for us.

Mr. Romero said if it goes to 599, it is a more identifiable identification point. It won't prevent large vehicles from delivering in that area. He said the truck ban ordinances just prevent cut-through, but if they have business there, it isn't prohibited.

Chair Dominguez asked Mr. Romero to get with Jesse and get something introduced in this regard.

Councilor Rivera would like to include it in this proposal, so we don't have to bring it back again in 2 months.

Chair Dominguez asked Councilor Maestas if he is okay with expanding his bill to include that as well.

Councilor Maestas said yes, noting a complaint precipitated this change. He asked how frequently do trucks go through there and take out the overhead wires – is this a frequent occurrence.

Mr. Romero said according to the constituent, it has happened several times since he's had a business there.

Councilor Maestas said he is willing to put this on hold and amend it.

Chair Dominguez said he thinks we can give staff direction to amend the Resolution to include that by the time it gets to Council for a Request to Publish. He said if this violates procedures, he and Councilor Rivera can introduce another Resolution.

Councilor Trujillo asked if these are overhead wires that are getting knocked down..

Mr. Romero said they communication wires overhead that are Comcast or another company.

Councilor Trujillo said you can still do the truck ban, but if the wires have been taken down so many times, shouldn't the wires be raised. He said there will be trucks making deliveries.

Councilor Maestas said there are trees there and some other problems with raising the wires.

Mr. Romero said, "I'm not quite sure why whoever owns those wires don't raise them. According to the constituent is that there aren't a whole lot of deliveries back there, and these people are cutting through there to continue to Canyon Road. For clarification, I'll run it by legal to see if we can add it, and if not, like you said we'll introduce another Resolution.

**VOTE:** The motion was approved unanimously on a voice vote.

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**END OF CONSENT CALENDAR DISCUSSION**  
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**DISCUSSION AGENDA**

**22. DISCUSSION ON IMPACT FEES RESIDENTIAL 50%REDUCTION SUNSET. (REED LIMING)**

Mr. Liming presented information from his Memorandum of November 2, 2015, with attachments, to the Finance Committee, regarding Impact Fees – Residential Reduction Sunset. Please see this Memorandum for specifics of this presentation.

Councilor Maestas thanked Mr. Liming. He said he is unconvinced that there is any correlation between the amount of impact fees and the construction industry. He said we do have a depressed construction industry, but questions whether it is responsible for us to forego any potential revenue in the future. He doesn't know how bad the industry is. He said when he looks at the \$302,000 in impact fees we aren't collecting in a one year period, he has a difficult time with this. He said he can understand that continuation of this is favorable to contractors and real estate industry.

Chair Dominguez said no decisions are to be made tonight, commenting there are a lot of factors both positive and negative to this issue. He said the Committee should take the time to read this and ask questions.

Councilor Maestas said if you look at the data when there was a full suspension of impact fees, it didn't even move the needle in terms of construction.

Chair Dominguez said there are a lot factors involved. He thanked Mr. Liming for his presentation.

**23. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SECURITY GUARD SERVICES FOR MUNICIPAL PARKING FACILITIES (RFP #16/06/P); G4S SECURE SOLUTIONS, INC. (ROBERT RODARTE)**

Robert Rodarte, Procurement Officer, presented information from his Memorandum of October 25, 2015, with attachments, to the Finance Committee, in this matter, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

Councilor Rivera said he has never heard of this company, and asked how long it has been in existence.

Mr. Rodarte said for quite some time, noting it is one of the biggest security companies in the nation. He said they have a business license and residential preference. He said it has been in New Mexico for about 8 years.

Councilor Rivera asked the reason they haven't bid on anything with the City previously.

Mr. Rodarte said he doesn't know, commenting "I run into that sometime." He said sometimes they feel the proposal is too small. He said G4S Secure Solutions, Inc., is looking at this region as a region of interest for their Denver market.

Councilor Maestas said he recalls the situation of the previous vendor quite well, and it was a dire situation. He said you didn't bring the extension of the Blackstone contract back to this Committee, saying he thought change over \$50,000 has to come to the full City Council.

Mr. Rodarte said the emergency contract was brought to the Council for approval, and the next section was the extension of the contract. He said the amendment was under \$50,000, so it fell under the approval authority of the City Manager.

Councilor Maestas said when you add the GRT, it is over \$50,000.

Mr. Rodarte said it can go up to \$50,000 without taxes.

Councilor Maestas said when the City was left hanging, we talked about the timeframe to give notice of termination of a contract to the City, noting this is addressed in this contract, and thanked Mr. Rodarte for making that change in the contract.

**MOTION:** Councilor Lindell moved, seconded by Councilor Rivera, to approve this request.

**VOTE:** The motion was approved unanimously on a voice vote.

**25. DISCUSSION ON POSSIBLE REFUNDING OF 2006D WATER UTILITY BONDS. (OSCAR RODRIGUEZ)**

Mr. Rodriguez presented information from the Memorandum dated October 26, 2015, with attachments, to Oscar Rodriguez, from George H. Williford, Managing Director, First Southwest, regarding Redemption of Series 2006D Water Utility System/Capital Outlay Gross Receipts Tax Revenue Bonds, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

*The Committee commented and asked questions as follows:*

– Chair Dominguez asked how much revenue does the first year generate.

Mr. Rodriguez said \$29 million or 75%, noting \$10 million is going to cash.

– Councilor Maestas said he focused on the numbers provided. He said it needs to be said that the Water Fund is operating at a loss – we are \$3.4 million short in user fees to covering costs.

Mr. Rodriguez said, "If you assume the current debt structure stays in place and you take out the GRTs, then yes, you do not have enough money to pay for debt service. However, the utility is not operating at a deficit." He said the GRTs are restricted to the utility, and cannot be used for anything else.

- Councilor Maestas said the GRTs generated are paying for the 2006 and 2009 bonds as well as covering the operating loss.
- Councilor Maestas said he thinks this is a positive development, and asked for some options, commenting he is pleased that our request is bearing fruit. He said, "I support this."

Mr. Rodriguez the way you can get at the money in the short term is to do a transfer of excess revenue which we did previously. The other way is to eliminate the tax and impose another tax.

- Chair Dominguez said that makes sense, and said he presumes those would be separate actions.
- Councilor Maestas said he alluded to the notion of transferring funds from enterprises to non-enterprise funds. He said he wants a legal opinion on that. He said he doesn't think we can transfer that to the General Fund under any circumstances, reiterating that the City Attorney needs to look at this. He said we need to track how much of the excess revenue is from GRT revenue, and whether or not we can transfer it elsewhere.
- Chair Dominguez said, "Then let's get something in writing from Legal. I think it's worthy of some sort of legal opinion so we can establish clarity."

Mr. Rodriguez said the City Attorney has weighed in on this.

- Councilor Maestas said yes, but not relating to the GRT.
- Chair Dominguez reiterated he believes we need to have clarity on this, and that we need to get a legal opinion from the City Attorney.

Mr. Rodriguez said the transfer of money has been happening for a long time

- Chair Dominguez said, in the spirit of transparency and openness in government, we need to document this and have clarify.

Mr. Rodriguez said he will pass this on to the City Attorney.

- Councilor Trujillo said he supports getting clarification.
- Chair Dominguez said we can't do anything till 2016.

- Responding to Councilor Maestas, Mr. Rodriguez said immediately after we pay off the 2006 bonds there will be savings.
- Chair Dominguez asked, if we had not raised rates then we wouldn't have access to this cash to be able to pay off the debt.

Mr. Rodriguez said yes, the rates were geared to pay off the debt. There is almost \$10 million coming from the second tier and the City's operations, debt structure, etc., was not geared to depend on that. The utility did not build \$90 million in cash at \$3 million a year. He said the reason the rates are so high and in tiers is to encourage people not to use as much water and expect over time that will happen, and we may be seeing some of that starting in 2019. He said when that goes down and the average use is 50 gallons a day, those revenues will go down.

- Chair Dominguez said we're starting to see that from the long term intent, and in the short term, by raising those rights, it gives us ability to use that cash to pay this down.
- Councilor Rivera asked if the 1/4 GRT for water was approved by the voters.

Mr. Rodriguez said he will get back to him, but he thinks it was a State enacted local option tax, specifically for water which is the reason it is restricted.

- Councilor Rivera asked if there is a process for "backing that out for getting away from that," since it is a tax that was approved by the citizens.

Mr. Rodriguez said yes, the Council can eliminate it. He said, "You can't reprogram it, and use it for something different. What you have to do is eliminate it, vote to rescind it, to abolish it. And then, if you wanted to, in a separate action, vote to impose an equal rate on one of the City's remaining GRT increments."

- Councilor Rivera said you talked about the 2009 bond fund balance at the end of 2019 being \$56 million, and asked if that will be the balance at time, or is that the current time.

Mr. Rodriguez said that will be the balance we will have to pay at that time, approximately \$56 million.

## **26. MATTERS FROM THE COMMITTEE**

A copy of Bills and Resolutions scheduled for introduction by members of the Governing Body at the Finance Committee meeting on November 2, 2015, is incorporated herewith to these minutes as Exhibit "2."

Chair Dominguez introducing the following on behalf of Mayor Gonzales: An Ordinance authorizing the lease of 29,490 square feet of real property located within a portion of the Northwest Quadrant adjacent to 786 Calle Mejia as shown and delineated on a survey entitled, "Parking Lease Parcel Exhibit," prepared by Rick Chatroop, N.M.P.S. No. 110011, lying within projected Section 14, T17N, R9E, N.M.P.M., in the City and County of Santa Fe, New Mexico. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "3."

Chair Dominguez said the Committee won't be meeting again until November 30, 2015. He thanked everyone for their work thus far, this year.

**27. ADJOURN**

There was no further business to come before the Committee, and the meeting was adjourned at approximately 7:45 p.m.

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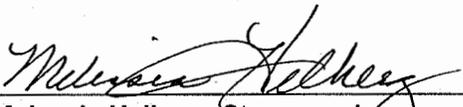
**Carmichael A. Dominguez, Chair**

**Reviewed by:**



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**Oscar S. Rodriguez, Finance Director  
Department of Finance**



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**Melessia Helberg, Stenographer**