



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
DECEMBER 10, 2014  
CITY COUNCIL CHAMBERS

**AFTERNOON SESSION – 5:00 P.M.**

CITY CLERK'S OFFICE

DATE 12/5/14 TIME 3:55pm

SERVED BY \_\_\_\_\_

RECEIVED BY Alicia Kortez

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Joint City/County Meeting – October 20, 2014  
Reg. City Council Meeting – November 12, 2014
9. PRESENTATIONS
  - a) Awards - Mayor's Cup for Scholastic Chess. (5 Minutes)
  - b) Santa Fe Prep High School -- Boys Soccer Class 4A State Champions. (5 Minutes)
  - c) Capital High School -- Boys Soccer Class 5A State Champions. (5 Minutes)
  - d) Proclamation – Santa Fe School of Cooking Day -- December 13<sup>th</sup>, 2014. (5 Minutes)
  - e) Muchas Gracias -- 40<sup>th</sup> Anniversary of the Friends of the Santa Fe Public Library. (5 Minutes)
  - f) 311 Call Center Program History and Recommendations. (Sevastian Gurule)





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## 10. CONSENT CALENDAR

- a) Request for Approval of Amendment No. 3 to the Professional Services Agreement – Youth Workers to Implement Storm Water Management Improvements and Santa Fe River and Watershed Improvements; YouthWorks, Inc. (Brian Drypolcher)
- b) Request for Approval of Amendment No. 1 to Professional Services Agreement – Design Services Related to Replacement of South Dehumidification Unit at Genoveva Chavez Community Center; The Response Group, Inc. (Jason Kluck)
- c) Request for Approval of Electric Line Extension Agreement – Southwest Activity Node (SWAN) Park Phase I; Public Service Company of New Mexico (PNM). (Mary MacDonald)
- d) Request for Approval of Amendment No. 3 to Professional Services Agreement – On Call Engineering Design Services for Underpass Project; Louis Berger Group, Inc. (Leroy Pacheco)
  - 1) Request for Approval of Budget Increase – Project Fund.
- e) Request for Approval of Agreement – Meter Reading Infrastructure System and Implementation Services (RFP #14/14/P); Badger Meter, Inc. (Diana Catanach)
  - 1) Request for Approval of Budget Increase – Meter Reading Fund
- f) Request for Approval of Procurement Under Cooperative Agreement – 2,000 (96 Gallon) Residential Refuse Container Lids for Environmental Services Division; Toter, Inc. (Lawrence Garcia)
- g) Request for Approval of Budget Increase for FY 2014/15 Wildland Urban Interface Grant for Fire Department. (Jan Snyder)
- h) Request for Approval of Budget Increase for Wildland Urban Interface Grant from State of New Mexico Energy, Minerals and Natural Resources. (Jan Snyder)





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- i) Request for Approval of Procurement Under State Price Agreement for Support Vehicle - One Ton Truck for Fire Wildland Division; Don Chalmers Ford. (Jan Snyder)
  - 1) Request for Approval of Budget Increase – Fire Fund.
- j) Request for Approval of Procurement Under Cooperative Price Agreement for Twenty (20) Mobile Radios and Accessories for Fire Department; Motorola Solutions. (Jan Snyder)
- k) Request for Approval of Procurement Under Cooperative Price Agreement for 2014 Fire Engine for Fire Department; Siddons-Martin Emergency Group. (Jan Snyder)
- l) Request to Publish Notice of Public Hearing for January 14, 2015:
  - 1) BILL NO. 2014-36. An Ordinance Relating to the Plaza Pushcart Vendor Ordinance; Amending Subsection 23-5.5 SFCC1987 to Change the Number of Licenses Issued and the Term of Each License and Making Such Other Changes as Are Necessary to Clarify the Ordinance. (Councilor Lindell, Councilor Dominguez, Mayor Gonzales and Councilor Ives) (Sevastian Gurule)
    - a) A Resolution Amending Resolution No. 2002-79 to Change the Annual License Fees for Plaza Pushcart Vendors. (Councilor Lindell, Councilor Dominguez, Mayor Gonzales and Councilor Ives)
- m) Request for Approval of Budget Adjustment for FY 2014/15 Wildland Fire Hazard Reduction and Adjust Revenues to Match Budgeted Expenditures. (Jan Snyder)
- n) Request for Approval of Budget Increase for Procurement of Ten (10) EMS Gurneys for Fire Department for Stryker EMS Equipment; Procurement Approved at Finance Committee Meeting of October 20, 2014 and City Council Meeting of October 29, 2014. (Jan Snyder)
- o) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_\_.  
A Resolution Relating to a Request for Approval of First Quarter Budget Adjustments for Fiscal Year 2014/2015. (Cal Probasco and Andy Hopkins)





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- p) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Dominguez and Councilor Bushee)  
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*. (Sue Perry)
- q) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Ives and Councilor Trujillo)  
A Resolution Endorsing the Efforts of New Mexico Dental Foundation for the Mission of Mercy Program ("NM Mom") to Provide No Cost Dental Care to the Residents of Santa Fe and Authorizing the Waiver of Fees for Use of the Santa Fe Community Convention Center for the NM Mom Event in April of 2016. (Randy Randall)
- r) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Dominguez)  
A Resolution Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project Approval to the New Mexico Finance Authority to Refund the New Mexico Finance Authority Convention Center Loan. (Helene Hausman)
- s) Request for Approval – City of Santa Fe Schedule for 2015 City Council and Council Committee Meetings. (Yolanda Y. Vigil)
- t) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Bushee, Councilor Lindell, Councilor Maestas, Councilor Ives, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Dimas)  
Request for Approval of a Resolution Establishing City of Santa Fe Legislative Priorities, by Council District, for Consideration by the New Mexico State Legislature During the 52nd Legislature - State of New Mexico - First Session, 2015. (Brian Snyder)
- u) Request for Approval of Memorandum of Understanding – City Sewer Service for Santa Fe Brewing Company Property Under the Terms of the 2008 Settlement and SFCC 22-6.2; Santa Fe County. (Nick Schiavo and Claudia Borchert)
- v) Request for Approval of Amendment No. 1 to Professional Services Agreement – Additional RTU to Hydro Generator Station and Adding McClure Reservoir Project Onto City SCADA System; Automation Electric. (Alex Puglisi and Alex Gamino)





# Agenda

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11. Appeal – Driveway Permit #14-10-04; Gabriel Browne for Southwestern College – 3952 San Felipe Road. (John Romero)
12. Request for Approval of Assignment of the Railyard Conservation Easement from The Trust for Public Land to The Santa Fe Conservation Trust Pursuant to Paragraph 12(b) of the Conservation Easement. (Blake Whitcomb)
13. Santa Fe University of Art and Design Weekend Shuttle Pilot Project – Final Report and Staff Recommendation. (Jon Bulthuis)
14. Report on Summer 2014 People to the Plaza. (Kate Noble)
15. CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Ives)  
A Resolution Supporting the "Interim Jobs Council" 2014 Legislative Agenda to be Considered by The New Mexico State Legislature During the 52<sup>nd</sup> Legislature - State of New Mexico - First Session, 2015. (Fabian Trujillo)
16. MATTERS FROM THE CITY MANAGER
17. MATTERS FROM THE CITY ATTORNEY

## Executive Session

In Accordance with the New Mexico Open Meetings Act §§10-15-1(H)(7) and (8) NMSA 1978, Discussion Regarding Threatened or Pending Litigation in Which the City of Santa Fe is a Participant, Including, Without Limitation, In the Matter of the Application by the City of Santa Fe for Permit to Use a Supplemental Well, Administrative Hearing before the Office of the State Engineer, Cases HU 12-018 and 12-023 and Qwest Corporation v. City of Santa Fe, Case No. 14-2008 in the U.S. Court of Appeals for the Tenth District; and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the City of Santa Fe.

18. Action Regarding Qwest Corporation v. City of Santa Fe, Case No. 14-2008 in the U.S. Court of Appeals for the Tenth District.
19. MATTERS FROM THE CITY CLERK
20. COMMUNICATIONS FROM THE GOVERNING BODY





# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
DECEMBER 10, 2014  
CITY COUNCIL CHAMBERS

## **EVENING SESSION – 7:00 P.M.**

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
  - Transit Advisory Board
- H. PUBLIC HEARINGS:
  - 1) Request from Adelita's, Inc. for a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Adelita's Express Mexican Restaurant, 6417 Airport Road, Suite 100. (Yolanda Y. Vigil)
  - 2) Request from George Rivera, Jr. for a Transfer of Location of Dispenser License #0433, with Package Sales, from Alegria, 2797 Agua Fria Street, to Sprout Farmers Market, 199 Paseo de Peralta. (Yolanda Y. Vigil)
  - 3) Request from Qiang Tu for the following: (Yolanda Y. Vigil)
    - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at the Wok Chinese Cuisine, 2860 Cerrillos Road #A2, Which is Within 300 Feet of the Santa Fe Christian Fellowship Church, 2860 Cerrillos Road, Suite C-3;
    - b) If the Waiver of the 300 Foot Restriction is Granted, a Request from Qiang Tu for a Restaurant Liquor License (Beer and Wine with On Premise Consumption Only) to be Located at the Wok Chinese Cuisine, 2860 Cerrillos Road #A2.





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- 4) Request from Restaurant 210, LLC for a Restaurant Liquor License (Beer and Wine with Patio Service for On Premise Consumption Only) to be Located at Tabla de Los Santos, 210 Don Gaspar Avenue. (Yolanda Y. Vigil)
- 5) New Mexico Hard Cider, LLC has Requested the Following: (Yolanda Y. Vigil)
  - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Production and Sale of Alcoholic Beverages (Wine Only) at New Mexico Hard Cider, 3134 Rufina Street, Unit D, Which is Within 300 Feet of Iglesia Renacer Ministerios, 1225 Parkway Drive.
  - b) If the Waiver of the 300 Foot Restriction is Granted, a Request from New Mexico Hard Cider, LLC for a Wine Growers Liquor License to be Located at New Mexico Hard Cider, 3134 Rufina Street, Unit D.
- 6) New Mexico Hard Cider, LLC has Requested the Following: (Yolanda Y. Vigil)
  - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages (Wine Only) at New Mexico Hard Cider, 3134 Rufina Street, Unit D, Which is Within 300 Feet of Iglesia Renacer Ministerios, 1225 Parkway Drive.
  - b) If the Waiver of the 300 Foot Restriction is Granted, a Request from New Mexico Hard Cider, LLC for a Wine Wholesaler Liquor License to be Located at New Mexico Hard Cider, 3134 Rufina Street, Unit D.
- 7) CONSIDERATION OF BILL NO. 2014-32: ADOPTION OR ORDINANCE NO. 2014-\_\_\_\_. (Councilor Dominguez and Councilor Bushee)  
An Ordinance Relating to Early Neighborhood Notification (ENN); Amending Subsection 14-3.1(F)(3) SFCC 1987 to Require that an ENN be Conducted for New Parks or Reconstruction or Expansion of Existing Parks; and Making Such Other Changes as Are Necessary to Carry Out the Intent of This Ordinance. (David Pfeifer)





*Agenda* REGULAR MEETING OF  
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- 8) CONSIDERATION OF BILL NO. 2014-33: ADOPTION OF ORDINANCE NO. 2014-\_\_\_\_: (Councilor Dominguez, Councilor Trujillo and Councilor Ives)  
An Ordinance Relating to Redistricting; Creating a New Section 6-18 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. (Zachary Shandler)
- a) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Dominguez)  
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.
- 9) CONSIDERATION OF BILL NO. 2014-34: ADOPTION OF ORDINANCE NO. 2014-\_\_\_\_. (Councilor Maestas)  
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. (Zachary Shandler)
- a) CONSIDERATION OF RESOLUTION NO. 2014-\_\_\_\_. (Councilor Maestas)  
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.





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- 10) CONSIDERATION OF BILL NO. 2014-35: ADOPTION OF ORDINANCE NO. 2014-\_\_\_\_. (Councilor Dimas)

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 Purposes of this Ordinance. (Sebastian Gurule)

I. ADJOURN

**Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.**

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520, five (5) days prior to meeting date.



**SUMMARY INDEX  
SANTA FE CITY COUNCIL MEETING  
December 10, 2014**

<b><u>ITEM</u></b>	<b><u>ACTION</u></b>	<b><u>PAGE #</u></b>
<b><u>AFTERNOON SESSION</u></b>		
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF THE AGENDA	Approved	1
APPROVAL OF CONSENT CALENDAR	Approved [amended]	2
CONSENT CALENDAR LISTING		2-5
<b><u>APPROVAL OF MINUTES:</u></b>		
JOINT CITY/COUNTY MEETING – OCTOBER 20, 2014	Approved [amended]	5
REGULAR CITY COUNCIL MEETING – NOVEMBER 12, 2014	Approved	5
<b><u>PRESENTATIONS</u></b>		
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CAPITAL HIGH SCHOOL – BOYS SOCCER CLASS 5-A STATE CHAMPIONS		6
PROCLAMATION – SANTA FE SCHOOL OF COOKING DAY – DECEMBER 13, 2014		6
MUCHAS GRACIAS – 40 <sup>TH</sup> ANNIVERSARY OF THE FRIENDS OF THE SANTA FE PUBLIC LIBRARY		7
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<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<b><u>CONSENT CALENDAR DISCUSSION</u></b>		
REQUEST FOR APPROVAL OF AGREEMENT – METER READING INFRASTRUCTURE SYSTEM AND IMPLEMENTATION SERVICES (RFP #14/14/P); BADGER METER, INC.	Approved	13-15
REQUEST FOR APPROVAL OF BUDGET INCREASE – METER READING FUND	Approved	13-15
CONSIDERATION OF RESOLUTION NO. 2014-99. A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF FIRST QUARTER BUDGET ADJUSTMENTS FOR FISCAL YEAR 2014/2015	Approved	15-16
CONSIDERATION OF RESOLUTION NO. 2014-100. 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: <i>QUERENCIA, A STORY OF FOOD, FARMING AND FRIENDS</i>	Approved	16-18
APPEAL – DRIVEWAY PERMIT #14-10-04; GABRIEL BROWNE FOR SOUTHWESTERN COLLEGE – 3952 SAN FELIPE ROAD		18-19
*****		
<b><u>EVENING SESSION</u></b>		
PETITIONS FROM THE FLOOR		20-27
*****		
APPEAL – DRIVEWAY PERMIT #14-10-04; GABRIEL BROWNE FOR SOUTHWESTERN COLLEGE – 3952 SAN FELIPE ROAD	Appeal granted	27-32
REQUEST FOR APPROVAL OF ASSIGNMENT OF THE RAILYARD CONSERVATION EASEMENT FROM THE TRUST FOR PUBLIC LAND TO THE SANTA FE CONSERVATION TRUST PURSUANT TO PARAGRAPH 12(b) OF THE CONSERVATION EASEMENT	Approved	32-33
SANTA FE UNIVERSITY OF ART AND DESIGN WEEKEND SHUTTLE PILOT PROJECT – FINAL REPORT AND STAFF RECOMMENDATION	Approved	33-34



**ITEM****ACTION****PAGE #**

REPORT ON SUMMER 2014 PEOPLE TO  
THE PLAZA

Information/discussion

34-36

CONSIDERATION OF RESOLUTION NO. 2014-101.  
A RESOLUTION SUPPORTING THE "INTERIM JOBS  
COUNCIL" 2014 LEGISLATIVE AGENDA TO BE  
CONSIDERED BY THE NEW MEXICO STATE  
LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE –  
STATE OF NEW MEXICO – FIRST SESSION 2015

Approved

36-37

**EVENING SESSION**

CALL TO ORDER AND ROLL CALL

Quorum

38

**APPOINTMENTS**

Transit Advisory Board

Approved

38-39

**PUBLIC HEARINGS**

REQUEST FROM ADELITA'S, INC., FOR A  
RESTAURANT LIQUOR LICENSE (BEER AND  
WINE ON-PREMISE CONSUMPTION ONLY)  
TO BE LOCATED AT ADELITA'S EXPRESS  
MEXICAN RESTAURANT, 6417 AIRPORT ROAD,  
SUITE 100

Approve w/conditions

39

REQUEST GEORGE RIVERA, JR., FOR A  
TRANSFER OF LOCATION OF DISPENSER  
LICENSE #0433, WITH PACKAGE SALES FROM  
ALEGRIA, 2797 AGUA FRIA STREET, TO SPROUT  
FARMERS MARKET, 199 PASEO DE PERALTA

Approved w/conditions

40



**ITEM****ACTION****PAGE #**

REQUEST FROM QIANG TU FOR THE FOLLOWING:

PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT THE WOK CHINESE CUISINE, 2860 CERRILLOS ROAD #A2, WHICH IS WITHIN 300 FEET OF THE SANTA FE CHRISTIAN FELLOWSHIP CHURCH, 2860 CERRILLOS ROAD, SUITE C3;

Waiver granted

40-41

IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM QIANG TU FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE WITH ON PREMISE CONSUMPTION ONLY) TO BE LOCATED AT THE WOK CHINESE CUISINE, 2860 CERRILLOS ROAD #A2

Approved

40-41

REQUEST FROM RESTAURANT 210, LLC., FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE WITH PATIO SERVICE FOR ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT TABLA DE LOS SANTOS, 210 DON GASPAR AVENUE

Approved

42

**NEW MEXICO HARD CIDER, LLC, HAS REQUESTED THE FOLLOWING:**

PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE PRODUCTION AND SALE OF ALCOHOLIC BEVERAGES (WINE ONLY), AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D, WHICH IS WITHIN 300 FEET OF IGLESIA RENACER MINISTERIOS, 1225 PATHWAY DRIVE

Approved

42-44

IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM NEW MEXICO HARD CIDER, LLC, FOR A WINE GROWERS LIQUOR LICENSE TO BE LOCATED AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D

Approved

42-44



<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<b><u>NEW MEXICO HARD CIDER, LLC, HAS REQUESTED THE FOLLOWING:</u></b>		
<b>PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE PRODUCTION AND SALE OF ALCOHOLIC BEVERAGES (WINE ONLY), AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D, WHICH IS WITHIN 300 FEET OF IGLESIA RENACER MINISTERIOS, 1225 PATHWAY DRIVE</b>	<b>Approved</b>	<b>44-45</b>
<b>IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM NEW MEXICO HARD CIDER, LLC, FOR A WINE WHOLESALE LIQUOR LICENSE TO BE LOCATED AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D</b>	<b>Approved</b>	<b>44-45</b>
<b>CONSIDERATION OF BILL NO. 2014-32: ADOPTION OF ORDINANCE NO. 2014-36. AN ORDINANCE RELATING TO EARLY NEIGHBORHOOD NOTIFICATION (ENN); AMENDING SUBSECTION 14-3.1(F)(3) SFCC 1987, TO REQUIRE THAT AN ENN BE CONDUCTED FOR NEW PARKS OR RECONSTRUCTION OR EXPANSION OF EXISTING PARKS; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO CARRY OUT THE INTENT OF THIS ORDINANCE</b>	<b>Approved</b>	<b>45-46</b>



**ITEM****ACTION****PAGE #**

CONSIDERATION OF BILL NO. 2014-33: ADOPTION OF ORDINANCE NO. 2014-37. AN ORDINANCE RELATING TO REDISTRICTING; CREATING A NEW SECTION 6-18 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

Approved [amended]

46-51

CONSIDERATION OF RESOLUTION NO. 2014-101. 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.

Approved w/amendments

46-51

CONSIDERATION OF BILL NO. 2014-34: ADOPTION OF ORDINANCE NO. 2014-38. 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

Approved

51-58

CONSIDERATION OF RESOLUTION NO. 2014-103. 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

Approved

51-58



<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
CONSIDERATION OF BILL NO. 2014-35: ADOPTION OF ORDINANCE NO. 2014-39. 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 PURPOSES OF THIS ORDINANCE	Approved	58-62
MATTERS FROM THE CITY MANAGER	None	62
MATTERS FROM THE CITY CLERK	Information	62
COMMUNICATIONS FROM THE GOVERNING BODY	Information/discussion	62-66
<u>MATTERS FROM THE CITY ATTORNEY</u>		
EXECUTIVE SESSION	Approved	66-67
MOTION TO COME OUT OF EXECUTIVE SESSION	Approved	67
ACTION REGARDING QWEST CORPORATION V. CITY OF SANTA FE, CASE NO. 14-2008 IN THE U.S. COURT OF APPEALS FOR THE TENTH DISTRICT	Approved	67
ADJOURN		68



**MINUTES OF THE  
REGULAR MEETING OF THE  
GOVERNING BODY  
Santa Fe, New Mexico  
December 10, 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, December 10, 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 P  
Councilor Patti J. Bushee  
Councilor Bill Dimas  
Councilor Carmichael A. Dominguez  
Councilor Signe I. Lindell  
Councilor Joseph M. Maestas  
Councilor Christopher M. Rivera  
Councilor Ronald S. Trujillo

**Others Attending**

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

**6. APPROVAL OF AGENDA**

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

**VOTE:** The motion was approved unanimously on a voice vote with Mayor Gonzales, Councilors Bushee, Dimas, 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 Rivera, 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 Dimas, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

**Against:** None.

## **10. CONSENT CALENDAR**

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of December 8, 2014, regarding Item 10(b), is incorporated herewith to these minutes as Exhibit "1."

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of December 8, 2014, regarding Item 10(d), is incorporated herewith to these minutes as Exhibit "2."

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of December 8, 2014, regarding Item 10(t), is incorporated herewith to these minutes as Exhibit "3."

- a) **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT – YOUTH WORKERS TO IMPLEMENT STORM WATER MANAGEMENT IMPROVEMENTS AND SANTA FE RIVER AND WATERSHED IMPROVEMENTS; YOUTHWORKS, INC. (BRIAN DRYPOLCHER)**
- b) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – DESIGN SERVICES RELATED TO REPLACEMENT OF SOUTH DEHUMIDIFICATION UNIT AT GENOVEVA CHAVEZ COMMUNITY CENTER; THE RESPONSE GROUP, INC. (JASON KLUCK)**
- c) **REQUEST FOR APPROVAL OF ELECTRIC LINE EXTENSION AGREEMENT – SOUTHWEST ACTIVITY NODE (SWAN) PARK PHASE I; PUBLIC SERVICE COMPANY OF NEW MEXICO (PNM). (MARY MacDONALD)**
- d) **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – ON CALL ENGINEERING DESIGN SERVICES FOR UNDERPASS PROJECT; LOUIS BERGER GROUP, INC. (LEROY PACHECO)**
  - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND.**



- e) *[Removed for discussion by Councilor Bushee]*
- f) REQUEST FOR CONCEPT APPROVAL OF SALE OF REAL ESTATE CONTAINING APPROVAL OF PROCUREMENT UNDER COOPERATIVE AGREEMENT – 2,000 (96 GALLON) RESIDENTIAL REFUSE CONTAINER LIDS FOR ENVIRONMENTAL SERVICES DIVISION; TOTER, INC. (LAWRENCE GARCIA)
- g) REQUEST FOR APPROVAL OF BUDGET INCREASE FOR FY 2014/15 WILDLAND URBAN INTERFACE GRANT FOR FIRE DEPARTMENT. (JAN SNYDER)
- h) REQUEST FOR APPROVAL OF BUDGET INCREASE FOR WILDLAND URBAN INTERFACE GRANT FROM STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES. (JAN SNYDER)
- i) REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT FOR SUPPORT VEHICLE – ONE TON TRUCK FOR FIRE WILDLAND DIVISION; DON CHALMERS FORD. (JAN SNYDER)
  - 1) REQUEST FOR APPROVAL OF BUDGET INCREASE – FIRE FUND.
- j) REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT FOR TWENTY (20) MOBILE RADIOS AND ACCESSORIES FOR FIRE DEPARTMENT; MOTOROLA SOLUTIONS. (JAN SNYDER)
- k) REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT FOR 2014 FIRE ENGINE FOR FIRE DEPARTMENT; SIDMONS-MARTIN EMERGENCY GROUP. (JAN SNYDER)
- l) REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING FOR JANUARY 14, 2015:
  - 1) BILL NO. 2014-36. AN ORDINANCE RELATING TO THE PLAZA PUSHCART VENDOR ORDINANCE; AMENDING SUBSECTION 23-5.5 SFCC 1987, TO CHANGE THE NUMBER OF LICENSES ISSUED AND THE TERM OF EACH LICENSE AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO CLARIFY THE ORDINANCE (COUNCILOR LINDELL, COUNCILOR DOMINGUEZ, MAYOR GONZALES AND COUNCILOR IVES). (SEVASTIAN GURULE)
    - a) A RESOLUTION AMENDING RESOLUTION NO. 2002-79 TO CHANGE THE ANNUAL LICENSE FEES FOR PLAZA PUSHCART VENDORS (COUNCILOR LINDELL, COUNCILOR DOMINGUEZ, MAYOR GONZALES AND COUNCILOR IVES)
- m) REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT FOR FY 2014/15 WILDLAND FIRE HAZARD REDUCTION AND ADJUST REVENUES TO MATCH BUDGETED EXPENDITURES. (JAN SNYDER)



- n) **REQUEST FOR APPROVAL OF BUDGET INCREASE FOR PROCUREMENT OF TEN (10) EMS GURNEYS FOR FIRE DEPARTMENT FOR STRYKER EMS EQUIPMENT; PROCUREMENT APPROVED AT FINANCE COMMITTEE MEETING OF OCTOBER 20, 2014, AND CITY COUNCIL MEETING OF OCTOBER 29, 2014. (JAN SNYDER)**
- o) ***[Removed for discussion by Councilor Bushee]***
- p) ***[Removed for discussion by Councilor Dominguez]***
- q) **CONSIDERATION OF RESOLUTION NO. 2014-96 (COUNCILOR IVES AND COUNCILOR TRUJILLO). A RESOLUTION ENDORSING THE EFFORTS OF NEW MEXICO DENTAL FOUNDATION FOR THE MISSION OF MERCY PROGRAM ("NM MOM") TO PROVIDE NO COST DENTAL CARE TO THE RESIDENTS OF SANTA FE AND AUTHORIZING THE WAIVER OF FEES FOR USE OF THE SANTA FE COMMUNITY CONVENTION CENTER FOR THE NM MOM EVENT IN APRIL OF 2016. (RANDY RANDALL)**
- r) **CONSIDERATION OF RESOLUTION NO. 2014-97 (COUNCILOR DOMINGUEZ). A RESOLUTION AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO FINANCE AUTHORITY TO REFUND THE NEW MEXICO FINANCE AUTHORITY CONVENTION CENTER LOAN. (HELENE HAUSMAN)**
- s) **REQUEST FOR APPROVAL – CITY OF SANTA FE SCHEDULE FOR 2015 CITY COUNCIL AND COUNCIL COMMITTEE MEETINGS. (YOLANDA VIGIL)**
- t) **CONSIDERATION OF RESOLUTION NO. 2014-98 (COUNCILOR BUSHEE, COUNCILOR LINDELL, COUNCILOR MAESTAS, COUNCILOR IVES, COUNCILOR DOMINGUEZ, COUNCILOR RIVERA, COUNCILOR TRUJILLO AND COUNCILOR DIMAS). REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING CITY OF SANTA FE LEGISLATIVE PRIORITIES, BY COUNCIL DISTRICT, FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE – STATE OF NEW MEXICO – FIRST SESSION 2015. (BRIAN SNYDER)**
- u) **REQUEST FOR APPROVAL OF MEMORANDUM OF UNDERSTANDING – CITY SEWER SERVICE FOR SANTA FE BREWING COMPANY PROPERTY UNDER THE TERMS OF THE 2008 SETTLEMENT AND SFCC 22-6.2; SANTA FE COUNTY. (NICK SCHIAVO AND CLAUDIA BORCHERT)**



- v) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – ADDITIONAL RTU TO HYDRO GENERATOR STATION AND ADDING McCLURE RESERVOIR PROJECT ONTO CITY SCADA SYSTEM; AUTOMATION ELECTRIC. (ALEX PUGLISI AND ALEX GAMINO)**

**8. APPROVAL OF MINUTES: JOINT CITY/COUNTY MEETING – OCTOBER 20, 2014  
REGULAR CITY COUNCIL MEETING – NOVEMBER 12, 2014.**

The following correction was made to the minutes of the Joint City/County meeting of November 12, 2014:

Beginning on page 8, global change of “perspective,” to “prospective.”

**MOTION:** Councilor Bushee moved, seconded by Councilor Dimas, to approve the minutes of the Joint City/County meeting of October 20, 2014, as amended, and the minutes of the Regular City Council meeting of November 12, 2014, as presented.

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

**9. PRESENTATIONS**

**a) AWARDS – MAYOR’S CUP FOR SCHOLASTIC CHESS.**

Mayor Gonzales said earlier in the year he had visited the group and had issued the challenge to participate in the Mayor’s Cup for Scholastic Chess.

The Chess Coach, assisted by Mayor Gonzales, presented the bronze, silver and gold awards for the Mayor’s Cup for Scholastic Chess. The Chess Coach noted last Sunday the Students Championship was held for New Mexico Scholastic Chess and two of the children are still State champions, and hold many other high rankings state-wide.

**b) SANTA FE PREP HIGH SCHOOL – BOYS SOCCER CLASS 4-A STATE CHAMPIONS.**

Mayor Gonzales presented a trophy to the Santa Fe Preparatory High School Boys Soccer Class 4-A State Champions.

Coach Hirsch Wilson asked the members of the Soccer Team to introduce themselves. He said the fathers of two current soccer players played in the last State Championship for Santa Fe Prep 32 years ago. He said there are 20 on the roster with 8 seniors.



Mayor Gonzales read a description into the record of Santa Fe Prep's state championship win against Sandia Prep and congratulated them for bringing home the 4-A championship to Santa Fe.

Mayor Gonzales said Keenan Amer was the State Soccer Player of the year for 4-A, and congratulated him on his win, commenting that he was not advised of his win prior to this meeting.

Mayor Gonzales thanked the parents of the Soccer teams for Capital High and Santa Fe Prep for their support of their kids to get them to practice as well as to do their school work. He said we love champs and we are proud of these champions, and that all children of Santa Fe are champions as far as the Governing Body is concerned.

**c) CAPITAL HIGH SCHOOL – BOYS SOCCER CLASS 5-A STATE CHAMPIONS.**

Mayor Gonzales, Councilor Dominguez and Councilor Rivera, presented a trophy to the Capital High School Boys Soccer Class 5-A State Champions, and their coach Eugene Doyle.

Councilor Dominguez congratulated the team, and said many of the members of the team are overcoming challenges that a lot of young people don't have to overcome. He said the team is coached by Eugene Doyle, and Assistant Coach Moises Del Rio and managers Manuel Chavez and Rodrigo Garcia. He said there are 22 on the roster with 8 seniors.

Councilor Dominguez read a description into the record of Capital High School's state championship win.

Councilor Rivera congratulated the State Champs and said they are very proud of them, commenting Capital High is in Councilor Dominguez and his District.

Mayor Gonzales congratulated the team for capturing the championship and bringing home so much pride. He said Jesus Garcia was the State Soccer Player of the Year, and presented him with a soccer ball signed by him and all the members of the City Council.

**d) PROCLAMATION – SANTA FE SCHOOL OF COOKING DAY – DECEMBER 13, 2014.**

Mayor Gonzales read a Proclamation into the record declaring December 13, 2014, as Santa Fe School of Cooking Day and presented it to representatives of the School. He said there will be events for the community on Saturday

A representative of the school said the events are open to the public from 2:00 to 5:00 p.m. If you bring food for the hungry, you will get a coupon for 25% off in the market. She said they will have Santa Claus, cookie making, tamale making, music and food, and invited everyone to come. She thanked the City for its support over 25 years.



**e) MUCHAS GRACIAS – 40<sup>TH</sup> ANNIVERSARY OF THE FRIENDS OF THE SANTA FE PUBLIC LIBRARY**

Mayor Gonzales introduced the Friends of the Santa Fe Public Library in attendance. He said last week he held open office hours at the southside Library, and they do an amazing job to create community inside the library. He said people are looking at computers, studying and doing really neat things, in addition to checking out book. Mayor Gonzales presented a Muchas Gracias Certificate to the Friends of the Santa Fe Public Library.

Kitty Sherlock, President, Friends of the Santa Fe Public Library, asked the members of the group in attendance to introduce themselves.

Ms. Sherlock thanked the Mayor and Councilors, saying they are honored to receive this award, and gave a brief history of the Friends of the Santa Fe Public Library. Their mission is to support the public library, providing funding, advocacy programming and services to the diverse community of Santa Fe.

Mayor Gonzales said he presented them with "a piece of paper, but the gratitude from us is so much more for all you do. We really appreciate what you're doing, and we stand by you and look forward to our continued partnership into the future. Thank you."

**f) 311 CALL CENTER PROGRAM HISTORY AND RECOMMENDATIONS. (SEVASTIAN GURULE)**

A copy of a power point presentation *Industry Expert Esther Tenenbaum*, is incorporated herewith to these minutes as Exhibit "4."

Mr. Gurule said he and staff met with Esther Tenenbaum, Director, Albuquerque 311 Call Center, on November 7, 2014, and visited the 311 operation which is extremely expressive. He said the 311 Call Center serves as a crucial link between the public and local government by providing a one-stop shop for all City non-emergency services. Mr. Gurule noted the handout and said in the cover memo there are a list of options in no particular order, noting Brian Snyder had given the go-ahead to gather ideas. He introduced Esther Tenenbaum to make her presentation.

Esther Tenenbaum from Albuquerque presented information regarding this matter regarding the success of the program in Albuquerque. Please see Exhibit "4" for specifics of this presentation.

*The Governing Body commented and asked questions as follows:*

- Councilor Bushee thanked Ms. Tenenbaum for her presentation and enthusiasm. She said she has been wanting to get this system since 2008. She said, "Your budget total, and you said you brought outside staff for a new perspective, but I'm assuming you rearranged existing staff in some ways."



Ms. Tenenbaum said, "My operating budget annually is approximately \$3.2 million, and my call volume is about 2 million, which is a good price per call. This includes my software charges, my telephony, my staffing and my fringe benefits. So I have a larger constituent base, as well, but that's something you want to keep in mind, because it's not going to be just the people right here that are going to call. There are going to be a lot of people that come in. So that's a little bit about our budget."

Ms. Tenenbaum continued, "Our start-up budget was much higher. So from a start-up perspective, you want to look at software, because if you don't have anywhere to track those calls or any way of gathering that data, you're really just taking calls. And sticks tally isn't really effective for accountability from departments. So your software costs up front can vary, depending on what you're looking for, depending on how many licenses you need. I don't have the exact budget Councilor Bushee, but I know it was at least \$5 million to get us started."

- Councilor Bushee asked the number of staff are included.

Ms. Tenenbaum said, "I currently have 57 staff. We were projected for 70, but because of the efficiencies that we continue to build in, we've been able to give back."

- Councilor Bushee said, "And that was all new positions, nothing rearranged or reconfigured."

Ms. Tenenbaum said that is correct.

- Councilor Bushee asked, "How are you connected to the website."
- Councilor Dominguez said, "Can I ask a real quick question on the staffing, just to follow up. The 57 members of your staff, is that what you started out and what you have now. What was the number of start-up staff."

Ms. Tenenbaum said, "When we first began in the pilot phase, we were getting about 150 calls a day. Today, we get over 8,000 calls a day. So we actually started out with 4 call handlers and most of the staff at the beginning was the infrastructure – the supervisors, the managers, the quality training to get the infrastructure built while we were in the pilot phase. As we expanded hours, we also added some head count ahead of it. Our training program, when I came on board, was less than two weeks. And what you invest in training is what you get in return. I believe there is a big ROI. Our training program now is eight weeks. So if we know we have positions, we're not going to hire and bring two people in for an eight week training. We're going to wait until we have enough opens. We slowly added people."

Ms. Tenenbaum continued, "We went live to the public... we started in a pilot phase in 2004. We went live to the Public on July 1, 2005. At that time, the forecasts were that we would only get calls for these departments. And I said, I know the way people behave. We're going to get calls for anything City-related. This is a test. So in the training, I built out the fact that we could get



calls just for that, and I think what are we going to do with it. So we were very efficient to begin with, but we gradually added our staff. We peaked with a budget of 73 positions. I never really filled them, because we were able to build efficiencies. We lost positions during the budget crunch, then we sized down our hours, we needed less positions."

- Councilor Bushee asked if there is some way that they interact with the website.

Ms. Tenenbaum said, "Yes. That's a challenge in any call center. It's called the knowledge based challenge. And usually there is an entire time, made of 3-4 people that maintain information. I didn't like that process. I said, you know our website has a lot of information on it. Why wouldn't we just ask the departments to keep it current, and if we find the same information, ask them to get it up there. We can answer the questions and they won't get the service request. Because if the information doesn't exist, the department is going to get a ticket to work. And so, we got the buy-in from the departments. Hey, we don't have to give them our frequently asked questions and maintain the website, we just need to maintain the website."

Ms. Tenenbaum continued, "So I still partner and meet regularly. I'm part of the web team strategic planning. I go out to departments and say, okay this is why you're getting this many service requests, we can reduce that, so I have data. And if you'll get more information out there, we can answer the question. You can have more times to service the community. So very very close relationship between the departments and the website. Our departments each are responsible for their component of the website. My ideal would be to have a web team that's over content that has partnerships out to the departments, but that's just a little bit more costly."

- Councilor Bushee said, "How critical would you say bringing outside eyes, new names, new people to the process. What I envision.... it got sort of waylaid previously, budgetary concerns. But really, nobody was familiar with the system and the successes of the system. For instance, we just hired a new Graffiti Manager, and we have a Graffiti Operations person. We have about five people now dedicated to graffiti. In the winter, they can't get out there and eradicate graffiti. And my estimation of how this would work, is we might just do some reconfiguration with existing staff and training. And of course software would have to come along at some point. It just seems to me, to really get this started here, it's not like we have a few spare million hanging around for this effort. It has always seemed a more efficient way to do business. And I would love some encouragement in hopes that we could do it with existing staffing levels."

Ms. Tenenbaum said, "So, there's pros and cons to that. Of course you can do it, then what are you going to do when graffiti season picks up, who's going to take over your phone calls. Because by that time, you have gained some popularity, so now what happens to your process. So just want to look at what you're going to do when these people go off to take care of graffiti. When we first started, we did borrow people in the pilot phase. And you could use graffiti as your pilot phase. You can use any department as your pilot phase. The pilot phase was the abandoned vehicles and the Mayor's phone number, because they would get a lot of calls there. So we took existing staff then and said help us understand what you do with these calls. That's when we saw



the inconsistencies. Depending on who got that call, was how they were doing it. So we were able to fix that within that group, but we did end up giving those people back to their department, because it is cyclical in graffiti. You're right, in the winter there's not much, but what are you going to do from the consistent standpoint then to do your call handling when it is graffiti season – move another department in, and then you've got the learning curve. So it can be done, it's not that it's impossible, it's that you want to make sure you have all your ducks in a row for your seasonality."

- Councilor Bushee said, "Well, I guess I just meant, in some cases, we have duplication of effort, but this is probably something for a committee discussion. And maybe we can get you back up here."

Ms. Tenenbaum said most definitely.

- Mayor Pro-Tem Ives thanked Ms. Tenenbaum for being here this evening.
- Mayor Pro-Tem Ives said Mr. Gurule noted there are options detailed in the Memorandum, and asked him to walk us through what he is looking for here tonight.
- Mr. Gurule said, "What we're looking at right now, is to receive direction from the Governing Body on how you would like us to start to proceed. There are a list of objectives we need to accomplish. We did an internal study in 2008, and it's been several years. And conducting that kind of internal study would be beneficial for us to truly understand what exactly we are going to be looking for, and where we could potentially start in trying to address the concerns. Brian has been very adamant in trying to implement a 311 system, and looking at the best cost-saving way to do so, but achieve the ultimate goal. I think right now, we're looking at conducting an internal study and being able to understand exactly where are the high call volumes, and what are those departments. And we have a really good idea with the information we collect. But it would be helpful for us to understand exactly the number of phone calls being received directly from those departments, divisions and sections, how much staff time is being spent in answering those phone calls, and what is being done with those phone calls. Are the calls primarily for information, which as Ms. Tenenbaum said, if that information can be placed on the website to reduce the number of calls. So I think right now, it would be beneficial for us to conduct an internal study to identify the needs, the benefits and challenges."
- Mayor Pro-Tem Ives said it is published as a presentation, so he is unsure we are in the position of taking any action.

Mr. Snyder said, "I don't think we are in the position to take action. It is staff's goal to, one, bring this idea to you. It's been discussed since 2008 at different time. Present some options as staff sees them, based on our conversations with Albuquerque which is one example of a model. It's not the only model, but our hope was to get some dialogue flowing so we don't necessarily get some direction, but to get a sense of what the next step may be. I heard a couple of Councilors mention a committee processes. If that is the wish of the Governing Body, whether it starts at



Public Works, Finance or whatever committee that would be, we are open to that. But we would like to initiate the dialogue and try to get some feedback. Obviously there are costs associated with this, so it would end up at Finance at some point, but at the same time, it may start at a different committee first to get to the bare bones of what we would like to see with a 311 system, so we can put some costs to it, so we can have a good discussion about it."

- Councilor Trujillo said he appreciates the discussion we just had, but he feels this really needs to go through the committees. And since it affects every realm of the City it has to go to Public Safety. He said he is glad this was brought forward, and asked if we need to do this by Resolution, and bring it to Public Works, reiterating it needs to go through a lot of committees.
- Councilor Dominguez said he is unsure if we're ready for a Resolution. He wouldn't mind having a more In-depth discussion at Finance to determine what we want staff to starting putting costs to. For example, if it will require a whole new software upgrade, that fits with Councilor Ives' legislation regarding IT and enhancing that department. He said, "So I think that before any legislation is considered, we need to have that in-depth discussion to vet some of these things out. And then from there, if any Councilor wants to propose any legislation relative to that, that's appropriate. I think that it has to be something that is part of our budget discussion, because without doubt, it is going to be an expansion of the operation we have at the City. That's something I think the Finance Director is going to have to be involved in. I think it is something worth discussion."
- Councilor Dominguez continued, "I know Councilor Bushee has talked about this since 2008. I'm interest in not only the potential costs as we talk about expansion, but just the efficiencies. I know during the presentation, it's acknowledged that you can't necessarily quantify some of those efficiencies. But we have to be able to have those discussions so we can give staff something more concrete to work with. And after that someone can propose a resolution. I'm happy to have that in-depth discussion at Finance, and you might want to be involved in that too Councilor Bushee, and Public Works as well."
- Councilor Rivera asked roughly how many people will be needed for this type of center.  
  
Mr. Gurule said he hasn't done that research.
- Councilor Rivera asked if the call volume study attached to the presentation is current.  
  
Mr. Gurule said that is from 2008.
- Councilor Rivera said then the cost could be considerably more now. He agrees with the other Councilors that we need further discussion on this and decide where we want to go.



- Councilor Maestas said he wants to reinforce Commissioner Dominguez's remarks. He said we have a long way to go and it isn't something we can just go out and procure, commenting a lot needs to be done internally. He said we have applied for a Quality Award, and the City was successful in getting recognized. However, we did get a lot of feedback on customer service, and we've been talking a lot about how to leverage our limited resources to improve our constituent relations and our responsiveness in getting back to complaints, resolving them quickly and such. He is sold on the concept, completely sold, and said "I have no doubt it will pay for itself, no doubt whatsoever." He support the recommendation to do the internal analysis, although he isn't keen on issuing an RFP and wonders why that can't be done with existing staff.
- Councilor Maestas continued, noting all the options presented have no fiscal impact, so it is premature to look at specific options and estimating the fiscal impact of those. He said we have committed to do a strategic plan, and that will guide the way we want the government to be now and in the future. That will play a big part in how we want the City to run. He thinks this service, when we get to that point, we will have a strategic plan, a new vision for the City, we'll assess all departments, especially with regard to constituent relations and being efficient. And then we'll be ready for prime time with hopefully the revenues to support start-up and such. This is a great start to a dialogue, but we have a lot of work to do.
- Councilor Ives said from his perspective, he thinks this clearly is the direction in which we need to be moving as a City. It represents an ease of contact to the public in how it interacts with the City, one stop one easy way to communicate. He said having a phone based system that accomplishes this make fabulous sense. He said the Memo requests approval to commence a thorough internal review, and thinks that's within the City Manager's purview, noting the Council has expressed interested in learning more about the possibilities before we consider doing an RFP. He said the Albuquerque experience clearly demonstrates it is not inexpensive, although it may clearly justify moving in that direction in terms of efficiencies and savings.
- Councilor Rivera asked if this system was in operation when Albuquerque had the Bosque Fires, and asked if there was a noticeable increase in 311 calls during that time.

Ms. Tenenbaum said they have been in many situations where the community had some sort of emergency. She said they were not in operation during the first Bosque Fire, but they did experience additional fires where people needed to know where to take their animals, what to do, if they are being evacuated. She said they were part of the freeze, the shortage of gas, and were able to identify that, noting PNM's phones weren't being answered, nor the Gas Company's, and they were able to set up a call center and help them. They have been part of the community emergency response team as a critical player. They also set up call centers to back up "our 242 cops," when the phone system goes down, and they were part of the H1N1 when it was an issue. She said in an emergency they can get out a centralized message to the community so there is one point of contact. They also are part of the school lock-down process.



- Councilor Rivera asked if they increase personnel during those times, or can they handle it with existing staff, and is there a call-back process.

Ms. Tenenbaum said they are considered as essential personnel, and she is fortunate to work with a group of people who are there no matter the weather or circumstances. She said when they get when they get call influxes, everyone takes calls, including herself, supervisors and managers who stay on the phones a minimum of 4 hours a week so they can be in touch with what their agents are dealing. During an emergency they can transition to a sustainable call volume. In the summer, all exempt people are on the phones taking calls as well, so they don't need to hire temporaries or bring in additional staff during emergencies.

### **CONSENT CALENDAR DISCUSSION**

**10(e) REQUEST FOR APPROVAL OF AGREEMENT – METER READING  
INFRASTRUCTURE SYSTEM AND IMPLEMENTATION SERVICES (RFP #14/14/P);  
BADGER METER, INC. (DIANA CATANACH)**

**1) REQUEST FOR APPROVAL OF BUDGET INCREASE – METER READING  
FUND.**

Councilor Bushee said she removed this because she had a lot of constituent requests that we hold a public hearing, "but that may or may not go anywhere tonight." She asked if there is a way people can opt out, commenting we have concerns with antennas and some people have problems with this.

Ms. Catanach said, "One of the reasons is that the transparency comes from the tower itself, so she doesn't know if we don't put an end point on one particular house if it would make a difference. She doesn't know if that is an option, and deferred the question to Richard."

Richard Chavez, Meter Reading Supervisor, said, "It's based off a cellular tower, so there will be no antennas. The end point is what would transmit a signal at 3:00 a.m., I believe, is what we're looking at, for a second. Badger has bought time at a specific time which is 3:00 a.m. to transmit that signal."

Councilor Bushee said then that's why we distributed our broadcast, and there is really no opting out.

Mr. Chavez said, "The only opting out for that resident to not have...."

Councilor Bushee asked how that would change anything.

Mr. Chavez said it wouldn't change anything, they just wouldn't have an AMI.

Councilor Bushee said, "Again, I'm going to ask my colleagues if there would be any interest in having a public hearing on this issue for those that wish to express this concern."



There was no response by anyone on the Governing Body.

Councilor Bushee said, "Then, I'm going to have to let someone else make a motion."

**MOTION:** Councilor Maestas moved, seconded by Councilor Trujillo, to approve Item 10(e) and Item 10(e)(1) as presented.

**DISCUSSION:** Councilor Maestas said a lot of constituents sent emails of concern, and he received telephone calls as well. He said, "This is not the first wireless system that we've had. I believe, prior to my tenure on the Council, this debate already occurred. So I feel like this is not a new system, and I don't feel like this represents any kind of potential, new health threat, even if there is such a thing. And I have received some objective information regarding the FCC and the requirements, and a guarantee from the company that the radiofrequency waves are not harmful at all. The duration is extremely short, but I want to acknowledge that I did receive a lot of emails of concern. I think, in the future, any time any constituents raise some questions that we should err on the cautious side. And maybe not have a full public hearing, but maybe pull it and answer some of these questions before we go forward. Because I would hate anyone to feel like we're pushing something through and ignoring public input. So I made a motion, I'm going to support it, but I think in the future... and I know that there were some direct emails to key department heads about the concerns regarding the radiofrequency waves. So, in the future, I would like to take a more cautious approach."

Councilor Bushee said, "The previous system that didn't work, wasn't that directly on the meter."

Mr. Chavez said, "Yes, that was an end point, it was an apparatus that was on the meter and it was actually transmitting simultaneously."

Councilor Bushee said, "Right, but it was something that was a little easier to opt out. It wasn't as widely disbursed, let's just say, as this system is. The radio frequencies."

Mr. Chavez said, "If you didn't put a Firefly on the meter, your neighbor would have one."

Councilor Bushee said, "I understand that. I'm just saying.... the concern I'm getting from people is that it's this general broadcasting of radio frequency and that they have no option. And it's adding to the cumulative effect that some people feel that are very sensitive. Maybe Nick's got something else to tell us. So that's really where I'm coming from in terms of trying to let at least the public come forward and express their concerns."

Mr. Schiavo said, "The current Firefly system pulses out once every 3 seconds, so, it's about 28,000 times a day it pulses out."

Councilor Bushee said, "When it works, you mean."



Mr. Schiavo said, "The system that is being proposed will only pulse out once a day at 3:00 a.m. So it's one pulse, one second. It's the equivalent of having not even a cell phone at your ear for one second."

Councilor Bushee asked, "Is it different than the other in that at the end point it's not directly attached or fixed to the meter."

Mr. Schiavo said, "No Councilor. It is absolutely attached to the meter. It pulses out from your meter. That's how it takes the read. It's just going through the existing cell network."

Councilor Bushee said, "Thank you for that explanation."

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

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

**Against:** None.

**10(o) CONSIDERATION OF RESOLUTION NO. 2014-99. A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF FIRST QUARTER BUDGET ADJUSTMENTS FOR FISCAL YEAR 2014/2015. (CAL PROBASCO AND ANDY HOPKINS)**

Councilor Bushee said we should take this opportunity to introduce the new Finance Director.

Councilor Bushee said, "My concern is on page 11 of the adjustments, Item 4150, where we are still carrying forward \$723,000 plus some hundreds on 2008 General Obligation bonds. Is that correct."

Mr. Probasco said, "That was the adjustment reflecting the revised property tax yield. In most years we've used the certificate from the previous year, because we anticipated increase in valuations. I reviewed the certificate that was issued in September and made adjustments. And then, we had actually made an error in the original estimate for that property tax, so what that does is get is on track of the actual yield."

Councilor Bushee said, "So that's not money sitting in a pot."

Mr. Probasco said, "No ma'am. That's anticipated revenue from our property tax. And basically that comes in primarily in the December/January timeframe, then in May/June. We actually have a lot of confidence in the certificates we get, because DFA computes the rate with the latest valuations, and usually we're within a few hundred dollars at the end of the year, but a portion of that was a correction to an understatement of our revenue."



Councilor Bushee said, "Okay. So, in any of these mid-year adjustment line items are there any that are just monies that are sitting in a fund and haven't been expended in an appropriate time frame."

Mr. Probasco said, "I doesn't pass judgment on our project execution, but we have a large number of CIP projects in progress. The funding perhaps became available in the prior year, and the CIP adjustments reflect basically the needs of our capital program to be carried forward."

Councilor Bushee said, "Like, for instance, all of these various park and some trail projects that were just expended, I'm assuming they're not from a very old bond."

Mr. Probasco said, "No. In fact we just loaded, within the last 24 hours, the project money for the second sale of the Parks bonds. So what you see in the parks area, that's from the previous actions."

**MOTION:** Councilor Bushee moved, seconded by Councilor Lindell, to adopt Resolution No. 2014-99.

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

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

**Against:** None.

Brian Snyder introduced Oscar Rodriguez, the new Finance Director, who has been with us since around Thanksgiving, noting he met with the last Finance Committee, so they had the opportunity to meet him, but the Council as a whole has not. He said, "Welcome Oscar, and if you want to say any words."

Mr. Rodriguez said, "Just hello. I'm honored to serve. I've been trying to get here for a long time, so it is great to be part of this great and beautiful community."

Mayor Gonzales welcomed Mr. Rodriguez, noting he had the opportunity to spend some time with him and is very excited about his vision and that he understands the mechanics of a budget and how it can be a very valuable tool in helping us make critical decision. He said, "I'm really glad you're part of the team, and thanks for being willing to come and work with us. I appreciate it."

**10(p) CONSIDERATION OF RESOLUTION NO. 2014-100 (COUNCILOR DOMINGUEZ AND, COUNCILOR BUSHEE, COUNCILOR MAESTAS AND COUNCILOR IVES). 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*. (SUE PERRY)**



Councilor Dominguez said he removed this for two reasons. One, he wanted to thank all of the staff who have worked on this, and all the other community members that participated in the creation of this Plan. He said, "I think it's going to lay the foundation and the groundwork to really provide not only food access, but healthy food access to everyone in our community, not just those who can afford it. And so, I'd to just ask Morgan if she wanted to say a few words very quickly, and then we'll go ahead and move on this.

Morgan Day said, "Thank you so much for your time this evening Mayor and City Councilors. My name is Morgan Day, and I've been the coordinator for the Santa Fe Food Policy Council. I just wanted to come before you tonight to express our hope that you will consider adopting this plan as the official document to guide food access and so many other issues that the City and County of Santa Fe are facing. The Food Plan plans for Santa Fe's food future, which I'm sure all of you have seen. Hopefully you've had a few minutes to read over it. It was developed by the Santa Food Policy Council to ensure a safe, healthy and affordable food supply that will be available to all residents of the City and County of Santa for decades to come. This document helps bridge local, state and national issues including health, distribution, economy, education, agriculture and the land and water conservation through the lens of good."

Ms. Day continued, "The Food Plan represents community priorities and recommendations on growing food, accessing food and food education to promote the availability of healthy, affordable food for Santa Feans. The Food Plan's recommendations and goals are already in line with many of the goals of the City, City priorities on fostering community garden spaces, creating thoughtful regulation and education on urban farming, supporting local farmers to provide access to healthy, locally grown food. These are all perfectly aligned with the goals and priorities that are laid out in the food plan. And many bodies within Santa Fe City government are already working to the Food Plan as a guiding document. But even though the City's work has aligned with the Food Plan without formal adoption, we encourage the City Council to vote to adopt the Food Plan as its official roadmap toward community centered, sustainable access to healthier foods for all Santa Feans. I look forward with working with all of you to help make the goals laid out in the Food Plan a reality. Thank you."

**MOTION:** Councilor Dominguez moved, seconded by Councilor Bushee, to adopt Resolution No. 2014-100, as submitted.

**DISCUSSION:** Councilor Maestas thanked Ms. Day for attending the meeting, and thanked the sponsors of the Resolution as well. He asked to be added as a cosponsor. He said he grew up on a small farm, so he knows how important it is to grow your own food and how it can be vital in sustaining a community. He said when the recession hit, it was a reality check in terms of where we get our local food. He thinks this is a monumental step forward in preparing for any such occurrences in the future, and commended everyone for working on this.

Mayor Gonzales said, "I just want to add my thanks and gratitude. I love this document. It's probably been one of the coolest policy documents I've seen. And part of it is the roadmap and the goals, not only are they achievable, but they continue to foster an environment where we can honor our heritage, which as we



know in Santa Fe, is so much of our history. Even when the Tesuques occupied and lived in these areas, farming was very much a part of what happened in this community. And the fact that this document provides a pathway back for that in encouraging it, so that not only do we honor the heritage, but we do it in a way that provides food security and access to fresh food to our population. It is awesome. Well done Sue and the Council, for this. I'm giddy over it. I have been since I read it and am excited to see the rollout and what we can do to continue to support these efforts."

Councilor Bushee said, "I want to mention that this is a County effort as well. And I'm grateful for all the work of all the volunteers to date. It went beyond what I expected when I first brought forward some of these initiatives. And I think there's much more we can take on. I think urban agriculture is here to stay, and food security issues are certainly a real concern in our community. I would love to link and intersect the two in whatever way possible. And I look forward to having the Food Policy Council take a look at that in a greater way and in more detail. I sent some proposals forward and they kind of stalled out. I would love to see them resurface with a real conversation behind them."

Councilor Ives said this is done in conjunction with the County, and asked if the County will be going through a similar adoption process.

Ms. Day said, "Yes. The County has already adopted the Food Plan."

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

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

**Against:** None.

**Explaining his vote:** Councilor Ives said, "I would join as a cosponsor, and the answer is yes."

*Mayor Gonzales reminded the Councilors that we will be doing a hard stop at 7:00 p.m., as agreed at the last meeting.*

**11. APPEAL – DRIVEWAY PERMIT #14-10-04; GABRIEL BROWNE FOR SOUTHWESTERN COLLEGE – 3952 SAN FELIPE ROAD. (JOHN ROMERO)**

A letter dated October 14, 2014, to Southwest College, with attachments, from John J. Romero, Traffic Engineering Division, Public Works Department, is incorporated herewith to these minutes as Exhibit "5."



A copy of a letter to Brian Snyder, City Manager, via email and hand-delivery, with attachments, from Gabriel Browne, Praxis Architects, Inc., in this matter, entered for the record by Gabriel Browne, is incorporated herewith to these minutes as Exhibit "6."

A copy of a Plat showing a lot line adjustment, prepared by A-Z Surveying, Inc., dated October 7, 20013, entered for the record by Gabriel Browne, is incorporated herewith to these minutes as Exhibit "7."

A copy of a color drawing of the subject site, entered for the record by Gabriel Browne, is incorporated herewith to these minutes as Exhibit "8."

Mayor Gonzales asked John Romero to address the reason this is on the administrative calendar and not a public hearing.

Mr. Romero deferred to Kelley Brennan to answer this question.

Kelley Brennan, City Attorney, said, "This is under a separate appeal process in streets. It is not a quasi judicial appeal under our usual process. These are very rare and they're heard, we checked back, there have been a couple in the past, and this is exactly how they've been heard."

Councilor Bushee asked, "Kelley, have they ever been heard at committee. In the past, we've heard some things."

Ms. Brennan said, "No Councilor, I don't believe so."

John Romero presented information from his Letter dated October 14, 2014, with attachments, which is in the Council packet. Please see Exhibit "5" for specifics of this presentation.

Mr. Romero said the reason for denial was the fact that it was going to result in too many accesses, too close together. He said the process to obtain an access permit is an administrative permit, but upon denial, the City Code allows the applicant to appeal the denial to Council through the City Manager's Office, which they are doing right now. He said in the packet there is an aerial photograph of the subject sites, noting the existing site is highlighted in blue, and the proposed site is highlighted in red. He was unable to overlay the graphic, but believes the applicant may have better graphics. He said, "In essence, we're looking to have the red site not access San Felipe directly, but access the dirt road between the existing and proposed site."

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At this time Mayor Gonzales said, "We are going to run out of time and not give the applicant enough of an opportunity to address the Council fully. I think we agreed at our last meeting that we would move into the public hearings at 7:00 p.m., to allow for those to move through and then go back onto the agenda and finish this. I hate to ask the applicant to hold off and wait until we go through the evening, but we've got to stay consistent with the rules that we have."



Councilor Bushee said, "All we need to do is to allow for the public input at 7:00 p.m., we can then proceed with consent."

Mayor Gonzales said he looks to the Council veterans for input as to how they agreed. He said, "What I understood last time is that we would do a hard stop at 7:00 p.m., and go into the evening session, and when we concluded the evening session, we would go back to the administrative."

Councilor Bushee said, "I put it in there, the Governing Body Rules. Just move the public hearing to 7:00 p.m. We used to have people come in at midnight at the end of business, and then you stop."

Mayor Gonzales asked if that is Matters from the Public.

Councilor Bushee said, "Yes. And then you just proceed as you were going with the rest of the agenda."

Mayor Gonzales said, "The public hearings on the land use would just follow."

Councilor Bushee said, "Correct, we could go right into this one, right after."

Mayor Gonzales said, "With that said, we're just going to put a temporary pause on where you guys are. I'm going to allow the Council to take at least a 5 minute break, because they've been here since 5:00 p.m., and come back at 7:00 p.m. And we'll go to matters from the public to allow them to offer whatever input they want to the Council on any issue and then we'll come back right where we left off here, and continue on the calendar. Thank you for the clarification, Councilor Bushee. All right, we'll take a 5 minute break. We'll be back at 7:00 p.m."

*Break 7:05 to 7:15 p.m.*

*Following the break, the Mayor moved to the Evening Session for Petitions from the Floor*

## **EVENING SESSION**

### **F. PETITIONS FROM THE FLOOR**

A copy of a letter dated December 1, 2014, to members of the Santa Fe City Council, from Nohemy Bojorquez-Flores, with regard to the lack of sidewalks on the Southside and the need for sidewalks for pedestrian safety, especially for school children who walk to school and cross certain streets, is incorporated herewith to these minutes as Exhibit "9."

A copy of a petition containing approximately 900 signatures, submitted for the record by Mariel Nanasi, New Energy Economy, with the following heading:

***Dear Honorable Mayor Gonzales, Honorable Mayor Pro-Tem and Councilor Peter***



***Ives, Honorable Councilor Patti Bushee, Honorable Councilor Signe I. Lindell, Honorable Councilor Joseph M. Maestas, Honorable Councilor Carmichael Dominguez, Honorable Councilor Chris Rivera, Honorable Councilor Ron Trujillo and Honorable Councilor Bill Dimas.***

***We are pleased to present you with this petition affirming this statement:***

*"I am writing to congratulate the City for its bold step to establish a municipal utility in Santa Fe, NM by Ordinance and express my strong support for the proposal. Like fellow Santa Feans I believe we should be doing more to shift to renewable energy and take advantage of the enormous potential and local economic benefits of solar. By using its authority under state law to create a municipal electric utility, the City is asserting Santa Fe's right to make energy decisions through a local, democratic process that benefits our residents, builds resilience in the face of climate disruption and protects our environment.*

*I understand that this ordinance will open the door to a number of options for our community to pursue more aggressive energy efficiency, renewable energy, and innovative energy solutions that will create tangible benefits for Santa Feans and provide our community the opportunity to become a national leader in renewable energy.*

*I applaud the City's leadership and ask you to vote in support of the Ordinance."*

***Attached is a list of individuals who have added their names to the petition, as well as additional comments written by the petition signers themselves.***

***Sincerely,  
Bianca Sopoci-Belknap***

is incorporated herewith to these minutes as Exhibit "10."

A copy of *The Gib Singleton Newsletter*, submitted for the record by Randy Pfeifer, is incorporated herewith to these minutes as Exhibit "11."

***Mayor Gonzales gave each person 3 minutes to petition the Governing Body.***

**William Bruno, Ph.D.**, said he has a Ph.D. from Berkeley and has been a scientist at Los Alamos National Laboratories for about 20 years, and currently is semi-retired. He understands that today the Governing Body approved a plan to put new "wireless meters on all the water meters." He said, in his opinion, this will affect human health and wildlife, as well as plants. He said what is discouraging about this case.... federal law doesn't allow them to control when we put up certain antennas, in this case the federal government doesn't require us to put on these water meters. It should be done so that individual homeowners have an option, which has done with smart meters throughout the country, as well as the gas meters in New Mexico. He said an article published this year in *The Journal of Nature*, saying they have



done experiments for many years showing that migratory birds will orient their flight according to the earth's magnetic field. They would do this in wooden huts so there was no steel to interfere with their ability to do that. They then moved the huts onto the campus of the university in Germany. The birds "stopped being able to do it, the birds would fly in random directions," after moving the huts. They found if they shielded the inside of the cage with thick aluminum and grounded it, the birds retained their ability. Then they put transmitters in their huts and found that very weak electromagnetic signals were sufficient to cause the birds to lose this ability. He said what is remarkable about this is where is the antenna. How can a bird do this with no antenna. We're starting to understand the birds do have an antenna, it's called the cryptochrome gene, which has remarkable quantum properties which allows long term quantum coherence between electron states. It is triggered by light, noting the bird needs blue ultraviolet light to cause the electron separation. After that happens, the earth's magnetic field is enough to change the rate at which these electrons recombine. Humans have the same gene, and he says there are experiments that humans under the right conditions can respond to earth's magnetic field and use it for navigation.

**Alexandra Seluja, Chair of Immigration Committee**, said she is in support of Bill No. 2014-34. She said their community continues to have people coming forward being abused with wage theft. She said anything that can be done to enforce this with businesses, noting this is the minimum wage and everybody needs follow the rules. She said people are asked to work after they clock-out and don't get paid for it. There are people who are not paid the minimum wage established by the City. They are in favor of addressing the issues so businesses are aware of the consequences for not paying the City adopted minimum wage.

*Mayor Gonzales asked people who are here to speak to an issue on the agenda, to wait until that public hearing for that particular item, unless they won't be here to participate.*

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**VERBATIM TRANSCRIPT  
OF THE REQUESTED PORTION OF PETITIONS FROM THE FLOOR, ITEM #F  
CITY COUNCIL MEETING  
December 10, 2014**

**STEPHANIE BENINATO:** Stephanie Beninato. Mayor and Council, I want to show you some things and I'm sorry that supposedly this machinery is not working right now. So I'm just going to hold this up and see what you can do with this, but I don't think you can. So I guess I will talk about it and then pass it around and would like it back. This is July 27<sup>th</sup>. This is 0.61 inches coming through the intersection. This is toward the end of the storm. As you'll see, the water comes up over the sidewalk. It's coming directly across the intersection and part of it is going north, keeping the other drain and coming down onto that drain. Again, my engineer expert said that size cubic feet per second, which is pretty much 0.69 inches, that photo there. And if that



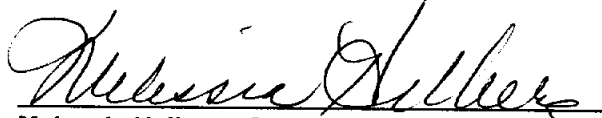
much comes through the intersection it's unsafe and should be captured before it gets to the intersection. This is a photo taken on August 26<sup>th</sup> when Don Gaspar was flooding in the 500 block. This is at my house after it was starting to retreat. It had been up over the sidewalk, hitting the foundation of this historic house. And this is the third time this past summer at least that the foundation has been hit. Yolanda could you take this over, too. And this one is after that storm in September, September 22<sup>nd</sup>. You can see all the dirt is up on the sidewalk and also the drains are clogged. And the only reason the drain in front of my house isn't clogged, as I told you before, is that I went out and cleared part of the drain. You have a petition from 38 people who said an intersection is unsafe. It would be nice if you did something about it. In addition, the City wants to say that my house was put in after the street. This is a 1912 map of the City. My house is over here and the deed said the house was in place before 1908. The property was totally consolidated by 1913. And if you look at this map, and again, I'll pass it around, but I will need it back, you will see that West Santa Fe Avenue does not exist and that there is actually a building directly across from my property. So my property is actually protected from any downward slope before Santa Fe Avenue went in. The City chose to take away the building. The City chose to put the street in where it is. And so I think I have a very strong case. But I would like to avoid going to trial, and so I'm asking that you direct the City Attorney, Mr. Mayor, to sit down and actually talk me to me very seriously about settlement. Thank you very much."

MAYOR GONZALES:

Thank you Stephanie.

*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, Evening Session, City Council Meeting, December 10, 2014.*

  
Melessia Helberg, Council Stenographer



**Nohemy Bojorquez-Flores**, said she is a lifelong resident of Santa Fe and served in Americorps after graduation. Ms. Bojorquez-Flores read a letter into the record with regard to the needs on the Southside, including lack of sidewalks and the need for sidewalks for pedestrian safety, especially for school children who walk to school and cross certain streets. Please see Exhibit "9" for the text of Ms. Bojorquez-Flores' statement for the record.

**Tomas Rivera** said he is a member of the Chainbreaker Collective, a membership based, economic and environmental justice organization Santa Fe, with 400 members the bulk of whom are transit dependent bus riders and bicyclists. He said with regard to the shuttle, they are in favor of staff recommendation to not continue the pilot program and to look for a better alternative. They believe extending evening service across the board, particularly to Route #2 serving the College as well would be a much better alternative. He will be happy to work with anyone from the City to come up with the position for that. They think extending evening service and service across the board is a much better solution for bus riders and the people of Santa Fe. He is here because the members are low income workers and to speak in support of the living wage issue. He said people talk to them about how people are being exploited at their jobs. The Chainbreakers wants to see that the living wage law is enforced in such a way it protects the low wage employees of Santa Fe.

**Mariel Nanasi, New Energy Economy**, said, "I'm the Executive Director and President of New Energy Economy. I believe tonight Patti Bushee is introducing a Resolution to remove the franchise agreement with PNM. I am here to speak in opposition to this, the City taking this aggressive stance that is directly threatening our climate. There was a unanimous decision made by this body to oppose PNM's replacement power plan at the PRC, which is all coal and nuclear. This replaces the closing of coal at San Juan with the purchasing of more coal from fleeing co-owners and more nuclear at huge expense to New Mexico ratepayers. PNM's ownership in the San Juan Coal Plan will go from approximately 46% to 59%, adding more coal to the generation mix for New Mexicans, is in direct conflict with numerous adopted resolutions by this body and your predecessors, at a time when we already are experiencing climate disruption, greatly reduced snow impact, warmer days, greater fire danger, including the worst two fires in New Mexico history in the last 5 years. PNM's replacing power plant is antithetical to the rule of law that governs this City, overwhelming public preference for removals and the public desire that overwhelmingly wants the City to break from PNM and create clean energy protections that benefit our residents and our environments."

Ms. Nanasi continued, "This Resolution proposed by Councilor Bushee would take our City backward, not forward. We broke with PNM before and our City is more water secure now than it was under PNM. Why. Because PNM cares about short-term profits that are sent to Wall Street, that are exported from our City which is antithetical to the concerns of Santa Feans. We care about providing security and services to our people. Today, our own City water authority has been warning all of us to conserve because of the dire climate consequences that we experience. Today our City water authority is one of the most conservation practicing entities and is one of the most revered water authorities in our nation. If we would have stayed with PNM we might literally be bankrupt of water. The decision not to



retain PNM's electricity franchise agreement on a long term basis came out of a lengthy public process years ago in which the public resoundingly opposed renewal. Why. Because PNM's legacy investments are climate altering, polluting, they're water hogs and do serve the long term health interests of our people."

Ms. Nanasi continued, "If the City were to sign onto a franchise agreement with PNM that would go against the public will. I have a copy here of over 900 petitions supporting municipalization that I would like to make part of the record. Municipalization will allow the City to establish an energy conservation and energy efficient utility. I would like to read one of the 900 plus comments, from Malia Jandres. Municipalization is the most exciting and inspiring news I have heard in some time. I am happy that our City leadership recognizes the importance of such a strategy and I commend them for being leaders with a vision that will make Santa Fe a model of responsibility and sustainability."

Ms. Nanasi continued, "There is an inherent conflict here between what Santa Feans want and what PNM is doing. PNM is closing half the coal plant and all California utilities and Tri-State are exiting that plant. Guess who's buying more coal. PNM. PNM is asking for a sponge for unwanted coal from the 3 coal owners and we would bear that burden. At a time when utilities all across the U.S. are moving toward renewables in an unprecedented way, PNM is doubling down and moving in the wrong direction. The time is now to move toward climate solutions and break away from the economic death grip of PNM's climate altering energy production. Thank you."

**Jeffrey Haas, lawyer**, said, "I am a lawyer. I represent Mora County. I guess I consider myself an environmentalist, but I'm kind of here as a lawyer to respond to the proposed Climate Action Plan that would involve PNM in the City of Santa Fe's speaking out what they want for their Climate Action Plan. As a lawyer, if a client came to me and said, we need to figure out what we want, I would say, "Well what are your priorities, what are your policies, what do you your constituents want. I wouldn't have them go to the person they're trying to negotiate with and then figure out with that person what their priorities are. It seems like Santa Fe needs to figure out their priorities are in terms of energy, renewable energy priorities. That should be done separately from PNM with whom they are going to negotiate. So I just think it's logical that you would not have them on the group that's trying to figure this out"

Mr. Haas continued, "There's an absolute conflict of interest here between what PNM wants, which is profits for its shareholders which is servicing the whole state which is a lot of interest and what Santa Feans may choose. Your obligation is to people of Santa Fe, not to PNM. I just give this example. If the City of Santa Fe were trying to negotiate to cut down on cigarette smoking, would we have the cigarette manufacturers as part of our plan to do that. I don't think we would. And similarly, do you think PNM is going to invite you all to come into their board meeting to figure out what their priorities are for energy in New Mexico. They're not. So I think to invite them in at the beginning, makes absolutely no sense. And of course, the reason they're there, if they're part of that Committee, it will kill the idea of municipalization. They're not going to approve a plan that will give Santa Fe any kind of independence from them. So I just think it's a really bad idea. I think Santa Feans deserve the independence of determining our own energy priorities without PNM and then we can negotiate from there. Thank you."



**Paul Holton** said he wants to second what Mr. Haas just said. He thinks Santa Fe has an opportunity to be a national leader with its environmental policies with a municipal utility and renewables. I think it's fundamentally important for the future of Santa Fe and the country, indeed for the whole world. I think change has to start at the bottom. The way things seems to be working these days with Citizens United and the tremendous political power that large companies like PNM have, and I think we need to hold our own counsel, get a municipal utility formed here and go forward to control our own destiny. So I think it's a bad idea. Thank you very much."

**Sharon Argembright** said "I went to Farmington and I actually looked at the area at ground level. We [inaudible] that are down wind is like the twilight down. The vegetation is gone. There are multiple homes with for sale signs. I saw one child riding a bicycle in the neighborhood. It was eerie. Recently, I saw a satellite image of Farmington in the newspaper, and it was incriminating. It was one hot spot from the air. I'm so concerned about the environment, my children, I put a geothermal [inaudible] in my house and I put solar panels to one inch, and I am using no fossil fuel and I'm even getting checks back from PNM. If one citizen can do this, I think our City can do this. Thank you."

**Bobbe Besold** said, "I like your twinkle lights. I'm here to speak against working with PNM. I am appalled that this City is considering this. They have a horrible track record as far as what they are contributing to Northern New Mexico, in terms of asthma. We have one of the greatest amounts of childhood asthma of anywhere else in the country. And this is a place with clean air. So that's due to coal and PNM has no vision or idea of doing anything other than working with coal with nuclear. And as you know a lot of people in this State have also died because of uranium mining and proximity to uranium and working with those materials. The track record of PNM is horrible, and it goes against the vision we have of having a City utility, our own municipal utility, which is giving me incredible hope to learn about that. And I'm looking to remember this in the vision of doing that, and working with members of the City rather than the public utility. Thank you."

**Leslie LaKind, D.D.S.**, said he is a former dentist here for 37 years. He is here to support the people here from New Energy Economy. He wants us to be very careful. He said many people in the audience are not speaking. He found out just about an hour ago, and 7-8 of them came right away to show their commitment for this concern. He said he used to call it global warming until recently, but he calls it our climate crisis. He said global warming is here and we're sliding toward potential extinction of use, especially in another two centuries. He said, "We can't tinker around the edges anymore. We need something like the Manhattan Project. We can do it and other cities, areas and countries are going in that direction, and that's the direction we absolutely have to go in. [inaudible] like now. So thank you for listening."



**Jade Gordon** said she is a 14 year resident of Santa Fe and really wants clean energy and to be able to breathe normally. She had asthma in the past and has been doing really well in Santa Fe. She supports what New Energy Economy and everybody else has been saying. She said, "We don't want more coal or nuclear energy. I was so hopeful when I heard about the possible creation of a City municipal utility and I just ask you please, please, let's not give away our right to PNM to be able to have that."

**Randy Pfeifer** said he is here speaking on behalf of an artist friend, Gib Singleton, who passed away last year. He said Mr. Singleton is a world-renowned artist and he would like to get Governing Body support to speak to the Arts Commission about installing a plaque for him on Palace Avenue. He said, "I'm going to leave some paperwork [Exhibit "11"] with you. One sheet is about his life and the other sheet is about his passing. I would appreciate your help and your consideration. Thank you very much."

**Patricia Cardona** said she is new to Santa Fe, having lived in New Mexico for about 14 years. She came here specifically because of the clean air, because she is an asthmatic. It has helped her a great deal to be in this City. She said, "I came from an area that had a public utility. I worked for a public utility, and I know they can deliver services very very well. I do not believe that any City should give away its right to have a municipal utility service, whether it be water, power or transportation. I think those are public services. If there are private companies that can compete with them, that is fine, but I still feel that there needs to be opportunity in business, the private as well as the public sector to be able to compete in providing services to the public. I also believe, and I know I'm a customer of PNM, I pay my PNM bill, I should have choice of my energy product. I should have products that are available to me that are clean and healthy that do not have by-products that are destructive to the water, the air or the land. I also believe that we are in a transition, a society in transition, and therefore we need people who can think and do things differently, that can unencumber themselves with outdated technology and their mindset because they are unable to change. We should not be giving away the public sector's right to provide the essential services to citizens, especially when they can provide healthy products that may not be available to the degree that is necessary in the private sector. Thank you."

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*Following the Petitions from the Floor in the Evening Session, the Governing Body resumed discussion on Item #11 from the Afternoon Session as follows.*

**11. APPEAL – DRIVEWAY PERMIT #14-10-04; GABRIEL BROWNE FOR SOUTHWESTERN COLLEGE – 3952 SAN FELIPE ROAD. (JOHN ROMERO)**

John Romero said, "I have an aerial that I know the applicant would like to use, and I would like to use it before I turn it over to him. So your packet does show the proposed access point. The access that we're looking to obtain is not along San Felipe, it is along the minor road to the south of the subject parcel. And with that, I'll turn it over to Gabriel Browne, he's the agent for the Applicant, the Southwest College."



Gabriel Browne, on behalf of Southwest College, presented information via overhead using documents which he submitted for the record. Please, see Exhibits "5," "6," "7," and "8" for specifics of this presentation.

Mr. Browne said, "Thank you Mayor and City Councilors for taking your time to hear us. I really enjoy coming to City Council meetings..... I like seeing the breadth and depth of the work you do and I appreciate it very much. I'm going to try to keep this pretty brief. We have a pretty simple situation here. I appreciate the work of the Traffic Division and the work John does specifically. I understand he's trying to keep our City safer. He has very strict regulations. This little strip is a quarter of a mile long, about 1,600 feet long, is considered a minor arterial. I think that's probably a misclassification and that means John is supposed to limit us to access only every 660 feet along this road. That doesn't make any sense in this case. Along the eastern side of the road, we have property and businesses about every 200 feet. Those are well established businesses. Some of them have been there 20 plus years. I can't imagine consolidating those lots or consolidating those access points, so again, I don't think the basic proposal here is very realistic."

Mr. Browne continued, "Let me give you just a little background and a little orientation. So, San Felipe Road goes between Agua Fria and Airport Road as you can see on the proposal in front of you. It's 1/4 mile long. Southwestern College was established at that location about 30 plus years ago and has been functioning there on an existing campus. They have sort of new leadership there, and they're looking to establish themselves, long-term, in this community. Their existing campus is composed mostly of old adobe buildings, some of which were residential, some of which were farm buildings that have been converted into classroom space and other things to make it work. But they have a long range plan to establish themselves here in the community in a more permanent way."

Mr. Browne continued, "The school, about 3-4 years ago, was given the opportunity to buy a parcel of land that was previously occupied as a school. There was a housing development there in the past. They were given the opportunity to buy this. They had this sort of long range plan of establishing them on Santa Fe's Southwestern side, and they knew that was the future of their campus. At the time, it had two existing access ways. One where we're proposing and another on a drive which appears in the City GIS information as housing drive. And we've highlighted that in that illustration for you. After the property was purchased, Southwest College was building a building on their own campus, which is the southern, the lower campus on the drawing. They were building a new building in the way back. Their campus is very small, very tight and they have a whole bunch of college students on it. We'll give you a rundown on the institutions itself in a few minutes. They were concerned about bringing all the construction traffic through their property."

Mr. Browne continued, "And so they went to their neighbor, Eloy Montano, who owns the property there in pink, who runs a very successful sand and gravel and landscape materials business out of that property. And they bought what they thought was a temporary easement from Mr. Montano, so they could bring construction traffic through the north side of the campus through Mr. Montano's property, and to access the back corner of their property for construction. That easement was recorded and you have a copy of that. It's this plat here. It's a very poorly done survey in my opinion. I'm sorry if the survey is in



the audience this evening. But essentially, the survey has one line which we highlighted in the information we gave you that essentially says that the marks given are the end of the easement given to the College."

Mr. Browne continued, "Most permanent easements as you may or may not know are given to a piece of the property and the future owners of the property. So normally an easement is granted to a tract of land, in this case it was granted to the College. The intention of the parties at the time was that it was a temporary easement, but there is no mention in the document that it is temporary. It was taken to the City Legal staff for an interpretation and the City Legal staff came back with the notion that the easement was both permanent and rightful egress to a piece of property that the College didn't own at the time the easement was granted."

Mr. Browne said, "Let me just go through that again, because it is a little bit confusing. They owned the south property. They were doing some construction on the building back here at the back. They borrowed an easement to access this south property was supposed to be temporary and only for the benefit of the [inaudible]. Now the College owns this northern property and City staff is suggesting we can use San Felipe Drive. I have no idea why it has a name, because it's not a City street, it's private land, but essentially City Staff is recommending and I understand why, but we think it's a poor recommendation, that we access off San Felipe Drive. So we're asking for a single access off San Felipe Road at the middle of the property."

Mr. Browne continued, "There are several reasons why this isn't a good idea. The legal one is the most important, but the other that it is a terrible access point for a college. This is a private piece of property, it is not an improved road, it's a muddy and dusty mess, filled with tractor trailers and very large trucks most of the way. The business that operates this has a private sign on this driveway and a gate. In the morning, before the gate is open, the traffic backs all the way to San Felipe Drive. And the idea of opening that and having college students get in there off the public bus system and their own vehicles sounds both nonsensical and rather dangerous."

Mr. Browne continued, "Finally, the legal argument is the most important. That is that staff is asking us to do something that is almost certainly going to create a legal battle with the neighbor. The College is not interested in the delay of the project. We're going to talk a little more about the project, the reason for that and the institution itself." He introduced Dr. Ann Filemyr, Vice-President of Academic Affairs and the Dean of the College to talk about the institution and the purpose of this building."

Dr. Ann Filemyr said they see this as a public safety issue. The school was founded in 1976 in Alamogordo and moved to Santa Fe in 1981 and bought the property, noting the school is in its 35<sup>th</sup> year. It is a not for profit graduate school, with two masters degrees programs, one in counseling and one in art therapy, noting they have the only art therapy program in New Mexico. 25% of the students are New Mexicans with the other 75% coming from across the country. The founders are currently directors at Youth Shelters, Santa Fe Guidance Center, Sangre de Cristo Mental Health, Mesa Vista, Girard House, the Pastoral Counseling Center and Tesuque Social Service. Their alumni also work at CYFD, Agave, Los Cumbres, La Luz Family Shelter and so on. Their alumni and founders are touching lives and making a difference. They currently operate Southwestern Counseling Center, which will be brought to the College



campus and further serve the community where they are located. There is a sliding scale for treatment and no one is turned away for lack of financial resources. They only earn on average \$8 per session for counseling and therapy, noting 68% of the clients are low income, 41% are minority and 11% are children. The counseling center is open 6 days a week, and it is costing the College \$150,000 a year to run the Center and provide that service to the community. They've been doing this with no public or private partnerships.

Dr. Filemyr continued, noting there was a driveway entrance directly on San Felipe when they bought the property. It never occurred them they wouldn't be able to use the direct access to the road. The road is designed for Mr. Montano's business and it is his business driveway. It is his private property and "we have always had that understanding." They never used it for the students, faculty or traffic for the previous construction. They don't want to get into a legal fight, and they want the access of the driveway off San Felipe Road to provide a safe opportunity for people to come in and out of the future counseling center. They want to move ahead, and are appealing to the Governing Body this evening, noting this is the only body that can over-rule that decision. We are here this evening, "to ask you to reconsider, and allow us to have a driveway access directly off San Felipe Road... and we're here to answer any questions you have and hopefully, we can get this done."

*The Governing Body commented and asked questions as follows.*

- Councilor Rivera asked what is the current access point for the southern portion.

Mr. Browne said it is highlighted in blue, so it is at the at southern edge at the southern property.

- Councilor Rivera asked if the appeal were to be granted, then they could close Housing Drive and that would no longer be a driveway.

Mr. Browne said this is correct.

- Councilor Rivera asked Mr. Romero if San Felipe Road was a County road previously, or has it been a City road the entire time.

John Romero said the property is located in an area which was recently annexed into the City, and he believes San Felipe is a County Road, but it hasn't been turned over to the City due to lack of improvements. However, it eventually will be officially a City road.

- Councilor Rivera said when we annexed portions of the County, we realized there would be issues such as this one where the normal City rules don't quite fit, such as the situation we're in. He said John is just enforcing what has been on the City books for a long time which makes sense in the previous City limits. He said an exception in this case may be appropriate.
- Councilor Trujillo said there is an access at the corner for the southern part of the property, and asked if Bentley Road is a private road.



Mr. Romero said, "It's a private road that's half on the College's new property and half on the mobile home property which has an easement to the College's half, but the College doesn't have an easement to the mobile home half.

- Councilor Trujillo asked if there is anything in the City Code that says they can have only one driveway. He asked if this is one piece of property..

Mr. Romero said, "There are two pieces of property. The one on the south is the existing property, and the one on the north is the recently purchased separate piece of property.

- Councilor Trujillo asked, regarding the temporary access, how something can be recorded as temporary. Will they go back after this is done and take it off. He said the easement was filed at the County Courthouse and there is nothing saying it is temporary.

Mr. Romero said, "In order for them to amend the plat, since it's in the City, they would have to come through a City process. They could do it only if both agreed to how the easement should look. The reviewing agency, which would now be the City, would have to agree to it as well. I would recommend that the easement be further clarified that it is a perpetual easement."

- Councilor Lindell said, "I've taken a look at this, and with this piece of property, I think what Councilor Rivera said is probably the case. It doesn't fit with what we typically see, and there are some extenuating circumstances with it. It's very very seldom in my years of looking at land use, that I go against the recommendations of staff. But in looking at this, and all the different configurations of it and the service that Southwestern College provides, I'm going to go ahead and make a motion to uphold this appeal."

**MOTION:** Councilor Lindell moved, seconded by Councilor Rivera, to grant the appeal in this case.

**DISCUSSION:** Councilor Ives said, "Years ago, I had the pleasure and privilege of serving on the Board of Southwestern College when it was transitioning from its original founder into the ongoing institution it is today. It was about that time that the University of New Mexico stopped offering advanced degrees in art therapy. And I remember having a great sense of positive prospective for Southwestern due to the fact that it is now the single institution within our State which grants advanced degrees in art therapy..... I come knowing the good work it does and respecting that." He said he deals with land uses all the time, and they interpret documents which are filed based on what is in the record. He appreciates that they understood the easement to be temporary and believes Mr. Montano had the same understanding. He said the fact they're willing to give up the use of Housing Drive and concentrate on the middle of the property, commenting he believes the property deserves its own access. He said the multitude of driveways on San Felipe Road detracts from the argument that we should be hard-headed and heavy-handed on the west side of the road. He will be voting in favor of granting the appeal.



Responding to Councilor Maestas, Mr. Romero said, "Right now San Felipe is a rural typical section, very unkept. It is a minor arterial, because it is basically the continuation of Agua Fria to Airport Road. In the future it likely will be a road the City would have to improve with curb, gutter, median and sidewalk. He said it is basically an infill project, and will urbanize in that area sooner or later. He said these were efforts to plan for the future urbanization of the area."

Councilor Maestas asked regarding the existing access to the south along San Felipe Road, if that can be consolidated with access from San Felipe Drive, and access exclusively from San Felipe Drive, and was that considered.

Mr. Romero said it was, and something he voiced to the applicant early-on, with the understanding that was a separate piece of property. He said that would be an ideal solution, but he would be forcing them to relocate their access.

Councilor Maestas asked if we are allowed to question access on a separate piece of property that is not germane to the driveway request, and the reason we really couldn't exact any kind of compromise on access to the south property.

Mr. Romero said, "Since that property wasn't a formal part of the application, I didn't think I could do that."

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

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

**Against:** None

**Absent for the vote:** Councilor Bushee.

**12. REQUEST FOR APPROVAL OF ASSIGNMENT OF THE RAILYARD CONSERVATION EASEMENT FROM THE TRUST FOR PUBLIC LAND TO THE SANTA FE CONSERVATION TRUST PURSUANT TO PARAGRAPH 12(b) OF THE CONSERVATION EASEMENT. (BLAKE WHITCOMB)**

Councilor Ives recused himself from participating on this Agenda Item, because he works at the Trust for Public Land.

Kelley Brennan said, "Bob Siqueiros might have something to add. I just wanted to read you a section from the Deed of Conservation Easement itself that is relevant to this that provides for successors. It says:

*Any assignment of this Conservation Easement is subject to approval by the Grantor [that's the*



*City]. Grantee agrees to provide notice in writing of any proposed assignment of any portion of this easement. And Grantor shall have 45 days to either approve or disapprove any proposed assignment.*

The TPL had proposed early on assigning the Conservation Easement to the stewards, the Railyard Stewards. The Governing Body felt there was a conflict because there is a grant to the Stewards to maintain the park particularly, and suggested that TPL do an RFP. However, there aren't a lot of local groups that do this kind of thing, and the Santa Fe Conservation Trust seemed to be an ideal candidate. There weren't a lot of others that were local, and so they proposed this. As far as I know, everyone who is affected, has been in favor of it."

Mr. Siqueiros said he has nothing to add except Richard Czoski, Executive Director, Railyard Corporation, had to leave the meeting, but the Corporation and the Board are in favor of the transition to the Santa Fe Conservation Trust and he believes the Park Stewards also are in favor.

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

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

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

**Against:** None

**Absent for the vote:** Councilor Bushee.

**Recused:** Councilor Ives.

**13. SANTA FE UNIVERSITY OF ART AND DESIGN WEEKEND SHUTTLE PILOT PROJECT – FINAL REPORT AND STAFF RECOMMENDATION. (JON BULTHUIS)**

Mayor Gonzales said the Council has had the chance to review the packet, and asked Jon Bulthuis what he is requesting.

Mr. Bulthuis said it is a request for action, and the recommendation is that the Pilot Project not continue beyond the termination date of December 20, 2014, as initially set out.

**MOTION:** Councilor Lindell moved, seconded by Councilor Dimas, to approve recommend the Pilot Project end as scheduled on December 20, 2014.



**DISCUSSION:** Mayor Gonzales thanked Mr. Bulthuis for his work, and appreciates the voices that came from this to focus on later routes, and looking at ways to increase the amount of service on the south side for many working families.

Councilor Maestas commended Mr. Bulthuis, commenting the purpose was consistent with reinvigorating the nighttime economy, getting our young people out and about. He said all of us learned a lot.

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

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

**Against:** None.

**14. REPORT ON SUMMER 2014 PEOPLE TO THE PLAZA. (KATE NOBLE)**

Mayor Gonzales asked Ms. Noble to highlight some of the areas she thinks are important for the Council to focus on.

Kate Noble presented information from her Memorandum of December 12, 2014, with attachments, to the City Council in this matter. Please see this Memorandum, which is in the Council packets, for specifics of this presentation..

*The Governing Body commented and asked questions as follows:*

- Councilor Trujillo said we wanted the locals to see that the Plaza is the place to go, and that has been a problem over the years. A lot of people felt the Plaza didn't belong to them. He said he saw a lot of people in the evening when there were programs. He said some people liked the cruise nights and the old cars on the Plaza. He said good things came from it, noting he heard from the vendors about some sections not having tables, noting that is a recommendation. He said we discussed closing the Plaza, but when you drive through the Plaza you hear the music, see what's happening on the Plaza and it will make them go to the Plaza. He said he did have some reservations about that, but believes it brought some people back to the Plaza. He wants to expand on it to get the southside residents back to the Plaza. He commended the Mayor for this initiative.
- Councilor Dominguez said sometimes we have to take baby steps to get to a much better place, and this is one example of where there is always work to be done and build on the vision of the Governing Body and Mayor.
- Councilor Dominguez asked if we have demographic data for the surveys that were collected.



Ms. Noble said no, although they did distinguish between local and tourists, but we didn't ask for age and gender.

- Councilor Dominguez said then there was no geographic locations, and Ms. Noble said no.
- Councilor Dominguez said then a majority of the surveys could be from people who primarily reside on the south side – the point is we just don't know. And Ms. Noble said yes.
- Councilor Dominguez thinks that is something we can build on, which is to get as much information as possible from as much data as we can.
- Councilor Dominguez said some of the plans in Ms. Noble's Memo, noting she talks about 8 additional table sets, noting there isn't a huge fiscal impact. However, he wants to know which ones of those have huge fiscal impacts, such as additional bathrooms and parking during Plaza events. He doesn't know what public bathrooms means – renting or leasing space to have public bathroom. Things, such as additional signage won't have a huge fiscal impact, and it's something we need to start measuring so we have an idea of the costs.
- Councilor Dominguez continued, "Outside of that Mayor, I think it's a very good effort. Again, I think to make some of the changes and make your vision a reality, sometimes you have to take these small baby steps to get to a much better place. Congratulations. I look forward to seeing even more people on the Plaza, and maybe even more food trucks."
- Councilor Ives noted the BQL met earlier today looking at the proposed improvements, the design plan for the downtown Transit Center. A significant issue was bathrooms. He said we really do need, at this point in time, to find a solution that works in the City, such as the closing of the Transit Center at 5:00 p.m. He said he spoke with the Director of Public Works and he will put together a review of the City's efforts to deal with the public restroom issue which has been fraught with challenge. He looks forward to taking up these challenges. He said we need to look at creating a similar space in the southwest sector at Zona del Sol, given the distance to the Plaza, and lay the foundation during the upcoming budget cycle.
- Councilor Maestas complimented the Mayor. He said he agrees it is time to begin in earnest pursuing wayfinding signs, and would like the MPO to pursue funding for the wayfinding signage.
- Councilor Bushee wants us to be careful that stationary vehicles don't take up the streets of the Plaza during the summer.
- Councilor Rivera said people are requesting more music, food, special events. He said there is music in the evenings, and asked if they were looking for music during the day as opposed to the evening.



Ms. Noble said there wasn't specificity, but that was always the number one thing people said would bring them to Plaza. She would think they would mean additional evening music and music in the day.

- Councilor Rivera asked if the surveys were done mostly in the day or a mixture.

Ms. Noble said the methodology was to try to get a cross-section, so they targeted a diverse number of evening events at Bandstand, and daytime, noting they picked events to survey to try to get the most representative sample possible.

- Councilor Rivera asked the type of special events people felt would bring them back.

Ms. Noble said music was the primary thing, others said special events, such as a Halloween Parade, or a costume ball, noting theme nights came up a bunch.

- Councilor Rivera said then it was for more additional nighttime events, and Ms. Noble yes.
- Mayor Gonzales thanked the Council for supporting this effort. He said for him, as a native, the Plaza is the one location which connects us to our heritage – a place his grandparents shopped, and their grandparents took wood on burros to sell. He has wanted, through this effort, for everybody to recognize the Plaza belongs to the entire community no matter where they live. The Plaza is part of our heritage, our history, where our forbears gathered as a community. He appreciates that Ms. Noble was able to put something together in very short order. He thinks with early planning, next year we can meet some of the goals and challenges the Councilors would like to see happening on the Plaza.
- Mayor Gonzales continued, "But I have to say to the City Manager and Ike, those Parks crews were amazing. Consistently, regardless of how people felt, when they were there, I heard continuously how nice the parks looked. That is a labor of love by people who work for our City who take pride in the initiative." He said that continued through the lighting ceremony. He said the Parks crews work in all kinds of weather. He asked Mr. Pino to thank them for their work.
- Mayor Gonzales said he would like the program to come back to the Council early so there can be dialogue in February and March. He said Bandstand was expanded to the south side on San Isidro, which was terrific. If we expand the music we need to expand it accordingly on the south side. He thanked Ms. Noble, Mr. Trujillo and staff for their hard work on this program.

**15. CONSIDERATION OF RESOLUTION NO. 2014-101 (COUNCILOR IVES). A RESOLUTION SUPPORTING THE "INTERIM JOBS COUNCIL" 2014 LEGISLATIVE AGENDA TO BE CONSIDERED BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE – STATE OF NEW MEXICO – FIRST SESSION 2015. (FABIAN TRUJILLO)**



Fabian Trujillo presented information regarding this matter from the materials in the Council packet. Please see these documents for specifics of this presentation.

Councilor Ives thanked Mr. Trujillo for the presentation, and said he would like to “augment the presentation with two comments.” He said New Mexico was last place in terms of generation of new jobs when the country began to come out of the recession. He said the State is evidencing they’re paying attention to the fact we were trailing in that regard, and created the Jobs Council to specifically address these problems and have come forward with proposals to stimulate job. He said, “This effort is worthy of our support in Santa Fe, and we should send a message to the Legislature that we create their efforts to create jobs and hopefully we’ll see results in Santa Fe from these funds coming in and what we’re doing in the City as well.

**MOTION:** Councilor Ives moved, seconded by Councilor Bushee, to adopt Resolution No. 2014-101

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

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

**Against:** None.

Mayor Gonzales introduced School Board Chair Linda Trujillo and apologized for not being at the School Board meeting this evening as Superintendent Boyd presented the State of the Schools message. He thanked her for her leadership.

Councilor Maestas noted that Linda Trujillo was recognized as the School Board member of the year in New Mexico and congratulated her on this honor.

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**MOTION:** Councilor Rivera moved, seconded by Councilor /Maestas, to reconsider the previous approval of the agenda to move Items 16 through 20 to the end of the Evening Agenda, to approve the agenda as amended, and go straight into the Evening Session.

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

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**THE EVENING SESSION CONCLUDED AT APPROXIMATELY 9:00 P.M.  
AND THE MAYOR MOVED DIRECTLY INTO THE EVENING SESSION**



## **EVENING SESSION**

### **A. CALL TO ORDER AND ROLL CALL**

The Evening Session was called to order by Mayor Javier M. Gonzales, at approximately 9:00 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 Bill Dimas  
Councilor Carmichael A. Dominguez  
Councilor Signe I. Lindell  
Councilor Joseph M. Maestas  
Councilor Christopher M. Rivera  
Councilor Ronald S. Trujillo

#### **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**

This item was done at 7:00 p.m., in the Afternoon Session.

### **G. APPOINTMENTS**

#### **Transit Advisory Board**

Mayor Gonzales made the following appointments to the Transit Advisory Board:

Aurora Black (At-Large Representative) – Reappointment – Term ending 03/2016;  
Chris Calvert (At-Large Representative) – Reappointment – Term ending 03/2016;  
Colin Messer (Governmental Representative) – Reappointment – Term ending -03/2016; and  
Stan Cooper (At-Large Representative) – Reappointment – Term ending 03/2016.

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



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

## **H. PUBLIC HEARINGS**

### **1) REQUEST FROM ADELITA'S, INC., FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT ADELITA'S EXPRESS MEXICAN RESTAURANT, 6417 AIRPORT ROAD, SUITE 100. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil said, the location is not within 300 feet of a church or school, noting there are staff reports in the packet regarding litter, noise and traffic. She said staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

Councilor Trujillo said the restaurant is at the corner of Cerrillos Road and Rufina and there is a banquet hall in the restaurant, and asked if she will be using the liquor license in the banquet hall as well.

**Ann Yen, owner, was sworn.** Ms. Yen said they already have the liquor license, noting it is on Airport Road.

#### **Public Hearing**

There was no one speaking to this request.

#### **The Public Hearing was closed**

**MOTION:** Councilor moved, seconded by Councilor , to approve the request from Adelita's, Inc., for a Restaurant Liquor License (on-premise consumption only) to be located at Adelita's Express Mexican Restaurant, 6417 Airport Road, Suite 100, with all conditions of approval as recommended by staff.

**DISCUSSION:** Councilor Dominguez asked if this is a transfer from one location to another, and Ms. Vigil said this is only for a beer and wine license and at that location only.

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

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

**Against:** None.



- 1) **REQUEST GEORGE RIVERA, JR., FOR A TRANSFER OF LOCATION OF DISPENSER LICENSE #0433, WITH PACKAGE SALES FROM ALEGRIA, 2797 AGUA FRIA STREET, TO SPROUT FARMERS MARKET, 199 PASEO DE PERALTA. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil said the location is not within 300 feet of a church or school, noting there are staff reports in the packet regarding litter, noise and traffic. She said staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

**Public Hearing**

There was no one speaking to this request.

**The Public Hearing was closed**

**MOTION:** Councilor Trujillo moved, seconded by Councilor Dimas, to approve the request for a transfer of location of Dispenser License #0433 with package sales from Alegria to Sprout Farmers Market, 199 Paseo de Peralta at the DeVargas Mall, with all conditions of approval as recommended by staff.

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

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

**Against:** None.

- 3) **REQUEST FROM QIANG TU FOR THE FOLLOWING:**
  - a) **PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT THE WOK CHINESE CUISINE, 2860 CERRILLOS ROAD #A2, WHICH IS WITHIN 300 FEET OF THE SANTA FE CHRISTIAN FELLOWSHIP CHURCH, 2860 CERRILLOS ROAD, SUITE C3;**
  - b) **IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM QIANG TU FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE WITH ON PREMISE CONSUMPTION ONLY) TO BE LOCATED AT THE WOK CHINESE CUISINE, 2860 CERRILLOS ROAD #A2.**



The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil noted this is a two part request. She noted there is a letter in the packet dated December 1, 2014, from Pastor Jesse Morales of the Santa Fe Christian Fellowship Church, indicating they have no opposition to this request. Ms. Vigil said there are staff reports in the packet regarding litter, noise and traffic and staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

### **Public Hearing**

There was no one speaking to this request.

### **The Public Hearing was closed**

**MOTION:** Councilor Rivera moved, seconded by Councilor Dimas, to grant the waiver of the 300 foot location restriction to allow the sale of alcoholic beverages at the Wok Chinese Cuisine, 2860 Cerrillos Road #A-2, with all conditions of approval as recommended by staff.

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

**For:** Councilor Bushee, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

**Against:** None.

**Absent for the vote:** Mayor Gonzales

Councilor Dominguez said, "Just for the record, there is a letter of no objection from Pastor Morales, so I will move for approval."

**MOTION:** Councilor Dominguez moved, seconded by Councilor Rivera, to approve the request from Qiang Tu for a Restaurant Liquor License (Beer and Wine with on-premise consumption only), to be located at the Wok Chinese Cuisine, 2860 Cerrillos Road #A-2, with all conditions of approval as recommended by staff.

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

**For:** Councilor Bushee, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

**Against:** None.

**Absent for the vote:** Mayor Gonzales



- 4) **REQUEST FROM RESTAURANT 210, LLC., FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE WITH PATIO SERVICE FOR ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT TABLA DE LOS SANTOS, 210 DON GASPAR AVENUE. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil said, the location is not within 300 feet of a church or school, there are staff reports in the packet regarding litter, noise and traffic and staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

**Public Hearing**

There was no one speaking to this request.

**The Public Hearing was closed**

**MOTION:** Councilor Ives moved, seconded by Councilor Rivera, to approve the request from 210, LLC, for a Restaurant Liquor License (beer and wine with patio service for on-premise consumption only) to be located at Tabla de los Santos, 210 Don Gaspar Avenue, with all conditions of approval as recommended by staff.

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

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

**Against:** None.

- 5) **NEW MEXICO HARD CIDER, LLC, HAS REQUESTED THE FOLLOWING:**

- a) **PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE PRODUCTION AND SALE OF ALCOHOLIC BEVERAGES (WINE ONLY), AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D, WHICH IS WITHIN 300 FEET OF IGLESIA RENACER MINISTERIOS, 1225 PATHWAY DRIVE.**
- n) **IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM NEW MEXICO HARD CIDER, LLC, FOR A WINE GROWERS LIQUOR LICENSE TO BE LOCATED AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D.**  
**(YOLANDA Y. VIGIL)**



The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil noted this is a two-part request, noting there is a letter in the packet from Pastor Elio Galaviz Parra, Iglesia Renacer Ministries, stating the Iglesia is in support of this request and has no opposition to the location or the business. She said there are staff reports in the packet regarding litter, noise and traffic and staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

### **Public Hearing**

There was no one speaking to this request.

### **The Public Hearing was closed**

**MOTION:** Councilor Bushee moved, seconded by Councilor Rivera, to grant the request for the waiver of the 300 foot location restriction to allow the production and sale of alcoholic beverages (wine only), at New Mexico Hard Cider, 3134 Rufina Street, with all conditions of approval as recommended by staff.

**DISCUSSION:** Councilor Rivera said this is one of the winners of one our business awards, and he is glad to see he is coming forward, commenting he seems to be successful and congratulated him on this effort.

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

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

**Against:** None.

**MOTION:** Councilor Rivera moved, seconded by Councilor Dimas, to approve the request for a Wine Growers Liquor License by New Mexico Hard Cider, LLC, to be located at New Mexico Hard Cider 3134 Rufina Street, Unit D.

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

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

**Against:** None.



Mayor Gonzales said, "Well done. Congratulations. We're all rooting for you. It's great to see everyone start a business, but the fact that your family has been part of this community for a long time, and I know you're an Aggie, I'm going to cheer you on even more now. I waited to say that until after they voted yes. Good luck, and we can't wait until you get things moving."

**6) NEW MEXICO HARD CIDER, LLC, HAS REQUESTED THE FOLLOWING:**

- a) PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE PRODUCTION AND SALE OF ALCOHOLIC BEVERAGES (WINE ONLY), AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D, WHICH IS WITHIN 300 FEET OF IGLESIA RENACER MINISTERIOS, 1225 PATHWAY DRIVE.**
- n) IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM NEW MEXICO HARD CIDER, LLC, FOR A WINE WHOLESALER LIQUOR LICENSE TO BE LOCATED AT NEW MEXICO HARD CIDER, 3134 RUFINA STREET, UNIT D.**  
**(YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Vigil, City Clerk, from her Memorandum of December 3, 2014, with attachments, to Mayor Gonzales and City Councilors, which is in the Council packet. Ms. Vigil noted this also is a two part request, noting there is a letter in the packet from Pastor Elio Galaviz Parra, Iglesia Renacer Ministries, stating the Iglesia is in support of this request and has no opposition to the location or the business. She said there are staff reports in the packet regarding litter, noise and traffic and staff recommends this business be required to comply with all of the City's Ordinances as a condition of doing business in the City.

**Public Hearing**

There was no one speaking to this request.

**The Public Hearing was closed**

**MOTION:** Councilor Bushee moved, seconded by Councilor Rivera, to grant the request for the waiver of the 300 foot location restriction to allow the production and sale of alcoholic beverages (wine only), at New Mexico Hard Cider, 3134 Rufina Street, with all conditions of approval as recommended by staff.



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

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

**Against:** None.

**MOTION:** Councilor Maestas moved, seconded by Councilor Rivera, to approve the request for a Wine Wholesaler License by New Mexico Hard Cider, LLC, to be located at New Mexico Hard Cider 3134 Rufina Street, Unit D.

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

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

**Against:** None.

- 7) **CONSIDERATION OF BILL NO. 2014-32: ADOPTION OF ORDINANCE NO. 2014-36 (COUNCILOR DOMINGUEZ AND COUNCILOR BUSHEE). AN ORDINANCE RELATING TO EARLY NEIGHBORHOOD NOTIFICATION (ENN); AMENDING SUBSECTION 14-3.1(F)(3) SFCC 1987, TO REQUIRE THAT AN ENN BE CONDUCTED FOR NEW PARKS OR RECONSTRUCTION OR EXPANSION OF EXISTING PARKS; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO CARRY OUT THE INTENT OF THIS ORDINANCE. (DAVID PFEIFER)**

Isaac Pino, Director, Public Works Department, said at the recommendation of the Parks and Open Space Advisory Committee [POSAC], and the Public Works Committee, the Ordinance will be amended, noting the amendment is on page 2 of the Ordinance at Article 5, which would require any new park or reconstruction or expansion of an existing park exceeding 2 acres in size or \$250,000, to have Early Neighborhood Notification requirements.

#### **Public Hearing**

There was no one speaking for or against this request.

#### **The Public Hearing was closed**

**MOTION:** Councilor Dominguez moved, seconded by Councilor Rivera, to adopt Ordinance No. 2014-36, with the amendments in the packet.



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

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

**Against:** None

- 8) **CONSIDERATION OF BILL NO. 2014-33: ADOPTION OF ORDINANCE NO. 2014-37 (COUNCILOR DOMINGUEZ, COUNCILOR TRUJILLO-AND COUNCILOR IVES, AND COUNCILOR MAESTAS). AN ORDINANCE RELATING TO REDISTRICTING; CREATING A NEW SECTION 6-18 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 (ZACHARY SHANDLER).**
- a) **CONSIDERATION OF RESOLUTION NO. 2014-102 (COUNCILOR DOMINGUEZ). 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.**

A copy of an amendment proposed by Councilor Carmichael Dominguez to the proposed Ordinance is incorporated herewith to these minutes as Exhibit "12."

A copy of an amendment proposed by Councilor Dominguez to the proposed Resolution, to replace the one in the packet, is incorporated herewith to these minutes as Exhibit "13."

Zachary Shandler said he will ask the Bill Sponsor to take the lead and he will stand for any questions.

Councilor Dominguez said, "I'll make some brief comments and then we can move on. First of all, I want to thank staff, Zach, Melissa, Kelley, and Yolanda as well for all the work they've provided in this piece of legislation, and all the input I received from the public about questions and/or concerns they had regarding this. I think the need to redistrict is obvious, we don't need to repeat it, but I think the Governing Body is well aware of the reason we are redistricting."



Councilor Dominguez continued, "The results of this bill are a couple of things. Number one, it puts us in compliance with our Constitution. I know it also fulfills the intent of the Charter which is to have a truly independent redistricting board, and we try to minimize the political influence that has happened in the past and happens all the time. The other thing we're trying to do is to give the Commission some autonomy, so they can do their work without interference from the Governing Body or other interested parties. I just want the Governing Body to keep in mind the fact that timing is of the essence, so we need to be careful with that."

Councilor Dominguez continued, "I think the biggest changes in the bill are, number one, we're eliminating the \$5 contribution, we eliminated the lobbyist position, we clarified the alternate provision as Councilor Maestas had asked. And the biggest one recently is that members of the Commission should not be eligible to run for a Council position in 2016. There are other minor language changes, regarding powers and duties, and that maps created by the general public can be considered by the Commission as well. And there are a lot of other minor language changes in there. So again, I just want to thank staff for their work. I'm ready to answer any questions the Governing Body may have. And I'll leave it at that Mayor, thank you."

Councilor Maestas commended staff and sponsors, noting this has undergone quite a transformation since we saw the first version, and is incredibly so much better. He asked to be added as a cosponsor. He looks forward to seeing the Commission in action and making history in Santa Fe.

Mayor Gonzales said, "Obviously the recommendations and conclusions will be done before the next election. Whenever the 2016 cycle comes up, at that point the representation would be more equal, is that right, as opposed to now where it's definitely lopsided."

Councilor Dominguez said, "Yes. It's to make sure the redistricting happens before the 2016 election."

Mayor Gonzales said, "Then there will need to be an educational component that we put in the plan, too."

Ms. Vigil said there are a set of amendments from Councilor Dominguez on your desks which replaces what is in the packet. So, if you move for approval, it will be with these amendments.

### **Public Hearing**



### **Speaking to the Request**

**Chris Fulineto, Action and Advocacy Chair**, speaking on behalf of the League of Women Voters, read a letter into the record as follows:

*The League supports an independent Citizen Redistricting Commissions at all levels of government. The League has advocated for many years for redistricting processes that not only includes citizen participation, transparency and fairness but that also reflects the full diversity of America's communities. We support increased opportunities for the public to participate in the process, and we favor clear redistricting criteria such as those enumerated in the Ordinance before the Governing Body this evening. An impartial knowledgeable committee of citizens is most likely to meet the goals of successful and legal redistricting without regard to politics and personalities that can occur when interested parties do the redistricting. Local and state leagues across the country have advocated for this kind of redistricting process, and it's been very successful where it's been used. That's why the League supported the Charter change and why we believe voters approved this approach in the March election. The one thing that concerns us however, is the random selection of the members of the Redistricting Commission. In the proposed Ordinance, there seems to be no mechanism to ensure that members are, in fact, knowledgeable. We think the amendment that calls for applicants to identify their qualifications is a good step toward that goal. By reviewing these stated qualifications, the public can then decide for itself if this method is viable. This aspect of the proposed Ordinance can then be evaluated. That said, we would prefer a system that evaluates potential Commission members from the outset. In closing, we want to thank Councilor Dominguez for his leadership on this Resolution and Ordinance, as well as thanking all of the Councilors for their input and support. Thank you.*

**Former Councilor Karen Heldmeyer** said, "In addition to thanking Councilor Dominguez for realizing this needed to be done now and coming up with the initial idea, I want to thank the members of the League of Women Voters Action and Advocacy Committee who reviewed several drafts of this and made a lot of suggestions that you see incorporated into the amendments being offered tonight. And I wanted to say one thing that isn't within the scope of either the Ordinance or the Resolution, but in the research we did in this, what we found is that District 3 as currently constituted, even with almost twice as many people as any other District, has the fewest number of registered voters of any area of the City. That is something that, as the 2016 election comes up, the City needs to address. We need the parties to do the registration, they do the get out the vote, and certainly the League of Women Voters does anything we can to get as many people registered to vote as possible. One of our big projects is registering high school students in the High School, so when they turn 18, they're registered. And we also have registration drives in other places as well, but I think it falls on City to say let's not call this the forgotten side of town. Let's really work with people there who are eligible to vote and get them registered."

### **The Public Hearing was closed**



Councilor Bushee asked, if there is not a random selection, if there is a suggested method.

Ms. Fulineto said, "If it is not going to be random, there has to be someone vetting the applications and making sure people are who they say they are for the professional positions as well as for the residents, that they are registered voters. There aren't really any specifications laid out except that they are registered voters and that they live in the District they are going to be representing. For the professional positions, they should have some professional qualifications. And right now, as I understand it, the Ordinance just calls for them to state what their qualifications are, but there's no real vetting process."

Councilor Bushee asked if she is aware of the amendments on the two specialized sort of positions, a statistician and a cartographer, with these amendments you don't have to be a resident of the City, they may also be a resident of.....

Ms. Fulineto said right.

Councilor Bushee would like sponsor to talk about that just a tad. She said the randomness is to try to remove the subjectivity and politics, but she doesn't know an alternative, and asked who would do the vetting.

Ms. Fulineto said that is the big issue. "We don't have a proposal for how to do that. There is just a concern that the people who apply may have ulterior motives..... one of the amendments says they can't run in the next election, but they may be wanting to pad their resume, or they have some reason other than a real interest in helping the redistricting process to sign up for this, or to apply for this. I don't have a proposal for how you would get around that."

Councilor Dominguez said he can speak to that. He said, "There are other models around the country that have this vetting process. One of those models in California is that a separate commission, committee or whatever they are called, is created to vet the applications and establish the qualifications. It's for legislation at the state level, and some of the models, or all the models I've looked at for redistricting. It's really a lengthy process, and I think we probably can do that if we didn't have the time constraints we have now, but it would take time to get a committee together. You have to ask the same questions about who is qualified to determine whether or not those people are qualified enough to be on the Commission itself. Without having to go down that road, I think that this is democratic for one. It places trust in our public as we're asked to do. And really having to justify it in the Resolution that is accompanying this to at least provide a narrative about why they feel they're qualified."

Councilor Bushee asked if Councilor Dominguez would be open to a hybrid. She said, "I have implicit confidence in the League of Women Voters to be impartial. I don't know of any League of Women Voters that want to run for higher office or local office. Could we have a quick, brief vetting committee."



Councilor Dominguez said, "I wouldn't mind that Councilor Bushee. And I thought about that as well, because there are other organizations that are impartial as well, but we haven't had an in-depth discussion about well, who are the individuals in those organizations that would be doing the vetting. So we don't know what the individual may have in mind."

Ms. Fulineto said, "May I add something. I need to point out that I am here speaking for the League of Women Voters and we have a position supporting independent redistricting commissions, but we don't have any position on the deals of how those work, how they should be set up. And I can't say, in my position on the League that we would be able to step in and do any kind of vetting as an organization. I understand what you're saying."

Councilor Bushee said, "I know. I'm just suggesting something like that. It's just the last time we did this, this is years apart, but I still think it could be better and I have my own concerns about the random selection."

Councilor Dominguez said, "Everyone is going to have concerns about the random selection, but if we want to keep people who are politically motivated out of the equation, we have to at some point, either invoke a pretty lengthy and extensive process to make that happen or we pick randomly."

Councilor Maestas said, "I think there are a lot of checks and balances in this legislation. It has a real robust public hearing process. It's very large. I don't see any possibility of any kind of special interest block monopolizing the proceedings. This Commission is going to be advised by a professional consultant regarding potential redistricting scenarios, subject to very detailed criteria in this legislation. And then again, I think this is just like jury duty. I realize it's going to be very specialized, but I think the bottom line is it's transparent, it is democratic, and I think there will be a lot of support to this Commission, and I'm sure there will be significant public input throughout the public hearings that are going to be conducted once the Commission is appointed. And also, I want to remind everyone that this is a very aggressive time frame here and the sooner we get going the better. I actually do like the random selection of the Commission members. So, really I think this proposal, this legislation is robust and I think we're going to be very pleased with it at the end of the day."

**MOTION:** Councilor Dominguez moved, seconded by Councilor Maestas, to adopt Ordinance No. 2014-37, with the amendments.

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

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

**Against:** None.

**Explaining her vote:** Councilor Bushee said, "Yes, with some trepidation."

**Explaining his vote:** Councilor Dominguez said, "Yes, with very little trepidation."



**MOTION:** Councilor Dominguez moved, seconded by Councilor Maestas, to adopt Resolution No. 2014-102, with the amendments on the table.

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

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

9) **CONSIDERATION OF BILL NO. 2014-34: ADOPTION OF ORDINANCE NO. 2014-38 (COUNCILOR MAESTAS, COUNCILOR IVES AND COUNCILOR BUSHEE). 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. (ZACHARY SHANDLER**

b) **CONSIDERATION OF RESOLUTION NO. 2014-103 (COUNCILOR MAESTAS, COUNCILOR IVES AND COUNCILOR BUSHEE). 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**

A copy of a petition containing approximately 300 signatures, submitted for the record by Lorenzo Ramirez, with the following heading *Presentaciones derechos de los Trabajadores – clases de Ingles*, is incorporated herewith to these minutes as Exhibit "14."

Zachary Shandler said, "I will defer to the Council sponsor, and I'll stand for questions."

Councilor Maestas said, "I want to make a few remarks about this. I think these are two small steps to create more of a pro-active Living Wage Ordinance enforcement program. The Ordinance change is basically a self-certification that businesses who wish to renew or obtain a new license, will affirm they are in compliance with the Living Wage. Through the course of staff research, many of the local governments out there that do have a progressive living wage ordinance, have a similar requirement. In addition to the affirmation, the businesses have to agree to have access to their records, their property to verify they are in compliance with the living wage ordinance. Other governments have a more substantial intrusive process, this just has the affirmation to the business license."



Councilor Maestas continued, "The Resolution itself is to explore a more comprehensive, pro-active enforcement program. It's not meant to be punitive, and I want to reiterate that. It is to raise awareness and educate businesses about compliance with the Living Wage Ordinance and create a more pro-active compliance program that could contain other avenues than self-certification."

Councilor Maestas continued, "These are both two small steps toward creating a more progressive Ordinance. Just like any Ordinance on the books, it's only as good as your ability to enforce it. I think these two actions before you, H(9) and H(9)(a), I think will accomplish that."

Councilor Ives said, "Not so much a question, but a statement of appreciation for bringing this forward. We do hear that these issues relating to the Living Wage and proper payment under our Ordinances exist in different parts of the community. It is a time where the average cost of living is significantly above the national average and well above the New Mexico average. And so this is one of the reasons the City of Santa Fe, in terms of putting its Living Wage Ordinance at the level it did, and so ensuring compliance with it, especially bringing that issue before our businesses as they renew licenses, I think is a very appropriate, a good way to reach out to them to have them confirm they are aware of the Ordinance, they are abiding with it. And that way, we protect some of the most vulnerable of our citizens, which I think this Governing Body should always be trying to do. I applaud those efforts, and thought I had previously joined as a sponsor, so I would. I would leave it to Councilor Maestas to move for approval."

## **Public Hearing**

### **Speaking to the Request**

*Mayor Gonzales gave everyone 3 minutes to speak to this issue. He asked everyone to be sure any testimony is new evidence being provided and not being repeated from previous testimony that's already been said, and please state your name for the record..*

**Lorenzo Ramirez, a member of Centro de Trabajadores Unidos de Nuevo Mexico**, said they are here in support of this Ordinance and Resolution. He asked all the people in attendance in support to please stand up. He thanked Councilor Maestas for presenting this proposal to do something for the workers who are not paid the living wage. He presented approximately 300 petition signatures which were collected from the community in support of the Resolution and Ordinance.

**Maria Christina Lopez, Former Immigration Chair**, said she will be translating for the following four individuals who will be speaking briefly:

**Carlos Campos** said, "Good evening Mayor Gonzales and members of the City Council. My name is Carlos Campos. I worked at Posa's Restaurant for seven years and I was not paid my extra time, nor the minimum salary of the City. When we complained about our salaries, they let us go, and we went to Somos and they helped us to make a complaint of wage theft, and we're



still fighting that case. Wage theft affects my family, my children and the City's economy. I ask you to please approve this Ordinance, because there are still many workers who suffer from wage theft and they are afraid of retaliation. Thank you."

**Catalinga Garcia.** My name is Catalinga Garcia, and I worked at the [inaudible] Hotel for two years. I worked 5 days a week, and I clean from 14-17 rooms a day. And sometimes I couldn't finish in the time that I was supposed to in my paper. And in all that time I was never paid all of the hours that I worked. They make me punch out and then I had to work two or two and a half more hours a day. When I told my supervisor that I had the right to be paid for my hours that I had worked, she let me go, and I ended up without a job, because I claimed my salary. And what they owe me in total, more or less, 960 hours which is approximately \$10,000. I came to Somos and they gave me information and made my complaint. I ask you to please support this Ordinance so that the owners of these places don't keep stealing salaries. Thank you."

**Lilia Ramirez** said, "I worked at Chocolate Maven for 6 years. During that time, I was a victim of wage theft. My patron didn't pay me the minimum wage. They pay me in cash and from my salary my patron took 10%. I, like the rest of my coworkers, was afraid of reprisals. I was afraid of complaining because I was afraid of reprisal. And it's also because I didn't know my rights I came to Somos un Pueblo Unido to ask for guidance and they informed me about my rights. I complained to the City. I ask you to please support this proposal which would protect the workers. Thank you very much."

**Vladimil Ramirez** said, "I worked at Posa's for four years and I was a victim of wage theft. They didn't pay me my minimum wage and they didn't pay me for the extra hours I worked. They also didn't pay me the times I worked in the morning when we had meetings. I complained to the Labor Department, and the next day I was let go. I ask you to please help us with this Ordinance to protect the workers so nothing like this happens to other coworkers."

**Iria Saenz** said, "I worked at Burro Alley Café. I worked for 6 weeks. I didn't get paid a check for those 6 weeks. I asked for my check. He fired me and told me not to come back or bother getting my money. All I got was in cash, my tips, and there was about \$15 during the week. During the weekend, it was \$50, and I just ask you to let other people know about this, and to please help us get justice for what they're doing to us. Thank you."



**Gabriella [??], Staff Attorney, at the United Workers Center, which is a project of Somos un Pueblo Unido**, said, "Ever since the passage of the Santa Fe Living Wage, Somos has been working on strengthening wage laws for all workers at the State and local level. We have been working with City staff to improve reactive steps to enforce the Santa Fe Living Wage. This Resolution and Ordinance are good changes for the pro-active side. Even just this week, we learned local businesses that support Somos didn't even know the Living Wage had increased to \$10.66, so this is really going to help educate employers. So therefore, this is the right move. Thank you."

**Miles Conway, member of the Business & Quality of Life Committee**, chaired by Councilor Lindell, said, "This Ordinance and Resolution came before our Committee a short time ago. It had a little more teeth in it when it passed through, but we are still, and speaking for myself and as the Communications Director of AFSCME Council #18 of Public Employees in New Mexico, very grateful to see this coming forward and before you tonight. I think it's an important step. I think the Living Wage needs these teeth. I'm certain that when we passed this Living Wage Ordinance all those years ago, we never intended for it to be neglected and not enforced, and I'm glad this night has come that we can finally enforce it. Speaking as a member of organized labor in new Mexico, even in labor with the best contracts in the world, and a strong union to stand behind it with resources and employees that have stewards they can talk to, wage theft happens all the time. We fight it and we fight cases and sometimes they drag on for years. And we are able to prevail in those cases. But these are workers with resources, and those you've heard from tonight, are also our fellow workers in Santa Fe with access to resources. They were lucky enough to find their way to Somos. But not every worker is going to be that lucky out there in our City. And so, this Ordinance is a great step forward to put some teeth in the Living Wage Ordinance. What is it – the journey of 1,000 pennies an hour is going to start with getting off the dime. So, appreciate your consideration of this Resolution and this Ordinance, and I'm glad to see the Governing Body will work with City staff and we will explore and recommend the next steps to make the Living Wage Ordinance even more of a great model for our country. Thank you."

**John Hendry, President, New Mexico Federation of Labor**, said Miles said everything he had to say. He said, "AFSCME is fighting hard since State government is stealing money from its own workers, and they're working hard to get that money after 6 years, so this can happen to anyone. The burden of protecting workers is going to fall to you for at least the next couple of years, probably the next four years. There's going to be a lot of anti-worker legislation we're going to see at the Capitol, and the fight back is going to have to come from the cities and from leaders like you. So you will be seeing us this year. Fair warning, we're going to be talking about the *[inaudible]*, and I think that figure of 15 is going to have to come into conversation her. This is a great start. Thank you for doing this, we appreciate it, and we'll be back."



**Former Mayor David Coss** said, "I just wanted to come and support this legislation. I'm really grateful to Councilor Maestas for bringing this forward and for the help he received. I was proud to be on Council that passed the Living Wage with Councilor Bushee, who I think is the only one there back when we did it. And I think enforcement, education and information to the business community have been two things that we've needed to address more strongly. I think for a few year, we were just afraid to touch it again. So I'm glad to see that you took it on Councilor, I really appreciate that. I think the businesses need that information. They need to know when it's going up, who it applies to, how it works with tips, so many factors. And then, as been testified to so eloquently, wage theft does occur. I was very proud as a Councilor and then as Mayor, at how well Santa Fe embraced the Living Wage. And I think the business community, though it wasn't their favorite legislation, generally got in line and paid it. And I think when we have businesses, as have been testified to tonight where they don't pay it, it undercuts all the rest of those businesses. And so I'm really happy to see the City addressing this aspect. The information aspect, and the enforcement aspect, because it's been weak since our first bill, and I see this as a great chance to move something all of us in Santa Fe are very proud of, to move that forward again. So thank you very much, and have a very good holiday season."

**Sharon Archenbright, Vice-President** of Local #1199, Hospital and Healthcare workers in Northern New Mexico, said, "We are in support of this on behalf of all the members, and urge you pass this Resolution and Ordinance. Thank you."

**Bruce Weatherbee, Rosario Hill**, said he a former President of the Central Labor Council in Santa Fe and Northern New Mexico. He commended the people who came forward earlier and testified. He said, "They are very brave people and they need your help. I commend Councilor Maestas for bringing this forward. The effort the City has made as Mr. Hendry said earlier, is going to be needed even moreso in the next few years. A group of us joined Somos last summer before the Workforce Solutions Office, and you're not getting the response from State Government that should be doing this. Whatever you guys can do to help folks get their hard earned money and put it back into this economy is important. Thank you."

#### **The Public Hearing was closed**

Councilor Bushee said, "I did sign on early on, Yolanda, I don't know, I'm not on there now. Is there any benefit to adding a section that it would be cause for revocation of a business license if the business is not in compliance with the Living Wage Ordinance."

Mr. Shandler said Councilor Maestas has the answer, and he can defer to him.

Councilor Maestas said, "Under the current Ordinance right now, the City Manager does have the ultimate authority to revoke a license."



Councilor Bushee said we are going to pursue through Resolution a more robust enforcement program, and she knows the authority lies with the City Manager. She asked if there is anything to preclude the City from adding now to this bill a new section that would say, if the two sections you are adding are not complied with, there is cause for revocation of the business license.

Mr. Shandler said, "The bill itself just addresses the licensing portion. It does not open up Chapter 28. So if you were going to open Chapter 28, even for that sense, we would have to renote it."

Councilor Bushee said then this is not in Chapter 28.

Mr. Shandler said it is Chapter 18.

Councilor Bushee suggested when you pursue the enforcement program that be considered and any other possibility under this Ordinance for the other chapter.

Councilor Maestas said, "Before I move to approve, I want to just reemphasize these testimonials of these folks who have experienced wage theft, hostile work environment, and reprisals to the degree where they are fired from their job. So I think this really hits home, the human element behind this issue, and I would definitely like to respond to those that say that there haven't been any complaints. When you have a reactive enforcement program, the numbers aren't going to be there. But I guarantee you when we do create a more comprehensive pro-active enforcement program, we'll get a better sense in terms of what the compliance is. But again, it's not meant to be punitive. It's meant to be a deterrent, to ensure the businesses are aware from the very beginning and they know there will be consequences if they don't comply. But I say this is a non-punitive effort, and I ask all of you, all my colleagues on this Council, that when staff comes forward in 90 days that you be very open-minded and supportive of changes to this Ordinance to create a more pro-active, comprehensive compliance program."

**MOTION:** Councilor Maestas moved, seconded by Councilor Ives, to adopt Ordinance No. 2014-2038 as presented.

**DISCUSSION:** Councilor Bushee asked what are the consequences. This is sort of putting people notice that they need to comply, so I guess I'm asking for the next steps and maybe that's in the future program. She would like to pursue if one of the consequences could be a revocation of the business license.

Mr. Shandler said, "That currently is in Chapter 28, the revocation of a business license. There are pending complaints right now that were approaching that level. And there also are Court proceedings, and whether we should pursue those options. So those reactive models are already in Chapter 28, and thanks to working with this group we've re-looked at things to try to make it more efficient with greater results for employees."

Councilor Bushee said, "So directly related to the Living Wage Ordinance there is that possibility or consequence."



Mr. Shandler said yes.

Councilor Maestas said, "Just on that point, there really were no administrative procedures to enforce the existing Ordinance. And thanks to staff and other stakeholders, Somos un Pueblo, now we have some administrative procedures and progressive discipline that could possibly work up to the ultimate discipline which is a revocation of a business license, which the City Manager has that authority today. So I think we're going to use a pro-active enforcement program so we don't have to really pull the ultimate penalty. We hope we never get there. I think this proposal, particularly in the Resolution, will ensure that we don't ever have to go there."

Councilor Dominguez thanked staff for its work, and thanked Councilor Maestas. He said, "This isn't necessarily a new issue. It's been going on for quite some time. And I think Mayor Coss kind of mentioned. It's not something we forget about, but sometimes maybe we don't have the appetite to deal with this. So thank you for bringing this to the surface. I will say, regardless of your political use, it is a shame people are taken advantage of, and I hope this is one step closer to making sure we don't take advantage of people. I think that's the most important thing, and it's congratulations and I look forward to seeing what comes in the future on this."

Mayor Gonzales said, "It should be a group hug to Councilor Maestas for bringing this forward. Well done. Just kind of reflecting and listening to people talk tonight, and Mayor Coss in the discussion when the Living Wage was so courageously passed by this Council. I think the motivation behind it, at least the way I understood it, was to make sure that every person living in this community had access to a wage that would allow them to raise their families, to be productive members of our community to help move our economy forward. I don't think the Living Wage ever had parameters around it. We never said regardless of the color of your skin, your orientation, your gender, that you wouldn't be entitled to a living wage. And what has happened is it is almost like the bully on the school ground who knows he can take advantage of that kid who, for no other reason, is the person he's taking advantage of. I think what we have to do as a City and through this Ordinance, is we're standing up to that."

Mayor Gonzales continued, "And I appreciate not wanting to be punitive, but on the other hand, I also want us to send a very clear message to the business community that if you cheat on wages with one Santa Fean, any Santa Fean can be vulnerable to being cheated of wages. My hope is, through this 90-day development, we can be as aggressive as possible when it comes to education, but certainly when it comes to the enforcement. I think if there is this process of 1-2-3 strikes, what it means is that there are mouths that aren't able to be fed, employees that aren't able to be paid. There are people under the threat of losing their job, and we can't have that environment for our kids. We can't have that kind of business environment in our community if we want to move our economy forward."

Mayor Gonzales continued, "And I've got to say that nights like tonight, I'm so frustrated I can't speak Spanish, because I would want to communicate to people here tonight who spoke to us in Spanish that this is your community. You have the right to stand up and call out somebody when they've done something wrong. And you should never ever feel retaliation, and you should always know this is a



government who will stand by your side like we would anyone else's who wants to be a productive member of our community. So as much as we gave accolades to Councilor Maestas for leading this, I want to thank you for the courageous action you took in raising your hand and saying we were doing wrong and this needs to be addressed. And I will assure all of you that we're all committed to making this type of injustice doesn't continue to happen and that your concerns are addressed. And that you never have to worry about an hour you put into work to help someone out in the community or help a business out that you would be cheated of earned wages. I want to thank you guys for that and than Councilor Maestas and Ives and Bushee and Dominguez and everyone who signed on this early on to make sure this type of enforcement action is becoming a reality."

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

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

**Against:** None.

**MOTION:** Councilor Maestas moved, seconded by Councilor Bushee, to adopt Resolution No. 2014-103.

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

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

**Against:** None.

**Explaining her vote:** Councilor Bushee said, "Yes, and I had already signed onto this one a while back too.

10. **CONSIDERATION OF BILL NO. 2014-35: ADOPTION OF ORDINANCE NO. 2014-39 COUNCILOR DIMAS). 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 PURPOSES OF THIS ORDINANCE. (SEVASTIAN GURULE)**



Councilor Dimas said Sevastian Gurule has done so much work on this Ordinance, along with Melissa Byers and others, including the City Manager, Judge Ann Yalman and several others since this came up about a year and a half ago when we were having problems in collecting parking violations at parking meters in particular. He appreciates all the work Sevastian has done in leading this effort. He said this has been vetted 5-6 times by different committees where we did the things that are necessary to make it work. He turned the matter over to Mr. Gurule for his comments.

Sevastian Gurule's said, "As I was sitting at the back of the room trying to think what else I can share in regards to this, I couldn't help but reflect in the last 4 years of my tour of duty as the Parking Division Director. We've overcome some great challengers over the past 4 years. We have revenue projections of \$1.3 million, with a deficient consistent for the past 7 years. We had 4 cases of embezzlement and we've had several audits and one forensic audit. And through a lot of hard work, dedication, fiscal accountability and responsibility, my staff and I, with support of the City Manager and the Governing Director and Department Director, have made great strides to correct some of the errors that were doing on for quite some time."

Mr. Gurule continued, "In FY 2012-14 was the first time we recognized an actual net profit in the Parking Division. The forensic audit in March 2013, highlighted several areas in which we needed to improve our administration of citations and full accountability of all citations being adjudicated for the Municipal Court. With the leadership of Council Dimas, the support of the City Manager and our Department Director, before you here is a Code amendment to decriminalize parking citations related to parking meters, parking lots and parking garages. And to allow us the opportunity to have a civil adjudication process before a hearing officer. And most of all, the ability to use a collection agency that will assist us in collecting the fines that are still outstanding."

Mr. Gurule reviewed the information in his Memorandum of November 7, 2014, with attachments, to the Governing Body in this matter, which is in the Council packets. Mr. Gurule noted there is an FIR included in the packet. Please see this Memorandum for specifics of this presentation.

Mr. Gurule said he wants to be able to continue the work that has been done thus far within the Parking Division, noting the Division has a great opportunity for greater successes. He said there is a Code amendment before the Council this evening to decriminalize parking citations, and a request to create a Parking Violations Bureau. He asked for the Governing Body's support in these matters, and said he would stand for questions.

Councilor Dominguez thanked Mr. Gurule's wife for staying for the entire meeting with us, and for lending us your husband for all the years he's worked for the City.

Councilor Dominguez said, "I just want to say Sevastian that in all the years I've been a City Councilor, you have proven to live up to expectations that management and the Governing Body has of you, so thank you very much for all your work. Especially when it comes to a Division that had its challenges and problems and issues. You went through the whole process of dealing with lots of things,



some political, some not political, and some of the realities we had to deal with."

Councilor Dominguez said during the Finance Committee meetings, two numbers were tossed out – \$301,000 and \$800,000. He said the current FIR indicates for 2014-2015, \$82,083 in costs, personnel and other operating costs, and asked if that is correct.

Mr. Gurule said yes, it would fund the remainder of the current fiscal year.

Councilor Dominguez said in the next FY it will be about \$293,000, and Mr. Gurule said that is correct.

Councilor Dominguez noted the revenue projections are \$162,683 for 2014/2015, and the rest is \$325,000 for 2015/2016. He asked if the difference is because one is for only part of the year and the other is for the entire year.

Mr. Gurule said this is correct, noting they are looking at minimal expenses for the remainder of this fiscal year, and they are preparing for public relations campaigns, finalizing the policy procedures, going through the contracting process to hire a hearing officer and to prepare for the July 2015 effective date of the Ordinance. He said they will have 6 months to put all of the processes in place to do public education, change of forms and get it finalized. He said they don't want to have a program that isn't ready to go.

Councilor Dominguez asked if everything in the implementation plan has been considered in the FIR provided by Mr. Gurule, and Mr. Gurule said this is correct.

Councilor Dominguez noted the second bullet in the staffing requirements talks about reclassifying an existing position, and asked if the \$8,500 is on top of the salary that position already is collecting and Mr. Gurule said this is correct.

Councilor Dominguez said it is for the position, regardless of who it is, who will be getting an \$8,500 raise, and Mr. Gurule said this is correct.

Councilor Dominguez thanked Councilor Dimas for his work in moving citations from criminal to civil, and said he thinks this is a very good outcome.

Councilor Lindell said this is a completely different FIR than what we saw at Finance. She said on the revenue side the fees and penalties for next year are \$211,000, and Mr. Gurule said this is correct.

Councilor Lindell asked about the \$114,000 for on-line.



Mr. Gurule said the Parking Division has been working hard in the last few months to implement new modules that would help us become more pro-active than reactive. The on-line service is built into the Parking Management System and allows patron to pay parking citations on-line or to appeal a citation on line. It is projected this will increase revenue by 30%..

Councilor Lindell asked if the \$114,000 or 30% increase is additional revenue.

Mr. Gurule said it is additional revenue and considers all outstanding balances. The projection is based on those citations with registered owner information and have New Mexico license plates.

Councilor Lindell said on page 2, under forecasted revenue increase, it indicates an increase of \$211,000 during FY 15/16, which is in the FIR. However, the \$114,000 isn't mentioned in the increase. She asked if that is an actual increase or if that is just taking those citations that will be paid on line.

Mr. Gurule noted that is an error and he forgot to include it.

### **Public Hearing**

#### **Speaking to the Request**

There was no one speaking for or against this request..

### **The Public Hearing was closed**

**MOTION:** Councilor Dimas moved, seconded by Ives, to adopt Ordinance No. 2014-39.

**DISCUSSION:** Councilor Maestas said he also would commend Councilor Dimas, noting this isn't precedent setting. He said we had civil fines for running red light violations, so this nothing new, and is part and parcel of Santa Fe being a Home Rule City. He asked Ms. Brennan if we could do this if we were not a home rule city.

Ms. Brennan said, "I had an interesting correspondence with Judge Yalman about this, as a result of the memorandum I wrote about decriminalizing marijuana. She said that I had convinced her that in fact it was possible to decriminalize these offenses, and that was in part because we are a Home Rule municipality."

Councilor Maestas said if we consider the savings and court costs, it would really add to the fiscal impact report in a positive way, so he supports this proposal.



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

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

**Against:** None.

Mayor Gonzales thanked Mr. Gurule for the work he's done in Parking, which is a very tough job commenting that Mr. Gurule stepped in and did really well. He said the good thing is that he is coming back to help us in dealing with our own challenges in terms of how we communicate with our constituents and to do the work we were elected to work. He looks forward to working alongside Mr. Gurule in this regard.

**16. MATTERS FROM THE CITY MANAGER.**

There were no matters from the City Manager

*Mayor Gonzales exercised the discretion of the Chair  
and moved Items #17 and # 18 to the end of the Evening Agenda*

**19. MATTERS FROM THE CITY CLERK**

Yolanda Vigil wished everyone Happy Holidays.

**20. COMMUNICATIONS FROM THE GOVERNING BODY**

A copy of Bills and Resolutions scheduled for introduction by members of the Governing Body for the City Council meeting of December 10, 2014, is incorporated herewith to these minutes as Exhibit "15."

**Councilor Rivera**

Councilor Rivera introduced the following:

1. A Resolution directing staff to implement the next phase of developing the Santa Fe "Arts + Creativity Center" which is intended to provide affordable live, work, creation, performance and retail space for artists and creative businesses in Santa Fe. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "16."



2. An Ordinance relating to the National Electrical Code and the National Electrical Safety Code; amending Subsection 7-1-1 SFCC 1987, to adopt the 2014 National Electric Code and the 2012 National Electrical Safety Code. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "17."

Councilor Rivera wished everyone a Merry Christmas and a Happy New Year, noting he will be in Florida during the holidays.

### **Councilor Trujillo**

Councilor Trujillo introduced a Resolution authorizing the reallocation of 2012 Parks and Trails Bond funds, in the amount of \$533,300, that are currently allocated for the skate features at Franklin Miles Park, Ragle Park and West De Vargas Park to be reallocated for a skate feature at Genoveva Chavez Community Center. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "18."

Councilor Trujillo wished everyone in Santa Fe a Merry Christmas and Happy Holidays. He has enjoyed working with the colleagues over the past year, and looks forward to next year.

### **Councilor Lindell**

Councilor Lindell introduced a Resolution authorizing and supporting the submittal of the City's project application to the Santa Fe Metropolitan Planning Organization for funding under the Fiscal Year 2016/2017 NMDOT administered funds from the Transportation Alternatives Program and Recreational Trails Program. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "19"

Councilor Lindell wished everyone a Merry Christmas.

### **Councilor Dominguez**

Councilor Dominguez thanked Brian Snyder and staff for all of the work they did to make the Second Annual Quality of Life Symposium a success, with special thanks to Catherine Mortimer.

Councilor Dominguez introduced the following:

1. A Resolution authorizing an extension of time for presentation of the special audit of the 2008 Parks, Trails and Open Space bond to March 31, 2014. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "20."
2. An Ordinance relating to youth league fees for use of City sports fields; amending



Subsection 23-4.13 to require Youth League Representatives to participate in the Keep Santa Fe Beautiful cleanup events in exchange for the reduced youth league fees the City offers and making such other grammatical and typographical changes as are necessary. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "21."

Councilor Dominguez said there a lot of missing young girls we've received press releases on. He asked the public to be safe with that, and he thinks the Governing Body should be briefed by the Police Chief in this regard.

Councilor Dominguez wished Feliz Navidad y Prospero Ano Nuevo to everyone – Happy Holidays and Merry Christmas.

### **Mayor Gonzales**

Mayor Gonzales introduced the following:

1. A Resolution repealing Resolution No. 2014-1 relating to the Open Meetings Act; adopting the State of New Mexico's Open Meetings Act by reference; and adopting notice requirements. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "22."
2. A Resolution directing the City of Santa Fe Fire Department to explore the options for establishing a comprehensive plan for a long-term Community Protection Initiative ("CPI") and report back to the Governing Body its findings and recommendations, including the fiscal impact for establishing and maintaining such a program. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "23."
3. A Resolution declaring the Governing Body's continued support for the New Mexico School for the Arts and their efforts to establish a permanent location for their campus within the City of Santa Fe. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "24."
4. A Resolution directing staff to design and implement a pilot project to install and evaluate green bicycle lane markings at high-risk intersections within the City of Santa Fe; authorizing a designation of up to \$50,000 of CIP on-road bicycle improvement funds for the pilot project; and conduct a study of Santa Fe's streets and roadways to determine the feasibility of implementing protected bike lanes throughout the City. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "25."

Mayor Gonzales thanked Councilor Dominguez for really pushing the Quality New Mexico



application.

Mayor Gonzales wished everyone Happy Holidays and to please be careful, and to ask everyone to support Santa Fe businesses as much as possible.

### **Councilor Ives**

Councilor Ives has nothing to introduce, but would join several of the Mayor's introductions as a cosponsored – exploring options for establishing a comprehensive plan for long term community protection initiative, and declaring the Governing Body's continued support for the School for Arts..

Councilor Ives wished everyone a Joyous Holiday Season.

### **Councilor Bushee**

Councilor Bushee introduced the following:

1. A Resolution directing staff to collaborate with stakeholders to achieve gold level status with the International Mountain Biking Association (IMBA) and to pursue new trail development opportunities. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "26."
2. A Resolution directing staff to create a City of Santa Fe Climate Protection Action Plan ("CPAP") and Renewable Energy Vision ("REV")' establishing an Energy Collaboration Team to work with Public Service Company of New Mexico ("PNM") and New Mexico Gas Company ("NMGCO") to craft Memorandums of Understanding that align with the CPAP and REV and recommend amendments and/or new Franchise Agreements with PNM and NMGCO. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "27."

Councilor Bushee would like staff to look at the Minneapolis model where they couldn't get renewables they wanted, noting they are in a collaborative process. She clarified that the team which would be assembled on behalf of the City would be the sole team creating our action plan and energy vision. After 60 days, we would sit and negotiate and/or craft an MOU between the utilities and municipalities.

Councilor Bushee asked staff to look at the new Las Casitas Trail, noting after the recent rains, the drainage didn't happen, and she is concerned about the new trail area.

Councilor Bushee wished everyone a Happy and safe Holiday, Happy Hanukkah, Happy Kwanza,



Merry Christmas and good will toward all.

### **Councilor Maestas**

Councilor Maestas wished everyone a Merry Christmas. He hopes he will see everyone at the City Christmas party.

Councilor Maestas said he wanted to shout out to City staff and the Conservation Trust for completing the little segment of the trail along Camino Cruz Blanca.

### **Councilor Dimas**

Councilor Dominguez said he would like to cosponsor the Mayor's legislation on the Resolution directing the Fire Department to explore options for establishing comprehensive plan for long term community protection initiative, and Councilor Dominguez' Ordinance relating to Youth League Fees.

Councilor Dimas wished everyone a very Merry Christmas and a prosperous New Year.

## **17. MATTERS FROM THE CITY ATTORNEY**

### **EXECUTIVE SESSION**

**IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, §§10-15-1(H)(7) AND (8) NMSA 1978, DISCUSSION REGARDING THREATENED OR PENDING LITIGATION IN WHICH THE CITY OF SANTA FE IS A PARTICIPANT, INCLUDING, WITHOUT LIMITATION, IN THE MATTER OF THE APPLICATION BY THE CITY OF SANTA FE FOR PERMIT TO USE A SUPPLEMENTAL WELL, ADMINISTRATIVE HEARING BEFORE THE OFFICE OF THE STATE ENGINEER, CASES HU 12-018 AND 12-023 AND QWEST CORPORATION V. CITY OF SANTA FE, CASE NO. 14-2008 IN THE U.S. COURT OF APPEALS FOR THE TENTH DISTRICT; AND DISCUSSION OF THE PURCHASE, ACQUISITION OR DISPOSAL OF REAL PROPERTY OR WATER RIGHTS BY THE CITY OF SANTA FE. (KELLEY BRENNAN)**

**MOTION:** Councilor Rivera moved, seconded by Councilor Maestas, that the Council go into Executive Session for discussion regarding threatened or pending litigation in which the City of Santa Fe is a participant, including, without limitation, in the matter of the application of the City of Santa Fe for permit to use a supplemental well, administrative hearing before the Office of the State Engineer, Cases HU 12-018 and 12-023; *Qwest Corporation v. City of Santa Fe*, Case No. 14-2008 in the U.S. Court of Appeals for the Tenth District; and discussion of the purchase, acquisition or disposal of real property or water rights by the City of Santa Fe, in accordance with §§10-15-1(H)(7) and (8) NMSA 1978.



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

**For:** Mayor Pro-Tem Ives, Councilor Bushee, Councilor Dimas, Councilor Dominguez, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

**Against:** None.

The Council went into Executive Session at 10:35 p.m.

#### **MOTION TO COME OUT OF EXECUTIVE SESSION**

**MOTION:** At 11:50 p.m., Councilor Rivera moved, seconded by Councilor Dimas, 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 Pro-Tem Ives, Councilor Bushee, Councilor Dimas, Councilor Dominguez, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

**Against:** None.

**Absent for the vote:** Councilor Ives and Councilor Bushee

#### **18. ACTION REGARDING QWEST CORPORATION V. CITY OF SANTA FE, CASE NO. 14-2008 IN THE U.S. COURT OF APPEALS FOR THE TENTH DISTRICT.**

**MOTION:** Councilor Rivera moved, seconded by Councilor Trujillo, to instruct the City Attorney to take final action consistent with the discussion held during the Executive Session.

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

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

**Against:** None.

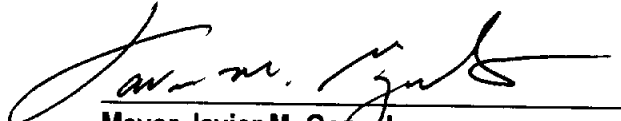
**Absent for the vote:** Councilor Bushee and Councilor Ives.



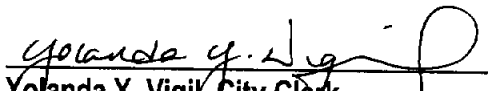
**I. ADJOURN**

The was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 12:00 Midnight.


**Approved by:**

  
Mayor Javier M. Gonzales

**ATTESTED TO:**

  
Yolanda Y. Vigil, City Clerk

**Respectfully submitted:**

  
Melessia Helberg, Council Stenographer



**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, DECEMBER 8, 2014**

**ITEM 6**

GENOVEVA CHAVEZ COMMUNITY CENTER NATATORIUM DEHUMIDIFIER REPLACEMENT; REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH THE RESPONSE TO GROUPS, INC. IN THE AMOUNT OF \$13,500 PLUS APPLICABLE NMGR (JASON KLUCK)

**PUBLIC WORKS COMMITTEE ACTION:** Approved on consent

**FUNDING SOURCE:** 52722.572960.0112900

**SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP:**

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON TRUJILLO			
COUNCILOR BUSHEE	Not present		
COUNCILOR DIMAS	X		
COUNCILOR DOMINGUEZ	Excused		
COUNCILOR RIVERA	X		

*Exhibit "1"*



**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, DECEMBER 8, 2014**

**ITEM 7**

REQUEST FOR APPROVAL OF ON CALL ENGINEERING SERVICES AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH LOUIS BERGER GROUP, INC. FOR AN INCREASE IN CONTRACT COMPENSATION LIMITS IN THE AMOUNT OF \$175,000.00 (INCLUDING NMGR) (LEROY PACHECO)

**PUBLIC WORKS COMMITTEE ACTION:** Approved on consent

**FUNDING SOURCE:** 426004

**SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP:**

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON TRUJILLO			
COUNCILOR BUSHEE	Not present		
COUNCILOR DIMAS	X		
COUNCILOR DOMINGUEZ	Excused		
COUNCILOR RIVERA	X		

*Exhibit "2"*



**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, DECEMBER 8, 2014**

**ITEM 14**

REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING CITY OF SANTA FE LEGISLATIVE PRIORITIES, BY CITY COUNCIL DISTRICT, FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 52<sup>ND</sup> LEGISLATURE- STATE OF NEW MEXICO- FIRST SESSION 2015 (COUNCILORS BUSHEE, LINDELL, MAESTAS, IVES, DOMINGUEZ, RIVERA, TRUJILLO, AND DIMAS) (BRIAN SNYDER)

**PUBLIC WORKS COMMITTEE ACTION:** Approved on consent

**FUNDING SOURCE:**

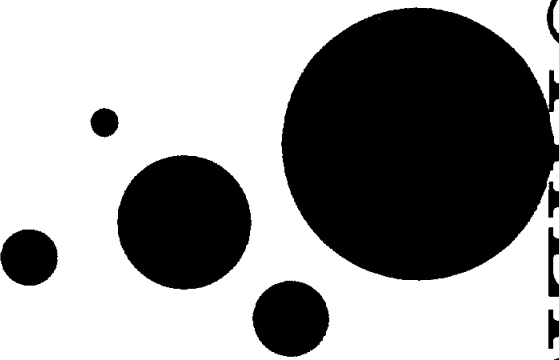
**SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP:**

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON TRUJILLO			
COUNCILOR BUSHEE	Not present		
COUNCILOR DIMAS	X		
COUNCILOR DOMINGUEZ	Excused		
COUNCILOR RIVERA	X		

*Exhibit "3"*



# INDUSTRY EXPERT ESTHER TENENBAUM



*Exhibit "4"*



# BACKGROUND AND EXPERIENCE

- 35 years plus of customer service experience ( I started working when I was 4)
- Worked for two fortune 500 companies, JCP Credit and GE Consumer Finance
- Utilized all my prior experience to help build the 311 Call Center
- 311 National Synergy Group since its inception
- Experience includes
  - Project Management
  - Start up operations
  - Build out of call centers including multi-client bi-lingual call center and small scale
  - Business continuity/Disaster Recovery
  - Site Director of 270 people call center
  - Manufacturing Operations
  - Human Resources
  - Training and Development
  - Lean Six Sigma Green belt and Black belt Certified
  - Consulting
  - Customer Service



# WHY IMPLEMENT 311?

- Ability to reduce non-emergency calls to **911** experience rate was 21% reduction in first year
- Accuracy in budgeting process
- Short and long range planning
- Accountability
- Efficient use of resources (human and non-human)
- Economic development coordination
- Un-planned events can be seamless to citizens
- Consistency in mass communication
- Change the face and reputation of your business



# CRITICAL SUCCESS FACTORS

- Citizens use the 3-1-1 service (phone, web and social networking channels)
- Minimize call transfers – 75% first call resolution
- Service the call efficiently (80% of calls answered within 30 seconds)
- Started with 170 calls a day, now over 7500 a day
- Citizen awareness of 311 is at 89.5%
- Citizen satisfaction with 311 is at 97.7% extremely satisfied
- Best in class call center operations (QA, training, pay scale, Agent retention, etc.)
- Self sufficient 3-1-1 Service Center operation with documented processes and procedures
- Geographical Information System (GIS) system (GIS tools help map locations and other key information)
- Accurate, timely & reliable management reporting (ACD & PeopleSoft - executive management system)



# PROCEDURES

- 100% consistency
- Provide you with a road map for success
- Define how we work
- Involve all levels of the organization in the development phase
- Is reviewed for necessary updates
- Is accessible on Sharepoint



# CALL CENTER KEY PERFORMANCE INDICATORS

## Schedule adherence = Unaccounted for Unavailable

- Meets >0% to ≤ 5% Exceeds 0% or less

## Absenteeism

- Meets Between .5 or 1 scheduled day
- Exceeds < .5 of scheduled day

## Tardy

- Meets = 1 incident Exceeds = 0 incident

## Service level (SL)

- Meets = 80% Exceeds = 99% or higher

## Speed of answer = ASA

- Meets = :30 Exceeds = :15 or less

## Abandonment rate = ABA

- Meets = 2% Exceeds = 1% or less

## Average Handle Time = AHT (ATT+ACW)

- Meets = 3:10 Exceeds = 2:45 or less

- Average Talk Time = ATT ((TT# of calls)+avg. hold))

- Meets = 2:00 Exceeds = 1:59 or less

## Hold Time

- Meets = :45 Exceeds = :44 or less

## Ticket Variance

- Meets = 1% Exceeds=0%

## Ticket Audits

- Meets = 85% Exceeds = 98%

## Quality

- Meets = 85%-97% Exceeds = 98% or higher

## Citizen Satisfaction Score

- Meets = 90% Exceeds = 95% or higher





## WHAT IS 311?

- A single phone number for all non-emergency City inquiries & services.
- Frequently asked questions (FAQs) about locations, hours, fees, and more for city facilities.
- Report abandoned cars, potholes, graffiti, weeds, unsafe City drivers and more.
- Get information on events, classes, recreation programs, and more.
- Obtain direct referrals to the correct department for any City service.
- A fully staffed resource for all non-emergency needs and questions.
- A person will answer.
- No more guessing what department to call.
- No more voice mail.



# WHAT IS 311?

- **Personal service.** A person will answer the phone.
- **Timely service.** 80% of all calls will be answered within 6 rings.
- **Accurate service.** All people answering calls will have access to the same information providing consistent responses.
- **Efficient service.** 75% of calls are handled without initial referral to another City department.
- **Accountable service.** Calls are monitored and tracked to ensure promised services are delivered.



# VALUE PROPOSITION

- Reduced time to launch new city programs and services.
- Cost efficiencies by reducing the need for mini-call centers around the city government.
- Central point of communication for consistent messaging.
- Registration for major events (planned and unplanned).
- Best in class branded customer service experience.
- Scalable solution that allows for future growth

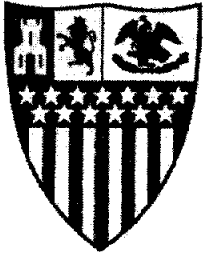


# IMPLEMENTATION TIMELINE

- Proof of concept contact center (March 2004)
- Silent go-live (June 2005)
- Media campaign (May-June 2005)
- Public Deployment (July 2005)
  - 4 city departments fully implemented (July 2005)
    - Finance
    - Environmental health
    - Cultural services
    - Parks and recreation
  - 24+/- city departments phased in ( August 2005)
- Phase II completed December 2006
  - Various department numbers phased in
  - Citizen awareness driving calls to 311
  - PeopleSoft enhancement completed.
- Hours of Operation:
 

• October 2004	7am-5pm (M-F)
• April 2005	7am-7pm (M-Sat)
• May 2005	7am-11pm (M-Sat)
• June 2005	24/7/365
• April 2010	6am-9pm (M-Sat, 9am-6pm Sun limited services)





# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

*Javier M. Gonzales, Mayor*

## Councilors:

Patti J. Bushee, Dist. 1  
Signe I. Lindell, Dist. 1  
Peter N. Ives, Dist. 2  
Joseph M. Maestas, Dist. 2  
Carmichael A. Dominguez, Dist. 3  
Christopher M. Rivera, Dist. 3  
Ronald S. Trujillo, Dist. 4  
Bill Dimas, Dist. 4

October 14, 2014

Southwest College  
Attn: Gabriel Browne  
1012 Marquez Pl #310B  
Santa Fe, NM 87505

## **RE: Counseling Center for SWC Driveway Permit, Permit #14-10-04**

Dear Mr. Browne,

The Public Works Department (PWD) is in receipt of your application for Permit to Access Public Right-of-way for the Counseling Center for South West College (SWC) onto San Felipe Road.

The City acknowledges that you are trying to utilize an existing access point onto San Felipe Road. Being that you are proposing to change the use of said access point, an access permit is needed. Approval of the requested access would result in an access spacing of  $\approx 200'$  between your access point and the two adjoining streets (San Felipe Drive and Charley Bentley Drive).

San Felipe Road is classified as a Minor Arterial. The City looks to limit and consolidate access wherever possible on Arterial roads such as San Felipe Road. We also look to meet access spacing requirement, whenever possible, as determined by the State Access Management Manual (SAMM). The proposed  $\approx 200'$  access spacing does not meet the SAMM's 660' access spacing requirement.

The City feels that the subject property has access rights to San Felipe Drive and feels that the property should access San Felipe Drive.

Based on the above information, the City's Traffic Engineering Division does not recommend approval of the subject access permit and therefore is denying your request for Permit to Access Public Right-of-way.

*Exhibit "5"*



# Southwest College Location



## Legend

- City Limits
- Address Points
- Parcel
- Airport Clear Zones
- Santa Fe River
- Major Roads and Highways
- Other Roads and Streets
- 2011 Aerial Photography - 1 foot resolution

Scale: 1:2,358

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.





City of Santa Fe  
Public Works Department  
Application for Permit to Access Public Right-of-way

A Permit for a legal access from private property onto a public right-of-way is governed by the requirements of City Code §23-3.

APPLICANT NAME Gabriel Browne for Southwestern College  
MAILING ADDRESS 1012 Marquez Pl #310B, Santa Fe, NM 87505  
EMAIL ADDRESS (OPTIONAL) gabriel@praxisdesignbuild.com  
APPLICANT PHONE NUMBER (505) 473-7766

IN ACCORDANCE WITH THE ATTACHED PLAN OR SKETCH, PLAT OF SURVEY,  
AND APPROVED SUBDIVISION PLANS, APPLICATION IS MADE FOR ACCESS TO  
PUBLIC RIGHT-OF-WAY FOR THE FOLLOWING LOCATION:

SITE ADDRESS OR LOT NO Lot 3 of Michael Duncan Subdivision

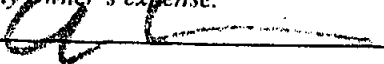
NAME OF SUBDIVISION (IF APPLICABLE) \_\_\_\_\_

THE WORK IS TO COMMENCE ON OR ABOUT 12/1/2014

**Additional Comments:**

We are requesting permission to maintain the existing access for this lot.

*If this permit is granted, I/we agree to comply with all of the conditions, restrictions, and ordinances of the City of Santa Fe, which govern this permit. I/We further understand that failure to comply with the conditions of this permit may result in revocation of this permit and the reconstruction of any nonconforming driveway to City of Santa Fe standards at the property owner's expense.*

Applicant Signature  Date \_\_\_\_\_

For Office Use Only

DATE IN \_\_\_\_\_ DATE OUT \_\_\_\_\_

REVIEWED AND SIGNED BY \_\_\_\_\_

PERMIT APPLICATION NUMBER \_\_\_\_\_



**Southwestern College**

**746012**

The Santa Fe County Land Use Administrator has not received the job of survey before it stays in the Office of the County Clerk. He said he is not going to find for the purpose of creating a neighborhood or some little entity the boundaries of any existing lots or for the purpose of "transmuting" an estate in the Santa Fe County Land Development Code. Congressional Trust Company or Edithmaria Sandoval Properties. The statement does not in any way represent official county opinion of this act.

I hereby certify that this instrument was filed for record on the 25 day of June 1946 A.D. at 2:25 o'clock P.M. and was duly recorded in Book 746, Page 112 of the records of Santa Fe County.

*Pedro Fontana*

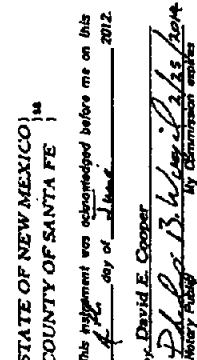
1432 South St Francis Drive	SANTA FE, NM	505-943-5932
Project No. C-014-0512	Dwg. Desc	Ch. DTC
	File: a/c	Sh. 59

BIDDING INFORMATION FOR COUNTY CLERK		
NAME	LOCATION	SUBMITTAL
Santa Fe Community School	Sec 12, 16th, S.W.C.	Michael Zamora
		Submittal

11.8.04 Membership 1-068-005-035-4724



STATE OF NEW MEXICO)  
COUNTY OF SANTIAGO

This instrument was acknowledged before me on this 14<sup>th</sup> day of June, 2012.

David E. Cooper  
Ph.D. B. Weigil 2/25/2014  
History Faculty My Communion expires

**CERTIFICATE**

1. David E. Cooper, a duly registered Professional Surveyor in the State of New Mexico hereby certify that this plat represents an actual survey made by the landowner or under my direction, that it meets the minimum standards for Surveys in New Mexico and that the information contained herein is true and correct to the best of my knowledge, information and belief.

This is a boundary survey of an existing tract or tracts and it is not a land division or subdivision as defined in the New Mexico Subdivision Act.

David L. Cooper

P.S. No. 9052

5







To: Brian Snyder, City Manager  
City of Santa Fe  
200 Lincoln Ave.  
Santa Fe, NM 87504  
[bksnyder@santafe.nm.gov](mailto:bksnyder@santafe.nm.gov)  
By Hand Delivery & E-mail



From: Gabriel Browne  
Praxis Architects Inc.  
1012 Marquez Pl #310B  
Santa Fe, NM 87505

Regarding: Southwestern Counseling Center

Mr. Snyder:


We are aggrieved by the decision of Mr. John Romero to deny our request for a Permit to Access the Public Right-of-way. We request to appeal this decision to the governing body.

We feel the proposed access spacing of 660' is inappropriate on a 25mph street which is only about 1600 feet long. We feel that it is common sense that we would be able to continue to use the existing property entrance for the proposed minor re-development of this property. It is legally specious to suggest, as Mr. Romero has, that we can rely on accessing through the neighbor's private property. Finally, it seems dangerous and ill-fated to suggest that the redevelopment of this almost four and a half acre parcel must rely on accessing along a private dirt driveway which is used for access to a very busy gravel and landscape materials business.

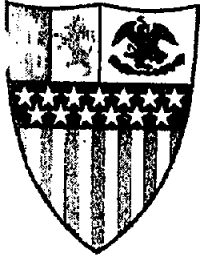
While we appreciate Mr. Romero's charge to create the safest and most expedient path possible for the traffic of our city, we also understand that through the appeal process the City Council has the opportunity and has been entrusted with the wisdom to apply a bit of common sense where we find it lacking.

Thank you in advance for your time and attention to this matter.

Sincerely,

  
Gabriel Browne, Architect  
Praxis Architects Inc.





# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

*Javier M. Gonzales, Mayor*

## Councilors:

Patti J. Bushee, Dist. 1  
Signe I. Lindell, Dist. 1  
Peter N. Ives, Dist. 2  
Joseph M. Maestas, Dist. 2  
Carmichael A. Dominguez, Dist. 3  
Christopher M. Rivera, Dist. 3  
Ronald S. Trujillo, Dist. 4  
Bill Dimas, Dist. 4

October 14, 2014

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The City feels that the subject property has access rights to San Felipe Drive and feels that the property should access San Felipe Drive.

Based on the above information, the City's Traffic Engineering Division does not recommend approval of the subject access permit and therefore is denying your request for Permit to Access Public Right-of-way.



If you feel aggrieved by this denial, you may within ten (10) days after receipt of this notice, appeal the decision to the governing body, through the city manager, by filing written notice thereof with the city manager.

If you have any questions or need further information, please contact me at 955-6638.

Sincerely,

A handwritten signature in dark ink, appearing to read 'J. Romero', with a long horizontal flourish extending to the right.

John J. Romero, P.E.  
Division Director  
Traffic Engineering Division  
Public Works Department





City of Santa Fe  
Public Works Department  
Application for Permit to Access Public Right-of-way

A Permit for a legal access from private property onto a public right-of-way is governed by the requirements of City Code §23-3.

APPLICANT NAME Gabriel Browne for Southwestern College  
MAILING ADDRESS 1012 Marquez Pl #310B, Santa Fe, NM 87505  
EMAIL ADDRESS (OPTIONAL) gabriel@praxisdesignbuild.com  
APPLICANT PHONE NUMBER (505) 473-7766

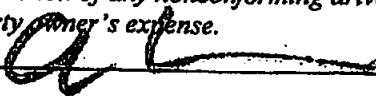
IN ACCORDANCE WITH THE ATTACHED PLAN OR SKETCH, PLAT OF SURVEY,  
AND APPROVED SUBDIVISION PLANS, APPLICATION IS MADE FOR ACCESS TO  
PUBLIC RIGHT-OF-WAY FOR THE FOLLOWING LOCATION:

SITE ADDRESS OR LOT NO Lot 3 of Michael Duncan Subdivision  
NAME OF SUBDIVISION (IF APPLICABLE) \_\_\_\_\_  
THE WORK IS TO COMMENCE ON OR ABOUT 12/1/2014

**Additional Comments:**

We are requesting permission to maintain the existing access for this lot.

*If this permit is granted, I/we agree to comply with all of the conditions, restrictions, and ordinances of the City of Santa Fe, which govern this permit. I/We further understand that failure to comply with the conditions of this permit may result in revocation of this permit and the reconstruction of any nonconforming driveway to City of Santa Fe standards at the property owner's expense.*

Applicant Signature  Date \_\_\_\_\_

For Office Use Only

DATE IN \_\_\_\_\_ DATE OUT \_\_\_\_\_  
REVIEWED AND SIGNED BY \_\_\_\_\_  
PERMIT APPLICATION NUMBER \_\_\_\_\_



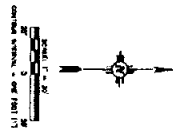
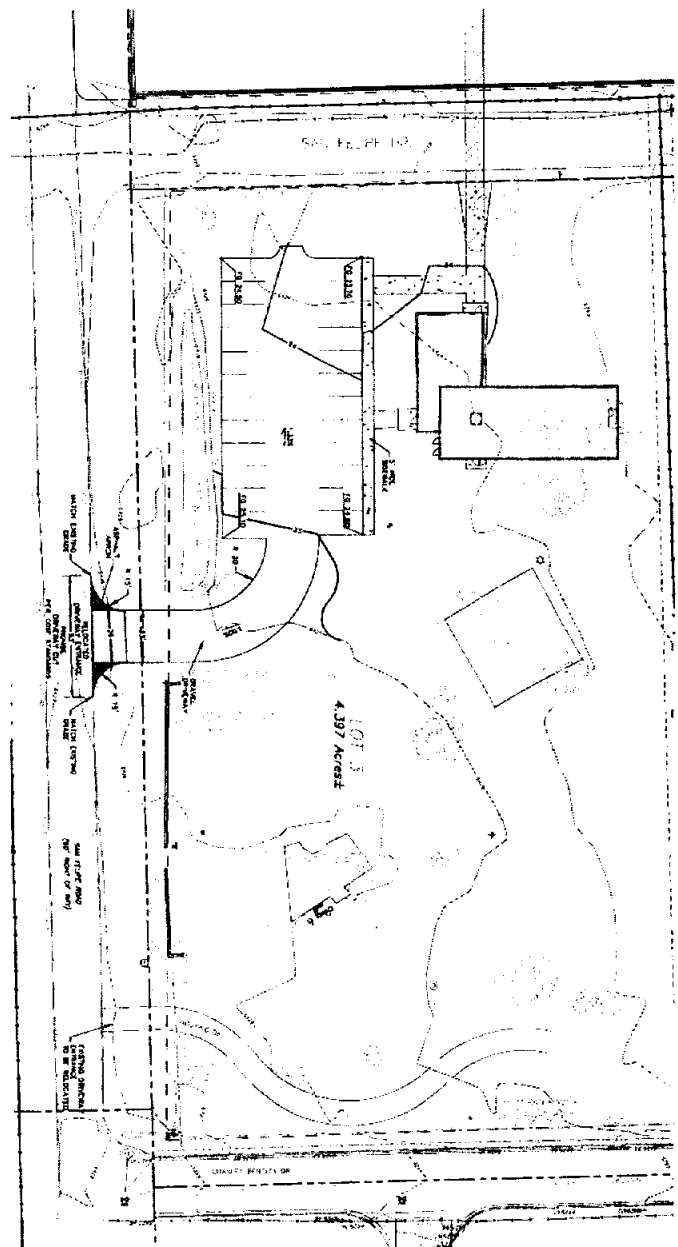








**RECORD DRAWINGS**  
 THIS DRAWING IS THE PROPERTY OF WALKER ENGINEERING, INC. AND IS NOT TO BE REPRODUCED OR COPIED IN ANY MANNER WITHOUT THE WRITTEN PERMISSION OF WALKER ENGINEERING, INC.  
 DATE: 11/10/00

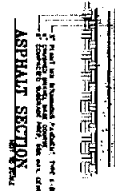


**TOPOGRAPHY NOTE**

ALL ELEVATIONS SHOWN ARE BASED ON THE NATIONAL MEAN SEA LEVEL DATUM. ELEVATIONS ARE SHOWN IN FEET AND DECIMALS THEREOF. ELEVATIONS ARE SHOWN AT THE CORNERS OF THE LOTS AND AT THE CENTERS OF THE LOTS. ELEVATIONS ARE SHOWN AT THE CENTERS OF THE LOTS AND AT THE CENTERS OF THE LOTS. ELEVATIONS ARE SHOWN AT THE CENTERS OF THE LOTS AND AT THE CENTERS OF THE LOTS.

**UTILITY NOTE**

ALL UTILITIES SHOWN ARE BASED ON THE RECORD DRAWINGS. UTILITIES ARE SHOWN IN FEET AND DECIMALS THEREOF. UTILITIES ARE SHOWN IN FEET AND DECIMALS THEREOF. UTILITIES ARE SHOWN IN FEET AND DECIMALS THEREOF. UTILITIES ARE SHOWN IN FEET AND DECIMALS THEREOF. UTILITIES ARE SHOWN IN FEET AND DECIMALS THEREOF.



**LEGEND**

1" = 10'	1" = 20'	1" = 30'	1" = 40'	1" = 50'	1" = 60'	1" = 70'	1" = 80'	1" = 90'	1" = 100'
1" = 10'	1" = 20'	1" = 30'	1" = 40'	1" = 50'	1" = 60'	1" = 70'	1" = 80'	1" = 90'	1" = 100'
1" = 10'	1" = 20'	1" = 30'	1" = 40'	1" = 50'	1" = 60'	1" = 70'	1" = 80'	1" = 90'	1" = 100'
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1" = 10'	1" = 20'	1" = 30'	1" = 40'	1" = 50'	1" = 60'	1" = 70'	1" = 80'	1" = 90'	1" = 100'

\*Full-sized original is available in the clerk's office\*

<b>CITY REVIEW</b> DESIGNED BY: _____ CHECKED BY: _____ DATE: _____ LOCATION: _____ SUBDIVISION: _____		<b>COUNSELING CENTER FOR SWC</b> PROJECT TITLE: <b>DRIVEWAY ENTRANCE</b>				No. _____ DATE: _____ PROJECT: _____ P.L.S. 100-100-100 DATE: 11/10/00 REVISION: _____		W.E. Walker Engineering Civil Engineering • Water Resources • Traffic Engineering 1000 Columbia Avenue, Suite 4, Venice, FL 33596 TEL: 800-455-4555 FAX: 800-455-4555 E-MAIL: wwalker@wwalkereng.com	
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"Exhibit 6"



1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532	533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553	554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574	575	576	577	578	579	580	581	582	583	584	585	586	587	588	589	590	591	592	593	594	595	596	597	598	599	600	601	602	603	604	605	606	607	608	609	610	611	612	613	614	615	616	617	618	619	620	621	622	623	624	625	626	627	628	629	630	631	632	633	634	635	636	637	638	639	640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660	661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681	682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702	703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723	724	725	726	727	728	729	730	731	732	733	734	735	736	737	738	739	740	741	742	743	744	745	746	747	748	749	750	751	752	753	754	755	756	757	758	759	760	761	762	763	764	765	766	767	768	769	770	771	772	773	774	775	776	777	778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798	799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819	820	821	822	823	824	825	826	827	828	829	830	831	832	833	834	835	836	837	838	839	840	841	842	843	844	845	846	847	848	849	850	851	852	853	854	855	856	857	858	859	860	861	862	863	864	865	866	867	868	869	870	871	872	873	874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891	892	893	894	895	896	897	898	899	900	901	902	903	904	905	906	907	908	909	910	911	912	913	914	915	916	917	918	919	920	921	922	923	924	925	926	927	928	929	930	931	932	933	934	935	936	937	938	939	940	941	942	943	944	945	946	947	948	949	950	951	952	953	954	955	956	957	958	959	960	961	962	963	964	965	966	967	968	969	970	971	972	973	974	975	976	977	978	979	980	981	982	983	984	985	986	987	988	989	990	991	992	993	994	995	996	997	998	999	1000	1001	1002	1003	1004	1005	1006	1007	1008	1009	1010	1011	1012	1013	1014	1015	1016	1017	1018	1019	1020	1021	1022	1023	1024	1025	1026	1027	1028	1029	1030	1031	1032	1033	1034	1035	1036	1037	1038	1039	1040	1041	1042	1043	1044	1045	1046	1047	1048	1049	1050	1051	1052	1053	1054	1055	1056	1057	1058	1059	1060	1061	1062	1063	1064	1065	1066	1067	1068	1069	1070	1071	1072	1073	1074	1075	1076	1077	1078	1079	1080	1081	1082	1083	1084	1085	1086	1087	1088	1089	1090	1091	1092	1093	1094	1095	1096	1097	1098	1099	1100	1101	1102	1103	1104	1105	1106	1107	1108	1109	1110	1111	1112	1113	1114	1115	1116	1117	1118	1119	1120	1121	1122	1123	1124	1125	1126	1127	1128	1129	1130	1131	1132	1133	1134	1135	1136	1137	1138	1139	1140	1141	1142	1143	1144	1145	1146	1147	1148	1149	1150	1151	1152	1153	1154	1155	1156	1157	1158	1159	1160	1161	1162	1163	1164	1165	1166	1167	1168	1169	1170	1171	1172	1173	1174	1175	1176	1177	1178	1179	1180	1181	1182	1183	1184	1185	1186	1187	1188	1189	1190	1191	1192	1193	1194	1195	1196	1197	1198	1199	1200	1201	1202	1203	1204	1205	1206	1207	1208	1209	1210	1211	1212	1213	1214	1215	1216	1217	1218	1219	1220	1221	12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To: Brian Snyder, City Manager  
City of Santa Fe  
200 Lincoln Ave.  
Santa Fe, NM 87504  
[bksnyder@santafe.nm.gov](mailto:bksnyder@santafe.nm.gov)  
By Hand Delivery & E-mail

From: Gabriel Browne  
Praxis Architects Inc.  
1012 Marquez Pl #310B  
Santa Fe, NM 87505

Regarding: Southwestern Counseling Center

Mr. Snyder:

We are aggrieved by the decision of Mr. John Romero to deny our request for a Permit to Access the Public Right-of-way. We request to appeal this decision to the governing body.

We feel the proposed access spacing of 660' is inappropriate on a 25mph street which is only about 1600 feet long. We feel that it is common sense that we would be able to continue to use the existing property entrance for the proposed minor re-development of this property. It is legally specious to suggest, as Mr. Romero has, that we can rely on accessing through the neighbor's private property. Finally, it seems dangerous and ill-fated to suggest that the redevelopment of this almost four and a half acre parcel must rely on accessing along a private dirt driveway which is used for access to a very busy gravel and landscape materials business.

While we appreciate Mr. Romero's charge to create the safest and most expedient path possible for the traffic of our city, we also understand that through the appeal process the City Council has the opportunity and has been entrusted with the wisdom to apply a bit of common sense where we find it lacking.

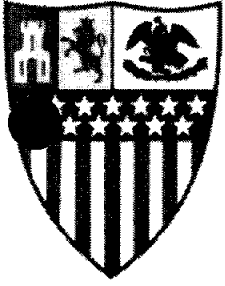
Thank you in advance for your time and attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to be 'Gabriel Browne', written over a horizontal line.

Gabriel Browne, Architect  
Praxis Architects Inc.





# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

*Javier M. Gonzales, Mayor*

## Councilors:

Patti J. Bushee, Dist. 1

Signe I. Lindell, Dist. 1

Peter N. Ives, Dist. 2

Joseph M. Maestas, Dist. 2

Carmichael A. Dominguez, Dist. 3

Christopher M. Rivera, Dist. 3

Ronald S. Trujillo, Dist. 4

Bill Dimas, Dist. 4

October 14, 2014

Southwest College  
Attn: Gabriel Browne  
1012 Marquez Pl #310B  
Santa Fe, NM 87505

## **RE: Counseling Center for SWC Driveway Permit, Permit #14-10-04**

Dear Mr. Browne,

The Public Works Department (PWD) is in receipt of your application for Permit to Access Public Right-of-way for the Counseling Center for South West College (SWC) onto San Felipe Road.

The City acknowledges that you are trying to utilize an existing access point onto San Felipe Road. Being that you are proposing to change the use of said access point, an access permit is needed. Approval of the requested access would result in an access spacing of  $\approx 200'$  between your access point and the two adjoining streets (San Felipe Drive and Charley Bentley Drive).

San Felipe Road is classified as a Minor Arterial. The City looks to limit and consolidate access wherever possible on Arterial roads such as San Felipe Road. We also look to meet access spacing requirement, whenever possible, as determined by the State Access Management Manual (SAMM). The proposed  $\approx 200'$  access spacing does not meet the SAMM's 660' access spacing requirement.

The City feels that the subject property has access rights to San Felipe Drive and feels that the property should access San Felipe Drive.

Based on the above information, the City's Traffic Engineering Division does not recommend approval of the subject access permit and therefore is denying your request for Permit to Access Public Right-of-way.



If you feel aggrieved by this denial, you may within ten (10) days after receipt of this notice, appeal the decision to the governing body, through the city manager, by filing written notice thereof with the city manager.

If you have any questions or need further information, please contact me at 955-6638.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Romero', with a long horizontal flourish extending to the right.

John J. Romero, P.E.  
Division Director  
Traffic Engineering Division  
Public Works Department





City of Santa Fe  
Public Works Department  
Application for Permit to Access Public Right-of-way

A Permit for a legal access from private property onto a public right-of-way is governed by the requirements of City Code §23-3.

APPLICANT NAME Gabriel Browne for Southwestern College

MAILING ADDRESS 1012 Marquez Pl #310B, Santa Fe, NM 87505

EMAIL ADDRESS (OPTIONAL) gabriel@praxisdesignbuild.com

APPLICANT PHONE NUMBER (505) 473-7766

IN ACCORDANCE WITH THE ATTACHED PLAN OR SKETCH, PLAT OF SURVEY,  
AND APPROVED SUBDIVISION PLANS, APPLICATION IS MADE FOR ACCESS TO  
PUBLIC RIGHT-OF-WAY FOR THE FOLLOWING LOCATION:

SITE ADDRESS OR LOT NO Lot 3 of Michael Duncan Subdivision

NAME OF SUBDIVISION (IF APPLICABLE) \_\_\_\_\_

THE WORK IS TO COMMENCE ON OR ABOUT 12/1/2014

**Additional Comments:**

We are requesting permission to maintain the existing access for this lot.

*If this permit is granted, I/we agree to comply with all of the conditions, restrictions, and ordinances of the City of Santa Fe, which govern this permit. I/We further understand that failure to comply with the conditions of this permit may result in revocation of this permit and the reconstruction of any nonconforming driveway to City of Santa Fe standards at the property owner's expense.*

Applicant Signature *al* Date \_\_\_\_\_

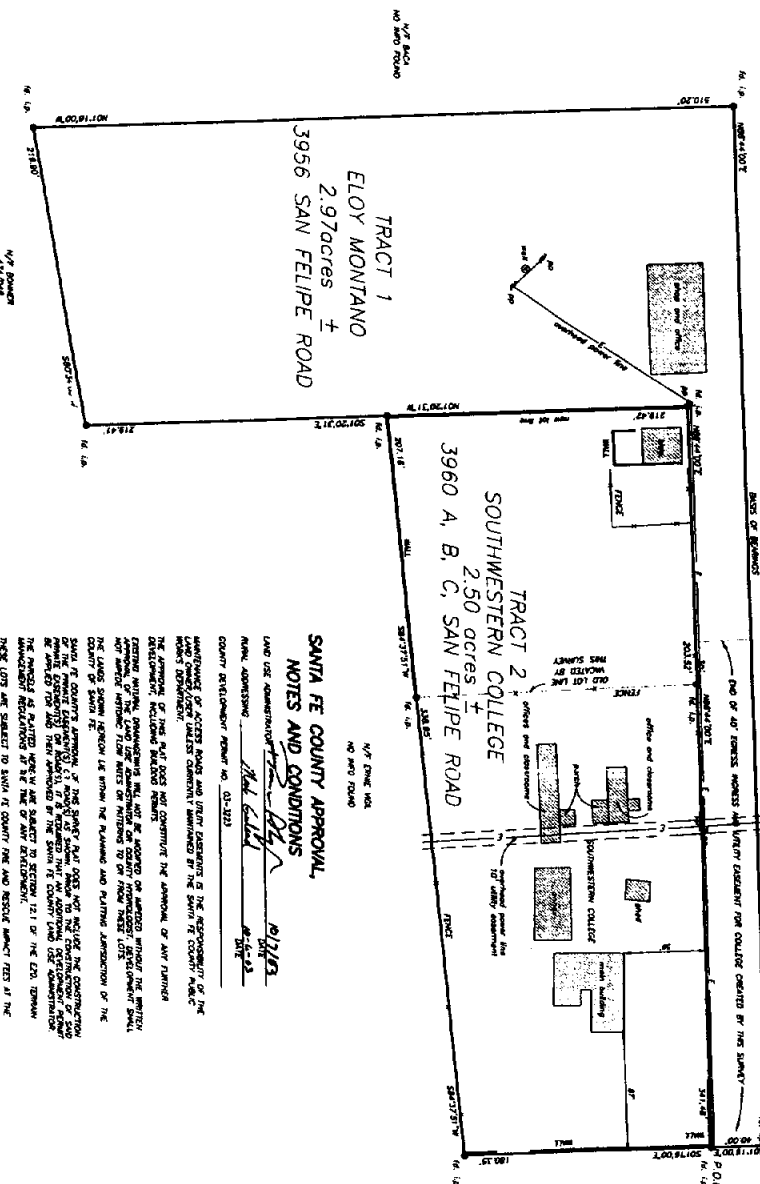
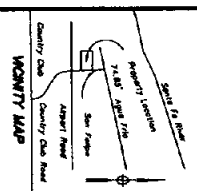
For Office Use Only

DATE IN \_\_\_\_\_ DATE OUT \_\_\_\_\_

REVIEWED AND SIGNED BY \_\_\_\_\_

PERMIT APPLICATION NUMBER \_\_\_\_\_





STATE OF NEW MEXICO  
COUNTY OF SANTA FE  
PLAT NO. 100  
DATE 9/10/03

**SANTA FE COUNTY APPROVAL**  
**NOTES AND CONDITIONS**  
LAND USE: Residential  
APPROVAL: 10/16/03  
DATE: 10/16/03  
COUNTY DEVELOPMENT PERMIT NO. 01-1223

THE APPLICANT HAS AGREED TO THE RESPONSIBILITY OF THE MAINTENANCE OF ACCESS ROADS AND UTILITIES EXISTING IN THE NEIGHBORHOOD OF THE PROPERTY. THE APPLICANT HAS AGREED TO MAINTAIN THE EXISTING UTILITIES AND ACCESS ROADS IN THE NEIGHBORHOOD OF THE PROPERTY. THE APPLICANT HAS AGREED TO MAINTAIN THE EXISTING UTILITIES AND ACCESS ROADS IN THE NEIGHBORHOOD OF THE PROPERTY.

\* all-sized original is available in the clerks office \*

Exhibit 1711

**A-Z SURVEYING INC.**  
1001 N. 1ST ST. SUITE 100  
SANTA FE, NM 87501  
PHONE: (505) 971-1346  
FAX: (505) 971-1346

**LOT LINE ADJUSTMENT**  
ELOY MONTANO  
3960 SAN FELIPE ROAD  
SOUTHWESTERN COLLEGE  
3960 A, B, C SAN FELIPE ROAD  
SANTA FE, NM 87501  
DATE: 10/16/03  
SCALE: 1"=40'

**STATE OF NEW MEXICO**  
**COUNTY OF SANTA FE**  
PLAT NO. 100  
DATE 9/10/03

**PURPOSE:** LOT LINE ADJUSTMENT BETWEEN TWO LOTS

**GENERAL NOTES**

1. PROPERTY LIES IN THE COUNTY OF SANTA FE, NEW MEXICO.
2. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.
3. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.
4. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.
5. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.

**LEGEND**

- 1. BOUNDARY LINES
- 2. LOT LINES
- 3. LOT AREA
- 4. LOT AREA
- 5. LOT AREA
- 6. LOT AREA
- 7. LOT AREA
- 8. LOT AREA
- 9. LOT AREA
- 10. LOT AREA

**DEDICATION / AFFIDAVIT**

KNOW ALL PERSONS BY THESE PRESENTS, THAT I, Eloy Montano, of the County of Santa Fe, State of New Mexico, do hereby dedicate to the County of Santa Fe, State of New Mexico, the following described property, to-wit:

3960 A, B, C SAN FELIPE ROAD

DATE: 10/16/03

**STATE OF NEW MEXICO**  
**COUNTY OF SANTA FE**  
PLAT NO. 100  
DATE 9/10/03

**GENERAL NOTES**

1. PROPERTY LIES IN THE COUNTY OF SANTA FE, NEW MEXICO.

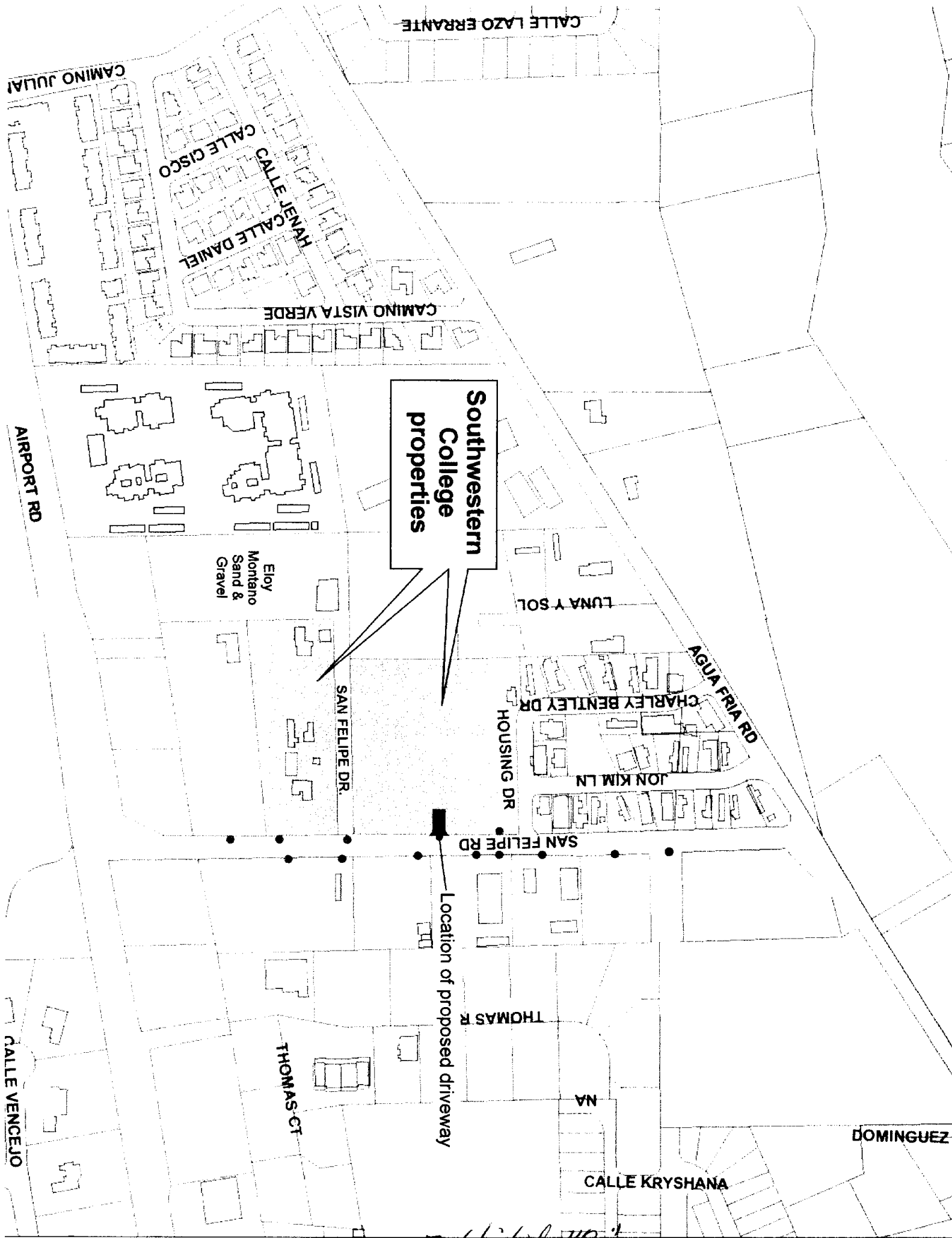
2. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.

3. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.

4. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.

5. THE PROPERTY IS BOUND BY THE COUNTY ROAD 1000 TO THE EAST AND THE SANTA FE RIVER TO THE NORTH.





Southwestern  
College  
properties

Location of proposed driveway

*Exhibit 1*



Naomi Bojorquez-Flores 2410 Sycamore Loop, Santa Fe, NM 87507

505-920-7883, nbflores22@gmail.com

12/01/2014,

To Members of the Santa Fe City Council,

My name is Nohemy Bojorquez- Flores and I have been a resident of Santa Fe for my whole life. After graduating from high school in Santa Fe, I served my community as an AmeriCorps Service member at La Familia Medical Center from September of 2013 through September of 2014. As an AmeriCorps Service member I worked closely with the Santa Fe MPO with assessing built-in environment along the Southside of Santa Fe, and in particular, barriers that residents of the Southside have to active transportation means, such as walking and bicycling. On May 15, 2014 we held a walking audit within the Southside areas of Santa Fe. During this audit, community members talked about their concerns and identified improvements needed on the Southside of Santa Fe, and the major areas of concern were sidewalks on Agua Fria St in front of Fairway Village and Cottonwood mobile home park, bike lanes on Lopez Lane and cross walks in front of Capital High School. Erick Aune of the Santa Fe MPO and I worked together to plan two community meetings to report back to the community what the findings of the walking audit were. Unfortunately, these meetings were not well attended. In response to attendance issues, we formulated a new approach and decided that instead of having the community come to meetings we would go into the community.

In order to effectively bring the results of the walking audit into the community, I created a visual poster in which improvements needed were shown, and also how improvements needed would look once the improvements were completed. I spent dozens of hours speaking to community members as they entered the stores along Airport Rd. In addition, I attended every Tuesday Southside Farmers Market to talk to community members. During these face-to-face encounters with community members, they were asked to identify the improvement needed that was of the most importance to them. In an overwhelming response, over one hundred community members identified crosswalks in front of Capital High School as the single most important improvement needed in their community at this time. Clearly, we all as a community would like to see this improvement happen.

Sidewalks are crucial and should be a requirement to have in front of schools. We not only have Capital High School students crossing these streets, but also elementary aged students who are attending our new Nina Otero Community School from Pre K - 8<sup>th</sup> grade. Our community is concerned about not having cross walks in this area and would like these to be available for everybody's safety. Our community has put a great amount of effort to provide feedback to our city leaders on what they feel is important to them.

Thank you for your consideration of this improvement. Please contact me with any questions or concerns.

Sincerely,

Nohemy

*Ephedra "9"*



Petitions from the  
Floor

Dear Javier Gonzales, Honorable Mayor, Peter Ives, Honorable Councilor and Mayor Pro Tem, Patti Bushee, Honorable Councilor, Signe I. Lindell, Honorable Councilor, Joseph M. Maestas, Honorable Councilor, Carmichael Dominguez, Honorable Councilor, Chris Rivera, Honorable Councilor, Ron Trujillo, Honorable Councilor, and Bill Dimas, Honorable Councilor,

We are pleased to present you with this petition affirming this statement:

**"I am writing to congratulate the City for its bold step to establish a municipal utility in Santa Fe, NM by Ordinance and express my strong support for the proposal. Like fellow Santa Feans I believe we should be doing more to shift to renewable energy and take advantage of the enormous potential and local economic benefits of solar. By using its authority under state law to create a municipal electric utility, the City is asserting Santa Fe's right to make energy decisions through a local, democratic process that benefits our residents, builds resilience in the face of climate disruption, and protects our environment.**

**I understand that this Ordinance will open the door to a number of options for our community to pursue more aggressive energy efficiency, renewable energy, and innovative energy solutions that will create tangible benefits for Santa Feans and provide our community the opportunity to become a national leader in renewable energy.**

**I applaud the City's leadership and ask you to vote in support of the Ordinance. "**

Attached is a list of individuals who have added their names to this petition, as well as additional comments written by the petition signers themselves.

Sincerely,  
Bianca Sopoci-Belknap

Exhibit "10"



\*original is available in the clerk's office\*



# The Gib Singleton Newsletter

*"I'm not decorating somebody's living room. I'm not decorating somebody's garden. I'm decorating somebody's heart."*

## So Long, Compañero

We haven't wanted to do this newsletter. Haven't wanted to acknowledge the hole Gib's passing left in so many of our lives. But as Gib liked to say, 'There it is, man.'

*So...*

Gib was hospitalized with pneumonia on Tuesday, February 25. He was so weak he didn't think he could get into the car, so we called an ambulance.

Once in the hospital, he seemed to rally. His daughter, Shelly, came in Wednesday night and by Thursday afternoon, we were making plans to bring him home. Then he suffered an event in the night, and on Friday the doctors told us he was done. We took him home because Gib always said he wanted to die in his own bed.

Paul Zueger rushed down from Denver to say goodbye, and when he walked into the bedroom, Gib opened his eyes and pulled himself upright. He hugged Paul, said, 'I love you, man. I'll see you on the other side,' and laid back down. He passed peacefully with friends and family around him, and his little dog Muffin on his pillow.

While we believed and prayed that

Gib would recover as he had from so many other crises, he knew he was leaving. His last two drawings in the little watercolor notebook he carried everywhere were of the Grim Reaper over his hospital bed, and meeting Jesus on Calvary.

In fact, we think Gib chose to leave. He always said, 'If I can't work, I'm out of here,' and he was losing that ability as the COPD advanced. And on some level, he was excited about exploring the great mystery of death.

*Now What?*

Gib had known since his time in hospice a decade ago that life was fleeting. 'I know I'm living on borrowed time,' he used to say. Acting out of that awareness, he made arrangements with Paul and the foundry to produce a series of previously uncast waxes, and to point up several pieces to lifesize and monumental.

In accordance with Gib's wishes, over the next few years, some 30 pieces will be pointed up, and as many as 50 new castings will be produced. A new coffee table book with a more detailed biography and

Gib's own commentary about many of his works is in process. And some of his favorite pieces will be scaled down to go with the book.

The next question is, what can we do to help secure Gib's legacy? The hard reality is, artistic brilliance is not enough to be assured of a place in history. It takes promotion, a powerful narrative and, most of all, exposure to a wide audience.

We know that people are profoundly affected when they see Gib's work. So our goal is to expose more and more people to Gib's work, and to his wisdom. We'll be rebuilding his web site, adding stories as we go through hundreds of hours of interviews, and providing more interpretive materials.

We'll work with museums, private collectors and public institutions to arrange exhibits of Gib's work, and with writers and art historians to document his legacy. And we invite you to participate in any way that feels appropriate to you.

Gib touched so many lives in so many ways. He lives on in his work and in our hearts.

Vaya con Dios, Cowboy.

*Gib Singleton "11"*



# My Brother's Keeper

On one level, the title of this piece is a reference to the Biblical story of Cain and Abel, the sons of Adam and Eve, from the book of Genesis. According to the Bible, Cain murdered Abel, then lied about it when God questioned him, saying 'I do not know. Am I my brother's keeper?'

But on another level, the bronze reflects Gib's deepest belief that the essence of humanity is caring for one another. 'I'm concerned about the future of humanity,' Gib said. 'We're at a point in history where we don't know what we're doing or where we're going, and that's a dangerous place to be.'

'But I think on the positive side, after 9/11 we all began to ask those big questions. Why are we here? What do we believe in? What's our purpose? With everything that's going around us, I think we're looking for something that gives strength to our lives. For something that makes sense in this crazy world, and gives us meaning. Art can deliver that, and that's the art I do – and the art I need to do for myself, too.'

In describing this bronze, Gib said, 'I see this piece like it's on a battlefield. Kind of like the trenches in World War I, but more ethereal. Because it's a battlefield of the spiritual world that moves into the physical world that we live in.'

'My brother's keeper comes from the spiritual world. It's an angel of God who comes down to take care of us and deliver a message from God. And that message is to stop killing each other.'

'In a battle you know, you pick up somebody who's wounded and help him. You pick up your friend – and even your enemy – and help him. I

know of situations where two guys are fighting each other – an American and a German – and the German gets hit by a bullet or a shell, and the American goes over to help him, even though they were trying to kill each other a minute before.

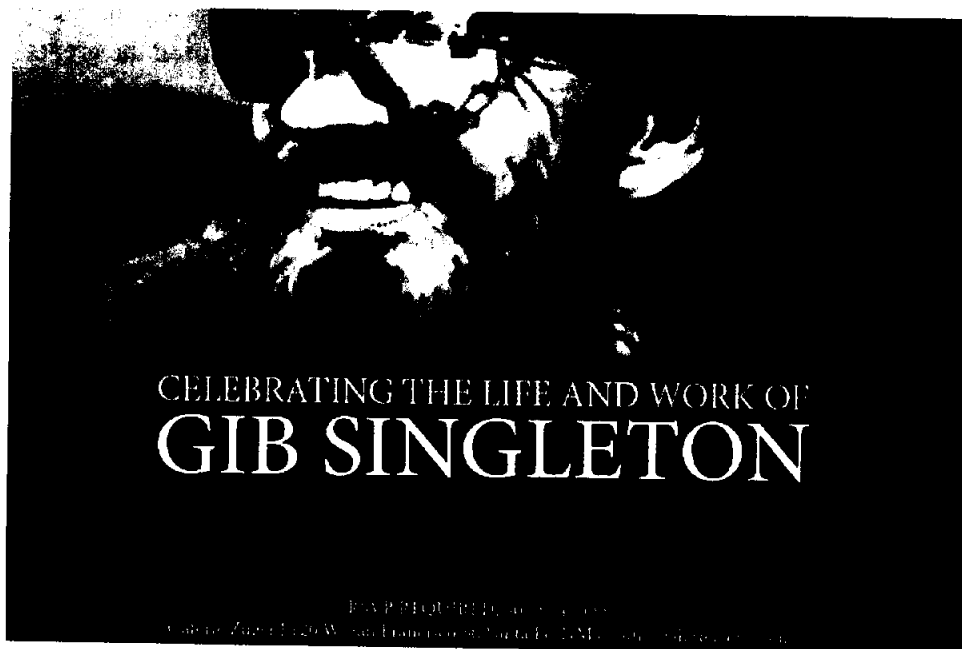
'Right now, we're not smart enough to stop killing each other. You look at the news and it's all about war and disasters and destruction. But with all of that, I'm hopeful. Maybe I'm just old and crazy, but I think we're starting to learn to live with each other.'

'You look at those disasters, and when you get past all the scary stuff, you find people in the middle of it all acting with courage and compassion and love. Being in the worst of it somehow brings out the best in us.'

'There's just something about death. We're all going to experience it and we're all going to go through it. And we're going to help each other through it. So when you really get down to it, we are our brother's keeper. And if we can just remember that, we can pull this thing out.'



*My Brother's Keeper*  
Bronze, Edition of 25  
31" x 12" x 14"







*Saint George and the Dragon*

'I got the idea of Emotional Realism when I was visiting a museum,' Gib said. 'I saw art that touched me deeply, and I realized that the emotions I felt were just as real as that piece I saw hanging on the wall. I think the ability to connect with the viewer on that emotional level determines the success of art, or music or literature.'

While living in the Northeast, Gib visited the Frederic Remington Art Museum and was struck by the power of the artist's work and of the landscapes they represented. 'I knew right then I had to go out West,' he said. 'I decided to move the Santa Fe and do Western art.'

While his fascination with the West led to the creation of such well known pieces as 'Texas Ranger', 'Black Jack Ketchum' and 'Santa Fe Trail', Gib never lost his love of Biblical and devotional art. In fact, he contended there's really no difference between the two.

'Any time your subject is a human being,' he said, 'it's a spiritual work. You come into this world by yourself, and you go out by yourself, and nobody knows why that is. We all have those questions, regardless of how we label ourselves or what kind of outfit we're wearing. I try to answer some of those questions in my work.'

Although confined to a wheelchair and tethered to an oxygen machine during the final decade of his life due to Chronic Obstructive Pulmonary Disease, Gib still worked on his art nearly every day. And while his overall output diminished, many of his most powerful works emerged from his tiny garage studio during that time.

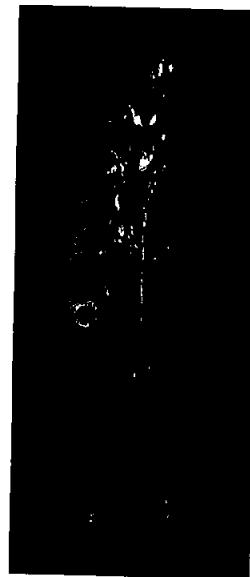


*Self Portrait*

'After the death of my daughter, and then being told in hospice I had six days to live, something shifted,' Gib said. 'I was able to understand so much more of life and death and redemption and resurrection that I finally felt able to render it in my work.' It was during the final years of his life that Gib produced the *Four Horsemen of the Apocalypse*, the *Stations of the Cross*, *The Death of Christ*, *Requiem*, *Redemption* and the *Wrath of God / Last Judgment*, *Aces and 8's* and *Lincoln*, along with many others.

Asked why he shifted more toward devotional work in his final years, Gib said it seemed appropriate for our troubled times. 'People need security in the metaphysical world even more than in the physical world,' he said. 'There are a lot of things that make no 'objective' sense if we try to analyze them. Yet they do make sense – a great deal of sense – if we approach them with our hearts instead of our heads. That's how I try to work.'

'The thing I really love about my work,' Gib said, 'is that I get to say, "I love you, man. It's going to be OK." And the payment for my work is when someone comes up and says, "Thank you for making something beautiful in the world."'



*Lincoln*



# Gib Singleton

(1935 – 2014)

Gib Singleton was the foremost Western and Biblical bronze sculptor in the late 20<sup>th</sup> and early 21<sup>st</sup> century in America – and, many critics and collectors argue, the world. His work is represented in major museums from the Museum of Modern Art in New York to Yad Vashem in Israel and the Vatican Museum in Rome, as well as in the homes and offices of luminaries from actors to politicians to spiritual leaders.

‘Gib was a giant,’ said Paul Zueger, Gib’s long-time friend and exclusive representative. ‘You can’t say enough about his vision and his talent. I think 500 years from now, art historians will talk about Gib like they talk today about Rembrandt or Van Gogh or Michelangelo.’

Gib knew from his earliest days that he would be an artist, even though no one believed a sharecropper kid from the ‘bootheel’ of Missouri could achieve such a dream. With no money for supplies or lessons, Gib traced designs in the dirt with sticks, made sculptures out of mud and straw, and drew Christ figures in pencil on paper sacks.



*Four Horsemen of the Apocalypse*

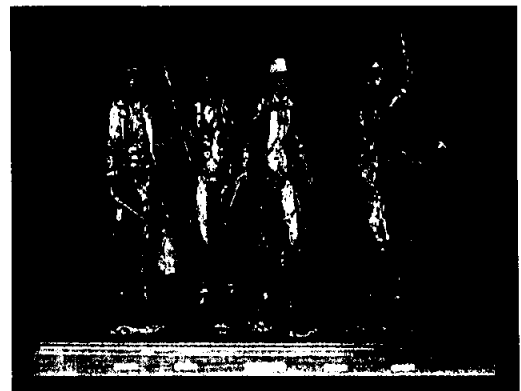
His family began to believe in his talent when he won a blue ribbon in art at the Springfield State Fair at age nine. And while they couldn’t help him financially, they at least encouraged Gib to follow his dreams.

His first attempt at sculpting was transforming a granite tombstone ‘recycled’ from an old cemetery. When he became fascinated with bronze, especially the works of Donatello that he saw in a book, Gib built his own foundry. He used salvaged materials, including a cut down 55 gallon steel drum for the furnace and an abandoned Electrolux vacuum cleaner for a blower. He figured the process out by trial and error, learning to determine the temperature of the molten metal by its color. He was 16 at the time.

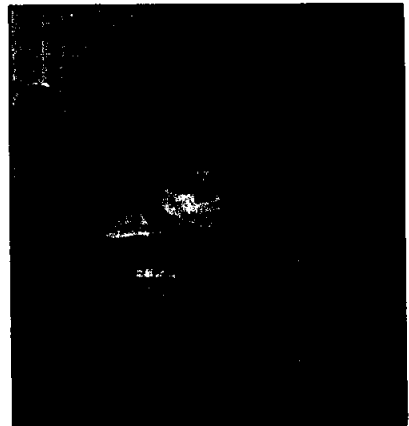
Gib’s trademark cowboy look emerged in early watercolors and acrylic paintings while he was still in high school, as did the first drawings of what would become his world renowned Biblical style. After high school Gib served a hitch in the US Army, put himself through college, earned a scholarship to the Chicago Art Institute, then won a Fulbright Fellowship to restore Renaissance art in Europe. He studied at the Accademia di Belle Arti in Florence, and was later recruited by the Vatican Workshop.

Gib was driven to perfect his own art, and willing to pay the price of his quest. When he returned from Europe, he sold his work on the streets of New York City, slept on beaches in Connecticut, and was often hungry.

As his unique style of sculpture developed, Gib coined a new term to describe it – ‘Emotional Realism’.



*Tombstone*





**CITY OF SANTA FE, NEW MEXICO**  
**PROPOSED AMENDMENT(S) TO BILL NO. 2014-33**  
**Independent Citizens' Redistricting Commission**

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**Mayor and Members of the City Council:**

**I propose the following amendment(s) to Bill No. 2014-33:**

1. On page 2, *delete* lines 8 and 9 and *insert* the following in lieu thereof: "by using data, including census data."
2. On page 2, line 15, *delete* "establish a" and *insert* in lieu thereof "adopt a final"
3. On page 3, *delete* lines 14 through 18 and *insert* the following, in lieu thereof:

"E. The commission may assign appropriate weight to:

  - (1) Geographical boundaries;
  - (2) Minimizing the splitting of precincts;
  - (3) Minimizing the splitting of political boundaries;
  - (4) Minimizing the need for additional polling locations;
  - (5) Minimizing voter confusion in switching elected officials into different districts; and
  - (6) Establishing districts that have a fairly regular shape."
4. On page 4, line 6, *delete* "may" and *insert* "shall" in lieu thereof
5. On page 4, line 6, after "plans" *insert* ", including maps,"
6. On page 4, line 9, *insert* the following new paragraph:

"H. Districting plans prepared by the consultant shall be made immediately available for public review on the city website or by request to city staff."

**Editor's Note: Re-letter paragraphs accordingly**
7. On page 5, line 5, after "statistician" *insert* ", except that if a city resident is not available, then a resident of Santa Fe county may be appointed"
8. On page 5, line 7, after "cartographer" *insert* ", except that if a city resident is not available, then a resident of Santa Fe county may be appointed"
9. On page 5, line 19, after "commission" *insert* ", unless otherwise provided for in this Ordinance"
10. On page 6, line 5 after "candidate" *insert* ", as defined in §9-2.3(G) SFCC 1987"

*Exhibit "12"*



11. On page 6, lines 9 through 12, **delete** the following:

“(f) A person who, at any time within the five (5) years immediately preceding the date of their application for selection to the commission, has worked as a lobbyist. For purposes of this provision, the term “lobbyist” means a person who for compensation, has direct communication with an elected official, including any elected city official, for purposes of influencing a municipal decision; or”

**Editor’s Note: Re-letter paragraphs accordingly**

12. On page 6, lines 24 through 25 and on page 7, line 1, **delete**:

“(i) A person who, at any time within the five (5) years immediately preceding the date of their application for selection to the commission, has contributed more than five dollars (\$5.00) to the campaign of a city elected official.”

**Editor’s Note: Re-letter paragraphs accordingly**

13. On page 7, line 18, **delete** “(4)” and **insert** “(5)”, in lieu thereof

14. On page 7, line 22, **delete** “is not” and **insert** “shall be”, in lieu thereof

15. On page 7, line 23, after “however”, **delete**:

“if an alternate is called upon, then the alternate shall be required to become familiar with the minutes and actions of the commission, prior to voting on any items”

and **insert**, in lieu thereof:

“an alternate shall not be allowed to participate in the meetings unless they are called upon to fill the term of a vacant member position”

16. On page 8, line 1, after “commission.” **insert** “The chairperson shall provide direction to the consultant and staff.”

17. On page 8, **delete** lines 4 and 5 and **insert** in lieu thereof:

“The first commission shall be established no later than February 1, 2015, so that the initial districting plan shall be final by June 1, 2015.”

18. On page 8, line 8, **insert** the following provision:

“F. *Eligibility to run for office.* Members of the commission are ineligible to become a candidate for an elected official in a regular municipal election for two (2) years following the expiration of their membership term.”



19. On page 8, *delete* lines 11 and 12 and *insert* the following text in lieu thereof:

**“6-18.6 [NEW MATERIAL] Budget.** The city finance director shall request that adequate funds be appropriated for the commission to carry out its duties.”

Respectfully submitted,

\_\_\_\_\_  
Carmichael Dominguez, Councilor

ADOPTED:   X    
NOT ADOPTED: \_\_\_\_\_  
DATE: December 10, 2014

\_\_\_\_\_  
Yolanda Y. Vigil, City Clerk



**CITY OF SANTA FE, NEW MEXICO**  
**PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2014-102**  
**Independent Citizens' Redistricting Commission**

---

**Mayor and Members of the City Council:**

**I propose the following amendment(s) to Resolution No. 2014-102:**

1. On page 2, line 13 after "about" *insert* "such things that include, but are not limited to, demographics, statistics,"
2. On page 2, line 21, after "that" *insert* "between December 15, 2014 and January 15, 2015,"
3. On page 2, line 24, after "about" *insert* "such things that include, but are not limited to, demographics, statistics,"
4. On page 3, line 5, after "statistician" *insert* ", except that if a city resident is not available, then a resident of Santa Fe county may be appointed"
5. On page 3, line 6, after "cartographer" *insert* ", except that if a city resident is not available, then a resident of Santa Fe county may be appointed"
6. On page 3, line 15, *delete* "cartographer" and *insert* "statistician" in lieu thereof
7. On page 3, line 16, *insert* the following:

"Applications for membership on the Commission shall be received by the City Clerk between December 15, 2014 and January 15, 2015. No later than January 30, 2015, the City Clerk shall select the members of the Commission in accordance with the procedure established in Ordinance No. 2014-\_\_\_."

**"BE IT FURTHER RESOLVED** that applicants for Commission membership shall submit a written narrative describing the:

- (1) Applicant's qualifications for serving on the Commission;
- (2) Reasons why the applicant is interested in serving on the Commission; and
- (3) Applicant's knowledge about the history, geography, governmental structure and community dynamics of the city of Santa Fe.

Respectfully submitted,

\_\_\_\_\_  
Carmichael Dominguez, Councilor



ADOPTED:   X    
NOT ADOPTED: \_\_\_\_\_  
DATE: December 10, 2014

\_\_\_\_\_  
Yolanda Y. Vigil, City Clerk



RESERVACIONES derechos de los trabajadores - clases de Ingles SFC 10-14-2014

505 983 6247 Centro de Trabajadores Unidos de Nuevo Mexico 505 424 7832  
1804 Espinacas, Santa Fe NM 87505

nombre	telefono	E-Mail	Eres miembro?	recibes nuestros Textos?
Raquel Miramonte	(505) 929-7351		NO	
Roxi Garza-Molina	(505) 670-23-17	roxymolina@gmail.com	NO	NO
Maria Arguella			NO	NO
Yolanda Gomez			NO	NO
Mancuela Mendez				
Roberto Sanchez	(505) 455-6171		NO	NO
Subriel Enriquez	505-801-2009		no	no
Enrique Santos	505-10088544			
Yolanda Villagas	505-204-4341		SI	SI
Dora Carranza		quintadeca@yahoo.com	NO	NO
ERICKA CASTRO	505 473-4700		NO	SI
Jesus Leon	505-204-4037	<del>jesusleon@outlook.com</del>	NO	SI
Ignacio Blum		ignacio.blum@outlook.com	NO	NO
Fredy Melara	(505) 577-2327	fredymelara@outlook.com	NO	NO
Gregorio Soriano	505) 295-1818		NO	NO

Exhibit "14"





**CITY COUNCIL MEETING OF**  
**December 10, 2014**  
**BILLS AND RESOLUTIONS SCHEDULED FOR**  
**INTRODUCTION BY MEMBERS OF THE GOVERNING BODY**

<b>Mayor Javier Gonzales</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION REPEALING RESOLUTION NO. 2014-1 RELATING TO THE OPEN MEETINGS ACT; ADOPTING THE STATE OF NEW MEXICO OPEN MEETINGS ACT BY REFERENCE; AND ADOPTING NOTICE REQUIREMENTS.	City Council - 1/14/15
Rivera	A RESOLUTION DIRECTING THE CITY OF SANTA FE FIRE DEPARTMENT TO EXPLORE THE OPTIONS FOR ESTABLISHING A COMPREHENSIVE PLAN FOR A LONG-TERM COMMUNITY PROTECTION INITIATIVE ("CPI") AND REPORT BACK TO THE GOVERNING BODY ITS FINDINGS AND RECOMMENDATIONS, INCLUDING THE FISCAL IMPACT FOR ESTABLISHING AND MAINTAINING SUCH A PROGRAM.	Public Safety Committee - 12/16/14 Finance Committee - 1/5/15 City Council - 1/14/15
	A RESOLUTION DIRECTING STAFF TO DESIGN AND IMPLEMENT A PILOT PROJECT TO INSTALL AND EVALUATE GREEN BICYCLE LANE MARKINGS AT HIGH-RISK INTERSECTIONS WITHIN THE CITY OF SANTA FE; AUTHORIZING A DESIGNATION OF UP TO \$50,000 OF CIP ON-ROAD BICYCLE IMPROVEMENT FUNDS FOR THE PILOT PROJECT; AND CONDUCT A STUDY OF SANTA FE'S STREETS AND ROADWAYS TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROTECTED BIKE LANES THROUGHOUT THE CITY.	Bicycle and Trails Advisory Committee - 12/17/14 Public Works Committee - 1/12/15 Finance Committee - 1/20/15 Public Safety Committee - 1/22/15 City Council - 1/28/15
	A RESOLUTION DECLARING THE GOVERNING BODY'S CONTINUED SUPPORT FOR THE NEW MEXICO SCHOOL FOR THE ARTS IN ESTABLISHING A PERMANENT LOCATION FOR THEIR CAMPUS WITHIN THE CITY OF SANTA FE.	Finance Committee - 1/5/15 City Council - 1/14/15



<b>Councilor Patti Bushee</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION DIRECTING STAFF TO COLLABORATE WITH STAKEHOLDERS TO ACHIEVE GOLD LEVEL STATUS WITH THE INTERNATIONAL MOUNTAIN BIKING ASSOCIATION (IMBA) AND TO PURSUE NEW TRAIL DEVELOPMENT OPPORTUNITIES.	Public Safety Committee - 12/16/14 Bicycle and Trails Advisory Committee - 12/17/14 Public Works Committee - 1/12/15 Finance Committee - 1/20/15 City Council - 1/28/15
	A RESOLUTION DIRECTING STAFF TO CREATE A CITY OF SANTA FE CLIMATE PROTECTION ACTION PLAN ("CPAP") AND ENERGY VISION ("EV"); ESTABLISHING AN ENERGY COLLABORATION TEAM TO WORK WITH PUBLIC SERVICE COMPANY OF NEW MEXICO ("PNM") AND NEW MEXICO GAS COMPANY ("NMGCO") TO CRAFT MEMORANDUMS OF UNDERSTANDING THAT ALIGN WITH THE CCAP AND EV AND RECOMMEND AMENDMENTS AND/OR NEW FRANCHISE AGREEMENTS WITH PNM AND NMGCO.	Finance Committee - 1/5/15 Public Utilities Committee - 1/7/15 City Council - 1/14/15
<b>Councilor Bill Dimas</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Carmichael Dominguez</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	AN ORDINANCE RELATING TO YOUTH LEAGUE FEES FOR USE OF CITY SPORTS FIELDS; AMENDING SUBSECTION 23-4.13 TO REQUIRE YOUTH LEAGUE REPRESENTATIVES TO PARTICIPATE IN THE KEEP SANTA FE BEAUTIFUL CLEANUP EVENTS IN EXCHANGE FOR THE REDUCED YOUTH LEAGUE FEES THE CITY OFFERS AND MAKING SUCH OTHER GRAMMATICAL AND TYPOGRAPHICAL CHANGES AS ARE NECESSARY.	Public Works Committee - 1/12/15 Finance Committee - 1/20/15 City Council (request to publish) - 1/28/15 City Council (public hearing) - 2/25/15



<b>Councilor Carmichael Dominguez - continued</b>		
	A RESOLUTION AUTHORIZING AN EXTENSION OF TIME FOR PRESENTATION OF THE SPECIAL AUDIT OF THE 2008 PARKS, TRAILS AND OPEN SPACE BOND TO MARCH 31, 2015.	Finance Committee - 1/5/15 City Council - 1/14/15
<b>Councilor Peter Ives</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Signe Lindell</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION AUTHORIZING AND SUPPORTING THE SUBMITTAL OF THE CITY'S PROJECT APPLICATION TO THE SANTA FE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING UNDER THE FISCAL YEAR 2016/2017 NMDOT ADMINISTERED FUNDS FROM THE TRANSPORTATION ALTERNATIVES PROGRAM AND RECREATIONAL TRAILS PROGRAM.	Finance Committee - 1/5/15 Public Works Committee - 1/12/15 City Council - 1/14/15
<b>Councilor Joseph Maestas</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Chris Rivera</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION DIRECTING STAFF TO IMPLEMENT THE NEXT PHASE OF DEVELOPING THE SANTA FE "ARTS + CREATIVITY CENTER" WHICH IS INTENDED TO PROVIDE AFFORDABLE LIVE, WORK, CREATION, PERFORMANCE AND RETAIL SPACE FOR ARTISTS AND CREATIVE BUSINESSES IN SANTA FE.	Public Works Committee - 1/12/15 City Business Quality of Life Committee - 1/14/15 Finance Committee - 1/20/14 City Council - 1/28/15
	AN ORDINANCE RELATING TO THE NATIONAL ELECTRICAL CODE AND THE NATIONAL ELECTRICAL SAFETY CODE; AMENDING SUBSECTION 7-1.1 SFCC 1987 TO ADOPT THE 2014 NATIONAL ELECTRIC CODE AND THE 2012 NATIONAL ELECTRICAL SAFETY CODE.	Public Works Committee 1/12/15 Finance Committee - 1/20/15 City Council (request to publish) - 1/28/15 City Council (public hearing) - 2/25/15



Councilor Ron Trujillo		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION AUTHORIZING THE REALLOCATION OF 2012 PARKS AND TRAILS BOND FUNDS, IN THE AMOUNT OF \$533,300, THAT ARE CURRENTLY ALLOCATED FOR THE SKATE FEATURES AT FRANKLIN MILES PARK, RAGLE PARK AND WEST DE VARGAS PARK TO BE REALLOCATED FOR A SKATE FEATURE AT GENOVEVA CHAVEZ COMMUNITY CENTER.	Public Works Committee - 1/12/15 Finance Committee - 1/20/15 City Council - 1/28/15

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Melissa Byers, (505)955-6518, [mdbyers@santafenm.gov](mailto:mdbyers@santafenm.gov) or Rebecca Seligman at (505)955-6501, [rxseligman@santafenm.gov](mailto:rxseligman@santafenm.gov).



1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2015-\_\_

3 INTRODUCED BY:

4  
5 Councilor Chris Rivera

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9  
10 A RESOLUTION

11 DIRECTING STAFF TO IMPLEMENT THE NEXT PHASE OF DEVELOPING THE  
12 SANTA FE "ARTS + CREATIVITY CENTER" WHICH IS INTENDED TO PROVIDE  
13 AFFORDABLE LIVE, WORK, CREATION, PERFORMANCE AND RETAIL SPACE FOR  
14 ARTISTS AND CREATIVE BUSINESSES IN SANTA FE.

15  
16 WHEREAS, Resolution No. 2014-13 directed City staff to work with Creative Santa Fe;  
17 other community arts, culture and creative organizations and businesses; and Artspace Projects to  
18 produce a plan to move the Santa Fe "Arts + Creativity Center" through several planning and  
19 implementation steps to completion; and

20 WHEREAS, Resolution No. 2014-13 directed City staff to contract with Creative Santa Fe to  
21 conduct a sites analysis to identify and building sites deemed the most compatible for achieving the  
22 goals of the "Arts + Creativity Center"; and

23 WHEREAS, Resolution No. 2014-13 directed City staff to also consider placing the project  
24 on city-owned property; and  
25



1       **WHEREAS**, the sites analysis completed by Creative Santa Fe, in partnership with other  
2 nonprofit and community groups, scored the city-owned site on Siler Road as the most likely to be  
3 funded through the Low Income Housing Tax Credit (LIHTC) program because of the following: its  
4 location in a Qualified Census Tract; the potential for "brownfield" redevelopment; its proximity to  
5 public transportation and other non-vehicular networks; its relationship to warehouse areas just north  
6 of Siler Road which are presently home to many creative businesses; and the potential to score bonus  
7 points on the LIHTC Qualified Allocation Plan if the land is provided by the municipality at no cost  
8 to the project.

9       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
10 **CITY OF SANTA FE** that:

11           1.       Staff is directed to support Creative Santa Fe and their partners to conduct the next  
12 level of due diligence on the Siler Road site necessary for an application for Low Income Housing  
13 Tax Credit funding including the following: the definition of the project area; necessary  
14 environmental assessments; engineering assessments, survey and appraisal of the potential donated  
15 area.

16           2.       Staff is directed to begin development of a written agreement to provide for  
17 conditional site control for the Siler or other sites that satisfy the New Mexico Mortgage Finance  
18 Authority's definition of "Site Control" for the purposes of the Low Income Housing Tax Credit  
19 Program.

20           3.       Staff is directed to begin investigating requirements for a municipal donation of land  
21 to the "Arts + Creativity Center" project through the New Mexico Local Economic Development Act  
22 and/or the New Mexico Affordable Housing Act.



1 PASSED, APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

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\_\_\_\_\_  
JAVIER M. GONZALES, MAYOR

6 ATTEST:

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\_\_\_\_\_  
9 YOLANDA VIGIL, CITY CLERK

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11 APPROVED AS TO FORM:

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\_\_\_\_\_  
14 KELLEY BRENNAN, CITY ATTORNEY

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25 *M/Melissa/Resolutions 2014/Arts Creativity\_AL*



1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2015-\_\_\_\_

3 INTRODUCED BY:

4  
5 Councilor Chris Rivera

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9  
10 AN ORDINANCE

11 RELATING TO THE NATIONAL ELECTRICAL CODE AND THE NATIONAL  
12 ELECTRICAL SAFETY CODE; AMENDING SUBSECTION 7-1.1 SFCC 1987 TO  
13 ADOPT THE 2014 NATIONAL ELECTRIC CODE AND THE 2012 NATIONAL  
14 ELECTRICAL SAFETY CODE.

15  
16 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

17 Section 1. Section 7-1.1 SFCC 1987 (being Ord. No. 2008-1, §3, as amended) is  
18 amended to read:

19 7-1.1 Adoption of Codes.

20 A. For the purpose of regulating the erection, construction, enlargement, alteration,  
21 repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area,  
22 unobstructed maintenance of required yards, and maintenance of buildings or structures within  
23 the planning and platting jurisdiction of the city, the following provisions and codes are adopted  
24 by reference and incorporated as fully as if set out herein unless otherwise amended by the city:

25 (1) Section 14.5.1 New Mexico Administrative Code (NMAC) General

*Exhibit "17"*



Provisions;

(2) Section 14.5.2 New Mexico Administrative Code (NMAC) Permits;

(3) Section 14.5.3 New Mexico Administrative Code (NMAC) Inspections;

(4) 2009 International Building Code (IBC) as amended by the state of New Mexico construction industries division referred to as the 2009 New Mexico Commercial Building Code (NMAC 14.7.2);

(5) 2009 International Residential Code (IRC) as amended by the state of New Mexico construction industries division referred to as the 2009 New Mexico Residential Building Code (NMAC 14.7.3);

(6) 2009 New Mexico Earthen Building Materials Code (NMAC 14.7.4);

(7) 2009 New Mexico Non-Load Bearing Baled Straw Construction Building Standards (NMAC 14.7.5);

(8) 2009 New Mexico Energy Conservation Code (NMAC 14.7.6);

(9) 2009 International Existing Building Code as amended by the state of New Mexico construction industries division referred to as the 2009 New Mexico Existing Building Code (NMAC 14.7.7);

(10) 2009 New Mexico Historic Earthen Buildings Code;

(11) 2009 Uniform Plumbing Code as amended by the state of New Mexico construction industries division referred to as the 2009 New Mexico Plumbing Code (NMAC 14.8.2) and as amended in Section 7-1.8 SFCC 1987;

(12) 2006 Uniform Swimming Pool, Spa, and Hot Tub Code Phase III as amended by the state of New Mexico construction industries division referred to as the 2006 New Mexico Swimming Pool, Spa, and Hot Tub Code (NMAC 14.8.3);

(13) 2009 Uniform Mechanical Code as amended by the state of New Mexico construction industries division referred to as the 2009 New Mexico Mechanical Code



1 (NMAC 14.9.2);

2 (14) 2006 Uniform Solar Code as amended by the state of New Mexico  
3 construction industries division referral to as the 2006 New Mexico Solar Energy Code  
4 (NMAC 14.9.6);

5 (15) [~~2011~~] 2014 National Electrical Code as amended by the state of New  
6 Mexico construction industries division when adopted by the state of New Mexico and  
7 referred to as the [~~2011~~] 2014 New Mexico Electrical Code (NMAC 14.10.4). Until such  
8 time, the [~~2005~~] 2011 National Electrical Code as amended by the state of New Mexico  
9 referred to as the [~~2005~~] 2011 New Mexico Electrical Safety Code shall apply; and

10 (16) [~~2007~~] 2012 National Electrical Safety Code as amended by the state of  
11 New Mexico construction industries division as adopted by the state of New Mexico and  
12 referred to as the [~~2007~~] 2012 New Mexico Electrical Safety Code (NMAC 14.10.5).

13 B. Any person violating or failing, neglecting or refusing to comply with the  
14 provisions of the codes set forth in paragraph A. above or this chapter shall be punished as  
15 provided for in Section 1-3 SFCC 1987.

16 C. A copy of the codes set forth in paragraph A. and this chapter shall be kept on  
17 file in the office of building inspections, and shall be at all reasonable times available and subject  
18 to inspection.

19 D. The codes set forth in paragraph A. shall be effective July 1, 2011. Upon request  
20 of the applicant, applications for permits submitted before December 31, 2011 may be issued in  
21 compliance with the prior codes.

22 E. Should the codes adopted in paragraph A. above not be current with the latest  
23 codes adopted by the state of New Mexico construction industries division, the city shall  
24 automatically apply the latest codes adopted by the state.  
25



1 APPROVED AS TO FORM:

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KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Melissa/Bills /Bills 2014/Electrical Codes*



CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2015-\_\_\_\_

INTRODUCED BY:

Councilor Ron Trujillo

A RESOLUTION

**AUTHORIZING THE REALLOCATION OF 2012 PARKS AND TRAILS BOND FUNDS, IN THE AMOUNT OF \$533,300, THAT ARE CURRENTLY ALLOCATED FOR THE SKATE FEATURES AT FRANKLIN MILES PARK, RAGLE PARK AND WEST DE VARGAS PARK TO BE REALLOCATED FOR A SKATE FEATURE AT GENOVEVA CHAVEZ COMMUNITY CENTER.**

**WHEREAS**, the 2012 Parks and Trails Bond Implementation Plan ("2012 Plan") included appropriations for skate facilities at Ragle Park, Franklin Miles Park and West De Vargas Park; and

**WHEREAS**, the intent of the 2012 Plan was to designate remaining funds from the West De Vargas and Franklin Miles Park skate facilities for the proposed skate feature at Ragle Park; and

**WHEREAS**, in consultation with the skate community, the Parks and Open Spaces Advisory Commission and City staff, a location behind the Genoveva Chavez Community Center ("GCCC") has been determined to be a more appropriate site for the new skate feature in comparison with the proposed Ragle site, which would have been located beside the handball court; and

**WHEREAS**, for the following reasons a skate feature at GCCC is more appropriate:



- GCCC is located further south where more youth reside
- Amenities exist at GCCC
- There is more parent and staff visibility and supervision at GCCC
- City Fire Station #7 is located next to the GCCC, in the event of emergencies
- Provides a new visibility for alternative sports
- The location will spark new and different types of users
- Recreation programs and events can be more easily created and accessed
- Keeps the family together in one location as there are activities for everyone
- Would increase GCCC parking by improving the overflow parking lot; and

**WHEREAS**, pursuant to Section 11-9.1 SFCC 1987 “any reallocation of proceeds from a voter-approved general obligation bond that deviates materially from the information provided to the electorate by the city of Santa Fe shall be voted upon by the governing body after a public hearing”; and

**WHEREAS**, a public hearing regarding the reallocation of \$533,300 from Ragle Park, Franklin Miles Park and West De Vargas Park skate features that was designated in the 2012 Plan was held on \_\_\_\_\_, 2015; and

**WHEREAS**, the reallocation of such funds will be designated for a skate feature at GCCC.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE** that the Governing Body hereby authorizes the reallocation of 2012 Parks and Trails Bond funds, in the amount of \$533,300, that are currently allocated for the skate features at Franklin Miles Park, Ragle Park and West De Vargas Park to be reallocated for a skate feature at Genoveva Chavez Community Center as follows. The reallocation shall be from the following projects to the GCCC skate feature:

Franklin Miles	\$113,000
Ragle Park	\$320,000



West De Vargas Park \$100,300

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

ATTEST:

\_\_\_\_\_  
JAVIER M. GONZALES, MAYOR

\_\_\_\_\_  
YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
KELLEY A. BRENNAN, CITY ATTORNEY



CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2015-\_\_\_\_

INTRODUCED BY:

Councilor Signe Lindell

A RESOLUTION

**AUTHORIZING AND SUPPORTING THE SUBMITTAL OF THE CITY'S PROJECT APPLICATION TO THE SANTA FE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING UNDER THE FISCAL YEAR 2016/2017 NMDOT ADMINISTERED FUNDS FROM THE TRANSPORTATION ALTERNATIVES PROGRAM AND RECREATIONAL TRAILS PROGRAM.**

**WHEREAS**, the City of Santa Fe has the legal authority to apply for, receive and administer federal funds; and

**WHEREAS**, the City of Santa Fe desires to submit an application for Federal Fiscal Year 2016/2017 (FFY16/17) for New Mexico Transportation Alternatives Program ("TAP") funds in the amount of \$\_\_\_\_, as set forth by the Federal legislation, Moving Ahead for Progress in the 21<sup>st</sup> Century (MAP-21) and as outlined in the FFY 16/17 New Mexico TAP Guide; and

**WHEREAS**, the projects named below will be included in the TAP application and are eligible project(s) under New Mexico TAP and MAP-21:

1. Arroyo Chamiso Trail @ SF Place Mall (Phase I) - cost \$320,000 with match of



1 \$46,500

2 2. Acequia Trial – Avenida Cristobal Colon – cost \$950,000 and match of \$138,300

3 3. Acequia Trail – Rufina to San Felipe – cost \_\_\_\_\_ and match \$116,500

4 **WHEREAS**, the City of Santa Fe desires to submit an application for Federal Fiscal Year  
5 2016/2017 (FFY16/17) for New Mexico Recreational Trails Program (“RTP”) funds in the amount of  
6 \$\_\_\_\_\_, as set forth by the Federal legislation, Moving Ahead for Progress in the 21<sup>st</sup> Century  
7 (MAP-21) and as outlined in the FFY 16/17 New Mexico RTP Guide; and,

8 **WHEREAS**, the projects named below will be included in the RTP application and are  
9 eligible project(s) under New Mexico TAP and MAP-21:

10 1. La Tierra Trails North Connector – cost \_\_\_\_\_ and match \$21,800

11 2. La Tierra Trails South Connector – cost \_\_\_\_\_ and match \$36,400

12 **WHEREAS**, the City of Santa Fe acknowledges availability of the required local match of  
13 \_\_\_\_\_% and the availability of funds to pay all upfront costs, since TAP and RTP are cost  
14 reimbursement programs; and

15 **WHEREAS**, the City of Santa Fe agrees to pay any costs that exceed the project amount if  
16 the applications are selected for funding; and

17 **WHEREAS**, the City of Santa Fe, agrees to maintain all project(s) constructed with TAP  
18 and RTP funding for the useable life of the project(s).

19 **NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
20 **CITY OF SANTA FE** that the Governing Body:

21 1. Authorizes staff to submit an application for FFY16/17 New Mexico TAP funds in  
22 the amount of \$\_\_\_\_\_, and RTP funds in the amount of \$\_\_\_\_\_, from the New Mexico Department  
23 of Transportation (NMDOT) on behalf of the residents of the city of Santa Fe.

24 2. Assures the NMDOT that if TAP and RTP funds are awarded, sufficient funding for  
25 the local match and for upfront project costs are available, since TAP and RTP are reimbursement



1 programs, and that any costs exceeding the award amounts will be paid for by the City of Santa Fe.

2 3. Assures NMDOT that if awarded TAP and RTP funds, sufficient funding for the  
3 operation and maintenance of the TAP and RTP projects will be available for the life of the projects.

4 **BE IT FURTHER RESOLVED** that:

5 1. The City of Santa Fe is authorized to enter into a Cooperative Project Agreement  
6 with the NMDOT for construction of TAP and RTP projects using these funds as set forth by MAP-  
7 21 on behalf of the residents of Santa Fe.

8 2. City staff is also authorized to submit additional information as may be required and  
9 act as the official representative of the City of Santa Fe in this and subsequent related activities.

10 6. The Governing Body assures the NMDOT that the City of Santa Fe is willing and  
11 able to administer all activities associated with the proposed projects.

12 **PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_, 2014.

13  
14 \_\_\_\_\_  
15 JAVIER M. GONZALES, MAYOR

16 ATTEST:

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18 \_\_\_\_\_  
19 YOLANDA Y. VIGIL, CITY CLERK

20 APPROVED AS TO FORM:

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22 \_\_\_\_\_  
23 KELLEY A. BRENNAN, CITY ATTORNEY

24  
25 *M/Melissa/Resolutions 2014/NMDOT Funds*



1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2015-\_\_**

3 **INTRODUCED BY:**

4  
5 Councilor Carmichael Dominguez

6 Councilor Patti Bushee

7  
8  
9  
10 **A RESOLUTION**

11 **AUTHORIZING AN EXTENSION OF TIME FOR PRESENTATION OF THE SPECIAL**  
12 **AUDIT OF THE 2008 PARKS, TRAILS AND OPEN SPACE BOND TO MARCH 31, 2015.**

13  
14 **WHEREAS**, on February 26, 2014, the Governing Body adopted Resolution No. 2014-17  
15 repealing Resolution No. 2013-80 that called for a third party independent audit of the 2008 Parks,  
16 Trails and Open Space Bond; and

17 **WHEREAS**, with the adoption of Resolution No 2014-17, the Governing Body authorized a  
18 special external audit of the entire expenditure of 2008 Parks, Trails and Open Space Bond ("2008  
19 Bond"); and

20 **WHEREAS**, the Governing Body authorized, upon completion of all projects, with the  
21 exception of the trail project at St. Francis Drive and Cerrillos Road, a special external audit of the  
22 entire expenditure of the 2008 Parks, Trails and Open Space Bond; and

23 **WHEREAS**, under Section 3, the external auditor was to present the final special audit of the  
24 2008 Bond funds to the Governing Body, by December 31, 2014; and

25 **WHEREAS**, there is a need to extend presentation of the final special audit to March 31,



1 2015.

2       **NOW, THEREFORE, BE IT RESOLVED BY TH GOVERNING BODY OF THE**  
3 **CITY OF SANTA FE** that the Governing Body hereby authorizes the extension of time for  
4 presentation of the special audit of the 2008 Bond to March 31, 2015.

5       PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_ 2015.

6  
7 \_\_\_\_\_  
8 JAVIER M. GONZALES, MAYOR

9 ATTEST:

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11 \_\_\_\_\_  
12 YOLANDA Y. VIGIL, CITY CLERK

13 APPROVED AS TO FORM:

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15 \_\_\_\_\_  
16 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Melissa/Resolutions 2014/Park Bond Audit\_Time Extension*



**CITY OF SANTA FE, NEW MEXICO**

**BILL NO. 2015-\_\_\_\_**

**INTRODUCED BY:**

Councilor Carmichael Dominguez

Councilor Bill Dimas

**AN ORDINANCE**

**RELATING TO YOUTH LEAGUE FEES FOR USE OF CITY SPORTS FIELDS;  
AMENDING SUBSECTION 23-4.13 TO REQUIRE YOUTH LEAGUE REPRESENTATIVES  
TO PARTICIPATE IN THE KEEP SANTA FE BEAUTIFUL CLEANUP EVENTS IN  
EXCHANGE FOR THE REDUCED YOUTH LEAGUE FEES THE CITY OFFERS AND  
MAKING SUCH OTHER GRAMMATICAL AND TYPOGRAPHICAL CHANGES AS ARE  
NECESSARY.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

**Section 1. Subsection 23-4.13 SFCC 1987 (being Ord. #2013-26 §6) is amended to  
read:**

**23-4.13 City Sports Fields; League and School Fees; Requirements.**

**A. *Applicability.* This section shall apply to the following City of Santa Fe sports fields:**

- (1) Alto Park;**
- (2) Ashbaugh Park;**
- (3) Fort Marcy Park (ball field);**



- (4) Franklin Miles Park;
- (5) Herb Martinez Park;
- (6) Larragoite Park;
- (7) Magers Field;
- (8) Monica Lucero Park;
- (9) Patrick Smith Park;
- (10) Ragle Park;
- (11) Salvador Perez Park;
- (12) Sweeney School (soccer field);
- (13) Villa Linda Park; and
- (14) Wood Gormley School (soccer field).

B. *League Fees.* For use of the city of Santa Fe sports fields identified in paragraph A., above:

(1) Youth league, including a school, means a non-profit entity that organizes and runs programs for youth, up to the age of eighteen (18), for any sport or recreation activity.

(a) Each youth league and school shall be assessed a one hundred dollar (\$100.00) permit fee per season, per sport or recreation activity.

(b) Each youth league and school shall provide representatives from their respective league and school to participate in ~~[an annual sports field clean-up day(s) organized by the City of Santa Fe. The details of the sports field clean-up day(s), including the dates, location and manner of tracking participation by the leagues and schools shall be adopted by separate resolution of the governing body]~~ the Great American Spring Cleanup and the Toss No Mas Fall Cleanup events hosted by Keep Santa Fe Beautiful.



1 (2) Adult league means a non-profit entity that organizes and runs programs for  
2 adults, over the age of eighteen (18), for a season, for any sport or recreation activity. Each  
3 adult league shall be assessed the following fees, per season, and such fees are inclusive of  
4 one end of season tournament:

5 (a) Twenty-five dollar (\$25.00) fee per player, necessary to field a team  
6 according to each individual league; and

7 (b) Twenty-five dollar (\$25.00) fee for one (1) alternate player per team.

8 (3) League fees collected pursuant to this section shall be deposited into a  
9 dedicated sports field maintenance fund to be used in conjunction with annual budgeted  
10 sports field maintenance amounts from the general fund.

11 C. *Tournament Fees.* The city shall assess a tournament fee of twenty-five dollars  
12 (\$25.00) per team, per tournament, for the use of city of Santa Fe sports fields. This paragraph does  
13 not apply to season adult league tournaments specified in paragraph B., above.

14 D. *Requirements.*

15 (1) On an annual basis, beginning in January, each league and school shall  
16 submit a letter of request to the city that specifies the:

17 (a) Type of sport;

18 (b) Number of participants and age groups being served;

19 (c) Estimated number of days and hours needed for field use for the  
20 season;

21 (d) Mission and goals of the league or school; and

22 ([f]e) General yearly budget that includes a general statement of financial  
23 condition of the league.

24 ([g]f) If applicable, the number of scholarships distributed for sports  
25 registration fees for the year before, and the estimated number of scholarships for



1 sports registration fees available for the current year.

2 (2) Each league and school shall include with the letter of request, the following  
3 documents:

4 (a) Statement that reflects the general financial standing of the league or  
5 school that is applicable to the sports league from:

6 (i) A certified public accountant; or

7 (ii) The national organization which the league or school  
8 belongs to; or

9 (iii) The tax returns of the league or school;

10 (b) Code of conduct; and

11 (c) Bylaws or other document demonstrating how the league or school  
12 was organized and operates.

13 (3) Each youth league shall provide the parent(s) or guardian(s) of the participant  
14 the following documents:

15 (a) Copy of the league or school's letter of request to the city, with  
16 supporting documents;

17 (b) Summary of the city's costs to maintain each sports field, which  
18 shall be provided by the city to each league and school; and

19 (c) Copy of educational material provided by the city related to the  
20 disposal of solid waste and recycling which outlines the leagues and schools  
21 responsibility to dispose of solid waste and promote recycling.

22 (4) All leagues and schools shall be responsible, on an as-used basis, for clean-  
23 up of trash and litter directly related to their use of a sports field. The clean-up shall include  
24 proper separation of recyclables from trash.

25 E. *Noncompliance.* A league or school that does not comply with the requirements of



1 Section ~~[23-4.12]~~ 23-4.13 SFCC 1987 shall not be granted a permit to use city sports fields or the  
2 league or school permit may be suspended.

3 F. *Priority of Use of City Sports Fields, Other Than the MRC Sports Fields.* City sports  
4 fields shall be prioritized for youth league and school use.

5 APPROVED AS TO FORM:

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9 KELLEY A. BRENNAN, CITY ATTORNEY  
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*M/Melissa/Bills 2014/Youth League\_SFB Volunteer*



1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2015\_\_**

3 **INTRODUCED BY:**

4  
5 Mayor Javier M. Gonzales

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9  
10 **A RESOLUTION**

11 **REPEALING RESOLUTION NO. 2014-1 RELATING TO THE OPEN MEETINGS ACT;**  
12 **ADOPTING THE STATE OF NEW MEXICO OPEN MEETINGS ACT BY REFERENCE;**  
13 **AND ADOPTING NOTICE REQUIREMENTS.**  
14

15 **WHEREAS**, the City of Santa Fe desires to repeal Resolution No. 2014-1 relating to the Open  
16 Meetings Act; and

17 **WHEREAS**, the City of Santa Fe desires to adopt the New Mexico Open Meetings Act,  
18 Sections 10-15-1 through 10-15-4 NMSA 1978, for purposes of compliance with state law; and

19 **WHEREAS**, the City of Santa Fe desires to adopt notice requirements for the City of Santa Fe's  
20 governing body and its agencies, commissions, committees or other policy-making bodies; and

21 **WHEREAS**, the City of Santa Fe is hereby giving its annual notice to the public of its  
22 determination, pursuant to Section 10-15-1(D) NMSA 1978 that seventy two hours notice prior to  
23 meetings and the meetings of its agencies, commissions, or other policy-making bodies is deemed by the  
24 City to be reasonable notice.

25 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**



1 **CITY OF SANTA FE** that:

2 **Section 1.** Resolution No. 2014-1 is hereby repealed.

3 **Section 2.** The New Mexico Open Meetings Act, Sections 10-15-1 through 10-15-4  
4 NMSA 1978 is hereby adopted by reference and incorporated fully as if set out herein.

5 **Section 3.** The notice requirements set forth below are hereby adopted.

6 A. A minimum of 72 hours notice of all regular meetings of the governing body  
7 and its subordinate bodies shall be given in advance of such regular meetings. The date, time  
8 and place shall appear on an agenda and shall be made available to the public and news media  
9 through reasonable means including posting on the city's website. The agenda shall be filed,  
10 recorded and posted with the office of the city clerk.

11 B. Regular meetings of the governing body shall be held on the second and last  
12 Wednesday of each month in two sessions: the afternoon session, which will begin promptly at  
13 5:00 p.m. for purposes of presentations, committee hearings, and approval of consent calendar  
14 items and the evening session, which will begin promptly at 7:00 p.m. for the purposes of  
15 hearing petitions from the floor, public hearings or matters of public importance. Regular  
16 meetings are normally scheduled to be held at the city council chambers of the municipal  
17 building of the city, located at Lincoln and Marcy streets, Santa Fe. In the event a study session  
18 is called, notice shall follow the same requirements of a special meeting as specified in  
19 Subparagraph C.

20 C. A minimum of 72 hours notice of all special meetings of the governing body  
21 and its subordinate bodies shall be given in advance of such special meeting.

22 D. Special meetings are normally held at the same place specified in Subparagraph  
23 B of this resolution. The date, time and place of the special meeting shall appear on the agenda  
24 and be made available to the public and news media through reasonable means including posting  
25 on the city's website. The agenda shall be filed, recorded and posted with the office of the city



1 clerk.

2 E. The governing body of the city hereby requires that every quasi-judicial  
3 committee, board or commission, including but not limited to the planning commission, historic  
4 design review board and board of adjustment, shall follow the same notice requirements as the  
5 governing body, and as provided in this resolution and the New Mexico Open Meetings Act.

6 F. The governing body of the city hereby requires that all other boards,  
7 commissions, committees or other policy-making bodies shall follow the same notice  
8 requirements as provided by the New Mexico Open Meetings Act.

9 G. The mayor or city council of the city may call, with, if possible, up to 24 hours  
10 notice, a meeting of the governing body, or any board, commission, committee or other policy-  
11 making body of the municipality to consider any matter that needs emergency treatment because  
12 of a clear and present danger to the health, welfare or safety of the people of the city. When  
13 possible, 24 hour telephonic notice will be given to all media who normally cover city meetings  
14 before the emergency meeting commences.

15 PASSED, APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

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18 \_\_\_\_\_  
JAVIER M. GONZALES, MAYOR

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20 ATTEST:

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22 \_\_\_\_\_  
23 YOLANDA Y. VIGIL, CITY CLERK  
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1 APPROVED AS TO FORM:

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KELLEY A. BRENNAN, CITY ATTORNEY

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25 *CAO/Melissa/Resolutions 2014/Open Meetings Act - 2015*



1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2015-\_\_\_\_\_**

3 **INTRODUCED BY:**

4  
5 Mayor Javier Gonzales Councilor Chris Rivera  
6 Councilor Peter Ives Councilor Bill Dimas  
7 Councilor Patti Bushee Councilor Signe Lindell  
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9

10 **A RESOLUTION**

11 **DIRECTING THE CITY OF SANTA FE FIRE DEPARTMENT TO EXPLORE THE**  
12 **OPTIONS FOR ESTABLISHING A COMPREHENSIVE PLAN FOR A LONG-TERM**  
13 **COMMUNITY PROTECTION INITIATIVE ("CPI") AND REPORT BACK TO THE**  
14 **GOVERNING BODY ITS FINDINGS AND RECOMMENDATIONS, INCLUDING THE**  
15 **FISCAL IMPACT FOR ESTABLISHING AND MAINTAINING SUCH A PROGRAM.**  
16

17 **WHEREAS**, the City of Santa Fe Fire Department provides quality emergency medical  
18 services to the residents of and visitors to the city of Santa Fe; and

19 **WHEREAS**, statistics show that the burden on the City of Santa Fe emergency response  
20 system has risen consistently and dramatically over the last decade; and

21 **WHEREAS**, there is documented evidence that the burden on the medical and public health  
22 systems has also risen dramatically over the last decade; and

23 **WHEREAS**, in Santa Fe, 0.3% of the City's residents are responsible for 18% of total  
24 Emergency Medical Services (EMS) calls; and

25 **WHEREAS**, EMS-based community health initiatives undertaken in communities



1 throughout the United States have been shown to improve health outcomes for vulnerable patient  
2 populations, including low income families, seniors, and the homeless, many of whom rely heavily on  
3 the emergency medical system to treat medical problems that could have been avoided with a  
4 minimum of basic preventative care; and

5 **WHEREAS**, EMS is the unique domain of practice that represents the intersection of health  
6 care, public health, and public safety and represents an expansion of the traditional notion of  
7 emergency medical services as simply an emergency response system; and

8 **WHEREAS**, proactive prevention, community health outreach, and other “high impact”  
9 services such as those provided by community paramedics have been demonstrated to reduce  
10 healthcare costs for emergency system “high utilizers” by as much as 84 percent; and

11 **WHEREAS**, the contributions of promotoras and other community-based health workers to  
12 the individual and community health of disenfranchised populations is increasingly being recognized  
13 and leveraged by healthcare providers and insurers throughout New Mexico; and

14 **WHEREAS**, the prompt and measurable improvement in health outcomes and reductions in  
15 healthcare costs arising from EMS-based community health make such programs ideal candidates for  
16 public/private partnerships including Social Impact Bonds and shared savings arrangements with  
17 health insurers and emergency departments; and

18 **WHEREAS**, the City of Santa Fe Fire Department launched a community health pilot  
19 program called the Community Protection Initiative (CPI) in May, 2014 and that program has  
20 demonstrated significant benefit to the health of the community by serving patients in critical need of  
21 medical and community support; and

22 **WHEREAS**, Fire Department personnel, through the pilot program, have undertaken  
23 significant efforts to define how to best serve the needs of Santa Fe on a long-term basis;; and

24 **WHEREAS** to develop a long-term CPI, staff needs to explore such issues that include, but  
25 are not limited to:



- developing community health protocols;
- designing community health programs that would meet the needs of the community;
- meeting with community stakeholders;
- attracting highly qualified personnel who have expressed interest in joining a long-term CPI;
- examining community health programs in other jurisdictions;
- preparing a comprehensive plan that articulates the manner and costs involved in fully developing a long-term program; and

**WHEREAS**, emergency medical service providers may find it increasingly effective to redirect certain patients from a hospital emergency room to more appropriate facilities, or to provide specific and directed services without a transport to a facility; and

**WHEREAS**, the Affordable Care Act supports the idea of creative solutions to healthcare delivery through many initiatives; and

**WHEREAS**, the Affordable Care Act authorizes new forms of Medicare and Medicaid payments to create medical care systems that are more accessible to patients and accountable for reducing overall costs of healthcare; and

**WHEREAS**, the changes in healthcare resulting from the Affordable Care Act have the potential to transform emergency medical service organizations; and

**WHEREAS**, the Governing Body believes that, given the right support, the Fire Department's Community Protection Initiative would help protect against the loss of life and promote a healthier and happier lifestyle in the city of Santa Fe.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE** that Fire Department staff is directed to:

1. Continue and refine its examination of a comprehensive community health initiative that would best serve the needs of the City.



2. Collaborate with other City departments and community partners that would make this program successful and sustainable.

3. Within sixty (60) days of adoption of this resolution, report back to the Governing Body its findings and recommendations, including the fiscal impact for establishing and maintaining such a program.

PASSED, APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

JAVIER M. GONZALES, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

KELLEY A. BRENNAN, CITY ATTORNEY



**CITY OF SANTA FE, NEW MEXICO**

**RESOLUTION NO. 2015-\_\_**

**INTRODUCED BY:**

Mayor Javier Gonzales

Councilor Peter Ives

Councilor Patti Bushee

**A RESOLUTION**

**DECLARING THE GOVERNING BODY'S CONTINUED SUPPORT FOR THE NEW MEXICO SCHOOL FOR THE ARTS AND THEIR EFFORTS TO ESTABLISH A PERMANENT LOCATION FOR THEIR CAMPUS WITHIN THE CITY OF SANTA FE.**

**WHEREAS**, the New Mexico School for the Arts (NMSA) is a New Mexico state-chartered high school established in Santa Fe in 2008; and

**WHEREAS**, a high percentage of children enrolled at NMSA are from low-income families, therefore, NMSA is a Title I school, as defined by the federal Elementary and Secondary Education Act; and

**WHEREAS**, NMSA's current enrollment is 200 students, 46% of which are children of low-income families; and

**WHEREAS**, each NMSA student receives approximately \$7,000 in art training and artistic programming and each residential student receives an additional \$8,000 to \$10,000 in scholarships; and

**WHEREAS**, NMSA's graduation rate is 96%; and



1       **WHEREAS**, in 2014, the NMSA graduating senior class received over \$5.0 million in  
2 scholarships and financial aid from higher education institutions; and

3       **WHEREAS**, NMSA employs 85 full-time and part-time staff, approximately 90% of  
4 whom reside within the city of Santa Fe; and

5       **WHEREAS**, according to a recent study performed by the University of New Mexico's  
6 Bureau of Business and Economic Research (BBER), in Fiscal Year 2013 alone, NMSA has:

- 7       • Expended more than \$2.2 million on employee compensation and \$1.0 million on  
8 purchases of goods and services;
- 9       • Secured 65% of its revenue from sources outside Santa Fe County;
- 10       • Generated a total economic impact of \$3.4 million, \$1.9 million in income and 78  
11 jobs from the revenue it secured from sources outside Santa Fe County; and
- 12       • Generated approximately \$2.84 in total revenue for every \$1.00 in revenue it secured  
13 from sources within Santa Fe County; and

14       **WHEREAS**, the City's official Economic Development Strategy entitled "Cultivating  
15 Santa Fe's Future Economy" adopted in 2004, established arts and culture as a targeted industry  
16 sector and recommended that the City focus on workforce development and education with the  
17 following goals:

- 18       • "Goal One: The community will place an increased value on education, realizing  
19 that education performance increases the quality of life for all Santa Fe residents and  
20 makes the community better able to retain a talented workforce. Pre-K-12 education  
21 will be as strong as possible because the community invests in it." and
- 22       • "Goal Two: Educational and workforce development programs will be well-  
23 coordinated and in tune with the needs of the city's targeted business sectors." and

24       **WHEREAS**, the enrollment and operations of NMSA have expanded to the point that a  
25 larger permanent campus is now required; and



1       **WHEREAS**, NMSA has explored numerous publically- and privately-owned properties  
2 in the city of Santa Fe to locate and construct its permanent campus; and

3       **WHEREAS**, NMSA has now identified a group of state-owned properties in the city of  
4 Santa Fe at the intersection of Alumni Drive and Siringo Road as its potential permanent campus.

5       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
6 **CITY OF SANTA FE** that Governing Body hereby declares its continued support for the New  
7 Mexico School for the Arts and their efforts to establish a permanent location for their campus  
8 within the city of Santa Fe, and that:

9           1.       It is in the best interest of the public for the permanent campus of the New  
10 Mexico School for the Arts to be located in the city of Santa Fe; and

11           2.       The City of Santa Fe supports NMSA's efforts during the 2015 New Mexico  
12 Legislative Session to secure the property at the intersection of Alumni Drive and Siringo Road  
13 for NMSA's permanent campus.

14       **BE IT FURTHER RESOLVED** that staff is directed to meet with NMSA to discuss any  
15 issues that may arise with the development and operation of NMSA at the identified location and  
16 to explore potential solutions to those development or operational issues.

17       **BE IT FURTHER RESOLVED** that the City Clerk is directed to forward a copy of this  
18 resolution to the City's New Mexico Legislative Delegation.

19       PASSED, APPROVED, and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

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21 \_\_\_\_\_  
22 JAVIER M. GONZALES, MAYOR

23 ATTEST:

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25 \_\_\_\_\_  
26 YOLANDA Y. VIGIL, CITY CLERK



1 APPROVED AS TO FORM:

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4 KELLEY A. BRENNAN, CITY ATTORNEY  
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*M/Melissa/Resolutions 2014/NM School for the Arts\_12-12-14*



1 CITY OF SANTA FE NEW MEXICO

2 RESOLUTION NO. 2015-\_\_\_\_

3 INTRODUCED BY:

4  
5 Mayor Javier Gonzales  
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10 A RESOLUTION

11 DIRECTING STAFF TO DESIGN AND IMPLEMENT A PILOT PROJECT TO INSTALL  
12 AND EVALUATE GREEN BICYCLE LANE MARKINGS AT HIGH-RISK  
13 INTERSECTIONS WITHIN THE CITY OF SANTA FE; AUTHORIZING A DESIGNATION  
14 OF UP TO \$50,000 OF CIP ON-ROAD BICYCLE IMPROVEMENT FUNDS FOR THE  
15 PILOT PROJECT; AND CONDUCT A STUDY OF SANTA FE'S STREETS AND  
16 ROADWAYS TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROTECTED  
17 BIKE LANES THROUGHOUT THE CITY.  
18

19 WHEREAS, pavement marking options for designated bicycle lanes are covered by national  
20 guidance in the Manual on Uniform Traffic Control Devices (MUTCD) as well as in publications by  
21 the American Association of State Highway and Transportation Officials (AASHTO); and

22 WHEREAS; in 2011, green colored pavement in marked bicycle lanes and in extensions of  
23 bicycle lanes through intersections and other traffic conflict areas received interim approval from the  
24 Federal Highway Administration (FHWA) as a traffic control device; and

25 WHEREAS, the FHWA found positive operational effects in experiments, such as bicyclists



1 positioning themselves more accurately as they travel across intersections and through conflict areas,  
2 but no notable negative operational effects; and

3       **WHEREAS**, research has also shown that bicyclists and motorists both have a positive  
4 impression of the effect of the green colored pavement, with bicyclists saying that they feel safer  
5 when it is present, and motorists saying that it gives them an increased awareness that bicyclists might  
6 be present and where those bicyclists are likely to be positioned within the traveled way; and

7       **WHEREAS**, the national project known as the Green Lane Project has been successful  
8 through the partnership of public and private institutions that have implemented and maintained  
9 protected bike lanes in 24 states, 53 cities, and 20 small communities; and

10       **WHEREAS**, protected bike lanes, also known as “cycle tracks”, are unique bicycle lanes  
11 that may be either one- or two-way which are physically protected and separated from standard motor  
12 vehicle traffic lanes, with protection being provided in various forms such as buffered space with flex  
13 posts, a curb, a parking strip, planters, or other vertical separation; and

14       **WHEREAS**, the Santa Fe Metropolitan Bicycle Master Plan states that “the MPO will work  
15 with member agencies to stay abreast of the latest research in the development of best practices for  
16 bicycle facilities and to identify opportunities to put such practices into use in the Santa Fe MPO  
17 area”; and

18       **WHEREAS**, this includes consideration of new striping options for bike lanes and shared  
19 lanes, use of shared-lane arrows, creation of bike boulevards and means of cyclist actuation of traffic  
20 signals, and

21       **WHEREAS**, the Metropolitan Bicycle Master Plan “recommends that each MPO member  
22 legally adopt bike lanes or paved shoulders as standard on-road provisions for bicyclists on major  
23 roadways (arterials and major collectors); and

24       **WHEREAS**, the Governing Body has authorized the Bicycle and Trail Advisory Committee  
25 to recommend on-street bicycle improvements projects using \$250,000 in CIP funds; and



**WHEREAS**, the Governing Body desires that up to \$50,000 of such funds be designated for a green bicycle lane pilot project.

**NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE** that the Governing Body hereby authorizes a designation of up to \$50,000 of CIP on-road bicycle improvement funds for a pilot project to install and evaluate green bicycle lane markings at high-risk intersections within the city of Santa Fe, and directs staff to conduct a study of Santa Fe's streets and roadways to determine the feasibility of implementing protected bike lanes throughout the city.

**BE IT FURTHER RESOLVED** that staff within the Public Works Department, along with the Renewable Energy Planner, are authorized to work with the Metropolitan Planning Organization to:

1. Conduct the green bicycle lane pilot project to install and evaluate green bicycle lane markings at high-risk intersections within the city of Santa Fe.
2. Coordinate and partner with the Bicycle and Trails Advisory Committee and private stakeholders to help identify potential locations for the green bike lane pilot project.
3. Report the findings of the pilot project to the Governing Body within 12 months of completion of pilot project.
4. Report the findings of the protected bike lane feasibility study to the Governing Body within 12 months of passage of this resolution.

PASSED, APPROVED, and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

JAVIER M. GONZALES, MAYOR



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ATTEST:

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YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

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KELLEY BRENNAN, CITY ATTORNEY

*M/Melissa/Resolutions 2014/Protected Bike Lanes – JA-12-10-14*



1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2015-\_\_**

3 **INTRODUCED BY:**

4  
5 Councilor Patti Bushee

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9  
10 **A RESOLUTION**

11 **DIRECTING STAFF TO COLLABORATE WITH STAKEHOLDERS TO ACHIEVE GOLD**  
12 **LEVEL STATUS WITH THE INTERNATIONAL MOUNTAIN BIKING ASSOCIATION**  
13 **(IMBA) AND TO PURSUE NEW TRAIL DEVELOPMENT OPPORTUNITIES.**

14  
15 **WHEREAS**, Santa Fe County adopted the Sustainable Growth Management Plan (SGMP) in  
16 2010, which identified Outdoor Recreation/Ecotourism as a target industry for economic  
17 development; and

18 **WHEREAS**, Santa Fe County adopted Ordinance 2014-7, which adopted by reference the  
19 County's Economic Development Plan, identifying Outdoor Recreation/Ecotourism as a target  
20 industry for economic development; and

21 **WHEREAS**, the Outdoor Industry Association lists on its website reports that the outdoor  
22 recreation economy in New Mexico has an economic impact of \$6.1 billion annually, and generates  
23 68,000 direct jobs throughout New Mexico; and

24 **WHEREAS**, the City of Santa Fe adopted Resolution 2014-24, encouraging collaboration  
25 between the City, County, and Santa Fe Fat Tire Society (the local chapter of the International



1 Mountain Biking Association (IMBA)) to achieve IMBA Ride Center status, which, according to the  
2 IMBA website, “represents IMBA’s Model Trail recognition for large-scale mountain bike facilities  
3 that offer something for every rider”; and

4 **WHEREAS**, achieving IMBA Ride Center status allows Santa Fe enhanced marketing  
5 opportunities as a mountain bike destination, which increases outdoor recreation tourism and could  
6 provide additional gross receipts taxes and jobs for Santa Fe County; and

7 **WHEREAS**, the City of Santa Fe, Santa Fe Fat Tire Society, and Santa Fe County were  
8 collectively awarded IMBA Silver-level Ride Center status, in recognition of our trails infrastructure;  
9 and

10 **WHEREAS**, there is only one Gold level IMBA Ride Center in the world -- Park City, Utah;  
11 and

12 **WHEREAS**, the City Santa Fe and Santa Fe County have received numerous awards for its  
13 high quality of life in outdoor recreation and ecotourism, including:

- 14 • Singletracks.com voted Santa Fe one of the Top Ten mountain biking destinations in  
15 North America
- 16 • League of American Bicyclists awarded Santa Fe a Silver designation for its bicycle  
17 transportation infrastructure
- 18 • USA Today listed Santa Fe as one of America’s top mountain biking towns
- 19 • Outside Magazine listed Santa Fe as one of the top 10 towns for high altitude running
- 20 • Runners World Magazine rated Santa Fe’s Dale Ball trail system one of 25 best trail runs  
21 in America
- 22 • Conde Nast voted Santa Fe as the best small town in America
- 23 • International Mountain Biking Association awarded Santa Fe a Silver-level Ride Center;  
24 and

25 **WHEREAS**, between the City of Santa Fe, Santa Fe County, US Forest Service, Bureau of



1 Land Management, and private land, the County currently has over 200 miles of trails miles of trails  
2 for mountain biking, hiking, and equestrian purposes, and pursuing new trail development in order to  
3 achieve Gold IMBA Ride Center status is aligned with:

- 4 • the SGMP,
- 5 • the Economic Development Plan,
- 6 • the City of Santa Fe Economic Development Implementation Plan,
- 7 • the Regional Economic Development Initiative, a regional strategic plan for economic  
8 development encompassing Santa Fe County, Rio Arriba County, Los Alamos County,  
9 and Taos County,
- 10 • the City Convention and Visitors Bureau Marketing Plan.

11 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF**  
12 **THE CITY OF SANTA FE** that staff is directed to:

13 1. Collaborate with the City of Santa Fe Transportation Department and the North  
14 Central Regional Transit District to pursue a ski basin shuttle so that bicyclists will have the  
15 opportunity to use the shuttle to the ski basin area to ride their bikes.

16 2. Collaborate with appropriate stakeholders in order to attempt to achieve Gold level  
17 IMBA Ride Center status; and

18 3. Continue to pursue the addition of new trails for mountain biking, hiking, and  
19 equestrian purposes within Santa Fe County.

20 4. Support Santa Fe National Forest and Bureau of Land Management efforts to build  
21 new trails on public lands within Santa Fe County.

22 PASSED, APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

23  
24 \_\_\_\_\_  
25 JAVIER M. GONZALES, MAYOR



1 ATTEST:

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4 YOLANDA Y. VIGIL, CITY CLERK

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6 APPROVED AS TO FORM:

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9 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Melissa/Resolutions 2014/IMBA Gold Status*



CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2014-\_\_

INTRODUCED BY:

Councilor Patti Bushee

Councilor Ron Trujillo

A RESOLUTION

DIRECTING STAFF TO CREATE A CITY OF SANTA FE CLIMATE PROTECTION ACTION PLAN ("CPAP") AND RENEWABLE ENERGY VISION ("REV"); ESTABLISHING AN ENERGY COLLABORATION TEAM TO WORK WITH PUBLIC SERVICE COMPANY OF NEW MEXICO ("PNM") AND NEW MEXICO GAS COMPANY ("NMGCO") TO CRAFT MEMORANDUMS OF UNDERSTANDING THAT ALIGN WITH THE CPAP AND REV AND RECOMMEND AMENDMENTS AND/OR NEW FRANCHISE AGREEMENTS WITH PNM AND NMGCO.

WHEREAS, the City of Santa Fe is proud of its cultural and historical significance among North American Communities; and

WHEREAS, the *City of Santa Fe Municipal Charter* charges the governing body with the responsibility "to secure for ourselves and our children the continuity of our cultural values, our personal freedoms, and our well-being," declares that "[t]he natural beauty of Santa Fe" is "among the city's most valued and important assets," and charges the governing body of Santa Fe to "protect, preserve and enhance the city's natural endowments, plan for and regulate land use and development,



1 manage the city's growth, encourage source reduction," and take such actions as are necessary to do  
2 so; and

3       **WHEREAS**, the Governing Body has a record of accepting such responsibilities and  
4 acknowledging the reality of climate change, probable effects of climate change on our City, and our  
5 ability and responsibility to reduce our contribution to the causes of climate change, as evidenced by  
6 the City's adoption of policies, resolutions and codes related to climate change, renewable energy,  
7 sustainability issues and green building initiatives; and

8       **WHEREAS**, there is a need to create a community protection action plan and energy vision;  
9 and

10       **WHEREAS**, the Governing Body adopted Ordinance #1974-42 which granted to PNM the  
11 right, privilege and non-exclusive franchise to locate, construct, maintain and operate in the city of  
12 Santa Fe as a system of works for the generation, transmission and distribution of electricity for use  
13 the City and its inhabitants; and

14       **WHEREAS**, the term of the franchise was for 25 years, however, because of changes to state  
15 law, the franchise has continued to operate without a renewal; and

16       **WHEREAS**, the Governing Body adopted Ordinance #1995-36 which granted NMGCO,  
17 formerly PNM, certain powers, licenses, rights-of-way, privileges and franchise to construct, operate,  
18 and maintain in the city of Santa Fe, works, systems and plants for the handling, production,  
19 manufacturing, transporting, storing, sale and distribution of natural gas into, out of, and through, the  
20 city to its inhabitants and others, including customers within, beyond and outside the corporate limits  
21 of the city; and to use the streets, avenues, easements, rights-of-way, alleys, highways, sidewalks,  
22 paths, bridges and other structures and public places and grounds in the city for a period of twenty-  
23 five years.

24       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
25 **CITY OF SANTA FE** that staff is directed to create a City of Santa Fe Climate Protection Action



Plan ("CPAP") and City of Santa Fe Renewable Energy Vision ("REV") that shall be presented for consideration by the Governing Body within sixty (60) days of adoption of this resolution.

**BE IT FURTHER RESOLVED** that that the Governing Body hereby establishes the Energy Collaboration Team ("City Team").

**Section 1. PURPOSE:** The purpose of the City Team is to work with PNM and NMGCO to craft memorandums of understanding that align with the CPAP and REV and recommend amendments and/or new franchise agreements with PNM and NMGCO.

**Section 2. DUTIES AND RESPONSIBILITIES:**

A. The City Team shall work with City staff to create the City's CPAP and REV.

B. Using the CPAP and REV guidelines, the City Team will work with the PNM/NMGCO Team to achieve partnerships that will work on the following policy goals:

- Reducing greenhouse gas emissions through electric consumption, gas consumption and transportation;
- Increasing electricity through renewable energy sources for significant energy efficiency improvements in the residential, commercial, and public sectors;
- Advancing equity in infrastructure and environmental benefits;
- Providing an energy system that will provide reliable, affordable, local, and clean energy services for Santa Fe homes, business, and institutions; and
- Providing low income assistance.

C. Ultimately, the City Team shall work with PNM and NMGCO on memorandums of understandings that align with the CPAP and REV and recommend amendments and/or new franchise agreements with PNM and NMGCO.

**Section 3. MEMBERSHIP; OFFICERS; TERM:**

A. The City Team shall consist of the following members:

- Douglas Howe, former PRC Commissioner



- 1                   • Marcos Martinez, Assistant City Attorney
- 2                   • Steve Michel, Energy & Environmental Attorney

3           B.     The City Team members shall serve until they complete their duties and  
4 responsibilities as set forth above.

5           **Section 3.     STAFF LIAISON:** The City of Santa Fe renewable energy planner shall  
6 serve as the staff liaison to the City Team.

7           **Section 4.     TRANSPARENCY.** There shall be opportunities for the public, including  
8 advocates, advisors, and representatives from critical communities within the City, such as business,  
9 neighborhoods, environmental justice, technical, and City staff, to provide information and materials  
10 to the Teams at public meetings. At such meetings, the Teams will provide information related to the  
11 ongoing work of the Teams to recommend amendments and/or new franchise agreements with PNM  
12 and NMGCO.

13          **Section 5.     STENOGRAPHER.** A stenographer shall be present at all meetings.

14          **BE IT FURTHER RESOLVED** that the following individuals will serve on the  
15 PNM/NMGCO Team:

- 16                   • Ron Darnell, PNM Senior Vice President for Public Policy
- 17                   • Raymond G. Sandoval, PNM Santa Fe Community and Governmental  
18                   Relations
- 19                   • Representative from NMGCO – to be determined

20          **BE IT FURTHER RESOLVED** that the City Clerk is directed to forward a copy of this  
21 resolution to the chief executive officers of PNM and New Mexico Gas Company.

22          PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

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JAVIER M. GONZALES, MAYOR



1 ATTEST:

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4 \_\_\_\_\_  
YOLANDA Y. VIGIL, CITY CLERK

5 APPROVED AS TO FORM:

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8 \_\_\_\_\_  
KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Melissa/Resolutions 2014/PNM\_NMGAS Franchises*