

CITY CLERK'S OFFICE

Agendanate 7/5/14 TIMF, 3:30

SERVEU BY Bolls' Human

RECEIVED BY

PUBLIC WORKS/CIP & LAND USE COMMITTEE MEETING COUNCIL CHAMBERS MONDAY, JULY 11, 2016 5:00 P.M.

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. APPROVAL OF AGENDA
- 4. APPROVAL OF CONSENT AGENDA
- 5. APPROVAL OF MINUTES FROM JUNE 27, 2016 PUBLIC WORKS COMMITTEE MEETING

#### INFORMATION AGENDA

- 6. UPDATE ON CERRILLOS ROAD PROJECT (DAVID QUINTANA)
- 7. COMPILATION OF MASTER PLANS UTILIZED BY THE PUBLIC WORKS (ISAAC PINO)

#### CONSENT AGENDA

- 8. SANTA FE MUNICIPAL AIRPORT
  - REQUEST FOR APPROVAL OF AMENDMENT #10 TO PROFESSIONAL SERVICES AGREEMENT WITH MOLZEN-CORBIN FOR AIRPORT ENGINEERING SERVICES TO PROVIDE DESIGN, SPECIFICATIONS, DRAWINGS, AND CONSTRUCTION OBSERVATION SERVICES FOR AIRFIELD STRIPING
  - REQUEST FOR APPROVAL OF NMDOT AVIATION GRANT AGREEMENT FOR SANTA FE MUNICIPAL AIRPORT FOR AIRFIELD STRIPING (PROJECT NO. SAF-17-01) GRANT IN THE AMOUNT OF \$144,000 WITH A CITY REQUIRED MATCH OF \$16,000 FOR A TOTAL GRANT AMOUNT OF \$160,000
  - REQUEST FOR APPROVAL TO USE HIGHWAY SUPPLY AS CONTRACTOR FOR AIRFIELD STRIPING PER NEW MEXICO STATE PRICE AGREEMENT #50-805-15-13082 NOT TO EXCEED \$137,569.41
  - REQUEST FOR APPROVAL OF BUDGET AMENDMENT RESOLUTION (BAR)
     (CAMERON HUMPHRES)

# **Committee Review:**

Finance Committee (Scheduled) Council (Scheduled) 07/18/16 07/27/16

- 9. CIP PROJECT #474C SOUTHWEST ACTIVITY NODE (SWAN) PARK PHASE 2
  - REQUEST FOR APPROVAL OF AWARD OF RFP #16/29/P AND AGREEMENT BETWEEN OWNER AND LANDSCAPE ARCHITECT WITH SURROUNDS STUDIO LLC IN THE AMOUNT OF \$380,301.33 AND DESIGN CONTINGENCY IN THE AMOUNT OF \$19,698.67 (MARY MACDONALD)

## Committee Review:

Finance Committee (Scheduled)	07/18/16
Council (Scheduled)	07/27/16

- 10. CIP PROJECT #518B FORT MARCY HVAC REPLACEMENT
  - REQUEST FOR APPROVAL FOR AGREEMENT WITH ENGINEERED ENVIRONMENTS LLC TO FURNISH AND INSTALL THE HVAC SYSTEM IN THE AMOUNT OF \$473,328.63
  - REQUEST FOR APPROVAL OF BUDGET AMENDMENT RESOLUTION (BAR) (ROBERT MONTOYA)

# **Committee Review:**

Finance Committee (Scheduled)	07/18/16
Council (Scheduled)	07/27/16

11. REQUEST FOR APPROVAL. TO ADD COMPRESSED NATURAL GAS (CNG) CAPITAL PROJECT TO THE 5-YEAR CAPITAL IMPROVEMENT PLAN (CIP) (ADAM JOHNSON)

#### Committee Review:

Finance Committee (Scheduled)	07/18/16
Council (Scheduled)	07/27/16

- 12. REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO SECTION 23-5 REGULATIONS FOR THE USE OF THE PLAZA AND PLAZA PARK AND TO SECTION 18-8.9 VEHICLE VENDORS; AMENDING SUBSECTION 23-5.1 TO ADD A DEFINITION OF "CANYON ROAD PERIPHERY AREA"; AMENDING SUBSECTION 18-8.9 TO CLARIFY THE DEFINITION OF VEHICLE VENDORS TO EXCLUDE TRANSPORTATION SERVICES AND TO CLARIFY THE CUSTOMER ENTRY LOCATION ON VEHICLES USED FOR VENDING; AND MAKING SUCH OTHER CHANGES THAT ARE NECESSARY TO CARRY OUT THE PURPOSE OF THIS ORDINANCE (COUNCILORS MAESTAS AND IVES) (MATTHEW O'REILLY)
  - REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING MOBILE VEHICLE VENDORS WITHIN THE CANYON ROAD PERIPHERY AREA AT SPECIFIC LOCATIONS, PURSUANT TO THE VEHICLE VENDOR ORDINANCE, 18-8.9 SFCC 1987 (COUNCILORS MAESTAS AND IVES) (MATTHEW O'REILLY)

# **Committee Review:**

Public Works Committee (Approved)	04/25/16
City Council (Request to publish) (Approved)	04/27/16
City Business Quality of Life Committee (Postponed)	05/11/16
Finance Committee (Approved)	05/16/16
City Council (Public hearing) (Postponed)	05/25/16
City Council (Public hearing)	07/27/16

13. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING A CITY OF SANTA FE ADOPT-A-PARK PROGRAM (COUNCILORS TRUJILLO, DOMINGUEZ, HARRIS, IVES, VILLARREAL, LINDELL AND RIVERA) (ROBERT CARTER)

#### Committee Review:

Finance Committee (Scheduled)	07/18/16
Council (Scheduled)	07/27/16

14. REQUEST FOR APPROVAL OF A RESOLUTION DESIGNATING AN ENVIRONMENTAL OFFICER TO CONDUCT ENVIRONMENTAL REVIEWS AND PUBLIC NOTIFICATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS FUNDED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) (MAYOR GONZALES AND COUNCILOR VILLARREAL) (MARGARET AMBROSINO)

#### **Committee Review:**

Finance Committee (Scheduled)	07/18/16
Council (Scheduled)	07/27/16

#### **DISCUSSION AGENDA**

15. RESOLUTION 2016-25: PRELIMINARY REPORT AND RECOMMENDATIONS FOR STORMWATER POLICY UPDATE (MELISSA MCDONALD)

#### Committee Review:

Finance Committee (Scheduled)	07/05/16
Public Utilities Committee (Scheduled)	07/06/16
Water Conservation (Scheduled)	07/12/16
River Commission (Scheduled)	07/14/16
Council (Scheduled)	07/27/16

- 16. MATTERS FROM STAFF
- 17. MATTERS FROM THE COMMITTEE
- 18. MATTERS FROM THE CHAIR
- 19. NEXT MEETING: MONDAY, JULY 25, 2016
- 20. 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 INDEX FOR PUBLIC WORKS/CIP & LAND USE COMMITTEE

July 11, 2016

ITEM	ACTION	PAGE
1. Call to Order	Convened at 5:00 p.m.	1
2. Roll Call	Quorum Present	1
3. Approval of Agenda	Approved as presented	1
Approval of Consent Agenda	Approved as amended	2
5. Approval of Minutes - June 27, 2016	Approved as presented	2
INFORMATIONAL AGENDA		
6. Update on Cerrillos Road Project	Report by Dave Quintana	2-4
7. Compilation of Master Plans for Public Works	Reported/Discussed	4
CONSENT AGENDA LISTING	Listed	4-5
CONSENT AGENDA DISCUSSION		
9. SWAN Park - Phase 2	Approved	6-8
11. CNG CIP Project	Approved	8-9
12. Vehicle Vendor Parking	Postponed to next meeting	9-11
DISCUSSION AGENDA		
15. Stormwater Policy Update	Reported/Discussed	11-13
16. Matters from Staff	None	13
	, 15.12	, ,
17. Matters from the Committee	Discussion	13
18. Matters from the Chair	None	13
19. Next Meeting:	July 25, 2016	13
20. Adjournment	Adjourned at 7:55 p.m.	13-14

# MINUTES OF THE CITY OF SANTA FÉ PUBLIC WORKS/CIP & LAND USE COMMITTEE Monday, July 11, 2016

#### 1. CALL TO ORDER

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on the above date by Councilor Peter N. Ives, Chair at approximately 5:00 p.m. in City Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fé, New Mexico.

# 2. ROLL CALL

Roll Call indicated the presence of a quorum as follows:

# **MEMBERS PRESENT:**

Councilor Peter N. Ives, Chair Councilor Joseph M. Maestas Councilor Christopher M. Rivera Councilor Renee D. Villarreal

# **MEMBERS ABSENT:**

Councilor Ronald S. Trujillo

# **OTHERS COUNCILORS PRESENT:**

# **STAFF PRESENT:**

John Romero Traffic Division Director (for Isaac Pino) Bobbi Huseman, Public Works Staff

#### **OTHERS PRESENT:**

Carl Boaz, Stenographer

NOTE: All items in the Committee packet for all agenda items were incorporated herewith by reference. The original Committee packet is on file in the Public Works Department.

#### 3. APPROVAL OF AGENDA

Mr. Romero said item #10 is postponed indefinitely.

Councilor Rivera moved to approve the agenda as amended with item #10 postponed.

Chair Ives said item #12 has changed. Originally, it was intended to have a public hearing and the notice did not go out appropriately. He asked that the Committee allow some public comment but keep the public hearing on July 25th.

Councilor Maestas seconded the motion and it passed by unanimous voice vote.

#### 4. APPROVAL OF CONSENT AGENDA

Councilor Maestas requested discussion on items 9 and 11.

Chair Ives requested discussion on item 12.

Councilor Villarreal moved to approve the consent agenda as amended. Councilor Rivera seconded the motion and it passed by unanimous voice vote.

# 5. APPROVAL OF MINUTES FROM JUNE 27, 2016 PUBLIC WORKS COMMITTEE MEETING

Councilor Maestas moved to approve the minutes of the June 27, 2016 Public Works Committee meeting as presented. Councilor Villarreal seconded the motion and it passed by unanimous voice vote.

#### INFORMATION AGENDA

# 6. UPDATE ON CERRILLOS ROAD PROJECT (DAVID QUINTANA)

Mr. Quintana reported the contractor is just about finished with the north side of the road and they will shift traffic tomorrow night with southbound on new pavement. There will be additional detour paving at Luján with restricted left turns there for now - perhaps until the 15th. The contractor is making good time. The project will be at 50% time at the end of June and has expended about 42% of the money. That difference will get closer as time goes by.

Councilor Rivera said two weeks ago there was heavy rain and messages of flooding at St. Mike's and Cerrillos Road. He asked if this project take care of hat problem.

Mr. Quintana agreed. It will have a brand new storm drain that will handle the flow.

Chair Ives asked if there are any requested modifications or amendments or it they are meeting the anticipated goals.

Mr. Quintana said the contractor has been awarded 11 additional days for the water line upgrade so October 17 is the deadline and they might finish before that.

Chair Ives thanked him for an excellent report.

Councilor Maestas recalled at the last report, Mr. Quintana mentioned that the project had caused a significant change in traffic with a decrease on Cerrillos Road and an increase on Siringo. So he asked if residents on or near Siringo have experienced more traffic. If we can gather traffic data during this project, we might need to look at a larger area for traffic control to reduce cut-through traffic. Perhaps we should meet with the contractor on those that have longer duration. He didn't want those residents to suffer through it without some mitigation. He asked if there have been complaints.

Mr. Romero said the only one he received was on Osage near Agua Fria where traffic was backing up. It would have been hard to anticipate cut-through traffic but Staff can monitor intersections at the onset. We have been going back to make sure the traffic signals are operating as they should be.

Mr. Quintana said DOT has only received complaints when the intersections were closed such as San Felipe. Otherwise, there were none.

# 7. COMPILATION OF MASTER PLANS UTILIZED BY THE PUBLIC WORKS (ISAAC PINO)

Chair Ives said there is a listing in the packet and he hoped members would review it. The objective is to gather it all into a single place to understand the full breadth of opportunity in investment with capital projects.

Mr. Romero said it was explained in Mr. Pino's memo. There might be some from Utilities and Parks that were not included.

Chair Ives thought it would be appropriate to add those too. There is the Santa Fe River corridor planning effort and Old Pecos Trail corridor planning to consider also.

Mr. Romero agreed. Definitely, the storm drain should be included. Old Pecos Trail is an overlay zone so it does not have as much impact on capital planning.

Councilor Maestas pointed out that in the list, not all of them are plans. There are two that are assessments - streets and storm drainage. He would like to see those go from assessments to plans, since there is a dedicated funding source for the storm water drains.

The City will be wrestling over the street conditions for the next bond issue. Soccer fields and SWAN Park are important but the streets are primary in his mind. He would like to see funds set aside for a consultant, not to get plans for the shelf, but to turn assessments into plans. They could get outdated without funds but he thought the City get a gas tax increase and he would push for another gas tax increase locally. With a quarter billion dollars in needs, Council needs to find the money. Obviously we can't fund everything in the first year but that is even more reason for a definitive comprehensive plan.

Chair Ives said the assessments are critical first steps in developing the five-year CIP to identify the needs across the infrastructure. We need to make sure we incorporate it into the five-year plan.

Councilor Maestas said if the City does get legislative appropriations for the appraisal of the rest of it and don't have enough money to finish it in 2-3 years, it would be better to have these plans completed. If Mr. Pino was here, he would tell the Committee that we need an inventory. We don't have all the elements of the storm water drains. So our needs are more fundamental there.

Chair Ives hoped they would have that later today.

Councilor Villarreal wanted to see completion of the Siler Road Master Plan. It is at the preliminary stage now. She asked if Mr. O'Reilly had information on that.

Mr. O'Reilly said the CIP Plan for this FY has \$30,000 budgeted in it to complete that plan that was started four years ago. It was never adopted by the Governing Body so they asked for \$30,000 to complete it.

Councilor Villarreal knew a piece of it was a feasibility study for relocating City Hall and other complexes. She asked if the stoppage was because Siler Road was shifting. She didn't know the boundaries right now and maybe it was not just for a City complex.

Mr. O'Reilly said that would not be possible with that amount of money. There is just enough to deal with city-owned property there.

#### **CONSENT AGENDA LISTING**

#### 8. SANTA FE MUNICIPAL AIRPORT

- REQUEST FOR APPROVAL OF AMENDMENT #10 TO PROFESSIONAL SERVICES
   AGREEMENT WITH MOLZEN-CORBIN FOR AIRPORT ENGINEERING SERVICES TO
   PROVIDE DESIGN, SPECIFICATIONS, DRAWINGS, AND CONSTRUCTION OBSERVATION
   SERVICES FOR AIRFIELD STRIPING
- REQUEST FOR APPROVAL OF NMDOT AVIATION GRANT AGREEMENT FOR SANTA FE
  MUNICIPAL AIRPORT FOR AIRFIELD STRIPING (PROJECT NO. SAF-17-01) GRANT IN THE
  AMOUNT OF \$144,000 WITH A CITY REQUIRED MATCH OF \$16,000 FOR A TOTAL GRANT
  AMOUNT OF \$160,000
- REQUEST FOR APPROVAL TO USE HIGHWAY SUPPLY AS CONTRACTOR FOR AIRFIELD STRIPING PER NEW MEXICO STATE PRICE AGREEMENT #50-805-15-13082 NOT TO EXCEED \$137,569.41
- REQUEST FOR APPROVAL OF BUDGET AMENDMENT RESOLUTION (BAR) (CAMERON HUMPHRIES)

# **Committee Review:**

Finance Committee (Scheduled)
Council (Scheduled)

07/18/16 07/27/16

13. REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING A CITY OF SANTA FE ADOPT-A-PARK PROGRAM (COUNCILORS TRUJILLO, DOMINGUEZ, HARRIS, IVES, VILLARREAL, LINDELL AND RIVERA) (ROBERT CARTER)

# **Committee Review:**

Finance Committee (Scheduled) 07/18/16 Council (Scheduled) 07/27/16

14. REQUEST FOR APPROVAL OF A RESOLUTION DESIGNATING AN ENVIRONMENTAL OFFICER TO CONDUCT ENVIRONMENTAL REVIEWS AND PUBLIC NOTIFICATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS FUNDED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) (MAYOR GONZALES AND COUNCILOR VILLARREAL) (MARGARET AMBROSINO)

## **Committee Review:**

Finance Committee (Scheduled) 07/18/16 Council (Scheduled) 07/27/16

#### **POSTPONED**

- 10. CIP PROJECT #518B FORT MARCY HVAC REPLACEMENT
  - REQUEST FOR APPROVAL FOR AGREEMENT WITH ENGINEERED ENVIRONMENTS LLC TO FURNISH AND INSTALL THE HVAC SYSTEM IN THE AMOUNT OF \$473,328.63
  - REQUEST FOR APPROVAL OF BUDGET AMENDMENT RESOLUTION (BAR) (ROBERT MONTOYA)

# **Committee Review:**

Finance Committee (Scheduled) 07/18/16 Council (Scheduled) 07/27/16

This item was postponed indefinitely under Approval of the Agenda.

# **CONSENT AGENDA DISCUSSION**

- 9. CIP PROJECT #474C SOUTHWEST ACTIVITY NODE (SWAN) PARK PHASE 2
  - REQUEST FOR APPROVAL OF AWARD OF RFP #16/29/P AND AGREEMENT BETWEEN
     OWNER AND LANDSCAPE ARCHITECT WITH SURROUNDS STUDIO LLC IN THE AMOUNT
     OF \$380,301.33 AND DESIGN CONTINGENCY IN THE AMOUNT OF \$19,698.67 (MARY
     MACDONALD)

# **Committee Review:**

Finance Committee (Scheduled) 07/18/16
Council (Scheduled) 07/27/16

Councilor Maestas asked if the City has construction funds to construct this next phase.

Mr. Chapman said there are not enough.

Councilor Maestas asked if the City has a policy about investing this much money in a design without money for construction or if this is setting the stage for GO Bond funding.

Mr. Chapman said it could be either ICIP, CIP, GO Bond or a grant to fund those phases.

Councilor Maestas reasoned that it will just sit on the shelf.

Mr. Chapman said it is up to the Governing Body how they would like to move forward on it.

Councilor Maestas asked if we need a policy to do design without construction funding. Council did approve some financial guidelines but he thought they were silent in terms of whether the City should have a reasonable funding source identified or to hold off until bonds can be issued. Otherwise the plans could sit on the shelf for several years. We are going to have a fight over priorities. We are moving toward a showdown and need to take a step back and look at the policy.

Mr. Rodriguez encouraged them to not do that. "We are putting those plans into a 5-year CIP and make sufficient space for those to be designed so they are already in place. The plan is to issue bonds in 2018 and those are allocated by the plan. As you approve the CIP, it will be in there because it is going to get done."

Councilor Maestas thought there are much more fundamental infrastructure needs. SWAN Park is growing but the street conditions need to be addressed instead of having this big fight to decide which projects to fund. This CIP money needs to be obligated but we are marching toward that decision. He asked if the projects for the 2018 CIP have been identified.

Mr. Rodriguez agreed and streets are identified along with others. It is about \$34 million starting in 2018 and 2019. The earliest a major construction project would be done would be 2021. He added that the Governing Body has the option at any time to amend it.

Councilor Dominguez joined the meeting at 5:32. Councilor Rivera asked how many major parks are in District 3.

Mr. Carter couldn't say without looking but offered to get back to him on it. The largest park is SWAN.

Councilor Rivera said that is the only major park in District 3.

Mr. Chapman clarified that the SWAN design costs are from the 2014 CIP and are being used for that. If ICIP funds the construction it is best to have it shovel-ready since the Legislature prefers to fund projects that are shovel-ready.

# Councilor Rivera moved to approve the request.

Chair Ives pointed out that SWAN has been in the pipeline for at least 8 years so we need to fund them as we move forward with bonding and it might take several bond cycles. If we bond for it, we need to complete in 5 years.

Mr. Rodriguez said it has to be done in 3 years with bonding.

Councilor Dominguez asked what is successful in community gardens. There is a need for access to fresh fruits and vegetables and it seems natural but we need to be assured the program will work well.

Mr. Carter said he has seen great success in the gardens except at Frenchy's. There are waiting lists to participate. The orchards were removed because maintenance is costly.

Councilor Dominguez pointed out that the Food Plan explicitly says "sustained education," not just how to utilize a community garden but how to create one.

Mr. Carter said that is a misstatement by the Food Plan. Community gardens are a good thing. We are working on a free program with Master Gardeners to help introduce it to the community and how to use their own gardens too. It is a series for the future.

Councilor Dominguez asked if the water playground will use potable water.

Mr. Carter agreed - from our water system and not the re-use system at all. It will have the same testing as swimming pools and some will be filtered.

Councilor Dominguez thanked Chair Ives for the opportunity. Some of them are concerning to him. He would have preferred the Master Gardener series be a little further on. And the water playground is concerning, given the water drought.

Mr. Carter said several cities in New Mexico are building these types of playgrounds. One reason is to eliminate or at least discourage backyard swimming pools.

Chair Ives asked how the elimination of orchards from the plan happened.

Mr. Carter said the Parks Commission voted to eliminate the orchards because of upkeep costs. It is coming to the Governing Body as an amendment.

Councilor Villarreal seconded the motion and it passed by unanimous voice vote.

# 11. REQUEST FOR APPROVAL. TO ADD COMPRESSED NATURAL GAS (CNG) CAPITAL PROJECT TO THE 5-YEAR CAPITAL IMPROVEMENT PLAN (CIP) (ADAM JOHNSON)

# **Committee Review:**

Finance Committee (Scheduled)
Council (Scheduled)

07/18/16 07/27/16

Councilor Maestas had a financial issue. He agreed this is the right decision but wondered about the risk between now and when CNG facilities are completed. The deadline is June 30, 2017. There are no more parts to this system so he asked what the contingency is between now and then.

Mr. Johnson said he didn't have the expertise to answer that.

Mr. Wilson said they have an agreement with Clean Energy to operate the facility to keep it on-line. When they do need a part there are people that actually machine the part. They have been very responsive to get it back up and running.

Councilor Maestas suggested if there are any parts that fail regularly to get a couple of spares on hand. Transit relies on it and there are so many vehicles. He was worried about having it down for a substantially longer period. He asked if getting CNG in Albuquerque was a possibility.

Mr. Wilson said 60 miles away isn't feasible for our buses but the agreement with Clean Energy is to keep the parts available. They have also talked about purchasing a huge gas tank as an emergency backup plan.

Councilor Maestas supported that. We are still very vulnerable for a major repair that could stop our transit and solid waste vehicles. Perhaps they could increase the inspection frequency on weekends to proactively prevent a failure until the new facility is on-line.

Councilor Maestas said Environmental Services asked why they are paying for all the cost and not Transit.

Mr. Johnson clarified they are each paying about half.

Councilor Maestas referred to page 6 of memo which has a table for project funding and shows Environmental Services for the total amount.

Mr. Romero referred him to the table on page 8-9 which shows the Transit portion. It is labeled as Grant and Local.

Mr. Johnson explained that at the time of the application, they were looking at different grant opportunities and believed the total is just short of the current amount. They will not submit a budget request until that is decided.

Councilor Villarreal asked about the actuals.

Mr. Johnson said he would have to go back and confirm them. He agreed to get the information to her on the funding sources and where they went. He clarified that he did not know of any grant source to fund this project. It would be coming from other fund balances.

Councilor Maestas moved to approve the request. Councilor Villarreal seconded the motion and it passed by unanimous voice vote.

- 12. REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO SECTION 23-5 REGULATIONS FOR THE USE OF THE PLAZA AND PLAZA PARK AND TO SECTION 18-8.9 VEHICLE VENDORS; AMENDING SUBSECTION 23-5.1 TO ADD A DEFINITION OF "CANYON ROAD PERIPHERY AREA"; AMENDING SUBSECTION 18-8.9 TO CLARIFY THE DEFINITION OF VEHICLE VENDORS TO EXCLUDE TRANSPORTATION SERVICES AND TO CLARIFY THE CUSTOMER ENTRY LOCATION ON VEHICLES USED FOR VENDING; AND MAKING SUCH OTHER CHANGES THAT ARE NECESSARY TO CARRY OUT THE PURPOSE OF THIS ORDINANCE (COUNCILORS MAESTAS AND IVES) (MATTHEW O'REILLY)
  - REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING MOBILE VEHICLE VENDORS
    WITHIN THE CANYON ROAD PERIPHERY AREA AT SPECIFIC LOCATIONS, PURSUANT TO
    THE VEHICLE VENDOR ORDINANCE, 18-8.9 SFCC 1987 (COUNCILORS MAESTAS AND
    IVES) (MATTHEW O'REILLY)

#### Committee Review:

O THE PROPERTY OF THE PROPERTY	
Public Works Committee (Approved)	04/25/16
City Council (Request to publish) (Approved)	04/27/16
City Business Quality of Life Committee (Postponed)	05/11/16
Finance Committee (Approved)	05/16/16
City Council (Public hearing) (Postponed)	05/25/16
City Council (Public hearing)	07/27/16

Mr. O'Reilly said there were two pieces of legislation: the ordinance on May 20 and the resolution. The Governing Body heard testimony and sent it back here for public hearing before going back to Council on July 27. They asked for the Public Works Committee to consider extended hours and additional parking in the Canyon Road area. Staff followed that direction. We checked the streets and drove around, looking at widths to see what might be possible. We identified a couple of spots on Canyon Road that might be safe for vehicle vending on the passenger side on Canyon Road. Many places are very narrow and steps or buildings get very close to the curb.

Staff found two spaces, shown in the resolution, where it appears to be possible. So we developed a substitute bill and made changes to the resolution. Those were presented to the Canyon Road Galleries Association and Councilor Maestas and Councilor Lindell on June 25. Those have resulted in the substitute ordinance and revised resolution.

Mr. O'Reilly highlighted the changes for the Committee. The spaces they found would be posted with signs indicating they are reserved only for mobile vehicle vendors and finally, they recommended a city street sign at the western end tells motorists that they are entering an area that prohibits vendors except at reserved places. The effective date would be August 1.

Councilor Maestas recognized members from the Association. When they met at the end of June they had a spirit of cooperation and the amendments will help vehicle vendors in general. The whole process will help the industry, despite the narrowness of streets. Councilor Lindell was concerned about including Alameda. So we modified the boundary to terminate at the right-of-way boundary of Alameda. Vehicles at the two spaces on Canyon Road could be there 3 hours and then have to move 300'. The Merchants Association members are concerned about taking up parking spaces. We can always come back if changes are needed. Mr. O'Reilly can report how well it works.

Councilor Rivera asked Mr. O'Reilly to go over the fees again.

Mr. O'Reilly said the license fee is \$100 and it is all inclusive. That was approved as the only fee.

At the Plaza, there was another fee of \$150 to have the right to park in one of those three space. It is the same \$150 fee on Canyon Road to reserve one of the two spaces. There are no meters on Canyon Road so there is no added parking fee.

Councilor Rivera asked about the use of generators which would then possibly take up three spaces. He was not familiar with their noise or exhaust.

Mr. O'Reilly read from the vehicle ordinance on page 13 of the packet which indicated they could not set up anything that is outside of the vehicle. Vehicle noise is governed by the noise ordinance.

Councilor Rivera asked if there have been complaints about them.

Mr. O'Reilly was not aware of any.

Chair Ives said there will be a more formal public hearing on the 25th but invited public comment now.

Ms. Bonnie French, President of the Canyon Road Merchants, added her agreement to the new changes in the vendor vehicle ordinance. The meeting went very well and everyone listened to each other and came with a positive attitude. At end of the meeting they agreed but she would have to poll every member. She has reached 50 members, 46 have agreed and 4 disagreed. Among those who are not members but located next to parking space, they contacted two of the four. One agreed and one disagreed. At the time of the public hearing, we should have 100% of businesses polled there.

Ms. French also reached out to the Canyon Area Neighborhood Association who are also working with their members. So we hope on 27th Council will pass this ordinance.

Mr. Jerry Ramen said he was with Axle Contemporary. He said it made him feel good when they got together and work together. That is really how the community is. The compromise that was struck will work great and allow us to continue as we have. If it is voted down, we will continue operating as we are now.

Mr. Matthew Samuel, also with Axle Contemporary and agreed with what was said about working together and finding a solution. If the bill passes as is, we will be able to have a robust presence there. I'm not in favor of more overlay regulation. But he knew there are citizens and Councilors who don't want this to go through.

There were no other speakers from the public.

Chair lives suggested passing on the word about the two public hearings on it to other community members.

Councilor Maestas moved for approval of the ordinance. Councilor Villarreal seconded the motion.

Councilor Rivera thought the Committee was bringing them back at the next meeting.

Chair Ives agreed and the Committee could postpone action now until that date. But whatever happens, it is moving up to Council. Regardless of the action now, we are committed to a public hearing on it

Councilor Maestas thought rescheduling a public hearing is not necessary.

Mr. O'Reilly said it will be considered at the Council on July 27th.

Chair Ives said the Committee needs to honor the commitment to have it. It was a flawed public notification process.

Councilor Maestas withdrew his previous motion and moved to postpone action until the next meeting on July 25. Councilor Villarreal seconded the motion and it passed by unanimous voice vote.

#### **DISCUSSION AGENDA**

15. RESOLUTION 2016-25: PRELIMINARY REPORT AND RECOMMENDATIONS FOR STORMWATER POLICY UPDATE (MELISSA MCDONALD)

**Committee Review:** 

Finance Committee (Scheduled)

07/05/16

Public Utilities Committee (Scheduled)	07/06/16
Water Conservation (Scheduled)	07/12/16
River Commission (Scheduled)	07/14/16
Council (Scheduled)	07/27/16

Ms. McDonald said this is the fourth committee to hear this matter so she went to the recommendations and staff could answer questions. The Resolution asks Staff to look at the storm water policy and they came up with four recommendations. Recommendations 1 and 3 are really pertinent to this Committee.

- 1. Update the stormwater infrastructure map. This is a basis for any stormwater planning and assessment. This is important whether we hire a consultant for the plan or not. It is estimated at \$150,000 for a plan or it could go as high as \$250,000.
- 2. This is a fairly lengthy list that at Finance was presented and the highlight is the current stormwater fee. There are projects to bring forward and Staff is working on that list for Council. Chair lives was particularly interested in having a regional stormwater authority. It might need a subcommittee to explore it. There are some mill levy opportunities.
- 3. Streamlining the process Appendix B in the packet is about how we want to formalize our process to make sure that infiltration, etc, are being considered. It is based on what some other cities do to get the most bang for our buck. The appendix discusses it and shows an example. The process is broken out into what she called "Planning Program" which is 30%, 60% and 90% completion submittals on a project.
- 4. Amend the Terrain Management Code. Training projects and on-call contracting are to accomplish terrain management. That will be mandated for all projects. We just need to listen carefully for what they are trying to achieve with terrain management. Basically, they are trying to match up with what their goals and objectives are to make it compliant.

Chair Ives asked if she could send him the notes.

Ms. McDonald agreed to do that when they are ready. The recommendations were approved by unanimous agreement of the other Committees. Dave Catanach can answer the questions about streets.

Councilor Maestas asked why we are spending 100% of stormwater fee revenues on streets O&M and Parks O&M and Stormwater O&M. The City needs to sweep the streets to maintain adequate stormwater quality. The city is no longer funding the labor for street projects so he wanted to know if we are still funding street sweeping from the General Fund.

Mr. Catanach agreed. The Budget Director was able to transfer those monies to the General Fund. We are hurting from loss of temporaries that filled sandbags, etc. but street sweeping is okay.

Councilor Maestas commented regarding regulatory changes that he has spoken with a lot of contractors because he is trying to build a house. The contractors don't say favorable things about the regulations.

Chair Ives liked what is in this one. There are other things we can explore. He understood there are limited resources. As part of budgetary process and looking at a potential increase in the fee, he noted the Finance Director asked us not to do that until we had a plan in place. He asked if Ms. McDonald ran this by him to see if what is proposed is sufficient as a plan so he is comfortable with a fee increase

Ms. McDonald said she has not but that is an excellent suggestion. Mr. Rodriguez talked with Mr. Pino so he is familiar with the goals of it. She agreed to contact him this week. She stressed that the GIS mapping should be done first because it will lower the cost of the plan and would be helpful to the Stormwater Division.

Chair Ives agreed and agreed to make sure that gets adequate attention going into the monsoon season.

#### 16. MATTERS FROM STAFF

There were no matters from Staff.

# 17. MATTERS FROM THE COMMITTEE

Councilor Villarreal said there is a large pothole on Alameda as one turns right from St. Francis.

Mr. Catanach said he would let his crew know.

Councilor Maestas said the dust from the Las Soleras drainage project is substantial. It needs some dust control because it is affecting driving on the Interstate.

#### 18. MATTERS FROM THE CHAIR

There were no matters from the Chair.

# 19. NEXT MEETING: Monday, July 25, 2016

#### 20. ADJOURN

The meeting was adjourned at 6:55 p.m.

Approved by:
Peter N. Ives, Chair

Submitted by:

Carl Boaz for Carl G. Boaz, Inc.