

JOINT MEETING OF THE

SANTA FE

CITY/COUNTY

GOVERNING BODIES

October 20, 2014

MINUTES OF THE
JOINT SANTA FE CITY/COUNTY
GOVERNING BOARDS

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This special meeting of the Santa Fe County Commissioners and the City of Santa Fe Councilors was called to order on the above-cited date in the Santa Fe County Chambers, at the County Courthouse at approximately 9 a.m. by City Mayor Javier Gonzales.

Roll call indicated the presence of the following representatives:

Commissioners Present:

Robert Anaya, Vice Chair
Kathy Holian
Miguel Chavez

Councilors Present:

Javier Gonzales, Mayor
Patti Bushee
Signe Lindell
Joseph Maestas
Christopher Rivera

Commissioners Excused:

Danny Mayfield, Chair
Liz Stefanics

Councilors Excused

Carmichael Dominguez
Peter Ives
Ron Trujillo
Bill Dimas

MAYOR GONZALES: It's great to be back home. It's been awhile since I've actually had a chance to sit in the Commission Chambers where certainly a lot of my focus during my term on the County Commission was economic development and what we do throughout the County on fostering a healthier climate for economic development so it's great to be back and to refocus on this issue.

I want to welcome everybody here and thank members of the County Commission and County staff for hosting us on hopefully will be the first of many, many joint meetings between the City and the County. Obviously our challenges and opportunities don't end and start at the boundaries between the City and the County. And, in fact, even in the City we represent many – all of your County residents in fact. And so what I appreciate about this meeting and the County Commission is being willing to sit down with City to have substantive dialogue on how we can begin to work together in areas that should be relatively easy for us to work on but also not also easy but of importance. We all know that we need to get our economy growing again. There are many people that have been left behind in the recession and certainly we need to explore opportunities on how we can create more investment in our community.

So I do want to say thank you, again, to the Commission and also to the Councilor who took time today to come in and participate in this dialogue. What I will say to the Commission is that I believe at the City and certainly the City Council that everyone is highly focused on putting our collective shoulders to the will in wanting to move our community forward in areas that help families, foster better environments for education, and certainly economic development. I think you'll find as I have found over the last few months that we have a Council that is ready to be part of the solution and to work in ways that we can decrease some of the barriers that kept us apart and have some of those conversations that sometimes are uncomfortable but are important to have.

Today isn't about having any of those conversations. Hopefully, it's about being able to focus on things that we can all collectively agree on. So in an effort to get this started, Commissioners, I turn it over to you and say thank you very much for having us here.

COMMISSIONER ANAYA: Thank you, Mr. Mayor, members of the Council, Madam Clerk, County/City managers, and all of us here today. I'm not going to belabor any of the comments that the Mayor said. I think they're spot on. This is a good opportunity, Mayor, thanks to you and the Council for coming. I know we had some good dialogue when we got thorough our annexation and we look forward to that same collaborative effort together as you've stated. So I know Commissioner Chavez I think is on his way, he'll be here shortly. But I would defer to Commissioner Holian to make a few remarks as well.

COMMISSIONER HOLIAN: Thank you. I'm not sure who is Mr. Chair, Mr. co-Chair, anyway, thank you all for being here. I thank the councilors for being here and I'm looking forward to the dialogue that we're going to have.

MAYOR GONZALES: Councilor, would you like to offer some comments. Okay, so we're all good.

If it's all right we'll just go ahead and feel free Commissioners to add onto this but maybe following the agenda we'll move to the historical context for this regional discussion and I'll turn it over to the County Manager for offering that perspective up.

II. Historical Context for Regional Discussion

KATHERINE MILLER (County Manager): Mr. Chair, Commissioners, Councilors thank you for being here today. I just wanted to give a real quick snapshot of how we got to having what I'll call an informal joint meets. Back in 2000 the County and the City had the Regional Planning Authority. That was formed in 2000 with a JPA and the purpose for the creation of the RPA was to coordinate between the City and the County on matters of joint interest. More particularly, land use planning within a five-mile radius of the City's boundaries. And also for the development of a Regional Growth Management Plan for the area to incorporate existing planning for the urban area. As I said, the JPA and the RPA came into existence in 2000 and then it was amended about six and really became the focal point on working on a joint annexation plan, and the implementation of the RPA land use plan. Also, it was amended to have policy recommendations on matters of joint interest and then the 5-mile boundary area was actually removed in one of the amendments. Also it was amended to have the County capital outlay gross receipts tax funding for joint City/County projects for 10 years. And, then, also to plan and implement and provide oversight for expended regional public transit services in Santa Fe City and County.

So that's what the RPA did until – and it consisted of four City Councilors and four County Commissioners and they met on a regular basis dealing with those issues. In addition,

the RPA had three task forces. There was an energy task force that I actually think they lasted the longest but that has kind of dissipated as well. They met monthly and there was also an affordable housing task force and they fairly regularly until the housing market really crashed and then that kind of also dissipated. And there was an ad hoc economic development task force as well.

For the past two to three years the City and County stopped meeting as the RPA and we kind of moved into holding joint meetings between the City Council and the County Commission to deal with finishing up the annexation. We met all the way through last June, is when I think we had our last meeting to finalize the annexation agreement meetings and then move into the components of the annexation. Also, the task forces gradually stopped meeting and we haven't really had any joint meetings on regional issues since last summer. So what we were hoping to do today is to start one with economic development since that is one that we've dealt with jointly before and have that focus but also to discuss at the end of the meeting to talk about a mechanism for having more regular joint meetings whatever that be to amend the JPA and resurrect the Regional Planning Authority? Or to come up with some other format that we might meet in. Maybe it's just quarterly meetings with both City and County Commission and Council and then to determine the function of what those meetings would be and how to move forward with staffing and funding and what type of initiative that we would take on. So I just wanted to plant that seed and give you the context of how this has evolved and then how we came to this meeting today. And hopefully we can come up with some suggestions on how the City Manager and I could facilitate more joint meetings.

MAYOR GONZALES: Thank you, Katherine. Before we turn it over onto the other part, one of the things that I'm hoping out of this morning's meeting that it's more than informational and informal that hopefully as we hear the presentations that we can signal or be thinking about that collaborative environment and as Katherine indicated it doesn't necessarily have to be about the reestablishment of the RPA. There are a number of areas that we can find a collaboration.

I do want to say thank you to members of the County Commission who have served on some of the task forces that I've created. One is the Children, Youth and Family Community Development Cabinet that is set to create alignment and funding by community providers from birth to career. Commissioner Stefanics has agreed to serve on that. And then the Climate Action Task Force that is in place that will set the priorities for how we can begin to address and combat climate change and Commissioner Holian I believe is serving on that task force. I have tried at every opportunity to make sure that the Commission is represented on some of these outside task forces that don't necessarily reside within the City to really get the benefit of your leadership and your participation.

So, as we go through this, again, hoping that we've selected areas that we think that are areas we can move the needle on if we work together that would have a very big impact on us.

Before we do, I do want to do one quick off the agenda item and announce that today is Council Lindell's 21st birthday and ask everyone to please join me in singing Happy Birthday to Councilor Lindell. [Singing] Councilor Lindell who chairs our Quality of Life Committee, her first question every time she walks through the City Council doors or into my office is, What are we doing for economic development? So she's very, very focused in this area and I'm very thankful for her leadership.

COUNTY CLERK SALAZAR: Mayor, may I? For the record these notes will be recorded and I would like to take roll call. We don't have any action items and we don't need a quorum but I would like to formally take a roll call.

MAYOR GONZALES: Thank you, Madame Clerk. Moving on to item 3, Chairman, if you're okay with that, we'll do the County Economic Overview.

3. County Economic Development Overview

DAVID GRISCOM: Good morning, Mr. Chair, Mr. Mayor, Commissioners, Councilors. I'm David Griscom, Santa Fe County Economic Development Manager. I want to just quickly draw your attention to the agenda that we have put forth for you today as well the packet material within that. We structured the agenda to quickly allow Kate and I to give you a quick interview of both the County and the City's economic development efforts and initiatives and then to focus on three primary areas of discussion followed up by, as Katherine mentioned, some opportunities for a regional broader discussion on the collaboration in general.

So, in your packet on the first page is the memo from Kate and myself. The memo includes a list of all the enclosures within your packet. Just really quickly, if you go to the next tab there's a County economic development overview which I talk about right now. The next tab is the City economic development overview. Next tab is the MSA census economic data. The next tab is the outdoor industry fact sheet. The next tab is the film and digital media fact sheet and the final tab is simply a bullet point listing of the current areas of collaboration where the City and the County are working together on economic development.

That being said, I want to echo, Mr. Mayor your comments and Katherine your comments as well, on the need to collaborate regionally. In fact, we have been collaborating quite a bit in the area of economic development we feel like the game is collaboration. We can leverage our assets and our efforts better by working as one unit and we are in fact a regional economy and there are several areas that point to that. We share a gross receipts tax and when businesses generate GRT within the City we share that in the County. We share a labor-shed. Our labor-shed extends beyond Santa Fe County and extends into Sandoval County, Taos County, Rio Arriba County, San Miguel County – so we are, in fact, a regional economy and we feel that it's very important to work regionally. So we appreciate the opportunity to have this discussion.

Speaking on behalf of Santa Fe County we collaborate quite a bit with some of the regional organizations that extend beyond the County including North Central New Mexico Economic Development District, the Northern Rio Grande National Heritage Area and the Regional Development Corporation, the RDC.

Really briefly for the City Councilors that may not be aware of some of the County policy documents I just listed them briefly on the notes. We're guided by the Sustainable Growth Management Plan. I brought a copy right here, this is it. It's a policy document that was drafted by the County in 2010. In this document, it includes a chapter on economic development. My charge at the County is to implement that chapter on economic development.

We're also guided by Ordinance 2014-7 which is our newly adopted Economic Development Ordinance that's a LEDA ordinance, Local Economic Development Act. As well as the Economic Development Plan which is freshly adopted as well in I think it was May of this year, we have a brand new economic development plan and I'm happy to for anyone who is interested, I am happy to send you copies of that. But this Economic Development Plan is the document that I personally work off of on a very regular basis and it guides me.

In the SGMP [Sustainable Growth Management Plan] in 2010 the County did a series of community outreach meetings and internal meetings and determined that there were five primary target industries from an economic development standpoint that the County wanted to pursue and those I list there: Film and digital media, we will talk about that more in-depth today;

Agriculture; Green industries; Arts and Culture; Ecotourism and outdoor recreation we will also talk about that today. And we identified a fifth – excuse me, a sixth target industry through the Economic Development Plan and that's the health sector, perhaps the fastest growing sector in our economy in the traditional description and definition of health. But there's one other element to it and that is the alternative health that Santa Fe County has. All the massage therapists, all the acupuncturists, all of the alternative Eastern healing businesses that we have in Santa Fe County.

So one of the opportunities that we have is to market Santa Fe County from this perspective in terms of health tourism to bring in people into this area and put together a comprehensive marketing plan around this pretty extensive industry of acupuncturists and massage therapists and so on and so forth. So that's another target industry that we identified.

So really broadly in terms of economic development there are several tools in our tool chest that we work with on a regular basis. One is business recruitment but the second is what we call BRE, business retention and expansion,. We feel that we can get a lot of leverage in working with the small business sector here in Santa Fe. In fact, 80 percent of the economic growth of the past few years has been through the small business sector and so we've recently entered into a contract with the Santa Fe Business Incubator to reach out to the business community throughout Santa Fe County not just the unincorporated areas but the incorporated as well. So we're having a business forum on November 5th at the business incubator where we've invited as many businesses as possible who can attend to come in and learn about how to do a business plan, where the funding opportunities lie, how you can apply for a business license within the County and so on and so forth. We're really trying to do a reach-out to the business community that we haven't done, that we haven't reached out to before. So we want to focus on BRE, business retention and expansion, at the same time business recruitment is an important part of economic development and we've been recently attending several trade shows in Salt Lake City in an attempt to recruit businesses in the outdoor recreation/outdoor economy.

There are several areas of recruitment that we've been focusing on and targeting and it includes the trade shows in Salt Lake City for the outdoor economy but it also includes partnering with the New Mexico Partnership which is the business recruitment arm of the State's Economic Development Department. Just a little background on that. The County, RDC and City approached the New Mexico Partnership last year or maybe it was the year before to highlight the importance of the outdoor economy and to work with them on including that as one of their statewide target industries. As a result of those conversations they have included outdoor economy in their target industries and so we work with the Partnership on a regular basis on these trade shows. We will also be working with the partnership on these sales missions identifying key cities within the country where you have a cluster of businesses that we want to target and that we want to recruit.

So we'll be doing a sales mission. We're also talking about doing a familiarization tour, a FAM tour for site selectors. This is a way that we can leverage Santa Fe's assets by bringing in the site selectors to show them what we have. To show them our infrastructure and they go out and find the companies for us. So we're exploring the opportunity of doing that perhaps sometime next year.

And then the final thing as far as business recruitment is the City and the County collaborating on responses to the Partnerships recruitment opportunities on a periodic basis they send out opportunities for communities to respond to. Companies have come to the state saying, We're interesting in learning about your incentives. We're interested in learning about your communities; what do you have? We respond to those opportunities.

We've also done some work in LEDA, Local Economic Development Act; we're in the

process of putting together an application for the Santa Fe Brewing Company. This will be submitted shortly. They're going to be doing an expansion there at the Brewing Company to increase their canning facility. They're going to increase their employment from a current rate of 41 employees both full time and part time to 105 employees by 2020. This is an example of a BRE effort, business retention and expansion, where we work with an existing business to help them expand and create jobs. We've also done projects with Santa Fe Studio, BTI the Bicycles Technology Inc., and the Santa Fe Farmer's Market.

The Arts Culture and Cultural Tourism Committee is a committee that was established as a result of a resolution recently and as a result of the Economic Development Plan. So the County now has its own Arts and Culture committee. There is a member on the committee who also sits on the City's Arts Commission so we have good overlap there. This is clearly an important industry for us as the Angelou Study determined back in 2004. Forty percent of the revenue coming into – new revenue coming into our economy is arts and culture related. This is a committee that has been established for two years and we've had two meetings so we're fresh out of the gate. The charge of this committee is to explore how we can help artists and artisans within Santa Fe County create new markets, in part, there are other elements of the resolution but the primary goal is to find new markets for our artists and artisans.

I work quite a bit in the film and digital media industry as the film liaison for Santa Fe County. We just recently hosted a production called Stanastan. To give you a sense as to the economic development impact of this industry this is a TV pilot that came in for 30 days to produce one episode. They hired 200 people. Of those 200 people 150 of those were from Santa Fe County. So we worked quite a bit in that.

I mentioned to you the SGMP, the Sustainable Growth Management Plan, in that plan there's an ag and ranching element and we're hopefully about to embark on implementing the ag/ranching element creating a plan to implement that chapter. We're working with Santa Fe Community College on – this is on the vanguard of economic development but creating a traded workforce around smart-grid, micro-grid, technologies concepts and opportunities. So we're in the process of doing a contract with Community College to set up a training program for Associates Degrees and certificates.

Finally, on the outdoor economy I won't go too much into depth on this, we'll speak more about this later but this is an emerging industry for us. We have hosted the IMBA Summit, the International Mountain Biking Association World Summit. There is a reason they chose Santa Fe because Santa Fe has exceptional trails infrastructure and so we want to speak more about how we can collaborate on that. The City passed a resolution last year to pursue IMBA ride center certification and we did achieve that. We're now a silver level International Mountain Biking Association Ride Center. Which means, essentially that we are a mountain biking destination. So we're starting to see tourist come in specifically to use our trails. Just yesterday I was on a ride with three people from Summit County up in Colorado. They came down, they stayed at La Posada. They ate at the Shed. They shopped at the Five & Dime and they were here for one reason and that was to ride our trails.

Those are the kind of stories that really dictate and show the potential for this economy. We'll talk more about that later.

Finally, in conclusion, in terms of our budget the County Economic Development budget is roughly \$300,000. The staff includes three people; me, myself and I. With that I would be happy to stand for any questions or pass it on to my colleague.

MAYOR GONZALES: Councilor Bushee.

COUNCILOR BUSHEE: Dave, what are your incentives? I didn't see it in your

report.

MR. GRISCOM: We can do LEDA, which is what we're doing for the Santa Fe Brewing Company. And we can do bonding.

COUNCILOR BUSHEE: That's through the state?

MR. GRISCOM: Yes.

COUNCILOR BUSHEE: No loans? No micro loans?

MR. GRISCOM: Not at the moment.

COUNCILOR BUSHEE: Thank you.

MAYOR GONZALES: Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mayor. Good morning everyone, I apologize for being late. I was trying to get some last minutes work in my shop and so I had to shake out the dust a little bit and be here at least at a reasonable time. I do appreciate everyone being here.

David, I wanted to ask you and because I got here late, I know you were talking about, a little bit about artist and craftsmen and what I guess what local government think we could do to help artists and craftsmen. Many of the artists and craftsmen that I know are living from hand to mouth, not from paycheck to paycheck, but from job to job. There's no safety net. No paid vacation, none of those things. And then you have a group that might be working for state government, city government, for a contractor doing it on the side, doing it in their spare time. In either event, these individuals are investing their time in their trade and in some cases those living from hand to mouth, living on the edge economically are producing some of the best product that comes out of the region.

When you put it in a cultural context, if I could for a minutes, when you talk about the traditional weaving, silver and turquoise jewelry, the tin work, the woodworking, we happen to be talking about a 400 year-old history. In that context we can talk about branding. We can talk about trade mark. We can talk about authenticity. We can talk about, hopefully, handmade in Santa Fe, handmade in Santa Fe County. Could you for a minute talk about, if you could, that concept and where we might go with that and how we might provide opportunities and venues. Not only in lending; How much can I borrow, right. But if we could look at that industry, the cottage industry and look at building on that foundation and supporting the existing artists and craftsmen and a lot of them are not presented in the local galleries. They may not be participating in the Spanish Market. But they're still producing a very high quality and they need venues and I think help in promoting a product that's already being produced. So we have the branding. We have the trade marking. We have the authenticity, handmade. And then possible venues in County facilities where we might create a place where we promote the artist and craftsman, generate sales, and hopefully they can bring in young people and train them so that the trades continue and generate revenues and gross receipts for local governments. So that was long winded for coming in at the last minute but if you could address that for just a minute I would appreciate that. Oh, and, again, for a minute, I want to recognize all the work that the City and the County have done in the past – you know, the efforts that have been done in the promotion through advertising and I don't know what jointly the City and the County spend on advertising, but that's one question that I'd like to hold onto. And in the past the City did pass a resolution that spoke to the concept of authenticity and I think branding. So, again, just briefly if you could address those, I know it's going to be a work in progress. But thank you, Mr. Chair. Thank you, Mr. Mayor.

MR. GRISCOM: Mr. Chair, Mr. Mayor, Commissioner Chavez, one of the things that we did when putting together the Economic Development Plan was we went out to the

community and had numerous focus group discussions and one of those focus group discussions was on arts and culture. The feedback that we got was that if you're not in the Canyon Road circuit, if you don't have your products somehow tied into the gallery industry that it is very hard to get your product to market. And we heard this message loud and clear that they needed support to access new markets whether it be through marketing campaigns, branding campaign, website development, whatever it was, training on how to upload your material onto a website. And so we've built that into the Economic Development Plan. I will just quickly highlight on the resolution that the Commission approved for the Arts, Culture and Cultural Tourism, item X.c.c is recommendations on how Santa Fe County can enhance opportunities for local artisans and craftsmen through branding and/or development of export markets. One of the things that we're doing is – I'm in discussion with the Northern Rio Grande National Heritage Area about – well, they're rebuilding their website and we're talking about how we can create an element on that website that would include Santa Fe County, the Northern Rio Grande Heritage Area is broader than that. It's Taos County and Rio Arriba County as well. But include an element on that website specific for artists to upload their product. Not too similar from the Etsy model, in fact, we're going to be discussing the Etsy model at the next Arts and Culture meeting. But that kind of idea is what we're discussing in terms of those artists getting access to the market.

COMMISSIONER CHAVEZ: I appreciate that and I think the reference does have some components that we can build on but ahead of that, again, I firmly believe that we have the ingredients: Highway 14, Turquoise Trail, Appalachian Trail – I mean South Carolina and North Carolina, they're all really building on those assets and I think we've sort of scratched at the surface but I really believe that we can do a whole lot more.

MR. GRISCOM: Mr. Mayor, Chair, Commissioner Chavez, one other thing on the Arts and Culture Committee is that they have established their subcommittees and one of those subcommittees in on branding. And there is some emerging discussion on how you create a Santa Fe County wide campaign, a branding campaign with its own messaging sort of speak. So we'll be working on that.

COMMISSIONER CHAVEZ: Well, I appreciate you bringing that up too, because as I did meet with the committee initially I did personally not want to draw any distinction or line between city and county. I really want for us to work collaboratively, you know, in a joint effort in that regard because there are many people – you mentioned the Canyon Road circuit and you would think that if you're in the city, right, artists and craftsmen, cottage industry, you know, doing work on a limited production that you would be represented on Canyon Road or maybe in a gallery downtown, so it is hard to get in. So for that reason I think that it needs to be broad in that perspective so that we can help those that are really not that well represented and have the ingredients and the components that we would like to build on. Thank you, again, Mr. Chair, Mr. Mayor.

MAYOR GONZALES: Councilor Maestas.

COUNCILOR MAESTAS: David, thanks for that presentation. You mentioned the collaboration and responding to perspective recruitment opportunities through the partnership, I used to serve on that board. My question is do we have some kind of a compilation of our assets and any kind of tax incentives to attract new businesses in response to these PROs and can you share it with us. I've never seen such a thing. I have seen what the City puts something together called By the Numbers. It's great. It's kind of a statistical summary of all of the City services and general assets but I'm sure there may be something more targeted to perspective businesses. So who is on the Strike Team and what information do we provide to these companies that want to locate here to the area?

MR. GRISCOM: Councilor Maestas, I appreciate that. I will defer to my colleague, Kate, to answer the specifics as to the packet that goes to the partnership. But to answer broadly we have been responding more or less collaboratively, the City and the County, I work with Fabian Trujillo. We don't respond to each one of those PROs, not each one is appropriate for Santa Fe or the County, but we do respond to as many as possible. And the Strike Team is essentially the City, the County and the RDC, the Regional Development Corporation. And we've actually in the County's what's called CCIs, Certified Communities Initiatives, which is a New Mexico Economic Development Department program, grant program – in the County's scope of work we have a little bit allocation toward putting together a more comprehensive and regional packet to respond to those PROs which includes regional demographics. Right now the PROs are predominately Santa Fe County MSA demographics. But, I'll defer to Kate to answer more.

4. City Economic Development Overview

KATE NOBLE (City of Santa Fe): Thank you, Mayor and Commissioners, Councilor Maestas, we do have a template for PRO response. It includes some of the basic information on state incentives as well as our workforce profile and the entire labor shed area so not just Santa Fe County but really all of the places that we're pulling workers from. It also includes information about quality of life, mountain biking trails, any number of things and we take that template for any given PRO response and adjust it for whatever the particulars are. There's information about transportation and logistics as well as our utilities and utility prices. So we can certainly share that template with you.

COUNCILOR MAESTAS: That would be great. And I'm sure we have an idea of what kind of companies we don't want that require a lot of water – is that outlined maybe not in the promotional materials but within in the strike team because there's got to be a basis for declining PROs correct?

MR. GRISCOM: Yes, when a PRO is sent out by the partnership generally what happens is I get together with my colleagues at the City and the RDC and we discuss whether or not it's a good fit and the criteria in determining whether or not it's a good fit is in A) how many jobs? B) what would it take for us to get that company to move here? and, C) what are the environmental implications of it now? In fact, we've responded to a PRO recently. It's a data center and we're very hopeful. We're finalists. We're very hopeful that we're going to be selected and if we are selected we're going to have to have some discussions about water. But we have our criteria that we discussion internally.

COUCILOR MAESTAS: You did mention the North Central New Mexico EDD and I just want to offer a parking lot issue for the group and I know we don't have time for it but I'd like to discuss this organization at some point. This is an organization that was formed in 1965. It's extremely large, eight counties. I don't think it reflects the current economic development shed if you will, I think this organization if it was more contemporary can really help serve our regional economic development needs to similar to other councils of government. So I'd like to see us really discuss this organization, even look at partitioning that area and again, perhaps, the revised area, maybe there could be one district that reflects the LANL employment shed and other maybe could be more agricultural centered. But I really think that the EDD it needs to be revisited and it needs to be discussed and possibly updated. So I offer that just as a parking lot issue. That's all I have, thank you.

MAYOR GONZALES: Councilor Rivera.

COUNCILOR RIVERA: Thank you, Mayor, Mr. Chair. My question is that it appears we have worked together on the international mountain biking association economy. My question is on the Santa Fe Brewing Company with its proximity to the City. Is there anything the City has done or can do to help this venture move along.

MR. GRISCOM: Mr. Chair, Mr. Mayor, Councilor, yes, absolutely, and the City has been very helpful. One of the elements to this project is getting the Brewing Company interconnected into the City wastewater system. So we've recently convened what is called the WWRT, the Water Wastewater Review Team, which is comprised of both City and County staff members and discussed that and then [inaudible] drafted and sent to the City Public Works Committee and then on to the City Council for approval.

So the City has been very helpful and active in insuring that that process continue and that the MOU gets to the decision makers.

COUNCILOR RIVERA: Okay, is that coming up at the next Public Works meeting? Okay.

MAYOR GONZALES: Councilor Lindell.

COUNCILOR LINDELL: Thank you, Mayor. We've been having some discussion and maybe Kate could just talk about it very, very briefly, about the EB5 which seems like it might be a perfect collaboration between the City and the County to move forward on that type of a project.

MAYOR GONZALES: So if I can ask -- I think you're right in terms of us having some of these kinds of conversations. Can we get through the City presentation and that will allow for us to move into that. Great. Okay, Kate, if we can go quickly through that and then we'll move on to EB5.

MS. NOBLE: Okay, on page 8 of your packet begins a brief history of City economic development in the past decade. As many of you may remember in 2004 there was something called the Angelou Plan. This was really the City's economic development plan adopted in a big way. It involved about 1,500 people weighing into a community process and organized thinking in Santa Fe in many ways around economic development and established some general target industries which you can see listed there. It really defined some terms and language around economic development including establishing the intention to leverage assets and to take advantage of the Santa Fe brand and unique identity.

In 2008 when economic development was reorganized at the City and a new policy document was adopted by the City Council. That was known as the Strategy for Implementation the intention being to implement the Angelou Plan. It refined things and focused them further from the Angelou Plan into three areas of work: business development, workforce development and sites and infrastructure. And refined five target industries: arts and culture, technology, green, knowledge based industries -- that was meant partly to take into account the growing financial sector and in particular Thornburg had recently been designated as an IRB by the City Council -- and media.

We also started thinking about our investments as a portfolio where there will be varying degrees of risk. And the key goals which have remained there from the beginning really, to diversify our economy from the real pillars of government and tourism and to create high wage jobs. And then the recession hit really in 2008 almost just after the City Council adopted that 2008 plan and in my view we are still understanding the impacts and evolution of our economy since the great recession hit. It will continue to evolve and take time for us to really see how that works. But one thing that has not changed is that quality of life and our attractiveness as a place to be remains a central asset.

We did a bunch of work in 2010 critically around some subcommittees known as the Existing Economy Subcommittee and Future Economy Subcommittee. They both drafted recommendations for the City Council and then in 2012 key policies were distilled including the work of those groups to develop a workplan and really it was surprising to see how the common ground was business development and really focused programs on the entrepreneurship.

David talked about 80 percent of the growth being in the small business sector. One of the things that we're seeing is that maybe we shouldn't even call them small businesses. They're just our local businesses and we do want to see them grow. We have been working on a number of entrepreneurial development efforts including creating a startup culture and the County has partnered with us on a business plan competition known as biz/MIX. Some of you may know there was a glow ride this past Friday night which brings together both the outdoor economy and one of our startup businesses that was a part of that competition. So we hope to see that business grow.

Another thing I want to mention, the Mayor and I were at a conference on entrepreneurship last week hosting by the Kaufman Foundation. One of the things and they have a lot of good information about job creation in small businesses, one of the things that their research has indicated is that young businesses particularly those in the ages of sort of one to five years are the really key job creators in the economy and that's sort of an aggregate statistic. It is, of course, not a rule but it was an interesting fact to hear.

So what we have been talking recently around key goals and vision that include ultimately growing a robust middle class founded in diversifying and growing our economic base. A culture of entrepreneurship and insuring that there are opportunities for upward mobility and that we have a skilled workforce that can take on well paid jobs.

On page 9 you'll see a list of current projects that we're working on in the City Economic Development. What I did not put there was EB5 which we can talk about in a moment but we have been working on that as well and that is in essence a visa that is a way of attracting investment – a visa program put in place by the federal government. We also work on recruitment and responses to PROs. One of the things that we have seen, just to add to what David said, is that the partnership they have tended towards what I would call the Intel model. The really big company and the really big wind. But through the efforts in our partnership with Santa Fe County and the RDC and the City of Santa Fe we have seen the partnership actually looking at some different companies. They have added the outdoor industry and have scaled down some of their recruitment efforts to a scale that is more appropriate for Santa Fe. So we are actually seeing a shift in the work of that organization that I think is very beneficial to Santa Fe.

On page 10 you can see a breakdown of the fiscal year that ended June 30th budget for the City of Santa Fe. The biggest chunk of the investment is in growing entrepreneurship otherwise known as business development, including our outdoor recruitment efforts and film and media.

And just if I can take you on a little bit to page 11 and the Santa Fe County MSA statistics. One of the things – and it's fortunate because as we've all said, this is a regional economy and we need to work together and I think that's really a keystone point for why we're here today and some of the work that we've been doing because nobody sees the boundaries between the City and the County in terms of economic movement and activities. But we did a bunch of work around data for the City of Santa and Santa Fe County MSA and what we found is mostly what we knew. Government is big and tourism is big. And you can see on page 1, healthcare and education are also big and they're the ones that are growing. Snow businesses are numerous and tourism and the arts industries often have low wages. You can see the ones in yellow, the top six categories represent 73 percent of all employment in Santa Fe County. So

that's government, retail, healthcare, tourism, education and construction. So we have focused a lot of our economic development efforts on the other 27 percent which is really diversifying the economy.

On the next page you see the project employment growth and you can see healthcare is way up there. Education is also up there and basically tourism, accommodation and retail are also expected to grow and government at a much more modest pace. On page 13 we see lots of small businesses. This is something – one of the areas that surprised us in the one to four person businesses which we have 3,000 of them. Everything else is below 1,000. What we actually found is that the greatest number is scientific and technical businesses followed by retail. So that is probably Los Alamos National Lab showing up in some way both as people coming out of the Lab and starting small businesses and people working for the Lab as consultants.

The on page 14, you can see the types of businesses by size with scientific and technical at the top of the chart there, 490 and retail 421. So it's actually a decent lead that the scientific and technical small businesses have over retail. Wages was an interesting thing and a little bit surprising. If you look at the chart on page 15, right in the middle, total all industries actually shows that the average Santa Fe wage is \$790 a week, and this is for 2012 so it's a little bit dated, but Albuquerque's was \$807 so we're actually below Albuquerque in the average weekly wage. And the final chart on page 16 is ranked by basically wages. So financing and insurance is the highest paid sector, professional and technical next. And you can see at the bottom we have accommodation and food services, retail and arts, entertainment and recreation. So, again, this has refined our view somewhat of Santa Fe's economy, our work on diversifying the economy and it has really shown us where the high wages are and we have been looking at ways to raise the wages in arts and culture and really address some of the evolutions that are happening in our economy as we continue to understand the 21st Century economy and the impacts of the recession.

So with that, I'm here for questions.

MAYOR GONZALES: Commissioner Chavez.

COMMISSIONER CHAVEZ: Yes, thank you. Kate, I find it interesting that when you look at the chart you have the top tier, like top six categories that is 73 percent of the jobs and then sort of like a lower tier, if you will, and arts, entertainment and recreation is in that bottom tier so that would be the lower paid wages. And what were the other conditions in that group of businesses?

MS. NOBLE: What we did in that chart was just lump together some of the big industries; government, retail, healthcare –

COMMISSIONER CHAVEZ: Just by size of employees? Okay. So that's on page 11. And then on page 16, you have also job categories and then you have I guess the top tier and then the lower tier towards the bottom there's arts, entertainment, recreation and retail trade. And the areas that I point out I think could – and when you talk about diversifying the economy those areas seem to me have the most potential to interface with tourism and promotion of tourism because of some of the reasons why some of the people like to come here and visit here and ultimately relocate here. The outdoor skies, the trails, the arts and crafts, the entertainment, the opera all of those things we have to offer. And I think that's already happening but the idea is to bring those categories to the same level of the other 73 percent. But I think that we can do it. We have the ingredients. We have the components. It's all there. We don't have to fabricate anything just promote what's authentic.

MS. NOBLE: And if I may, Commissioners, one project I'd like to point out. We are working on something called the Arts and Creativity Center. This is meant to be affordable

housing for artists with some job training, perhaps equipment sharing and maybe even as a retail destination. But I think we are seeing it very much as a keystone project for developing and improving and building upon our arts and culture economy.

MAYOR GONZALES: Councilor Bushee.

COUNCILOR BUSHEE: Thank you. I see lots of efforts and I don't actually know where we have built in systemic collaboration where we're defining together. And I know the efforts go for the low-hanging fruit often in terms of expanding on the infrastructure and the growth of either tourism related whether it's the outdoor economy which is an offset of that. But I don't see the built in and I see other potential small little tweaks that we could do – have a joint film office, perhaps get that shuttle up to the ski basin so the mountain bikers could be expanding that possibility, but what I really don't see is how we sit down collectively and define some of the things. For instance, Commissioner Chavez mentioned authenticity, did we decide we're the town that the Bachelor films or we are the town that sells our agricultural and outdoor beauty of the northern New Mexico part of the state. Or are we the science and technology? Clearly, those are the kind of jobs that will keep our young people here rather than – I guess I'm not really understanding how we are concentrating our efforts on creating these or helping to retain and/or amplifying those higher paying, higher skilled jobs. Even I see under our workforce development I saw things like Biz/mix. I wouldn't consider that to be workforce development.

I want to know how we are going to this day forward beyond some advertising dollars we may or may not share, how we're going to sit down and collaboratively try and leverage the resources we have between the labs and perhaps some federal money. The incentive program, under this governor we haven't been able to get all that far on solar. Anything that seems to have solar in it gets rejected right off hand. So I guess I'm asking how we pull together what we have as raw materials to really focus on the kind of workforce development and training to keep those more technical jobs. I see it's pretty easy to say, We're beautiful, we're absolutely the land of enchantment and northern New Mexico more than anywhere. And that again are those smaller pieces where hopefully we'll keep moving forward and get that film office and we'll get that shuttle and a few other things to keep building on that but I really want to see by definition – I mean, I heard you mention some subcommittees, Kate, and I've been involved in some of the Strike Team meetings and I'm very involved, of course, in the outdoor industry stuff but I just really – I have yet to see other than some small grant monies that keep coming out of the labs and our bio-lab our wet lab, out of the incubator as anything that really building on that I think is going to be what we need to do to create those or maintain those or expand those higher paying jobs which are more skills based.

We have that great program, the sustainability green program out at the Community College and that's been funded. I guess I just really – and solar, again, is a beginning but you know like I said I haven't seen a whole lot beyond that so I just want to know what ideas we have and how we do define between the County staff and/or leadership what authenticity is and how we perceive Santa Fe. I mean, we're a community slightly split over things like the Bachelor and even though I thought it was for a small amount of money at least it was a way to get Santa Fe's name out there again but – I just – tell me, is there an organization in place beside the RDC or that we can put together from this day forward that would really promote those kinds of jobs and/or workforce development that we need I think for those kinds of jobs.

MAYOR GONZALES: So, Councilor Bushee, on that point. That's the point of why we're here today because of what you described as being completely accurate. There are a number of initiatives that are out there to help us move forward from an economic standpoint including what's going on regionally. There just isn't a lot of collaboration taking place. The

RDC has a mission. The LANL Coalition has a mission. Up until now the County has had an economic development plan. We've had our own plan. We fund them differently. The issue is alignment isn't really an issue because when you look at our top five priorities even without the collaboration they're exactly aligned.

So what we're hoping today is that the governing bodies could provide some direction and governance support to allow for the creation of joint collaborations and key industries that can address some of the areas that you've talked about. And they can be expanded or broadened but the idea is that we have to start somewhere.

COUNCILOR BUSHEE: Let me just – we have forever had plans and I think that they have been somewhat in synch but the emphasize and it usually comes from staff and that's where I wanted to address the question to, to see if they had any thoughts for us because I've been here to see the movement go from we're going to import jobs to we're going to grow them, economic gardening to it became about arts and cultural impacts and then really nobody has ever really come up – and I've worked at the state level to see – I mean, how do we pull together those kinds of technical jobs? I don't see – we're not going to be a small little high-tech center. We're just a tiny little town that you have drive to after you arrive in Albuquerque more or less. I get that we're expanding the airport. And that's kind of where I came in on wanting to see a little younger generation come here for the outdoors is that some of them are people who are in their 30s and 40s who have those skills and who might settle here and expand those one to four people operations.

But I'm asking from the staff perspective, do you see the seeds – or are the raw materials there? How can we jumpstart that part of our economy? That's really – I think we aren't too far from City and County but I haven't seen – we keep putting the emphasis on growing what we can diversify but I don't see that as diversifying. I see that as amplifying more of the tourism in just a different segment of the population.

MAYOR GONZALES: So let's go to the Councilor's question because that takes us to the next us to the next part of our agenda in terms of the collaboration that can take place in some of these industries that you've highlighted although we can expand it in how we grow more science and technology jobs. The areas that are in front of us, Councilors, as we've indicated are areas that we seem to both be focused in generating money or pumping money into. Obviously the idea would be if we come out of here with some indication that there can be a collaborative environment to your point, it can't be a plan. It needs to be focused on outcomes. So the outcomes should be how do we grow jobs with wages that provide upward mobility and industries where we've matured and we can actually be competitive with others. And obviously what is in front of us is the area that hopefully over this next year we can actually see some movement of the needle. We've got to talk short term and then we've got to talk long term because long term is about building a workforce and a skill set through the alignment with our education systems to do some of the things that you've talked about and do some base line assessments of where are we today and where do we need to be to actually be positioned to be competitive in science and technology, in medical development and some of those other areas that we know fit in Santa Fe. We've got to start somewhere and I think that if we can find the one or two places that maximize the strengths of both the City and the County and identify what the outcomes are I think we can build some traction.

Let me go to the Commissioners and then we'll let staff go into the collaborative areas. Commissioner Anaya.

COMMISSIONER ANAYA: Mayor, just a brief comment, I think going to what you're saying. We recognize and acknowledge I think that staff has been planning and

coordinating but it's a big difference between staff discussion items and planning and the policy makers, being us, getting behind it collectively to get specific objectives done. So even though we have aligned objectives and goals there's still a lot of information that I'm garnering from this discussion, that I think will get us to where you're talking about, Mayor, in finding what those specific areas are and then collectively getting behind them.

I think as we move forward I think we all acknowledge and recognize that there's many people that may be here sitting in the audience and many that are not and for me and for the discussions that we've had as a commission it is about what both of you have said: business retention and expansion of the businesses that we have and then where are those new opportunities and how are we going to access those opportunities. Well, I'm going to bring one specific example that sheds some light on some of the frustrations that business has, but you mentioned the Brewing Company. A month ago – and I haven't even shared this with you, Dave, a month ago I was sitting in a Workforce Development Board meeting for northern New Mexico and there was a presentation on the Santa Fe Brewing Company and the fact that they're going to work toward LEDA and expansion of their efforts in trying to get more energy but also in the same breath that same company, Santa Fe Brewing Company, had frustrations associated with getting through our land use process. And so we had on the one hand you and others in the County help them with their initiative but then you had existing frustrations in our land use process. And I think some of that discussion is where we're going to head as to how do we cradle business in our hand and say these are the businesses that we're going to entice and help and then help them work through our own processes so that they're able to actually expand their businesses and work through some of those challenges. So I think we'll get there and I think it's a good start and I'm just glad that we've collectively sitting around the table and moving in that direction.

MAYOR GONZALES: Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mr. Mayor. Expanding on two thoughts that Councilor Bushee and Mayor you brought up, the concept of diversifying and I guess you could define that in different ways but one idea was to diversify and not become so dependent or solely dependent on tourism. But we know that tourism – we used to say that that was the goose that laid the golden egg and I don't hear us talking too much about that goose lately. Maybe that's because we're doing okay, I'm not sure. But we've always sensed that we wanted to protect that even though we got crossed in how we were promoting the City and the message that we were sending, right. And then in the experience that we were providing to the visitors once they got here. There can be a disconnect there too.

So I think that we have on our agenda an item to discuss the Occupancy Tax Advisory Board and the Lodgers Tax Advisory Board and I just bring that up because I think the tourism, the promotion of tourism for both – for the area is an integral part and a main part of our economic development. But how we bring in all the other components and how they interface with our tourism with our visitors. I mentioned earlier about the concept that maybe we would use county facilities, maybe a fire station that could be repurposed along Highway 14 in the Golden area or somewhere in that area but also I could imagine our local hotels in the area also working with our economic development plan in the area of promoting again the cottage industries, arts and crafts that are produced locally. We have all the components and the means to do that. I think it's just figuring out how to make that happen. Thank you, Mayor.

MAYOR GONZALES: Thank you. And that is the reason why it is on the agenda for us to talk about because tourism is important. Okay, so let's move on. If we can move into more of the ideas or specifics in collaboration in some of these key areas. Again, these are

areas that we just threw out but it's not meant to be an all focus in this area. If there are ideas about other areas that we can expand the collaboration we're open to it. But we just thought we'd start somewhere. David.

5. Discussion on Key Areas of Collaboration

MR. GRISCOM: Thank you, Mr. Mayor, Mr. Chair. So really quickly just to get to Councilor Bushee's point, yes, thank you for bringing that up. This meeting is intended to start that discussion. We are collaborating on a number of initiatives but this meeting is intended to deepen those relationships and find those key areas where we can have more structural integration of the City and the County working together. So just to emphasize that that is something that is important.

I want to highlight one opportunity that isn't brought up here and that is an initiative, you brought up the technology industries coming out of the Lab and they have an initiative called Venture Acceleration Fund. VAF is essentially a grant program to technology startups in northern New Mexico in the lab's region. And we are exploring how we can leverage our dollars better with the lab, with Los Alamos County to provide financial assistance to some of these technology startups.

COUNCILOR BUSHEE: Just briefly, Dave. On that one, we give \$10,000 to, I guess it's some of our Councilors go and some of the leadership goes regionally with the labs. Does that relate in any way? It's not listed in here. I mean, do we have any measurement of how that really affects us? Is that supposed to be about economic development or is that just sort of – do you know that group? Are you part of that, Mayor?

MAYOR GONZALES: LANL Coalition.

COUNCILOR BUSHEE: Yeah. What does that do exactly?

MR. GRISCOM: Mr. Mayor, Councilor Bushee, the LANL Coalition is a multi-county, multi-municipality effort to do one of two things, well, actually two things total. One is to bring more dollars in from Washington for environmental remediation and environmental cleanup for the Lab for some of the legacy projects. And the second is to do economic development. And I've had some conversations with the executive director Darien Cabral about where we might be able to partner. But essentially it is those two areas, economic development and environmental remediation.

COUNCILOR BUSHEE: And it was established as I recall under Mayor Coss so it's been in effect five or six years maybe. Does anybody know if it's done anything – met any of those goals?

MAYOR GONZALES: So I just joined the Coalition. I think they have stated but we haven't seen necessarily an outcome paper that there has been increased funding for environmental remediation and some of the environmental projects that are going on right now they're positioning themselves to be involved in with active discussions regarding the CCNMR, it's the new – well, actually there is going to be a greater investment in one of the pits or the technical areas to do more nuclear development and so part of the idea is to make sure that the issues of environmental impacts are dealt with so the Coalition is positioning itself in that area.

And then they're working toward developing a more aggressive small business development program that the Lab can meet some targeted goals amongst some of the small businesses within this region of Santa Fe, Rio Arriba, Taos, and the collective governments in that area.

COUNCILOR BUSHEE: Maybe somebody could issue a report as to what

they've actually achieved on the environmental side and economic development because I have yet to see it.

MAYOR GONZALES: There's the LANL Coalition and there's also the RDC is the other group that is focused on economic development for the region.

COUNCILOR BUSHEE: I know that we participate with them but this is – it's not a lot of money but at the time it was stated that it was going to do these things and I have really not sure that it's meeting its goals.

MAYOR GONZALES: Okay.

a. Outdoor Economy

1. Background, Opportunities and Potential Impacts

MR. GRISCOM: Okay, so we've talked a little bit about the overview from an economic development perspective. Now we're going to focus on three key areas which we felt we could immediately target and immediately collaborate on and as you say it would perhaps be some of the low-hanging fruit.

The first of those areas is in the outdoor economy. If you turn to page 6 in our packet. Essentially there are two opportunities within the outdoor economy. This is a new area for us. We've never actively marketed the Santa Fe region towards this industry but there are two opportunities that we see. One is in business recruitment. As I mentioned earlier we've gone to Salt Lake City twice now to attend the Outdoor Retailer both winter and summer trade show and this is a trade show where all of the outdoor products companies come from all over the world to showcase their latest and greatest. All of the corporate CEOs are there and so on and so forth. This is an area that we feel like we have a lot to offer to this industry. And this conversation started around identifying clusters and one of those was in the biking industry. We have BTI here and so we worked with BTI on a number of things. One is to send out letters to some of the key strategic partners that BTI works with who might have a vested interest in locating in the region to gain some other economies of scale or ability to get their product to market on a quicker basis. We're working with BTI on this idea of clustering.

We've worked with *Outside Magazine* on a number of different ideas and how we can partner with them at the trade show to get the message out about Santa Fe.

So business recruitment is one area within this sector and we're actively pursuing it.

The other area within this sector is within the tourism business. As I mentioned to you earlier we are now starting to see mountain bikers come down, hikers come down – the word is out about Santa Fe because we are now a Silver Ride Center by International Mountain Biking Association. And so we have an opportunity to put together a collaborative marketing campaign if you will to target these tourists. This is a younger demographic. They spend money. I think the average daily spent in Santa Fe is \$105 per the Convention and Visitors Bureau. It turns out that the mountain bikers spend an average of \$120. They do spend money as I mentioned They stay at our hotels and they shop in our stores.

So those are the two areas that we see for collaboration. I want to just highlight in your packet some of the economic impact data. If you turn to page – I don't know what the page is but it says, Outdoor Industry Fact Sheet, page 17. According to the, Outdoor Industry Association which is a nationwide trade organization the economic impact in the State of New Mexico is \$6.1 billion. I've highlighted some points there from a study they did, 68,000 direct jobs created as a result of this industry. Now this is a broad definition of outdoor industry. It includes hunting, fishing, hiking – you name it. It's a very significant economic impact. I also

have in the packet the impact from Colorado and Utah and you see the State of Utah the economic impact is \$12 billion and the State of Colorado the economic impact \$13.2 billion. They dwarf us and there's a reason for us. They have actively marketed their state to this industry for many years not only to the tourism sector but also to recruit businesses and as a result of that they have quite a few outdoor products companies doing business in their state.

I want to just highlight a few opportunities for collaboration. One of those is to pursue an IMBA Gold Ride Center. We've already, as I said, achieved Silver. We have a resolution that's been drafted. The City has drafted and it has passed and adopted its resolution. This resolution specifically calls for Gold and I'm happy to share it with you. It's an opportunity to do a joint resolution between the elected bodies and we can talk about that further.

Another opportunity is when we were in Salt Lake City I met with the State of Utah's Outdoor Industry Cluster person. So what the state did was they hired – they had their target sectors and they hired one person to work specifically within that target sector. So the outdoor economy had one person who was recruiting on a regular basis companies to locate in their state. It's something that the City and the County can consider as well to have someone focus specifically on this sector in terms of recruitment.

I also want to just bring up the potential for collaborating on an outdoor web portal so of speak. We've got numerous websites out there and none of them focus specifically on this sector. The County is in the process of putting together an online interactive map that shows countywide all of the trails that we have. There will be an app that you can download to put that app onto your smart phone so you can go off and hike and bike and whatever you want.

There's an opportunity to design and build new trails infrastructure. We've had some interesting conversations with the Forest Service and with BLM about developing new trails. There's been a recent new effort by the Forest Service to promote ski areas for summertime recreation opportunities so we're talking about how to do gravity serve/lift serve mountain biking. We've met with the Santa Fe Horse Coalition recently. There's a horse coalition of 700 members within Santa Fe County that we've never really reached out to and I think it's time that we do that. And it's been very interesting for me to learn of just what's out there. It turns out from Lamy to Eldorado there's 2,000 stabled horses there. This represents a great opportunity to market the region for our horse infrastructure. Horse properties are valuable properties.

And then the final opportunity for collaboration is, I mentioned to you the Outdoor Industry Association, the nationwide trade association, on a yearly basis they host a conference called the rendezvous and at the rendezvous are all of the key CEOs from these outdoor products companies and I think that if we can leverage our messaging and try to bring this conference to New Mexico, specifically to Santa Fe in 2016 or 2017 we will have these corporate CEOs coming to our city to see what we have to offer and to hopefully consider locating their business or part of their business in our state.

So that's a potential for collaboration is to somehow perhaps a joint letter to the Outdoor Industry Association inviting them to host their conference here in Santa Fe.

MAYOR GONZALES: David, let me ask you a question. I think getting us focused on outdoors is a good area for collaboration but then it seems like it's more of a – there's a hodgepodge of things that we could. How do we get to some kind of document that provides an analysis? So, if you're saying it's better for us to from Silver to Gold what does that mean in terms of – if we're creating a metric let's say we want to increase tourism by X amount, we want to see more bikes on our trails. I'm assuming that's one outcome on tourism. The other one obviously is if we want to grow the outdoor recreation industry I'm assuming it's beyond the tourism side and would include some element of entrepreneurship or small business creation. So

are there economic development tools out there that would allow us collectively to say, Okay, we're going to pursue this collaborative model and here are some of the areas that we feel that we need to jointly fund and then here are the outcomes that each one if going to lead to so that we know year over year we're actually putting money into a deliverable that's moving the needle as opposed to, Yeah, this sounds good let's go ahead and jointly fund it and then see how it goes.

MR. GRISCOM: Mr. Mayor, thank you. That's where we need to get to.

MAYOR GONZALES: Are the tools out there though. I'm assuming that there are tool sets for available economic development departments that allow for there to be if you put a \$1 this is what you'll get back in terms of GRTs, job creation, whatever.

MR. GRISCOM: Mr. Mayor, yes, there are tools out there and we would be happy to put together a package of some kind of plan to pursue that.

One highlight to note in terms of jobs created and in terms of tourism established as a result of going for the Gold for example. There is only other Gold mountain bike destination in the world and that's Park City, Utah. So for Santa Fe to be considered in that class we would be in an extremely elite category.

The IMBA, International Mountain Bike Association, markets these ride centers so we would be able to leverage their marketing efforts with our marketing efforts to bring in more tourism dollars.

MAYOR GONZALES: Thank you. Commissioner Chavez.

COMMISSIONER CHAVEZ: Thank you, Mayor. I think that the trails is a good angle to take. I just wanted to put maybe a different spin on it and maybe add a cultural context to our trail network. In 2015 the Santa Fe Trail will host a symposium focusing on three trails. They're not – maybe they're biking trails but I think, again, when you're talking about providing information to the visitor we have the cultural ingredients. So in 2015 they'll be a symposium hosted by the Santa Fe Trail Association. It will feature the Santa Fe Trail, the Old Spanish Trail and the Camino Real. At our last County Commission meeting we had a little historical overview from Mr. Baca who had stories about two trails and I can't remember their names now but they were trails that go from here up north. They are in the area of the regional landfill. So these are trails that go back to the 1800s that we're not really documenting. We're not really holding on to that history. So, I think again, we have an opportunity here to touch on both of those components: outdoor activity, trails but then there's also the cultural integrity and that component. Thank you, Mayor.

COMMISSIONER ANAYA: Any other questions or comments? Councilor Bushee then Councilor Maestas.

COUNCILOR BUSHEE: Yes, just on the goals. I really appreciate that it's on your radar screen but I will tell you between the Fat Tire Society and Bob Ward they would handle getting that achievement but what we need to do collectively as governments is to continue to build out that infrastructure. We just gave \$10,000 to do that loop trail that was – we were getting Silver but we needed to have one of those and we are going to build that. So you've just leveraged some funds to get a trail but if we can continue to see more actual build out of trails that will achieve that Gold status without a whole lot of bureaucratic intervention.

But I will say and I came back to where the governments can collaborate because it is a government feat to try and get that shuttle up to the ski basin and working with the entities sensitively to try and make sure that we can expand – I mean people were leaf peeping this year because they were fabulous. But they could expand that year around and it will also get benefits to our local population. Our kids can get back up there and learn how to ski. We haven't had that in almost a generation now.

So I would suggest – resolutions are great but that really happened, the Silver designation, without the entities really pushing for it. But if government can do what it does best in terms of trying to leverage the funds to get more infrastructures we'll get there fast or faster. But I would still look at the shuttle. I think it's really going to be the next piece that you're going to start hearing from people to get them there.

COMMISSIONER ANAYA: Councilor Maestas.

COUNCILOR MAESTAS: Yes, just a quick comment. I support these recommendations for collaboration. It just seems like an area that's got a lot of potential. We've got incredible outdoor assets. My comments would be – I've been to Angel Fire, are you familiar with their facility? It's a premier downhill mountain bike facility and obviously it takes a partnership with the ski resort. My recommendation would be how does Angel Fire market their facility. What's been their level of achievement in terms of attendance.

The other thing too, the way to really grow I think this outdoor economy and expand the scope of it is potentially through not just events but partnerships. Grants has their quadrathlon and there's no reason why we can't have a very similar event that's an annual event. Sandia Ski resort has one of the most challenging mountain bike rides it's called King of the Mountain.

So it would be great if we could initiate discussions with Santa Fe Ski resort on the shuttle, on maybe establishing a dual use for their ski facility for mountain bikers. Just a road bike ride up to Hyde Park if it was a race would be fantastic.

So I think this is great. I fully support these recommendations. But let's also look at creating additional events and partnerships with some of the biking organizations and see if we can establish some new partnerships possible with the ski resort.

COMMISSIONER CHAVEZ: Thank you, Mr. Chair. On the ski shuttle to the ski basin I feel that as a member of the RTD and vice chair of RTD, I want to address that for just a minute. The service to Ski Santa Fe is in the five-year plan but it's not budgeted. And it's not expected to be budgeted anytime soon. We've had a series of meetings, Randy Randall was at a couple of those and I attended a couple. It did involve, a couple of the meetings did involve Tesuque Pueblo and their membership. Actually, one of the meetings was at the Pueblo. So we've had the discussion. The concept of providing a shuttle service to the Ski Basin generally is accepted for all the safety reasons, for the reasons that you could take vehicles off of the road and maybe reduce accidents. You would also limit the stops along the way. If you were on the shuttle you would not have the luxury of stopping randomly along the way. So that has generally been accepted but what has not been finalized is the funding. Who contributes what at a reasonable amount. To date Ski Santa Fe has offered \$5 off of a lift ticket and that's about it. I don't think that that's going to pay for the service to Ski Santa Fe. It's estimated that it would cost about \$300,000 a year, right Dave? Do you have those numbers? That's probably rounding off a little bit. So I think it's about \$300,000 if the shuttle service was approved and funded the idea is that RTD the North Central Regional Transit District would rent like a 28-passenger van for the first season and then we would see how it would work from there. Am I off on that, David.

MR. GRISCOM: Commissioner Chavez, that is correct. A 12-month budget for operations which includes two vehicles, one is a backup, is roughly \$300,000. The 8-month operating budget assuming those four months there's just not a lot of interest in people using the shuttle is roughly \$280,000 if I'm not mistaken, something along those lines.

COMMISSIONER CHAVEZ: Ultimately, the RTD would be responsible for that blue bus and for budgeting for that route or it's not going to happen. So if we're going to do it, we need to do it right. There needs to be the financial contribution from all of the stakeholders to

make it happen and if it works for the first year then we ought to have the money in the budget for the second and third year and then maybe we can incorporate it into the service plan for the RTD. Right now, it is not part of the plan. It's part of the plan but not funded. So that's the story as far as I know, that's the recent story from a financial sense on the shuttle to Ski Santa Fe.

COMMISSIONER ANAYA: Just a brief comment on the shuttle and I've made these comments known many times. I think commuter service is important from my perspective. We've had this discussion on the Commission as we think about other markets but I would just provide the caveat that probably coordinated effort with private investment as part of the shuttle is a bigger component from my perspective relative to going to the ski basin and I think we probably don't want to get too far off track in talking about that day today, but I think we need to maybe move on but I think we need to keep all components in line as we think of options for the ski basin.

MAYOR GONZALES: Dave.

MR. GRISCOM: If there aren't any other comments or questions we have a three minute video that we'd like to show you. If our AV department would queue up that video.

[A video was shown about the outdoor recreation opportunities of Santa Fe County]

MR. GRISCOM: That is a brief video that was commissioned by the City on a series of topic and outdoor economy being one of them. Before we conclude this piece I want to quickly address Councilor Maestas point of developing new events. I completely agree and one of these signature events that was mentioned in the video and that we're going to be working on again for 2015 was the Outside Bike and Brews event. It is emerging as the signature event coupled with the Santa Fe Century, the signature for outdoor enthusiasts within Santa Fe and it would for 2015 in mid-May right around the Bike to Work Week.

MAYOR GONZALES: Just real quick on this point and I'd like to take advantage of combining a couple items here. Does there seem to be some agreement with those that are present that fostering greater collaboration finding ways to work together particularly in the outdoor industry is something we – as Commissioner Anaya indicated, enhance it to the governance structure. So there's already collaboration taking place but we haven't really sent the signals through a joint working document on how we would fund or outcomes that we would expect or how that collaboration would exist. In this area is this something that we could at least provide some direction that a working document come back to the governing boards to present that would create some of the definition and some of the modeling, David, that we spoke about so that the governing boards understand really what is the outdoor investments in outdoor recreation what does it mean across the sector when it comes to jobs, tourism, entrepreneurship, all of those areas that we think are places that we have to invest in so that we can evaluate the program. Opposed to just highlight places where we can work together without really defining the outcomes.

Councilor Bushee.

COUNCILOR BUSHEE: What I would suggest somewhat like a collaborative film office is if we just have one central place. For instance, when Chris came to me and said I want to do this outdoor bike and brew festival I directed him to Cynthia Delgado – I didn't really know where to send him. We didn't really have incentives. What we really need to do is have government not be an impediment. More than another plan or another paper – I mean, almost every event you've been seeing either in the video or mentioned here today have come from the private sector and all government really needs to do is help, be a helping hand, to be honest on

some of this stuff.

Where we are best suited is to help with the infrastructure. Continue with that trail building but to have one central place where they can come and know that the City and the County are collaborating and that the resources are all here and we can redirect them. We have fewer and fewer incentives. We had all kinds of things happening in the past and the state is not always there to help us on some of these. We don't need specific funds from the state on these. We just need one central place to really be a welcoming spot and encouragement and whether it means some minor resources if we have them. And that's really how this thing is going to grow at least on the outdoor side of things.

MAYOR GONZALES: I think, obviously, whatever document comes back, being able to establish that is important. I agree with you, Councilor. I'm not looking for another plan. I want a list of outcomes of goals that we're funding that can be benchmarked and that we know whatever money we are putting in can be leveraged through the private sector that actually achieves some desired outcome. This is beyond a plan. I think all of us have economic development plans. I don't think the focus here is to build another plan but to agree to collaborate, define some outcomes, what is the investment necessary and what are we hoping to achieve so that both governing boards can say, All right, we're onboard with this. And, I think to the Councilor's point sending a message out to not only Santa Fe and the statewide network but also the national network is that we're ready for you whether you want to participate in our tourism economy or you want to build business and here's how to do it in a very seamless way has got to be part of that type of material so that it's pretty clear what it means to anyone who wants to participate in it.

Councilor Maestas.

COUNCILOR MAESTAS: Mr. Mayor, I just wanted to throw one other maybe dimension to consider in this marketing program and that's maybe to make Santa Fe a destination for world class elite athletics. There's a High Altitude Training Center in Flagstaff. I lived in Arizona for about six years and they were successful in partnering with Northern Arizona University. They provided their natatorium. They invited national swim teams from other countries. We all know that world class runners choose Albuquerque and Santa Fe to train but I think if we establish a key partnership and I think we have building blocks to provide those facilities to create a world class high altitude training center and then market it as a destination for elite athletes to train. I think that could be another dimension to this entire program and I think the potential is great. So when we look at this study/paper I think we should include that as a potential element when we're marketing it to kind of assess what's being done in the region. And I have no doubt we could destination just like Flagstaff is to attract elite athletes and maybe we could even partner with the US Olympic Committee and provide supplemental facilities for USOC. So I see great potential in establishing this area as a training location for elite athletes.

MAYOR GONZALES: Any other input? Commissioner Anaya.

COMMISSIONER ANAYA: Mayor, Councilors and Commissioners, I would concur that having a document that has specific outcomes and memorializes as a group what we want to see as group happen is a good thing. I think it's important for me that we have a package of what all outdoor items that we have. Where exactly are the trails that we have, what types of trails associated with equestrian, bikes, hiking and make sure we have a good solid package of what's out there and then Councilor you talked about what potential expansion opportunities. How many more miles of what type of trail are we looking to try and plan in our capital packages over time including the recent FLAP application that we were successful in getting and making sure that everyone is aware of what we have. I don't even think we have that

collectively. I think we have piecemeal of what's out there. Even linking in the Forest Service, the National Park Service adjoining County information and region. You keep speaking of a regional economy then we truly need to reach out and understand what Pecos, the Village of Pecos have to offer. What we have to offer through the City of Española, the Town of Edgewood. We know, David, as you said, with horses and equestrian that there's a large movement in that direction across the County specifically in the central and southern part but I think that's going to expand north.

I'm looking forward to it and I think if we package it, we memorialize, and we all understand what those objectives are that we can collectively work towards them That's all I have, thank you, Mayor.

COUNCILOR BUSHEE: Can I mention one more quick thing? We had at one point and we talk – you have a great new entrepreneurial group out in Glorieta that wants to promote mountain biking trails in that direction. But we used to have a trail and I don't know if it was the Borrego or what , but used to go from here up to Taos. And what we need is that event. But we need the infrastructure to get that event to be able to happen. An event that everybody recognizes that is Santa Fe centric. Whether it's an endura race of mountain biking all the way up to Taos. Or whether it's even an equestrian event or if there are other events that can be on the same trail where folks that – and that can recognize our history and every other part of it. But we don't have the pieces in place for those trails to make that endure race happen. But there are lots of folks here who have done lots of work from trail building to mapping to working with wilderness folks. We've actually had to make sure that the forest didn't shut down completely to mountain bikes. We have whole other movements. That's the kind of thing where government really can facilitate and bring some of those folks together out there in pockets, entrepreneurs that are very aware and sort of map all of our resources and see how we can facilitate working with all the governmental entities to make those happen.

We need that event. And we're working on the pieces that are there. They're just not completed.

MAYOR GONZALES: Good idea. Anything else in terms of input on the document? And just to expand on that real quick in closing and move on. One of the things that Commissioner Anaya highlighted about being able to create the map of everything that is here is important from the standpoint that sometimes you only get one click. People have a lot of opportunities between ourselves, Park City, Moab and others that have really established themselves as destination spots. So I think the development of the outdoor portal that the County started on is important from a content standpoint but that interactive component that is competitive, I think, is important also. So it's not just enough to put up a static website that says here's everything that you can do. But we really need to make sure that the marketing interaction with that consumer is on par with where it needs to be and I would interested in making sure that is part of any type of document that comes forward from the marketing standpoint.

COMMISSIONER CHAVEZ: Mr. Mayor. I want to add to Commissioner Anaya's map and that would be the cultural trails. I'm going to bring it up again, especially as it relates to the Hyde Park area and Tesuque Pueblo because if they're going to be doing anything having to do with their ceremonial season and their season doesn't run from month to month or follow a clock that we're following. And that's one thing that I think as we move forward with the shuttle service and I think as we move forward with promoting our trails and the National Park Service that we're sensitive to the cultural component and those that are responsible for keeping that mountain scared in the sense that that's what the Tesuque Pueblo – that's what they feel their responsibility and their right is. So they're going to want to be part of that. They've

already said that from the very beginning and I think we should be aware of that as we promote our trails that we have that message in there.

MAYOR GONZALES: Absolutely. Okay, so a timeline – not now, I’m glad you’re ready to get to work on this. But when would we be able to see a rough draft document presented at least to the management team and then up through the governing boards? I think we need to take advantage of this momentum and get something moving.

MR. GRISCOM: Mr. Mayor, Commissioners, Councilors, I will make it a priority. I will work with City staff and we will get you a document as soon as possible. I would suggest perhaps give us three to four weeks to put something together for you.

MAYOR GONZALES: And I know you’re one of three so please lean on the City staff as much as you need to to provide content and drafting as you feel is appropriate.

COMMISSIONER ANAYA: Mayor.

MAYOR GONZALES: Yes, sir.

COMMISSIONER ANAYA: Just another thought. You mentioned the trail that used to be able to go from here to Taos, I think one of the things we also need to do is to not think too hard. We have trails right now in our wilderness area directly adjacent to Santa Fe County and within Santa Fe County and the City that are just not maintained. There’s not enough resources and help and support to get them cleaned. And it’s that simple. So at the same time that we’re marketing our area and looking at new opportunities and looking to build new trails I know for COLTPAC committee who are sitting in the audience, they say, Hold on, Commissioner, remember we have to deal with what we already have in place and figure out a mechanism to take care of what we have. And so when you talk about an event and Mayor and others, we might think about having events around taking care of what we already have in our Forest Service and our wilderness areas and targeting certain areas and as governing members and staff get out there ourselves and figure out how we are part of that maintenance plan or update plan. I know Linda Dutcher, Dr. Dutcher who used to work with us for several years used to speak of the co-ops that the Forest Service used to have when they would do trail cleaning all over the wilderness areas in the country. And those types of efforts have fizzled away and maybe part of our plan is to try and figure out how to reinvigorate those groups of volunteers and people that can get out there and help us get those trails back up to par so people can use them and access them. Because if you go up there right now you’ll find that many, many of the trails are just non-existence because there’s not the resources and just the hands and people to go fix them.

COUNCILOR BUSHEE: Just so you know, the City has funded a trails coordinator position for the past two years and they’re there to coordinate the volunteers. So maybe we just need to collaborate with your trails folks to see if we can’t pool more volunteers because they’re actively working on all sorts of trails now.

MAYOR GONZALES: Let’s keep this moving because we have two other big subjects that we want to talk about.

b. Film/Media Industry

1. Background, Opportunities and Potential Impacts

MS. NOBLE: So on page 20 you have in your packets a film and digital industry fact sheet. I would just highlight just a couple of things at the bottom of page 20. We have some information from the film office funded by the City that works all over Santa Fe County, \$15 to \$20 million in the City and County for direct spend is our estimate in 2012 and 2013, likely to equate to about \$1.3 million in GRT per year. Then on page 21, that the average annual salary,

this comes from the recent study done by the New Mexico Film Office, the average annual salary is \$52,723 a year, so those are high wage jobs. Just to outline and contextualize this discussion I think what we're hoping for today is some direction and I think we got it around the outdoor stuff pretty well because we are going to need to prioritize these investments based on the budget realities and the staffing realities that we have. In the film industry we have some really critical assets including our very well established and mature incentives that are statewide of course. We have a crew base. The largest crew base outside of the coasts. We have some critical infrastructure and large investments from both the City and the County in particularly Santa Fe Studios and the Santa Fe University of Art and Design property which includes Garson Studios. We, again, still have the critical asset that is that we are a desirable place to be. Lots of production people like being in Santa Fe, like filming in Santa Fe. We're close to Los Angeles. We have direct flights from our airports. We have good support businesses and we have great locations and pretty reliable weather. So all of those things really make the film industry a low-hanging fruit or ripe opportunity.

We are looking, again, today for direction on I think staff's recommendation would be to big on the film industry. How do we do that? These are good jobs. There are a lot of components to it and in terms of diversifying this industry in itself growing local businesses and crew. The business portfolio including maybe video games, animation companies, but also we need to think again about crew training. That's always where the big numbers are in job creation. And how we plug in our local businesses very well. We would like to basically work on a sort of comprehensive strategy to develop this industry in a really robust way but of course it's complicated and there are plenty of politics that at a lot of levels so agreement and direction from these governing bodies can be very important and very powerful.

MAYOR GONZALES: So one of the things, and I'll go to Councilor Bushee, but you mentioned it, one of the areas that I'm advocating for that hopefully we can find some direction on is that we look at a creation of a joint City/County film office. One of the realities is that Santa Fe always is one of those places that I think is a consideration for production people. But we get outworked by Albuquerque and other jurisdictions. And part of the reason we're getting out worked is because we don't have dedicated staff or entities in place to really hold the hand, if you will, of people who are considering coming into Santa Fe. When you compare us to Albuquerque which is probably our closest competitor although we don't necessarily like to say we're competing with other cities, but in this case we are, I think we are par for par even with them. We have the workforce in place. We have the small businesses to support them. Our infrastructure, Santa Fe Studios has two big sound studios. We do hear sometimes that there is a need to expand those but we're still Santa Fe so we're able to compensate for that in many respects.

So I'm hopeful that we can think about and have discussion around some type of guiding document that can come back to us regarding the creation of a film office that would have specific outcomes that would be tied to any type of funding.

Councilor Bushee.

COUNCILOR BUSHEE: No, it would be fabulous to eliminate any duplication of efforts. But what I would like to know is how we're doing with the film technician training program out at the Community College? It was just getting off the ground back when and I think it has gone up and down quite a bit and I know that that's solidly in place in Albuquerque in the educational institutions down there. And I don't think it is necessarily taken off up here. I think it's critical.

But I would love to see that we don't have to have two film liaisons or two scouts, that

we could have – I’m not up for creating a lot more bureaucracy. I am into streamlining and consolidating. But I’d really like to know because that film technician training program is critical to the success here. And Santa Fe can’t be Albuquerque in that they seem to be able to duplicate -- I mean they’ve been Germany, there have been cities in Germany – it’s a big city. But they love to come to Santa Fe. They love to stay here and our lodging – we need to make sure that we’re again, we’re a yes. We’re not a no right away. And that includes making sure that the public is aware that it’s happening and that the traffic may have to divert. We don’t want to just give them carte blanche but I really want to know about the film technician training program and how that’s working right now because that’s, I think, going to be the crux to making this work up here.

MS. NOBLE: I think it is fair to say that that could use some work and reinvigoration. The Community College has gone more to the – and this is as things evolve what a lot of areas have done which is above the line producing, directing, the You Tube video producers of the world, the democratization of content creation you could even say. So there are still mechanisms but the really robust film for training isn’t happening in the way that it used to and that is an area that we have a pretty sizable crew base. We would need to look at expanding and considering different functions, whether it be marketing the talent development, the so called above the line talent does seem to be drawn to Santa Fe. We have in the County and regions north great external locations. But the big numbers in job creation will need to be in trained crew.

COUNCILOR BUSHEE: And even, it’s my understanding that we’re not for whatever reason the camera union is not functioning here in the state and that – so right now they bring all of their above the line talent pretty much if there’s a big production and they also bring their camera crews. So I would like to know how we could grow the film technician program but also start to branch out in some of the areas beyond SAG and acting but to actually get into camera and lighting and some of the gaffers and some of the more technical positions that they end up bringing with them because you know pretty much what we train our PAs and offshoots, carpenters and all of the other extras but I would love to see if we could stick in some of the technical sides of things and actually get that training out there at the Community College.

MAYOR GONZALES: That’s great because that also plays into our strengths as a creative community and how it can actually participate in the film industry from set design all the way to camera technicians and others. Commissioner Chavez.

COMMISSIONER CHAVEZ: I may be off on this or you might correct me if I’m wrong but I thought that the Community College had created some kind of internship program between the Community College and Santa Fe Studios. Is that happening at some levels having to do with post-production of movies and then set design and things like that?

MR. GRISCOM: Commissioner Chavez, yes that is happening and I have actually met several of the interns were working at Santa Fe Studios. I don’t know how many interns have been picked up by the studio but there is a relationship between the Community College and interns.

COMMISSIONER CHAVEZ: And their work of their background – could you touch on what areas the internship is addressing?

MR. GRISCOM: The two interns I met were working on the set of Cosmos and they were both doing kind of background support efforts down to menial things like bringing coffee and things like that. I’m sure that they do more than that but I couldn’t really elaborate on what specifically their scope of work would be with the studio or what they’re getting from the Community College.

MAYOR GONZALES: Okay, so any other discussion. I'm sorry –

COUNCILOR MAESTAS: Just a quick comment, Mr. Mayor. The state film tax credit legislation, in my opinion, is really not that old and I know it has undergone some changes over the years – changing the cap. I think it now requires verification of residency for certain crew workers and I know that was an issue. But I think that we should perhaps look at this, revisit this legislation and see if it can be amended to further incentivize attracting films to Santa Fe. I'll just give you one example, there was a statewide law on lodgers tax. It was standard throughout the state. Las Cruces said, Hey, we need dedicated funding for a convention center and they got state legislation that authorized them to impose an increment of lodgers tax to fund their convention center. We followed suit and I think a couple of other cities did. So I just think we should not see this as a standard statewide piece of legislation. I think there are ways we can amend it and maybe even in partnership with Albuquerque since we do have the facilities maybe we can amend this legislation and offer some additional incentives in that. Just – a new paradigm to consider and not consider that legislation as etched in stone.

MAYOR GONZALES: And it's a great point. The other is that I'm hoping to see in whatever plan comes forward is obviously we don't want to be solely dependent on the incentive. We have to use the incentive as an opportunity to expand into industries that create some of the workforce that we want, right. So when we think about entrepreneurship, when we think about animators, post production film editing, all the film industry that is not so much involved in production we have to have a plan that is going to nurture and grow those areas so that we're not solely building an economy out of film incentive that could go away on any given year. I'm hopeful that in that plan that you'll bring forward that obviously, job one is recruiting more film for sure. Obviously, workforce development is that but the expansion of the creative industries as a result of film coming in is something that I would be interesting in seeing that connection take place and again the whole idea of entrepreneurship being critical to that element. I think it's the quickest best way that we can hit all the objectives and it would be important to see that in the plan. Yes, Katherine.

MS. MILLER: Mr. Chair, Commissioners, Councilors, I have a question. We've had several entities come forward request that we create a film office. I've heard from the film industry, the labor union and just interested parties in the film industry. And I'm wondering if you have any thoughts about what type of film office we could create. I know Albuquerque, the city, has their own and they kind of go out and teach other governments how to set one up. I've met with other entities that film offices like regional film office. Cleveland has a Greater Cleveland Area Film Office and that was set up as a non-profit that gets funding, half of its funding from the city and half from the county and then another whole half of that or double of that from private industry. And they really are able to attract more entities to come and visit. They can pay for things a little differently than governments can with that structure versus just a person within the city or within the county. So I was looking for some feedback so that we can have some direction on whether that's something that both governing bodies are interested in and if so if you've got some ideas of what we can pursue to bring back some ideas.

MAYOR GONZALES: I would be interested in seeing some analysis on both. What does it mean to have a film office that is sitting in one of the organizations, the cost and what we can get versus maybe having a non-profit. Why I like the non-profit is it allows for more private businesses to come in and invest in the film office which is marketing. I don't know if we can do that if we have it housed inside one of the governments but we have to determine whether we can determine a credentialed person work for government or if it has to go into a non-profit side. But it would be good to bring back to the governing boards before there is

an indication at least some assessment or recommendation of here's the private route and here's what you get and here's a non-profit route and here's what you would get and really with the goal being what's the best vehicle to achieve the objections that we've laid out and that is obviously growing the film industry that can actually nurture other industries.

COUNCILOR BUSHEE: I would love to see the non-profit model move forward. I would love to see a suggestion of potential board members along with that. But that the thing that we haven't talked about is maybe that little small elephant in the room is the funding of such an entity and so I think that's critical as comes forward as well. So I would love to see that and maybe we could make that choice.

MAYOR GONZALES: Okay, anyone else? When you do you think we can have a document back that we can begin to discuss?

MS. NOBLE: I would stick with the four week timeline as well. I think we can do both of them.

MAYOR GONZALES: Okay, or sooner if you can get something up, that would be great.

C. Occupancy Tax Advisory Board (OTAB) and Lodgers Tax Advisory Board (LTAB)

MAYOR GONZALES: I had asked for this to be on. We seem to be running parallel but very silo tracks when it comes to how we promote Santa Fe and obviously the question before the governing boards and maybe we can hear from the two individuals, how do we collaborate? How do we make each of the dollars that each is generating go a long way? I do know when people stay at the Four Seasons or stay Bishops Lodge or Buffalo Thunder they come into the city and they spend money in our restaurants and in our galleries and it seems like a really nice fit. But when you ask the question of how we're collaborating the marketing of Santa Fe it seems like we have two very different tracks that are out there. I'm wondering, again, to get some presentation on how we can collaborate, combine, find that unified message that supports all and really try and be a little bit more strategic in our dollars. Gentlemen.

JOHN BERKENFIELD: John Berkenfield, I'm the chair of the Lodgers Tax Advisory Board for the County and perhaps it would be of a valuable thing to start to explain what the Lodgers Tax Advisory Board does and what we are chartered to do. I see that the agenda shows that there is OTAB and LTAB and they are not comparable organizations. I'm a volunteer and I'm not a staff member. There is not a staff member on the County who is charged with the responsibility for marketing. By ordinance, Ordinance 1999-10 we are the Lodgers Tax Advisory Board as formed to promote, advertise and promote and market the County of Santa Fe. We measure that and the easiest way to measure the success of that and we have a marketing plan that has objectives, the easiest way to measure that is to look at occupancy. For example, to look collection of lodgers tax and there are other measures in terms of attendance at events in the County and so on. The County has 400 rooms approximately. This is a mouse and a whale. My friend over here is the whale and I'm the mouse. The County has 400 rooms. The vast majority of those rooms are in Encantado and Bishops Lodge. The City has 10 times our number of rooms perhaps with the addition of the Drury that's even more now. So the amount of money that comes in is vastly different. I don't know what they do in the City but in the County we collect lodgers tax, I think this is in your folders, approximately \$425,000 worth of annual lodgers tax collected in the County. Of that the \$300,000 approximately is used to promote the County and of that \$300,000 75 percent approximately is to purchase media and direct marketing of the

County and there is a modest amount that is left over which the County LTAB is also a grant making organization and we fund on request, we evaluate requests, and fund as appropriate activities from non-profits, activities that we deem as appropriate for the marketing of the City. For example the kind of things that we have funded over the years and areas that we do cooperate in we have funded for I think it must be three or four or five years a press tour which we do jointly from the CVB with their press relations component of their staff and LTAB and our advertising agency work together to fund a press tour which we have gotten a great deal of positive results from over the years that we've done that. It's a modest amount of money. We have never said we're only a 1/10 of the size of the City in revenue and therefore we'll only fund 1/10 of it – we've done it evenly. We have funded events and activities. You've spent a fair amount of time talking about biking. For example, LTAB has funded the Century Ride even though that's in the City by organization it is also in the County by route, if I can call it that. And we like that. We funded that for a number of years. We funded the Bike and Brew this year because we felt that that again was important for building a biking industry for lack of a better word in our area even though there was only a modest amount of that that was held in the County. We have funded things – we have done this for years, for example, that lie exactly in the City and only have a modest impact on the County that we can see but we think are important. The Folk Art Market is an example of that. We were a very early funder of that and we've consistently funded that even though that's within the City but it's important for us to do that. And other things like that we've – some years back there was a state and local government conference at the Eldorado, entirely in the City, but one of the Commissioners felt that it was important for us to be involved in that and we agreed on that and we funded some of those.

So short of doing a list of everything that we have funded, we have been very open financially of participating in events that benefit both the City and the County. From an advertising standpoint our missions are different. We don't cooperate creatively at all. We do cooperate and share the media placements so that we don't unless we wish to have that, we don't have a conflict in placement of media. Our messages tend to be a little different than the City. You all have talked earlier that people don't really know it's transparent the line between the City and the County and that is true. But our focus is different. We have a website that is different than the City's but we also ask everybody and insist with people that we fund that we link to websites in the City so – I hope that gives you at least a little bit of a sense what we do and the OTAB of the City does not have the responsibility for marketing or doing the advertising for the City that is done by the CVB. So it's not exactly an apples and apples comparison. Does that help?

MAYOR GONZALES: Randy.

COMMISSIONER CHAVEZ: Mr. Mayor. Could I ask from the County side because I know the County has an advertising and marketing budget and we have a four-year contract typically and I think the City does something that is the same. So how much on the County side are we spending or have we spent in a four-year period on advertising, promotion and marketing?

MR. BERKENFIELD: Well, I'll give it to you annually and we'll multiply it by four. The advertising contract has been at \$300,000 for the last four years plus, Councilor – Commissioner Chavez. And that's with Impressions. There is as I mentioned earlier about 72 percent of that contract is in purchase of media, of space, of time and direct marketing. A modest amount of the balance is in fulfillment. When people ask for information they ask for literature, phones have to be answered, it is for the contractor, in my judgment, Impressions it's not a terribly profitable piece of business for them, quite frankly.

COMMISSIONER CHAVEZ: No, no, I get that part of it. But help me out here and we need to do the advertising and marketing, I get that part. Do the math, how much is it? Is it a million in a four year period? Is it \$1.4 million?

MR. BERKENFIELD: No. It's a \$1.2 million if you multiply \$300,000 by four.

COMMISSIONER CHAVEZ: That's the number I was looking for. So that's on the County side. So I would like the same question answered on the City side because collectively we are investing that much. Mayor, I think you touched on that earlier, what is that return? What is the rate of return on that investment and if we are going to partner in a different way how can we add value to that investment. Maybe not invest more but how can we add value to what we're already investing.

MAYOR GONZALES: Right. That's the question. Randy.

RANDY RANDALL: Mr. Mayor, Mr. Chair, John's right on the numbers. We have about 5,000 rooms so it's really – we're a little bit more than 10 times the size. Tourism spent in the City is about \$700 million. Lodging revenues \$120 million. Lodgers tax collected annually in Santa Fe is a little over \$8 million, \$8.1. Of that, 2 points of that go to the debt service on the convention center, \$2.3 million roughly. One point goes to fund the Arts Commission. \$1,150,000. \$600,000 goes to the other use section of the lodgers tax and a little over \$4 million is spent annually for the operation of the CVB and the Community Convention Center.

Good news, for the first three months of this fiscal year lodgers tax collections are \$457,000 ahead of last year. So the summer has been strong and the indication is that September will continue that trend and so we've got good news in that ballpark.

We operate with a full time staff as John mentioned. In addition to myself we have three people in the marketing and public relations section. We have six people in the sales section, administrative and financial support of four people. And then there's the operation of the center itself with a full time operations manager and a staff full and part time of about eight to ten people.

I think the areas of support that we provide as an office, if I could just take a minute and this really applies to the City and the County. We do a comprehensive marketing, sales and public relations plan for the City. We have the listings on SantaFe.org which gets over a million unique visits annually and we include the County lodging facilities and attractions on that website. Because we have a sales force, we generate specific sales leads. Those sales leads are shared with the County accommodations. We allow the County to participate in Citywide meeting opportunities when we bring in familiarization trips we allow the county hotels to participate at the same level and the same cost as city hotels to participate. We do the joint press familiarization trips that John mentioned. We distribute individual press leads and requests in addition to these Fam trips we probably handle 100 to 120 press inquiries per year and we share those not only with our facilities within the City but with the County.

We have our official Santa Fe Event Calendar which is County inclusive. We include the County in our public relations materials, social media, promotion of businesses – the list goes on and even OTAB and the Arts Commission embraces opportunities that exist in the County as well as the City.

So I think this speaks to the fact that the difference between the City and County is visible only to us. It's not visible to the tourists. It's not visible to the press. The guests coming to Santa Fe that chooses to stay in the historic district downtown is equally interested in the biking opportunities and all of the outdoor opportunities that exists that happen to be in the County. And the County guests who happen to stay at Bishops or Four Seasons are just as interested in the

international-type cuisine that we offer downtown as well as at those facilities.

To move into what I consider some opportunities. I really do think that there are some significant opportunities for us to better align our marketing, our public relations efforts and make – we really should have one voice, as I see it, for the City and the County because our needs are pretty identical and the opportunities exist for both of us. By coming together with one voice I think we could also in addition to getting our marketing more in alignment – I think we could expand the sales effort that directly benefits lodging facilities both in the City and in the County. There is an opportunity for more events. I have since joining the staff suggested to those on my team that our job is not to run events. We were getting into the creation and the operation of events a little bit and frankly that draws too much effort by our limited resources into one or two events. Instead we need to support and build all events and to the extent we can take an event and there are over 40 events that occur in Santa Fe. To the extent that they're two day events we could make them three. To the extent they're three day events we could make them four. We could modify them a little bit to expand their draw. But I think that's an opportunity that again that exists for both the City and the County to work together on these events and clearly the outdoor activities. Santa Fe can't chase all of these great outdoor opportunities without a collaboration in the County and so we're terribly interested in that.

Both John and I probably get questions a little bit now and then about the New Mexico True campaign. It's very well funded. Right now it's funded at \$5 million and the ask is for an additional \$3 to \$3.5 million this next year which would bring it up to half of what Colorado spends if we were to get our \$8.5 million. I think both John and I see a big opportunity to figure out how to effectively leverage that campaign without being homogenized into the campaign. We're not Red River. We're not Clovis. Both of those are total participants in the campaign. We are different, we think. We are basically what the campaign tried to create with these other locations. So, we need to leverage it. We need to take advantage of the exposure that it brings to New Mexico as a total. But we have to maintain our identity as a separate entity and as I say take advantage of it to the extent we can without becoming totally a part of it.

As we look at our own marketing opportunities we're trying to create a more active campaign than passive. We've been a little on the passive side I think in the past. We've been following themes like Build Your Soul. I'm looking for more adventurous type things because I feel there's adventure in outdoors. There's adventure in cuisine. There's adventure in shopping. Adventure is really the difference that a tourist is looking for when they go on vacation as opposed to what they do at home. They still shop, they just don't shop at Wal-Mart. So we think adventure is a great way. The authenticity I heard mentioned earlier, clearly that has a great impact on what's happening in Santa Fe both City and County. And to the extent – I operated a hotel here in town for 10 years and I always had trouble trying to leverage the cottage industry that Commissioner Chavez spoke about and to the extent that we can grow the access of the individual tourists to that cottage industry. I think they're just as interested in that as they are in the pueblos and the history. And history, the pueblos, the Native American population and culture and our own crafts and the things that are generated here are always ranked the highest even on top of mountain biking for what the tourist is really looking for when they come here.

And we operate, as John mentioned, we operate separate websites. I'm not sure that there's a value in that. Frankly, operating separate as opposed to figuring out how we could again collaborate on the websites and have a site that serves the City and the County because to have two to me is a little confusing to our guests coming in. With that, I think we would stand for questions.

MAYOR GONZALES: So part of obviously adding this was to see if there – and I

think the focus that Commissioner Chavez had which would be what would be the value added of trying to look at more collaboration and obviously putting on my County hat which really never left but there are those small businesses that benefit off of our tourists going in and purchasing whether it's the northern corridor or the southern corridor. There is a need to be able to tourists once they come into Santa Fe into the County is important. That's really where the value add would be.

The question is, we're doing it separate now is there a way to combine it? Where we can combine that brand and people know that you can experience that world class cuisine and then move into the Turquoise Trail and find that authentic one-of-a-kind piece of art that is great. I mean, can we create that environment? And you're right that the outside doesn't separate at the lines unless they know they have to go to two separate websites, right. And then that's really where the definition occurs. I don't know if it is as easy as combining the websites. We can be bold and think about combining the lodgers and the occupancy advisory board and see if there's still a way to protect the County's investment and interest. Those are all things that I think I wanted us to be able to talk about. Commissioner Chavez.

COMMISSIONER CHAVEZ: Well, I was actually thinking about that earlier and how that might help with a film studio model. I think the less duplication we have the better. Randall, I think you said earlier that it would be the same message if we combined – in part of your presentation you thought that it should be one message and so I think a combined message, a combined voice, one web page could be good. Could you give us Randy what the City spends in a four year period on your advertising and marketing contract? Another couple of million?

MR. RANDALL: Using the same definition as John did, he said it was \$300,000 including their PR effort and fulfillment, whatnot; we're spending just shy of \$1.5 million. And so it would be a \$6 million spent over a four year period.

COMMISSIONER CHAVEZ: Combined for the two local governments.

MR. RANDALL: Well, you'd add then \$1.2 so we'd be at \$7.2 million.

COMMISSIONER CHAVEZ: Combined for the two local governments?

MR. RANDALL: Yes, sir.

COMMISSIONER CHAVEZ: So if we pull behind that, eliminate duplication, build on the assets that we have we ought to do better than all of our competitors in the region because we have better ingredients than they do. I think.

MAYOR GONZALES: Makes sense.

COMMISSIONER ANAYA: No, I'm definitely going to broach how we better coordinate. I think the one variably would be how large of a diameter we draw around an area. What I wouldn't want to see is that we focus on the central part of Santa Fe and draw a radius around that and say, We're good because we all know that just based on the biking and trail system that we have that the region when you include federal properties and county and city properties it's huge. And so it goes into the City of Española in the north and then it even goes down into Edgewood and that whole region when we talk about equestrian and other opportunities. I think as long as we kept that in our minds as we're moving forward with the plan then I think we could engage Edgewood in the south and Pecos in the east and Española in the north and truly do it with some comprehension on an effort and even engage those entities in a dialogue to say how might we all complement one another's needs and basically take care of tourists that are engaging that whole area anyway when you think of the Salt Mission to the south and the Sandia area and you look at the ski basin and you look up north and even into Los Alamos and White Rock and Bandelier and you know, we're fortunate to have a former mayor here from Española as well to make sure that we recognize those initiatives. So as long as we do

that, I think we could engage a comprehensive effort.

COUNCILOR MAESTAS: So what I think we're talking about here is having a more integrated combined marketing plan. Is that really the decision of what you're requesting of us?

MAYOR GONZALES: Actually, that is what I'm requesting. That we could talk and see if there was some governance support or direction to look at a more integrated marketing effort between the two entities as opposed to the silos that we heard.

COUNCILOR MAESTAS: I think that's long-hanging fruit and I would support that. I wanted to throw out one other issue. I realize that your lodgers tax funding is not very high, obviously because of the low number of rooms but I know the County receives payments in lieu taxes. You all know what those are – it's compensation for publicly owned lands within the County. And I don't know if it's solely dedicated to economic development. I don't know how you allocate your PILT funds and I know that the allocation varies every year depending on what congress makes available but certainly I would think that those PILT funds should be dedicated to maybe economic development which I would think offers the greatest multiplier and I think some of the things we've been talking about here could be potential areas if they're not already areas for dedicated PILT funds. And I'm just throwing that out. I'm not trying to be dictatorial or anything. I have no idea how you all spend your funds but we have so much commonality here so let's look at other resources as well because that's what it is going to take if we're talking about expanding certain efforts.

So I support the joint marketing plan. Maybe a joint discussion about PILT funds for this group could be another parking lot issues.

MAYOR GONZALES: Certainly where I'm coming from is that we get to expand our story of Santa Fe by including the County in our marketing programs and what's great is there are no competing assets. The ability to enjoy the historic downtown area in the evening as much as being in Edgewood and experiencing our western way of life, then to the north and the pueblos and the traditional communities and the indigenous people that is the story. That's the exciting part of Santa Fe and it seems that when we talk about growing our tourism base and being able to tell and expand the story to unique users, people who having thought about coming to Santa Fe or feel like Santa Fe is just about Canyon Road and nothing else and they might want to be interested in something different. Those are all things that we have the ability to talk about and to define what the experience is here as being more than just being in the city and being more than just being in the County.

It really is about an integrated approach to experiencing the beauty around Santa Fe in a way that obviously help us to grow revenues, grow jobs, the spirit of entrepreneurship in all areas. You guys may not know this, but Randy reminds us all the time our occupancy in the City in the last couple of years has been in the low 60s. We have a huge need to grow our tourism base and a huge opportunity with it. So we're on par to do that but certainly to the degree that we can enhance the visitor experience by telling a common story would be good.

I know we're rushing up against the 12 hour and I want to be able to close with some final remarks. This I think probably needs to be handled by the County and the City managers in terms of identifying for both governing boards where and how we could work together given a collective desire to find a common message and exploring everything from the combination from the lodgers boards all the way down to just having a joint marketing effort where there is collaboration. Maybe we can start small and grow or go big if you guys find it. But I do think this should probably be in the hands of the managers to work through their respective departments and then come back. Commissioner Chavez.

COMMISSIONER CHAVEZ: I would put it to the managers but also ask that the respective lodgers tax boards also have this discussion to see what their thoughts are on this merge or joint effort if you will. And then I think as we move forward in trying to define that message and really articulate our identity it would be good to have and I think this could also be a function between the two boards and the arts committee that we have set up, David, to help from the bottom up define and tell that story about – the story we want to tell to the our visitors or the prospective visitors. The tag lines that we'll be using, right. And the City had at one time went through an exercise and we did this and there were historians involved, there were teachers involved. Orlando Romero was involved and there were different people involved and they came up with some creative tag lines and I only remember one and that had to do with Plymouth Rock and Santa Fe. And it said something to the effect that when Plymouth Rock was just a stone Santa Fe was already a thriving capital. So you can be creative and sensitive in what your tag lines – in how they read. They can be informative. They can spark a conversation. Because a lot of people are interested still in history. You talk about equestrians along – in Galisteo or in Edgewood, it's the Route 66 corridor. So you have your hot rods and you have your horseback riders and they're using the same route that's been used for a couple of hundred years now.

There's a lot of correlation that we can make and I think we can involve the public in our efforts and hopefully get their buy in and their comments. Thank you.

MAYOR GONZALES: Final comments. Commissioner Holian did you have any final comments?

COMMISSIONER HOLIAN: Thank you, Mr. Mayor. I don't really have anything brilliant to add. Tourism is exactly my area of expertise other than being a tourist. I know how to be a tourist. But it does really seem to make sense that we work together on this because people don't come here to go to the City or to the County. They want to enjoy all the areas of the County. The out of doors and as well as the great restaurants here which I come in from the County to enjoy all the time myself. The other area though that I think that we haven't talked must about but I think we could work together on around the areas of economic development is the green economy so I would like to have more conversation about that. Of course, there will be some conversation on that score through this Climate Action Task Force I would imagine.

MAYOR GONZALES: Absolutely.

COMMISSIONER HOLIAN: Thank you. Mr. Chair.

COMMISSIONER ANAYA: Mayor, are you looking for feedback on overall meeting today?

MAYOR GONZALES: Yes, we're just wrapping up our comments.

COMMISSIONER ANAYA: Just a couple of things that we weren't able to get to. I think we have some things to work with and staff will help us package some items that have targeted objectives that we can quantify hopefully and move forward on. But we also have some challenging governance matters that come up on a regular basis that deal with solid waste, how things are going with annexation, the RECC – those three just pop into my mind. So I would like to ask you Mayor and your fellow councilmen, City councilors to help us as we move forward with future meetings picking one of those items at a time and trying to work through some of those issues. Those are not as exciting as mountain biking and equestrian trails but they're issues that we want to work through together with you to try and get some resolution. Water, water use – we had a pretty broad discussion about that at our last Commission meeting. But in particular on RECC, one item that I'd like to put out there for some thought. You have councilmen that were administrators at the City and fire chiefs and I'd like to see us move toward where we have

a representative of the governing boards on the RECC. I know in discussions that I've heard that sometimes things get stuck because there's no representative from the governing board on the RECC. That's something that I'd like us to kick around between the managers and yourselves and work towards. I think it might help complement the work of the RECC. That's one amongst many.

I'm glad we came to the table. I appreciate, Mayor, that we're all here together and I think if we pick specific things and if we have desired targeted dates for feedback and we provide some direction that we can get somewhere. So I look forward to it.

One of the other things on events, Commissioner Chavez, hot rods and horseback, that sounds like that could be an event. It would be interesting. But nonetheless we have many, Galisteo Studio tour was this last weekend and those studio tours as an example have evolved into some very substantial events to the entire region. People are actually coming in to stay in Santa Fe and even coming from Tijeras and Albuquerque and staying and coming to these types of events. The better we can coordinate with those things – I think it was Councilor Bushee who talked about not getting so much and you mentioned it also, not getting so much and actually trying to do the event but just be part of that marketing scheme to complement the work that is already out there. We have those throughout the County – Chimayo and Pecos does them, La Cienega, Madrid they do that blues festival that's been an excellent event. We have many things as you said that we can complement and work towards. And if we go where things are already being done and utilize those tools, I think we can still continue to do good things.

That's all I have, Mayor, thank you.

MAYOR GONZALES: Councilor Maestas.

COUNCILOR MAESTAS: Real quick, I think this was just a great morning and that we talked about a lot of great issues. I am a bit troubled of the recent history of the activity within the Regional Planning Authority. I see the RPA as an established forum. I think it's easily charged to cover all different areas including economic development and I feel much more comfortable going forward with empowering the right folks in the City and the County to aggressively address these issues. So I realize these are very specific issues that we discussed but I would like to see new life in the RPA and possibly constituting a task force to pursue a lot of these initiatives that we've discussed this morning because I think it sends so many messages out to the city and the county that you know what, we're talking again. We're communicating, we're collaborating but we don't have this infinite wisdom and we know we need to involve the community and the right people in the community. So I'd like to see us not just collaborate as two governments but re-establish that function of empowering the community to address a lot of these pressing issues some of which we discussed today.

MAYOR GONZALES: Councilor Rivera.

COUNCILOR RIVERA: Thank you, Mayor. I also agree it's been a great day. I always love coming here and sitting in these chamber and really hearing from the other side from the County side about what's going on. Obviously, I'm a little more familiar with the City side of economic development from Randy and his group about what's going on but it's really interesting to hear from the County side of it and see what's happening on that side. And I think I would love to see more meetings like this more frequently. I think we have many issues that we can discuss and probably build collaboration at different levels on many different things. So I thank you for doing this, Mayor, County Commissioners for getting this together, County manager and City manager. Obviously, I would like to see more of them. Thank you.

MAYOR GONZALES: I want to say thank you to everybody for being here. I'd like to ask Mr. Chairman if you could designate someone from the County Commission who

could basically own the activities today so we can make sure it moves through your governance process. I'll do the same in discussion with the City Councilors on who can own it on our side so that once we get to some documents we've got somebody to own and shepherd it through the governance process. I think that would be important.

I just want to say thank you to all of you for being here. I do think as I talked to both managers the idea was to have the first meeting around an area that we were both focused on very heavily where we needed to see some outcomes in a short term period and an area that I would call the long-hanging fruits, the easy stuff for us to talk about. But clearly this was meant to set up a forum for us to begin to take on other things that maybe aren't as exciting but they're very important in terms of addressing from a governance standpoint especially when it comes to water, the environment, all of those areas that we both deal with but don't necessarily visit with one another on.

I look forward to working with the manager and yourself, Mr. Chairman, to talk about the next upcoming meeting and get some direction from the Council on what they would like to discuss and propose it to you guys and see if that's something of interest to the Commissioners and we'll keep this momentum going. Thank you.

COUNCILOR RIVERA: I would make a recommendation whether it comes to ordinance or resolution, it seems that this type of forum would be better to handle governance situations like that. I've seen it in the past where County Commission will approve something and it will come to the City. We make changes and it's not the same document that the County Commission had approved two weeks earlier or a week earlier. And it seems like if we could get together in this forum, make the changes together and then produce one document from both organizations. It seems to work better for staff and for all of us.

MAYOR GONZALES: That's a great idea. We can definitely do that.

COMMISSIONER ANAYA: Mayor, just another comment. I appreciate your comments related to the RPA Councilor Maestas, one thing I think there seems to be consensus on from all five Commissioners is that when we had the RPA and it had just the four representatives on each side we were missing – there were many things lost in translation. So when we went to governance, where we would meet with the full Commission and the full Council always understanding not everyone can make those meetings for whatever reason it just provides just a clean cut if you will to the chase, but I do agree with you that there's other work that needs to be done off line with staff and with other task forces including the gentlemen in front of us and their boards but if we can stick together collectively when we do meet and we do make determinations I think it shows the public that we're truly working together and that we're committed collectively as opposed to having a segregated smaller groups. So just that one comment because we've had a lot of comments about the RPA and what it seems we've found from the annexation is that we were able to get through it as a result because we were together at the table. And, Katherine, if you wanted to elaborate a little bit on that because I know it helped you.

MS. MILLER: Mayor, Councilors, Commissioners, I think that is true that once we got together as two full governing bodies and I think a couple of those meetings we had everybody in attendance and it really moved things along and there wasn't a lot of back and forth dialogue after the meetings and changing things. Although it was difficult to get everybody together it did move that issue that we had been kind of high center on for a few years and moved it along rather quickly. So I think there is a lot to be said for meeting as full governing. We've talked about at least maybe quarterly if we did that and maybe with some task forces or something might be a way to keep these issues in the forefront and moving forward.

something might be a way to keep these issues in the forefront and moving forward.

COMMISSIONER CHAVEZ: Mr. Chair, with that in mind, I would really be hopeful that we could then finish the annexation complete. There's an area that has been left out and we've done annexation to a point and there's still a piece that is pending. I think we're supposed to do that within five years. So if we reopen that I would want to be sure that we spend enough time on that to get that done maybe before the five year time period. Thank you.

COMMISSIONER ANAYA: Okay, we're adjourned, thank you.

Adjournment

Having completed the agenda and with no further business, Vice Chair Anaya adjourned this meeting at 12:00 p.m.

Approved by:

Javier Gonzales, Mayor

ATTEST TO:

YOLANDA VIGIL
SANTA FE CITY CLERK

Respectfully submitted,


Karen Farrell, Wordswork
453 Cerrillos Road
Santa Fe, NM 87501

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 November 12, 2014

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CONSIDERATION OF RESOLUTION NO. 2014-94. A RESOLUTION DECLARING THE GOVERNING BODY'S ON-GOING SUPPORT FOR THE HOMELESS COMMUNITY, LOCAL BUSINESSES AND ESTABLISHED RESIDENTIAL NEIGHBORHOODS; DIRECTING STAFF TO CONVENE MEETINGS WITH AGENCIES WHO PROVIDE SERVICES TO THE HOMELESS AND, THEREAFTER, ANALYZE AND REPORT BACK TO THE GOVERNING BODY ON THE OVERALL OPERATION OF THE ONE-STOP FOR HOMELESS SERVICES AND WINTER SHELTER LOCATED AT 2801 CERRILLOS ROAD

Approved [amended]

12-28

PURSUANT TO RESOLUTION 2014-76 – INTERIM REPORT ON THE WEEKEND SHUTTLE PILOT PROJECT – SANTA FE UNIVERSITY OF ART AND DESIGN. (INFORMATION ONLY)

Information/discussion

28-30

REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING FOR DECEMBER 10, 2014:

BILL NO. 2014-35: AN ORDINANCE REPEALING AND READOPTING ARTICLE IX OF THE UNIFORM TRAFFIC ORDINANCE TO ESTABLISH THAT PARKING VIOLATIONS RELATED TO PARKING METERS, CITY PARKING LOTS AND CITY PARKING GARAGES ARE CIVIL PARKING VIOLATIONS AND SUBJECT TO ADMINISTRATIVE ADJUDICATION AND COLLECTION FROM AN EXTERNAL COLLECTION AGENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO MEET THE PURPOSE OF THIS ORDINANCE

Approved

30-32

REQUEST FOR APPROVAL OF AMENDMENTS TO AN EXISTING LEASE AGREEMENT DATED JUNE 1, 2010, BETWEEN THE CITY OF SANTA FE AND 60 E. SAN FRANCISCO STREET, LTD., CO. (D/B/A SANTA FE ARCADE) FOR 440 SQUARE FEET OF AIR RIGHTS OVER CITY-OWNED PROPERTY ADJACENT TO THE NORTHERN BOUNDARY OF 60 E. SAN FRANCISCO STREET

Approved a/a

33

REQUEST FOR APPROVAL OF IMPLEMENTATION OPTION PER RESOLUTION 2014-54 REGARDING DONATED COMPUTERS FOR INDIGENT CHILDREN PROGRAM

Approved

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CONSIDERATION OF BILL NO. 2014-29: ADOPTION OF ORDINANCE NO. 2014-95. AN ORDINANCE AMENDING SUBSECTION 20-6.1 SFCC 1987, TO CLARIFY THAT IT IS UNLAWFUL TO POSSESS ONE OUNCE OR LESS OF MARIJUANA AND CERTAIN MARIJUANA PARAPHERNALIA	Approved	55
CASE #2014-91 & CASE #2014-92 – CONSOLIDATED APPEALS. ALLEN JAHNER (APPLICANT APPELLANT) AND OLD SANTA FE ASSOCIATION (ORGANIZATION APPELLANT) BOTH APPEAL THE SEPTEMBER 9, 2014 DECISION OF THE HISTORIC DISTRICTS REVIEW BOARD (HDRB) IN CASE #H-11-105 APPROVING THE APPLICATION WITH CONDITIONS AT 237 & 239 EAST DE VARGAS STREET LOCATED IN THE DOWNTOWN AND EASTSIDE HISTORIC DISTRICT	Postponed to 02/11/15	56
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**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
November 12, 2014**

AFTERNOON SESSION

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Javier M. Gonzales, on Wednesday, November 12, 2014, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

Members Present

Mayor Javier M. Gonzales
Councilor Peter N. Ives, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Carmichael A. Dominguez
Councilor Signe I. Lindell
Councilor Joseph M. Maestas
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Members Excused

Councilor Bill Dimas

Others Attending

Brian K. Snyder, City Manager
Kelley Brennan, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

6. APPROVAL OF AGENDA

Bryan Snyder said there is a request to postpone H(3) on the evening agenda to February 11, 2015.

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

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales, Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

7. APPROVAL OF CONSENT CALENDAR

MOTION: Councilor Dominguez moved, seconded by Councilor Maestas, to approve the following Consent Calendar, as amended.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

10. CONSENT CALENDAR

- a) **BID NO. 15/06/b – SECURITY SERVICES FOR CITY OF SANTA FE WATER FACILITIES; CHAVEZ SECURITY, INC. (ALEX PUGLISI)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – WATER FUND.**

- b) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO AGREEMENT – RESTORATIVE JUSTICE PROGRAM SERVICES THROUGH SANTA FE REGIONAL JUVENILE JUSTICE BOARD; STATE OF NEW MEXICO, CHILDREN, YOUTH AND FAMILIES DEPARTMENT. (RICHARD DeMELLA)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – JUVENILE JUSTICE PROGRAM FUND.**

- c) *[Removed for discussion by Councilor Ives]*

- d) **REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – REPAIR, MAINTENANCE AND SERVICE OF JACOBSEN BRAND EQUIPMENT AT MRC, MARTY SANCHEZ LINKS DE SANTA FE GOLF COURSE; C & M AIR COOLED ENGINE D/B/A C & M TURF CARE PRODUCTS. (RICHARD THOMPSON)**

- e) **REQUEST FOR APPROVAL OF RATIFICATION OF CHANGE ORDER NO. 6 TO CONSTRUCTION CONTRACT – SANTA FE RESERVOIRS INFRASTRUCTURE IMPROVEMENTS FOR WATER DIVISION; RMCI, INC. (ROBERT JORGENSEN)**

- f) **REQUEST FOR CONCEPT APPROVAL OF SALE OF REAL ESTATE CONTAINING APPROXIMATELY 2352 SQUARE FEET WITHIN A PORTION OF THE WEST ALAMEDA ROAD RIGHT-OF-WAY ADJOINING 131 SANDOVAL STREET; GALISTEO STREET, INC. (EDWARD VIGIL)**

- g) **INDEPENDENT CITIZENS' REDISTRICTING COMMISSION. (ZACHARY SHANDLER)**
 - 1) **REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO REDISTRICTING; CREATING A NEW SECTION 6-8 SFCC 1987, TO ESTABLISH AN INDEPENDENT CITIZENS' REDISTRICTING COMMISSION; AMENDING THE SANTA FE ELECTION CODE, SECTION 9-1 SFCC 1987 TO REQUIRE THAT THE INDEPENDENT CITIZENS' REDISTRICTING COMMISSION SHALL REVIEW AND REVISE THE CITY OF SANTA FE DISTRICT BOUNDARIES AT LEAST EVERY TEN YEARS; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (COUNCILOR DOMINGUEZ, COUNCILOR TRUJILLO AND COUNCILOR IVES).**

 - 2) **REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO PROVIDE OUTREACH AND EDUCATION TO THE PUBLIC REGARDING THE CITY OF SANTA FE INDEPENDENT CITIZENS' REDISTRICTING COMMISSION ("COMMISSION") AND CALL ON INTERESTED PERSONS WHO MEET THE QUALIFICATIONS FOR COMMISSION MEMBERSHIP, TO APPLY FOR A POSITION ON THE COMMISSION (COUNCILOR DOMINGUEZ).**

- h) **LIVING WAGE. (ZACHARY SHANDLER)**
 - 1) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING FOR DECEMBER 10, 2014:**
 - a) **AN ORDINANCE AMENDING THE BUSINESS LICENSE ORDINANCE, SECTION 18-1 SFCC 1987 AND THE BUSINESS REGISTRATION ORDINANCE, SECTION 18-2 SFCC 1987 TO REQUIRE BUSINESSES THAT APPLY FOR A BUSINESS LICENSE OR REGISTRATION OR RENEW A BUSINESS LICENSE OR REGISTRATION TO AFFIRM THAT SUCH BUSINESSES ARE IN COMPLIANCE WITH THE LIVING WAGE ORDINANCE, SECTION 28-1 SFCC 1987. (COUNCILOR MAESTAS, COUNCILOR BUSHEE AND COUNCILOR IVES)**

 - b) **A RESOLUTION RELATING TO THE LIVING WAGE ORDINANCE, §28-1 SFCC 1987; DIRECTING STAFF TO EXPLORE AND RECOMMEND TO THE GOVERNING BODY A LIVING WAGE PROGRAM THAT WILL EDUCATE AND ASSIST SANTA FE BUSINESSES IN COMPLYING WITH THE LIVING WAGE REQUIREMENTS AND A MECHANISM FOR CITY STAFF TO PERFORM FIELD COMPLIANCE REVIEWS OF BUSINESSES TO ENSURE COMPLIANCE WITH THE LIVING WAGE ORDINANCE (COUNCILOR MAESTAS, COUNCILOR BUSHEE AND COUNCILOR IVES)**

- i) *[Removed for discussion by Councilor Trujillo]*
- j) *[Removed for discussion by Councilor Bushee]*
- k) **REQUEST FOR APPROVAL 2015 EMPLOYEE HOLIDAY CALENDAR. (SANDRA PEREZ)**
- l) **UPDATE ON RESOLUTION 2014-26 RELATING TO THE FEASIBILITY AND FISCAL IMPACT OF CONVERTING THE CURRENT CITY OF SANTA FE RECYCLING PROGRAM INTO AN AUTOMATED SINGLE-STREAM RECYCLING PROGRAM. (INFORMATIONAL ONLY) (LAWRENCE GARCIA)**
- m) **REQUEST FOR APPROVAL OF FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR CASE #2014-87 AND 2014-89, TWO CONSOLIDATED APPEALS OF THE AUGUST 12, 2014, DECISION OF THE HISTORIC DISTRICTS REVIEW BOARD (HDRB) IN CASE #H-13-095 APPROVING THE DEMOLITION OF NON-CONTRIBUTING COMMERCIAL STRUCTURES AND CONSTRUCTION OF NEW STRUCTURES WITH CONDITIONS AT 321, 325, 329 W. SAN FRANCISCO STREET IN THE DOWNTOWN AND EASTSIDE HISTORIC DISTRICT. (ZACHARY SHANDLER)**
- n) *[Removed for discussion by Councilor Bushee and Councilor Maestas]*
- o) *[Removed for discussion by Councilor Ives]*

8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – OCTOBER 29 2014.

MOTION: Councilor Lindell moved, seconded by Councilor Maestas, to approve the minutes of the Regular City Council meeting of October 29, 2014, as presented.

VOTE: The motion was approved on a voice vote with Mayor Gonzales, Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

9. PRESENTATIONS

- a) **MUCHAS GRACIAS – SHANNON JONES.**

Councilor Maestas and Councilor Dominguez presenting. Councilor Maestas said he is presenting this Muchas Gracias on behalf of the entire Buckman Direct Diversion Board for his dedication and service to the BDD Project as Facilities/Maintenance Superintendent as well as Acting Facility Manager. He noted Mr. Jones is the new Wastewater Division Director.

Councilor Dominguez said the transition at the BDD was seamless because of Mr. Jones' leadership, knowledge and his understanding of the political dynamics which exist on a joint City/County relationship.

Mr. Jones thanked the City for this recognition, commenting that there is an amazing BDD staff which makes things happen, as well as an amazing Board which is dedicated to getting things done, noting they serve the whole community.

b) LAUNCH OF NEW SANTA FE TRAILS BRAND: LOGO, BUS DESIGN AND STREET FURNITURE. (JON BULTHUIS)

A copy of a power point presentation is incorporated herewith to these minutes as Exhibit "1."

Jon Bulthuis presented information via power point with regard to the new logo, bus design and street furniture. He talked about the branding and marketing of the system, noting he believes there is a strong service to market. He said ridership has more than doubled in the past 10 years, and he wants to continue on that path. Please see Exhibit "1" for specifics of this presentation.

Mr. Bulthuis said he appreciates the support for Transit, and the opportunity to purchase the needed fleet, noting there are 5 new buses that will be on the street by the end of the year and the 7 buses which have been authorized, which are under construction, which will be on the street approximately one year from now. He said this is approximately half of the core fleet. The other half still has to be replaced.

c) ZOZOBRA REPORT FROM NEIGHBORHOOD AND MERCHANT MEETINGS. (RAY SANDOVAL, ZOZOBRA EVENT COMMITTEE CHAIR)

Mr. Sandoval presented information via power point. Please see Exhibit "2 for specifics of this presentation.

Mr. Sandoval said thanked Barbara Lopez, Annette Granillo as well as Gilda Montano from Santa Fe Beautiful. He said they will be giving 3 thank-you parties over next 3 Tuesdays, one at the Parks Department, Fire Department and Police Department. He said they will be providing lunch for these employees.

Mayor Gonzales said the Kiwanis have been extraordinary in terms of outreach to the community, and making sure before and after voices were heard, ideas came to the forefront. He said the Plaza may have been closed because of the art vendor who needed to protect their art, but there were nightclubs open in the area and there was capacity to handle the crowd. He wonders if it was more of a communication issue on our part, or is it an issue to try to open more venues after Zozobra for people to continue their festive mood in.

Mr. Sandoval said he believes it is both. He said, "We didn't do a very good job in communicating what businesses would be open, and one of the reasons he wants to partner with the Chamber and the Convention Center to create a website. And we'll also highlight those businesses at the event and tell people what places will be open after Zozobra."

Mr. Sandoval continued, "There were some businesses that wanted to take a "Wait and See attitude. We can plan for every contingency, but I think we showed downtown, at least the restaurants, that this can be profitable for them. He said several restaurants closed early and told him they have no intention of doing that the next time we have Zozobra. He said partnering better to make that communication will help this as well."

Councilor Bushee said she is grateful for the approach taken, which at first seemed incendiary with the businesses, but Mr. Sandoval has done the necessary outreach. She asked him if it is his feeling that people felt much better about the delivery of the event this time around.

Mr. Sandoval said, "Yes. We have a lot of folks that want to go back to a Fiesta Friday, and we've talked with our partners at the Fiesta Council and we're just not prepared to do that. We've talked with neighbors, businesses. Some businesses would rather have both events on one weekend. But, to do this in a safe and productive, we want to make sure we're doing things that are smart to bring visitors to the City and to spend money while they're that weekend. I think we can accomplish it. And thank you for starting the dialogue with those businesses."

Councilor Bushee appreciates their outreach to the neighborhood in general. She said, "With you at the helm, we've had a much better sense of communication, outreach and participation from those that are affected most by it. So I appreciate that."

Mr. Sandoval said it's not just the venue, we have to be responsible for our footprint and to really be good citizens and neighbors.

Councilor Bushee asked if we can anticipate some kind of night life after next year's Zozobra.

Mr. Sandoval said, "Absolutely. We're going to spend a lot of time thinking about this over a couple of months and we'll come back and report our recommendations. I do not want visitors to come to the City have an amazing unique cultural experience with the burning of Zozobra and then leave with a bad taste in their mouth."

Councilor Bushee said in the past, her favorite thing to do was to go down to the Plaza and enjoy the food and music and fun and visit with my longtime friends and neighbors. She said, "Maybe we can get back to that." She said it's back on a Friday and has been separated and severed from Fiestas, but maybe we can come up with something.

Mayor Gonzales said part of that challenge would be the Labor Day Arts & Crafts Market, so we would have to see how that goes. And as for the night life, I think the Councilor is right, it would be nice to see more. Let's keep in mind that The Skylight opened over the summer, and we have Evangelos, and The Den and a few other spaces that I think have that type of capacity to handle some of the nightlife, the activity. To me, it seems like we need more food venues for people, because maybe they don't want to show up to a bar and want to eat with their families, and that is something that we should look at and expand."

Mr. Sandoval said a big complaint was that people decided they wanted to get to the Park to see the show, stake out their place, and thought they would eat later, and there was just no place to go.

Councilor Bushee said maybe there's a way to shift it a bit, but still focus it downtown.

Councilor Trujillo said, "I was very critical of you guys two years ago, from the complaints we received from the constituent. In these last two years, the Kiwanis have gone above and beyond, and a lot has to do with you and the members of the Kiwanis Club and it is great what you guys have done. One of the biggest things I got from my constituents, is that it is nice because the kids didn't have to get and go to school the next day. That had a lot of impact on a lot of families in the community."

Councilor Trujillo continued, "For the first time ever in this community, we were able to hold a 24-hour softball tournament, something we've needed for a long time. We go to other cities in New Mexico as well as in other states where they have 24 hour softball tournaments. The Kiwanis lent its name to the Santa Fe Softball Association, first ever Zozobra Classic Burnout. That happened at midnight. And I think a lot of players, prior to the tournament, took their families to see Zozobra, which was great. He said if anybody has been to Ft. Marcy lately, they've seen the beautiful new scoreboard out there which was donated by the Kiwanis. He thanked them for what they're doing in the community."

Mayor Gonzales said this all happens because Kiwanis is raising money for scholarships for the youth of our community, commenting this is the reason Zozobra exists.

Councilor Dominguez thanked Mr. Sandoval, saying he believes the success is the result of the hard work the organization has done. It is something you are able to do with some flexibility, a lot of homework, and really a reaction to the neighborhoods, the business community, the constituency. He said, "So thank you and your organization for that, because it is really a result of the work the organization has done."

Councilor Bushee congratulated Mr. Sandoval and his team for the job he has done.

Mr. Sandoval thanked Councilor Lindell for attending all of the meetings with them, because it really helped.

CONSENT CALENDAR DISCUSSION

10(c) REQUEST FOR APPROVAL OF CHANGE ORDER NO. 4 – PHASE I SOUTHWEST ACTIVITY NODE (SWAN) PARK; RMCI, INC. (MARY MacDONALD AND DAVID PFEIFER)

Councilor Ives said he is curious about the significant costs due to delays and the fact the contractor is going to have to demobilize and then remobilize in the Spring to finish some of the work, a total of about \$119,000. He would like to understand the causes of the delay, noting there is talk about planned utilities by others and a number of other things..

Mary MacDonald said, "The two main reasons are that we've had the delays and we couldn't complete, especially the green portions, the park this year, are the lack of the planned utilities, and we have plans in motion now, of course, but lack of the planned utilities caused a trickle effect. And the other part of it was that we had in timely fashion had applied for an effluent discharge permit, without which we could not start irrigating. We could grow the entire system, but we could not start irrigating. And we just, today, received that permit from NMED. They had a sizeable turnover in their section that processes these permits and takes care of them for us, including our key contact who left in the Spring and that caused that lack of being able to confidently plan. But then the irrigation pump itself, three phase, substantial electricity, no simple short 110 run of power would have powered that up."

Ms. MacDonald continued, "So we could have potentially completed things without potable water for phase 1, but the lack of electrical and a discharge permit created the delays."

Councilor Ives said he is curious about the phrase, "Planned utilities by others."

Ms. MacDonald said, "That's true. There currently are dirt road, compacted, graded, dirt road extensions of Jaguar Drive and Plaza Central, and the completely done first grade of those two road connections that lead to the planned entrance to SWAN Park. So the contractor had in the original contract to get everything to, including the Park entry road, right to that stub-out at Plaza Central. And it was always a plan throughout design. And we had multiple meetings with the developer, everything was in good order as far as schedule and having those roads paved and utilities brought down."

Councilor Ives said the only other line item, which was a big one, in the delay cost was the extended job site overhead for final completion, and asked what that term means, noting that cost \$84,000 plus.

Ms. MacDonald said, "There was a part of delay that City caused in trying to adequately and fairly deal with the lack of planned utilities, especially electrical. And the City first, finding out about it, and then trying to deal with it as effectively as possibly to hopefully save money and get it back on track through a good effort, then caused the contractor's build project schedule got further delayed by that. So it

essentially cost us about 35 days of time extensions and it cost them, for this period time, just a little more than \$1,000 a day to be out there. For the first 6 days of this delay, they didn't charge, but then the rest of the 35-37 days is what is included in this cost."

Councilor Ives said, "I guess my only request going forward is that hopefully, however we do our contracting, that we can do it in such a way that we don't face again additional charges of more than \$100,000 for delay having to do, in part, the actions of others. Just a request going forward. I certainly understand the nature of these things and I appreciate the explanation."

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

DISCUSSION: Councilor Lindell said we are paying about \$160,000 to a contractor to not complete any work, although understands we owe the contractor that money. She said this is a tremendous amount of money to spend and get nothing for it. She asked in these kinds of situations is there sufficient time to meet with the contractor and renegotiate to perhaps lessen the damage and find something else they might do during that time frame.

Ms. MacDonald said, "We in fact did negotiate with them quite a bit to keep the costs limited to what it here. But due to plantings, the major delay is planting, they are going to complete, and would have as I mentioned at a previous committee meeting – would have completed the project effectively if not for these problems. But the planting was something we couldn't get around. There's a long time frame that starts with getting the soil amendments down and wet and ready. You have to be able to discharge that irrigation water to proceed into the Fall. And that, and the electrical supply is what we have left, the plantings and the electrical supply. PNM, we're proceeding with an agreement with PNM as you might be aware and there wasn't anything more for them to do over the winter."

Councilor Lindell said, "I'm just horrified that we're paying \$160,000 for really nothing in return on this Change Order. And I hope that procedurally we have learned something from it, and that we have changed our procedure, so we never see something like this again. It's a painful amount of money to pay for this, and if we in fact mitigated it from a larger amount, that's even worse. So, that's what I have to say about this."

Councilor Bushee asked if the irrigation system is in place enough so we could begin the planting now. She said we've had an extraordinary Indian Summer, and the soil isn't frozen. There seems to be no reason, even if they hand-watered within the \$160,000 that could not get that planted and established.

Ms. MacDonald said, "My understanding from the landscape architect is we could, if we had power, we're certainly still lacking power for the irrigation pump, now that we have the permit we could, if we had power, we could plant trees. But the sod is a very different kind of sequence and the roots won't grow. They won't establish."

Councilor Bushee said it's that you can't get the treated effluent there because of the pump, and so how quickly can you get electricity. She said it seems to her we have the rest of this month, December, January, February March essentially to plant. She said, "Our ground doesn't freeze that much anymore, even when we have a hard winter. But when do you expect electricity."

Ms. MacDonald said, "We're bringing forward the PNM Agreement to Public Works Committee, in fact we did, so we will be at Council with the PNM Agreement on December 10, 2014."

Councilor Bushee asked the reason it couldn't be at this meeting or the next meeting.

Ms. MacDonald said they had to wait for PNM do the design and generate the agreement. She said, "There is a long delay, Councilor Bushee."

Councilor Bushee said, "You will have electricity by December, and the ground still will not have been frozen. It doesn't mean you have to put the sod in. What about the rest. It seems we should get something for that amount of money. I agree with Councilor Lindell."

Ms. MacDonald said, "It's probably cheapest to bring them back when all the planting is going to be done, due to these delays being not caused by the contractor. We have to pay general conditions and mobilizations if they come back. And there's no way I know of for us to keep them busy with plantings and complete it. So I think we would end up paying more if they did some over the winter. If we bring them back in the Spring, it's the minimal time we can have them out there and get everything done quickly."

Councilor Bushee said, "I'm reticent to vote for this. I don't know if that happened for the rest of us, so then you may have to have a Plan B."

Councilor Maestas said, "When we heard this weeks ago in Committee, in looking at the Staff Memo that summarized the Change Order, my initial reaction was, this is substantial. It's a high ticket price relative to the original contract amount. And I just didn't see enough of a staff summary, because this Change Order comprises a whole number of events that occurred that led to the whole Change Order. And so it really required me to go through the packet. And, fortunately, the correspondence from the contractor was most helpful in explaining the nature of what had occurred, the damages the contractor had incurred, complete with a stand alone and separate estimate for each occurrence. And so all that I would ask in the future is that staff distill the correspondence and the justification from the contractor, kind of like findings of fact so we can decide what staff's interpretation is, and the reason behind their recommendation to approve the Change Order. But having read everything.... I thought the costs were more than reasonable. Unfortunately, liquidated damages in construction contracts have been around for a long time and we should expect that." He would like to see incentives and disincentives for early completion. He thinks we can do a better job in the future.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Dominguez, Councilor Ives, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: Councilor Lindell and Councilor Bushee.

11(i) CONSIDERATION OF RESOLUTION NO. 2014-93 (COUNCILOR MAESTAS AND COUNCILOR IVES). A RESOLUTION IN THE INTEREST OF PUBLIC SAFETY; DIRECTING PARKING DIVISION STAFF TO REMOVE FOUR PARKING SPACES ON CANYON ROAD EASTBOUND, FROM PASEO DE PERALTA TO GARCIA STREET. (SEVASTIAN GURULE)

Councilor Trujillo said he wants verification that this request absolutely is about public safety. He wants to hear from the Chief that this definitely is in the interest of public safety and there are issues with getting the fire truck there. He said, "I want formal verification."

Chief Litzenberg, said, "We were asked to an evaluation which the Fire Marshal did. He measured the width of the road and determined that it was unsafe with the parking spaces there, and it would be safer with the parking spaces removed for access for a fire truck both westbound and eastbound. The Fire Marshal made the determination if it would be safer for the public if the spaces were removed."

Councilor Trujillo asked if this will come back for an annual review.

Mr. Gurule said the Resolution includes language that the staff will monitor the impact and we can report back to the Governing Body.

MOTION: Councilor Trujillo moved, seconded by Councilor Maestas, to adopt Resolution No. 2014-93.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

Absent for the vote: Councilor Bushee.

- 11(j) **CONSIDERATION OF RESOLUTION NO. 2014-94 (COUNCILOR RIVERA, COUNCILOR MAESTAS AND COUNCILOR DOMINGUEZ). A RESOLUTION DECLARING THE GOVERNING BODY-S ON-GOING SUPPORT FOR THE HOMELESS COMMUNITY, LOCAL BUSINESSES AND ESTABLISHED RESIDENTIAL NEIGHBORHOODS; DIRECTING STAFF TO CONVENE MEETINGS WITH AGENCIES WHO PROVIDE SERVICES TO THE HOMELESS AND, THEREAFTER, ANALYZE AND REPORT BACK TO THE GOVERNING BODY ON THE OVERALL OPERATION OF THE ONE-STOP FOR HOMELESS SERVICES AND WINTER SHELTER LOCATED AT 2801 CERRILLOS ROAD. (TERRIE RODRIGUEZ)**

Disclosure for the Record: Councilor Trujillo said, "I want to disclose that my wife Amber Espinoza-Trujillo serves on the Board of the Interfaith Shelter. In the past I have recused myself from these issues for that reason. I have recently had talks with Kelley Brennan, and Kelley can explain that you feel that I am able to vote on this issue. And I want to just clarify it for the public anyway."

Ms. Brennan said, "I think the disclosure is required, but there certainly is no pecuniary loss or gain that I can discern, and if you feel that you can maintain an open mind and vote fairly on the question, I see no reason to recuse yourself."

Councilor Trujillo said, "I will be staying for the discussion and voting on this issue."

Councilor Bushee said, "There are a lots of folks, I think, here for this particular issue this evening. Mayor it is okay if they raise their hand if that's what they're here for."

Mayor Gonzales said yes.

Councilor Bushee said, "Okay, so there's a lot of interest in this issue I would gather. So, what I would proposed, Councilor Rivera, I welcome the fact that you at least have changed the spirit of the Resolution that you have first proposed, which I felt was fairly unvetted and perhaps a little draconian. But this one still, I don't feel really hits the mark, and so I'm going to give you a few of my thoughts on this. And I know there are folks that affected by this that leave nearby, and I can tell you I've been serving and representing District 1 for a couple of decades. And you know we have St. Elizabeth's Shelter in District 1, and they used to call The Resource Days there, in particular on Fridays. And we call it One-Stop Services now. I see your sign, you don't really have to hold it up too high."

Councilor Bushee continued, "I went through a series of public meetings where we invited the neighbors, the shelter, any of the stakeholders that were affected by the scenario. What really piqued for me my interest in it is the area not only has St. Elizabeth's there and have Resource Days, but it has 5 venues that serve alcohol within walking distance. And what culminated this was a stabbing, where several chronic inebriate homeless residents of our community were beginning to become violent. So we

had these hearings and meetings, and it was very clear that it was a hot issue, but it really come down to what the City was willing to do to really provide resources to address the problems.”

Councilor Bushee continued, “And everybody knows, and I see Bo shaking her head because she was part of those meetings, and being there I feel like I gave blood in some of those meetings with some folks. But I will say is that I don’t feel like this Resolution really addresses the concerns of the people in this room. I understand the few things that I see in here. It says ‘Convene meetings with agencies who provide services to the homeless,’ and then it says, ‘Evaluate the current management structure..... and evaluate the current management structure and evaluate the location and facility.’ It has many *[inaudible]* like short term movement of the homeless community and long term movement of the homeless community. And I want to tell people, we have a plan to end homelessness, whether or not we can actual effectuate that.”

Councilor Bushee continued, “But what I can say is this problem is not black and white. I call it a problem, this concern that everybody has is not simply about where it’s located now, because certainly the problems are going persist wherever it’s located. And that was the case with St. Elizabeth’s and the Resource Days. And when I consider that also this Resolution doesn’t address is the issues behind the issue which is really the behavioral health and mental health issues in this part of the world and alcoholism. We’re dealing with a population of chronic inebriates that are probably causing the majority of the problems.”

Councilor Bushee continued, “And so what I would ask is that we not vote on this Resolution this evening, and that we actually convene a series of public meetings where there are hearings on the issues and everybody gets a chance. I really feel like... I’ve heard everything. These are less than ideal circumstances and I’m very empathetic to neighborhood problems, I really am. But what I can say. I have to tell you about the genesis of this facility. What was less than ideal or less that perfect was the fact we were having people die. I drove here this evening and the temperature gage hit 28 degrees on my way here. That was earlier this evening. We had women, children, families who had nowhere to go. Literally, people were dying.”

Councilor Bushee continued, “And so what happened is this really wonderful group of community members Came together and said we want to do something about this. We managed to get them \$15,000 however many years ago was that, was that 5 years ago. They band-aided together an overflow shelter or operation essentially. And the City really didn’t do much. We had a nice plan to end homelessness. We said everybody deserves and should get a home. I’ve watched this issue and I’ve looked at it. I’ve looked at what Albuquerque’s trying to do, what other cities are trying to do, and the problem just increases here. I’ve gone to the Legislature every year to try to lobby for a local option excise tax to get more treatment beds in this community. But the liquor lobby is so strong in this part of the world that we’ll never get that done, it seems.”

Councilor Bushee continued, “So I have to say that this Resolution that just starts to translate a problem and say this shelter, this facility is not addressing the needs. It doesn’t even make a distinction between the resource operation and the facility and the homeless care. And so I can’t imagine that we are

going to set much in motion with the way this is written. And I would ask that we table this and that we bring together everybody and hash this out. And in fact, I think the City needs to prepare to expend more resources, and I've had this conversation with our City Manager. It is incumbent upon the City. This is a City facility to provide the kind of security that's needed in the neighborhood, the kind of lighting that might be needed in the neighborhood, because I don't believe there is any on Harrison Road. To provide the parking if there is a problem with that. We have security contracts and if we can't get a permanent police station there. The answers we came to in the Railyard were, we hired full time security, we got cameras, we got more bicycle cops going around, we had people really participating."

Councilor Bushee continued, "So far the direction has been to point fingers and say you're not doing a good enough job in operating the facility. And I have to just remind people when they came to us to offer to help the fact that we, the City of Santa Fe was doing nothing to address the fact that people were dying in the cold here that had no place to live. And they came through to us, and I think we need to come through for them. I'm passionate about this because I've watched this happen for years. This problem does not go away and I don't feel like this Resolution is coming from the right place, or will get us to the right end results. So I would ask that we table it. I know there's some Memorandum of Understanding of operations that's forthcoming, and I know there's a lease that needs to be addressed. I know there are neighborhood issues and concerns, and there have been a couple of meetings with Councilors and neighbors, but this, as you can see, than what this Resolution can, I feel, accomplish."

MOTION: Councilor Bushee moved, seconded by Councilor Lindell, to approve this postpone this request, until we are able to undergo a series of stakeholder meetings and City staff would be available, the City Manager, the Police Chief and anyone who could be available, and Councilors, to postpone to a date certain after we achieve those hearings, and then have staff write the report of what took place there, what the suggestions are and what else we can do.

DISCUSSION: Councilor Bushee said, "We held, I don't know how many meetings in the Railyard, and we got there. And so I will just ask that we approach this differently."

Mayor Gonzales asked if there can be discussion on a Motion to Postpone.

Ms. Brennan said, "I don't see why not, but the motion is to postpone to a date certain and that date would be named."

Councilor Bushee said, "Three months, I don't know. Two months. Whatever it's going to take. I know people are anxious about it. One month, whatever you can achieve to get this done."

Councilor Rivera said, "I don't know if many of you know, but I spent most of adult life working on an ambulance here in the City of Santa Fe. So, unlike many people who read about homeless people dying, I've seen it first hand. I've responded to homeless people in places, picked them up with an ambulance where you would never expect them to be. And I cared for them, and taken them to a hospital and made sure they were cared for during my time there."

Councilor Rivera continued, "With that being said, I do support the homeless shelter. No one on this Council, the Mayor, nobody, wants to see the homeless shelter go away. This Resolution is simply designed, one the lease is up, so for the City to do its due diligence, do the lease, see if there's any changes we wanted to make, and see if there are any changes that the shelter wanted to make. The second part of it was to convene as many groups as possible, and I didn't close it to just a certain amount of groups, or just the original participants, but to open it to whomever provides services to the shelter, which includes medical, possibly mental health. To convene as many people as possible to see if we can provide better services for the homeless. And why people would be opposed to providing better services than we're currently providing is beyond me."

Councilor Rivera continued, "This is an opportunity to get as many players back to the table as possible to see if can do better, and I think we can. There are many times I drive by the Shelter, and I don't have to tell you, many of your volunteer, there are people on Harrison Road, there are sitting there waiting, they're eating on the side of the Road. Can we do better, yes we can. And why we would be opposed to that is completely beyond me. So, can we do better with mental health issues. Definitely. Do we have enough space there. I had an email today from a volunteer, she's a nursing student, who said we need to do better with medical services at the shelter. We don't have enough room there."

Councilor Rivera continued, "And that's what I was trying to get to. Maybe the way I came about it was completely wrong. Maybe it came across to people in different ways. The people I was able to respond to and let them know what my intentions were, were very open to it, but I wasn't able to get back to everybody that emailed me. Can we provide more beds. I think we can. Can we do better. I think we can. Parking issues. Yes, we have use of the tire place for now, but if that place sells and turns into another business, we're limited again to the parking that is at the shelter. And I've been there when the parking lot is full."

Councilor Rivera said, "I volunteer on Saturdays, during the noontime hour, sometimes to feed the homeless, with our Church group. And it's sad to see people, kids, grab their lunch, sit on the road, sit on the sidewalk, sit on the curbs to eat their lunch. Why don't we have a sheltered area that's covered, protected from the sun, protected from the elements, with picnic tables where they can sit down and eat a nice meal. We can do better. That's what this Resolution was designed to do. It morphed into something other than that for other reasons. That was not my intention. I support the homeless shelter, we need to have a homeless shelter. I would never, ever, want to see us go back to a place where we didn't have a shelter. Because, like I said, I've seen people first hand, I've been there."

Councilor Rivera continued, "I too am passionate about this, but we can do better. Don't limit yourselves to just what is there and happy. Just because they're homeless, doesn't mean they don't deserve the best that we have to offer. And if that means a bigger facility, let's start that discussion. That's what is designed for, to bring people back together to have those discussions, start those discussions. So in summary, Councilor Bushee, I think we're on the same page, whether we get there a different way, we can definitely have that discussion. Those were my intentions. I want to make them clear to everybody, that I, in no way, ever want to see us go back."

Councilor Trujillo said, "I don't think anybody has ever said you're not compassionate. You being a firefighter for many years and as the Chief, you've see first hand. I think what happened, the way it was written, when it said the shelter, that sent up a flag to a lot of people in this community. Especially those who go and help every day. All this time has been spent trying to get the shelter going, and it was just a shell. And I, myself saw the volunteers, tirelessly giving their time for architecture, food, demolition to get this place going. And now we have a finished product, and this is what we have right now. I don't disagree with you, we can do better."

Councilor Trujillo continued, "As someone who volunteers, I just think it was the way it was worded. I too am compassionate, and I have seen what happens on Harrison Road. I've dealt with inebriates at night, and it can be extremely violent, but it is a disease and we need to show compassion. That's what the Homeless Faith Shelter is about is welcoming our homeless brothers and sisters, giving them a place to stay. I have been working to get more walkways across Cerrillos Road and throughout the City so we don't have these problems. I am compassionate to the neighbors. This reminded me in District 4 where they were going to put a halfway house. I understand, and it's unfortunate it has to be in neighborhoods, and I use the word all the time, why can't they use it. It's called NIMBY – Not In My Backyard. And I think that it's got to be in somebody's back yard, and it's unfortunate that we are having these discussions."

Councilor Trujillo continued, "I understand the neighborhood. I understand the businesses. I understand businesses don't want panhandling in front of their business. If we are going to do it collaboratively, we are going to have these discussions. My biggest concern is, if we don't sign the contract. There is always the option..... The whole thing is if we are going to sign it. I would like this contract to have been signed months ago when it should have been. He said there is concern with a month-to-month contract, we could come back and say we're not renewing it. Right now it is in limbo. If Interfaith has the security that it is going to be there for 2-3 years, let's have these discussions. I'm not against the discussions. Let's bring all the players to the table and actually have these discussions."

Councilor Trujillo said, "I'm willing to put this on my Public Works Agenda and have discussions, have hearings on it and have everybody come. Once this is done, a lot of people go another way, another way will come. I see you all here now, and if we do have these discussions, I expect to see you here. That is being part of the community and being part of the dialogue. I want to hear from everyone. So that's all I'm going to say. And Councilor Rivera, like I said, nobody doubts your compassion, because you've seen it all. But again, I would invite my colleagues and anyone who works at the City, to take a night and take your family to a shelter and sit with some of your people. There are a lot of intelligent people that come to the shelter, and they want a meal, a bed and someone to talk to. That is what I get out of it. After I greet them I go sit with them and just have a nice conversation. Some of these people come from different parts of the world, but a lot of them are locals, people I know and went to school with. It breaks my heart when I see a homeless person I grew up. It's unfortunate. So I'm just going to leave it at that. Thank you."

Councilor Maestas said, "I'm a cosponsor on this legislation because I really feel it is a worthwhile effort. The change that led to the Substitute Resolution reflected a lot of deliberation by the sponsor, Councilor Rivera. And I think he's put a lot of time and effort into it, and it does have a very strong collaboration component. So I think we should move forward with this effort, with a few changes. And if this motion

doesn't pass, I would like to suggest some language. But before I do, and I want to explain my support for this legislation. When I heard the title.... Who can argue with trying to assess the services we provide for the homeless and we want to improve it as a result. But what I didn't know, and it troubled me, since I signed on as cosponsor, is the pending nature of the lease, and I think there's a lack of trust out there. I think many perceive this effort to hold the renewal of the lease and the MOA hostage, pending the outcome of this effort."

Councilor Maestas continued, "And I think tonight, we can disassociate the lease renewal from this effort. We can do that tonight with some language in this Resolution. And I think that will reestablish trust and we can make this more of a long term effort. And so to totally put to rest, as Councilor Trujillo said, this unnecessary apprehension. Let's just totally separate these issues. Let's direct staff, through this legislation, with an amendment to renew the lease and the MOA and let's move forward with this effort as a long-term effort with the same timelines. I really do believe this can make sense and be balanced and some of the issues addressed. But there is an undertone here, the longer we shuffle and delay in renewing this lease. And I think we should make a statement tonight as a Governing Body and take a position on this lease through this legislation."

Councilor Maestas continued, "So I can't support the motion, but if it fails I would be glad to make a motion to amend this piece of legislation.

Councilor Ives said, "I would echo everything that Councilor Maestas just said. I too would like to see this lease come forward so we can get it in place. So the immediate issue there, especially given the change in weather and season, I think we need to send a signal that we strongly support the Homeless Shelter in its effort to do the mission delivery that it does so capably within our community. I too, have some proposed language to offer to the Resolution. I think we always have to be willing to evaluate what we're doing, and making sure we're doing it in best way possible, and that is a matter that concerns not only the group we're seeking to serve here who are people who are challenged by various aspects of our society, the homeless. And also the neighbors within that community, the businesses within that community. And, because this is an issue which clearly resonates across our City as evidenced by everybody here tonight, we do want to involve all interested parties in those discussions. I may have a few suggestions to modify the Resolution."

Councilor Dominguez said, "Speaking to the motion, it looks like there is some movement happening up here, I will say that as far as I'm concerned, what the Resolution seems to do is exactly what Councilor Bushee suggested, and it's collaborate with the community. I think this is something which is very beneficial. I'll wait to see if there is a withdrawal of the motion, but before that, since there's been some good speeches here tonight, I will say that I'm a little concerned about way this has all come up. I received some emails, internal emails, from the Interfaith Group and others. I don't think that it should be poised as you're either for the homeless or against the homeless, because that is not the issue. I think this City, the previous Council and this Governing Body tonight, has said clearly in many forms or fashion that we support taking care of the homeless and doing what we can for the homeless."

Councilor Dominguez continued, "I spent time when I was high school, before many of you were probably here in Santa Fe, working with the homeless at St. John's Church. I've seen the results of folks who are homeless being incarcerated just so they can not be homeless anymore. I certainly understand the value it brings to a community in caring for the homeless. But I will say this, all of a sudden, this turned into you're either for the homeless or against the homeless kind of debate, and that bothers me."

Councilor Dominguez continued, "The lease isn't on the table tonight. All of a sudden, I'm getting bombarded with emails and calls about sign the lease. I'm not sure why that lease hasn't been brought to us, but I will tell you that the Devil's in the details in how we deal with this through that lease. I believe that the concerns the neighbors have are legitimate. I'm not saying the solution is just to pick it up and move it, but I think those concerns are legitimate. And it is not only incumbent on this Governing Body to listen to those concerns and validate them, but it is also incumbent on the organizations running the shelter to listen to them and validate them."

Councilor Dominguez said, "And having this you're for them or against them kind of debate does not help this community one bit. I think the spirit of Councilor Rivera's bill is in the right vein, and that is that we can do better, we have done better, but we can continue to do better. And that's not going to happen without legitimate dialogue recognizing the elephants in the room, and doing it for the right reasons. Not just to be able to make a political speech or say that we've contributed to the community. It's about making sure we are reaching those people who are impacted, not only as homeless people, but the neighborhoods that surround them. Maybe we do need to have, I don't know how many meetings you had Councilor Bushee, but I certainly know there haven't been that number of meetings in this instance."

Councilor Dominguez continued, "So what I see this Resolution doing is starting the dialogue, about how we can do better. I would say we haven't had a public hearing on this, and I'm not sure if anybody is interested in that. But that means, you're going to have to have, as Councilor Rivera said in his invocation – open minds and open hearts, and they are going to have to look at their neighbors, and more importantly, look at themselves. And with that Mayor, I'm interested to see what may be brewing, but I do not stand in support of the motion right now."

Councilor Bushee said, "As I stated from the start, I didn't feel like this was wrong some times. I just didn't feel they were inclusive or expansive enough. So the dialogue I was hoping to have..... and never did I say the neighbors' aren't legitimate. That's where we started in the Railyard, and my eyes were opened after we met a half a dozen times with different groups of people, and maybe more in the end. And I never questioned the intention or motives or either Chris or you. I spoke passionately against the initial Resolution, which said move the shelter as sort of outcome, without even having had the effort. And I was grateful to see, and I mentioned that when I first started this evening, that I was grateful that you have made those changes, but I didn't think they went far enough."

Councilor Bushee continued, "I don't want to delay this process and have it go on for months. I just think we need to expand the conversation, and that's all I was hoping. Because what you have is convene meetings with other agencies that provide services, and it was sort of a band-aid in some ways. And even though it's not directly tied to this, I think that's why staff was holding out and going for the operating

agreement. They're not listening, the two of them that are writing that operating agreement. But I think we need to have.... let me just say one more thing. The real problem not so much, I need you to hear this Chris, the real problem is not so much what takes place at the shelter but what happens when the residents leave at 7:30 in the morning in the cold and have no where to go, or they're loitering around to eat. And a lot of these are problems the City needs to find solutions for. I think we need the rest of this room and more, to stay involved, and come to more hearings, so I'm going to withdraw my motion and make another motion."

WITHDRAWAL OF THE MOTION: Councilor Bushee withdrew her motion.

MOTION: Councilor Bushee moved, seconded by Councilor Trujillo, to adopt Resolution No. 2014-94 with some amendments as follows: "I would ask that we convene a series of at least 3 hearings, rather than just meet with agencies dealing with the homeless, that we meet with all stakeholders; secondly I would attach that we would direct staff that we sign a 3-year lease as part of this arrangement.

DISCUSSION: Councilor Bushee said, "You can decide it's your District, I will go to these meetings if you want to have 3 meetings, or meetings at public works. I met in the neighborhood, in churches that could hold 100 people, and then sometimes, directly at the area, a lot of different people came every time. I brought the Chief of Police, I brought the Fire Chief, I brought the City Manager, I brought Terrie. I brought different people every time. We would take notes so we could make sense of it."

Councilor Bushee continued, "The first Resolution talked about finding another situation, and finding on Siler Road or somewhere. We took \$1 million out of our Public Works budget to build this facility and renovate this facility, and we don't have the funds to consider somewhere else. And it is cold. If you had said to end homelessness in 10 years.... I don't know how, but I would love to see that. What we have is a lofty plan, but the reality is, when it's this cold, people need somewhere to go. And we picked that spot after looking everywhere. It's on Cerrillos Road. We did what we could. St. Elizabeth's is in a residential neighborhood where people were stabbing one another and defecating on peoples' stoops. We have a lot of things to address and we did it. It took a lot, and everybody had to stay involved. And I'm just asking that we make amendments so this Resolution.... I'm trying to negotiate here with you, because we get to do this and this is almost a *[inaudible]*, can we have meetings with all stakeholders involved in the public with City staff present.

Mayor Gonzales said, "One of the things we need clarification on, and Councilor Maestas brought it up, and Councilor Bushee is trying to address it in the motion, is the issue of the lease itself not being tied to this. And maybe from the administrative side, you can address that component, because I think there's been a lot of conversation here tonight, but we've not been able to bring some finality. One of the things I know for certain is that there will be a lease with the Interfaith. One of the things I know for certain is there is a promise that was made, not only to the advocates for homelessness, but to the neighborhood, that there would be some type of expectations and the delivery of service to both the individuals that walked into the shelter and the neighborhoods that were present to run the shelters. Although I think I saw something where there were Resolutions in the past that said there were no neighborhoods in the area and that was the justification for purchase. But there clearly are, and there are businesses. So, can you

provide an update of where we are on an operations agreement and on execution of the lease that's been worked on.

Mr. Snyder said, "As you're well aware, I'm in the process of working with staff on an operations agreement, as directed by the Council, I believe that was the last time Interfaith Shelter was here giving a presentation. I am working with Legal staff to make sure the operations agreement.....I haven't come up with a name on it, if it's an MOA or a MOU – a Memorandum of Agreement or a Memorandum of Understanding, whatever it's called.... I want to make sure it is aligned with the lease language. That is why the Lease Agreement has not been signed to date. We have every intention of signing the Lease Agreement, but at this time we're working with Legal to amend the Lease Agreement to put in some simple language to make sure there is alignment with that. The goal is to sign the Lease Agreement, even while we are working on an MOU or MOA, the operations agreement, so that's where we are today."

Mr. Snyder continued, "I talked with several of you. My intention of timeframes, is to bring the operations agreement back through the committee process for your review and approval in the upcoming committee meetings. And targeting the December Council meeting for ultimate approval of the operations agreement. The [inaudible] specifically behind the operations agreement is feedback we've heard from public meetings we've already had in this area that I attended, as well as staff that have been working with the Interfaith Shelter. So, that's the basis of starting the dialogue, and then bring it through the committee process."

Mayor Gonzales said, "So it's clear that that is a separate issue from what is being considered tonight, but I know it's been brought up quite a bit. So, for the record, I want to make sure we ask that question. Second, have your or your staff indicated to anybody from the Interfaith Shelter that there is not an interest either in signing the lease or in moving the homeless shelter."

Mr. Snyder said, "No Councilors, I have not. I can't speak for staff, but I have not given any direction..."

Mayor Gonzales said, "Have you provided any information to the Interfaith Shelter saying there was no intention of signing the lease, or that there is an intention to move the shelter."

Ms. Rodriguez said, "No. Mayor Gonzales, no."

Mayor Gonzales said, "I think it's important for the public to understand that we are going to proceed forward with the execution of a lease. I'm not sure how it got out. Maybe it was, as was indicated, that there was some expectation that a lease wasn't going to be signed because the homeless shelter was going to be moved. But it's been well articulated tonight, as Councilor Rivera passionately said, that we can do better and this Resolution, the Resolution hopefully as it stands, will reach out to all the people who work every day in trying to address homelessness in Santa Fe to come together to make sure that, one, it's being delivered at the most optimum levels. So the individuals working with homelessness and trying to alleviate the homelessness in our community are able to sit around the table and talk about, with their staff, is it being done as best as we can. Is there a coordinated effort that can take place. Because right now, it seems there are a lot of people focused on homelessness and that's important."

Mayor Gonzales continued, "But I don't gather a sense that there is a lot of collaboration and making sure there is continuing care. Because, ultimately the goal, if we're going to talk about ending homelessness, we have about talk about transitional plans to housing. We've got to make sure along the care network that people are able to address substance abuse, mental health issues, making sure if someone comes in with alcoholism, that they can have the immediate service to help them out. I think this Resolution actually asks for an assessment on that. And I'm sure the Inter-Faith would happy to work with this on how that assessment can be compiled. But ultimately, I thinks the public expects, if we're going to have a homeless shelter, it's got to be more than just being able to assure that a person has a safe place to go on a cold night. It's got to be about what happens when they wake up in the morning when they go into the light, so they have that level of care that's in place."

Mayor Gonzales continued, "So I'm hoping all of this can retreat from the issue of the fact that we want to just pick up this homeless shelter and move it somewhere just because the neighborhood is being affected by it. Or that, we are going to keep it here because a lot of work has been done on it. And refocus on what is the best for the individual who truly is homeless, and if the City is delivering the optimum services for all the money that has been spent to that individual. Because we've all focused tonight on the lease, but not on the homeless, the compassionate care. And sometimes we always have to be continuous in a way that is respectful and in honor of human life."

Mayor Gonzales continued, "So, hopefully to the mission itself, we can proceed forward and we can encourage and bring together all the providers of services to our homeless population, so they can assess whether finally being properly. I know that St. Eve's has stated several times that they need to grow. It is true it's not enough to handle the level of care that they need, so they are looking to extend. It seems like it would be timely to have a conversation with the Inter-Faith who knows that this facility isn't serving the population as well it could be. Can there be opportunities for expansion and growth in a collaborative way. That's what I understand that you are asking. Not to close this up and move it out anywhere that it could possibly go."

Mayor Gonzales continued, "And I will tell you that in meetings with neighbors and others, people have advocated that we move the homeless shelter out of town, that we move it to the jail. And what I've said is that no way are we going to do that. As a City, we are going to have the shelter in the City for the people to be cared for. So I think it's important that we send messages to everybody that we can do things better and there's a smarter way to do things. And the fact that there are so many people that care every day in what happens to them, and the fact they exist in the City is a beautiful thing. We've just got to bring them to the table and talk about how we can do it better. So, to the motion, Councilor Rivera."

FRIENDLY AMENDMENT: Councilor Rivera asked to amend the motion to compromise with a two-year lease, because there will be enough discussion and dialogue that are going to find out that we can do better, and that may mean doing something different with the lease. If we find that what we're doing is the best we can do, then if they want to sign a 10-year lease that is fine. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, WITH THE CONDITION THAT IT IS EFFECTIVE IMMEDIATELY ON THE PASSAGE OF THIS RESOLUTION AND CALLING FOR AT LEAST 3 STAKEHOLDERS MEETINGS BEYOND THE AGENCIES LISTED. THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.**

Councilor Bushee said the Board of the non-profit has to fundraise, and the City isn't handing them the "pile of cash" they need to maintain that facility.

Councilor Dominguez said, "I have a procedural question on the motion. I think we're sort of on the same track. Is it just the provision that a two-year lease be signed or agreed to, because I think we still need to see the lease and some of the details in the lease."

Councilor Bushee said, "Yes. That a lease be signed after the passage of this Resolution, that staff work quickly to come to a conclusion. This Memorandum of Operation, where did that come from. That's not a requirement of the lease, it's not a requirement of the Resolution. Well I'm asking, because the MOU seems to be a delay of the lease."

Councilor Dominguez said, "I'm wondering Councilor Bushee and staff, I guess maybe for Legal, can we have two separate items, or two separate agreements. One is the provision that we have a two-year lease, and then a separate agreement that kind of spells out the details of that. I'm a little reluctant to even ask that question, because the details may not fit well with the two-year provision. I like the idea of having that two-year lease, I just don't know what the lease says that may contradict the two-year provision. I don't know."

Councilor Bushee asked what the lease currently provides in this regard

Ms. Brennan said, "As I understand it, the lease provided for a one-year, and then, upon signature in this round, it would be for a three-year term, so effectively making it a two-year term is reducing the provision in the lease. And to answer Councilor Dominguez's question, there can be two agreements, but it would be ideal if they were executed at the same time. Failing that, we can have a provision in the lease that would make it subject to the execution and agreement between the parties of the MOU."

Councilor Bushee said the lease is now month-to-month, and asked how the City would get of the lease if it is unhappy with the tenants.

Ms. Brennan said, "Councilor, I can't say at this moment, because I don't have the lease in front of me. I would be very surprised if there were not a provision to terminate the lease if it defaults."

Councilor Dominguez said, "So it looks we're kind of like doing something that is conceptual. I agree with that. I agree that we need to get the lease term down, whether it's 2 or 3 years, but I still think that the details of that lease is something that needs to be vetted by the Governing Body. We don't know if there if there is a fiscal impact to some of that. I have no idea if the lease is going to call for additional staff time, or additional staff resources, and I'm not saying it does or it doesn't. I'm just saying that these are some of the things we need to be able to see. I guess what I'm saying, is I'm in support of the motion, the idea of going to two-years, as long as we can see the lease at some point."

Councilor Bushee said, "Can I clarify that I think what will happen after the stakeholders meetings, is that maybe the MOU would be defined from those meetings, which is really how you want to address the operations. The lease just says they're going to occupy this space. We clearly have never said we would give them more money, they've been doing this on a shoestring."

Councilor Dominguez said, "But it says how we're going to occupy that space."

Mayor Gonzales said, "Right. So, as a tenant of a City building, basically the lease will lay out what the expectations are, right. That they're delivering services, they're keeping their doors open, and those are all items I'm assuming will be in the least, to make sure that it's more than just occupying the building."

Councilor Bushee asked if that is in the lease.

Ms. Brennan said, "Again, I don't have the lease in front of me. I assume it defines the services they are providing and when. The MOU, I think, is intended, after the discussions recently, to address a number of neighborhood concerns as well as staff concerns that have been identified through the process. We can certainly, as we move an MOU forward, and I think there has been, as the City Manager indicated, a number of discussions with neighbors and staff about there could be hearings when considered by committees of the Council. That should embrace that other set of circumstances."

FRIENDLY AMENDMENT: Councilor Maestas said perhaps we should add language that does not unnecessarily limit staff in negotiating the term of the lease. **Councilor Maestas** suggested amending the motion to use language that, "the initial lease period be not less than two years." This gives some assurance to advocates of the facility they have two years there, with the potential for renewal, and assures the neighbors it's less than 3 years, probably 2 years, and that will give the community enough time to implement what Councilor Rivera is calling for in his proposed Resolution. **Councilor Dominguez** asked that it be included as a separate "Be It Further Resolved," so it's clear and not buried in the rest of the language. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.**

Mayor Gonzales asked Ms. Brennan if she "captured that."

Ms. Brennan said, "Yes. I think... we have heard some suggestion from Councilor Dominguez that the lease would travel with the MOU when it comes before Council, wherever this happens, or if it anticipated that the lease be executed, subject to the subsequent execution of the..."

Councilor Dominguez, "I think it has to. I think that the terms, the details of the lease need to be vetted, but the disclosure that there is a two-year agreement, I think is appropriate enough. That's really what I'm getting to. I think it needs to travel with the lease."

Mayor Gonzales said, "Not to throw a monkey-wrench in the verbiage, but if you are serious about convening all the providers and the community, and we identify paths to more convenient or better locations within this time period. Could that be addressed in this, because there's got to be, I think to the providers out there who are advocating for a larger space or a more collaborative effort, we're going to identify whether that can happen over the next year or not. I'm assuming it probably will take at least two years to build something, so that may not be an issue. So it doesn't prevent identifying other areas where there could be services provided. That's the only issue in this conversation."

Ms. Brennan said, "That's correct. And all agreements are also open to discussion by agreement of the parties. And it seems to me that you have that fundamental agreement to agree to agree."

Councilor Bushee said, "Mayor you know that impassioned speech that you said nobody wants to move this facility, and then you just doubled back around and said...."

Mayor Gonzales said, "I didn't double back around, so don't put words in my mouth."

Councilor Bushee said, "Well, what I'm trying to say is the reason people are here, and it seems black and white and they're for against kind of thing, is because the Resolution that was first introduced, started out in those terms. Let's move the shelter. And so the discussion has yet to take place with all the stakeholders to talk about how we can improve the operations. And I am trying to give some assurance that the security to the operations be in that location for at least two years for the Board that has been handed this problem to operate that, the new Executive Director. And I'm separating out this MOU, because I actually don't know where the MOU came from. It's not as if we asked for an MOU. Who did."

Mr. Snyder said, "The City Council asked for this MOU, this operating agreement."

Councilor Bushee asked, "When."

Mr. Snyder said, "When Inter-Faith presented two meetings ago as an informational item, I was directed to work on an operational agreement."

Councilor Bushee asked if "we voted on that."

Mr. Snyder said, "I was directed to by the Governing Body, as part of that discussion."

CLARIFICATION OF MOTION BY MAKER: Councilor Bushee said, "Anyhow, back to the point. I made a motion. My motion suggests that we have, at a minimum of 3 stakeholder meetings, public hearings and that we also sign a two year lease effective immediately. The MOU from my understanding can come after all these hearings, because we're already say in the lease what services are to be offered and it's going to be at that facility. It doesn't stop us from having a forum discussion in those parameters."

Mayor Gonzales said, "I don't think anyone is arguing that point."

Councilor Rivera asked, "Are there any legal issues with forcing a lease to be signed without really having any information about it."

Ms. Brennan said, "I believe that the lease, again, it's not in front of me, since it provided for execution after the first year for a three-year term, I would assume that authorization would be for less than three-years. And I would put a provision in it that required the subsequent agreement of the parties on operations parameters, as a condition of that signature."

Mayor Gonzales said, "So on this point, just quickly, I was just consulting with Councilor Dominguez, everything is ready to go, unless the Councilors are saying otherwise, there is no need to bring the lease back to the Council."

Ms. Brennan said, "I don't believe so."

Mayor Gonzales said, "The Council right now, let's be clear, does any member of the Council wish for the lease to come through the process before we grant this."

Councilor Dominguez said, "I think maybe you misunderstood me, Mayor. I think there are things that the City should negotiate with the Shelter that can be in the lease. Such as maybe mandating that the shelter have at least one annual meeting with the neighbors, something like that. That's stuff that needs to be spelled out in the terms in the lease itself. I'm okay with the years. I'm okay with having that shelter there for at least two years as articulated in the motion. But I think there are things the City needs to be responsible for, that need to be mandated in that lease, and there are things that the organization needs to be responsible for that can be articulated in that lease as well. So I'm having trouble with severing the difference between the time limit on the lease and the details that go in that lease."

Mayor Gonzales said, "So do you want to see the lease. Do you want it to come back through committees."

Councilor Dominguez said, "I don't think it would hurt."

Mayor Gonzales said, "Okay. If it's going to come back through committees, just for the public so they know in terms of when the lease will be executed. It should not be any later than December 10, 2014, our next City Council meeting. Correct."

Mayor Gonzales asked, "Amongst the Council, for at least a pathway to execution for the Interfaith, so they know a date certain for the two-year lease to be determined. It will go to Finance, any other committees that want to see it."

Councilor Bushee said my motion was something different than what you're doing."

Mayor Gonzales said, "I'm just asking real quick before the motion is heard, just in the pathway for the public if there is. So it will be Finance. Any others. I'm just want to know what the pathway is, so we can all consider it prior to it, because I think the public wants to know and Inter-Faith wants to know when we can get a lease signed. Right. If the Councilor wants to see the lease, they're not going to get a lease then until December 10th, unless you guys are saying otherwise. Then we can grant the Manager the ability to sign the lease without us seeing it prior to that."

Councilor Bushee said, "It's my understanding that this Memorandum of Understanding could outline the operational requirements, the things that are missing. A standard lease is going to talk about who's going to be in the building and what they're going to do in that building. We had a lease, Terrie, how many years was the Inter-Faith there, different director."

Ms. Rodriguez said the initial lease was for one year. It was renewed again and then we had 1 three-year renewal and now this is the request for the second three-year renewal.

Councilor Bushee said I didn't see a whole change, or any discussion of any of those leases in the past. What I see is this operational agreement, that will say the City does this, the shelter does this, somewhere in between. That's what I see coming out of those discussions. That's why my motion said 3 stakeholder meetings at a minimum, and I can add after the stakeholder meetings that the Memorandum of Understanding or Agreement will be outlined out how the shelter is to operated and the arrangement between the City and the Inter-Faith Organization. That would be another motion I would add. And my other piece of the motion, at a minimum of two years it would effective after the passage of this Resolution. So there assurances on behalf of the organization that is doing work for us really, that they would have a chance to fundraise and be able to continue the operations at the shelter. I separate the two because I think that's important. And after the [inaudible], I think we can have a real opportunity to talk about what's missing, but it's about operations. It's not about who is going to be in that building and for how long and what services they will deliver. It's operations."

FRIENDLY AMENDMENT: Councilor Bushee said she would propose to add to her motion that after the stakeholder meetings that a Memorandum of Understanding or Agreement will be outlined out how the shelter is to operated and the arrangement between the City and the Inter-Faith Organization, and after the meetings staff will bring forward an MOU to go through the Committees. **THE MOTION WAS FRIENDLY TO THE SECOND AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE COUNCIL.**

Councilor Dominguez said, "Mayor, I think that addresses my concerns, especially if we have a separate Therefore Be It Resolved as Councilor Maestas offered. I think that last part you said about the MOU, I think addresses my concerns."

Councilor Bushee said, "I have added language about the MOU. Did you get that. About requiring an MOU after the sequence of meetings that staff brings forward, and go through the Committee process and the committees can hold them as public hearings if they want to."

Councilor Maestas said, "I would like to suggest maybe using specific language for the document, unless, staff you gathered everything that she said and you can translate that into a very exact amendment to this. Can anyone read it back."

Councilor Bushee said, "After the stakeholder meetings bring an MOU forward through the committee process."

Ms. Brennan said, "As I understand, this will be signed, and this included a Be it Resolved clause that the term be not less than two years, that a number of stakeholder meetings, and this is about process, three, I believe involving neighbors, staff and representatives of Inter-Faith, that the MOU that is the result of that process, come back through committees, and come to the Council and those committees can hold public hearings on that. I think that's it. Okay."

Councilor Ives said, "Usually.... I can certainly remember having had the Governing Body act on various leases in the past. The notice here tonight was dealing with this Resolution, not with lease renewals, so I'm just asking the question, procedurally about our capacity here tonight to act immediately on the leases."

Ms. Brennan said, "I believe we are giving direction to staff. I believe intrinsic in that lease, based on what from Terrie, I had understood it was a one-year term with a two-year renewal. But what she is saying is this was authorized with a one-year initial term, a three-year renewal and we are now on the second three-year renewal. So I think Council has authorized this lease, and to the extent it is for not less than two, I don't think we're adding to the term of the lease, which I think would require additional notice."

Mayor Gonzales said Councilor Bushee has added the amendment to direct staff to execute the lease with the language that is in place, to conduct the hearings. He said, "Councilor, I'm assuming the coordination, the gathering of the agencies is still part of it."

Councilor Bushee said, "It's stakeholders. All stakeholders at public hearings at a minimum of three stakeholder meetings involving any pertinent staff as well."

Mayor Gonzales asked Councilor Rivera if he has any final questions.

Councilor Rivera said no, just to thank all of you for the discussion on this, and to thank everyone for attending the meeting. He said, "I know it's not going to make everyone happy, but we're trying to move forward, again, in a positive direction, so I hope we all leave with that in mind. And we want to do what the

Mayor said, what's really best for our homeless community and how we can collaborate to do so. Thank you."

VOTE: The motion, as amended, was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

Explaining his vote: Councilor Ives said, "Yes, although I would like to make a short statement when we conclude."

Councilor Ives said, "I have no doubt that we have reached the right result here this evening. I am curious still about some of our procedural issues. So I would like to engage in a discussion with probably counsel and the City Clerk about how we do lease renewals, to make sure I'm clear on the process."

11(n) PURSUANT TO RESOLUTION 2014-76 – INTERIM REPORT ON THE WEEKEND SHUTTLE PILOT PROJECT – SANTA FE UNIVERSITY OF ART AND DESIGN. (INFORMATION ONLY) (JON BULTHUIS)

Councilor Bushee said she didn't hear this at Public Works, and asked the date where we had all the use on 9/26 and 9/27. I can't remember. I know we've had some functions. What that a special function on the Plaza.

Mr. Bulthuis said it was an event that was coordinated by the University, but he doesn't know what the specific event was..

Councilor Bushee said, "Relatively speaking, Thursday night was a big tank, and the Friday night was a better night, and Saturday wasn't so bad. But relatively speaking, were these the expected numbers, or how do you feel about these numbers."

Mr. Bulthuis said, "We are still assessing the makeup of the turnout. And we'll give a staff report at the December meeting. I know that was anticipated for this meeting, but because of other responsibilities, I haven't had a chance to get to that."

Councilor Bushee said she was surprised to see this item on consent, and she didn't get it at Public Works, "so those are my questions, so I will move for approval."

Councilor Ives said it is informational and a vote isn't necessary.

Councilor Bushee said, "I don't even know why it's here it's informational. I don't know why it's on consent."

Mayor Gonzales said it is more informational, but it is on Consent for approval. He said, "I will say, that at least in the preliminary conversation with Jon, the shuttle is not carrying as many people as we would have liked. So, it's a little bit disappointing, but it's doing as much as we would have liked for it to have done."

Councilor Maestas said, "Thanks Jon, and that was one of my issues, as I read the Resolution, that what we got in our packet does not even come close to the description of the deliverable for tonight's report. I had to try and discern and interpret raw data, and this seems to be a pattern. So I think we really need to redouble our efforts in terms of what's presented to Council. I think it's good for us to have the supporting raw data, but the Resolution does say that staff will provide recommendations regarding potential service expansion to other campus locations, identify the overall performance of the pilot project. I think the only thing I could gather was Thursday was a bomb, based on the raw data."

Councilor Maestas continued, "And just for the future, if you can't make the deadline, let us know. I would be willing to wait for a detailed report. I would totally understand any delays associated with the staff report. But I just think, given our timeframe, it's not desirable for us just to look through raw data and draw our own conclusions. Especially when we drafted a Resolution that was pretty explicit in terms of what we wanted. That's all I have Mr. Mayor."

Mayor Gonzales said, "The staff is always available to contact too. I know I talked to Jon after I saw the same thing, Councilor Maestas, put in a call and said, what does this mean. He said it's not working the way we wanted it to Mayor."

Councilor Lindell asked when is the end date of this program.

Mr. Bulthuis said, "I believe it is December 20th."

Councilor Lindell said then we'll have another report in December.

Mr. Bulthuis said, "The reason you didn't have a detailed report today, was because I had other duties that were more pressing, frankly, so I had to get after those. But I have committed in the Memo to come back in December, make the staff recommendation and look for direction from the Council as to how to go forward."

Councilor Lindell said, "So we funded it through the end of December. Just in looking at the raw data and working on it a little bit, we gave it a good try, gave it a good shot. And it doesn't seem like this program is giving us the returns we wanted."

Mayor Gonzales said, "To the credit of the staff, Councilor, they went out and pulled this off without a fiscal cost to the City. They were able to deal with the scheduling so there wasn't a cost in terms of the bottom line for transportation, correct me if I'm wrong."

Mr. Bulthuis said that is correct.

Councilor Lindell said then there was no fiscal impact from this program.

Mr. Bulthuis said, "We reassigned staff, so it was all existing resources."

Mayor Gonzales said, "I think I know where the Council is going, and potentially, we know it's not hitting the mark, being able to pull the plug if you need is something you ought to do. Right. And not feel like you have to go through it just because it says it's going to be in place for a period of time. Right. And I think you have to use your judgment and discretion, although it's not in the resolution, I don't know that the Council would have a lot of heartburn if you pulled the plug on it because there was no one showing up to the bus in the nighttime side of it."

Mr. Bulthuis said, "I'll certainly stand for any direction from the Council related to that."

Councilor Maestas said, "On the positive side, I think I interpreted the data correctly, we were concerned about the early termination of the pilot shuttle, and we thought we would strand or leave folks partying downtown on the weekends without a way to get back after 11:00 p.m. As I look at the numbers, at least on the busiest night, we almost had balance in terms of those departing the University and those coming back within that time period. I think there was a deficit of maybe 5. When you analyze this, maybe look at this issue, one of his top issues which is taking people on a one-way trip, and they are there to party downtown, and they have no means of getting back." He hopes they won't drive and will get somebody else to drive them if they've been drinking.

10(o) REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING FOR DECEMBER 10, 2014:

BILL NO. 2014-35: AN ORDINANCE REPEALING AND READOPTING ARTICLE IX OF THE UNIFORM TRAFFIC ORDINANCE TO ESTABLISH THAT PARKING VIOLATIONS RELATED TO PARKING METERS, CITY PARKING LOTS AND CITY PARKING GARAGES ARE CIVIL PARKING VIOLATIONS AND SUBJECT TO ADMINISTRATIVE ADJUDICATION AND COLLECTION FROM AN EXTERNAL COLLECTION AGENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO MEET THE PURPOSE OF THIS ORDINANCE (COUNCILOR DIMAS). (SEVASTIAN GURULE)

Councilor Ives thanked Councilor Dimas for bringing this forward, noting it has been discussed for several years. He said, "In some of the preliminary discussions about going to the civil side for collections there was a feeling that a particular State Statute would require 50% of amounts collected to be directed to the State. What is the circumstance there."

Mr. Gurule said it is his understanding that decriminalizing these citations would not require us to pay 50% of our revenue to the State, and said Mr. Walker will elaborate on that.

Alfred Walker, Assistant City Attorney said, "That statute refers specifically to speed vans and red light cameras. It does not apply to other nuisance or civil violations the municipality might come up with."

Councilor Ives said he is very glad to hear that, because it was something that shut down all the discussions two years ago when we first initiated them.

Councilor Ives said on page 2 of the Memorandum, under Proposed Policies and Procedures, #2 provides that "the City will pursue all remedies for collection of the unpaid debt," and then #4 provides that once it "... Has been sent to a collection agency payment can only be made to the collection agency." He asked, "Do we not intend, and I will be honest, I don't know the extent to which collection agencies can pursue things other than through phone calls and those various types of mechanisms. And as I recall, there are some offenders in our parking system who had not insignificant numbers of tickets and therefore fines applicable. Is there no other circumstance where we would not want to pursue them through other means. What's the intent, the thought there."

Mr. Gurule said, "My understanding of this section is that we will accept payment up and through the point in which that citation has been funneled over to a collection agency. At that point in time, and only at that time, can a payment directly through the collection agency. We will try to pursue collection on any outstanding citations that we possibly can."

Councilor Ives said, "Civil citations presumably could be pursued in court. Where do you see the Municipal Court fitting into this process."

Mr. Gurule said, "With the citations that are decriminalized, I don't feel that we are going to have a relationship with the Municipal Court to adjudicate those, unless there is a suit that is filed against the City, in which case I believe that would end up going through District Court. The other citations that are not decriminalized will continue working through the Municipal Court process."

Councilor Ives asked the statute of limitations for a parking violation under the terms of the Ordinance.

Mr. Gurule said, "During the presentation to Public Safety, former Assistant Judy Amer had report that in her research, the statute of limitations was one year from date of issuance."

Councilor Ives said he thought that was because they were criminal matters, misdemeanor matters and therefore not enforceable after that one year statute.

Mr. Gurule said, "That is correct for those that are still criminalized. For the decriminalized citations, my understanding is, and you can correct me, I don't think there is a statute of limitations on the decriminalized ones."

Mr. Walker said, "Yes, there is a statute of limitations, I'm not exactly sure what it would be, but it's certainly longer than a year. And I haven't looked at which statute would apply. And there is a catch-all statute as I recall in the civil limitations permit, and I don't remember what that is. Yes, it's certainly going to be much longer than a year."

Councilor Ives said he would be curious to know. He said, "One of the reasons we racked up that \$7 million from 2000 to 2013, was so much of it was no longer collectible except by impassioned request, which didn't seem to be a terribly effective mechanism."

Mr. Walker said, "That's correct. I think with these procedures, part of the difficulty was just the way things were set up and the capacity of the Municipal Court. There were a number of citations that just never made it over to Municipal Court. As I read this, as I take a look at this, these are all going to be in the system. They are all going to be pursued, and if legal action needs to be taken, it's going to be taken at least relatively quickly, so I wouldn't think we would have the limitations issue."

Councilor Ives said if there were large amounts of fines racked-up under this Ordinance, he presumes we still have the possibility of going to Municipal Court and asking for redress, because the Statute of Limitations on a judgment would be 14 years, thus much longer.

Mr. Walker said, "Municipal Court would not have jurisdiction over any of our civil infractions. We could presumably, if it was below the threshold amount, we would file in Magistrate Court or even in District Court to pursue those, but we wouldn't be going through Municipal Court for that. But there would be a way to collect on the debt."

Councilor Ives said he would love for Mr. Walker to enlighten him on the reason the Municipal Court would not have jurisdiction, but that can be done off-line.

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

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, and Councilor Trujillo.

Against: Councilor Bushee

Absent for the vote: Councilor Rivera.

Explaining her vote: Councilor Bushee said, "You know, I have concerns about the costs of the additional staff, and so I'm going to vote no for this one. Sorry."

11. REQUEST FOR APPROVAL OF AMENDMENTS TO AN EXISTING LEASE AGREEMENT DATED JUNE 1, 2010, BETWEEN THE CITY OF SANTA FE AND 60 E. SAN FRANCISCO STREET, LTD., CO. (D/B/A SANTA FE ARCADE) FOR 440 SQUARE FEET OF AIR RIGHTS OVER CITY-OWNED PROPERTY ADJACENT TO THE NORTHERN BOUNDARY OF 60 E. SAN FRANCISCO STREET. (EDWARD VIGIL)

A copy of *Revisions to Section 4 of Proposed Lease Agreement*, dated November 12, 2014, submitted for the record by staff, is incorporated herewith to these amendments as Exhibit "3."

Matthew O'Reilly said the item before you is an amendment to an existing lease agreement which was entered into by the City in June 2010. The existing lease agreement went through all City Council committees and ultimately was approved by the Governing Body. Mr. O'Reilly noted that an amendment sheet of suggested revisions to Section 4 of the proposed Lease Agreement, which were suggested by Councilor Lindell, are on the Governing Body's desk, and staff would recommend this revision be included in the Agreement [Exhibit "3"]..

Councilor Bushee asked what these changes do.

Mr. O'Reilly said they require that the lease rate be negotiated between the City and the Lessee, prior to commencing with any additional terms of the lease.

MOTION: Councilor Bushee moved, seconded by Councilor Lindell, to approve this request, with the proposed amendments.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

12. REQUEST FOR APPROVAL OF IMPLEMENTATION OPTION PER RESOLUTION 2014-54 REGARDING DONATED COMPUTERS FOR INDIGENT CHILDREN PROGRAM. (RENEE MARTINEZ)

Renee Martinez said, "I am here to present options for donating City PC's that are retired to indigent children. The options were submitted to the Finance Committee, and their recommendation was we go ahead to proceed and start to prepare the computers that are retiring from City use, and work with the Santa Fe Public Schools to identify what children would best benefit from those computer. And also, Councilor Trujillo was kind enough to say he would like to work with me and the IT Department to load on a more standard refresh program for City PC's as a whole. And I'll stand for questions.

Councilor Bushee said she is glad we're going to do this and that Ms. Martinez is here to implement it. She said, "I would ask that you expand it perhaps beyond the public schools to places like the Boys and Girls School. Is that possible, or is that stated already in the Resolution."

Ms. Martinez said the Resolution is not specific as to whom we give computers to.

Councilor Bushee said, "I would suggest you start there maybe. They would certainly have a grasp on some kids that might not have the means to participate in a school resource program like that. The other is, if more than 10 computers are provided in any given month, we're going to let a contractor, a local firm charge us \$90 per computer. I would suggest you would cap that no more than 10 computers per month to avoid that cost, if that can be a recommendation. I don't know that we have to approve anything, do we. If that's the case, I would make that motion."

MOTION: Councilor Bushee moved, seconded by Councilor Lindell, to approve this request, with an amendment that they start with the Boys & Girls Club, and cap it at 10 per month so we don't incur any additional costs.

DISCUSSION: Councilor Maestas said, "I want to echo what Councilor Bushee said. In reading this, it's a great program, but in light of the property tax hike that was passed by the Schools that focused on integration of technology to assist in learning in the Schools.... I'm reluctant to identify specific non-profits that serve our disadvantaged youth. But I would like us to identify those existing non-profits, in addition to the Boys and Girls Club, and perhaps revisit this with the Schools and see what their plan is to equip students with computers."

Councilor Maestas continued, "I think there definitely is a need out there and it's laudable to work with the schools, but I agree, in light of this property tax increase specifically identified for technology integration in schools, I think we ought to identify other non-profit that serve youth to see if they can receive these computers."

Councilor Rivera noted he had tasked Ms. Martinez to do this, and thanked her for her work on this along with Lisa Martinez. He said Option #1 obviously is the recommendation.

Councilor Ives said this is great, and he is happy to join as a cosponsor on the measure going forward.

Mayor Gonzales said, "Equally important are indigent families getting access to computers. Part of the big issue, I think when we talk about workforce development and building up skill sets and creating access to better jobs, there is a digital divide. Not so much in what's happening in the home, in terms of the broadband, but what's happening in the home without access to the computer so that parents can go on line and learn a skill set or take an on-line class. I'm hopeful that part of this isn't just about turning over a computer to a young child, but that there can be full integration into the home to get the skill set to move into the workforce. Hopefully, as we move forward, that can be part of the actions."

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None

13. CONSIDERATION OF RESOLUTION NO. 2014-95 (MAYOR GONZALES, COUNCILOR MAESTAS AND COUNCILOR IVES). A RESOLUTION ESTABLISHING CITY OF SANTA FE LEGISLATIVE PRIORITIES FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52ND LEGISLATURE – STATE OF NEW MEXICO – FIRST SESSION 2015. (BRIAN SNYDER)

A copy of a Working Draft of a Resolution dated 11/12/14, A Resolution establishing City of Santa Fe Legislative priorities for consideration by the New Mexico State Legislature during the 52nd Legislature, State of New Mexico, First Session, 2015, is incorporated herewith to these minutes as Exhibit "4."

An Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, November 10, 2014, is incorporated herewith to these minutes as Exhibit "5."

A copy of *Legislative ICIP Priorities*, identified as legislative priorities by Public Works Committee on November 10, 2014, entered for the record by Isaac Pino, is incorporated herewith to these minutes as Exhibit "6."

Mr. Pino said Ms. Byers is passing out the final iteration of the ICIP [Exhibit "6"], noting this went twice to Public Works and Finance and it went to the Public Utilities Committee. He said Mark Duran is here to answer any questions.

Councilor Dominguez thanked staff for their work and thanked the Committee as well. He said, "I will say that it was somewhat painful, but it was informative, and I'm hoping if things change next year, that we have a little more time to consider the changes and have a better or smoother process. Not that this was not worth the effort, but maybe next year if we can do it a little smoother it might be helpful. I know that some of that is out of your control because of what DFA and the Legislature may or may not do." .

MOTION: Councilor Dominguez moved, seconded by Councilor Maestas, to adopt Resolution #2014-95, with an amendment as follows: "Measures that would educate the Legislature, their staff, and executive branch on the financial and public health impacts of alcohol use and abuse, to be attached to the sections we have regarding the liquor legislation."

DISCUSSION: Councilor Maestas said, "I had a question on the list of water projects that we propose to pursue through the Water Trust Board. Does the Water Trust Board entertain applications for wastewater treatment projects and not just water projects."

Mr. Duran said, "I believe they do."

Councilor Maestas said, "The reason I question that now, at this point, is if you look at those projects, they're all water projects. And we just completed a series of water rate increases, and as you know our Water Fund considers capital improvements. So I'm wondering how vital these capital improvements are to our water fund. But if you look at the Wastewater Fund, and we're going to be hearing the merits of legislation to increase the sewer rates, the \$4 million digester that's in the ICIP, is in the capital improvement plan for the Wastewater Fund. I think we should look for efforts to minimize these rate increases, and so, my question is, why wasn't the Wastewater digester put on the list for Water Trust Board monies as a means to eliminate or minimize that hike in the Wastewater Fund rates. So my question is why didn't we consider some of the capital improvements that we're trying to fund in the Wastewater Fund through the rate increase, and pursue that through the Water Trust Board."

Mr. Snyder said, "I don't have a good answer as to why. I'm very familiar with the Water Trust Board from my Utilities and Water Division days. However, we've never solicited money for wastewater, so I'm not sure if it available for wastewater projects. I know it's for water, water infrastructure, watersheds, stormwater, but I'm not aware it is available for wastewater. We can definitely look into that and I will have an answer to you on that. I do know, from the wastewater standpoint, that wastewater is in the process of going through a master plan for all of the infrastructure. We know we've had problems with the digesters. Several of you on Council realize that, because we came back to you because of an emergency leak a year and half or so ago. But, from a funding standpoint, I'm not sure about the Water Trust Board. We can definitely look into that."

Councilor Maestas said, "So my point being is that I think anytime we have an opportunity to pursue capital improvements that impact proposed rates, we should do that. And so I just question, maybe the judgment by staff in pursuing all water projects and not making an attempt to pursue that digester, which is a \$4 million capital project and it's factored into the Wastewater Fund and tied to the rates. That's just a suggestion I think going forward."

Councilor Maestas said, "The other question I had was, I was asked to take a lead in this effort, and this has really grown, but there are some additions I'm not aware of, such as on page 6 of the Resolution, line 4 as follows:

1. *Amend State law to repeal the sections of HB641 that phased out the hold harmless provision and enacted a new municipal hold harmless tax and reenact the Hold Harmless distribution from the State to Municipalities.*

Is that just a roll-back of the repeal of the Hold Harmless, because I don't know.... was this New Mexico Municipal League legislation. Where did this come from. Was this added in Committee or can anyone maybe...."

Councilor Dominguez said, "I can answer that, Mayor. So basically, we just took what we had from last year's Legislative Priorities, and just included some of that in here, and so that came from last year's Legislative Priorities as it relates to the Hold Harmless. I think, and you can correct me if I'm wrong, Mark, but I think it's consistent with what it is that we have said as to the impact of the Hold Harmless to the City of Santa Fe. And so I think you can speak more to it than I can Mark, but really that's where it came from."

Councilor Maestas said, "I just think we can't un-ring the bell. The repeal of the Hold Harmless has happened, and I think this may conflict with Section 1, on page 4, and that's our number one policy priority and that's asking for full gross receipts tax reform. I realize maybe that's just our way of saying we don't like what's happened. Let's replace everything that was in place for hold harmless. But this could conflict with our desire for comprehensive tax reform."

Councilor Dominguez said, "It wasn't meant to, but I hear you."

Councilor Maestas said, "But I guess if we want to make a statement, I guess if anything it's a statement. And then the other thing too, is there seems to be a missing portion of the Resolution. The top of page 8, there's no heading for Section 3. If you look at page 6, you have.... oh, I'm missing an entire page."

Mr. Duran said, "I think it goes from page 6 to page 8, and the last page is page 7. So just insert page 7 in between those two."

Councilor Maestas said, "And then the alcohol related additions. Now is this past policy as well. It is."

Councilor Dominguez said, "Yes, except for the sense that I had in the motion that I made. And it was that Committee. It was at Public Works, which I know you're not a part of."

Councilor Maestas said, "In looking at the finalized CIP Table. Mark is this kind of what you wanted. You wanted us to be in the ballpark of \$1.2 million. Have you had a chance to look at the write-ups in the Public Works in the ICIP. We have a straight, like a spreadsheet listing of all the projects, but then we have kind of like a summary sheet dedicated to that one project. And I know there's several questions in the Capital Outlay form. It is phased: Do you have the money. Is it shovel ready. Now, based on the projects that we've put forward, would you say these would fare very well in the application process, based on the summary sheets provided by Public Works of each project. Or like, would you say these would fare pretty well. I know some of them have recurring costs. The Traffic Calming improvements, the total of \$4.2 million over the next 4 fiscal years or so. But each of those expenditures are distinct phases of those projects like, would you say."

Mr. Pino indicated that is correct.

Councilor Maestas said this is all he has.

Councilor Dominguez said, "I just wanted to ask the lobbyist whether or not those two provisions conflict with each other, because I certainly don't want to do that. It just seems to me as though... I agree with you Councilor Maestas, Hold Harmless 'is what it is,' but at the same time, I hate to just take any opportunities that may exist to address that if it happens at the Legislature. So maybe you can tell us a little bit more about that Mark."

Mr. Duran said, "Okay. I think that the way I would envision this is how it would be presented to the Santa Fe Legislative Delegation. And that is, from a messaging standpoint, we want our Delegation to understand that we're still reeling from the repeal of the Hold Harmless, and that this item is really a messaging to that effect. It was part of last year's Resolution. Maybe the bell can't be un-rung, but we still want it noted for the fiscal impact that it is having on the City. Otherwise, our priority is then the priority that Councilor Maestas spoke about, which is general tax reform. I would think that would be a good way to position it."

Councilor Dominguez said, "I agree. I think we're probably going to get more value from trying to get some tax reform, than necessarily the Hold Harmless. At the very least we need to... every Finance Committee meeting, I cringe when I see that, what that impact is. So, my motion 'is as it is.' Thank you Mayor."

Councilor Trujillo said, "The only question I have is dealing with Section 5, on page 4, I see District 3 projects but nothing for District 4. And Councilor Lindell has some... okay I didn't see that one. Can I see it Councilor. So, do we have the District 4's in there. I don't understand like."

Mr. Pino said he should look at the Resolution that Ms. Byers passed out, the updated Resolution in which it is included.

Councilor Bushee asked, "Where are the District 1 priorities in the new Resolution. They aren't in there either."

Mr. Pino said, "I have all of the District priorities, and I am going to provide Mark with a separate spreadsheet so we can give it individually on those."

Councilor Trujillo said, "Okay, that's fine, that's all."

Councilor Ives said, "That was my question, how do we approve this, and yet deal with those District priorities."

Mr. Pino said the only requirement is that the two Councilors agree on those priorities, and that has been accomplished."

Councilor Ives said, "So, are we putting those District priorities forward to the Legislature in this Resolution."

Mr. Duran said, "Yes. I think the way it worked out was that this Resolution would have all the City-wide priorities, and then we will still be able to work out what the District priorities are. Take those consensus District priorities so those overlay the Legislators who they pertain to, and talk to them individually about the District priorities in their particular District where it overlays. And then, still move forward with those District priorities as capital outlay priorities, asking for the Legislative Delegation after they fund City-wide priorities, to help participate in those District priorities. So it will take the same process moving forward. .

Councilor Ives said, "So we would do a separate Resolution on those presumably at the next meeting of the Governing Body."

Mr. Duran said, "I guess we would do it that way also. Sure."

Councilor Maestas I do think we need to incorporate those into this Resolution. I hate to incorporate something that doesn't exist yet. I don't know if we're willing address that separately at the meeting on December 10th which will give us one final opportunity to come up with 3 projects per District. He asked if the maker and second would like to include that contingent upon consensus among Councilors.

Councilor Dominguez said why don't we just give direction to staff to bring that back to the Governing Body so we can have a final vote on that. He said let's give that direction and we can formalize in a piece of legislation.

Councilor Maestas has been working on the policy items for quite a while, noting the ICIP portion was excruciating at time. He thanked the Committee for their work in winnowing down the list, commenting ht thinks we are very close to consensus. He said this will make for a better meeting with the State Legislative Delegation. Councilor Maestas asked to be added at as a cosponsor. He said this is a robust legislative agenda which is well thought out and comments everyone for participating in the debate.

Councilor Ives asked to be added as a cosponsor.

Mayor asked Mr. Duran if he is clear on what is being done.

Mr. Duran said, "I am. It was 3 District priorities and we will work on a separate Resolution for the District priorities."

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

Explaining his vote: Councilor Dominguez said, "Yes, and thank you Councilor Rivera for working with me on the District priorities.

14. SUMMARY OF COUNCIL REQUESTED PROCUREMENT ISSUES FROM THE OCTOBER 29, 2014 CITY COUNCIL MEETING. (ROBERT RODARTE)

Robert Rodarte said, "After reviewing the minutes of the last Governing Body meeting, he was reviewing 11(i) and noticed there were a lot of questions pertaining to the procurement process. I highlighted them in my Memo according to my perception of the minutes of the meeting. And I'm open to questions related to procurement."

Councilor Bushee said, "I feel like this discussion is more appropriate at the Committee level, and we've moved way past the public hearing time, so I would ask that Robert have this scheduled at Public Works and Finance Committees for a thorough discussion."

Mayor Gonzales expressed appreciation to Mr. Rodarte for waiting all evening, and for responding to some of the requests. He thinks allowing for this to take place at the Committee level will provide him a lot more insight and direction.

15. MATTERS FROM THE CITY MANAGER

Mr. Snyder said in line with what Councilor Bushee just mentioned, he has noticed a trend in the last several meetings where our afternoon session runs way past 7:00 p.m. and into the evening session. He said, "One of the things Yolanda and I have been kicking around, and putting this out as food thought, that we move the Afternoon Session start time from 5:00 p.m. to 4:00 p.m. I'm not looking for action now, or discussion, but I'm just putting it out there because it seems to be a great idea."

Mayor Gonzales said we don't have to deliberate on it now, but let's think about it and come back with some type of dialogue.

Councilor Bushee said the Governing Body Procedural Rules provide that we will have our public hearings at 7:00 p.m. The idea is that we stop and have them. She said, "To be honest, we've debated that. We started at 4:00 p.m. for years, and working people had a hard time getting here."

Mayor Gonzales said he likes the idea of having a hard stop at 7:00 p.m., and move to the public hearings, and that is what we'll do in the future.

MOTION: Councilor Rivera moved, seconded by Councilor Bushee, to reconsider approval of the previous agenda, to move Item #16, Matters from the City Attorney to the end of the Evening Agenda, and to approve the Agenda as amended.

DISCUSSION: Mayor Gonzales asked if it is necessary to have a vote on this.

Ms. Brennan said, "I think you have to either table it to the end of the meeting, or move to modify the agenda."

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales, Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

16. MATTERS FROM THE CITY ATTORNEY

This matter was moved to the end of the Evening Agenda

17. MATTERS FROM THE CITY CLERK

There were no matters from the City Clerk.

18. COMMUNICATIONS FROM THE GOVERNING BODY

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of November 12, 2014, is incorporated herewith to these minutes as Exhibit "7."

Councilor Rivera

Councilor Rivera had no communications.

Councilor Trujillo

Councilor Trujillo had no communications.

Councilor Lindell

Councilor Lindell had no communications.

Councilor Dominguez

Councilor Dominguez introduced a Resolution Adopting the 2014 Santa Fe City and County Advisory Council on Food Policy Food Plan Entitled *Planning for Santa Fe's Food Future: Querencia, A Story of Food, Farming and Friends*. Councilor Bushee asked to Cosponsor. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "8."

Councilor Dominguez invited everyone to attend the Listening Session on December 6, 2014, on Food Security at Zona del Sol. He said everyone is welcome to the luncheon on Friday, December 5, 2014, at the Community College.

Councilor Ives

Councilor Ives had no communications.

Councilor Bushee

Councilor Bushee had no communications.

Councilor Maestas

Councilor Maestas introduced the following.

1. A Resolution authorizing City staff to collaborate with Santa Fe County staff to explore, research and analyze the feasibility of the recommendations in the December 2012 *Final Report of a Preliminary Economic Feasibility Assessment of a Publicly-Owned Electric Utility for the City of Santa Fe and Santa Fe County*; directing staff to report back to the Governing Body on staff's findings which shall include options, pros and cons, recommendations and fiscal impact related to such recommendations.
2. A Resolution relating to Montano Street; repealing Resolution No. 2013-4 which mandated City staff take no further action to connect Montano Street; and directing staff to explore and make recommendations to the Governing Body on whether a through-street will benefit the Montano Street Neighborhood and the City at large, by relieving traffic, parking and emergency access problems.

Councilor Maestas said he would like to recognize all of the City staff that helped to plan and coordinate the Veterans Day parade and ceremony. "They did a great great job."

Mayor Gonzales

Mayor Gonzales had no communications.

END OF AFTERNOON SESSION AT APPROXIMATELY 7:30 P.M.

EVENING SESSION

A. CALL TO ORDER AND ROLL CALL

The Evening Session was called to order by Mayor Javier M. Gonzales, at approximately 7:30 p.m. Roll Call indicated the presence of a quorum as follows:

Members Present

Mayor Javier M. Gonzales
Councilor Peter N. Ives, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Carmichael A. Dominguez
Councilor Signe I. Lindell
Councilor Joseph M. Maestas
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Members Excused

Councilor Bill Dimas

Others Attending

Brian K. Snyder, City Manager
Kelley Brennan, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

F. PETITIONS FROM THE FLOOR

John Clemen said he has been out of State and in reviewing the newspapers when he returned, he saw the comments between the City Manager and the new Police Chief. He understands the Mayor appointed the Chief of Police, and he also understands that since the new Chief has been here that crime has gone down about 30% and he is all for that. He suggested, "Perhaps the Police and other Emergency Services report directly to the Mayor rather than to the City Manager." He said the City Manager has a lot of problems, and he just heard about water. He thinks this is a good idea. Secondly, he said there are too damned many regulations and the City is in trouble financially as far as keeping people here and bringing people in. He hopes the Mayor and Councilors start giving serious thought as to how to keep things outside of the Roundhouse, because it will always be here. He said the growth and prosperity of the City is outside of that and something we should all start concerning ourselves with. He said perhaps the Mayor is only worried about shuffling paper, and it seems you have a lot of paper here.

David McQuarie, 2997 Calle Serrada. Mr. McQuarie said the things that concerns him tonight are that all intersections must be brought to standards. He said in 2013 the Mayor's Committee asked you not to spend money, public funds for upgrading ramps because they weren't scheduled or on the plans to be done. He said he thinks the key intersection was not made [inaudible]. He said a 6 inch curb is an impossible barrier to him. He said it is discrimination when you provide access but they leave us out. He said he is against it. He said the Plan Review Committee said no on 2013, and the work was done anyway, but they forgot the access. He said you recently did a bunch of ADA ramps and not a single one are accessible. He said, "Why do you keep doing to us. [inaudible] What's the matter with you. [inaudible] Make it accessible for everybody."

Tom Montoya, 1521 Cienega, thanked God for his life, and for the public service of all the Governing Body does to make our City a better place. It is his prayer that you don't surrender to the convenience of political correctness, or compromise the truth of political expedience. If we stand for nothing we risk everything. He told a story of an Irishman trying to get into heaven. He said you sit in positions of leadership and you must understand the need never to give into the simple philosophy that it must be right because everyone is doing it. He said do not be deceived and summon the courage to travel the narrow path and enter through a narrow gate. He said leadership is more than the policy of public measure, it is a matter moral purpose. He said we live in a world in need of change and leaders at all levels from all walks of life, who are God conscious that keep us aware of our moral, spiritual and social duty, leaders who can uplift and inspire us to dream. He said, "No matter how difficult the night, joy cometh in the morning." He said may we always believe in bright days in moments of uncertainty.

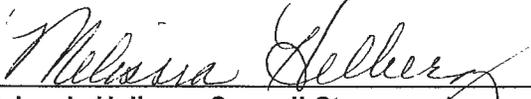
**VERBATIM TRANSCRIPT
OF THE REQUESTED PORTION OF PETITIONS FROM THE FLOOR, ITEM #F
CITY COUNCIL MEETING
November 12, 2014**

STEPHANIE BENINATO: I believe this is supposed to be working right now, I'm not sure. Joe is going to help me with this. Okay good. Stephanie Beninato, and I'm here again to talk about the flooding in my house and then the fact that the City doesn't want to settle with me. I think the problem is that emotions are ruling rational thought. And we have paid \$50,000 to the lawyers in Albuquerque right now, since October. And for that \$50,000, they got this lawyer to argue that the City is not a corporation. That is just a total and deliberate misstatement of law, or it is showing that he didn't do due diligence in the year before he filed that motion. In addition, the man we paid \$50,000 to, missed a deadline. He missed it by 16 days. And the City has now admitted to certain things, including that there are certain

storm drain design standards, that I will easily get to prove that the City is not following because of the final report. And I'm just showing you a couple of photos taken by the City, not by me. And I'll just show you what some reactions are. This is the initial cast of the berm that was supposed to be a temporary measure, but has suddenly become a permanent measure. This was 2,000 of gallons of water running down in 10 minutes, so 12,000 gallons an hour. And the intention was just to show the direction of the flow, not the capacity. But even in this survey [picture?], it's not moving directly north, it's coming down into the intersection, so it's not really working. On this one, if you look up in here, you see that water is being directed by the berm onto the sidewalk. And that wasn't happening before that berm was in place. And as McQuarie should note, this is a point of [inaudible] disability act stuff. If you just spread a little bit on the bottom, it's totally taking over that pad. Initial [inaudible] from Mr. Catanach a couple of days ago, he didn't even seem to care. He was just talking about how it slopes down, so of course there would be some water there. Even here, the direct result of the berm he put in without any plans without any calculations and was doing a ridiculous 12,000 gallon analysis when 40,000 gallons ran through that intersection according to the City's own report. This is the last picture Mr. Catanach took. And just look, and this isn't even serious water. We weren't talking about it had been water, we were talking about this berm creating a nice pond behind it. Mr. Catanach has never been out there in the winter to see the kind of ice pond that is [inaudible] I guess. Of course the water is not being held in a flood in a storm, it's running through there. So this kind of just disregard, when anyone can see that it is actually crossing the berm and crossing the intersection. This berm does not work. It is not sufficient to take water out of the intersection. I showed him the picture and the water actually at the top of the curb, and all he could say is it's not flooding your driveway. There's too much water coming through the intersection. It is unsafe from an engineering standard. And the City has now agreed that there's too much water coming through the intersection. And the City has now agreed that they're supposed to be putting drains on the far side of the intersection, which is exactly what the report that we paid \$8,000 for that the City shoved into a drawer and is probably ignoring. So now I'm going to ask now in a public forum that you would actually consult with the City Attorney and the City Manager and maybe Councilor Maestas who happens to be a storm drain engineer and see if it might not be wise for the City to sit down and talk settlement with me. And if the City does let this happen at this intersection it has to deal with the ice and deal with the flooding on a regular basis. Thank you."

Note: The photos to which Ms. Beninato refers in her petition were not entered for the record.

I certify that this is a true and accurate transcript of the requested portion of Petitions From The Floor, Item #F, City Council Meeting, November 12, 2014.


Melessia Helberg, Council Stenographer

G. APPOINTMENTS

Arts Commission

Councilor Bushee said you have two appointments to the Commission who have no arts background, and said she has never seen that before.

Mayor Gonzales asked which two she is speaking about.

Councilor Bushee said Chip and Ashlyn.

Mayor Gonzales said, "Chip is a member of the business community and he believes there needs to be more participation between the Arts community and the Business community, plus he has been supportive of several arts organizations in town as well as Ashlyn Perry."

Councilor Bushee said, "In a financial way and she's a marketer. I've just never, in all the time I've been here, seen someone without an affiliation in some field of the arts."

Mayor Gonzales said, "It is an effort to open and widen participation on the Arts Commission, and there have been discussions with the Arts Commission about that, and consultation. And so I don't think we're doing anything out of step in terms of offering a fresh set of eyes outside of Arts who have been supportive of the Arts to be a part of this. As was asked in the past, I've made available to the Council to offer ideas and recommendations and none have come forward for this particular one, so we are going ahead."

Councilor Maestas said, "Mayor, just a suggestion. When you make appointments to these committees, if they have any by-laws which speak to the composition of the Board or Commission, maybe you should include that. That way, if it's wide open, it's wide open. But I do know some Boards and Commission do have requirements to have a certain mix, whether it's geographic or background. But if there are by-laws that speak to these commissions, when you make an appoint, just stick it in and that way we can say okay it's wide open, or whatever, or this person is in this area. Just a suggestion."

Mayor Gonzales made the following appointments to the Arts Commission:

Bryan "Chip" Chippeaux, Chair – term ending 10/2016;
Shanan Campbell Wells – Term ending 10/2016;
Ashlyn Perry – term ending 10/2016; and
Gabe Gomez – Reappointment – term ending 10/2016

MOTION: Councilor Dominguez moved, seconded by Councilor Rivera, to approve these appointments.

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales, Councilors Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and Councilor Bushee voting against. **Explaining her vote:** Councilor Bushee said I'm opposed to the new direction, not the people.

Nighttime Economy Task Force

Mayor Gonzales made the following appointments to the Nighttime Economy Task Force:

Kate Kennedy;
Shannon Murphy;
Todd Eric Lovato;
Victor E. Romero;
Vince Kadlubek;
Jamie Lenfestey;
Sonia Leyba; and
Rochelle T. Esquerra.

MOTION: Councilor Ives moved, seconded by Councilor Dominguez, to approve these appointments, and to grant a nine (9) month extension of time for the Task Force to report on its recommendations to the Governing Body.

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales, Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

Airport Advisory Board

Mayor Gonzales made the following appointment to the Airport Advisory Board:

Simon Brackley – to fill unexpired term ending 02/2016.

MOTION: Councilor Rivera moved, seconded by Councilor Dominguez, to approve this appointment.

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales, and Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

Mayor's Youth Advisory Board

Mayor Gonzales made the following appointments to the Mayor's Youth Advisory Board:

Brianna Trujillo (St. Michael's High School) – to fill unexpired term ending 12/2015;
Manuel Segura (Capital High School) – term ending 12/2016;
Brittany Gurule (Santa Fe High School) – to fill unexpired term ending 12/2015; and
Jared Lucero (Santa Fe Preparatory School) – term ending 12/2016

MOTION: Councilor Bushee moved, seconded by Councilor Trujillo, to approve these appointments.

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales and Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

Santa Fe City and County Advisory Council on Food Policy

Mayor Gonzales made the following appointment to the Santa Fe City and County Advisory Council on Food Policy:

Cydney Martin – to fill unexpired term ending 01/2015.

MOTION: Councilor Maestas moved, seconded by Councilor Bushee, to approve this appointment.

VOTE: The motion was approved unanimously on a voice vote with Mayor Gonzales and Councilors Bushee, Dominguez, Ives, Lindell, Maestas, Rivera and Trujillo voting in favor of the motion and none against.

Councilor Maestas said, "Just a general comment on appointments. I know soon after taking office, you kind of had staff to assess all of the many boards and commissions. I think you agreed at that time that we had quite a few, and I thought there was some moment to at least to determine whether some that were maybe stale should continue, or maybe even eliminate some. I'm sure, I guess kind of the

underlying issue was not overextending staff with so many Boards and Commissions. So has your assessment concluded. Do you have any recommendations to streamline Boards and Commissions. I know Brian just stepped out, but maybe you can give us an update on that.”

Mayor Gonzales said, “Thank you Councilor Maestas. We haven’t had any movement on it quite honestly. I think it is something we have to undertake. One of the things, I’ve talked to the City Manager about this, and it is a policy issue. It is time consuming and there are a number of commissions out there. It’s the best vehicle for the engagement and participation of the community. And I think the hard thing is, to your point, does the need still exist for the commission to be in play, and making sure we reaffirm that need through some process. One of the most recent examples is the Sustainable Santa Commission which has been meeting a long time. They’ve developed a baseline level of data. They’ve got plans in place with the creation of the Climate Action Task Force and they’ve begun to move into those subject matter areas. They are heavily involved and are starting to drive that as a policy, so they aren’t meeting as much as a Commission, and now are moving to drive some kind of implementation. So to your point, no we haven’t. So I’ll sit down with Yolanda and start taking the first crack at it.”

H. PUBLIC HEARINGS

- 1) **CONSIDERATION OF BILL NO. 2014-29: ADOPTION OF ORDINANCE NO. 2014-34 (COUNCILOR IVES). AN ORDINANCE RELATING TO SEWER SERVICE CHARGES – AMENDING RULE 8 OF EXHIBIT A OF CHAPTER 22 SFCC 1987, TO INCREASE THE MONTHLY SERVICE FEE AND MONTHLY USAGE FEE FOR THE WHOLESALE RATE; RELATING TO EXTRA-STRENGTH SURCHARGES – AMENDING RULE 12 OF EXHIBIT A OF CHAPTER 22 SFCC 1987, TO INCREASE THE MASS BASE CHARGE; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY. (BRYAN ROMERO)**

Councilor Ives said, “As reflected in the Memorandum, this is a matter that was brought up in connection with a review being done by MWH, Inc. Their study and analysis show that the wastewater rates must be adjusted in order to continue operating the Wastewater Treatment Plant and the sanitary sewer system as well as meeting bonding obligations. In terms of delving into the details of the rate changes, I turn to staff to go to the specifics.”

Bryan Romero said, “Some of this information has come to the PUC, Finance and Council in different formats. One was brought forward by MWH, and the consultant himself went through the whole study and the recommendations. The rate increase will be for 5 years beginning January 1, 2015. The first year would be an average of about 5.6%, from there on it will be 4.9% per year. The main driver on this increase was debt to service coverage ration. The Wastewater has two bonds, a 2006 and a 2012 bond and we make payments to those bonds. And as part of our obtaining those bonds, there are covenants requiring a minimum target range of 1.25. With the revenues coming in now, we’re not going to meet those rates in the near future. The target range is 1.5, so the 4.9% would do that, would keep our target range at the 1.5.”

Mr. Romero continued, "Earlier, one of the components is, the City of Santa Fe's Wastewater Division had several funds with money in there. And in the presentation, it shows, I think last year we had \$19 million when we were drawing it down to do some of the projects that Councilor Maestas was talking about. It would be rehabilitation projects, part of that list is digesters. We're in the middle of massive planning and we want to make sure we confirm some of these projects to make sure that we go forward in an efficient manner and making good choices, because some of these projects are rather expensive. Some are \$4 million, some are \$2 million. So we're going to be bringing that master plan forward for review in about a year. We have a consultant on board who will look at the scope of service and bring that contract to the Governing Body for approval, so that's in the works."

Mr. Romero continued, "I was here when you talked about the ICIP. Every year, I used to always put in for \$2 million for rehabilitation. We've always filled out the right forms for State Loan Fund, and that is recorded as part of the Water Board Fund as well. So we've always tried to participate in that. I don't know what level of what projects are selected or not, but we've always asked for that."

Mr. Romero continued, "The debt service coverage is based on revenues and operating costs. So, even though there is money available, we can't use that to meet that debt service coverage ratio, so that's why we have to go with the rate increase. The last presentation I think was done on the last financial report. It showed a 3.1% increase for 5 years. We've had lower consumption/usage, and there have been changes in our usage where in the past we used to assume a person a well would use 6,100 gallons per month. We've reduced it to the average that the City has determined through the usage of the entire City and now, it's 3,600 gallons, so there's some revenue drop-off there."

Mr. Romero continued, "In all, the operation and maintenance of the facility we've kept relatively flat. Some of the challenges we have are utility costs – electricity going up, gas going up water going up. So we're just like any other business, we have to meet those challenges. These are outside increases we have no control over sometimes, and that's part of the budget that we've seen increase over the years. But as far as the entire budget, we have not seen an increase in our O & M cost. I think Fernando from MWH has suggested we're just kind of meeting inflationary ways of increase. I will stand for questions."

Public Hearing

Speaking to the Request

Claudia Borchert, Santa Fe County, Facilities Division Director and a citizen of Santa Fe.

Ms. Borchert said she would like to provide two sets of comments. "One on behalf of Santa Fe County and one on behalf of myself, as a citizen."

Ms. Borchert said, "I sent an email to you with the comments, just for the record and you can hear them and consider them if you would please. First of all the County actively supports establishing equitable sewer rates that are needed by the Wastewater Management Division to fulfill its responsibility for collecting and treating the region's water. This is a fundamental often invisible function that most

citizens of Santa Fe rely on every single day. We know it is an important job and requires, by necessity continuing investment of capital, structural improvements as they are considered in the Wastewater Management Division Financial Plan and will be considered as they move forward to determine what their CIP needs are.”

Ms. Borchert continued, “So Wastewater Management is to be commended for their diligent work to convert wastewater into clean water in order to preserve our rivers, our aquifers and potentially even to provide drinking water in the future. So I want to make sure that you understand how we stand shoulder to shoulder to all the work the Wastewater Division does, and it is important to fund that.”

Ms. Borchert continued, “Secondly, I would like to mention the fact that in light of the revenue increase that the Council approved that will go into effect January 1st of this year, the Board of County Commissioners will be considering a wholesale rate change at its next Board of County Commissioners meeting on the 25th. And the third point I would like to request is that if there is any way that the Council would consider delaying the rate increase that only affects Santa Fe County to July 1, 2015. The need for that is that we have a very limited budget. We’ve already created our fiscal budget based on the rate increase that occurred to only the County and no other customers on the first of the year, and it would really help us to be able to play catch-up if we could budget for the increase as planned for on the fiscal year schedule. The rate increase is scheduled for the first of the year and if you could just move the rate increase to be the fiscal year beginning July 1st, that would really help us out.”

Ms. Borchert continued, “I estimate that we represent about 3% of the revenues that the Wastewater Division gets, and therefore it may not have the *[inaudible]* right away so the Wastewater Division can cover the debt service as required. And I want to say that the rate structure as created right now is fairly cumbersome for us because it still has two components, it has units and it has the volumetric of wastewater used. It creates a burden on the County every month to have to understand how many wastewater customer we wholesale to the City and value of the use. And I would like to just put out there the possibility that the rate structure be reconsidered, and we have discussions to see if the ways to recover the costs and know exactly the rate structure. That looks fine for a residential or commercial customer, but it’s a little bit more awkward for us as a wholesale customer.”

Ms. Borchert continued, “The last statement I would like to make is we would like to see the City sale of effluent as an excellent revenue source in addition to raising sewer rates. The 2014 *[inaudible]* identified the City is providing effluent to facilities and contractors at a highly undervalued rate, and additional revenue streams which were identified for this 25% rate increase over five years could be substantially reduced. Mr. Romero added a few things I question in the Memo. It seems to me that the loss of customers to the County as a result of annexation is often pointed to as the reason there is a decrease in revenue. Along with the decrease in revenue from the County there should be a cost too, because you aren’t providing the same amount of customer service in collection, so it should be a wash. If it isn’t then there might need to be a consideration of a customer cost of service study to make it a wash. Because it shouldn’t really be that by customers moving from retail to whole, that that’s the cause for the revenue decrease. Okay that’s it from my Santa Fe County hat.”

Claudia Borchert said, "I would like to address you now as a citizen ratepayer and a modest one at that. I think that my monthly bill runs about \$13, and by November 2019 it probably will be \$17. And I fully support that. I think it's worth every penny, and treating this wastewater is a critical function for a municipality to provide its citizens and for the Wastewater Division to be able to have the resources they need to do that. I also want to recognize that a rate increase provides the Council and the citizens an opportunity to evaluate the policies that underlie the rates, and to use this as an opportunity to align the proposed rates with the recommendations of the June 2014 Reclaimed Wastewater Reuse Plan. Specifically, that identifies the distribution of reclaimed wastewater as severely under valued."

Ms. Borchert continued, "In fact, if I remember right, and I didn't go back and do my homework, I believe that the only revenue generated from the treated effluent, is that 10% of the water that is delivered to the racetrack, to Santa Fe Downs pays the retail rate. And I don't think there's a single other customer that pays for the treated effluent. I could be wrong. So, less than 3% of the treated effluent that is a valuable assets is generating at retail level. If all the wastewater used by various contractors and other City departments were sold at under retail value of \$2 per 1,000 gallons, this would generate \$1.2 million of revenue for the Wastewater Division, which would provide substantial revenue and reduce the need for as much of an increase for the Wastewater Division. I do understand that you are the beneficiaries of the reused water that would mean possibly to recover from other City departments."

Ms. Borchert asked whether it is equitable for the hard working folks to fund the costs at the MRC, rather than the folks who actually use the recreational fields and suggested the City create a user fee for them to pay for the water supply that provides for the green grass that they play on.

Ms. Borchert asked that the City approve the first year of the rate increases and then suspend the future rate increases until the policy decisions of selling effluent and the impacts of doing that on rates can be further explored.

The Public Hearing was closed

Councilor Bushee said the bond counsel controls the debt to income ratio. She said, "Remember when we had all that money sitting there that we balanced the budget with, is that something we also put out to the voters for the project Costy had."

Mr. Romero said, "What happened is we had a larger rate increase and Costy had just left as director and there was a discussion about what the requirements were for the rate increase. And there was some information that wasn't correct on that report. We recovered 3 or 4 years of rates back then, because we found that and said let's hold off on them due to that issue."

Councilor Bushee said we generated enough to get \$19 million that sat there and then we never used it for the project that we put it out there for.

Mr. Romero said, "I know there was \$19 million in the funds we had, and we were drawing down from those funds every year for rehabilitation projects."

Councilor Bushee said we actually balanced the budget with it too, a few budget cycles ago.

Mr. Romero said it was a reduction in the gross receipts money that we had received for that year, and we got less money that year.

Councilor Bushee said, "No. That money sat there and nobody even knew it was there, and we raided it when we needed it I guess. I agree with Claudia on quite a bit of the temp stuff. Do we only have one customer paying the retail rate."

Mr. Romero said, "We have New Mexico Game & Fish, they're a small user that pays the monetary value. The MRC right now is not paying, that is a municipal facility."

Councilor Bushee said, "And are City buildings charged for wastewater, I know they pay water, but are they charged for wastewater."

Mr. Romero said, "We had that discussion recently, and we're checking into that. My understanding is they haven't been, but I need to verify those areas. I know that certain buildings do pay for sewer, but I don't know if all of them do."

Councilor Bushee said, "I know that our golf course uses treated effluent and doesn't pay for it at all. The Country Club, is that not paying the retail rate."

Mr. Romero said the Country club is an old agreement from the 1950s, and I think the City Attorney's office looked at that 3 years ago to see if there was sunset, and the information...."

Councilor Bushee said, "It doesn't mean we can't charge the going rate. Is that correct."

Mr. Romero said, "In that agreement it was specific in that agreement that they would get the beneficial use of that wastewater."

Councilor Bushee said, "I guess those are my questions, and I guess I'll explain my vote related to those questions."

Mr. Romero said, "The one thing I would add about the effluent water, is that Las Campanas used to pay for that for their golf course, at one point, that was \$300,000 worth of revenue. What I wanted to bring up about that is, when you have a customer that is using effluent water, it's volatile in nature. If these agreements are done on a yearly basis which they have been in the past, especially if you have a

customer that is buying \$300,000 of effluent, and then the next thing doesn't, that's a volatility in our rate structure which would be hard to deal with without relativity. So I do like the idea of getting money from effluent, but it's just a volatile nature that I've seen."

Councilor Bushee said, "I agree, but I think we have plenty of customers that want our effluent and that we should be charging the going rate. I'm just suggesting to you, that we need to know ahead of time, and our City buildings should be billed like everyone else for their wastewater use.... now you've made my mind up."

Mr. Romero said, "I would like to add that there is more than just New Mexico Game & Fish, and we sell the water to a multiple number of contractors that get that water."

Councilor Bushee said, "I think the point is that we are subsidizing a lot of government operations and golf courses, and other entities. Those could be revenue streams so we don't need to always raise rates. And I also wanted to bring up that substantial amount of money that we did get by raising rates that we never really used. I'm just suggesting to you that we could perhaps postpone this and really take a harder look at it."

Councilor Dominguez said, "Just a quick question on the Memo from Jason Mumm. It talks about a stamp, stamps and asked what are stamps."

Mr. Romero said he is talking about all of the costs associated with utility building – it is related to the administrative costs for utility buildings.

MOTION: Councilor Ives moved, seconded by Councilor Rivera, to adopt Ordinance No. 2014-34.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Dominguez, Councilor Ives, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: Councilor Bushee.

Absent for the vote: Councilor Lindell.

Explaining her vote: Councilor Bushee said, "No thank you."

- 2) **CONSIDERATION OF BILL NO. 2014-29: ADOPTION OF ORDINANCE NO. 2014-35 (COUNCILOR BUSHEE AND COUNCILOR LINDELL). AN ORDINANCE AMENDING SUBSECTION 20-6.1 SFCC 1987, TO CLARIFY THAT IT IS UNLAWFUL TO POSSESS ONE OUNCE OR LESS OF MARIJUANA AND CERTAIN MARIJUANA PARAPHERNALIA. (KELLEY BRENNAN)**

Councilor Bushee said this is simply what our legal staff told us we needed to do, so maybe Kelley wants to expound..

Ms. Brennan said, "I won't expound too long. It is summarized in the Legislature Summary. At the time, I gave my opinion regarding the Ordinance that was proposed by Referendum and Initiative. I suggested that the Ordinance should be amended to include a specific provision in the first paragraph so it is absolutely clear that possession of an ounce or less was unlawful. So that's all that this Ordinance does."

Public Hearing

Speaking to the Request

There was no one speaking to the request.

The Public Hearing was closed

MOTION: Councilor Bushee moved, seconded by Councilor Ives, to adopt Ordinance No. 2014-35.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives and Councilor Maestas.

Against: Councilor Trujillo and Councilor Rivera.

Absent for the vote: Councilor Lindell.

- 3) **CASE #2014-91 & CASE #2014-92 – CONSOLIDATED APPEALS. ALLEN JAHNER (APPLICANT APPELLANT) AND OLD SANTA FE ASSOCIATION (ORGANIZATION APPELLANT) BOTH APPEAL THE SEPTEMBER 9, 2014 DECISION OF THE HISTORIC DISTRICTS REVIEW BOARD (HDRB) IN CASE #H-11-105 APPROVING THE APPLICATION WITH CONDITIONS AT 237 & 239 EAST DE VARGAS STREET LOCATED IN THE DOWNTOWN AND EASTSIDE HISTORIC DISTRICT. (DAVID RASCH AND ZACHARY SHANDLER)**

This item was removed from the agenda and postponed to the meeting of February 11, 2015.

16. MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, §10-15-1(H)(7) NMSA 1978, DISCUSSION REGARDING PENDING AND THREATENED LITIGATION IN WHICH THE CITY OF SANTA FE IS OR MAY BECOME A PARTICIPANT. (KELLEY BRENNAN)

MOTION: Councilor Trujillo moved, seconded by Councilor Ives, that the Council go into Executive Session for discussion of pending and threatened litigation in which the City of Santa Fe is or may become a participant, in accordance with §10-15-1(H)(7) NMSA 1978.

VOTE: The motion was approved on the following roll call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

Absent for the vote: Councilor Lindell.

The Council went into Executive Session at approximately 8:25 p.m.

MOTION TO COME OUT OF EXECUTIVE SESSION

MOTION: At 9:00 p.m., Councilor Bushee moved, seconded by Councilor Trujillo, that the City Council come out of Executive Session and stated that the only items which were discussed in executive session were those items which were on the agenda, and no action was taken.

VOTE: The motion was approved on the following roll call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dominguez, Councilor Ives, Councilor Maestas and Councilor Rivera.

Against: None.

Absent for the vote: Councilor Lindell and Councilor Trujillo.

ADJOURN

The was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 9:05 p.m.

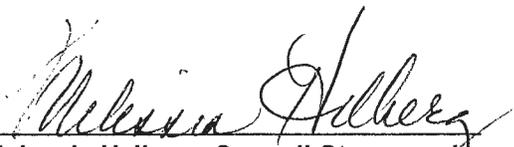
Approved by:

Mayor Javier M. Gonzales

ATTESTED TO:

Yolanda Y. Vigil, City Clerk

Respectfully submitted:



Melessia Helberg, Council Stenographer

CITY COUNCIL MEETING
EXECUTIVE SESSION
November 12, 2014

The governing body of the City of Santa Fe met in an executive session duly called on November 12, 2014 beginning at 8:30 p.m.

The following was discussed:

- 1) In Accordance with the New Mexico Open Meetings Act §10-15-1(H)(7) NMSA 1978, Discussion Regarding Pending and Threatened Litigation in Which the City of Santa Fe Is or May Become a Participant.

PRESENT

Mayor Gonzales
Councilor Bushee
Councilor Dominguez
Councilor Ives
Councilor Maestas
Councilor Rivera
Councilor Trujillo

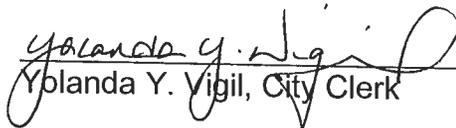
ABSENT

Councilor Dimas
Councilor Lindell

STAFF PRESENT

Brian K. Snyder, City Manager
Kelley A. Brennan, City Attorney
Yolanda Y. Vigil, City Clerk

There being no further business to discuss, the executive session adjourned at 8:55 p.m.


Yolanda Y. Vigil, City Clerk