



Agenda

Finance Committee Meeting
April 21, 2008 – 5:15 pm
City Council Chambers

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES:

MARCH 31, 2008

CITY CLERK'S OFFICE

DATE 4-18-08 TIME 1:50

SERVED BY Yolanda Green

RECEIVED BY [Signature]

MATTERS FROM THE COMMITTEE

PROPOSED RESOLUTIONS AND ORDINANCES: (WITH NO FISCAL IMPACT)

6. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008 AN ORDINANCE AMENDING SECTIONS 22-9.1, 22-9.7 AND 22-9.10 SFCC 1987 REGARDING INDUSTRIAL PRETREATMENT REGULATIONS AND PROCEDURES (COUNCILOR DOMINGUEZ, CALVERT AND TRUJILLO) (BRYAN ROMERO)

Committee Review:

Public Utilities Committee Scheduled for May 21, 2008

Note: In order for the City to meet Federal regulations this item has to be in effect by July 1, 2008, otherwise we will be fined. Therefore, this has to go to request to publish on April 30, 2008 for adoption by May 28, 2008.

7. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008 AN ORDINANCE AMENDING TABLE 14-7.1-1 SFCC 1987 RESTRICTING THE MAXIMUM HEIGHT IN RM-1 AND RM-2 DISTRICTS TO 24 FEET (COUNCILORS CALVERT AND BUSHEE) (JEANNE PRICE)

Committee Review:

Planning Commission (Approved) March 20, 2008

Public Works Committee (Approved) April 7, 2008

8. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008 AN ORDINANCE CREATING A NEW SECTION 14-8.18 SFCC 1987 REQUIRING NOTIFICATION TO THE SANTA FE PUBLIC SCHOOL DISTRICT PRIOR TO SUBMITTAL OF A DEVELOPMENT REQUEST (COUNCILOR DOMINGUEZ) (JACK HIATT)

Committee Review:

Planning Commission (Approved) March 20, 2008

Public Works Committee (Approved) April 7, 2008



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PROPOSED RESOLUTIONS AND ORDINANCES: (WITH FISCAL IMPACT)

9. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008 AN ORDINANCE AMENDING SECTION 12-2 SFCC 1987; ADOPTING THE 2006 INTERNATIONAL FIRE CODE AS AMENDED BY THE GOVERNING BODY AND MAKING OTHER CHANGES RELATING TO THE FIRE CODE OF THE CITY OF SANTA FE (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO) (TED BOLLETER)

Committee Review:

Public Safety Committee

Scheduled for April 22, 2008

- A. REQUEST FOR APPROVAL OF A RESOLUTION REVISING FEES RELATING TO FIRE PREVENTION AND PROTECTION (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO) (TED BOLLETER)

Committee Review:

Public Safety Committee

Scheduled for April 22, 2008

10. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008 AN ORDINANCE AMENDING SECTION 14-3.9 SFCC 1987 REGARDING DEVELOPMENT IN FLOOD HAZARD AREAS, SECTION 14-8.3 SFCC 1987 REGARDING FLOOD REGULATIONS; SECTION 14-11.5(C) SFCC 1987 REGARDING PENALTIES FOR VIOLATIONS OF FLOOD REGULATIONS; AND MAKING SUCH OTHER RELATED CHANGES TO CHAPTER 14 SFCC 1987 AS ARE NECESSARY (MAYOR COSS AND COUNCILOR BUSHEE) (WENDY BLACKWELL)

Committee Review:

Planning Commission (Approved) April 3, 2008

Public Works Committee (Approved) April 7, 2008

11. REQUEST FOR APPROVAL OF A RESOLUTION SUPPORTING THE ESTABLISHMENT OF AN EMPLOYEE WELLNESS INITIATIVE TO PROMOTE INCREASED HEALTH AWARENESS AND WELL-BEING OF CITY EMPLOYEES THROUGH AN EMPLOYEE WELLNESS INITIATIVE (COUNCILORS DOMINGUEZ, TRUJILLO AND BUSHEE) (KRISTINE KUEBLI)
12. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE CITY OF SANTA FE TO SUBMIT AN ILLEGAL DUMPING GRANT APPLICATION TO THE NEW MEXICO ENVIRONMENT DEPARTMENT FOR THE PURPOSE OF IMPLEMENTING A "DON'T DUMP SANTA FE" PROGRAM (COUNCILORS TRUJILLO AND BUSHEE) (PEGGY DOOLITTLE)

Committee Review:

Public Works Committee

Scheduled for April 28, 2008

Note: This resolution must be considered by council by April 30, 2008. The city's deadline to submit the grant application to the state is May 1, 2008 at 8:00 a.m.



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13. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE CITY OF SANTA FE TO SUBMIT A RECYCLING GRANT APPLICATION TO THE NEW MEXICO ENVIRONMENT DEPARTMENT FOR THE PURPOSE OF IMPLEMENTING A “RECYCLE SANTA FE” PROGRAM (COUNCILORS TRUJILLO AND BUSHEE) (GILDA MONTANO)

Committee Review:

Public Works Committee

Scheduled for April 28, 2008

Note: This resolution must be considered by council by April 30, 2008. The city’s deadline to submit the grant application to the state is May 1, 2008 at 8:00 a.m.

CONSENT AGENDA:

14. BID OPENINGS:
- A. BID NO. 08/29/B – CANYON ROAD WATER TREATMENT PLANT RESIDUALS TO SANITARY LANDFILL (ROBERT GALLEGOS)
1. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – RHINO ENVIRONMENTAL SERVICES, INC.
 2. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – WASTE MANAGEMENT
15. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – THREE (3) VEHICLES FOR SENIOR SERVICES DIVISION; RELIABLE CHEVROLET (TERRIE RODRIGUEZ) (Postponed at Finance Committee meeting of March 31, 2008)
16. REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – FIRE ENGINE FOR FIRE DEPARTMENT; FIRST IN. INC. (CHIEF CHRIS RIVERA)
17. REQUEST FOR APPROVAL OF GRANT AWARD – 2006 GENERAL OBLIGATION BOND TO BENEFIT NEW MEXICO LIBRARIES; NEW MEXICO STATE LIBRARY (PATRICIA HODAPP)
- A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND
18. REQUEST FOR APPROVAL OF EMERGENCY PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – INDEPENDENT ANALYSIS AND REVIEW OF WATER SERVICE LINE AND METER SETTING FREEZE-UPS FOR WATER DIVISION; URS CORPORATION (BRIAN SNYDER)
19. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES AT SANTA FE WATERSHED AND WELL FIELDS; CHAVEZ SECURITY, INC. (MICHAEL GONZALES)



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20. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO CONSTRUCTION AGREEMENT – REPAIRS FOR PHASE I OF SEWER REHABILITATION PROJECT FOR WASTEWATER MANAGEMENT DIVISION; TRIMAN CONSTRUCTION INDUSTRIES, INC. (LISA SANDOVAL)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND
21. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO LEGAL SERVICES AGREEMENT – ASSIST PROJECT MANAGER WITH MATTERS REGARDING BUCKMAN DIRECT DIVERSION BOARD; LONG, POUND & KOMER AND HARWOOD CONSULTING, PC (RICK CARPENTER)
22. REQUEST FOR APPROVAL PROCUREMENT UNDER STATE PRICE AGREEMENT – MAINTENANCE SUPPORT VEHICLE FOR SOLID WASTE MANAGEMENT DIVISION; BOB TURNER FORD COUNTRY (BILL DE GRANDE)
23. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO LEASE AGREEMENT – FACILITY MAINTENANCE AT LA FAMILIA MEDICAL CENTER; LA FAMILIA MEDICAL CENTER (MARTIN VALDEZ)
24. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – PROJECT MANAGER FOR VARIOUS PROJECTS AND ALLOCATION FOR ARTS IN PUBLIC PLACES; SANTA FE CIVIC HOUSING AUTHORITY (DAVID CHAPMAN)
25. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – THE SANTA FE FARMERS' MARKET; SANTA FE FARMERS' MARKET INSTITUTE (FRANK ROMERO)
26. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – ENGINEERING SERVICES FOR LAND USE DEPARTMENT; JOE BARELA, P.E. CFM (JACK HIATT)
27. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SUPPORT OPERATION OF SANTA FE COMMUNITY TELEVISION, CHANNEL 16; SANTA FE COMMUNITY COLLEGE (JOE ABEYTA)

DISCUSSION:

28. REVIEW AND REQUEST FOR RECOMMENDATION FOR THE PROPOSED RAILYARD PROGRAMS (BILL HON)



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29. REQUEST FOR APPROVAL OF RAIL RUNNER STATION LOCATIONS AND TRAFFIC CONTROL PLAN; NEW MEXICO DEPARTMENT OF TRANSPORTATION AND MID REGION COUNCIL OF GOVERNMENTS (ROBERT ROMERO AND TIM HARRIS)
 - A. NEW MEXICO DEPARTMENT OF TRANSPORTATION PROPOSED SOUTH CAPITAL RAIL RUNNER STATION
 - B. NEW MEXICO DEPARTMENT OF TRANSPORTATION PROPOSED ZIA ROAD RAIL RUNNER STATION; AND
 - C. TRAFFIC CONTROL FOR THE RAIL RUNNER CONSTRUCTION
 30. OTHER FINANCIAL INFORMATION
 31. ADJOURNMENT

Interpreter for hearing impaired is available through City Clerk's Office upon 5 days notice.

**SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Monday, April 21, 2008**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	1
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-3
APPROVAL OF MINUTES: MARCH 31, 2008	Approved	3
MATTERS FROM THE COMMITTEE	None	3
<u>PROPOSED RESOLUTIONS AND ORDINANCES:</u> (WITH NO FISCAL IMPACT)		
REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING SECTIONS 22-9.1, 22-9.7 AND 22.9.10 SFCC 1987, REGARDING INDUSTRIAL PRETREATMENT REGULATIONS AND PROCEDURES	Approved	4
REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING TABLE 15-7.1-1 SFCC 1987, RESTRICTING THE MAXIMUM HEIGHT IN RM-1 AND RM-2 DISTRICTS TO 24 FEET	Approved	4
REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE CREATING A NEW SECTION 14-8.18 SFCC 1987, REQUIRING NOTIFICATION TO THE SANTA FE PUBLIC SCHOOL DISTRICT PRIOR TO SUBMITTAL OF A DEVELOPMENT REQUEST	Approved	4

ITEM**ACTION****PAGE****PROPOSED RESOLUTIONS AND ORDINANCES:
(WITH FISCAL IMPACT)**

REQUEST FOR APPROVAL TO PUBLISH NOTICE
OF PUBLIC HEARING ON MAY 28, 2008, AN
ORDINANCE AMENDING SECTION 12-2 SFCC
1987; ADOPTING THE 2006 INTERNATIONAL
FIRE CODE AS AMENDED BY THE GOVERNING
BODY AND MAKING OTHER CHANGES RELATING
TO THE FIRE CODE OF THE CITY OF SANTA FE
REQUEST FOR APPROVAL OF A
RESOLUTION REVISING FEES RELATING
TO FIRE PREVENTION AND PROTECTION

See page 23 for this action

REQUEST FOR APPROVAL TO PUBLISH NOTICE
OF PUBLIC HEARING ON MAY 28, 2008, AN
ORDINANCE AMENDING SECTION 14-3.9 SFCC
1987, REGARDING DEVELOPMENT IN FLOOD
HAZARD AREAS, SECTION 14-8.3 SFCC 1987,
REGARDING FLOOD REGULATIONS; SECTION
14-11.5(C), SFCC 1987, REGARDING PENALTIES
FOR VIOLATIONS OF FLOOD REGULATIONS; AND
MAKING SUCH OTHER RELATED CHANGES TO
CHAPTER 14 SFCC 1987, AS ARE NECESSARY

Approved

5

REQUEST FOR APPROVAL OF A RESOLUTION
SUPPORTING THE ESTABLISHMENT OF AN
EMPLOYEE WELLNESS INITIATIVE TO PROMOTE
INCREASED HEALTH AWARENESS AND WELL-
BEING OF CITY EMPLOYEES THROUGH AN
EMPLOYEE WELLNESS INITIATIVE

Approved

5

REQUEST FOR APPROVAL OF A RESOLUTION
AUTHORIZING THE CITY OF SANTA FE TO
SUBMIT AN ILLEGAL DUMPING GRANT
APPLICATION TO THE NEW MEXICO
ENVIRONMENT DEPARTMENT FOR THE
PURPOSE OF IMPLEMENTING A "DON'T
DUMP SANTA FE" PROGRAM

Approved

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ITEM

ACTION

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REQUEST FOR APPROVAL OF A RESOLUTION
AUTHORIZING THE CITY OF SANT FE TO
SUBMIT A RECYCLING GRANT APPLICATION
TO THE NEW MEXICO ENVIRONMENT
DEPARTMENT FOR THE PURPOSE OF
IMPLEMENTING A "RECYCLE SANTA FE"
PROGRAM

Approved

6

CONSENT CALENDAR DISCUSSION

REQUEST FOR APPROVAL OF AMENDMENT
NO. 4 TO PROFESSIONAL SERVICES
AGREEMENT – THE SANTA FE FARMERS'
MARKET; SANTA FE FARMERS' MARKET
INSTITUTE

Approved [condition]

6-7

END OF CONSENT CALENDAR DISCUSSION

DISCUSSION

REVIEW AND REQUEST FOR RECOMMENDATION
FOR THE PROPOSED RAILYARD PROGRAMS

Approved [amended]

7-13

REQUEST FOR APPROVAL OF RAIL RUNNER
STATION LOCATIONS AND TRAFFIC CONTROL
PLAN; NEW MEXICO DEPARTMENT OF
TRANSPORTATION AND MID-REGION COUNCIL
OF GOVERNMENTS.

NEW MEXICO DEPARTMENT OF
TRANSPORTATION PROPOSED SOUTH
CAPITAL RAIL RUNNER STATION

NEW MEXICO DEPARTMENT OF
TRANSPORTATION PROPOSED ZIA ROAD
RAIL RUNNER STATION; AND

TRAFFIC CONTROL FOR THE RAIL
RUNNER CONSTRUCTION

Moved forward without
Recommendation [conditions] 14-22

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
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REQUEST FOR APPROVAL OF A RESOLUTION REVISING FEES RELATING TO FIRE PREVENTION AND PROTECTION	Approved	23
OTHER FINANCIAL INFORMATION	Information/discussion	23-24
ADJOURNMENT		24

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE
Monday, April 21, 2008**

1. CALL TO ORDER

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Matthew E. Ortiz, at approximately 5:15 p.m., on Monday, April 21, 2008, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Councilor Matthew E. Ortiz, Chair
Councilor Christopher Calvert
Councilor Miguel Chavez
Councilor Carmichael A. Dominguez
Councilor Rebecca Wurzburger

OTHERS ATTENDING:

Kathryn Raveling, Finance Director
Yolanda Green, Finance Division
Melessia Helberg, Stenographer.

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

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

3. APPROVAL OF AGENDA

Chair Ortiz would like to remove #9 from the agenda and postpone it until it is heard by Public Safety.

MOTION: Councilor Wurzburger moved, seconded by Councilor Calvert, to approve the agenda, as amended.

DISCUSSION: Councilor Calvert asked to be added as a sponsor to Items #11, #12 and #13.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

4. APPROVAL OF CONSENT AGENDA

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve the following Consent Agenda as amended.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

CONSENT AGENDA

14. BID OPENINGS:

- A. BID NO. 08/29/B – CANYON ROAD WATER TREATMENT PLANT RESIDUALS TO SANITARY LANDFILL. (ROBERT GALLEGOS)**
 - 1. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – RHINO ENVIRONMENTAL SERVICES, INC.**
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- 15. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – THREE (3) VEHICLES FOR SENIOR SERVICES DIVISION; RELIABLE CHEVROLET. (TERRIE RODRIGUEZ). (Postponed at Finance Committee Meeting of March 31, 2008)**
- 16. REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – FIRE ENGINE FOR FIRE DEPARTMENT; FIRST IN, INC. (CHIEF CHRIS RIVERA)**
- 17. REQUEST FOR APPROVAL OF GRANT AWARD – 2006 GENERAL OBLIGATION BOND TO BENEFIT NEW MEXICO LIBRARIES; NEW MEXICO STATE LIBRARY. (PATRICIA HODAPP)**
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 - REQUEST FOR APPROVAL OF BUDGET INCREASE – BUDGET FUND.**

21. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO LEGAL SERVICES AGREEMENT – ASSIST PROJECT MANAGER WITH MATTERS REGARDING BUCKMAN DIRECT DIVERSION BOARD; LONG, POUND & KOMER AND HARWOOD CONSULTING, PC. (RICK CARPENTER)
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24. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – PROJECT MANAGER FOR VARIOUS PROJECTS AND ALLOCATION FOR ARTS IN PUBLIC PLACES; SANT FE CIVIC HOUSING AUTHORITY. (DAVID CHAPMAN)
25. *[Removed for discussion by Councilor Wurzbarger]*
26. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – ENGINEERING SERVICES FOR LAND USE DEPARTMENT; JOE BARELA, P.E. CFM. (JACK HIATT)
27. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SUPPORT OPERATION OF SANTA FE COMMUNITY TELEVISION, CHANNEL 16; SANTA FE COMMUNITY COLLEGE. (JOE ABEYTA)

5. APPROVAL OF MINUTES: MARCH 31, 2008

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the minutes of the meeting of March 31, 2008, as presented.

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

MATTERS FROM THE COMMITTEE

There were no matters from the Committee.

PROPOSED RESOLUTIONS AND ORDINANCES: (WITH NO FISCAL IMPACT)

6. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING SECTIONS 22-9.1, 22-9.7 AND 22.9.10 SFCC 1987, REGARDING INDUSTRIAL PRETREATMENT REGULATIONS AND PROCEDURES (COUNCILORS DOMINGUEZ, CALVERT AND TRUJILLO). (BRYAN ROMERO) Committee Review: Public Utilities Committee. Scheduled for May 21, 2008. NOTE: In order for the City to meet Federal regulations, this item has to be in effect by July 1, 2008, otherwise we will be FINED. Therefore, this has to go to request to publish on April 30, 2008, for adoption by May 28, 2008.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Dominguez, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

7. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING TABLE 15-7.1-1 SFCC 1987, RESTRICTING THE MAXIMUM HEIGHT IN RM-1 AND RM-2 DISTRICTS TO 24 FEET (COUNCILORS CALVERT AND BUSHEE). (JEANNE PRICE) Committee Review: Planning Commission (Approved) March 20, 2008; Public Works Committee (Approved) April 7, 2008.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

8. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE CREATING A NEW SECTION 14-8.18 SFCC 1987, REQUIRING NOTIFICATION TO THE SANTA FE PUBLIC SCHOOL DISTRICT PRIOR TO SUBMITTAL OF A DEVELOPMENT REQUEST (COUNCILOR DOMINGUEZ). (JACK HIATT) Committee Review: Planning Commission (Approved) March 20, 2008; Public Works Committee (Approved) April 7, 2008.

MOTION: Councilor Dominguez moved, seconded by Councilor Wurzbarger, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

PROPOSED RESOLUTIONS AND ORDINANCES: (WITH FISCAL IMPACT)

9. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING SECTION 12-2 SFCC 1987; ADOPTING THE 2006 INTERNATIONAL FIRE CODE AS AMENDED BY THE GOVERNING BODY AND MAKING OTHER CHANGES RELATING TO THE FIRE CODE OF THE CITY OF SANTA FE (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO). (TED BOLLETER) Committee Review: Public Safety Committee, Scheduled for April 22, 2008.
- A. REQUEST FOR APPROVAL OF A RESOLUTION REVISING FEES RELATING TO FIRE PREVENTION AND PROTECTION. (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO). (TED BOLLETER) Committee Review: Public Safety Committee, Scheduled for April 22, 2008.

This item initially was postponed, but was restored to the agenda for consideration because of the time sensitive nature of the request. See page 23 for this action.

10. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING SECTION 14-3.9 SFCC 1987, REGARDING DEVELOPMENT IN FLOOD HAZARD AREAS, SECTION 14-8.3 SFCC 1987, REGARDING FLOOD REGULATIONS; SECTION 14-11.5(C), SFCC 1987, REGARDING PENALTIES FOR VIOLATIONS OF FLOOD REGULATIONS; AND MAKING SUCH OTHER RELATED CHANGES TO CHAPTER 14 SFCC 1987, AS ARE NECESSARY (MAYOR COSS AND COUNCILOR BUSHEE). (WENDY BLACKWELL). Committee Review: Planning Commission (Approved), Approved April 3, 2008; Public Works Committee (Approved), April 7, 2008.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

11. REQUEST FOR APPROVAL OF A RESOLUTION SUPPORTING THE ESTABLISHMENT OF AN EMPLOYEE WELLNESS INITIATIVE TO PROMOTE INCREASED HEALTH AWARENESS AND WELL-BEING OF CITY EMPLOYEES THROUGH AN EMPLOYEE WELLNESS INITIATIVE (COUNCILORS DOMINGUEZ, TRUJILLO, BUSHEE AND CALVERT.). (KRISTINE KUEBLI)

MOTION: Councilor Dominguez moved, seconded by Councilor Wurzbarger, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

12. **REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE CITY OF SANTA FE TO SUBMIT AN ILLEGAL DUMPING GRANT APPLICATION TO THE NEW MEXICO ENVIRONMENT DEPARTMENT FOR THE PURPOSE OF IMPLEMENTING A "DON'T DUMP SANTA FE" PROGRAM (COUNCILORS TRUJILLO, BUSHEE AND CALVERT). (PEGGY DOOLITTLE)**Committee Review: Public Works Committee, Scheduled for April 28, 2008. **NOTE:** This resolution must be considered by council by April 30, 2008. The City's deadline to submit the grant application to the State is May 1, 2008, at 8:00 a.m.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzburger, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

13. **REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE CITY OF SANT FE TO SUBMIT A RECYCLING GRANT APPLICATION TO THE NEW MEXICO ENVIRONMENT DEPARTMENT FOR THE PURPOSE OF IMPLEMENTING A "RECYCLE SANTA FE" PROGRAM (COUNCILORS TRUJILLO, BUSHEE AND CALVERT). (GILDA MONTANO).**Committee Review: Public Works Committee, Scheduled for April 28, 2008. **NOTE:** This resolution must be considered by Council by April 30, 2008. The City's deadline to submit the grant application to the State is May 1, 2008, at 8:00 a.m.

MOTION: Councilor Wurzburger moved, seconded by Councilor Calvert, to approve this request.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

CONSENT CALENDAR DISCUSSION

25. **REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – THE SANTA FE FARMERS' MARKET; SANTA FE FARMERS' MARKET INSTITUTE. (FRANK ROMERO)**

Councilor Wurzburger said she is confused. The budget says it is for contract management. Then she read the contract and we obviously aren't paying \$2 million to manage a contract for \$4 million.

Mr. Robert Romero said the Professional Services Agreement is for the company to do contract management and then to do the construction.

Councilor Wurzburger believes this needs to be clarified in the contract.

Mr. Romero said on page 16, it is included in the Scope of Services.

Councilor Wurzburger said it still isn't clear, and she wants this clarified.

MOTION: Councilor Wurzburger moved, seconded by Councilor Calvert, to approve this request with the condition that the construction portion of this contract be broken out by staff so it doesn't appear as though we're giving such a large contract for construction management.

DISCUSSION: Councilor Calvert asked if this is money received from the State which is being put into the contract.

Mr. Romero said yes.

Chair Ortiz said Councilor Wurzburger's concern is if they are performing additional duties with the additional money, it needs to be spelled out in the agreement.

Mr. Romero will clarify that before it goes to the City Council for approval.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez]

END OF CONSENT CALENDAR DISCUSSION

DISCUSSION

28. REVIEW AND REQUEST FOR RECOMMENDATION FOR THE PROPOSED RAILYARD PROGRAMS. (BILL HON)

A copy of a letter dated April 17, 2008, to Councilor Chris Calvert [and other Councilors] from George Gundrey, Executive Director, Santa Fe Farmers Market and Sarah Noss, Executive Director, Santa Fe Farmers Market Institute, is incorporated herewith to these minutes as Exhibit "1."

Chair Ortiz said he received a letter dated April 17, 2008, from the Farmers Market with different proposals for parking [Exhibit "1"], and asked Mr. Hon if he has seen the letter, and Mr. Hon said he has.

Chair Ortiz said the three proposals they are proposing in the alternative to the \$2 event proposed by the Parking Advisory Committee: (1) Free parking for up to an hour and then charge the \$2 event rate for parking over an hour; (2) \$1 event parking from 7:00 a.m. to noon, and in the afternoon impose the \$2 charge; and (3) free parking from 7:00 a.m. to noon, and then have the event rate begin. Farmer's Market cars left in the lot after noon, would pay \$2 on their way out.

Chair Ortiz said Options #2 and #3 sound good to him. He said this was heard by Public Works and was sent back, and then Public Works heard the new iteration and approved it.

Councilor Wurzburger said wants to know the financial implications, saying the previous option was approved by Public Works and the Parking Advisory Committee.

Chair Ortiz said it was sent to Public Works from Parking Advisory and it was sent back to that Committee because staff said they were going back to get different recommendations. The Parking Advisory came up with the staff proposal which was approved by Public Works.

Mr. Hon said it went back to Parking Advisory which forwarded it back to the Public Works Committee with no changes. He brought it to Public Works with the \$2 change. He said to be fiscally responsible for maintaining the Parking Enterprise fund and the amounts it is paying out for the Railyard, he has to charge something, unless this Committee doesn't want to.

Mr. Hon said the scenarios proposed by the Farmers Market are all great. He did run the numbers, and if he were to give free parking, the fiscal impact to the Enterprise Fund would be approximately \$80,000 for option 3. He said the problem he would have for option 1 is not in the facility. He can design the computer software to give one hour of free parking and then if they stay for five hours, charge for four hours on the way out. He can't do that for surface parking, because the surface meters will not work that way. It is a prepaid ticket which is put on the dash.

Mr. Hon said option 2 would be the one hour event parking from 7:00 a.m. to noon, and any cars after noon are charged \$2. He can do this because the on-street computers will allow him to do a step rate, for \$1 for that time period, and change at noon and start charging \$2. He didn't run the figures, but estimates that would cost about \$40,000.

Councilor Wurzbarger asked Mr. Hon if he has a fourth option.

Mr. Hon said there could be a differential rate for the entire time period, or up to a certain time period and then change to the \$2.

Councilor Wurzbarger said we could have the free parking option in the facility, with option 2(B) for the on street parking.

Councilor Calvert said he suggested a fourth option to Mr. Hon. They would pay the hourly rate in the garage for the first hour and after that it would be a flat \$2.

Mr. Hon said he did ask him about that. He checked and the software won't allow him to do that. He could program the computer for the first hour to be free, but after that it has to be a prepay or it goes on the clock.

Councilor Calvert said he is suggesting that the first hour is at the regular hourly rate.

Mr. Hon said the software won't accept it for the regular rate and then cap itself at \$2 until noon.

Councilor Calvert asked if he could rely on the people to administer that.

Mr. Hon said that would be a real enforcement nightmare.

Responding to Councilor Calvert, Mr. Hon said he is trying to make it fair for all of the tenants of the Railyard, Farmers Market being one of those and an important tenant. He said he has already been approached by Site Santa Fe, Warehouse 21 and others asking for the same treatment during their special events. Mr. Hon said he wants to make it clear to the Committee that on Wednesday, he will be before the Finance Committee explaining the reason he is going into the cash reserves of the Parking Enterprise Fund for \$800,000 to fund all of these programs, and he isn't getting any income from the garages. He said there is debt service on the garage, but no revenue coming in.

Councilor Ortiz said the short answer is that we "bit off" a fair amount of the Parking Enterprise Fund bond capacity to pay for the Civic Center parking structure.

Ms. Raveling pointed out that the parking garage at the civic center is paid from Lodgers' Tax. She said we were going to put in another increment, but because the fund was not in very good financial shape, they didn't do that.

Councilor Chavez arrived at the meeting at this time

Mr. Hon said the money from the Enterprise Fund has been going to the Railyard infrastructure, because we are building the infrastructure over there.

Councilor Wurzbarger said the notion of equity does concern her. She said the Farmers Market is a great part of the community and we want people to come. She said we have had terrible parking and lack of location for years for the Farmers Market. Now we will have parking, and yet at some level we aren't wanting to pay for it.

Councilor Calvert said he would like all the parking to be free, and believes Mr. Hon wouldn't care if it wasn't for the budget for which he is responsible. He believes the proposal they heard at Public Works is a reasonable compromise, at least for the first year and we see how things work. He said we want people to use the parking, but it is part of the financing mechanism for this project. He said it was billed that way all along, and there was never any question that this would be the financing structure for this project. He said a lot of people don't like that, and he isn't really "wild" about it. However, we have to be somewhat conservative for the first year to see how things play out before we can start giving things away, or we'll be in a really big hole.

Chair Ortiz said to be clear, Public Works approved the proposal to charge a fee of \$2 for short term event prepay.

Mr. Hon said this is correct, but the rest of what is in the memorandum has not been approved.

Chair Ortiz said he understands the \$2 will allow parking for up to four hours.

Mr. Hon said the \$2 special event rate would allow people to park at the Railyard all day, and visit the parks and other areas of the Railyard.

Chair Ortiz said that differs from what is in the packet which is Railyard special event parking rates, \$2 for short duration high turnover, \$3 for four to five hours, \$5 for 6 to 8 hours and \$6 for all day event with no turnover.

Mr. Hon said those are the rates for all other days except Saturday and Sunday, noting there are a lot of events at El Museo on Thursday and Friday nights, for example.

Chair Ortiz said the equity issue would seem to be the special event parking rate. He said we really had in mind only Farmers Market mornings and how to address parking for that group. He said option two proposed by the Farmers Market is the proposal which clearly targets the Farmers Market and our interest in making sure the public can go to the Market. That proposes \$1 event parking from 7:00 a.m. to noon, and cars after that time can take advantage of the \$2 per day parking, for a total of \$3.

Mr. Hon said this is correct, and they would pay an additional \$2 on exiting if they left the car beyond that time.

Councilor Calvert said part of the rationale for the \$2 fee to park all day Saturday and Sunday was partly for the Farmers Market as well so people can visit the Park as well. He said it would accommodate the merchants on Guadalupe which have taken such a big hit over the past several months. These are the reasons he thinks it's an overall reasonable compromise.

Councilor Wurzbarger asked what would it cost to go with the staff recommendation of a \$2 event prepaid for all day Saturday and Sunday.

Mr. Hon said if charge normal rates, it would be an \$80,000 hit to the Enterprise Fund. If we charge \$2 for the day, the loss would be \$30,000.

Councilor Wurzbarger said then we're not going to break even no matter what we decide.

Mr. Hon said this is correct.

Councilor Chavez said it is an equity issue on both sides, and we have tried to look at the surrounding business district, and parking is an issue for everyone in the area. He asked if the Committee has discussed this afternoon the concept of some of the patrons using some sort of shuttle system which would alleviate the need for everyone to park a car.

Mr. Hon said this has been discussed, but not this afternoon. He has worked with Jon Bulthuis at Santa Fe Trails and we were going to be running free bus service from the DOT to the Farmers Market and back, with a promotion to give a nice bag for the goods purchased from the Farmers Market. He hasn't run the numbers on how much traffic that would eliminate. He said the reality is that the Farmers Market vendors will occupy all of the surface spaces up front. The people coming to purchase goods and services probably will occupy the garage.

Councilor Chavez said this doesn't leave parking for the indoor market.

Mr. Hon said this will leave the underground parking for visitors coming to purchase, noting large trucks and trucks with trailers can't fit in the underground facility and all those will have to park on the surface or somewhere else.

Councilor Chavez said staff is requesting two things: consideration of the rates and the programs. He said there was discussion about Farmers Market, El Museo, Santa Fe Clay and the other special user group permits. He said this isn't the discussion you had earlier about the surface parking regarding the Farmers Market.

Mr. Hon said, regarding the special event users group permit, it is a permit which would allow the Farmers Market vendors to park at the meters out front on Tuesdays and Saturdays only during the duration of Farmers Market, and they would pay a monthly permit fee to do that. He said people normally coming to the events can purchase a monthly permit, pay a monthly fee which is greatly reduced which will allow them to use the permit only during certain blocks of time, and wouldn't be good every day.

Councilor Calvert asked to allow Mr. Gundry to speak about where vendors will be parking, and believes this is germane to the discussion because it relates to the demand for these spaces.

George Gundry, Executive Director, Santa Fe Farmers Market, said they are very concerned about the amount of available parking on Saturdays, so he made arrangements for the vendors to park in a private lot on Garfield Street on Saturday mornings. He has a written agreement to this effect. He said they do not have this arrangement on Tuesdays, but it is much less of a crunch and they were planning on taking advantage of the \$10 monthly permit on Tuesdays.

Councilor Chavez asked Mr. Gundry the number of spaces in the private parking on Garfield for the vendors, and how long that arrangement might be provided.

Mr. Gundry said there are a little more than 50 spaces. He said the layout of the Farmers Market is that there are 49 truck stalls where the vendor's vehicles would be on the Alameda, and almost all of the remaining vendors could park in the private lot.

Councilor Chavez said this means the vendors will drive up in their trucks/cars, unload, set up their tents and move their vehicles somewhere else.

Mr. Gundry said approximately 50% of the vendors will have to do that. He said part of that, obviously, are those which vend in the building itself.

Mr. Gundry said there were 103 vendors at the peak markets, 10 of which had double stalls, so there were 113 stalls. Responding to Councilor Chavez, Mr. Gundry said the other half still would have their vehicles next to their stalls underneath the shade structure. He said the reason this was done was to make all fit, because there wasn't enough room on the Plaza and the Alameda. He said most of the Plaza is off load stalls where you park, unload and then move your vehicle elsewhere. He believes it will look much nicer and be more esthetic.

Councilor Wurzbarger said this is helpful information, and thanked him for doing the work. She said it appears option #1 won't work because there would be no surface parking, because it would be used by vendors. She said #1 also cannot work because the free parking for up to one hour on the streets won't work.

MOTION: Councilor Chavez moved, seconded by Councilor Ortiz for purposes of discussion, to concur with the Public Works and Staff position for rates and programs.

DISCUSSION: Councilor Ortiz said the Farmers Market sent all the Councilors a letter, and we're talking about options 2 and 3 from that letter are separate options.

Responding to Councilor Chavez, Mr. Gundrey said it was placed in the Councilors' boxes last Thursday morning.

Councilor Ortiz said he supports Option 2 from that letter which differs from staff's recommendation.

WITHDRAWAL OF SECOND: Councilor Ortiz withdrew his second to the motion, and the motion died for lack of a second.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve the staff proposal as stated in the April 10, 2008 Memorandum, with one change that incorporates Option 2 from the Farmers Market letter of April 17, 2008, which would charge a \$1 dollar event parking from 7:00 a.m. to noon, after noon, the \$2 all day event parking would begin, and customers who stay in the lot after noon would pay an additional \$2 for a total of \$3.

DISCUSSION: Councilor Chavez asked staff to address the fiscal impact question in going with this option.

Chair Ortiz asked Mr. Hon if he can answer this question today, and if not, when can he provide an FIR on this proposal if it is approved.

CLARIFICATION OF THE MOTION: Councilor Wurzbarger said the motion is to approve the recommendation of the Public Works Committee, with the one exception of adding option 2 from the Farmers Market letter of April 17, 2008.

Friendly amendment: Councilor Wurzbarger proposed to amend the motion to provide that within one month of the end of the Farmers Market, Mr. Hon will come back to this Committee and report the actual financial impact of the proposal in the motion. **The amendment was friendly to the second.**

Councilor Dominguez said he supports the motion, but he is unsure when the Farmers Market ends, and would like a more specific time.

Mr. Gundrey said the Farmers Market never ends.

Revised Friendly amendment: Councilor Wurzbarger proposed to amend the motion to provide that by

December 1, 2008, Mr. Hon will come back to this Committee and report the actual financial impact of the proposal in the motion. **The amendment was friendly to the second.**

Councilor Chavez said the Farmer's Market shouldn't end, pointing out it has indoor permanent space, and isn't focused only on that growing season.

Councilor Chavez said his experience on the Council has always told him that you do an FIR or a business plan in advance of an event. He said we won't know until December what will be the effect, and called for the question.

Councilor Calvert asked Mr. Hon if he will be able to compare option 2 to staff's recommendation, noting it will depend on peoples' behavior, and who attends and when, who stays. He won't know this until people start attending the event.

Mr. Hon said the only thing he will be able to do is a complete analysis of how it has operated from the day it starts until December 1, 2008, but he wouldn't know which of the options would have the biggest impact. He could do a guestimate for several scenarios.

Chair Ortiz said Mr. Hon has done this in arriving at staff's recommendation.

VOTE: The motion, as amended, was approved on a voice vote, with Councilors Dominguez, Calvert and Wurzbarger voting in favor of the motion, and Councilor Chavez voting against.

CLARIFICATION OF THE MOTION AS APPROVED: Mr. Hon clarified that the motion would be to charge \$1 event parking from 7:00 a.m. to noon, \$2 after noon for anybody who stays beyond noon, for a total of \$3, and also covers all of the requested items at the bottom of his Memorandum of April 10, 2008.

Councilor Wurzbarger said this is correct.

Councilor Calvert asked Mr. Hon to clarify the hours of operation for parking at the Railyard, and if it will be the same as downtown.

Mr. Hon said right now, he will recommend that the hours of operation be consistent with everything in the downtown area until we know what the buildout and activity will be. He said in all of the initial discussions with SFRCC and RCLLC, the Developers of the Railyard, were that we would be open beyond the hour of a nightclub which is open to 2:00 a.m., which is unusual for us. We will accommodate those hours so we can get people into and out of the facilities. He said since the surface meters are not on what is considered City right of way or street and on private property, the meters will stay in operation until 10:00 p.m. However, currently we will stop that operation at 6:00 p.m., to be consistent with everything in the downtown area until we see how the buildout occurs and how the parking pattern establishes itself.

Councilor Calvert would like this additional piece of information to be presented when this goes before the City Council.

29. REQUEST FOR APPROVAL OF RAIL RUNNER STATION LOCATIONS AND TRAFFIC CONTROL PLAN; NEW MEXICO DEPARTMENT OF TRANSPORTATION AND MID-REGION COUNCIL OF GOVERNMENTS. (ROBERT ROMERO AND TIM HARRIS)

- A. NEW MEXICO DEPARTMENT OF TRANSPORTATION PROPOSED SOUTH CAPITAL RAIL RUNNER STATION**
- B. NEW MEXICO DEPARTMENT OF TRANSPORTATION PROPOSED ZIA ROAD RAIL RUNNER STATION; AND**
- C. TRAFFIC CONTROL FOR THE RAIL RUNNER CONSTRUCTION.**

Items A, B and C were combined for purposes of presentation, discussion and voting.

Chair Ortiz said in one of the meetings he had with DOT Undersecretary Guerrerortiz, he mentioned to him that all of the improvements on all of the City connections have been approved by the City's engineers, and the DOT is proceeding with what the City engineers have requested the DOT to do. He asked if this Committee has ever seen, or given approval for any of those proposed improvements.

Mr. Romero said we have seen some of them, but he hasn't given final approval.

Chair Ortiz asked if the City has given any kind of approval, final or preliminary, on any of the intersections which are proposed for construction.

Mr. Romero said no.

Chair Ortiz asked what is the estimated time for staff's approval of those.

Mr. Romero said staff has seen the preliminary drawings and someone is attending weekly Friday meetings. He said we might have seen the plans, but he hasn't submitted comments nor approved them.

Chair Ortiz said it is his understanding, based on representations by the DOT, that the State will abide by whatever final approvals we give as a City on all of the infrastructure that the State passes through along City right of way.

Mr. Romero said this is correct. He said in the discussions, most of the intersection improvements we are discussing are just replacing the rail and installing the safety mechanisms. In essence, he does not believe DOT is making any major improvements. He said the intersection which will need a major improvement, is St. Francis and Zia. The southbound to westbound right turn lane needs to be extended because of the time it will take for the train to cross and the number of cars which will be trying to make that movement. For the most part, the other areas will not require any major changes. He said at the St. Francis and Zia intersection, he is working with the developer so when their approval happens, the turning lanes on Zia and St. Francis are lengthened. He said we haven't seen anything on the way it will tie into Galisteo as far as final plans. Mr. Romero said at Rodeo Road DOT will be replacing the existing tracks and installing the safety flashers and cross bars.

Chair Ortiz said, consistent with the Resolution we adopted, the Rail Runner is welcomed here so long as they abide by all of the City's request to mitigate impacts on the infrastructure. He would hope we have the ability, before final approval, to give input on those infrastructure requests. He said he gets copies of updates from DOT employees, and apparently the DOT has issued a press release giving the public notice of when they will be working on certain streets and intersections, and when those will be impacted. However, the City hasn't given its final approval on any of that work to be conducted, and he wants to know how we can do this.

Mr. Romero said most of the intersections won't require changes, other than the one at Zia and St. Francis. He said the crossings are at mid-block at Siringo, St. Michaels, 2nd Street. He said at Cerrillos and St. Francis it crosses in the middle, and the only improvements which are possible are the crosswalks and the flashers. He said he is working with DOT on an option for Alta Vista and Pacheco, and they are looking at a realignment of that, but there isn't anything which has been approved or finalized, although he has seen preliminary drawings.

Chair Ortiz said DOT pitched to the public, and in many public meetings have said, that one of the reasons they are realigning the rail at Zia is for safety and for better traffic flow, particularly because of its proximity to Galisteo Street. However, the same problem exists on the south side of that segment where Rodeo Road and Galisteo are very close to the train tracks. He said without seeing any of the final approvals, or any of the engineering for any of that intersection, how can we say that the only thing they're going to do at the Rodeo Road intersections is to install safety guards and shift the track. He said there is a whole problem there with Galisteo.

Mr. Romero said that is an issue. He said one developer is coming in a little slower, and the developer has agreed, or he understands has agreed, to installing a signal there. He said he met with all of the staff – parking, transit, streets, traffic – and they are working on a letter. He said he is meeting with DOT and Rail Runner people on May 12th and they are trying to get all of the issues addressed with regard to how DOT will participate with whatever needs the City may have to operate the transit system, the downtown shuttle system, and we are asking them to provide a conduit along the line so we can tie in our signal system.

Councilor Ortiz said in advance of the meeting on May 12th and sending any kind of letter to DOT, he will ask the Chair of Public Works to have a discussion at a committee level on what exactly will be sent to the State regarding what improvements they have to make to the intersections on our City streets, and perhaps have that discussion here as well. He said if these were any developers other than the State, the City would be telling them our problems at each intersection and what we expect in proposed improvements to each of the intersections. He doesn't expect to have the State to be treated any differently than any other private developer who would be coming in and trying to impact any of those arterials through the City.

Mr. Romero said DOT is aware of our concerns, and the Chair is correct that we are getting close to where we can quantify how each of these will be addressed. However, he thinks in the end we will need a MOA, MOU or JPA between the City and the City for traffic issues as well as the nature of DOT's participation for the additional expenses – the additional bus drivers, and areas of concern on trails, for

example. He said DOT has been cooperative and will grade the trails along the new rail line, and we also would like to give them the funds approved in the new parks bond so they can lay the payment with the money which was set aside for that. He believes we are close to being able to quantify these issues in one Memorandum and in one agreement with the DOT.

Chair Ortiz said he understands that the State, for example, has asked for a Resolution to be adopted formally approving the Zia/St. Francis Station. If they are asking for a Resolution on that, he assumes DOT would like a Resolution or MOU about all the improvements they have to provide.

Mr. Romero said this is correct. He said the request from the DOT Secretary and Lawrence Rael, MR COG, is that a Resolution be passed, and that the Council, in some way, adopt the idea of both Rail Runner Stations. He said he drafted a Resolution and everything that would be considered in that Resolution is in the Committee packet, regarding to their request.

Chair Ortiz said everything is not in the packet, because there is no consideration in any of the information about any of the final approval, design or engineering elements that City staff has the right to look at, there is no consideration about the coordination points between the Rail Runner and the City's transit system. He said he isn't inclined to support this request by the contractor for the developer to grant permits for closure of roads without seeing that final agreement.

Mr. Romero said he believes the request for a Resolution was for the Council to formally adopt the idea of installing a station at Zia, so if the Council approves it, DOT can spend the money for final design. He said all of those other issues are above and beyond that request and still need to be fleshed out.

Chair Ortiz said they still need to be abided by. He said the Resolution the Council passed, giving approval to the Rail Runner project, said it was contingent on the State agreeing to all of the different impacts they were going to have on City infrastructure. He said an MOU seems like a likely vehicle to formalize that particular arrangement. This is some sort of interim step in advance of an MOU.

Mr. Romero said he is correct. The reason he wanted to bring this forward early with regard to the traffic issues, is because he is recommending, for example that 2nd Street be totally closed for a period of time. Another is that when the work is done at Zia there will be two lanes of traffic during the day, but allowing them to totally close Zia at night so they can get in and out as quickly as possible.

Chair Ortiz asked if this has been heard and approved by Public Works.

Mr. Romero said it was heard at the last Public Works Committee meeting and was approved.

Councilor Wurzbarger said she is concerned about peripheral issues. For example, now we have a station, where do people park. We have a great successful Rail System bringing people to Santa Fe, how do they get from point A to Point B. She would like to have preliminary responses from the State, Bill Hon and Jon Bulhuis. She wants to know what is our plan to get this many people up Cerrillos Road from either place. There also are those who will want to go to Albuquerque and back from Santa Fe, and she asked where they will park, and how to get to the Train to Albuquerque. She said this Council will be the

first to hear that there is no way to people around once they come in on the train. She wants some preliminary information on this so we know this burden is just not going to be at the local level.

Mr. Bulthuis said staff has been meeting with the DOT for the past several months, and have brought several scenarios to the Transit Advisory Board for introductory review. He said it all boils down to money in terms of how much service we can put on the street to get the needs met you just spoke about. He said the meeting on May 12th is the first step the City is taking to work with the Secretary related to that. He said once they have a ballpark budget, staff can bring a more detailed plan to the Public Works and Finance Committees and then to the Council in terms of what our local service will be related to the Rail Runner start up.

Chair Ortiz asked Mr. Bulthuis if he isn't presenting the possibility of a "chicken and egg" situation which will find the City in the situation mentioned by Councilor Wurzbarger. He said, presumably, the State is going to open the Rail Runner at the end of this year, in the middle of our next fiscal year. However, we're approving the budget at the very time you're saying you've been meeting for months with the State, but May 12th is the first time you will have a preliminary sense of where the budget issues are.

Mr. Bulthuis said we have an idea of the order of magnitude, and those designs have been structured around this. Now it is fleshed out and where we need to get much more specific about the dollar amount. He said the new service isn't included in the current budget, but we are very much aware that we need to have this service on the road when the Rail Runner starts in December 2008.

Chair Ortiz said it doesn't make sense that you're not going to be asking for budget, even though you anticipate there will be increased demand during the fiscal year in which you're not asking for increased budget, and this is because we haven't formalized those arrangements with the State to this point.

Mr. Bulthuis said there has been strong commitment on the State's side to support the kind of ancillary services you are talking about. He said the City isn't going to be asked to write the full check, and there will no doubt be some cost sharing. He said in the discussions, we are looking for a strong partnership from the State, and we have made some level of request, in terms of initial numbers, and we are now getting into the detailed planning with more hard numbers in terms of a MOA where the DOT is committed to service as well.

Councilor Wurzbarger said it isn't only out of sync with our budget, it is out of sync with the State's budget. Unless the DOT is sitting with hundreds of thousands of dollars to help us build ancillary infrastructure, we will have people arriving with no way to be moved around, and she is very concerned about this. She thinks we need to spend some time on this. She met with Bill earlier, and the thought may be between some new buses and his new buses to cover these people. She said the Legislature isn't until January. She is unaware there is a line item in the Secretary's budget that says, "don't worry, we can work this out over the next few months," so we have ways to move people around. She is looking for this information.

Mr. Bulthuis said we have been given this level of commitment verbally, and we would like to see that in writing.

Councilor Wurzbarger said she would like to have the information before she takes action on this request, even if it's just a simple letter from the Secretary saying they're working on this and they understand they need to get 400-800 people up Cerrillos Road and they're going to help the City in the following timely ways.

Councilor Chavez said this was all a part of the North Central Regional Transportation District Plan and Policy, and we haven't been in the dark about this.

Chair Ortiz said Councilor Chavez is the City's representative on that Board and it hasn't been presented here formally. He asked if funds will be forthcoming from North Central.

Councilor Chavez said this is the same commitment, and he was on the docket to speak and he wanted Jon to speak. He said if we want a signed letter, possibly we can get it.

Councilor Chavez said parking at the station location on Zia was not going to focus nor depend on parking because it is not a park and ride. He said some station locations have parking and some don't. He said we are talking about conceptual approval for proposed stations at South Capitol, Zia Road and the traffic control for the project itself – this is what is on the agenda. He understands you have concerns about the other infrastructures issues, and those can be addressed as well. He said if this isn't approved, then the project can stay as is, and we don't have to worry about moving people around once they get into the City.

Chair Ortiz asked Councilor Chavez if he would like to make a motion, and Councilor Chavez said he does not.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Dominguez, to postpone this item to the next meeting and ask staff to come back with the requested information, which would include an idea from our staff perspective as to our backup plan for moving 400-800 people, and providing mobility within the City once people arrive.

DISCUSSION: Councilor Calvert asked if there is any time sensitivity to this request. He said some of the activities on the timeline should have started.

Chris Blewett, MR COG, said there is, particularly as it relates to the traffic control plan. He said DOT isn't interested in moving forward on the stations if there is reluctance on the City's part to do so at those locations. He said in discussions with the Transit Advisory Board and Public Work they were told the location of these stations wasn't in dispute. He said they would like to get a design package for those and out relatively soon, because it will take a while to build them.

Mr. Blewett said what they tried to do, in terms of the public meeting last week and in working with staff, is to give everyone a better sense of what we're talking about in terms of what would be happening, and we

thought that was an important step in raising awareness about this. He said the contractor is out there delaying the decision on the traffic control, and it could cost some significant dollars if they can't get out soon.

Councilor Calvert said that is basically a yes, so it would be time sensitive, could delay the project and could cause financial issues. He presumes we are talking of one pot of money which he has at his disposal, and it hasn't been tied to any fiscal year. He said we are going to have discussions regarding how much of that pot of money you have to give to this effort.

Mr. Blewett said this is correct. He said they have been working in very good faith with staff, and he is not aware of anything which they've discussed at this level that the State hasn't stepped up and committed to, including a lot of things they hadn't anticipated such as finishing the Railyard project. He said the station at Zia and St. Francis was approved by the MPO in December along with a New Mexico 599 station, and we said we'll try to figure a way to get this done. He said they're happy to figure out whatever other issues are out there which they haven't committed to and doing that is well. His sense is that we're "pretty much there." He said keeping the project on schedule is fairly important from a financial perspective because it is one pot of money, it's there and not dependent on a fiscal year. He said if they spend more money on the contractor because they have to set him back 3 weeks or a month, it leaves less money for other things.

Councilor Calvert asked if we are in the same ballpark in terms of what we're requesting and what you're willing to supply for things such as the interconnections which will be essential for the success of the Rail Runner once it gets here.

Mr. Blewett said he can't speak for Mr. Bulthuis, but he believes we are very close.

Mr. Bulthuis said he believes we are very close in terms of an initial start up. He said the services we will be able to put in place won't meet everyone's needs all the time, but we're talking about a basic structure which addresses the vast majority of passengers that are expected to use the Rail Runner and those would be accommodated in what is being discussed currently at the funding levels which have been discussed informally.

Councilor Calvert said then we're talking about equipment, personnel, cost and such to get people to their final destination.

Mr. Bulthuis said yes, but there is a little gap between what's on the books and what has been discussed in terms of funds available. The meeting coming up will broach that difference and discuss how that can be addressed.

Councilor Calvert said it sounds as if we're negotiating from the fact that this is what they're willing to give us and we'll have to make do with that and not necessarily what will make the project successful.

Mr. Bulthuis said it is just the opposite, and we are having the May 12th meeting because we recognize there is a certain basic level of service which we need and that fundamental level of service is provided and the funding is there.

Councilor Calvert asked if you will require more in the future, or you would like to have it from the "git go," but that's not the ballpark you're in.

Mr. Bulthuis said he agrees with Mr. Bluett that during the planning that we have been very well supported locally in terms of looking at the expected number of passengers and where they want to go. He said Transit can't accommodate every single person's needs, so you spend money as wisely as you can to address as many trips as possible, and this is the threshold where we are now with the proposal which is on the table.

Councilor Calvert asked Mr. Bulthuis if Bill Hon is working with him to meet needs, or if there still will be unmet needs.

Mr. Bulthuis reiterated that they can accommodate the vast majority of destinations are covered in the current plans, and Mr. Hon's downtown circulator is part of that

Councilor Dominguez said, with regard to Items A, B and C, it sounds to him, except for the communication which has been going on with staff and others, the item is the most time sensitive is on traffic control.

Mr. Blewett said that's true.

Councilor Wurzbarger finds it extremely unbelievable that you haven't done design documents for something you think you're going to construct on May 12th. She said Mr. Bluett said the reason we have to go forward right away was to do the necessary design documents.

Mr. Blewett said he was referring to the stations, and that isn't the subject matter of the May 12th meeting. He said the stations still need to go through final design and then we have to put them out to bid.

Mr. Blewett said the design documents represent about a 60% design, and they're not interested in moving further forward on this, if the City was uncomfortable with the locations of any of these stations or any of the major features.

Councilor Wurzbarger said because of her earlier meeting with Bill Hon, she will make a new motion.

WITHDRAWAL OF THE MAIN MOTION: Councilor Wurzbarger and Councilor Dominguez withdrew their motion and second.

SUBSTITUTE MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to move this item forward without recommendation to the Council, with the condition that staff will come forward at the next Council meeting with the information we have requested with respect to some kind of elements of an MOU which will address the infrastructure needs of transporting people from the two different sites.

DISCUSSION: Councilor Chavez said the station location and design concept have been presented and discussed at the Bicycle & Trails Advisory Committee, Transit Advisory Committee and the Public Works

Committee. He suggested perhaps sever Item C from A & B, and let the traffic control for the project and the construction move forward.

Councilor Wurzbarger said she doesn't want to do that.

MOTION: Councilor Chavez moved to sever Item C from Items from A and B. **The motion died for lack of a second.**

Councilor Chavez said he supports the project, but he will speak against the motion. He said as much as he supports the project we are killing it with delay tactics.

Councilor Calvert asked staff if they can have information ready by Council.

Mr. Romero said yes. He has been meeting with staff on this for months. Last week he met with all pertinent staff, and he is in the process of drafting the information. His plan was to have it done by May 12th but he will do in the next two days and get it in the Council packet. He said it will be a Memorandum detailing what the MOU would cover, the issues of concern and what we think needs to be addressed.

Councilor Calvert asked if we would have the DOT's buy-in on things by the next meeting.

Mr. Romero said he we already have their agreement, but it's not enough. He doesn't know if we can make that kind of agreement between now and next week, but at least the Council will know the types of issues staff feels are on the table which need to be negotiated.

Councilor Wurzbarger said there is obviously some information which is available to some people which isn't available to others, so it would be useful to get some kind of indication in writing of the general kinds of discussions, the general notion of commitment, and she is sure that letter could be developed, given the cooperation we've had with the Department, and that should be developed.

Councilor Wurzbarger said for purposes of public information, she wants to make it very clear that this represents no delay, this merely asks for further information and you are still on the Council agenda as requested.

Chair Ortiz said he finds it completely relevant that we would be talking about how our transit connections will be made when we are asking for the adoption of the South Capital Train Station. It makes complete sense, if the State is asking the City to approve a South Capital Train Station location, that we know some of these logistics and that they're not ancillary, but are primary concerns given the fact that we have a transit system. He said without knowing the true impacts on traffic, he has never been convinced it is necessary to approve something, just because the State or any developer says we need to keep something on a timeline because it will cost money. He asked why we would want to disrupt traffic so the State could install potentially minimum improvements on any of these impacts on major arterials is beyond him. He said that's not to say that some of the Councilors have been asking these questions for months – in public and private meetings with State Department officials.

Councilor Ortiz said some Councilors are comfortable with general affirmations of support without any documentation, but that hasn't been our practice for other developers who we hold to the fine details of an agreement. However, for the State we continue to go along with a practice of allowing them just to come up with general agreements. He is interested in seeing staff's requests for any of the improvements and to see the State's response to those particular improvements.

Chair Ortiz said he continues to hear the State has one pot of money, and it is shrinking and time delays will cost them. He said in construction to date he has noticed a rush just to get it done without any consideration for the after effects. He said now is the time to determine what those after effects will be and how the State is going to work with us in good faith, as they have said they would, to abide by what they say. Now is the time to deliver on that agreement, and if you're not, what is the expectation you will deliver when this opens up. These are his concerns.

Chair Ortiz told Mr. Romero he wants to see exactly what he is proposing, and what the engineer comments are to these design elements on the traffic, in particular on those traffic intersections which have particular concern to people who live on his side of town and work on the City Hall side of town. He is concerned about shutting down major arterials for a significant length of time. This isn't what we would give to WalMart nor what we would expect from any other developer. However, the State is coming forward and asking for blanket approval without getting approval for the improvements that they're going to be making. This, to him, is a bit much. He is interested in what that proposal is, and the state's response to the City's comments in anticipation of consideration of this on the 30th.

Chair Ortiz will support the Motion so it can move forward. However, he won't be so supportive if he gets the same general acceptance language he's been getting for the past two months from department officials. He said we will then go point by point on every traffic improvement we have, because this is a big deal and we want to see this project done right, and not just done because it serves the political purposes of this particular administration.

VOTE: The motion, as amended, was approved on a voice vote, with Councilors Dominguez, Calvert and Wurzbarger voting in favor of the motion, and Councilor Chavez voting against.

Councilor Dominguez asked if the Committee could reconsider tabling Item #9, and put it back on the agenda because he just realized it is time sensitive, and it won't be at Public Safety.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Dominguez, to reconsider the approval of the Agenda to put Item #9 back on the agenda, and to approve the agenda as amended.

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez].

9. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 28, 2008, AN ORDINANCE AMENDING SECTION 12-2 SFCC 1987; ADOPTING THE 2006 INTERNATIONAL FIRE CODE AS AMENDED BY THE GOVERNING BODY AND MAKING OTHER CHANGES RELATING TO THE FIRE CODE OF THE CITY OF SANTA FE (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO). (TED BOLLETER) Committee Review: Public Safety Committee, Scheduled for April 22, 2008.

A. REQUEST FOR APPROVAL OF A RESOLUTION REVISING FEES RELATING TO FIRE PREVENTION AND PROTECTION. (MAYOR COSS, COUNCILORS DOMINGUEZ AND TRUJILLO). (TED BOLLETER) Committee Review: Public Safety Committee, Scheduled for April 22, 2008.

MOTION: Councilor Dominguez moved, seconded by Councilor Calvert, to approve the Request to Publish and the proposed Resolution under (A).

VOTE: The motion was approved on a voice vote [absent: Councilor Chavez]. Check this.

30. OTHER FINANCIAL INFORMATION:

Chair Ortiz noted the budget hearing is Wednesday and asked when the Committee will get the packets.

Ms. Raveling said tomorrow. She said she can get her cover memorandum to them in the morning via email. She said otherwise, they publish the budget book.

Chair Ortiz said we are scheduled to start approving some departments at 9:00 a.m., and asked how we can do this without the information.

Ms. Raveling said the packet will be ready as soon as it is duplicated, noting they worked all weekend and it is close to going to duplicating.

Councilor Dominguez asked if there are things for which we don't have information which can be moved to the end of the agenda on Wednesday.

Chair Ortiz said the whole purpose of the agenda was to have those items on first where there have been no significant inter or intra departmental changes. He said we will start the others in the afternoon where there seems to be more questions and issues. He noted the morning packets should be relatively thin and relatively issue or problem free, or at least neutral.

Councilor Ortiz said given the discussion at Public Safety, and continuing discussions we need to have, there is the possibility that some of this will bleed over, and the available dates for additional meetings are the same as before or to do that at the May 5, 2008, Finance Committee meeting.

Councilor Wurzburger suggested if it is a duplicating issue that we have Kinko's do it.

Ms. Raveling said if it is not ready by noon, she will distribute the packet for the morning's hearings. She reiterated that this is a very difficult job to do.

Councilor Wurzburger doesn't want to use the lack of copying capability as the reason we can't get this done.

Chair Ortiz asked Councilors to bring their calendars on Wednesday, because we are going to need to set another date for the budget hearings. He said we have none of the information we requested from the Special Finance Committee meeting on April 14th. He noted there will be a public hearing at the Public Safety Committee tomorrow on this issue.

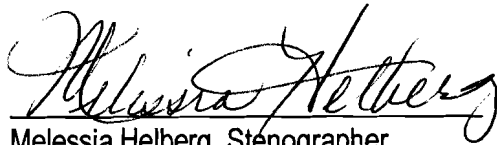
31. ADJOURNMENT

There being no further business to come before the Committee, and the Committee having completed its Agenda, the meeting was adjourned at approximately 7:00 p.m.

Matthew E. Ortiz, Chair

Reviewed by:

Kathryn L. Raveling, Director
Department of Finance



Melessia Helberg, Stenographer