City of Santa Fe

Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 18, 2015 – 5:00 P.M.

CITY CLERK'S OFFICE
DATE 5/15/15 TIME 10:48am
SUPPLIED BY Yolanda Green
RECEIVED BY Alicia Martinez

1. CALL TO ORDER

2. ROLL CALL

3. APPROVAL OF AGENDA

4. APPROVAL OF CONSENT AGENDA

5. APPROVAL OF MINUTES:

Special Finance Committee – April 28, 2015

CONSENT AGENDA (ITEMS 6 – 52)

6. Request for Approval of Construction Services Agreement – Ft. Marcy Recreation Complex Front Entry Remodeling and Related Work; Cooperative Educational Services (CES)/ESA Construction, Inc. and Approval of Budget Increase in the Amount of $60,000. (Jason Kluck)

7. Request for Approval of Budget Increase from Public Safety Special Fund 21224 for Alarm Enforcement Expenditures to Cover Posting and Accounting Corrections Realized from the Alarm Enforcement Program Audit Conducted by the City's Internal Auditor in the Amount of $165,535. (Eric Garcia, Police Chief)

8. Request for Approval of Professional Services Agreement – False Alarm Enforcement Program (RFP #15/06/P) for Police Department; AOT Public Safety Corporation d/b/a Public Safety Corporation. (Mario Salbidrez, Deputy Chief)

9. Request for Approval of Procurement Under State and Cooperative Price Agreements – Food Services and Supplies for Division of Senior Services; Various Vendors. (Thomas Vigil)

10. Request for Approval of Grant Application and Award – Historic Downtown Archaeological Review District – Cultural Resources Database Phase II; State of New Mexico Department of Cultural Affairs Historic Preservation Division in the Amount of $8,000 (Federal) and $10,000 (City match) and Approval of Budget Increase in the Amount of $10,000. (Lisa Roach)

11. Request for Approval of Children and Youth Commission Funding Recommendations for Fiscal Year 2015/2016; Thirty-Five (35) Various Organizations. (Chris Sanchez)

12. Request for Approval of Professional Services Agreement – Hospital Tank Replacement Engineering Services (RFP #15/32/P) for Water Division; Souder, Miller and Associates and Approval of Budget Increase in the Amount of $483,517. (Eric Ulibarri)

13. Request for Approval of Budget Increase for New Mexico Finance Authority Convention Center Loan Refunding, Accompanies a Previous Council Action on February 25, 2015 to Approve a Refunding Loan with NMFA. (This BAR was Not Presented at the Time Because Final Details Were not Received by NMFA until May 12, 2015.) (Oscar Rodriguez)

14. Request for Approval of an Ordinance Amending Subsection 11-9.1 SFCC 1987 and Section 18-9 SFCC 1987 to Require That Prior to Authorizing a Reallocation of Proceeds From a Voter-Approved General Obligation Bond or Tax That Deviates Materially From the Information Provided to the Electorate That the Governing Body Authorize Such Reallocation Through the Adoption of an Ordinance. (Finance Committee) (Teresita Garcia)

Committee Review:

Public Works Committee (approved)	02/23/15
Finance Committee (postponed)	03/02/15
Finance Committee (postponed)	03/16/15
City Council (request to publish)	05/27/15
City Council (public hearing)	06/24/15

Fiscal Impact – No

15. Request for Approval of an Ordinance Amending the City of Santa Fe Alarm System Ordinance, Section 20-5 SFCC 1987 to Clarify Certain Provisions; Amend the Fines for False Alarms; and Amend Late Reporting Fees That are Assessed Against Alarm Installation Companies and Alarm Monitoring Companies. (Councilor Rivera) (Deputy Chief Salbidrez)

Committee Review:

Public Safety Committee (approved)	04/21/15
City Council (request to publish)	05/13/15
City Council (public hearing)	06/10/15

Fiscal Impact – No

16. Request for Approval of an Ordinance Amending Section 12-6-1.3 of the City of Santa Fe Uniform Traffic Ordinance to Authorize the Governing Body to Make Speed Limit Alterations in the City of Santa Fe Through the Adoption of a Resolution. (Councilor Trujillo) (John Romero)

Committee Review:

Public Safety Committee (approved)	04/21/15
Public Works Committee (approved)	04/27/15
City Council (request to publish)	05/13/15
City Council (public hearing)	06/10/15

Fiscal Impact – No

17. Request for Approval of an Ordinance Creating a New Section 7-16 SFCC 1987 to Require that Single-Occupant Public or Employee Restrooms in any Commercial Facility be Gender Neutral and Identified as Such by Appropriate Signage. (Mayor Gonzales, Councilors Lindell and Ives) (Lisa Martinez)

Committee Review:

Public Works Committee (approved)	04/27/15
City Council (request to publish)	05/13/15
City Council (public hearing)	06/10/15

Fiscal Impact – No

18. Request for Approval of an Ordinance Relating to the Land Development Code, Chapter 14 SFCC 1987; Amending Subsection 14-6.1(C), Table 14-6.1-1, Table of Allowed Uses to Correct Typographic Errors in the Designations of Districts Within Which Sheltered Care Facilities are Permitted, and Making Such Other Stylistic or Grammatical Changes that are Necessary. (Councilor Lindell) (Lisa Martinez)

Committee Review:

Planning Commission (approved)	05/07/15
Public Works Committee (approved)	05/11/15
City Council (request to publish)	05/13/15
City Council (public hearing)	06/10/15

Fiscal Impact – No

19. Request for Approval of an Ordinance Amending Section 14-2.3(D) SFCC 1987; Establishing Membership Requirements for the Planning Commission. (Councilor Bushee) (Lisa Martinez)

Committee Review:

Planning Commission (not approved)	05/07/15
Public Works Committee (approved w/amendment)	05/11/15
City Council (request to publish)	05/27/15
City Council (public hearing)	06/10/15

Fiscal Impact – No

20. Request for Approval of a Resolution Relating to the Municipal Capital Outlay Gross Receipts Tax Ordinance, Section 18-18 SFCC 1987 and Management of the City's Water Utility's Finances; Directing Staff to Evaluate the Allocation and Expenditure of the Municipal Capital Outlay Gross Receipts Tax Dedicated to Water Systems and Facilities so That the Governing Body May Develop a Plan to Make the Water Utility Enterprise Financially Self-Sustaining and Determine Whether to Eventually Amend the Dedication Provision of Section 18-18 SFCC 1987. (Councilor Maestas) (Oscar Rodriguez)

Committee Review:

Public Utilities Committee (approved w/amendment)	05/06/15
City Council (scheduled)	05/27/15

Fiscal Impact – No

21. Request for Approval of a Resolution Relating to Santa Fe's Historical Heritage; Authorizing Staff to Enter Into a Professional Services Agreement for Historian Services That Would Provide Opportunities for Local Residents, Including Youth, to be Educated About Santa Fe's Rich Historic Heritage. (Mayor Gonzales) (Matt Ross)

Committee Review:

City Council (scheduled)	05/27/15

Fiscal Impact – Yes - ($5,000 honorarium for services)

22. Request for Approval of a Resolution Repealing Resolution No. 2007-22 Regarding the Parks and Open Space Advisory Commission; Repealing Resolution No. 1998-28 Regarding the GCCC Advisory Commission; Repealing Resolution No. 1999-88 Regarding the Marty Sanchez Golf Course Advisory Committee; Repealing Resolution No. 2009-130 Regarding the Municipal Tree Board and Establishing a New Parks and Recreation Advisory Commission. (Mayor Gonzales) (Robert Carter)

Committee Review:

Public Works Committee (approved)	04/27/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes - ($8,578, of which $3,600 expenditure is for stenographer costs and $4,978 absorbed cost for staff time to attend meetings)

23. Request for Approval of a Resolution Directing City Staff to Work with a Qualified Consultant in a Transparent, Participatory Process to Develop a Parks and Recreation Ten-Year Master Plan. (Councilor Dominguez) (Robert Carter)

Committee Review

Public Works Committee (approved)	04/27/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes – ($69,025, of which $50,000 is for professional services and $19,025 absorbed cost for staff time)

24. Request for Approval of a Resolution Accepting the "Mayors Challenge for Safer People, Safer Streets" and Directing Staff to Explore the Resources and Programs to Promote Safer Streets for Pedestrians and Bicyclists. (Councilor Bushee and Mayor Gonzales) (Melissa McDonald)

Committee Review:

Bicycle & Trails Advisory Committee (approved)	04/15/15
Public Safety Committee (approved)	04/21/15
Public Works Committee (approved)	04/27/15
City Council (scheduled)	05/27/15

Fiscal Impact – No

25. Request for Approval of a Resolution Recognizing the Second Annual Santa Fe Adult Softball League *Zozobra Burn-Out Tournament* and Authorizing That the Tournament be Held This Year and Every Year Thereafter in Coordination with the Kiwanis Club; and Directing Staff to Assist in Facilitating the Event. (Councilor Trujillo) (Jennifer Romero)

Committee Review:

Public Works Committee (approved)	04/27/15
Parks & Open Spaces Advisory Commission (scheduled)	05/19/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes - (FY 15/16 - Expenditures = $756.40 and Revenue = $1,275.00)

26. Request for Approval of a Resolution Directing the City Manager to Enter Into a Memorandum of Agreement Between the New Mexico Energy, Minerals And Natural Resources Department (EMNRD), Energy Conservation and Management Division and the City of Santa Fe, Whose Purpose is to Provide the City Access to Services and Support Provided Under EMNRD's Local Energy Efficiency Performance (LEEP) Program for Development and Implementation of Guaranteed Energy Service Performance Contracts. (Councilor Ives) (John Alejandro)

Committee Review:

Public Utilities Committee (approved)	05/06/15
City Council (scheduled)	05/27/15

Fiscal Impact – No

27. Request for Approval of a Resolution Directing Staff to Develop and Implement a Single Stream Automated Recycling Collection Program Aimed at Making the Recycling System User Friendly, Increasing the Type of Materials Accepted; Increasing Participation and Increasing the Overall Rate of Diversion. (Councilors Bushee and Lindell) (Cindy Padilla)

Committee Review:

Public Utilities Committee (approved)	05/06/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes (FY 2015/2015 – Expenditures = $3,868,504 and Revenues = $7,599,776)

28. Request for Approval of a Resolution Relating to Pay for Non-Union, Full-Time Classified Employees; Directing the City Manager to Identify and Implement an Adjustment in Salary Commensurate to Those Received By Unionized Employees Over the Last Five Years With Recommendation that a 3-5% Adjustment be Evaluated and Presented to the Governing Body for Approval. (Councilor Rivera) (Lynette Trujillo)

Committee Review:

City Council (scheduled)	05/27/15

Fiscal Impact – Yes (See spreadsheet attached to FIR)

29. Request for Approval of a Resolution Directing Staff to Obtain Services to Execute a Pilot Project that Will Examine the Capital Funding Needs for the City's Buildings over the Next 30 Years, and Identify Potential Funding Strategies to Meet Those Needs. Prepare the City to Meet the Growing Funding Needs of its Aging Infrastructure. (Councilor Maestas) (Isaac Pino)

Committee Review:

Public Works Committee (scheduled)	05/26/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes (FY 15/16 = $59,532.00; FY 16/17 = $11,512.00

30. Request for Approval of a Resolution Calling for a Special Public Hearing of The Finance Committee to Consider Alternatives for Further Investigation of the Disbursement of Funds from the 2008 Parks and Trails Bond Projects. (Councilor Dominguez) (Oscar Rodriguez)

Committee Review:

Parks & Open Spaces Advisory Commission (scheduled)	05/19/15
Public Works Committee (scheduled)	05/26/15
City Council (scheduled)	05/27/15

Fiscal Impact – No

31. Request for Approval of a Resolution Directing that a Financial Audit of the 2008 Park Bond Project Funding, to Include Modifications, Allocations, and Reallocations of Bond Funds, be Conducted By An External, Independent, and Qualified Accounting Firm In Accordance With Accepted Accounting Standards; Incorporate Adequate Funding For The Audit In The FY 2015/2016 Budget. (Councilor Maestas) (Oscar Rodriguez)

Committee Review:

Parks & Open Spaces Advisory Commission (scheduled)	05/19/15
Public Works Committee (scheduled)	05/26/15
City Council (scheduled)	05/27/15

Fiscal Impact – There will be fiscal impact, but a cost estimate cannot be established at this time because the scope and level of effort have not yet been defined by the named parties.

32. Request for Approval of a Resolution Directing Staff to Work with Community Groups to Develop a Plan of Action to Ensure that Students and Parents are Able to Access the Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA) Program and an Expanded Deferred Action for Childhood Arrivals (DACA) Program; Assess the Financial Capability From the City to Support a Private/Public Initiative. (Mayor Gonzales, Councilors Bushee, Maestas and Ives) (Terrie Rodriguez)

Committee Review:

Immigration Committee (reviewed)	05/12/15
City Council (scheduled)	05/27/15

Fiscal Impact – Yes ($3,900 for 160 hours of staff time – absorbed)

CONSENT ITEMS IN PREPARATION FOR NEXT FISCAL YEAR

33. Bid No. 15/21/B – Parks & Recreation Public Restrooms and Professional Services Agreement; Fresh and Clean Portable Restrooms, Inc. (Richard Thompson)

34. Bid No. 12/23/B and 12/24/B – Polyelectrolyte Chemicals (Sludge Thickening Aids) for Wastewater Management Plant and Compost Dewatering Facility; Polydyne, Inc. (Luis Orozco)

35. Bid No. 15/23/B – Professional Services Agreement for Electrician Services for Water Facilities, Transmission and Distribution Facilities and Wastewater Division Facilities; Allied Electric, Inc. (Luis Orozco)

36. Request for Approval of Sole Source Procurement – City-Wide Wholesale Goods and Services; Sam's' Club. (Robert Rodarte)

37. Request for Approval of Professional Services Agreement – Summer Music Festival on the Plaza (RFP #12/16/P); Outside In. (Debra Garcia y Griego)

38. Request for Approval of Procurement Under State Price Agreement – One (1) Commercial Roll-Off Collection Unit for Environmental Services Division; Bruckner's Truck Sales, Inc. /Amrep. (Lawrence Garcia)

39. Request for Approval of Professional Services Agreements – Affordable Housing Services for Fiscal Year 2015/2016. (Kate Noble)
    - Homewise ($190,000)
    - Santa Fe Community Housing Trust ($110,000)

40. Request for Approval of Professional Services Agreements – Department of Housing and Urban Development Grant Agreements for Shelter Plus Care Rental Assistance for Fiscal Year 2015/2016. (Alexandra Ladd)
    - Santa Fe Community Housing Trust ($124,089)
    - The Life Link/La Luz ($85,892)

41. Request for Approval of Professional Services Agreements – 1% Lodgers' Tax Fund Allocations for Community Arts Promotion Program (RFP #14/19/P) in the Amount of $517,125; Thirteen (13) Various Vendors. (Anna Blyth)

42. Request for Approval of Amendment No. 2 to Professional Services Agreement – Law Enforcement Assisted Diversion (LEAD) Program Services; The Life Link. (Terrie Rodriguez)

43. Request for Approval of Exempt Procurement – Service, Repair and Equipment for Wastewater Management Division; JCH, Inc. (Luis Orozco)

44. Request for Approval of Procurement Under State Price Agreement – City-Wide Materials for Paint Striping's, Signs, Crosswalks and Arrows for Traffic Operations; 3M Company. (Randy Blake)

45. Request for Approval of Amendment No. 1 to Professional Services Agreement – Water Meter Testing and Repair Services for Water Division; Great Southwest Meter Testing, LLC. (Michael Moya)

46. Request for Approval of Amendment No. 4 to Agreement Between Owner and Contractor – City-Wide Water Utility Pavement Restoration Services for Water Division; TLC Plumbing and Utility, Inc. (Bill Huey)

47. Request for Approval of Amendment No. 3 to Agreement Between Owner and Contractor – City-Wide Water Utility and Construction Repair Projects for Water Division; Sub Surface Contracting, Inc. (Bill Huey and Alex Puglisi)

48. Request for Approval of Amendment No. 1 to Contract – City-Wide Source of Supply Emergency Repair Services for Water Division; Alpha Southwest, Inc. (Bill Huey)

49. Request for Approval of Amendment No. 1 to Professional Services Agreement – Provide Regulatory Support Services for Canyon Road Water Treatment Plant; Environmental Engineering and Technology. (Alex Puglisi)

50. Request for Approval of Amendment No. 1 to Professional Services Agreement – Security Services at Santa Fe Watershed and Buckman Wells; Chavez Security, Inc. (Alex Puglisi)

51. Request for Approval of Amendment No. 3 to Professional Services Agreement – Printing, Mailing and Postage for Customer Utility Billing; InfoSend, Inc. (Diana Catanach)

52. Request for Approval of Change Order No. 1 – Expansion Couplings and Installation under EPA Lead Free Requirements for Utility Billing Division; Badger Meter, Inc. and Approval of Budget Increase in the Amount of $626,041 from Water Cash Reserves. (Diana Catanach)

END OF CONSENT AGENDA

DISCUSSION

53. Request for Discussion and Approval of Expansion of Table Layout for "People to The Plaza" for Summer Events. (Richard Thompson)

54. Discussion on Draft of Annual Audit Plan. (Liza Kerr)

55. Update on City of Santa Fe Health Fund. (Lynette Trujillo)

56. OTHER FINANCIAL INFORMATION

57. MATTERS FROM THE COMMITTEE

58. ADJOURN

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

SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Monday, May 18, 2015

ITEM	ACTION	PAGE
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	1
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-8
APPROVAL OF MINUTES: SPECIAL FINANCE COMMITTEE MINUTES – APRIL 28, 2015	Approved	8
CONSENT CALENDAR DISCUSSION		
REQUEST FOR APPROVAL OF BUDGET INCREASE FROM PUBLIC SAFETY SPECIAL FUND 21224 FOR ALARM ENFORCEMENT EXPENDITURES TO COVER POSTING AND ACCOUNTING CORRECTIONS REALIZED FROM THE ALARM ENFORCEMENT PROGRAM AUDIT CONDUCTED BY THE CITY'S INTERNAL AUDITOR IN THE AMOUNT OF $165,535	Approved	8-9
REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – FALSE ALARM ENFORCEMENT PROGRAM (RFP #15/06/P) FOR POLICE DEPARTMENT; AOT PUBLIC SAFETY CORPORATION D/B/A PUBLIC SAFETY CORPORATION	Approved	9-10
REQUEST FOR APPROVAL OF CHILDREN AND YOUTH COMMISSION FUNDING RECOMMENDATIONS FOR FISCAL YEAR 2015/2016; THIRTY-FIVE (35) VARIOUS ORGANIZATIONS	Approved	10-11

ITEM	ACTION	PAGE
REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – HOSPITAL TANK REPLACEMENT ENGINEERING SERVICES (RFP #15/32/P) FOR WATER DIVISION; SOUDER, MILLER AND ASSOCIATES AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF $483,517	Approved	11-12
REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW SECTION 7-16 SFCC 1987, TO REQUIRE THAT SINGLE-OCCUPANT PUBLIC OR EMPLOYEE RESTROOMS IN ANY COMMERCIAL FACILITY BE GENDER NEUTRAL AND IDENTIFIED AS SUCH BY APPROPRIATE SIGNAGE	Approved	13-15
REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2007-22, REGARDING THE PARKS AND OPEN SPACE ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1998-28 REGARDING THE GCCC ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1999-88 REGARDING THE MARTY SANCHEZ GOLF COURSE ADVISORY COMMITTEE; REPEALING RESOLUTION NO. 2009-130 REGARDING THE MUNICIPAL TREE BOARD AND ESTABLISHING A NEW PARKS AND RECREATION ADVISORY COMMISSION	Approved	15-17
REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING CITY STAFF TO WORK WITH A QUALIFIED CONSULTANT IN A TRANSPARENT, PARTICIPATORY PROCESS TO DEVELOP A PARKS AND RECREATION TEN-YEAR MASTER PLAN	Approved	17
REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEVELOP AND IMPLEMENT A SINGLE STREAM AUTOMATED RECYCLING COLLECTION PROGRAM AIMED AT MAKING THE RECYCLING SYSTEM USER FRIENDLY, INCREASING THE TYPE OF MATERIALS ACCEPTED; INCREASING PARTICIPATION AND INCREASING THE OVERALL RATE OF DIVERSION	Approved	17-20

ITEM	ACTION	PAGE
REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO PAY FOR NON-UNION, FULL-TIME CLASSIFIED EMPLOYEES; DIRECTING THE CITY MANAGER TO IDENTIFY AND IMPLEMENT AN ADJUSTMENT IN SALARY COMMENSURATE TO THOSE RECEIVED BY UNIONIZED EMPLOYEES OVER THE LAST FIVE YEARS WITH RECOMMENDATION THAT A 3.5% ADJUSTMENT BE EVALUATED AND PRESENTED TO THE GOVERNING BODY FOR APPROVAL	Approved w/amendments	21
REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THAT A FINANCIAL AUDIT OF THE 2008 PARK BOND PROJECT FUNDING, TO INCLUDE MODIFICATIONS, ALLOCATIONS AND REALLOCATIONS OF BOND FUNDS, BE CONDUCTED BY AN EXTERNAL, INDEPENDENT AND QUALIFIED ACCOUNTING FIRM IN ACCORDANCE WITH ACCEPTED ACCOUNTING STANDARDS; INCORPORATE ADEQUATE FUNDING FOR THE AUDIT IN THE FY 2015;/2016 BUDGET	Approved	21-25
********** END OF CONSENT CALENDAR DISCUSSION **********		
DISCUSSION		
REQUEST FOR DISCUSSION AND APPROVAL OF EXPANSION OF TABLE LAYOUT FOR "PEOPLE TO THE PLAZA" FOR SUMMER EVENTS	Approved	25
DISCUSSION ON DRAFT OF ANNUAL AUDIT PLAN	Information/discussion	25
UPDATE ON CITY OF SANTA FE HEALTH FUND	Information/discussion	25
OTHER FINANCIAL INFORMATION	None	25
MATTERS FROM THE COMMITTEE	Information/discussion	26
ADJOURN		26

MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE
Monday, May 18, 2014

1. CALL TO ORDER

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Carmichael A. Dominguez, at approximately 5:00 p.m., on Monday, May 18, 2014, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

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

OTHERS ATTENDING:
Oscar S. Rodriguez, Director, Finance Department
Teresita Garcia, Finance Department
Carolynn Roibal, Finance Department
Melessia Helberg, Stenographer.

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

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

3. APPROVAL OF AGENDA

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

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

4. APPROVAL OF CONSENT AGENDA

Mr. Rodriguez explained the reason for listing items under Consent Items in Preparation for Next Fiscal year, noting it is for procurement to get things in place to begin the next fiscal year.

Councilor Rivera asked to be added as a cosponsor of Items #23, #27 and #32.

Councilor Lindell asked to be added as a cosponsor of Item #32.

Councilor Trujillo asked to be added as a cosponsor of Item #27, #28 and #29.

Chair Dominguez asked to be added as a cosponsor of Item #28.

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

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

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CONSENT AGENDA

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An Amendment Sheet submitted by the Public Utilities Committee, regarding Item #20, is incorporated herewith to these minutes as Exhibit "1."

An Amendment Sheet submitted by Councilor Joseph Maestas, regarding Item #29, is incorporated herewith to these minutes as Exhibit "2."

6. REQUEST FOR APPROVAL OF CONSTRUCTION SERVICES AGREEMENT – FT. MARCY RECREATIONAL COMPLEX FRONT ENTRY REMODELING AND RELATED WORK; COOPERATIVE EDUCATIONAL SERVICES (CES)/ESA CONSTRUCTION, INC., AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF $60,000. (JASON KLUCK)

7. *[Removed for discussion by Councilor Lindell]*

8. *[Removed for discussion by Councilor Lindell]*

9. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE AND COOPERATIVE PRICE AGREEMENTS – FOOD SERVICES AND SUPPLIES FOR DIVISION OF SENIOR SERVICES; VARIOUS VENDORS. (THOMAS VIGIL)

10. REQUEST FOR APPROVAL OF GRANT APPLICATION AND AWARD – HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT – CULTURAL RESOURCES DATABASE PHASE II; STATE OF NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS HISTORIC PRESERVATION DIVISION IN THE AMOUNT OF $8,000 (FEDERAL) AND $10,000 (CITY MATCH) AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF $10,000. (LISA ROACH)

11. *[Removed for discussion by Councilor Lindell]*
12. *[Removed for discussion by Councilor Lindell]*

13. REQUEST FOR APPROVAL OF BUDGET INCREASE FOR NEW MEXICO FINANCE AUTHORITY CONVENTION CENTER LOAN REFUNDING, ACCOMPANIES A PREVIOUS COUNCIL ACTION ON FEBRUARY 25, 2015 TO APPROVE A REFUNDING LOAN WITH NMFA. (THIS BAR WAS NOT PRESENTED AT THE TIME BECAUSE FINAL DETAILS WERE NOT RECEIVED BY NMFA UNTIL MAY 12, 2015). (OSCAR RODRIGUEZ)

14. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SUBSECTION 11-9.1 SFCC 1987 AND SECTION 18-9 SFCC 1987, TO REQUIRE THAT PRIOR TO AUTHORIZING A REALLOCATION OF PROCEEDS FROM A VOTER-APPROVED GENERAL OBLIGATION BOND OR TAX THAT DEVIATES MATERIALLY FROM THE INFORMATION PROVIDED TO THE ELECTORATE THAT THE GOVERNING BODY AUTHORIZE SUCH REALLOCATION THROUGH THE ADOPTION OF AN ORDINANCE (FINANCE COMMITTEE). (TERESITA GARCIA) Committee Review: Public Works Committee (approved) 02/23/15; Finance Committee (postponed) 03/02/15; Finance Committee (postponed) 03/16/15; City Council (request to publish) 05/27/15; and City Council (public hearing) 05/24/15. Fiscal Impact – No.

15. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING THE CITY OF SANTA FE ALARM SYSTEM ORDINANCE, SECTION 20-5 SFCC 1987, TO CLARIFY CERTAIN PROVISIONS; AMEND THE FINES FOR FALSE ALARMS; AND AMEND LATE REPORTING FEES THAT ARE ASSESSED AGAINST ALARM INSTALLATION COMPANIES AND ALARM MONITORING COMPANIES (COUNCILOR RIVERA). (DEPUTY CHIEF SALBIDREZ) Committee Review: Public Safety Committee (approved) 04/21/15; City Council (request to publish) 05/13/15; and City Council (public hearing) 06/10/15. Fiscal Impact – No.

16. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 12-6-1.3 OF THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE TO AUTHORIZE THE GOVERNING BODY TO MAKE SPEED LIMIT ALTERATIONS IN THE CITY OF SANTA FE THROUGH THE ADOPTION OF A RESOLUTION (COUNCILOR TRUJILLO). (JOHN ROMERO) Committee Review: Public Safety Committee (approved) 04/21/15; Public Works Committee (approved) 04/27/15; City Council (request to publish) 05/13/15; and City Council (public hearing) 06/10/15. Fiscal Impact – No.

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

18. **REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO THE LAND DEVELOPMENT CODE, CHAPTER 14 SFCC 1987; AMENDING SUBSECTION 14-6.1(C), TABLE 14-6.1-1, TABLE OF ALLOWED USES TO CORRECT TYPOGRAPHIC ERRORS IN THE DESIGNATION OF DISTRICTS WITHIN WHICH SHELTERED CARE FACILITIES ARE PERMITTED, AND MAKING SUCH OTHER STYLISTIC OR GRAMMATICAL CHANGES THAT ARE NECESSARY (COUNCILOR LINDELL). (GREG SMITH) Committee Review: Planning Commission (approved) 05/07/15; Public Works Committee (approved) 05/11/15; City Council (request to publish) 05/13/15; and City Council (public hearing) 06/10/15. Fiscal Impact – No.**

19. **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 14-2.3(D) SFCC 1987; ESTABLISHING MEMBERSHIP REQUIREMENTS FOR THE PLANNING COMMISSION (COUNCILOR BUSHEE). (LISA MARTINEZ) Committee Review: Planning Commission (not approved) 05/07/15; Public Works Committee (approved w/amendment) 05/11/15; City Council (request to publish) 05/13/15; and City Council (public hearing) 06/10/15. Fiscal Impact – No.**

20. **REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO THE MUNICIPAL CAPITAL OUTLAY GROSS RECEIPTS TAX ORDINANCE, SECTION 18-18 SFCC 1987 AND MANAGEMENT OF THE CITY'S WATER UTILITY'S FINANCES; DIRECTING STAFF TO EVALUATE THE ALLOCATION AND EXPENDITURE OF THE MUNICIPAL CAPITAL OUTLAY GROSS RECEIPTS TAX DEDICATED TO WATER SYSTEMS AND FACILITIES SO THAT THE GOVERNING BODY MAY DEVELOP A PLAN TO MAKE THE WATER UTILITY ENTERPRISE FINANCIALLY SELF-SUSTAINED AND DETERMINE WHETHER TO AMEND THE DEDICATION PROVISION OF SECTION 18-18 SFCC 1987 (COUNCILOR MAESTAS). (OSCAR RODRIGUEZ) Committee Review: Public Utilities Committee (approved w/amendment) 05/06/15; and City Council (scheduled) 05/27/15. Fiscal Impact – No.**

21. **REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO SANTA FE'S HISTORICAL HERITAGE; AUTHORIZING STAFF TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR HISTORIAN SERVICES THAT WOULD PROVIDE OPPORTUNITIES FOR LOCAL RESIDENTS, INCLUDING YOUTH TO BE EDUCATED ABOUT SANTA FE'S RICH HISTORIC HERITAGE. (MAYOR GONZALES). (MATT ROSS) Committee Review: City Council (scheduled) 05/27/15. Fiscal Impact – Yes. ($5,000 honorarium for services)**

22. **REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2007-22 REGARDING THE PARKS AND OPEN SPACE ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1998-28 REGARDING THE GCCC ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1999-88 REGARDING THE MARTY SANCHEZ GOLF COURSE ADVISORY COMMITTEE; REPEALING RESOLUTION NO. 2009-130 REGARDING THE MUNICIPAL TREE BOARD AND ESTABLISHING A NEW PARKS AND RECREATION ADVISORY COMMISSION (MAYOR GONZALES). (ROBERT CARTER) Committee Review: Public Works Committee (approved) 04/27/15; and City Council (scheduled) 05/27/15. Fiscal Impact – No.**

23. ***[Removed for discussion by Councilor Lindell]***

24. REQUEST FOR APPROVAL OF A RESOLUTION ACCEPTING THE "MAYOR'S CHALLENGE FOR SAFER PEOPLE, SAFER STREETS" AND DIRECTING STAFF TO EXPLORE THE RESOURCES AND PROGRAMS TO PROMOTE SAFER STREETS FOR PEDESTRIANS AND BICYCLISTS (COUNCILOR BUSHEE AND MAYOR GONZALES). (MELISSA McDONALD)) Committee Review: Bicycles & Trails Advisory Committee (approved) 04/15/15; Public Safety Committee (approved) 04/21/15; Public Works Committee (approved) 04/27/15; ; and City Council (scheduled) 05/27/15. Fiscal Impact – No.

25. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE SECOND ANNUAL SANTA FE ADULT SOFTBALL LEAGUE *ZOZOBRA BURN-OUT TOURNAMENT* AND AUTHORIZING THAT THE TOURNAMENT BE HELD THIS YEAR AND EVERY YEAR THEREAFTER IN COORDINATION WITH THE KIWANIS CLUB; AND DIRECTING STAFF TO ASSIST IN FACILITATING THE EVENT (COUNCILOR TRUJILLO). (JENNIFER ROMERO) Committee Review: Public Works Committee (approved) 04/27/15; Parks and Open Spaces Advisory Commission (scheduled); and City Council (scheduled) 05/27/15. Fiscal Impact – Yes. (FY 15/16 – Expenditures = $756.40 and Revenue = $1,275.)

26. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN THE NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT (EMNRD), ENERGY CONSERVATION AND MANAGEMENT DIVISION AND THE CITY OF SANTA FE, WHOSE PURPOSE IS TO PROVIDE THE CITY ACCESS TO SERVICES AND SUPPORT PROVIDED UNDER EMNRD'S LOCAL ENERGY EFFICIENCY PERFORMANCE (LEEP) PROGRAM FOR DEVELOPMENT AND IMPLEMENTATION OF GUARANTEED ENERGY SERVICE PERFORMANCE CONTRACTS (COUNCILOR IVES). (JOHN ALEJANDRO)) Committee Review: Public Utilities Committee (approved) 05/06/15; and City Council (scheduled) 05/27/15. Fiscal Impact – No.

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

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

29. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO OBTAIN SERVICES TO EXECUTE A PILOT PROJECT THAT WILL EXAMINE THE CAPITAL FUNDING NEEDS FOR THE CITY'S BUILDINGS OVER THE NEXT 30 YEARS, AND IDENTIFY POTENTIAL FUNDING STRATEGIES TO MEET THOSE NEEDS. PREPARE THE CITY TO MEET THE GROWING FUNDING NEEDS OF ITS AGING INFRASTRUCTURE (COUNCILOR MAESTAS AND TRUJILLO). (ISAAC PINO) Committee Review: Public Works Committee (scheduled) 05/26/15; and City Council (scheduled) 05/27/15. Fiscal Impact – Yes. (FY 15/16 = $59,532; FY 16/17 = $11,512)

30. REQUEST FOR A RESOLUTION CALLING FOR A SPECIAL PUBLIC HEARING OF THE FINANCE COMMITTEE TO CONSIDER ALTERNATIVES FOR FURTHER INVESTIGATION OF THE DISBURSEMENT OF FUNDS FROM THE 2008 PARKS AND TRAILS BOND PROJECTS. (COUNCILOR DOMINGUEZ and COUNCILOR MAESTAS). (OSCAR RODRIGUEZ) Committee Review: Parks & Open Spaces Advisory Commission (scheduled) 05/19/15; Public Works Committee (scheduled) 05/26) and City Council (scheduled) 05/27/15. Fiscal Impact – Yes

31. *[Removed for discussion by Councilor Lindell]*

32. REQUEST FO APPROVAL OF A RESOLUTION DIRECTING STAFF TO WORK WITH COMMUNITY GROUPS TO DEVELOP A PLAN OF ACTION TO ENSURE THAT STUDENTS AND PARENTS ARE ABLE TO ACCESS THE DEFERRED ACTION FOR PARENTS OF AMERICANS AND LAWFUL PERMANENT RESIDENTS (DAPA) PROGRAM AND AN EXPANDED DEFERRED ACTION OR CHILDHOOD ARRIVALS (DACA) PROGRAM; ASSESS THE FINANCIAL CAPABILITY FROM THE CITY TO SUPPORT A PRIVATE/PUBLIC INITIATIVE (MAYOR GONZALES, COUNCILORS BUSHEE, MAESTAS, IVES, LINDELL, RIVERA AND DOMINGUEZ) Committee Review: Immigration Committee (reviewed) 05/11/15; and City Council (scheduled) 05/27/15. Yes (3,900 for 160 hours of staff time – absorbed)

CONSENT ITEMS IN PREPARATION FOR NEXT FISCAL YEAR

33. BID NO. 15/21/B – PARKS & RECREATION PUBLIC RESTROOMS AND PROFESSIONAL SERVICES AGREEMENT; FRESH AND CLEAN PORTABLE RESTROOMS, INC. (RICHARD THOMPSON)

34. BID NO. 12/23/B AND 12/24/B – POLYELECTROLYTE CHEMICALS (SLUDGE THICKENING AIDS) FOR WASTEWATER MANAGEMENT PLANT AND COMPOST DEWATERING FACILITY; POLYGYNY, INC. (LUIS OROZCO)

35. BID NO. 15/23/B – PROFESSIONAL SERVICES AGREEMENT FOR ELECTRICIAN SERVICES FOR WATER FACILITIES, TRANSMISSION AND DISTRIBUTION FACILITIES AND WASTEWATER DIVISION FACILITIES; ALLIED ELECTRIC, INC. (LUIS OROZCO)

36. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – CITY-WIDE WHOLESALE GOODS AND SERVICES; SAM'S CLUB. (ROBERT RODARTE)

37. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SUMMER MUSIC FESTIVAL ON THE PLAZA (RFP #12/16/P); OUTSIDE IN. (DEBRA GARCIA Y GRIEGO)

38. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – ONE (1) COMMERCIAL ROLL-OFF COLLECTION UNIT FOR ENVIRONMENTAL SERVICES DIVISION; BRUCKNER'S TRUCK ALES, INC./AMREP. (LAWRENCE GARCIA)

39. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – AFFORDABLE HOUSING SERVICES FOR FISCAL YEAR 2015/2016. (KATE NOBLE)
   A. HOMEWISE ($190,000)
   B. SANTA FE COMMUNITY HOUSING TRUST ($110,000)

40. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT GRANT AGREEMENTS FOR SHELTER PLUS CARE RENTAL ASSISTANCE FOR FISCAL YEAR 2015/2016. (ALEXANDRA LADD)
   A. SANTA FE COMMUNITY HOUSING TRUST ($124,089)
   B. THE LIFE LINK/LA LUZ ($85,892)

41. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – 1% LODGERS' TAX FUND ALLOCATIONS FOR COMMUNITY ARTS PROMOTION PROGRAM (RFP #14/19/P) IN THE AMOUNT OF $517,125; THIRTEEN (13) VARIOUS VENDORS. (ANNA BLYTH)

42. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – LAW ENFORCEMENT ASSISTED DIVERSION (LEAD) PROGRAM SERVICES; THE LIFE LINK. (TERRIE RODRIGUEZ)

43. REQUEST FOR APPROVAL OF EXEMPT PROCUREMENT – SERVICE, REPAIR AND EQUIPMENT FOR WASTEWATER MANAGEMENT DIVISION; JCH, INC. (LUIS OROZCO)

44. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – CITY-WIDE MATERIALS FOR PAINT STRIPINGS, SIGNS, CROSSWALKS AND ARROWS FOR TRAFFIC OPERATIONS; 3M COMPANY. (RANDY BLAKE)

45. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – WATER METER TESTING AND REPAIR SERVICES FOR WATER DIVISION; GREAT SOUTHWEST METER TESTING, LLC. (MICHAEL MOYA)

46. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO AGREEMENT BETWEEN OWNER AND CONTRACTOR – CITY-WIDE WATER UTILITY PAVEMENT RESTORATION SERVICES FOR WATER DIVISION; TLC PLUMBING AND UTILITY, INC. (BILL HUEY)

47. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO AGREEMENT BETWEEN OWNER AND CONTRACTOR – CITY-WIDE WATER UTILITY AND CONSTRUCTION REPAIR PROJECTS FOR WATER DIVISION; SUBSURFACE CONTRACTING, INC. (BILL HUEY AND ALEX PUGLISI)

48. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO CONTRACT – CITY-WIDE SOURCE OF SUPPLY EMERGENCY REPAIR SERVICES FOR WATER DIVISION; ALPHA SOUTHWEST, INC. (BILL HUEY)

49. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PROVIDE REGULATORY SUPPORT SERVICES FOR CANYON ROAD WATER TREATMENT PLANT; ENVIRONMENTAL ENGINEERING AND TECHNOLOGY. (ALEX PUGLISI)

50. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES AT SANTA FE WATERSHED AND BUCKMAN WELLS; CHAVEZ SECURITY, INC. (ALEX PUGLISI)

51. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – PRINTING, MAILING AND POSTAGE FOR CUSTOMER UTILITY BILLING; INFOSEND, INC. (DIANA CATANACH)

52. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – EXPANSION COUPLINGS AND INSTALLATION UNDER EPA LEAD FREE REQUIREMENTS FOR UTILITY BILLING DIVISION; BADGER METER, INC., AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF $626,041 FROM WATER CASH RESERVES. (DIANA CATANACH)

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END OF CONSENT AGENDA

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5. APPROVAL OF MINUTES: SPECIAL FINANCE COMMITTEE MINUTES – APRIL 28, 2015

MOTION: Councilor Lindell moved, seconded by Councilor Maestas, to approve the minutes of the Special Finance Committee Meeting of April 28, 2015, as presented.

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

CONSENT CALENDAR DISCUSSION

7. REQUEST FOR APPROVAL OF BUDGET INCREASE FROM PUBLIC SAFETY SPECIAL FUND 21224 FOR ALARM ENFORCEMENT EXPENDITURES TO COVER POSTING AND ACCOUNTING CORRECTIONS REALIZED FROM THE ALARM ENFORCEMENT PROGRAM AUDIT CONDUCTED BY THE CITY'S INTERNAL AUDITOR IN THE AMOUNT OF $165,535. (ERIC GARCIA, POLICE CHIEF)

Responding to Councilor Lindell, Nancy Jimenez, gave a brief history and update, noting prior to the correction they were only posting the City's share to City funds, and not accounting for the revenue which was retained for the alarm billing. In the future they will keep a complete account of the revenue and expenditures that goes to PSC, noting these changes have been reconciled in this year's budget and for next year.

Councilor Lindell asked how long it took to accrue $165,535, and Ms. Jimenez said July 1, 2014, through June 30, 2015, and for the next fiscal it has already been accounted for in the new fiscal year budget and modified.

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

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

8. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – FALSE ALARM ENFORCEMENT PROGRAM (RFP #15/06/P) FOR POLICE DEPARTMENT; AOT PUBLIC SAFETY CORPORATION D/B/A PUBLIC SAFETY CORPORATION. (MARIO SALBIDREZ, DEPUTY CHIEF)

Councilor Lindell noted the outstanding balances on packet page 3, and asked the Deputy Chief to comment on that as well as the performance audit findings, and things that have been addressed and those with which we are having a hard time addressing.

Deputy Chief Mario Salbidrez said the outstanding collections are the result of the soft collection policy the City has approved, but the contract didn't stipulate the collection of fines. We asked the company to include language about collections of fines and the company is prepared to make the collections, whether soft or hard collections. He asked if the Committee would like the company to move forward with hard collections.

Councilor Lindell said then we have delinquent collections of approximately $1.4 million over the past 4 years and the Deputy Chief said yes, approximately.

Responding to Councilor Lindell, Deputy Chief Salbidrez said the outstanding fees are the result of the City's soft collections policy, noting the company is now prepared to make hard collections, and said he is asking the Committee to tell them if that is what you want it to do. There are outstanding of collections of approximately $1.25 million. He said the current policy is to continue to send ongoing letters.

Deputy Chief Salbidrez said we addressed the audit findings that were the responsibility of the Police Department, commenting they made changes to them to assist us with clearing up the audit findings working with Liza Kerr continuously until she gave them a sheet telling them if it was cleared or not. He said they have been cleared for lack of ownership, collusiveness and oversight, because they established a policy identifying the functions of the person monitoring the alarm, Dorothy Encinias, and proves a chain of command starting with Ms. Encinias. He said when decisions need to be made, they are made by the command staff allowed to make decisions based on the Ordinance. He said with regard to lack of formal policy and procedures, we have that in place giving clear guidance that new employees have a good understanding of their job responsibilities from day one. We have written instructions.

Deputy Chief Salbidrez continued, with regard to collections not actively pursued, we need direction to Council to tell us if they want us to do soft or hard collections, so we need your decision as to what you want us to inform this company to do for us. Regarding appeals not processed timely, we didn't have hearing officers at the time to process the appeals. He said they went through an RFP with the DUI Forfeiture Program, where the hearings officers were expanded to process multiple hearings and not just DUI matters, and those hearing officers will start hearing appeals. With regard to finding that not all Alarm companies are submitting reports and not all Alarm company's users or registered. Changes were made to the registration form for Alarm companies. We want to identify venders that advertize, "$100 and we'll install your arm," and somebody from Arizona comes in and does the alarm installation but they don't have a City license.

Deputy Chief Salbidrez said they have addressed all findings and all findings have been cleared by Ms. Liza Kerr, noting and what is needed now is direction to staff with regard to the method of collection.

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

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

11. REQUEST FOR APPROVAL OF CHILDREN AND YOUTH COMMISSION FUNDING RECOMMENDATIONS FOR FISCAL YEAR 2015/2016; THIRTY-FIVE (35) VARIOUS ORGANIZATIONS. (CHRIS SANCHEZ)

Councilor Lindell said Planned Parenthood will be receiving $10,700, and asked if that was the request made.

Mr. Sanchez said yes, and they requested a lot more than that, noting their scope of services have expanded.

Councilor Lindell said all non-profits on the list are deserving, but we do have limited funds. She would like to see more money go to Planned Parenthood this year, commenting it is imperative to "stop children having children.".

Chair Dominguez said one thing we're doing is to try to make sure that the money is spent appropriately by the organizations.

Chris Sanchez said they currently are in the process of implementing the data tracking system, and will be able to know the impact of funding and the use of those funds for the stated purposes.

Chair Dominguez said we need the money to be moved to kids or young people who are at risk, and we need to bump-up the percentage of the GRT allocated,

Mr. Sanchez said the Childrens' Cabinet is focusing on those key areas, noting the City isn't going to stand still and allow the City to remain 49th for the well being of children and is going to change that. The Children's cabinet is focusing on specific areas and will address all funders to align key outcomes we want to achieve collectively.

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

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

12. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – HOSPITAL TANK REPLACEMENT ENGINEERING SERVICES (RFP #15/32/P) FOR WATER DIVISION; SOUDER, MILLER AND ASSOCIATES AND APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF $483,517. (ERIC ULIBARRI)

Councilor Lindell asked is this a replacement of the tanks that have been leaking forever.

Eric Ulibarri said yes, noting the attempts to repair the existing tank failed, and it was decided to put it out to bid for a new design, and this request is for design work for a new hospital tank to replace the existing failing tank which is losing enormous amounts of water.

Councilor Lindell noted there was an appropriation to the hospital water tanks last Fall.

Mr. Ulibarri said he's new with the City and doesn't know a lot of the history, but Mr. Puglisi is here to assist him with that. He said numerous attempts were made through a contract with NCS Engineering to fix it and they failed, noting the different repairs "we tried didn't work, and ultimately it was decided the best thing was to replace the tank.

Councilor Lindell understands, and asked if we spent about $800,000 trying to fix this tank.

Mr. Puglisi said that is correct, and the lining of the tank and the vault was completed last year in the Fall.

Councilor Lindell asked if the contractors have an obligation to give a refund to the city for failed repair.

Mr. Puglisi said that is being discussed internally at the Water Company, noting the contractor has been to assist us in the design of the new tank, commenting that will be provided for its failure to be able to stop the leaks. The project being worked on by NCS was to give 4-5 additional years of tank life, noted the intent was always to construct new tanks, but to be able to operated the hospital tank until we were ready for construction. He said we're moving forward with the design for the construction of the new tanks, although they haven't completely abandoned the use of the old tank. They are developing ways to continue to use the old tanks with the repairs that have been done. The liner didn't stop the leakage to an acceptable rate the contractor was committed to provide, so there still is leakage from the tank. They

prefer not to have that amount of leakage, but the tank can be used, if necessary to maintain pressure within the system.

Councilor Lindell said this is unacceptable.

Mr. Puglisi said we had hoped the new engineer would be able to stop the leakage, noting it is very frustrations for operations source of supply to not be able to utilize the take. He believes there is still internal discussions in terms of NCS and its obligations to the City. He said they aren't abandoning the use of the tank, so there may still be steps that have to be undertaken by NCS to assist us in utilizing the tank until the new tanks could be designed and construction. He understands the contract was terminated in terms of further additional work don by NCS in terms of new work being done. He said staff doesn't believe it is useful to continue to try to line those tanks and to continue to use them the way we were using them in the past, and any further work on the contract has been stopped, and they mainly are in a support capacity to help us what we do have over there. Unfortunately, we have to use the tanks with an unacceptable leakage rate and prefer not to use them until we truly have to.

Councilor Lindell asked who is directing this project.

Unidentified said he is the engineer that would be overseeing the project as it does into the new design, and he's not overseeing what occurred in the past as much as Nick Schiavo would.

Councilor Lindell asked if Mr. Schiavo is overseeing NCS at this point and Mr. Huey said yes, and they are no longer working for us, or overseeing anything else. That contract was terminated with the previous work.

Mr. Puglisi said Bill Huey is the Project Engineer on this project.

Chair Dominguez said it would be good for Councilor Lindell to ask Nick Schiavo and Brian Snyder about the history of this water tank, commenting that he isn't opposed to starting over again.

Councilor Maestas said he recalls the discussion about this tank, noting when we agreed to the new liner we didn't know if we would achieve full success, and asked if the contractor assume full liability for the outcome of the liner project. In the future we need to weigh the design and thank about projected level of success. He said perhaps the tank replacement should have been a viable alternative from the beginning. He noted the tank is integral to the water system and "we just have to bite the bullet," because it's just one of those unfortunate things.

Mr. Puglisi reiterated that the City chose the option to be abler to use those tanks until the new ones were complete, noting it will take 4 years to design and build the new tank, so the only alternative is to continue the old tank to relief system pressure and to store water for the zone.

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

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

17. REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW SECTION 7-16 SFCC 1987, TO REQUIRE THAT SINGLE-OCCUPANT PUBLIC OR EMPLOYEE RESTROOMS IN ANY COMMERCIAL FACILITY BE GENDER NEUTRAL AND IDENTIFIED AS SUCH BY APPROPRIATE SIGNAGE (MAYOR GONZALES, COUNCILORS LINDELL AND IVES). (LISA MARTINEZ) Committee Review: Public Works Committee (approved) 04/27/15; City Council (request to publish) 05/13/15; and City Council (public hearing) 06/10/15. Fiscal Impact – No.

Councilor Rivera said he thought Councilor Bushee had added language about the City helping to provide signage and it wasn't in there. He asked Ms. Martinez to define single-occupant. ht language from Councilor Bushee about City helping to provide signage.

Lisa Martinez said at the last meeting Councilor Bushee asked use to look into the cost of the signage, and recommended the City pay the cost of the signs, which averages $25. She said there is no budget for the signage and they don't have the cost, but it's not a significant cost burden on the business owners, noting we're looking at 1-2 restrooms.

Ms. Martinez said "single occupant" means it does have a stall within the unit itself and it is a singular toilet and sink intended for use by one person.

Councilor Rivera said he was asked if there is a urinal and toilet that's two stalls.

Ms. Martinez said not the way she would look at it. These are intended to be use by one individual or one individual needing assistance. In the case of a family restroom, one person is using one of the plumbing fixtures and it is not intended to have more than one to accommodate two people.

Councilor Rivera said it has nothing to do with the number of toilets or urinals in there.

Ms. Martinez, and the way the Building Code classifies it is a single occupant toilet room.

Councilor Lindell said the Ordinance provides "that a single occupant restroom means a lockable restroom," believes this is very germane to Councilor Rivera's question.

Councilor Rivera said then you could have a female restroom with 3 stalls that is lockable that would be considered occupant.

Ms. Martinez said, "No. It goes back to the exact language which specifically says single occupant. The intent has always been one person using it at one time, or if it's family restroom, it's a mom and a dad helping a child, but it's not intended to have more than one family member with assistance in that restroom."

Councilor Rivera asked if there are older business that have an older urinal, would there be assistance in converting that urinal.

Ms. Martinez said it still would fall under the general neutral category because it would be lockable.

Councilor Rivera said he feels that we regulate business enough and this is unnecessary.

Councilor Maestas asked if we have an inventory of the single-occupant restroom and what is the impact, asking how enforceable this will be.

Ms. Martinez said there is no such inventory. She said building codes have addressed this issue in terms of accessibility, and they look at the number of employees that work at the facility and the number of public that accesses the facility as well. In certain situations, depending on the number room, there may be specific individual toilet rooms, and if you have less than 10, and one restroom for both men and woman. She noted most Starbuck's have 2 restrooms, some specifically designed for men and women and in other they have unisex signage. All they would have to change the signage to say gender neutral. It changes nothing but the signage, and isn't imposing a huge burden.

Responding to Councilor Maestas, Ms. Martinez said there are a number of different types of signage available, and there are a number of different kinds – some say gender neural with braille language below for accessibility purposes, another that show a man, woman and a family, other that show the universal symbol for accessibility and says gender neutral – depending on the business owners choice, but the language does specifically say gender neutral restroom.

Councilor Maestas asked if there is language they can refer to in terms of signage, and Ms. Martinez said it exists.

Councilor Trujillo said it has a been controversy and even it the cost is small, it still is a burden we as a City are placing it on this person to comply. He said we're talking transgender, we talk gender neutral. This has stirred up a lot of controversy, and there are a people who still don't understand. It has to be understood that it's a single restroom and only one person can use it as a time. We wouldn't be going through this controversy if we said it will be a unisex or a family restroom.

Councilor Rivera said he heard you say each restroom will have to have specific signage that says gender neutral, and those places like Starbuck's for either/or would have to purchase an additional sign to say gender neutral, or would their sign specifying male or female suffice.

Ms. Martinez said they would replace the existing sign with a gender neutral sign.

Councilor Rivera said then even they're already doing it, they would have to replace the sign with something that said "Gender Neutral."

Ms. Martinez said yes, noting some already have the unisex signage.

Councilor Rivera said then it's not enough to have the unisex sign up, and they still would have to put up another sign – we're forcing every business to purchase a sign.

Ms. Martinez said the intent behind unisex signage has always been for either sex to be able to

use the facility, and if we provide the appropriate education so that applies to transgender as well, then I think those could work.

Councilor Rivera said it seems an unnecessary cost for businesses that already are doing it.

Chair Dominguez said it doesn't specify that in the Ordinance and it will be staff discretion to determine whether or not the sign in place is clear enough.

Councilor Trujillo asked, dealing with unisex, gender neutral, if the sign will have handicapped information.

Ms. Martinez said yes, noting the signage created by the different companies include graphics showing the universal symbol for somebody in a wheelchair, it included braille, so all of that is covered. She doesn't believe the intent was to place an additional financial burden. She said, "Clearly if a unisex sign already exists, if it's appropriate, that would be allowed to remain and I really believe that will be sufficient to cover the gender neutral component."

Councilor Trujillo agrees with Councilor Rivera that if they already have the sign, staff just needs to verify that it is acceptable. He said, "I still want to see if we can find money to do it, because we're the ones putting the burden on this business, but if they already have something up there, why make them change."

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

DISCUSSION: Councilor Maestas agrees with Councilor Rivera on the impact to business, and we're just talking about signage. He said this action will continue to put Santa Fe at the forefront of being a progressive, diverse inclusive community.

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

22. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2007-22, REGARDING THE PARKS AND OPEN SPACE ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1998-28 REGARDING THE GCCC ADVISORY COMMISSION; REPEALING RESOLUTION NO. 1999-88 REGARDING THE MARTY SANCHEZ GOLF COURSE ADVISORY COMMITTEE; REPEALING RESOLUTION NO. 2009-130 REGARDING THE MUNICIPAL TREE BOARD AND ESTABLISHING A NEW PARKS AND RECREATION ADVISORY COMMISSION (MAYOR GONZALES). (ROBERT CARTER) Committee Review: Public Works Committee (approved) 04/27/15; and City Council (scheduled) 05/275. Fiscal Impact – Yes. ($8,578 of which $3,600 expenditure is for stenographer costs and $4,978 absorbed cost for staff time to attend meetings.)

Councilor Rivera wanted to make sure it's clear that current POSAC members will serve our their

terms, and asked if that needs to be spelled out in the Resolution, or if the plan is to have the current members continue.

Robert Carter said yes. At the present time we have 6-10 applicants and resumes that the Mayor and the City Clerk are reviewing and then they will be interviewing. Until the new members are approved by the City Council, the present members will stay on, unless they choose to resign.

Councilor Rivera asked, regarding the FIR, shouldn't there be a savings instead of a cost, noting there is a cost for recording services. It is hard to see how there is a fiscal impact when we're doing away with 4 committees and having just one, commenting there should be a savings.

Mr. Carter said yes, but they were asked to submit an FIR because it also includes staff salaries for attending the meetings as well.

Chair Dominguez asked if we are going to make sure staff time is accounted-for in the FIRs, and being consistent with that.

Mr. Rodriguez said yes, if it has impact from operations then yes, but if is in the normal course of your job, then there should be an indication from staff that is a net increase in burden after it's all said and done.

Chair said he understands the points, but a staff person might now have to attend only one meeting where previously they had to attend 3 or more meetings, so that would be a decrease or savings.

Mr. Rodriguez said this needs to be shown.

Chair Dominguez asked who prepared the FIR.

Mr. Carter said he was asked by Rebecca Seligman to provide the information. He said the GCCC Board no longer exists and haven't met for many years. The Golf Advisory Board would still submit minutes to us and have a representative to attend the POSAC meeting although they want to be on the Board, but just to give input.

Councilor Rivera said he doesn't think we should include staff costs, because it's not in addition to the normal job description of department director, it's just part of what it means to do the job. He doesn't understand why personnel costs would fit in that. He asked what is estimated for the benefits, and if it is included as well.

Mr. Carter said yes, he was informed to use 33% to calculate.

Councilor Rivera said he approves of the creation of the committee, although he doesn't approve of the FIR.

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

DISCUSSION: Councilor Lindell asked if, under subcommittees, the existing Marty Sanchez Advisory Committee will no longer exist.

Mr. Carter said they are trying to get a quorum, because the Original Resolution provided for 13 members, and we were told today we need at least 7 members. We are trying to see how we can reduce that requirement so we can still have a meeting and/or reduce the numbers of the members on the subcommittee so they can have a quorum.

Councilor Lindell said she still is unclear how this will work, commenting she will leave that to Legal.

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

23. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING CITY STAFF TO WORK WITH A QUALIFIED CONSULTANT IN A TRANSPARENT, PARTICIPATORY PROCESS TO DEVELOP A PARKS AND RECREATION TEN-YEAR MASTER PLAN (COUNCILOR DOMINGUEZ COUNCILOR RIVERA, AND COUNCILOR MAESTAS) (ROBERT CARTER. Committee Review: Public Works Committee (approved) 04/27/15; and City Council (scheduled) 05/275. Fiscal Impact – Yes. ($69,025 OF WHICH $50,000 IS FOR PROFESSIONAL SERVICES AND $19,025 ABSORBED COST FOR STAFF TIME)

Councilor Lindell asked the source of funding/budget, and who would be a qualified consultant for this kind of work.

Mr. Charter said there are a number of organizations that do this kind of work, and is sure once the RFB is issued there may be bidders from Albuquerque and Santa Fe that do this type of work.

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

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

27. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEVELOP AND IMPLEMENT A SINGLE STREAM AUTOMATED RECYCLING COLLECTION PROGRAM AIMED AT MAKING THE RECYCLING SYSTEM USER FRIENDLY, INCREASING THE TYPE OF MATERIALS ACCEPTED; INCREASING PARTICIPATION AND INCREASING THE OVERALL RATE OF DIVERSION (COUNCILORS BUSHEE ~~AND~~, LINDELL, RIVERA AND TRUJILLO). (CINDY PADILLA) Committee Review: Public Works Committee (approved) 05/06/15; and City Council (scheduled) 05/27/15. Fiscal Impact – YES. (FY 2015/2016 - EXPENDITURES = $3.979.5-4 AMD REVENUES = $7,599,776)

Councilor Maestas said on page 2 of the Resolution, lines 16-19, references the Solid Waste

Management solicitation of bids for 3rd party processing of our recycling program, noting a lot has happened since then. He said the proposal fell short in terms of cost effectiveness, but the Executive Director felt there might be a role for that consultant. He said we're right to cancel the whole thing and continue to manage the recycling facility. And asked Ms. Padilla to provide an update, and asked how this impacts.

Cindy Padilla, Director, said there were two proposals. The Agency has reviewed the proposals and won't be making any offer for third party. She said Mr. Kippenbrock will be presenting something to the SWMA Board on Thursday, and bring it forward to the County and County. This means the Agency will continue to run BuRRT as they have, and continue to explore new markets so they can increase the types of materials collected at BuRRT, one of the most important aspects of automated recycling. She said it won't impact operations in going to automated, and they will continue to look at increasing the materials and changing operations. They will be talking with BuRRT to make sure they can handle and market the materials, and that it will continue to be their responsibility.

Councilor Maestas said they will continue to make it more convenient, and the hope is that residents will be encouraged to increase recycling. The failed RFP is an indication of the recycling market and the high transportation costs.

Ms. Padilla said this won't help to improve the national market. She said transportation costs were the most daunting, and how BuRRT manages the materials to be processed at Friedman. She said the national and international market will continue, but fluctuate depending on supply and demand, and the ability to process and remarking. She said we always have to look at the end before we start any kind of recycling program, and that would be looking at markets. The BuRRT will have to do this monthly and think about how it can sell the materials we collect. She said we look at that monthly and ask for reports monthly on the operation and markets. We do need to be award of the end markets and work from there. She said automated collection will help us with diversion. She said the markets will continue to be there, but we just have to go after them.

Councilor Maestas understands the City doesn't pay tipping fees for the recycled materials we deliver to BuRRT, and Ms. Padilla said this is correct.

Councilor Maestas asked if we need to provide the Agency with additional resources to stimulate more recycling.

Ms. Padilla said she would like to think about that before offering a recommendation. However, the City and County are paying for the cost of service. She said whether or not the Agency continues to subsidize part of the expense for the landfill tipping fees or transfer to BuRRT is an operational decision the Agency is going to have to make and then to make a recommendation. If the recommendation is to place tipping fees on recyclables, then we would have to do analysis on the fiscal impact to the City.

Councilor Maestas would like that to be factored in, especially since we're going to look at our rate schedule and consider "Pay as you throw."

Responding to Councilor Maestas, Ms. Padilla said about 1/3 of the waste stream is glass in terms of weight, and they measure based on weight, and when we go to automated collection for mixed recycling, glass will no longer be accepted in that bin at the curb. We are exploring and will be presenting different options for the collection of glass. There has been no final recommendation, although there will be quite a few meetings with interested parties before making that recommendation.

Councilor Maestas asked if excluding glass would offset the increased recycling rate from single stream. He said we raised expectations about farming-out the recycling to a third party and the market wasn't there and that failed. He doesn't want to over-sell the anticipated increase in recycling with single stream by excluding glass and having that offset any gains we might bet from single stream recycling.

Ms. Padilla said it continues to be a "numbers game," and thinks we need to make sure we keep in mind the overall goals of our recycling program which is to increase recycling and participation and increase diversion, noting it needs to be managed as a resource and we need to focus more of our efforts on commercial recycling since 2/3 of the waste stream is commercial waste.

Councilor Maestas wants to focus on glass, noting the Solid Waste Assessment recommended convenience centers and people weren't happy about that idea. He would like to continue to accept glass curbside, and to come up with a solution before we go full bore on single stream recycling, and Ms. Padilla said absolutely.

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

DISCUSSION: Chair Dominguez asked if any General Fund employees are paid out of the revenue stream for this program.

Ms. Padilla said yes, because it is an enterprise, the rates cover all of the Division expenses, and the revenues are for salaries, operational expenses, equipment are paid from the General Fund. They don't utilized nothing is being paid out of the General Fund, and they actually help the General Fund.

Chair Dominguez said on packet page 6, in the Summary it talks about the $7 million needed from an outside funding source, and some of the revenue could be bond/loan, and a 12.8% rate increase will be required for FY 16/17. He asked if she is saying that the implementation of this program is contingent on the rate increase in 16/17.

Ms. Padilla said yes. She said it's a $3.28 million expense to purchase our equipment and containers, and there are operational budget for some of these next year, and almost $2.5 million they would need to find from most likely from the NM Finance Authority in revenue bonds, and the repayment of those bonds would necessitate a rate increase.

Chair Dominguez said then the intent is to develop the program first to determine whether or not there will be an appetite to increase the rates. He doesn't want to say we're implementing this program and then if we don't increase the rates, we won't have the program.

Ms. Padilla said part of the purpose of the Resolution was to bring forward the concept and be completely transparent about the benefits and the costs to the citizens. She said the implementation plan has been established to make this happen by July 1, 2016. They have been meeting with the Solid Waste Advisory Committee to get a sense of whether the public wants increased recycling and diversion, and if an automated recycling program the way to go for residential. In the meetings, one-on-one with people and the national trends is if we want to increase diversion with or without glass at the curb an automated collection program is the way to go.

Chair Dominguez said he understands, but he's just trying to understand the process. He said then the rate increase requires an Ordinance amendment, and Ms. Padilla said yes.

Councilor Rivera asked what a 12.8% increase mean to the average resident.

Ms. Padilla said she would estimate $1.50 to $1.60 depending on the final numbers, noting as she put in the FIR she needs to confirm the numbers with analysts. On July 1, 2015, our rates residentially are $13.80 which is the final of the 3.2% increase over the last 4 years, so at total of about $15.30.

Councilor Rivera asked if Albuquerque had to increase rates when it implemented this program to cover the costs.

Ms. Padilla understands they did, but she doesn't know the amounts.

Councilor asked the capacity at Friedman, and are they operating at 50% or higher.

Ms. Padilla said she spoke with Mike Friedman and she doesn't know an exact percentage, but they have a desire to increase their recycling materials, and are still running only one shift, with the capacity to run a double shift when needed.

Councilor Rivera said the goal is to encourage people to recycle, which means producing less trash. He asked if we are looking to reduce refuse rates to encourage pay as you throw as part of this.

Ms. Padilla said absolutely, noting all of their recycling education is about reduce, reuse and recycle, and looking at diversion, and looking at what they purchase prior to tossing.

Councilor Rivera asked what happens if NMFA or other loans – will the rates have to increase even more than 12.8%.

Ms. Padilla said they would look to the Finance Department to make those analyses and decisions, commenting it could increase, and she would need to bring all of that to the Governing Body.

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

28. REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO PAY FOR NON-UNION, FULL-TIME CLASSIFIED EMPLOYEES; DIRECTING THE CITY MANAGER TO IDENTIFY AND IMPLEMENT AN ADJUSTMENT IN SALARY COMMENSURATE TO THOSE RECEIVED BY UNIONIZED EMPLOYEES OVER THE LAST FIVE YEARS WITH RECOMMENDATION THAT A 3.5% ADJUSTMENT BE EVALUATED AND PRESENTED TO THE GOVERNING BODY FOR APPROVAL (COUNCILORS RIVERA, TRUJILLO, MAESTAS AND DOMINGUEZ). (LYNETTE TRUJILLO) Committee Review: City Council (scheduled) 05/27/15. Fiscal Impact – Yes (See spreadsheet attached to FIR)

Councilor Rivera said he would like to make some changes from concerns that arose. He said in discussions at Finance with the City Manager and Mr. Rodriguez about looking for raises, he is unsure putting in a specific increase of 3-5% increase may be fair.

Councilor Rivera proposed to amend the Resolution as follows:

a. on page 1, line 15, correct as follows: "...that a ~~3-5%~~ a fair and equitable adjustment...."
b. page 2, line 4, change as follows: ".... employees ~~earning less than $90,000 per year~~ have not...."

MOTION: Councilor Rivera moved, seconded by Councilor Trujillo, to approve this request with the aforementioned amendments.

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

31. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THAT A FINANCIAL AUDIT OF THE 2008 PARK BOND PROJECT FUNDING, TO INCLUDE MODIFICATIONS, ALLOCATIONS AND REALLOCATIONS OF BOND FUNDS, BE CONDUCTED BY AN EXTERNAL, INDEPENDENT AND QUALIFIED ACCOUNTING FIRM IN ACCORDANCE WITH ACCEPTED ACCOUNTING STANDARDS; INCORPORATE ADEQUATE FUNDING FOR THE AUDIT IN THE FY 2015;/2016 BUDGET (COUNCILOR MAESTAS). (OSCAR RODRIGUEZ) Committee Review: Parks & Open Spaces Advisory Commission (scheduled) 05/19/15; Public Works Committee (scheduled) 05/26/15; and City Council (scheduled) 05/27/15. Fiscal Impact – There will be fiscal impact, but a cost estimate cannot be established at this time because the scope and level of effort have not yet been defined by the named parties.

Councilor Lindell said we don't have an FIR.

Mr. Rodriguez said, "No. That's not the case. As I put there as explicitly as I could, that there is going to be a fiscal impact, but it's not possible to estimate at this time because the process required to develop the scope of services hasn't been complete, and once that's complete, I can come back to you with how much it's going to cost."

Councilor Lindell understands the reason it isn't here, but finds it had to approve an open ended request, although it will have an FIR by the time it goes to Council.

Mr. Rodriguez said, "By the time it goes through the process mandated by the Resolution, which is it goes to the Audit Committee, they develop the scope and at that point we can tell you the cost, and only at that time it goes back to the Council for approval as a contract."

Councilor Lindell is willing to support this to move it forward to Council and to continue to have discussion and dialogue on it, but it's very hard to approve something without knowing the cost. She is willing to move this forward for purposes of discussion by all the different bodies, but not to fund it at a future point in time. She needs the pricetag before she say yes. She asked when do we find out how much.

Mr. Rodriguez said it goes to the Audit Committee and other parties to weigh-in on the scope, and once the scope is clear, it will come back to the Council. He said whatever the scope is, and if it turns into a contract or whatever it turns into in the future, will come to the Council.

Councilor Lindell said then at that point it time it will have a price tag and Mr. Rodriguez said yes.

Councilor Maestas thinks this is following through on the original intent of the Council which was a financial audit, and for financial and other reasons it ended up being a very limited financial review based on agreed on procedures. He believes we underestimated the conclusions of the financial review based on a sampling of projects. He said this legislation is responsible because it calls on the consultant that did the financial review to leverage their insight and the investment we made in that review to help us target this scope. He said many efforts that have been to date has made great progress in producing the documentation that wasn't produced for REDW. This calls for retaining REDW in a consulting capacity to help us refine and target the scope so we don't take a scatter-shot approach and pay too much. This will be a targeted audit. We need to move forward on this. He appreciates everything the administration is doing to try and piece together what occurred back to 2008. It is to the point that no matter what the City does there is a lack of trust and suspicion that we're hiding something or downplaying this. He thinks taking immediate action to approve this sends the message that we're serious about transparency and concerned about future bond issues and restoring the public trust.

Councilor Maestas said unrelated issues have "piled-on," such as transfers from the water fund to the General Fund which is creating more distrust and certain members of the community are lumping this together and drawing general conclusions about our government. The vote for this audit is to take a bold step to begin restoring the public's trust and we're serious about transparency. He said Councilor Dimas has indicated he wants to cosponsor this bill and he thinks others need to weigh-in as well. He thinks this can move forward, the timing is right and not dependent on anything else. Even though a little late, this effort won't be in vain and support this audit. He asked for support for the Resolution.

Councilor Lindell said she will support the Resolution, but she needs to see the pricetag where we end up, commenting it's only reasonable to know what we're buying, and we'll see what the numbers look like.

Councilor Trujillo said Mr. Rodriguez and the City Manager have been working together to get everything together, noting he thought it would be on the website. He asked for a time frame to do that.

Mr. Rodriguez said they have been working on it, noting Teresita Garcia has been working together for 2½ months to put the information together, in addition to the time she spent in the winter and fall. The intent is to upload the information tonight – the financial and the project management. There are two pieces to the report – the accounting and the project management where Mr. Pino was coordinating efforts to make an inventory of what is in the parks.

Chair Dominguez asked if the media already has the information.

Mr. Rodriguez said sometime this evening, noting it is still a work in progress and there is still more to be entered.

Councilor Trujillo said Councilor Maestas's Resolution and Councilor Dominguez's which calls for a special public hearing. He said so we will have the public hearing and thinks where we will have the discussions as to where we want to take this – an independent audit, an internal audit.

Chair Dominguez said the one difference between his and the Mayor's management report is that his, Chair Dominguez's, is intended to be truly transparent and have a public hearing.

Councilor Trujillo said the Chair's considers alternative and further alternative and Councilor Maestas's comes into play while the discussions are happening. He said we don't have an FIR on this Resolution, but he thought they would have further discussions when the Chair's was considered. We can then say what we're going to do, noting the entire Council will be there.

Chair Dominguez said it's a public hearing at Finance.

Councilor Trujillo said he would think the entire Council would want to be here.

Councilor Maestas said he and the Chair had a discussion about this to make sure there was no conflict and confusion, commenting he believes most of the issues reside on the project management decision-making, design changes and that side. They decided to separate the financial issues to try to piece everything together, how the decisions were made, and at the end of the way determine how best to change project management policies, how we manage the bond and the Parks Project. The Chair's is program, policy and public involvement, while his is purely and strictly a financial audit to accounting standards. He thinks these can be on a separate track and be independent.

Councilor Trujillo said he has the same concerns as Councilor Lindell – what is it going to cost, even a guestimate. He will vote for approval to move it forward to Council.

Councilor Rivera said regarding the so called half-done audit done by REDW, part of the finding was there wasn't sufficient information available. He asked how all of a sudden has this information started turning up, and why wasn't it produced to REDW when requested.

Mr. Rodriguez said the information we're working with now was provided to the auditor. He was there when the boxes were delivered to REDW, and REDW's reaction was incredulity. They said they aren't being paid enough to go through all of the paper work and there's not enough hours, and would have to resort to not being paid enough, resort to testing. The condition of the organization of the record speaks to the level of organization in play at the time, but the auditors did have the information and did asked for schedules from the staff in the fall which were provided. They asked for more and they were provided with that information as well as the boxes. He said, "At some points the auditors made a basic choice as to whether to insist on the staff doing the testing and shaping the information they wanted, and risk the testing technique and staff would have produced the perfect documentation, and it also would have taken more time to do that." He reiterated they then decided to test.

Mr. Rodriguez said the auditors said and have been consistent about is that "theoretically, you can't get to the bottom of this. In other words, they believe all of the documentation was some place. They repeated there is really no practical way to do that 'you guys can't pay us enough to do all of the very basic work to organize all of the paperwork that has to be done.'

Councilor Rivera asked, shouldn't all of the information have been provided on the limited audit they did so we're not in this position having to question where all the money went.

Mr. Rodriguez said, "Yes, they got it, and they got it in that raw fashion, and they said there's not enough time on our contract to do that legwork."

Mr. Rodriguez said it seems this is the first time the staff has gone through an exercise where they dug back 6-7 years to find some of this staff. He said REDW had all the information and it was going to take all this time to fish it out of all the many different sources, tie it together and then print that. He said Ms. Garcia is a formidable researcher and it has taken here more than two months to get to this stage.

Councilor Rivera some findings indicated the information was not available, and asked if he is saying that was not correct.

Mr. Rodriguez that is not correct, and doesn't believe the auditors intended that, but they were able to make observations from the documents they saw. There problem was when they went to test the cases they were having a hard time pulling a lot of that information together. The documentation was there, but there no practical way to do all of it under the contract, and we would agree.

Responding to Councilor Rivera, Mr. Rodriguez said the plan is to upload the information to the website, with the caution that there was more information Ms. Garcia wanted to put together. It will go on the website and be continually updated – not changing the information but adding more and more as it goes forward. He described the process of gathering of information and what was involved in terms of the

Chair Dominguez said the REDW audit raises more questions than it produced answers. He said, perhaps we should ask for our money back. He wants to know if work was done appropriately on the parks.

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

DISCUSSION: Councilor Maestas said the standard of this audit will be much higher, and there will be unanswered questions.

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

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END OF CONSENT CALENDAR DISCUSSION

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DISCUSSION

53. REQUEST FOR DISCUSSION AND APPROVAL OF EXPANSION OF TABLE LAYOUT FOR "PEOPLE TO THE PLAZA" FOR SUMMER EVENTS. (RICHARD THOMPSON).

Mr. Thompson reviewed information in the packet. Please see this information for specifics of this presentation.

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

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

54. DISCUSSION ON DRAFT OF ANNUAL AUDIT PLAN. (LIZA KERR)

Ms. Kerr presented the draft Annual Audit Plan. Please see the draft Annual Audit Plan in the Committee packet.

[Councilor Rivera's question and Ms. Kerr's response here are inaudible].

55. UPDATE ON CITY OF SANTA FE HEALTH FUND. (LYNETTE TRUJILLO)

Lynette Trujillo, Human Resources Director, presented information regarding this matter from her Memorandum dated May 7, 2015. Please see this Memorandum for specifics of this presentation.

56. OTHER FINANCIAL INFORMATION

There was no other Financial Information.

57. MATTERS FROM THE COMMITTEE

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of May 18, 2015, is incorporated herewith to these minutes as Exhibit "3."

Councilor Maestas asked to be added as a cosponsor for Items #23, 28 and #30.

The following legislation was introduced by Councilor Lindell on behalf of Councilor Bushee:

1. An Ordinance amending Subsection 12-6-6.1 of the City of Santa Fe Uniform Traffic Ordinance to prohibit the parking of a motor vehicle in a marked bicycle lane; making minor grammatical changes. A copy of the Ordinance, is incorporated herewith to these minutes as Exhibit "4."

2. A Resolution endorsing the North Central Regional Transit District's FY 2016 budget proposal, approving the FY 2016 City of Santa Fe Regional Transit Plan, and directing staff to submit the City of Santa Fe Regional Transit Plan for FY 2016 to the North Central Regional Transit Distr5ict Board of Directors for consideration and approval. A copy of the Resolution, is incorporated herewith to these minutes as Exhibit "4."

Chair Dominguez introduced the following on behalf of Councilor Ives:

A Resolution amending Resolution No. 2014-19 that authorized the establishment of a community hospital and health care study group to examine the effects of the Affordable Care Act and other changing conditions on the effective and efficient delivery of health care services to the Santa Fe community and the delivery of health care services to the indigent; and called on Santa Fe County, other health care providers and stakeholders in the Northern New Mexico region to join the City of Santa Fe in such efforts. A copy of the Resolution, is incorporated herewith to these minutes as Exhibit "6."

58. ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at approximately 7:30 p.m.

C Dominguez

Carmichael A. Dominguez, Chair

Reviewed by:

Oscar S. Rodriguez, Director
Department of Finance

Melessia Helberg, Stenographer

ITEM #20

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2015-__
Gross Receipts Tax Dedication - Water

Mayor and Members of the City Council:

I propose the following amendment(s) to Resolution No. 2015-___:

1. On page 1, line 13, after "**TO**" ***insert*** "**ASSESS AND**".

2. On page 1, lines 13-16 ***delete***
   "THE ALLOCATION AND EXPENDITURE OF THE MUNICIPAL CAPITAL OUTLAY GROSS RECEIPTS TAX DEDICATED TO WATER SYSTEMS AND FACILITIES SO THAT THE GOVERNING BODY MAY"

3. On page 2, line 12, after "to" ***insert*** "assess and".

4. On page 2, lines 12, ***delete*** "allocation and expenditure of" and insert in lieu thereof "a plan including the".

5. On page 2, line 19, before the period, ***insert*** "and/or from the general fund to an enterprise fund"

6. On page 2, lines 22-24, after "self-sustaining" ***insert*** a period, and ***delete***
   "; a plan to raise general fund operating and maintenance revenue by a commensurate amount should the Governing Body determine to eliminate the water capital outlay gross receipts tax; and a capital improvements plan utilizing such revenue."

7. On page 2, line 25, ***delete*** "recommend" and ***insert*** in lieu thereof "present their assessment".

8. On page 3, line 1, ***delete*** "Plan" and ***insert*** in lieu thereof "planning process, if feasible."

9. On page 3, lines 5-7, ***delete*** "so that the Governing Body may consider adopting said plan determine whether there is a need to amend the dedication provision in 18-12.5 SFCC 1987 or take other action in accordance with such report"

Respectfully submitted,

_____
Public Utilities Committee

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

_____
Yolanda Y. Vigil, City Clerk

Exhibit "1"

ITEM #29

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2015-__
City Asset Management Plan

Mayor and Members of the City Council:

I propose the following amendment(s) to Resolution No. 2015-__:

1. On page 2, lines 18 and 19, ***delete*** "conducted by Ameresco Asset Sustainability Group (ASG)".

Respectfully submitted,

_____

Councilor Joseph Maestas

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

_____
Yolanda Y. Vigil, City Clerk

Exhibit "2"

FINANCE COMMITTEE MEETING OF
May 18, 2015
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY

Mayor Javier Gonzales		
Co-Sponsors	**Title**	**Tentative Committee Schedule**
Dominguez	AN ORDINANCE AMENDING SUBSECTION 9-1.3 SFCC 1987 TO REVISE THE DISTRICT PRECINCTS TO REFLECT REDISTRICTING PLAN "A", APPROVED BY THE INDEPENDENT CITIZENS' REDISTRICTING COMMISSION.	City Council (request to publish) – 5/27/15 City Council (public hearing) – 6/24/15

Councilor Patti Bushee		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

Councilor Bill Dimas		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

Councilor Carmichael Dominguez for Finance Committee		
Co-Sponsors	**Title**	**Tentative Committee Schedule**
	A RESOLUTION RELATING TO ADOPTION OF THE CITY OF SANTA FE FISCAL YEAR 2015/2016 ANNUAL BUDGET.	City Council 5/27/15

Councilor Peter Ives		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

Councilor Signe Lindell		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

Councilor Joseph Maestas		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

This document is subject to change.

Councilor Chris Rivera		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

Councilor Ron Trujillo		
Co-Sponsors	**Title**	**Tentative Committee Schedule**

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 Jesse Guillen, (505) 955-6518, jbguillen@santafenm.gov or Rebecca Seligman at (505) 955-6501, rxseligman@santafenm.gov .

This document is subject to change.

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2015-___

INTRODUCED BY:

Councilor Patti Bushee

AN ORDINANCE

AMENDING SUBSECTION 12-6-6.1 OF THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE TO PROHIBIT THE PARKING OF A MOTOR VEHICLE IN A MARKED BICYCLE LANE; MAKING MINOR GRAMMATICAL CHANGES.

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

Section 1. Section 12-6-6.1 of the City of Santa Fe Uniform Traffic is amended to read:

12-6-6.1 STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED PLACES.

A. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic-control device, in any of the following places:

(1) on a sidewalk;

(2) in front of a public or private driveway;

(3) within an intersection;

Exhibit "4"

(4) in a marked bicycle lane;

(5[~~4~~]) within fifteen (15) feet of a fire hydrant;

(6[~~5~~]) on a crosswalk;

(7[~~6~~]) within twenty (20) feet of a crosswalk at an intersection;

(8[~~7~~]) within thirty (30) feet upon the approach to any flashing beacon, stop sign, or traffic-control signal located at the side of a street;

(9[~~8~~]) between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the end of a safety zone, unless the traffic authority indicates a different length by signs or markings;

(10[~~9~~]) within fifty (50) feet of the nearest rail of a railroad crossing;

(11[~~10~~])within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of said entrance, when properly signposted;

(12[~~11~~])alongside or opposite any excavation or obstruction when stopping, standing or parking would obstruct traffic;

(13[~~12~~])on the street side of any vehicle stopped or parked at the edge or curb of a street;

(14[~~13~~])upon any bridge or other elevated structure upon a street or within a street tunnel;

(15[~~14~~])at any place where official signs prohibit stopping (66-7-351 NMSA 198);

(16[~~15~~])on any railroad track; or

(17[~~16~~])between a curb and sidewalk or between a curb or lateral line of a roadway, and the adjacent property line. (*)

B. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful. (66-7-351 NMSA 1978)

C. The foregoing provisions may be modified by the administrator or their[~~his~~] designated representative upon the basis of an engineering and traffic investigation study by the use of appropriate markings, signs or parking meters. (*).

Effective Date. This Ordinance shall become effective immediately upon adoption.

APPROVED AS TO FORM:

_____

KELLEY A. BRENNAN, CITY ATTORNEY

M/Legislation/Bills 2015/Bicycle Lane Parking

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2015-___

INTRODUCED BY:

Councilor Peter Ives

AN ORDINANCE

AMENDING SECTION 11-12.1 SFCC 1987 TO MODIFY THE FORMULA BY WHICH THE GOVERNING BODY MAY AUTHORIZE FUNDS FOR TRANSFER FROM AN ENTERPRISE FUND TO THE GENERAL FUND.

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

Section 1. Section 11-12.1 of the Santa Fe City Code 1987 (being Ord. #1997-4, §1; Ord. #2011-14, §1) is amended to read:

11-12.1 Enterprise Fund Expenditures.

A. All revenues generated by enterprise funds, including bond and grant proceeds, shall be expended solely for the purposes of their respective enterprise funds.

B. All revenues in excess of that needed to pay for operations and maintenance, capital outlays, bond debt service and similar revenue expenditures shall remain within their respective funds unless a failure to transfer the funds would constitute a violation of law or an impairment of an existing contract[.], or is made in accordance with subsection C of this section.

C. Cash balances generated by enterprise funds shall be retained within their respective

funds, except that on annual basis, the governing body may authorize a transfer to the general fund in an amount not to exceed [~~one million seven hundred thousand dollars ($1,700,000~~]twelve percent (12%) of the cash availability calculated during the annual budget preparation. The calculation will be based on the availability of funds after the requirements of subsection B of this section are met. Prior to such transfer of enterprise funds to the general fund, an analysis shall be performed to ensure that such a transfer would not require an enterprise fund rate increase; negatively affect bond ratings associated with the specific enterprise fund or be inconsistent with NMSA 1978, § 3-23.4.

D. The city may also charge the enterprise fund for extraordinary duly incurred costs of non-routine city services attributable to operation and maintenance of the enterprise or enterprise fund.

E[~~D~~]. This ordinance is not intended to be construed to affect, amend or repeal any provision of any bond ordinance and is not intended to pertain to the collection of payments in lieu of taxes/fees or the convention center enterprise fund.

APPROVED AS TO FORM:

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KELLEY A. BRENNAN, CITY ATTORNEY

M/Legislation/Bills 2015/Enterprise Fund Transfer Increase

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2015 - ___

INTRODUCED BY:

Councilor Patti Bushee

A RESOLUTION

ENDORSING THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT'S FY2016 BUDGET PROPOSAL, APPROVING THE FY2016 CITY OF SANTA FE REGIONAL TRANSIT PLAN, AND DIRECTING STAFF TO SUBMIT THE CITY OF SANTA FE REGIONAL TRANSIT PLAN FOR FY2016 TO THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT BOARD OF DIRECTORS FOR CONSIDERATION AND APPROVAL.

WHEREAS, the North Central Regional Transit District ("NCRTD") was created in 2004 by agreement between the City of Espanola, Los Alamos County, Pojoaque Pueblo, Rio Arriba County, San Ildefonso Pueblo, San Juan Pueblo, Santa Clara Pueblo, the City of Santa Fe, Santa Fe County and Tesuque Pueblo; and

WHEREAS, NCRTD Resolution 2008-14 states that "in order to create a truly effective and efficient regional transit system that cooperatively and equitably serves north central New Mexico, the NCRTD believes that the City of Santa Fe should be a member of the District"; and

WHEREAS, as a result of City of Santa Fe Resolution 2008-87, the City of Santa Fe joined the NCRTD and soon thereafter expanded City delivered transit services to provide connecting

Exhibit "5"

transportation to and from the Rail Runner, through funding made available by the NCRTD; and

WHEREAS, the City's expanded services include:

- Santa Fe Trails Route 22, serving the New Mexico 599 Rail Runner station as well as Rancho Viejo and Santa Fe Community College;
- Santa Fe Trails Routes 2 and 4, serving inbound and outbound Rail Runner trains at South Capitol station;
- Additional enhanced, or "special service", provided to accommodate visitors and residents alike, and meet increased demand for Rail Runner transfers, on Folk Art Market, Spanish Market, and Indian Market weekends, as well as annual community celebrations of Zozobra and the Canyon Road Farolito Walk; and

WHEREAS, the existing services provided by Santa Fe Trails have been deemed to meet the definition of regional services as adopted by the NCRTD Board and incorporated into its financial policies as amended on November 4, 2011 by Board Resolution No. 2011-10; and

WHEREAS, the NCRTD has identified funding in their FY2016 budget proposal to keep the aforementioned regional services, operated by the City, funded and running through FY2016; and

WHEREAS, the NCRTD will reimburse the City for said regional transit services, upon receipt of invoices for service delivered, up to a FY2016 total of $966,490.00.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE that the Governing Body hereby endorses the proposed FY2016 NCRTD budget that continues to fund regional transit services, as identified above, that the City of Santa Fe currently provides on behalf of the NCRTD, and that the aforementioned routes compose and are approved as the City of Santa Fe Regional Transit Plan for FY2016, and upon approval by the NCRTD Board of Directors, is incorporated in the NCRTD service plan.

PASSED, APPROVED, and ADOPTED this _____ day of _____, 2015.

1

2 _____

JAVIER M. GONZALES, MAYOR

3 ATTEST:

4

5 _____

6 YOLANDA Y. VIGIL, CITY CLERK

7 APPROVED AS TO FORM:

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10 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Legislation/Resolutions 2015/NCRTD Transit Plan – FY 2016*

Working Draft
5/26/15

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2015-___

INTRODUCED BY:

Councilor Peter Ives

A RESOLUTION

AMENDING RESOLUTION NO. 2014-19 THAT AUTHORIZED THE ESTABLISHMENT OF A COMMUNITY HOSPITAL AND HEALTH CARE STUDY GROUP TO EXAMINE THE EFFECTS OF THE AFFORDABLE CARE ACT AND OTHER CHANGING CONDITIONS ON THE EFFECTIVE AND EFFICIENT DELIVERY OF HEALTH CARE SERVICES TO THE SANTA FE COMMUNITY AND THE DELIVERY OF HEALTH CARE SERVICES TO THE INDIGENT; AND CALLED ON SANTA FE COUNTY, OTHER HEALTH CARE PROVIDERS AND STAKEHOLDERS IN THE NORTHERN NEW MEXICO REGION TO JOIN THE CITY OF SANTA FE IN SUCH EFFORTS.

WHEREAS, Santa Fe County ("County"), the City of Santa Fe ("City"), CHRISTUS St. Vincent Regional Medical Center ("CHRISTUS St. Vincent") and other health care providers share a commitment and obligation to improving the health status of our community; and

WHEREAS, CHRISTUS St. Vincent is a community-based, private, not-for-profit hospital serving more than 300,000 people in seven counties in northern New Mexico; and

WHEREAS, CHRISTUS St. Vincent's is designated as a sole community provider by the

Exhibit "6"

1 centers for Medicare and Medicaid services and therefore is required to serve all residents regardless
2 of their ability to pay; and

3 **WHEREAS**, CHRISTUS St. Vincent is the community's only acute care hospital and
4 essentially the only community hospital for area residents; and

5 **WHEREAS**, according to the "City of Santa Fe Economic and Industry Snapshot", the health
6 care industry is the second largest employing industry in Santa Fe and one of the largest employing
7 industries in most New Mexico counties; and

8 **WHEREAS,** recent news accounts report that CHRISTUS St. Vincent has recently
9 eliminated positions and is laying off employees as part of a restructuring identified as necessary to
10 meet the challenges of the federal Affordable Care Act; and

11 **WHEREAS**, the County, City, CHRISTUS St. Vincent, other health care providers,
12 employers and others have a vested interest in the health and wellness of the community; and

13 **WHEREAS**, health care for Santa Fe County residents should be affordable, accessible, and
14 of high quality; and

15 **WHEREAS**, the New Mexico State Legislature, considered modifications to the means by
16 which indigent services are funded and therefore provided by various health care providers within the
17 State; and

18 **WHEREAS,** the provision of health care benefits by employers to their employees is a
19 significant cost to such employers; and

20 **WHEREAS,** the County of Santa Fe and CHRISTUS St. Vincent in 2013 have taken a major
21 step with Santa Fe County government in developing an extensive inventory of matters and
22 demographic information which will inform the creation of a community health needs assessment in
23 2014 to further seek to understand the health needs of the community, which assessment is an IRS tax
24 reporting requirement to demonstrate non-profit hospital understanding of the community's health;
25 and

WHEREAS, CHRISTUS St. Vincent is a union workforce provider and the Governing Body desires to respect the employer/employee collective bargaining relationship; and

WHEREAS, in an effort to bring the community and its related stakeholders of the services provided by our community hospital together to better understand the capability of community health care providers to continue to provide safe, effective and efficient health care services in the context of recent and evolving regulation of the health care industry and other changing conditions affecting the delivery of health care services, the Governing Body desires to establish a study group to gather information on the changing face of healthcare delivery in our community and report to the community its findings and recommendations relating to the effective and efficient delivery of health care services.

WHEREAS, the City of Santa Fe has initiated a program entitled the Community Protection Initiative (CPI) in order to help community members before they need an ambulance, and to achieve a better state of health among vulnerable populations, particularly the elderly and individuals with certain chronic conditions.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE that the Governing Body authorizes the establishment of a study group to examine the effects of the Affordable Care Act and other changing conditions on the safe, effective and efficient delivery of health care services to the Santa Fe community, including workforce considerations, such as workforce status and development and training needs and programs, the cost of health care in Santa Fe and delivery of health care services to the indigent.

Section 1. **NAME:** The study group shall be called the Community Hospital and Health Care Study Group ("Study Group").

Section 2. **SCOPE OF WORK:** The Study Group shall:

A. Plan and conduct four community forums to:

(1) Share information on the changing face of healthcare delivery in our

1 community as impacted by the Affordable Care Act;

2 (2) Share the community health status per the community health needs
3 assessment;

4 (3) Discuss the role of various health partners play in improving the health status
5 of the community;

6 (4) Share information that helps the community to better understand the cost of
7 health care delivery and how they can become better health care consumers;

8 (5) Gather information on the quality, effectiveness and efficiency of health care
9 services at acute care and other health care institutions in the community to
10 ensure patient safety;

11 (6) Evaluate any legislative changes to the funding of indigent care resulting
12 from the actions of the New Mexico State Legislature;

13 (7) Gather information related to the CHRISTUS St. Vincent workforce as the
14 largest health care provider in the region to be specifically presented in at
15 least one forum dedicated to acute care facility related issues; and

16 (8) Gather input from the public and discuss gaps or strategies for improvement.

17 (9) Assess and evaluate new and evolving healthcare delivery methodologies,
18 sensitive to cultural and other issues.

19 B. Hear from financial, policy, and health care industry experts on:

20 (1) The impact of health care reform nationally and locally; and

21 (2) The current business environment of hospitals including CHRISTUS St. Vincent.

22 (3) Controlling costs and improving the delivery of health care.

23 (4) Examining how we shift from present methods to refocus on patient value

24 C. Hear from CHRISTUS St. Vincent and other local community health care providers
25 regarding their business planning, financing and future needs (both human and capital).

D. Hear from industry experts on health care professions, workforce needs, costs of services and trends including capacity within the community to "grow our own".

E. Based on the community forum findings, develop and present a report that:

(1) Addresses the capacity of our health care delivery system to respond to the changing demands and needs of our population;

(2) Plans for future update to the community health needs assessment; and

(3) Summarizes the information gathered at the four community forums and make recommendations to the Governing Body and the community.

(4) Reports on policy and other changes needed to shift the healthcare industry paradigm to patient value

Section 3. MEMBERSHIP:

A. The Mayor will appoint the members of the Study Group, with the approval of the City Council.

B. The Mayor will appoint the chairperson. The chairperson shall appoint a vice-chair person.

C. To the greatest extent possible, the Study Group will be comprised of the following participants:

- Two Santa Fe City Council representatives
- Two Santa Fe County Commission representatives
- One CHRISTUS St. Vincent Board representative
- One member of SVH Support
- Santa Fe County Director of Community Services
- City of Santa Fe Director of Community Services
- CHRISTUS St. Vincent Vice President of Community Health or Chief Medical

Officer or the Chief of Staff for CHRISTUS St. Vincent, as available

- One representative from La Familia Medical Center (or other similar provider should this named organization not participate)
- One representative from Southwest Care (or other similar provider should this named organization not participate)
- One representative from Presbyterian Medical Services (or other similar provider should this named organization not participate)
- One representative from Indian Health Services (or other similar provider should this named organization not participate)
- One representative of a mental health care provider
- Two Santa Fe medical doctors not considered employees of CHRISTUS St. Vincent
- One community representative advocate for the care of the indigent
- Three representatives from District 1199 NM Hospital Workers Union
- Four knowledgeable consumer representatives not affiliated with either CHRISTUS St. Vincent or District 1199 NM Hospital Workers Union
- One community-based dentist
- One community-based psychiatrist
- One community based nursing home/senior care facility representative
- Representative from the State Department of Health
- Representative from the State Insurance Division

D. The members shall serve until they complete their duties and responsibilities as set forth above.

E. Members shall serve without compensation.

Section 4. **VACANCIES:** Vacancies on the Study Group shall be filled in the same manner as initial appointments.

Section 5. **MEETINGS; DURATION; STRUCTURE:** The Study Group shall:

A. Conduct at least two planning meetings to develop the format and agenda for the public forums, but which shall include the matters identified in the recitals and provisions above. Working groups on various topics shall be determined by the committee.

B. Identify and utilize a third party facilitator who in coordination with the chairperson shall lead the forums and study group planning sessions.

C. Meetings shall be publicized in accordance with the Open Meetings Act and open to the public.

D. Unless further extended by the Governing Body, the Study Group shall conclude their duties no later than one-year after the membership of the Study Group is appointed.

E. The final report of the Study Group shall be presented to the Governing Body and the community no later than two months after the conclusion of duties of the Study Group.

F. $50,000 shall be allocated to support the execution of the Study Group duties and process.

Section 6. **STAFF LIAISON:** The City Manager shall designate a staff person who shall serve as the liaison to the Study Group.

BE IT FURTHER RESOLVED that the Governing Body recognizes that CHRISTUS St. Vincent is a union workforce provider and desires to respect the employer/employee collective bargaining relationship, but in no way shall this prohibit the Study Group from addressing issues perceived to be in the public's interest and the care of patients.

BE IT FURTHER RESOLVED that the Governing Body calls upon the Santa Fe County Commissioners, CHRISTUS St. Vincent Regional Medical Center and other community stakeholders, to participate in the Community Health Care Study Group.

BE IT FURTHER RESOLVED that the City Clerk is directed to forward a copy of this resolution to the Board of County Commissioners of Santa Fe County and the CHRISTUS St. Vincent Board of Directors, and other area providers of health care and health care advocacy organizations which members of the Governing Body may identify for the City Clerk.

BE IT FURTHER RESOLVED that the intent of the Governing Body is that this resolution hereby supersedes Resolution No. 2014-19.

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