



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

## AFTERNOON SESSION – 5:00 P.M.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Reg. City Council Meeting – July 13, 2016
9. PRESENTATIONS
10. CONSENT CALENDAR

CITY CLERK'S OFFICE

DATE 7/22/16 TIME 3:05

SERVED BY Melanie Ryan

RECEIVED BY [Signature]

- a) Request for Approval of Bid No. 16/37/B in the Amount of \$200,000 – FY 2016/17 City-Wide Water Utility Pavement Restoration Agreement Between Owner and Contractor; TLC Plumbing & Utility. (Bill Huey)
- b) Request for Approval of Bid No. 16/41/B in the Amount of \$35,000 – FY 2016/17 Asphalt Hot Mix for Transmission & Distribution Section; Associates Asphalt and Materials, LLC. (Len Montoya)
- c) Request for Approval of Bid No. 16/42/B in the Amount of \$35,000 – FY 2016/17 Base Course, Gravel and Concrete Sand for Transmission & Distribution Section; Southwest Landscaping. (Len Montoya)
- d) Request for Approval of RFP No. 16/45/P and Professional Services Agreement in the Amount of \$50,000 – Field and Drafting Services for On-Going Water Main Replacement Projects for Water Division; Louie Cordova, LLC. (Dee Beingessner)
- e) Request for Approval of Amendment No. 2 to Consent to Assignment of Power Purchase Agreement – Photovoltaic System at Wastewater Management Division Compost Facility; MLH Cripple Creek Solar, LLC. (Nick Schiavo)



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

- f) Request for Approval of Amendment No. 2 to Consent to Assignment of Power Purchase Agreement – Photovoltaic System at City of Santa Fe Community Convention Center; MLH Cripple Creek Solar, LLC. (Nick Schiavo)
- g) Request for Approval of Professional Services Agreement in the Amount of \$108,000 (RFP #16/56/P) – Medical Director for the City of Santa Fe Fire Department Emergency Medical Services and Mobile Integrated Health Functions; M.E.D.I.C. LLC/Ryan Hodnick, DO. (Greg Cliburn)
- h) Request for Approval to Add Compressed Natural Gas (CNG) Capital Project to the 5-Year Capital Improvement Plan (CIP). (Nick Schiavo and Adam Johnson)
- i) Request for Approval of Budget Adjustment in the Amount of \$116,688 for Unbudgeted Cash to Fund City-Wide Installation of Crosswalk Pavement Markings Project Approved by City Council on June 29, 2016. (John Romero and Adam Johnson)
- j) Request for Approval of Reallocation of General Fund Ending Balance for FY 2015/16 to the FY 2016/17 CIP Budget. (Adam Johnson)
- k) Request for Approval of a Lease Agreement, by and Between the City of Santa Fe and The Food Depot, Inc. for a Certain Parcel of Land Known as "Lease Parcel B" Consisting of 1.629 Acres of Land Located at 1222-A Siler Road, Santa Fe, New Mexico Lying and Being Situate Within a Portion of Tract 2 as Shown on a "Plat of Survey" for the City of Santa Fe "City Yards", Prepared by Richard E. Smith, PS No. 5837 in February 1984 and Having His Project No. 2411, Recorded in the Records of Santa Fe County, New Mexico as Document No. 553116 on October 16, 1984 in Plat Book 146, Page 007. (Matthew O'Reilly)
- l) Request for Approval of a Transfer & Lease Agreement by and Between the City of Santa Fe and Kitchen Angels, Inc. for a Certain Parcel of Land Known as "Lease Parcel A" Consisting of 2.125 Acres of Land Located at 1222 Siler Road, Santa Fe, New Mexico Lying and Being Situate Within a Portion of Tract 2 as Shown on a "Plat of Survey" for the City of Santa Fe "City Yards", Prepared by Richard E. Smith, PS No. 5837 in February 1984 and Having His Project No. 2411, Recorded in the Records of Santa Fe County, New Mexico as Document No. 553116 on October 16, 1984 in Plat Book 146, Page 007, Along with the Existing Building known as the Coll-Green Angel Depot Building and all Existing Site Improvements Appurtenant thereto. (Matthew O'Reilly)

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

- 3-



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

- r) Economic Development Portfolio of Contracts for FY 2016/17: (Kate Noble, Ross Chaney and Zackary Quintero)
  - 1) Request for Approval of Professional Services Agreements – Eight Various Vendors.
  - 2) Request for Approval of Amendment No. 3 to Professional Services Agreements – Andrea Romero Consulting – MIX Santa Fe.
- s) Request for Approval of Preliminary Report and Recommendations for Stormwater Policy Update Pursuant to Resolution 2016-25. (Melissa McDonald)
- 11. Request to Publish Notice of Public Hearing on August 31, 2016: Community Development Block Grant 2015-2016 Consolidated Annual Performance Evaluation Review (CAPER). (Margaret Ambrosino)
- 12. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_. (Councilor Lindell and Councilor Ives)  
A Resolution Encouraging Congress to Create a Reliable, Predictable Stream of Resources to Address Deferred Maintenance Needs in America's National Park System. (Jesse Guillen)
- 13. Request for Endorsement of Councilor Joseph Maestas as a Candidate for an At-Large Director Position on the New Mexico Municipal League Board of Directors.
- 14. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_. (Mayor Gonzales and Councilor Rivera)  
A Resolution Directing Staff to Work with the Santa Fe County DWI Program to Develop and Sponsor a Parking Voucher Program to Allow Overnight Parking. (Noel Correia) (Postponed at May 25, 2016 Meeting of the Governing Body) **(Postponed to August 10, 2016 Meeting of the Governing Body)**  
  
Fiscal Impact – Potential Annual Loss of Parking Meter Revenue is Approximately \$11,020.00 for Option A and \$17,558.00 for Option B. Option A Proposes Overnight Parking at Downtown Meters only on Friday and Saturday Nights. However, Option B Proposes Overnight Parking at Downtown Meters Seven (7) Days per Week.
- 15. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_: (Councilor Dominguez)  
A Resolution Amending the *Governing Body Procedural Rules* to Ensure a More Fair, Judicious and Efficient Public Process. (Kelley Brennan and Jesse Guillen) **(Postponed to August 10, 2016 Meeting of the Governing Body)**



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

16. MATTERS FROM THE CITY MANAGER
17. MATTERS FROM THE CITY ATTORNEY

## Executive Session

In Accordance with the New Mexico Open Meetings Act §§10-15-1(H)(7) and (8) NMSA 1978, Discussion Regarding Threatened or Pending Litigation in Which the City of Santa Fe is a Participant, Including, without Limitation, City of Santa Fe v. Albert Catanach, Infinite Interests Ent. LLC, d/b/a CNSP, INC., d/b/a NMSurf; In Re: Railyard Company, LLC, Debtor, in the United States Bankruptcy Court, District of New Mexico; and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the City of Santa Fe, Including, without Limitation, Relating to the Status of the Buckman Road Recycling and Transfer Station (BuRRT) Lease; Amendment to Memorandum of Agreement by and between the City of Santa Fe and John J. Dempsey; and Potential Lease in the 1500 Block of Paseo de Peralta. (Kelley Brennan)

18. MATTERS FROM THE CITY CLERK
19. COMMUNICATIONS FROM THE GOVERNING BODY

## EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
  - Transportation Advisory Board



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

## H. PUBLIC HEARINGS:

- 1) Request from Mountain Trails Gallery for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Alcoholic Beverages at Mountain Trails Gallery, 200 Old Santa Fe Trail, Which is Within 300 Feet of the Loretto Chapel, 207 Old Santa Fe Trail, Where Services are Held by the Church of Antioch at Santa Fe. This Request is for an Gallery Opening Reception to be Held on Friday, August 19, 2016, with Alcohol Service from 4:00 p.m. to 8:00 p.m. (Yolanda Y. Vigil)
- 2) Request from 4250 Group, LLC for a Transfer of Ownership and Location of Inter-Local Dispenser Liquor License #0382, with On-Premise Consumption Only, from Judith Cruz, dba Little Creek Saloon, 19660 NM 314, Belen, New Mexico to 4250 Group, LLC, dba Flying Tortilla, 4250 Cerrillos Road, #D. (Yolanda Y. Vigil)
- 3) CONSIDERATION OF BILL NO. 2016-30: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_. (Mayor Gonzales)  
An Ordinance Authorizing the Sale of 7,146.1 Square Feet of Real Property Located Adjacent to 308 Madrid Lane and Described as "PORTION OF MADRID LANE" as Shown and Delineated on a Survey Entitled, "LEGAL DESCRIPTION PORTION OF MADRID LANE" Prepared by Del Rio Surveys, Inc., Philip B. Weigel, N.M.P.S. No. 9758, Dated June 1, 2016, Lying and Being Situate Within the City and County of Santa Fe, New Mexico. (Matthew O'Reilly)
- 4) CONSIDERATION OF BILL NO. 2016-31: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_. (Mayor Gonzales)  
An Ordinance Authorizing the Sale of 1,996.9 Square Feet of Real Property Located Adjacent to 424 Arroyo Tenorio Street and Described as "PORTION OF TRACT A TO BE CONSOLIDATED" as Shown and Delineated on a Plat of Survey Entitled, "PLAT OF LOT CONSOLIDATION SURVEY FOR GARY SWANSON & JANE SWANSON" Prepared by Del Rio Surveys, Inc., Philip B. Weigel, N.M.P.S. No. 9758, Dated June 10, 2016, Lying and Being Situate Within the Santa Fe Grant, NE ¼ of Section 25, T17N, R9E, N.M.P.M., in the City and County of Santa Fe, New Mexico. (Matthew O'Reilly)



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 27, 2016  
CITY COUNCIL CHAMBERS

- 5) **CONSIDERATION OF BILL NO. 2016-22: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_.** (Councilor Maestas and Councilor Ives)  
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. (Matthew O'Reilly) *(The Title has Been Amended to Incorporate Amendments in the Substitute Bill)* (Postponed at May 25, 2016 Meeting of the Governing Body)
  - a) **CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_.** (Councilor Maestas and Councilor Ives)  
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. (Matthew O'Reilly) *(The Title has Been Amended to Incorporate Amendments in the Substitute Resolution)* (Postponed at May 25, 2016 Meeting of the Governing Body)
- 6) **CONSIDERATION OF BILL NO. 2016-32: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_.** (Councilor Lindell)  
An Ordinance Amending Section 14-6.2(A)(5) of the Land Use Development Code to Prohibit the Use of Short-Term Rental Units Located in Residentially-Zoned Districts for Commercial Activities or Events. (Jesse Guillen)
- 7) **CONSIDERATION OF BILL NO. 2016-33: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_.** (Councilor Dominguez)  
An Ordinance Adopting a Municipal Gross Receipts Tax. (Kelley Brennan)

## I. ADJOURN

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

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

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521.

**SUMMARY INDEX  
SANTA FE CITY COUNCIL MEETING  
Wednesday, July 27, 2016**

<b><u>ITEM</u></b>	<b><u>ACTION</u></b>	<b><u>PAGE</u></b>
<b><u>AFTERNOON SESSION</u></b>		
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	2
APPROVAL OF CONSENT CALENDAR	Approved [amended]	2
CONSENT CALENDAR LISTING		2-5
APPROVAL OF MINUTES: REGULAR MEETING – JULY 13, 2016	Approved [amended]	5
PRESENTATIONS	None	6
<b><u>CONSENT CALENDAR DISCUSSION</u></b>		
REQUEST FOR APPROVAL OF REALLOCATION OF GENERAL FUND ENDING BALANCE FOR FY 2015/16 TO THE FY 2016/17 CIP BUDGET	Approved	6
<b><u>ECONOMIC DEVELOPMENT PORTFOLIO OF CONTRACTS FOR FY 2016/17</u></b>		
REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – EIGHT VARIOUS VENDORS	Approved	7-11
REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – ANDREA ROMERO CONSULTING – MIX SANTA FE	Approved	7-11
*****		
<b>END OF CONSENT CALENDAR DISCUSSION</b>		
*****		
REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON AUGUST 31, 2016: COMMUNITY DEVELOPMENT BLOCK GRANT 2015-2016 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REVIEW (CAPER)	Approved	12



CONSIDERATION OF RESOLUTION NO. 2016-56.  
A RESOLUTION ENCOURAGING CONGRESS TO  
CREATE A RELIABLE, PREDICTABLE STREAM  
OF RESOURCES TO ADDRESS DEFERRED  
MAINTENANCE NEEDS IN AMERICA'S  
NATIONAL PARK SYSTEM

Approved [amended]

12-14

REQUEST FOR ENDORSEMENT OF COUNCILOR  
JOSEPH MAESTAS AS A CANDIDATE FOR AN  
AT-LARGE DIRECTOR POSITION ON THE NEW  
MEXICO MUNICIPAL LEAGUE BOARD OF DIRECTORS

Approved

14-15

CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_\_.  
A RESOLUTION DIRECTING STAFF TO WORK WITH  
THE SANTA FE COUNTY DWI PROGRAM TO ALLOW  
OVERNIGHT PARKING

Postponed to 08/10/16

16

CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_\_.  
A RESOLUTION AMENDING THE *GOVERNING BODY*  
*PROCEDURAL RULES* TO ENSURE A MORE FAIR,  
JUDICIOUS AND EFFICIENT PUBLIC PROCESS

Postponed to 08/10/16

16

MATTERS FROM THE CITY MANAGER

None

16

MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION  
MOTION TO COME OUT OF EXECUTIVE SESSION

Approved  
Approved

16-17  
18

EVENING SESSION

CALL TO ORDER AND ROLL CALL

Quorum

18

PETITIONS FROM THE FLOOR

18

APPOINTMENTS  
Transit Advisory Board

Approved

19

## PUBLIC HEARINGS

REQUEST FROM MOUNTAIN TRAILS GALLERY FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION AND APPROVAL TO ALLOW THE DISPENSING/ CONSUMPTION OF ALCOHOLIC BEVERAGES AT MOUNTAIN TRAILS GALLERY, 200 OLD SANTA FE TRAIL WHICH IS WITHIN 300 FEET OF THE LORETTO CHAPEL, 207 OLD SANTA FE TRAIL, WHERE SERVICES ARE HELD BY THE CHURCH OF ANTIOCH AT SANTA FE. THIS REQUEST IS FOR A GALLERY OPENING RECEPTION TO BE HELD ON FRIDAY, AUGUST 19, 2016, WITH ALCOHOL SERVICE FROM 4:00 P.M. TO 8:00 P.M.

Approved

19-20

REQUEST FROM 4250 GROUP, LLC, FOR A TRANSFER OF OWNERSHIP AND LOCATION OF INTER-LOCAL DISPENSER LIQUOR LICENSE #0382, WITH ON-PREMISE CONSUMPTION ONLY, FROM JUDITH CRUZ, D/B/A LITTLE CREEK SALOON, 19660 NM 314, BELEN, NEW MEXICO TO 4250 GROUP, LLC, D/B/A FLYING TORTILLA, 4250 CERRILLOS ROAD

Approved

20-27

CONSIDERATION OF BILL NO. 2016-30: ADOPTION OF ORDINANCE NO. 2016-30. AN ORDINANCE AUTHORIZING THE SALE OF 7,146.1 SQUARE FEET OF REAL PROPERTY LOCATED ADJACENT TO 308 MADRID LANE AND DESCRIBED AS "PORTION OF MADRID LANE," AS SHOWN AND DELINEATED ON A SURVEY ENTITLED, "LEGAL DESCRIPTION PORTION OF MADRID LANE," PREPARED BY DEL RIO SURVEYS, INC., PHILIP B. WEIGEL, N.M.P.S. NO. 9758, DATED JUNE 1, 2016, LYING AND BEING SITUATE WITHIN THE CITY AND COUNTY OF SANTA FE, NEW MEXICO

Approved

27-28

CONSIDERATION OF BILL NO. 2016-31: ADOPTION OF ORDINANCE NO. 2016-31. AN ORDINANCE AUTHORIZING THE SALE OF 1,996.9 SQUARE FEET OF REAL PROPERTY LOCATED ADJACENT TO 424 ARROYO TENORIO STREET AND DESCRIBED AS "PORTION OF TRACT A TO BE CONSOLIDATED," AS SHOWN DELINEATED ON A PLAT OF SURVEY ENTITLED, "PLAT OF LOT CONSOLIDATION SURVEY FOR GARY SWANSON & JANE B. SWANSON," PREPARED BY DEL RIO SURVEYS, INC., PHILIP B. WEIGEL, N.M.P.S. NO. 9758, DATED JUNE 10, 2016, LYING AND BEING SITUATE WITHIN THE SANTA FE GRANT, NE 1/4 OF SECTION 25, T117N, R9E, N.M.P.M., IN THE CITY AND COUNTY OF SANTA FE, NEW MEXICO

Approved

28

CONSIDERATION OF BILL NO. 2016-32: ADOPTION OF ORDINANCE NO. 2016-32. 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

Approved [amended]

29-39

CONSIDERATION OF RESOLUTION NO. 2016-57. 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

Approved w/amendment

29-39

CONSIDERATION OF BILL NO. 2016-32: ADOPTION OF ORDINANCE NO. 2016-33. AN ORDINANCE AMENDING SECTION 14-6-2(A)(5) OF THE LAND USE DEVELOPMENT CODE TO PROHIBIT THE USE OF SHORT-TERM RENTAL UNITS LOCATED IN RESIDENTIALLY-ZONED DISTRICTS FOR COMMERCIAL ACTIVITIES OR EVENTS

Approved

39-42

**CONSIDERATION OF BILL NO. 2016-33:  
ADOPTION OF ORDINANCE NO. 2016-34. AN  
ORDINANCE ADOPTING A MUNICIPAL  
GROSS RECEIPTS TAX**

**Approved 42-43**

**MATTERS FROM THE CITY CLERK**

**None 43**

**COMMUNICATIONS FROM THE GOVERNING BODY**

**Information/discussion 44-48**

**ADJOURN**

**48**

**MINUTES OF THE  
REGULAR MEETING OF THE  
GOVERNING BODY  
Santa Fe, New Mexico  
July 27, 2016**

**AFTERNOON SESSION**

**1. CALL TO ORDER AND ROLL CALL**

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Pro-Tem Signe I. Lindell, on Wednesday, July 27, 2016, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

**Members Present**

Councilor Signe I. Lindell, Mayor Pro-Tem  
Councilor Carmichael A. Dominguez  
Councilor Mike Harris  
Councilor Peter N. Ives  
Councilor Joseph M. Maestas  
Councilor Christopher M. Rivera  
Councilor Ronald S. Trujillo  
Councilor Renee D. Villarreal

**Members Excused**

Mayor Javier M. Gonzales

**Others Attending**

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

**6. APPROVAL OF AGENDA**

**MOTION:** Councilor Dominguez moved, seconded by Councilor Harris, to approve the agenda as presented.

**VOTE:** The motion was approved on a voice vote with Mayor Pro-Tem Lindell, and Councilors Dominguez, Harris, Ives, Maestas, Rivera, Trujillo and Villarreal voting in favor of the motion and none against.

**7. APPROVAL OF CONSENT CALENDAR**

Councilor Dominguez asked to be added as a cosponsor of Item 10(q).

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

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

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

**Against:** None.

**10. CONSENT CALENDAR**

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, July 25, 2016, regarding Item #10(k), is incorporated herewith to these minutes as Exhibit "1."

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, July 25, 2016, regarding Item #10(l), is incorporated herewith to these minutes as Exhibit "2."

- a) **REQUEST FOR APPROVAL OF BID NO. 16/37/B IN THE AMOUNT OF \$200,000 – FY 2016/17 CITY-WIDE WATER UTILITY PAVEMENT RESTORATION AGREEMENT BETWEEN OWNER AND CONTRACTOR; TLC PLUMBING & UTILITY. (BILL HUEY)**
- b) **REQUEST FOR APPROVAL OF BID NO. 16/41/B IN THE AMOUNT OF \$35,000 – FY 2016/17, ASPHALT HOT MIX FOR TRANSMISSION & DISTRIBUTION SECTION; ASSOCIATES ASPHALT AND MATERIALS, LLC. (LEN MONTOYA)**
- c) **REQUEST FOR APPROVAL OF BID NO. 16/42/B IN THE AMOUNT OF \$35,000 – FY 2016/17 BASE COURSE, GRAVEL AND CONCRETE SAND FOR TRANSMISSION & DISTRIBUTION SECTION; SOUTHWEST LANDSCAPING. (LEN MONTOYA)**

- d) REQUEST FOR APPROVAL OF RFP NO. 16/45/P AND PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$50,000 – FIELD AND DRAFTING SERVICES FOR ON-GOING WATER MAIN REPLACEMENT PROJECTS FOR WATER DIVISION; LOUIE CORDOVA, LLC. (DEE BEINGESSNER)
- e) REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO CONSENT TO ASSIGNMENT OF POWER PURCHASE AGREEMENT – PHOTOVOLTAIC SYSTEM AT WASTEWATER MANAGEMENT DIVISION COMPOST FACILITY; MLH CRIPPLE CREEK SOLAR, LLC. (NICK SCHIAVO)
- f) REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO CONSENT TO ASSIGNMENT OF POWER PURCHASE AGREEMENT – PHOTOVOLTAIC SYSTEM AT CITY OF SANTA FE COMMUNITY CONVENTION CENTER; MLH CRIPPLE CREEK SOLAR, LLC. (NICK SCHIAVO)
- g) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$108,000 (RFP #16/56/P) – MEDICAL DIRECTOR FOR THE CITY OF SANTA FE FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES AND MOBILE INTEGRATED HEALTH FUNCTIONS; M.E.D.I.C. LLC/RYAN HODNICK, CO. (GREG CLIBURN)
- h) REQUEST FOR APPROVAL TO ADD COMPRESSED NATURAL GAS (CNG) CAPITAL PROJECT TO THE 5-YEAR CAPITAL IMPROVEMENT PLAN (CIP). (NICK SCHIAVO AND ADAM JOHNSON)
- i) REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT IN THE AMOUNT OF \$116,688 FOR UNBUDGETED CASH TO FUND CITY-WIDE INSTALLATION OF CROSSWALK PAVEMENT MARKINGS PROJECT APPROVED BY CITY COUNCIL ON JUNE 29, 2016. (JOHN ROMERO AND ADAM JOHNSON)
- j) *[Removed for discussion by Councilor Dominguez]*
- k) REQUEST FOR APPROVAL OF A LEASE AGREEMENT, BY AND BETWEEN THE CITY OF SANTA FE AND THE FOOD DEPOT, INC., FOR A CERTAIN PARCEL OF LAND KNOWN AS "LEASE PARCEL B" CONSISTING OF 1.629 ACRES OF LAND LOCATED AT 1222-A SILER ROAD, SANTA FE, NEW MEXICO, LYING AND BEING SITUATE WITHIN A PORTION OF TRACT 2 AS SHOWN ON A "PLAT OF SURVEY" FOR THE CITY OF SANTA FE "CITY YARDS," PREPARED BY RICHARD E. SMITH, PS NO. 5837 IN FEBRUARY 1984, AND HAVING HIS PROJECT NO. 2411, RECORDED IN THE RECORDS OF SANTA FE COUNTY, NEW MEXICO AS DOCUMENT NO. 553116 ON OCTOBER 16, 1984, IN PLAT BOOK 146, PAGE 007. (MATTHEW O'REILLY)

- l) REQUEST FOR APPROVAL OF A LEASE AGREEMENT, BY AND BETWEEN THE CITY OF SANTA FE AND KITCHEN ANGELS, INC., FOR A CERTAIN PARCEL OF LAND KNOWN AS "LEASE PARCEL A" CONSISTING OF 2/125 ACRES OF LAND LOCATED AT 1222-A SILER ROAD, SANTA FE, NEW MEXICO, LYING AND BEING SITUATE WITHIN A PORTION OF TRACT 2 AS SHOWN ON A "PLAT OF SURVEY" FOR THE CITY OF SANTA FE "CITY YARDS," PREPARED BY RICHARD E. SMITH, PS NO. 5837 IN FEBRUARY 1984, AND HAVING HIS PROJECT NO. 2411, RECORDED IN THE RECORDS OF SANTA FE COUNTY, NEW MEXICO AS DOCUMENT NO. 553116 ON OCTOBER 16, 1984, IN PLAT BOOK 146, PAGE 007, ALONG WITH THE EXISTING BUILDING KNOWN AS THE COLL-GREEN ANGEL DEPOT BUILDING AND ALL EXISTING SITE IMPROVEMENTS APPURTENANT THERETO. (MATTHEW O'REILLY)**
- m) SANTA FE MUNICIPAL AIRPORT. (CAMERON HUMPHRES)**
- REQUEST FOR APPROVAL OF AMENDMENT NO. 10 TO PROFESSIONAL SERVICES AGREEMENT – ENGINEERING SERVICES FOR SANTA FE MUNICIPAL AIRPORT; MOLZEN-CORBIN.**
  - REQUEST FOR APPROVAL OF GRANT AGREEMENT IN THE TOTAL AMOUNT OF \$160,000 – AIRFIELD STRIPING PROJECT FOR SANTA FE MUNICIPAL AIRPORT; NEW MEXICO DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION.**
  - REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT IN THE AMOUNT NOT TO EXCEED \$137,569.40 – AIRFIELD STRIPING AT SANTA FE MUNICIPAL AIRPORT; HIGHWAY SUPPLY, LLC.**
  - REQUEST FOR APPROVAL OF BUDGET INCREASE IN THE AMOUNT OF \$160,000.**
- n) REQUEST FOR APPROVAL OF CREATION OF THREE SEASONAL PART-TIME POSITIONS FOR THE VISITORS CENTERS. (RANDY RANDALL)**
- o) CONSIDERATION OF RESOLUTION NO. 2016-53 (FINANCE COMMITTEE). A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF THE FOURTH QUARTER (YEAR-END) BUDGET ADJUSTMENTS FOR FISCAL YEAR 2015/2016, AND ACCOMPANYING QUARTERLY REPORT AND ASSOCIATED FORMS/ SCHEDULES REQUIRED FOR SUBMITTAL TO THE NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION (DFA/LGD) FOR THE FOURTH QUARTER OF FISCAL YEAR 2015/2016. (ANDREW HOPKINS)**



- p) CONSIDERATION OF RESOLUTION NO. 2016-54 (COUNCILOR TRUJILLO, COUNCILOR DOMINGUEZ, COUNCILOR HARRIS, COUNCILOR VILLARREAL, COUNCILOR RIVERA, MAYOR GONZALES, COUNCILOR IVES, COUNCILOR LINDELL AND COUNCILOR MAESTAS). A RESOLUTION ESTABLISHING A CITY OF SANTA FE ADOPT-A-PARK PROGRAM (ROBERT CARTER) Fiscal Impact – Yes; FY 16/17 = \$3,500; FY 17/18 = \$1,000.
- q) CONSIDERATION OF RESOLUTION NO. 2016-55 (MAYOR GONZALES, COUNCILOR VILLARREAL, ~~AND COUNCILOR IVES AND COUNCILOR DOMINGUEZ~~). 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). (MARGARET AMBROSINO)
- r) *[Removed for discussion by Councilor Maestas]*
- s) REQUEST FOR APPROVAL OF PRELIMINARY REPORT AND RECOMMENDATIONS FOR STORMWATER POLICY UPDATE PURSUANT TO RESOLUTION 2016-25. (MELISSA McDONALD)

\*\*\*\*\*  
**END OF CONSENT CALENDAR**  
\*\*\*\*\*

**8. APPROVAL OF MINUTES: REGULAR MEETING – JULY 13, 2016**

The following corrections were made to the minutes:

Page 10 under Discussion: "...similar Ordinance as the County so..."

Page 14, under Councilor Villarreal, paragraph 1, line 2, correct as follows: "...~~Councilor Ives~~  
Councilor Harris..."

Page 18, under Public Hearing, paragraph 1, line 1, correct as follows: "~~Rachel Hill~~ Aurora Trujillo..."

**MOTION:** Councilor Trujillo moved, seconded by Councilor Maestas, to approve the minutes of the Regular Meeting of July 13, 2016, as amended.

**VOTE:** The motion was approved on a voice vote with Mayor Pro-Tem Lindell, and Councilors Dominguez, Harris, Ives, Maestas, Rivera, Trujillo and Villarreal voting in favor of the motion and none against.

## 9. PRESENTATIONS

There were no presentations.

## CONSENT CALENDAR DISCUSSION

### 10 (j) REQUEST FOR APPROVAL OF REALLOCATION OF GENERAL FUND ENDING BALANCE FOR FY 2015/16 TO THE FY 2016/17 CIP BUDGET. (ADAM JOHNSON)

Councilor Dominguez quoted from page 4 of Mr. Johnson's Memorandum, *'The additional \$3.7 million is programmed to remain in the CIP Reallocation Fund as a source for future capital projects, design or master plans.'* Councilor Dominguez said those are funds which have to go through a process with the Governing Body to determine how that money will be allocated, commenting he wants to make that clear, and make sure staff is in agreement.

Mr. Johnson said, "That statement is correct. That portion of this Memo is essentially the ending balance in the General Fund that currently has no claim on it. The recommendation is to move that to the CIP Reallocation Fund where it would remain until action were taken to add projects to the CIP Plan and Capital Budget and use that fund as a source for those new projects."

Councilor Dominguez said then the \$3.8 million is money that is being used for the capital budget we approved already.

Mr. Johnson said, "That is correct, that in the Capital Budget process it was proposed that there would be approximately \$4 million in funding from the General Fund. When we allocated from that amount as a source, it turned out to be \$3.8 million. This simply shows that allocation to those projects that were approved on that budget, with that funding source as the intended source."

Councilor Dominguez, referring to the chart on Page 6 of the packet, *Non-Capitalizable One-Time Expenditures*, said beneath that is *Recurring Expenditure* which is not included in the operating budget. He said in the Memorandum Mr. Johnson says its non-recurring and wants to make sure the \$290,000 is something that will be part of our annual operating budget so it is recurring.

Mr. Johnson said the \$290,000 is a recurring expenditure that is for the Traffic Unit of the Engineering Division, and was not included in the Operating Budget and the reason it is there, commenting it will be recurring in future years.

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

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

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

**Against:** None.

- 10 (r) **ECONOMIC DEVELOPMENT PORTFOLIO OF CONTRACTS FOR FY 2016/17. (KATE NOBLE, ROSS CHANEY AND ZACKARY QUINTERO)**
- 1) **REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – EIGHT VARIOUS VENDORS.**
  - 2) **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – ANDREA ROMERO CONSULTING – MIX SANTA FE.**

Councilor Maestas said he read Ms. Noble's Memorandum, which prompted him to go back to the initial Economic Development Fund Ordinance to review the eligible uses. He said he sent the question via email to Ms. Noble late today, saying that probably gave her a heads-up of his concerns. He said in the Economic Development Fund Ordinance, Section 11-14.6 Eligible Uses, there are 3 options. One is that the proposed expenditure has to come from our Community Economic Development Plan or the CEDP, or if not, it can be any project that meets the definition of Economic Development Project as defined in the Ordinance, Section 11-11.4. If it doesn't meet either one of those and is not consistent with the Community Economic Development Plan, or doesn't meet the definition of an Economic Development Project, then the section under eligible uses needs to be amended and a public hearing needs to be held. He thinks these projects kind of meet the spirit of the general areas of the Angelou Report.

Councilor Maestas continued, saying the first question he has is, do we have a current, official Community Economic Development Plan for the purposes of the Ordinance, and, if Ms. Noble can make a distinction of which proposed expenditure qualifies as a project and which is consistent with the Plan. He said he also has heard remarks about the 2004 plan and what they think we need. However, he would rather focus on the action we're considering tonight.

Ms. Noble said, "We do have a Community Economic Development Plan. It is officially the 2004 Angelou Plan. There was an additional update, but it's called the Strategy for Implementation which was done in 2008, adopted by Council and refined to target industries to the ones listed in the Economic Development Ordinance, the 5 there. The Angelou Plan is somewhat more comprehensive. We worked very carefully "to the goals and strategies as defined in the 2008 Strategy for Implementation, which refined and focused the goals, because Angelou is fairly broad." And the technical sort of understanding, was that the 2004 Plan remains. The economic development in 2008 was a strategy to implement it in a more focused and targeted way."

Ms. Noble continued, "The Economic Development Ordinance, as I understand it, gives somewhat broad ability to pursue the goals in that plan. A huge amount of the language focuses on what are known as project participation agreements, that is the more traditional view of economic development and the way of looking at it that is simply focused on industrial expansions where the City would give land, buildings or infrastructure and participate in a very active way in a particular project. For the better part of a decade now, the focus has been on pursuing the Economic Development Plan through services provided by contractors who are working toward the goal, specifically diversifying the economy."

Ms. Noble continued, "All of these contracts before you are services contracts. The City Attorney's Office has asked us to institute a checklist that certifies that these projects are in compliance with the Economic Development Plan. And the litmus test there is that we ask our Economic Development Review Committee to review that, and if they approve, we send the checklist to the City Attorney's Office [and certify] that the projects are in compliance with the plan."

Councilor Maestas said his concern is the 2012 Strategic Plan update, commenting that was done by a committee, but didn't come to Council. He asked if he is mistaken and that came before the Council for approval.

Ms. Noble said she doesn't recall, commenting she thinks it may have come before the Council as information, but it was not acted upon by the Council.

Councilor Maestas said a lot has changed since 2004 which was pre-recession, 12 years ago. He said the Ordinance seems to put a heavy weight into our official Community Economic Development Plan. And, as amended, it seems the formality of those amendments were kind of diminished, and "it also seems that we're losing the emphasis on what we consider to be the most recent, updated Community Economic Development Plan. So this is his issue." He said he didn't see anything in the Memorandum indicating the Council had adopted the Strategy Update of the Angelou Report. He said to him, that would justify the Council saying they now recognize that as our Community Economic Development Plan, and we can base future decisions off that. He said, "I'm concerned about the sheer age of this Plan. I'm concerned about the lack of recent Council action in reviewing, updating and possibly amending the Community Economic Development Plan."

Councilor Maestas continued, saying when expenditures are made, he has questioned many of those, for example the \$75,000 for the Film Commission. He said it would help to indicate that this proposed expenditure meets the definition of, or falls under, the Economic Development Plan, or this meets the definition of Economic Development per the Ordinance – make that distinction for us.

Councilor Maestas continued, reiterating we need to update the Plan to current and have a discussion on the vision for our new Economic Development Plan. For future decisions, we really need to tie these to the Ordinance.

Councilor Maestas continued, saying his last comment is to the proposed expenditures, two of which he is very concerned about regarding the funding for City offices – the Office for Business Growth, the Asset Development Office, Communications Outreach and Regional Engagement. He doesn't think the intent of the Ordinance was to use these funds to take the place of General Fund revenues that should fund some of these offices, normally General Fund obligations. He asked if he is wrong, because he didn't see anything in the Economic Development Ordinance that says these funds may be used to augment the General Fund to fund offices that contribute to or serve to implement our Economic Development Ordinance and Plan. He asked, "What's your take on that."

Ms. Noble said, "The Economic Development budget has, as far as I know, for the past decade, included some, in essence, budget for support, such as printing the Resource Guide. We are trying to make videos available on line with a effort to do that through the multi-media office of some of the SCORE seminars to make them more widely accessible. And we have, in order to facilitate greater feedback from business, on occasion purchased coffee and doughnut holes, that sort of thing. And the primary expense in the office for business growth is the printing of the Resource Guides that end up being a tool for assistance there. The Asset Development Office has occasionally had need for surveys, lot line adjustments, because much of the work of the Asset Development Office feeds the Economic Development fund, we set aside some budget to support that work, because it's in a way, to spend a little and make a lot."

Ms. Noble continued, "Additionally, what we've learned through some of our outreach and engagement of the business community, is that the communications and outreach has been one of our weak flanks. And so this year, we did put a little more [in the budget], again primarily for some work on design and printing of collateral materials to do a better job of communicating our activities to the community. And that, in addition to the \$10,000 for dues in the LANL Coalition of Communities is what is included in the Communications Outreach & Regional Engagement."

Councilor Maestas said, "I want to state for the record, these are great projects. Many are the continuation of good projects that have shown positive results. I'm getting to the point where I think that we're flying fast and loose with Economic Development funds. We have a stale report, and as a Council, haven't had a discussion for our vision for economic development through this plan. Some of the decisions that come before us, don't really collate well with the Economic Development Ordinance and the financial management aspect of this fund. I've been concerned, as you know. We've been dinged by the auditors for having negative cash balances in the Economic Development fund. And I'm concerned that we've been deficit spending."

Councilor Maestas continued, "And I realize this program is very different, Kate. We adopt your budget and it's a Plan budget. You don't necessarily have the revenues in hand and you kind of get them as the year goes on, and maybe that contributes to deficit spending, and sometimes ending the fiscal year in the red. I think this has already happened at twice I'm aware of, where we've ended the fiscal year in the red on this fund."

Councilor Maestas continued, "I think it's just time for me to really take a stand and really insist that we really have a comprehensive vision and plan, where it is a Governing Body exercise, and we're assured that many of these proposals, even if they're carry-over and well established, that they meet the intent and the letter of the Ordinance. I've never been asked to approve an updated version of our Community Economic Development Plan. That CEDP acronym is mentioned over and over again in the Economic Development Ordinance, but yet institutionally, I've never even heard it until I really looked at this Ordinance."

Councilor Maestas continued, "So, I've taken up way too much time, I apologize for that, but I think it's time for us to get a really serious plan of action regarding our Economic Development Plan. And we've been seeing a lot of real estate transactions feeding the kitty, but yet the money coming out is gray because again, we have a stale plan, and I'm not sure meets the Ordinance. So I'm not prepared to support these projects, and I know they're good projects, but I have to take a stand. I think it's time for us to really have a comprehensive update of the Plan, and then change our procedures where we justify these expenditures in the context of the Ordinance. That's all I have."

Councilor Ives said annually, Ms. Noble brings the slate of contracts involved in economic development before the Governing Body. He asked if there has been a year where that has not happened.

Ms. Noble said this year "we have lined up the contracts, and why you are seeing the whole portfolio at one time. What we have done in previous years is, during the budget process, to put forward a similar document to what you're saying tonight with the whole portfolio."

Councilor Ives said then this is basically something we have seen and approved every year as part of our regular course of business at the City.

Ms. Noble said that is correct.

Councilor Ives said he knows we've been improving metrics on each of the contracts, in terms of looking at what they produce. He asked if that will continue this year in connection with these projects.

Ms. Noble said yes, noting they have been working very hard to improve the metrics and the understanding of the common goal that has been there to diversify the economy in addition to the pillars of government and tourism in our economy, as set out in the Ordinance. She said they have been working on the metrics to improve critical performance indicators in contracts, noting they have a set of those with which they have been working for the past few months with the BQL Committee. She said one of the contracts tonight, Market Intelligence Solutions, is an effort to really improve our data, noting they have been targeted by the Kauffman Foundation as a community that could be a pilot for national metrics in measuring these programs because everything is struggling to improve metrics on economic development programs.

Councilor Ives asked if they were to have the funding to do a new comprehensive study of economic development in the City, similar to the 2004 Angelou Report, if that is that something to which you would agree readily that makes sense and is needed.

Ms. Noble said they would love that. She said they had hoped, through the strategic planning done by this Council, that some of the priorities of economic development, that we would get some information from that. She said, "We would very much like an update to assist with particularly the Governing Body and the community with the Economic Development Plan and Priorities, and focus more [on economic development], because this is roughly a \$1 million economic development program in a \$7 billion economy. So focus is important. It is not easy, because everyone, as my one of my colleagues

once said, nobody knows what economic development is, and everybody thinks they can do it. So it will take some backbone with a focused process, but it would be very beneficial to us and give us the focus and direction we need. Structurally, very little has changed in our economy since 2004-2008, despite the recession, because we are so dependent on government and tourism. In aggregate, our economy actually looks very much the same and if you read the Angelou Plan or the 2008 Strategy for Implementation, which I do a lot, the language is surprisingly applicable today."

Councilor Maestas said, "So, if we were to find funding for such a planning effort, that would be a good thing."

Ms. Noble said, "Really good."

Councilor Maestas said there is no checklist for compliance with the plan as mentioned previously, or is that something one does internally.

Ms. Noble said it is done internally and then sent to the City Attorney's Office. She said they have been under the impression that their work does serve the goals as outlined in any current Economic Development Plan, as adopted by the City Council. This is something, as a practice, that has fallen away, quite frankly because we consider it our jobs to implement the Economic Development Plan, so everything they do is geared in that direction.

Councilor Maestas asked if the scope of the RFP is cleared through the City Attorney's Office.

Ms. Noble said a general scope of work is included, which was approved as to form, which goes out with each RFP, including this one.

Councilor Maestas asked if it was checked to be consistent with the Economic Development Plan – the Scope of Work for the RFP.

Ms. Noble said all of the contracts developed as the result of the RFP were checked to be compliant with the Economic Development Plan.

**MOTION:** Councilor Ives moved, seconded by Councilor Harris, to approve Item 10(r)(1) and 10(r)(2).

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

**For:** Mayor Pro-Tem Lindell, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

**Against:** Councilor Maestas.

\*\*\*\*\*  
**END OF CONSENT CALENDAR DISCUSSION**  
\*\*\*\*\*

11. **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON AUGUST 31, 2016: COMMUNITY DEVELOPMENT BLOCK GRANT 2015-2016 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REVIEW (CAPER). (MARGARET AMBROSINO)**

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

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

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

**Against:** None.

12. **CONSIDERATION OF RESOLUTION NO. 2016-56 (COUNCILOR LINDELL, AND COUNCILOR IVES, COUNCILOR HARRIS AND COUNCILOR VILLARREAL). A RESOLUTION ENCOURAGING CONGRESS TO CREATE A RELIABLE, PREDICTABLE STREAM OF RESOURCES TO ADDRESS DEFERRED MAINTENANCE NEEDS IN AMERICA'S NATIONAL PARK SYSTEM. (JESSE GUILLEN)**

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, July 25, 2016, regarding this item, is incorporated herewith to these minutes as Exhibit "3."

An Amendment Sheet for this bill, proposed by Councilor Lindell, is incorporated herewith to these minutes as Exhibit "4."

Mayor Pro-Tem Lindell noted the amendment on the Councilors' desks addressing a number of questions asked at Public Works [Exhibit "4"]. She asked Mr. Guillen if he has further comment.

Mr. Guillen said after he received direction from Public Works on Monday, he spoke with those who had more information. He said, "You can see some of the economic impact, and maintenance that are needed at Carlsbad Caverns, Pecos National Historic Park and El Malpais and Petroglyph National Monument. In addition, as mentioned on Monday, this is the 100 year anniversary of the founding of the National Park Service, so they are trying to bring that up as an issue. As far as the timeliness. Congress is doing their budget in October, so there is timeliness in that we want to have it considered. There are 15 municipalities that have passed similar resolutions and also the National Conference of Mayors, which I think Councilor Maestas had a question about.

Councilor Villarreal asked, "So the timeliness that we discussed at the Public Works was the anniversary that's coming up. And are they doing some kind of public awareness push at Congress to make them aware of the fact that there's not enough money to be able to support our National Parks."



Mr. Guillen said, "That is the goal, especially since the budget at the federal government is coming up and they're going to be discussing how much they are going to be spending on National Parks. They want to make this an issue so that, hopefully, they'll find a way to appropriate more money for those needs."

Councilor Villarreal said, "Thank you, and thank you for adding the information about our local contacts. I appreciate that. And I think it just helps to frame it so that we're showing that there's a need in New Mexico, in fact that it supports our local economy and the things that specifically we're going to be needing for our National Parks. So thank you."

Councilor Harris said he agrees. He said he thought what he read in the packet was broad and could use some work. He said, without having a chance to go back and look at the Resolution, he understands where this specificity is headed and thinks it adds more value. He said, "I certainly will be able to support the Resolution."

Councilor Harris said he has a questions on the mechanics of this, the process. He asked, "Is there any known or identified impact. I know where it supposed to go. Does you office transmit this information resolutions to the individuals and the Congressional Delegations. How does that work, Mr. Guillen."

Mr. Guillen said, "Yes we do. In the last Resolved it does direct, well I think the City Clerk does it... it goes to the President Pro-Tem of the Senate, the Speaker of the House and then to the New Mexico Congressional delegation."

Councilor Harris asked Mr. Guillen if he expects to receive an acknowledgment or response.

Mr. Guillen said he doesn't believe we ever have received any response from those to whom the Resolutions are sent, but he can't be certain about that.

Councilor Harris said that is what he thought. He said we had a discussion about a resolution that was not approved dealing with the nominee for the Supreme Court. He said, "I felt like this is different, in the sense that it has a direct impact on New Mexico, and certainly, with the amendments, I think is appropriate. Your answer as far any known impact, is one that I would expect. It would be great to get an acknowledgment, but I wouldn't necessarily expect it, unfortunately. Maybe somebody knows something besides what I know."

**MOTION:** Councilor Harris moved, seconded by Councilor Maestas, to adopt Resolution No. 2016-56, with the proposed amendment [Exhibit "4"].

**FRIENDLY AMENDMENT:** Councilor Maestas asked to amend the motion to provide that a copy of the Resolution also will be sent to the Secretary of the Interior and the Cabinet Affairs Director at the White House. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.**

**DISCUSSION:** Mayor Pro-Tem Lindell said in looking at this, it is an identified \$113 million of maintenance deficiencies within the State of New Mexico which is "astounding and sad." She said she hopes that Congress will be able to make the appropriations, noting our National Parks are important to all, and it's really something to celebrate a 100 year anniversary.

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

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

**Against:** None.

**Explaining her vote:** Councilor Villarreal said, "Yes, and I would like to add my name as a sponsor."

**Explaining his vote:** Councilor Harris said, "Yes, and if you would add my name as well."

**13. REQUEST FOR ENDORSEMENT OF COUNCILOR JOSEPH MAESTAS AS A CANDIDATE FOR AN AT-LARGE DIRECTOR POSITION ON THE NEW MEXICO MUNICIPAL LEAGUE BOARD OF DIRECTORS.**

Councilor Maestas said he holds this position currently, but his term expires this year, noting there are only 3 at-large positions. He said he is a past-President of the New Mexico Municipal League. He feels it is important to Santa Fe to have a voice on the Board, noting there are a lot of policy issues – tax reform, water policy, infrastructure issues. It is not a paid position. He said he has been involved with the New Mexico Municipal for 12-14 years, commenting it is a great organization.

**MOTION:** Councilor Dominguez moved, seconded by Councilor Ives, to endorse Joseph Maestas as a candidate for an at-large Director position on the New Mexico Municipal League Board of Directors.

**DISCUSSION:** Councilor Dominguez agreed it is important for the City to have representation on the NMML Board. He recommended that we continue to push the Municipal League to reduce our fees somewhat because it is expensive. He understands it is an important organization, but we need to have balance there. He said we need to make sure we send the message loud and clear to them that we need some of the tax reform, and we need some work done on the Hold Harmless, which he thinks is one of the more critical things. He said, "The Municipal League has, in the past, in my opinion, could have done a better job at representing municipalities when it comes to that. I know there's a lot of politics in play and I respect that, but nonetheless I think when it comes to, at least, the Hold Harmless that we can get some better representation, if that's the way to put it. And I know you, in private conversations with me, have made reference to that, and you are looking for the Municipal League to do a better job as well."

Councilor Maestas said the Municipal League, in response to that concern, formed a Municipal Tax Reform Task Force last year. It is a joint City/County Task Force, noting the National Association of Counties also is represented. He said they have been meeting, noting they met this weekend. He said Representative Jason Harper, Chair, Revenue Stabilization, is going to be proposing Legislation calling to roll back all the small individual increments of GRTs and have much larger increments, giving the cities more discretion in terms of how they are enacted. He is going to try and simplify the available increments and reduce GRTs for local governments and make it a little easier, commenting this is still in the discussion stage.

Councilor Dominguez offered his assistance in this regard, commenting the work there ultimately could be monumental, allowing us to be more solvent in our finances.

Councilor Maestas said two years ago, he tried to overturn the Legislative restriction on taxing authority for Home Rule municipalities, as independent and self governing. However, the Legislature said the City can do what it wants per its charter, but it cannot enact taxes not authorized by the Legislature. He proposed to Representative Harper to allow home rule cities to a pilot for just that. He said the "cookie cutter, one size fits all," doesn't work, and that is part of the basis of the Code. He said Representative Harper likes that approach. He wants Santa Fe to be a true home rule City in terms of taxation.

Councilor Harris said he attended the first NMML 3 day session, the basic training, and real information was provided. He said generally, he is impressed with staff. What he thought was valuable was getting to know Louie Gallegos, Ft. Sumner, and Pat Cordova, Santa Rosa and sharing information. He said it is difficult to exchange information and share ideas, talk things through without an organization such as the Municipal League. He said, for example, he received a question from George Wright, Corrales Council, which he passed to the City Clerk, noting he had an answer the next day from Ms. Vigil which he passed on. He said building these kinds of relationships are important, and he has come to believe that the Municipal League has that potential, certainly in weighing-in on the discussion Councilor Maestas is having regarding taxation, particularly in terms of municipal home rule.

Councilor Harris said the Resolution he is introducing this evening regarding background checks would be a discussion he would have with Louis Gallegos of Ft. Sumner and Pat Cordova from Santa Rosa, just to talk about these things to see what kind of common ground there might be. He is glad to hear that Councilor Maestas has and will continue to serve, and thinks there is good benefit for the City, and if we could save a little money for the City would be good. He will be attending the Municipal League Conference in September.

**VOTE:** The motion was approved on a voice vote with Mayor Pro-Tem Lindell, and Councilors Dominguez, Harris, Ives, Maestas, Rivera, Trujillo and Villarreal voting in favor of the motion and none against.

14. **CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_ (MAYOR GONZALES AND COUNCILOR RIVERA). A RESOLUTION DIRECTING STAFF TO WORK WITH THE SANTA FE COUNTY DWI PROGRAM TO ALLOW OVERNIGHT PARKING. (NOEL CORREIA) (Postponed at May 25, 2016 Meeting of the Governing Body) (Postponed to August 10, 2016 Meeting of the Governing Body) Fiscal Impact – potential annual loss of parking meter revenue is approximately \$11,020 for Option A and \$17,558 for Option B. Option A proposes overnight parking at downtown meters only on Friday and Saturday nights. However, Option B proposes overnight parking at downtown meters seven (7) days per week.**

This item is postponed to the Governing Body meeting of August 10, 2016.

15. **CONSIDERATION OF RESOLUTION NO. 2016- \_\_\_\_ (COUNCILOR DOMINGUEZ). A RESOLUTION AMENDING THE GOVERNING BODY PROCEDURAL RULES TO ENSURE A MORE FAIR, JUDICIOUS AND EFFICIENT PUBLIC PROCESS. (KELLEY BRENNAN AND JESSE GUILLEN) (Postponed to August 10, 2016 Meeting of the Governing Body)**

This item is postponed to the Governing Body meeting of August 10, 2016.

16. **MATTERS FROM THE CITY MANAGER**

There were no matters from the City Manager.

17. **MATTERS FROM THE CITY ATTORNEY.  
EXECUTIVE SESSION**

**IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT §§10-15-1(H)(7) AND (8) NMSA 1978, DISCUSSION REGARDING THREATENED OR PENDING LITIGATION IN WHICH THE CITY OF SANTA FE IS A PARTICIPANT, INCLUDING, WITHOUT LIMITATION, CITY OF SANTA FE V. ALBERT CATANACH, INFINITE INTERESTS ENT., LLC, D/B/A CNSP, INC., D/B/A NMSURF; IN RE: RAILYARD COMPANY, LLC, DEBTOR, IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF NEW MEXICO; AND DISCUSSION OF THE PURCHASE, ACQUISITION OR DISPOSAL OF REAL PROPERTY OR WATER RIGHTS BY THE CITY OF SANTA FE, INCLUDING, WITHOUT LIMITATION, RELATING TO THE STATUS OF THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION (BuRRT) LEASE; AMENDMENT TO MEMORANDUM OF AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE AND JOHN J. DEMPSEY; AND POTENTIAL LEASE IN THE 1500 BLOCK OF PASEO DE PERALTA. (KELLEY BRENNAN)**

**MOTION:** Councilor Rivera moved, seconded by Councilor Harris, that the Governing Body go into Executive Session to discuss the matters listed on the Agenda in accordance with the recommendation of the City Attorney.

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

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

**Against:** None.

The Governing Body went into Executive Session at 5:50 p.m.

**MOTION TO COME OUT OF EXECUTIVE SESSION**

**MOTION:** At 7:15 p.m. Councilor Rivera moved, seconded by Councilor Ives, that the Governing Body come out of Executive Session and stating for the record that the discussion in executive session was limited to the matters noted on the agenda.

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

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

**Against:** None.

**ITEMS #18 AND #19 WERE MOVED TO THE END OF THE EVENING AGENDA**

**END OF AFTERNOON SESSION AT APPROXIMATELY 7:15 P.M.**

## **EVENING SESSION**

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

The Evening Session was called to order by Mayor Pro-Tem Signe I. Lindell, at approximately 7:15 p.m. There was the presence of a quorum as follows:

#### **Members Present**

Councilor Signe I. Lindell, Mayor Pro-Tem  
Councilor Carmichael A. Dominguez  
Councilor Mike Harris  
Councilor Peter N. Ives  
Councilor Joseph M. Maestas  
Councilor Christopher M. Rivera  
Councilor Ronald S. Trujillo  
Councilor Renee Villarreal

#### **Members Excused**

Mayor Javier M. Gonzales

#### **Others Attending**

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

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

*Mayor Pro-Tem Lindell gave each person two minutes to petition the Governing Body.*

**David McQuarie, 2997 Calle Cerrada**, said he has two questions to pose to the Governing Body that are similar. He said in October 2012, the City Public Works Director decided that persons of disability were restricted from access to District Court. And the City Traffic Engineer upheld this decision and said he probably will submit a proposed project for 2019/2020. Mr. McQuarie asked, "Why aren't we allowed." He said with regard to the second question, all of you received an email pertaining to the bus center on Sheridan and there was cited a regulation where the center has to be accessible to persons with disabilities with a mobility device, which is not within the ADA guidelines. He asked why does the City continually discriminate against people with disability by not allowing this. He asked why does the City have a bus system that is not accessible.

## **G. APPOINTMENTS**

### **Transportation Transit Advisory Board**

Mayor Pro-Tem Lindell, on behalf of Mayor Gonzales, made the following appointments to the Transit Advisory Board:

Colin Messer (Business Representation) – Reappointment – term ending 03/2018;  
Stan Cooper (Senior Representative) – Reappointment – term ending 03/2018;  
Aurore Bleck (At-Large) – Reappointment – term ending 03/2018;  
Chris Calvert (At-Large) – Reappointment – term ending 03/2018;  
Mary McGinnis (ADA Representative – Reappointment – term ending 03/2017;  
Garrett Robinson (Business Representative) – Reappointment – term ending 03/2017;  
Paul Thompson (Tourism Representative – Reappointment – term ending 03/2018; and  
Marlon Guite (At-Large Representative) – to fill unexpired term ending 03/2017.

**MOTION:** Councilor Villarreal moved, seconded by Councilor Ives, to approve these appointments.

**VOTE:** The motion was approved unanimously on a voice vote with Mayor Pro-Tem Lindell and Councilors Dominguez, Harris, Ives, Maestas, Rivera, Trujillo and Villarreal voting in favor of the motion and no one voting against.

Councilor Maestas said for the record, it's not the Transportation Advisory Board, it's the Transit Advisory Board.

Councilor Harris said, in response to Mr. McQuarie's comments, Mary McGuinness is shown as the as ADA Representative on the Transit Board, commenting it is a reappointment although he doesn't know the particulars of the statements made by Mr. McQuarie. He said he wants the people know that there is an ADA Representative on the Transit Advisory Board.

## **H. PUBLIC HEARINGS**

- 1) **REQUEST FROM MOUNTAIN TRAILS GALLERY FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION AND APPROVAL TO ALLOW THE DISPENSING/ CONSUMPTION OF ALCOHOLIC BEVERAGES AT MOUNTAIN TRAILS GALLERY, 200 OLD SANTA FE TRAIL WHICH IS WITHIN 300 FEET OF THE LORETTO CHAPEL, 207 OLD SANTA FE TRAIL, WHERE SERVICES ARE HELD BY THE CHURCH OF ANTIOCH AT SANTA FE. THIS REQUEST IS FOR A GALLERY OPENING RECEPTION TO BE HELD ON FRIDAY, AUGUST 19, 2016, WITH ALCOHOL SERVICE FROM 4:00 P.M. TO 8:00 P.M. (YOLANDA Y. VIGIL)**

A Memorandum dated July 21, 2016, prepared by Yolanda Y. Vigil, City Clerk, to Mayor Gonzales & City Councilors, is in the Council packet, noting there is a letter of support in the packet from Bishop Douglas L. Walker, Pastor of the Church of Antioch at Santa Fe. Ms. Vigil said, "Just for the record, I want to state that this is for Friday, August 19, 2016, and it is a one-time event."

### **Public Hearing**

There was no one speaking to this request.

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

**MOTION:** Councilor Dominguez moved, seconded by Councilor Trujillo, to grant the waiver of the 300 foot location restriction and allow the dispensing/consumption of alcoholic beverages at Mountain Trails Gallery, 200 Old Santa Fe for a gallery opening reception on Friday, August 19, with alcohol service from 4:00 p.m. to 8:00 p.m., with all conditions of approval as recommended by staff.

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

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

**Against:** None.

- 2) **REQUEST FROM 4250 GROUP, LLC, FOR A TRANSFER OF OWNERSHIP AND LOCATION OF INTER-LOCAL DISPENSER LIQUOR LICENSE #0382, WITH ON-PREMISE CONSUMPTION ONLY, FROM JUDITH CRUZ, D/B/A LITTLE CREEK SALOON, 19660 NM 314, BELEN, NEW MEXICO TO 4250 GROUP, LLC, D/B/A FLYING TORTILLA, 4250 CERRILLOS ROAD. (YOLANDA Y. VIGIL)**

A copy of *Notices of Public Hearing, City of Santa Fe, New Mexico*, with attachments, entered for the record by Shelley Mann-Lev, in this matter, is incorporated herewith to these minutes as Exhibit "5."

A copy of a fact sheet regarding this matter, entered for the record by Shelley Mann-Lev, is incorporated herewith to these minutes as Exhibit "6."

A Memorandum dated July 21, 2016, prepared by Yolanda Y. Vigil, City Clerk, to Mayor Gonzales & City Councilors, is in the Council packet.

### **Public Hearing**

*Shelley Mann-Lev and Mary Clare Voorhees were sworn*



**Shelley Mann-Lev, Director, Santa Fe Prevention Alliance, previously sworn.** Ms. Mann-Lev noted the items which were handed out. Ms. Mann-Lev reviewed the information in Exhibits "5" and "6." Please see Exhibits "5," and "6," for specifics of this presentation.

Ms. Mann-Lev said the question at hand in this public hearing is where this liquor license is to be transferred and to show the detrimental effect on public health, safety and morals. The information provided comes from the EMS in the Santa Fe Fire Department sent directly to them from the Police Department as well as the Department of Transportation. She noted the Density Map of Alcohol-involved Crashes in Santa Fe, 2010-2014, noting this is a high density area of alcohol-involved crashes in the City. She said they requested information from the Police Department, but they have nothing on that address, 4250 Cerrillos Road is the address of Santa Fe Place, and over the past 2 years, 2,621 calls for service, and 1 out of every calls has been at that address. She said over the last 2 years, Applebee's has 117 calls for service, Red Lobster 61 calls and across the street at Blue Corn Café and Brewery, 417 calls for services. Ms. Mann-Lev noted the breakout of the calls as detailed on Exhibit "6."

Ms. Mann-Lev said in terms of EMS, the Fire Department said for that location, there were a total of 146 EMS responses over the 2 years, and for the first 6 months of this year there have been 60 responses. She said there were 61 in 2014, 85 in 2015 and in the first 6 months of 2016 there were 60 calls, so there has been a doubling of EMS responses to that area which she can't explain, but that is important to note.

Ms. Mann-Lev said there are other establishments selling liquor within 1/4 mile, and that isn't something that can be considered in this – Applebee's, Red Lobster, Blue Corn Café and Brewery and PC's Restaurant and Lounge are very close to this major intersection. She said this is the data they were able to collect.

**Mary Clare Voorhees, Communications Director, Santa Fe Prevention Alliance, was sworn.** Ms. Voorhees said she wanted to remind the City Council of their responsibility in this situation, saying "You all are the judges as to whether this transfer of the liquor license to this location would have a detrimental impact to public health, safety and morals." She said the statutes give you grounds to determine whether or not you approve the license.

Ms. Voorhees continued, saying she wanted to remind the Council that alcohol density impacts us, taking form in 3 different ways. One is the overall number of outlets in the local jurisdiction. The other is the clustering where the outlets occur, and when there are several outlets together, the literature shows there is a rise in alcohol-related harms, and the third is the operation of hours. She said the longer the outlets operated, the greater the alcohol-related harms.

Ms. Voorhees continued, "I just want you really one quick, off the top.... alcohol related harms. The CDC indicates that every time you add an alcohol outlet, you see a 4% rise of domestic violations in the location that the new outlet comes into. I'm not saying that's what's going to happen in the situation, that's what the data shows, and I wanted to share that with the City Council. Thank you."

### The Public Hearing was closed

**Max Myers, a partner with The Flying Tortilla was sworn.** Mr. Myers said they have had a beer and wine license previously, but haven't served beer and wine for the past 4 years. He said they are going to start opening for dinner so people can have an enchilada at night, and hopefully they will be able to serve a Margarita with that. He said during the time they had an alcoholic beverage license, they were good servants and he hopes they have this opportunity again.

Councilor Villarreal said she has a question for Mr. Myers. She said would like Mr. Myers to provide more information about this change. She said, "You had just indicated that you all currently have a Beer and Wine License."

Mr. Myers said no, but previously they did.

Councilor Villarreal said, "So you decided not to use it, or it expires, or I don't understand."

Mr. Myers said they stopped serving dinner for a period, so "we let it go when we stopped serving dinner."

Councilor Villarreal said, "So it indicates in our packet that the hours of operation won't change, now that you'll be serving alcohol."

Mr. Myers said, "That probably is not correct, because the whole reason to do it, is so we can do dinners at night."

Councilor Villarreal said, "So the hours of operation say 6:30 a.m. to 9:00 p.m., so you're saying you will be open until what time."

Mr. Myers said, "9:00 p.m. We're not open until 9:00 p.m. now. We're now closed at 2:30 p.m., after lunch."

Councilor Villarreal said, " So you're saying that the closing time now with the new liquor license will be 9:00 p.m."

Mr. Myers said, "Right, we're not open late. We want to go home."

Councilor Villarreal said, "So, you're saying the only reason why you're having a liquor license is to have Margaritas."

Mr. Myers said, "Right. Well, obviously, the ability to serve beer and wine and Margaritas drives business."

Councilor Villarreal said, "You also had a map or a kind of graph of what the establishment currently looks like. Are you then going to create a bar set-up where there is a bar people could sit at."

Mr. Myers said, "Not currently. We have a service bar in the back. There's really not a place... there used to be a salad bar, but that's not our intent at this time. We would hope to just use that service bar to serve table side."

Councilor Villarreal said, "I don't know if staff can maybe clarify this for me. Even though it states the way Mr. Myers indicates that they will stay open only until 9:00 p.m., and that they're not going to make any changes to the establishment. But we don't necessarily... it won't come back to us if any of these changes may occur, or they might decide to make the changes, it's not going to come back to Council for that. Is that correct?"

Ms. Vigil said, "Are you talking about if they come back to do a nightclub or..."

Councilor Villarreal said, "I think just deciding that they were going to stay open until 2:00 a.m., but they would create a bar, all of those changes that would end up being more focused on the bar versus a restaurant and serving food for dinner, that it would end up being more focused on the bar. And so if they made the decision to take those changes, it wouldn't ever come back to Council for that. Is that correct?"

Ms. Vigil said, "It would not come back to this body. In the packet is the layout, on page 7, so you've got a floor plan there. [inaudible]."

Councilor Villarreal said, "But if this were to change, they could do it on their own without any approval from the Council."

Ms. Vigil said, "That's correct."

Councilor Villarreal said, "For the layout of the restaurant if they decide to put in a bar, etc."

Ms. Vigil said, "That's correct, unless they are exceeding more than 25% of the licensed premise now. And at that point, it would come back."

Councilor Maestas said, "On that point, it looks, based on the diagram, that the licensed premise is the entire building. So whether they set up a bar within that building won't make a difference because the entire building is the licensed premises."

Ms. Vigil said, "That's correct, unless they add to the building and increase their square footage."

Councilor Villarreal said, "So, essentially the whole place, it's a bar, but food is served as well. Okay."

Councilor Dominguez said, "Just to follow up on that line of questioning. If I'm understanding this correctly Yolanda, although they have a layout here with the total number of square feet and a defined license premise, they could do a remodel on the inside, follow all appropriate Land Use or permitting guidelines, and operate or serve differently. Essentially, the application is for a license not the service, or the way it's being served in the building."

Ms. Vigil said, "That's correct."

Councilor Dominguez said, "So you've had a license before, what kind of license did you have before."

Mr. Myers said, "Beer and wine."

Councilor Dominguez asked, "And you sold it to someone."

Mr. Myers said, "They're not property. They are owned by the State and you get a license to use it."

Councilor Dominguez said, "So you give it back to the State then.":

Mr. Myers said, "Right. We just don't renew it."

Councilor Dominguez asked, "How much does it cost to get it renewed."

Mr. Myers said, "I'm not sure, it's around \$2,000 to \$3,000."

Councilor Rivera said, "I just wanted to clarify some of these numbers. Shelley, on the set of numbers that you gave regarding 4250 Cerrillos Road, that's the entire Santa Fe Place Mall now."

Ms. Mann-Lev said, "Right. We request information on the location from the Police Department and the Fire Department on that. They don't provide location-specific information except the Police has information on Red Lobster, Applebee's, and Blue Corn Café which is across the street and not part of that."

Councilor Rivera said, "Then these 60 calls for 2016 could be the bus stop, could be the front of the Mall, it could be any of that area."

Ms. Mann-Lev said, "The EMS calls for service, as I understand from the Santa Fe Fire Department is it would be anywhere in the area of Santa Fe Place. Correct, Councilor."

Councilor Rivera said, "You said from SFPD there were 250,000 police calls."

Ms. Mann-Lev said, "Over a two-year period, it was information I requested, in December, over a two-year period there were actually 260,000, so 130,000 calls per year for service from our Police Department. And one out of ever 100 of those came from Santa Fe. Place. 1% of all calls."

Councilor Rivera said, "Those numbers seem very high, that would be about 340 calls per day."

Ms. Mann-Lev said, "That's correct. Again, this is data specific from Melissa Austin Cordell, who is the data analyst for the Santa Fe Police Department. We made a request to the SFPD, and this is what she reported. Actually that was from, I forget who the Captain was. Overall, I wanted to remind us of the overall number of police calls received, so there is some context for understanding this amount. And of course, about 1,300 calls for service for Santa Fe Place, so if you divide that by 300, it's about 4-5 calls a day from Santa Fe Place to our Police Department for service."

Councilor Rivera said, "Maybe my math's a little bit off, but I counted a lot more than that. Anyway, I just wanted to clarify some of those numbers. I do agree that there are a significant amount of licenses [liquor] in Santa Fe, and the overall amount of alcohol related calls throughout the City is extremely high, so than you for that."

Councilor Harris said, "So just a little personal anecdote on why I will be in favor of this. I was out of town for 10 days, and is our custom, we generally go out the first night back to a local restaurant and have some Northern New Mexico food, sometimes Maria's, sometime La Chozza. We went to Castro's last night. I had one beer, my 21 year old son had a beer and my wife didn't have anything. I think it's a local establishment, they are responsible business people, and for that reason, I would like to see the Flying Tortilla to be an option for a nice meal and to have a beer with it. Again, I think they are responsible operators and I would favor this application."

Councilor Maestas said, "Shelley, maybe you can assist me. As kind of an engineer, I realize you guys put a lot of stock in the data. But it seems that we simply look at a snapshot of that data. And sometimes the area, it's difficult to differentiate the real sources of a lot of these police calls - Applebee's, the Mall. Obviously the Mall attracts a lot of nefarious characters. That is kind of like an outlier to me. But what I think we need to do going forward, when we create or establish a new outlet like this one, is to start gathering the Delta data, the difference in one area from now. I think we would have a better idea of attributing any increase in crime to that specific location. I realize you do a lot in looking at this. But I think it is now time for us to start zeroing-in on the source, attributing an increase in crime to specific outlets, and I think we can do that, by getting that Delta, the increase in criminal activity, maybe on an annual basis. We now have baseline data for this year. So in one year I would be very very curious to see how these calls have changed in this same area, assuming there have been no additional outlets. I think if you could do that for us, that would be good when we really can start taking some stock into the data, and specifically attribute it to these liquor outlets. Just a recommendation for your data tracking and data collection, I think it would help me immensely."

Ms. Mann-Lev said she appreciates the recommendation.

Councilor Trujillo said, "So I have the same concerns. I did see your data, but also I could look at the Villa Linda Mall, because that's what I grew up with, so I don't call it Santa Fe Place. I would attribute a lot of these, and I can't be sure, but to shoplifting. Who knows how many times the police are called for shoplifting. I personally see police cars at the Villa Linda Mall every time I go there, at least one call. When I'm there I attribute it to somebody shoplifting or something like that. I understand your data. The Flying Tortilla, I don't have any data prior to this. That's what I thought you might have come back with, is data prior to when they did have a liquor license. Was there anything there; were there any infractions back

then. That might have had an impact on our decision if you had shown some of that, but there's nothing here. As Councilor Maestas said, maybe now, going forward, there would be more data on specifically The Flying Tortilla. And if there is, then we can take action later on, but as of right now, I wouldn't want to stop a business from having the opportunity to take advantage of what other businesses around that place are able to do. So I just want you know where I do come from when I vote."

Ms. Mann-Lev asked, "Are you asking if there is data on what..."

Councilor Trujillo, "Do you have data prior to when they had a license."

Ms. Mann-Lev said, "The answer is no, because that's now how the Police Department counts it, and they had a Beer & Wine License, not a full liquor license, which is what they're requesting now. Those are very different impacts on the community."

Councilor Dominguez said, "Speaking of that, it's a complicated issue. It's not just as simple as saying they're good neighbors. I think that all the restaurateurs around there want to be good and good citizens of this community. But a couple of comments with regard to the data. Number one, as Shelley has said, some of that is dependent on what kind of data we can get from the Police Department. Now granted, and in all fairness, we don't know what the disposition is of this data you've given us tonight. That makes it much more complicated, because that means we have to have requirements from the Court to be able to get some of that data. I think to say that the data is not complete, maybe it's fair, but I don't think it's a good enough reason to support something like this. They have provided with us with some data, and the State does not tell us what kind of data we need to have. I commend the organization for becoming a more data-driven kind of organization so we can make those data-driven decisions."

Councilor Dominguez continued, "I guess the real thing for me is that this the second meeting in the last two weeks where we have a transfer-in from another location in the State into the City of Santa Fe. Again, in all fairness, we don't know how many have gone out in the last two weeks, but I doubt it is as many as have come in. So we can pretty much count, Yolanda, that we have two transfers-in, in the last two weeks. So two transfers-in within the last two weeks. And when you look at the way the Constitution is written and the number of licenses we are supposed to have per capita, we're way out of balance. We can continue to bury our head in the sand, but the reality is that these sorts of things make it very difficult for this community to address substance abuse and the issues we have, and I'll just leave it at that."

Councilor Ives said, "As I look at the information we were given tonight, which we've been discussing. And just looking at the 2,621 calls, I'm sure they're all necessarily listed in the breakout of the particular calls that were made. It identifies 3 traffic DWI's, 6 liquor law violations and 11 intoxicated persons, totaling to 20 out of the 2,621, which is approximately seven-tenths of one percent of all the calls to the location. And I know we have the ability to address issues relating to the moral effects on the community."

Councilor Ives continued, "I will say our earlier decision, with regard to establishing a liquor premise at Walgreen's on Cerrillos Road, was in my mind very different. There, we did have a specific vendor at a location with some 1,600 calls over the course of 2 years, so presumably 1,000 less at the stores at Santa Fe Place. So I have a little trouble interpreting this data as a rationale for deciding that this particular establishment should not be allowed to have this transfer in. If there were specific things at this location that allowed us to suggest there was some moral impact as result of this premise. In this case, we had a premise that has been located there, but the way it's stated, none of these tie directly to The Flying Tortilla. I don't see, unfortunately, this information as a grounds for denying this application in this instance. And these are the instances where I think we need that nexus to really actively on such an application, so I, too am in favor of it."

**MOTION:** Councilor Maestas moved, seconded by Councilor Trujillo, to approve the request for a transfer of ownership and location of Inter-Local Dispenser Liquor License #0382, with on-premise consumption only, by 4250 Group, LLC, from Judith Cruz, d/b/a Little Creek Saloon, 19660 NM 314, Belen, New Mexico, to 4250 Group, LLC, d/b/a Flying Tortilla, 4250 Cerrillos Road, #D, with all conditions of approval as recommended by staff.

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

**For:** Mayor Pro-Tem Lindell, Councilor Harris, Councilor Ives, Councilor Maestas and Councilor Trujillo.

**Against:** Councilor Dominguez, Councilor Rivera and Councilor Villarreal.

- 3) **CONSIDERATION OF BILL NO. 2016-30: ADOPTION OF ORDINANCE NO. 2016-30 (MAYOR GONZALES). AN ORDINANCE AUTHORIZING THE SALE OF 7,146.1 SQUARE FEET OF REAL PROPERTY LOCATED ADJACENT TO 308 MADRID LANE AND DESCRIBED AS "PORTION OF MADRID LANE," AS SHOWN AND DELINEATED ON A SURVEY ENTITLED, "LEGAL DESCRIPTION PORTION OF MADRID LANE," PREPARED BY DEL RIO SURVEYS, INC., PHILIP B. WEIGEL, N.M.P.S. NO. 9758, DATED JUNE 1, 2016, LYING AND BEING SITUATE WITHIN THE CITY AND COUNTY OF SANTA FE, NEW MEXICO. (MATTHEW O'REILLY)**

Matthew O'Reilly, Assets Officer, presented information from his Memorandum of June 20, 2016, with attachments, to the Governing Body, regarding this matter, which is in the Council packet. Please see this Memorandum for specifics of this presentation.

#### **Public Hearing**

There was no one speaking to this issue.

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

**MOTION:** Councilor Harris moved, seconded by Councilor Ives, to adopt Ordinance No. 2016-30, as presented.

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

**For:** Mayor Pro-Tem Lindell, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Maestas, Councilor Trujillo and Councilor Villarreal.

**Against:** None.

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

- 4) **CONSIDERATION OF BILL NO. 2016-31: ADOPTION OF ORDINANCE NO. 2016-31 (MAYOR GONZALES). AN ORDINANCE AUTHORIZING THE SALE OF 1,996.9 SQUARE FEET OF REAL PROPERTY LOCATED ADJACENT TO 424 ARROYO TENORIO STREET AND DESCRIBED AS "PORTION OF TRACT A TO BE CONSOLIDATED," AS SHOWN DELINEATED ON A PLAT OF SURVEY ENTITLED, "PLAT OF LOT CONSOLIDATION SURVEY FOR GARY SWANSON & JANE B. SWANSON," PREPARED BY DEL RIO SURVEYS, INC., PHILIP B. WEIGEL, N.M.P.S. NO. 9758, DATED JUNE 10, 2016, LYING AND BEING SITUATE WITHIN THE SANTA FE GRANT, NE 1/4 OF SECTION 25, T117N, R9E, N.M.P.M., IN THE CITY AND COUNTY OF SANTA FE, NEW MEXICO. (MATTHEW O'REILLY)**

Mr. O'Reilly noted this Ordinance has been approved by the Public Works and Finance Committees. He said the appraised value is over \$25,000, therefore if it wishes to sell this property it must be done by Ordinance.

**Public Hearing**

There was no one speaking to this request.

**The Public Hearing was closed**

**MOTION:** Councilor Dominguez moved, seconded by Councilor Trujillo, to adopt Ordinance No. 2016-31

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

**For:** Mayor Pro-Tem Lindell, Councilor Dominguez, Councilor Harris, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

**Against:** None.

**Absent for the vote:** Councilor Ives



- 5) **CONSIDERATION OF BILL NO. 2016-22: ADOPTION OF ORDINANCE NO. 2016-32 (COUNCILOR MAESTAS AND COUNCILOR IVES). 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. (MATTHEW O'REILLY). (The title has been amended to incorporate amendments in the Substitute Bill) (Postponed at May 25, 2016 meeting of the Governing Body)**
- a) **CONSIDERATION OF RESOLUTION NO. 2016-57 (COUNCILOR MAESTAS AND COUNCILOR IVES). 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. (MATTHEW O'REILLY) (The title has been amended to incorporate amendments in the Substitute Bill) (Postponed at May 25, 2016 meeting of the Governing Body)**

An Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, July 25, 2016, is incorporated herewith these minutes as Exhibit "7."

An Amendment Sheet, replacing the Amendment in the Packet, regarding this matter, submitted by Councilor Lindell, is incorporated herewith to these minutes as Exhibit "8."

A petition containing 523 signatures, 318 paper signatures and 205 on-line signatures, submitted for the record by Matthew Chase-Daniel, with the heading, *Regarding Bill and Resolution 2016-22, Canyon Road Periphery Area, Vehicle Vendor Restrictions*, dated July 27, 2016, to the Mayor and City Council, is incorporated herewith to these minutes as Exhibit "9."

Matthew O'Reilly, Assets Officer, presented information in this matter from his Memorandum of June 28, 2016, to the Governing Body, which is in the Council packet. Please see this Memorandum for specifics of Mr. O'Reilly's presentation.

Mr. O'Reilly said 3 amendments were proposed at the Public Works Committee on Monday, two of which were approved, noting one was amendment to the bill allowing vendors to be in the Plaza periphery during special events if approved by the special event sponsor, allowing up to 5 vehicle vendors. He said, "This corrected a conflict existing in the existing Resolution. The other amendment proposed was to allow someone paying the \$150 Plaza Periphery Fee to count toward the Canyon Road Periphery Fee and vice versa. The committee approved the amendment in different language, and the amendment was distributed today. Another amendment was proposed by Mayor Pro-Tem Lindell and the Committee chose not to act on it, but to discuss that amendment tonight."

## Public Hearing

*Mayor Pro-Tem Lindell gave each person 2 minutes to speak.*

**Nicholas Cannell, 1337 Camino Carlos Real**, said he owns a registered road food truck, which is an ice cream truck, selling primarily pre-packaged ice cream, at events mostly at Meow Wolf and occasionally on the Plaza when he can find parking. He believes one of the biggest restrictions he has faced, and being able to continue to vend in Santa Fe on the Plaza, is the ability to have access to special events. He said, for example, this weekend he won't be able to vend at the special event because there is no way for him to do that. He said, "I think the inclusion of the ability for us to have special event permits, with permission of the event holder is absolutely paramount to the ability for food trucks to continue to be lucrative and make money in Santa Fe. As someone who would really like to be able to see my business grow, and continue to grow, I think the Plaza is a wonderful venue. But the restrictions on time, the restrictions on the placement of where the parking is, and the lack of enforcement... like tonight, I was not able to vend for the events, because I could not get parking enforcement for the spots already designated. So I think there is a lot that needs to be done on this, but it would be an incredibly positive step to be allowed to do these special events. That's all I have to say. I appreciate your time."

**Matthew Chase Daniel, 1 Likely Road**, said he has been here before and supports this bill as it's been rewritten, and with the 3 amendments as well. He said, as Nick Cannell said, the parking enforcement on the Plaza is a problem. He has talked with people who have parked there in violation of the Ordinance who told him they find the signage unclear. He wants to make sure if the bill is passed that the signage and the curb painting on Canyon Road is adequate and well understood and that the enforcement happens on Canyon Road, and with better enforcement on the Plaza. He said passenger cars regularly park in vendor spaces. He said, "I have a petition here with over 500 signatures supporting all of the stuff that we've worked to change on the Canyon Road Bill [Exhibit "9], and I'll pass that on."

**Jerry Wellman, Axle Contemporary, 609 Calle de Leon**, said, "I just wanted to say I'm satisfied that the resolution to the bill, that was framed in a collaborative and mutually respectful atmosphere between Axle, Matt O'Reilly, Councilor Maestas and the Canyon Road Merchants Association, will allow for our presence in a unique and nationally recognized venue presenting art the safe way on Canyon Road. I am concerned that this sort of bill, and you need to recognize, that this sort of bill could happen all over the City. That does concern me, that suddenly you want to apply this sort of bill on Siler Road, or you suddenly do this sort of bill. And I really don't necessarily support that. But I do feel the way this is presented is very satisfactory and it is special in the way that all parties came together to make this happen. Thank you."

**Carol Cooper, Representative of Board of Axle**. She said Axle, from all you've heard from the different meetings, is clearly a vital and locally honored treasure. It provides locals, as well as visitors and the tourist population we rely upon with an alternative rather than merging with the art, artworks and the creative sector that is a hallmark of what we love as the City Different. She said any *[inaudible]* that

introduce audiences with the van that are not comfortable with the arts that might be unfamiliar with the arts, and it provides an accessible family and really fun way of learning about the arts and the creative sector and about the creative as the real heart of Santa Fe. She said it also engages them to the point where she has seen them go into neighboring galleries here they might not go before because they felt more comfortable with it. She thinks this is a hallmark of Axle's work as a partner and collaborator in Santa Fe and throughout the State. She sees it as a win-win for Santa Fe, visitors, locals, Axle and neighboring galleries in bringing these audiences. She commended Councilor Maestas for the collaborative approach to reworking this, and she encourages the Governing Body to support this creative and innovation. She likes the amendments and the Resolution as it stands now.

**Sondra Goodwin, 1615 Cerro Gordo Road**, said whether you are selling things out of a truck, or from the back of a truck, or on the corner of a road, whether ristras, pinon or tacos or art, that entrepreneurial spirit is part of the culture that was part of the necessity of the original Hispanic inhabitants. She said other people came here because they liked that spirit and it drew those kinds of people here. She thinks what has happened to Santa Fe is it has become less and less so, with more regulations. She said, "And we don't have people painting murals on the sides of the houses any more. You probably would need a permit to apply and paint a mural on the side of your own house." She said she is in favor of passing this Resolution with the amendments and no further amendment, additions or subtractions to this bill. She said, "I am a fan of Axle, and I want to keep them on Canyon Road. I think they contribute to something very unique in the City that unfortunately is disappearing more and more. And if that all disappears, will we still be the City Different."

**Gary Sievert, Owner, Sage Creek Gallery, 421 Canyon Road**, said he also owns the property and he pays \$15,000 annually in property taxes. He also maintains the street, grows flowers and advertises nationally to bring people into this unique and historic area. He said what happens on Canyon Road is very important to him. He is also the Vice President of the Canyon Road Merchant's Association and works closely with Bonnie French, who will follow him to speak. He said they both represent the business owners of Canyon Road and how they feel. He said Ms. French has much to say about that with regard to what is behind the Resolution to limit the use of vendors on Canyon Road to two spaces. He said we've heard about the safety issues, noting there are areas of Canyon Road where there are no sidewalks. He said it is impossible for people to come up to vendor vans in some of those places, and there are safety concerns in those areas.

Mr. Sievert continued, saying this also is a residential street, as well as in the Canyon Road periphery you have defined. He said he isn't talking about Axle, but about food vendors in particular that may be operating their vendor vans with generators that create noise and the exhaust spews out smells of the food in residential and business areas. He said these are the concerns of the business people as well the residents. He urged the Governing Body to consider this in considering adopting the Resolution as a compromise for the two spaces. It is a good way of keeping a measure of control of what happens on the street. He said, with regard to the amendment for 5 more vendors during special events, he doesn't agree with that, and believes it will make the Plaza more of a carnival than it already is with the tents and so on. He asked if the vendors will be parking in the street – and where will they park if they add 5 vendors to

special events. He doesn't agree with it.

Mayor Pro-Tem Lindell advised Mr. Sievert that the Governing Body doesn't respond to questions from those testifying during a public hearing, but will address that issue following the public hearing.

**Bonnie French, 622 Canyon Road, President, Canyon Road Merchants Association**, said she is here to speak in favor of the passage of the Mobile Vehicle Vendor Ordinance as now stated. She said they polled the Association members and the neighbors around the proposed vendor parking spaces. She said of the 76 businesses polled, 88% support the Ordinance, 4% voted for a stricter Ordinance and to go back to the way it was before and 8% didn't vote. She said the Association encourages the City to pass the Ordinance tonight. She said when we first started this, it was to address a safety issue on Canyon Road. The purpose was not to keep anyone off Canyon Road, it was to make sure everyone walking on the street would be safe. She said 75% of the street is so narrow, if a mobile vendor parked there, it would be hard to get around it, and impossible for any walking traffic. She said this Ordinance is being done for safety and it is not against anyone. She said the Association would like to thank Councilor Maestas for attending meetings, running focus groups, answering our emails and phone calls and helping us through the complicated process of getting the Ordinance adopted or not. She said the Association would like to thank Councilor Ives for cosponsoring the bill. She said others have given her their time to speak. She asked for and was granted 2 more minutes.

Ms. French continued, saying they want to thank Matt O'Reilly who worked with Councilor Maestas to bring both sides together to get a solution that works for everyone. She said they would like to thank the mobile vendor representatives, Matthew and Jerry, for working with them to come to an agreement. She said the Association encourages local vendor vans to come and park in the two spaces, commenting they would like them to be part of their community and invited them to join the Canyon Road Merchants Association. She said the Association thanks the City Council for listening to both sides, and asked the Governing Body to help them to come to a conclusion by passing this Ordinance.

**August Muth, 2911 San Isidro Court**, said he is an artist who shows internationally in museums and commercial galleries. He said 3 years ago he had a show at Axle, consisting of things the galleries would never show, because it involved the breaking of holographic glass plates by audience members. He said he wants to support Axle, especially, in terms of what they're trying to do in the City as a gallery and showing alternative art, and as an educational facility so people can expand their understanding of what art is. He is in support of the Ordinance, because he thinks it's good to have a consistent place where Axle can be part and consistently show alternative work.

**Nina Mastrangelo, 609 Calle de Leon**, said she has lived and worked in District 2 since 2001, and she is concerned. She knows Axle is saying okay to this, which is unique in District 2. She said she pays taxes as well. She said the area is very pedestrian, and people are distracted and not paying attention. There are no parking meters, and she noted the City allows free parking on the street to all merchants. He sees this not as a safety issue, because the only people parking on Canyon Road have

been Axle, an art gallery, which is very safety conscious. Axle has been invited by certain galleries to park in certain areas. She said those gallery owners have been asked to move the van, and they have moved. She said they found several areas where they can park safely and have always put safety as an important issue. She has observed the vendors on the Plaza and applauds what the Governing Body has done and has tried to do. However, on Sundays and evenings, there is no parking enforcement. She said without the parking space, it is over for that vendor that prepared food for a planned and advertised art event. She said it puts the burden on the vendor to clear the space. She said if the space is taken, perhaps the vendors could be given a pass to park anywhere. She thinks this needs to be addressed.

**Pilar Law, gallery owner at 1036 Canyon Road**, said she is attendance to support the Ordinance as it stands. She believes in the public art opportunity provided by Axle, as well as food vendors, which is an important part of vitalizing our community. She has lived in other communities that have allowed this kind of renaissance that brings art back to the people and the public, and it has caused incredible growth in the arts districts. She believes this is a very positive step in the right direction. She said she is aware of all the issues on Canyon Road, but believes Axle Contemporary is very responsible as are many other vendors who would like to continue to operate their businesses there.

**Pia Tobin, 810 Baca Street**, said she worked as a gallerist for the Santa Fe Community College on Canyon Road, and she has worked in conjunction with Axle Contemporary. She thinks they are a vital and fabulous part of Santa Fe, the City Different. She said since they are in favor of all the amendments, as proposed, she hopes that the Governing Body goes along with it as well.

**Lisa Rogers**, said she owns property and a business on Canyon Road. She said she belongs to the Canyon Road Association. She said she is completely pro-business which is important for the City. She has lived here for almost 30 years. She said she is a gallery owner. She said there are many areas in Santa Fe in the Historic District where there are very strict regulations in place, noting these are essential to the charm of Santa Fe. She said Axle has parked outside her gallery blocking her sign so the public can't see them, which concerns her. She said she is paying tremendous property taxes for the privilege of running her business, noting she pays for hazard, liability and art insurance. She said it's unfair for someone to pay a minimum fee to do the same kind of business, and would like them to pay a little bit more. She said she pays big bills for doing business on Canyon Road. She said safety is a massive issue and doesn't think this is a fit on Canyon Road. She said she wants the Governing Body to consider the feelings of people doing business on Canyon Road, given the expenses they pay.

**Julie Chase Daniel, 109 Canyon Road**, said her family has lived in New Mexico for 150 years. She is in attendance to support Axle. She said she is concerned about regulating Santa Fe into a parody of itself. She thanked Councilor Maestas and Matt O'Reilly and reiterating gratitude for their good work on the collaboration on an agreement that is acceptable to everyone and which she supports as it now stands. She said she would like to make a statement on behalf of all mobile vendors. She said it a fragile and tenuous model that involves tremendous investment of time and money. She said they pay the business

license fee. She said it does need a certain amount of protection and support through the City's management of circumstances like this.

**Eliza Naranjo Morse, State Road 581, H73 A**, said she rode her bicycle up Canyon Road to take art class 20 years ago. She said Canyon Road has changed over the past 20 years. She said one of her favorite things about art is that it is fluid and flexible. She said Axle is one of her favorite galleries, and she is a huge supporter of Axle, and she supports the Ordinance as it stands now.

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

Councilor Maestas said he won't repeat what has been said, but thinks we all understand and appreciate the difference between the public hearing we held the last time on this issue and today's, which he thinks is a testament to what is possible in terms of how government can help solve differences and intervene and facilitate and not obstruct. He said parties to resolve conflicts have to be willing to go to the table, and the Canyon Road Merchants Association and Axle were willing to do that which reflects the spirit of community. We're all in this together and he is pleased we were able to find a compromise and allow mobile vendors to vend safely, which has always been the intent and the objective. It was never meant to restrict any specific vendor. He has become very familiar with Axle, which has quite an enthusiastic following and he can see why. He said there isn't anything we can do as a community when we can get past our emotional reaction and think objectively about the problem, and set about to solve it cooperatively.

**MOTION:** Councilor Maestas moved, seconded by Councilor Ives, to adopt Ordinance No. 2016-32, with the amendment proposed by Mayor Gonzales, allowing additional vehicle vendors for special events.

**DISCUSSION:** Mr. O'Reilly said 2 amendments were proposed to the Substitute Ordinance, one by the Mayor which the Public Works Committee recommended. And one proposed by Councilor Lindell which the Public Works Committee did not act on.

Councilor Ives said Public Works considered 3 amendments at Public Works on Monday. The Mayor's was one, and another by Councilor Lindell which did not affect the Canyon Road Periphery area. There was a third establishing that mobile vendors would need to pay only one \$150 fee for parking in the Plaza or the Canyon Road periphery areas. He said they did resolve language that was moved forward on that amendment, which is substantively identical in terms of effect to the amendment that is in our packet this evening covering that same section, page 3, lines 6-8.

Mr. O'Reilly said that was an amendment made to the Resolution. He said Councilor Maestas' motion was regarding the substitute bill, but he is correct that there were a total of 3 amendments.

Mayor Pro-Tem Lindell said Public Works moved forward one amendment for the Ordinance, and she would like to discuss the other amendment they didn't act on. She said that amendment has to do with a request from Axle and other mobile vendors that currently the Mobile Vending Ordinance is such that most

mobile vendors are kept out of almost all parks because there is no parallel parking. She said because it specifically says parallel parking, they are prohibited from vending in parks. She said she was trying to open it so mobile vendors could go to some parks.

Councilor Maestas said, "Point of order, there is a motion on the floor and I don't know if there has been a second. And if there is a desire to incorporate your amendment to the bill, then a motion can be made to amend."

Councilor Rivera said the reason the amendment was moved forward without being incorporated in the bill was at Public Works we didn't understand exactly what you were trying to do. He is unsure the language reflected that she was talking about parks. He said we spoke about City parking in general. He said his concern is you potentially could have many vendors parking at the Railyard which isn't part of Canyon Road or the Plaza periphery. He said he isn't necessarily opposed to the amendment, but it should have the same type of process that we went through here with regard to other locations. He said, "So if it's just parks, if that is your main concern, then I'm fine with that. But if it's every parking facility, I think we need more discussion on that."

Councilor Maestas said, "Madam Chair, a point of order. The discussion that we are pursuing is not germane to the motion."

**MOTION TO AMEND:** Councilor Dominguez moved, seconded by Councilor Rivera for purposes of discussion, to accept Mayor Pro-Tem Lindell's proposed amendment.

**DISCUSSION:** Councilor Dominguez said it basically would do what Councilor Rivera said, which is just for parks.

Councilor Maestas said another factor that led to the decision from Public Works is that staff did not have an opportunity to really study the issue, and the amendment was dropped right before the Public Works Committee. He said we rely heavily on staff and the information presented. However, staff voiced concern about a proposal that hasn't been thought-through by staff. He said, "If I could use the phrase that Matt used when characterizing this amendment we're considering, is there could be unintended consequences. And so it wasn't a flippant decision and staff input had a lot to do with the Committee's decision on that amendment."

Councilor Dominguez said he is confused, and asked if staff considered that amendment, or did they not consider that amendment, because he hears Councilor Maestas saying two things.

Councilor Maestas said staff did not have a recommendation with regard to the consequences of the amendment.

Councilor Dominguez asked if there was discussion on the proposed amendment, and Councilor Maestas said yes.

Councilor Dominguez said there always are unintended consequences and staff is here now, and if we have any questions regarding our concerns we can raise them and ask questions.

Councilor Rivera said he is okay with the language which Councilor Lindell said regarding parks, however, the Railyard is considered a park. He asked how we would handle it if mobile vendors started to swarm the area.

Mr. O'Reilly said the way the amendment has been proposed, it says that mobile vehicle vendors parked in public parking lots, may park in any legal designated parking space. So as proposed, the amendment is not just talking about public parking lots in parks, there could be other parking lots as well. He said some public parking lots are clearly associated with parks such as the one at Salvador Perez, the SWAN Park or at Ragle. He is unsure there is a parking lot connected to the Railyard Park, but there are public parking lots in the Railyard Master Planned area, but that entire master planned area is not a park. So if the intent is to allow this to happen in parks, the Council might consider modifying this amendment to say "mobile vehicle vendors parked in public lots in parks, may park in any legally designated space."

Councilor Rivera said he thinks that is Mayor Pro-Tem Lindell's intent.

Mayor Pro-Tem Lindell said, "Correct, Councilor."

Councilor Maestas asked if there is specific language proposed to modify the amendment we are discussing.

**STATEMENT OF THE PROPOSED AMENDMENT:** Mayor Pro-Tem Lindell said the language of her proposed amendment is, "*Mobile Vehicle Vendors parked in public parking lots in parks, may park in any legal, designated parking space.*"

Mayor Pro-Tem Lindell said there is a motion on the Ordinance, with two proposed amendments.

Councilor Trujillo said he understands she wants the vendors to be able to park at the parks, noting all of the parking spaces are vertical, and he has seen no horizontal parking. He asked if the Police would be there to enforce the parking.

Councilor Dominguez said this was the reason for the amendment, commenting it has been done for years and now it is codified through this amendment. He thinks we want to have these in our parks, because they help make parks pretty lively. He said there is no question about whether they can be there and it will become part of our law that it is allowed. He said the vendors will have to have the proper licenses and such, reiterating there now will be no question as to whether they can park at the parks.

Councilor Trujillo said there are Little League games and they already have concession stands to make money for the leagues. He said there are all these things that already happen. He said he would love to have food trucks on the weekends, but "at the same time I'm looking at these leagues that do this during the summer. The money that they raise goes back into the leagues."



Councilor Dominguez said our parks are not enterprises, and are public parks. So as long as the vendors comply with City regulations, it shouldn't be monopolized by anyone of anything. He said, "I think that's pretty much what this amendment does. At least that's the way I see it."

Councilor Maestas asked what amendment we are voting on.

Mayor Pro-Tem Lindell said, "We are voting on the amendment having to do with, "Mobile Vehicle Vendors parked in public parking lots in parks, may park in any legal, designated parking space mobile vendor."

**VOTE ON MOTION TO AMEND:** The motion to amend was approved on the following roll call vote:

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

**Against:** None.

**DISCUSSION ON MAIN MOTION AS AMENDED:** Councilor Maestas said we would save a lot of time in the future if we coordinate these amendments "between the sponsor and the proposer."

**VOTE ON MAIN MOTION, AS AMENDED:** The motion, as amended, was approved on the following roll call vote:

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

**Against:** None.

#### **CONSIDERATION OF ITEM H(5)(a), RESOLUTION NO. 2016-57.**

Councilor Rivera said we heard several people from the community in their testimony addressed parking enforcement in the vending spots around the Plaza periphery. He asked if enforcement is happening, and if not, why and how can we get enforcement.

Mr. Snyder said, "We are doing our best to address that. People park in those spots all the time. The Police Chief asked the patrols in the Plaza area to keep an eye on that, and we're doing our best at this time with the manpower we have patrolling these areas."

Councilor Rivera said, "I would just ask that you keep a good eye on this, and if it is more than using officers on the Plaza, that we come up with a way to make sure these vending spots are available at the times we say they are going to be available."

Councilor Dominguez asked if that is the function of Land Use Code Enforcement.

Mr. Snyder said, "No, it's a Police Officer function. It could be a Parking Division function, but these events are after hours. Quite frankly, and I've had conversations off line with several of the new Councilors and the Mayor, based on the staffing levels, our Police Department is looking at public safety issues, and this is not a public safety issue. Yes, it's part of the Code and part of enforcement, but this is not necessarily a police priority at this time. It has not been designated as police priority. It is important to this community, but like I said it's not a public safety issue. That being said, responses for calls for service are being handled differently as our nation as a whole goes through some growing pains with some recent shootings. So non-emergency calls, and this will be considered a non-emergency call if they weren't in the area, are being handled by multiple police officers for police officer safety. I'm going to set the expectation that yes, it's there to be enforced, yes we'll enforce it, but it's not necessarily a priority when it comes to public safety."

Councilor Dominguez said, "My point is... let me ask it in a different way then. Our Police Officers are enforcing part of our Code, and not just in the law enforcement section of our City Code."

Mr. Snyder said, "There are signs posted, and so they enforce signage, whether in a private residential neighborhood, or in the Plaza in this case. It's an enforcement mechanism. Parking, if they were working at those hours they could enforce it, but more often than not it would be the Police Department enforcing that."

Councilor Dominguez said, "The only reason I ask is I'll be proposing something to the administration pretty soon that is going to be pretty similar to this."

Councilor Rivera said, "Brian, if the Police Department is too busy to handle these, I think we need to come up with a better or more creative way to make sure that these spots are available. And I don't know what that is, put up barriers or something else, or Parking or somebody else to enforce it. But I think because we allow only a few vendors on the Plaza, and I think we owe it to them to make those spots available. However that happens is up to you and the rest of the City."

Mr. Snyder said, "I truly respect that. That being said, I value public safety more than monitoring a parking space. But they put their best foot forward. Currently, they are 24 officers down, and like I said, in the light of recent shootings around the nation, we're making sure our officers are as safe as possible when responding to calls. This is considered a non-emergency call. They will, and they have... I asked the Chief two weeks ago to patrol these areas, specifically as requested. And within that time period we had 4 citations issued, so we are putting an effort to do that. We are also looking at other options for providing vehicle vendor areas around the Plaza to be creative that I think will help address this as well as some of the other areas around the Plaza."

Councilor Rivera said, "I want to make it clear what I'm saying. I value public safety as well, so I'm asking that you use someone other than Police."

Mr. Snyder said, "I will look into that, but as you are aware, during the budget process we scaled-back our overtime budget quite drastically. I will try to look at a creative solution with somebody else other than Police, but I can't guarantee that I'll be able to find something, but I'll ask for support."

**MOTION:** Councilor Maestas moved, seconded by Councilor Ives, to adopt Resolution No. 2016-57 "with the amendment we received that replaces the amendment in the packet [Exhibit "8"]."

**DISCUSSION:** Councilor Maestas said the replacement amendment simply clarifies the supplemental periphery fee and, as proposed by Councilor Lindell, is meant to avoid double payment of a supplemental fee for the Plaza and the Canyon road periphery.

Councilor Harris said, "When Mr. O'Reilly introduced this, I thought I heard him say the Plaza periphery area and/or the Canyon Road periphery area."

Mr. O'Reilly said, "I was paraphrasing what was before you, and I was not intending to read the exact text of the amendment. The exact text of the amendment is what was in this replacement."

Councilor Harris said, "Or."

Mr. O'Reilly said, "Yes sir."

Councilor Harris said, "Because there is a difference."

Mr. O'Reilly said, "Indeed."

Councilor Harris said, "That is the clarification I was looking for. Thank you."

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

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

**Against:** None.

- 6) CONSIDERATION OF BILL NO. 2016-32: ADOPTION OF ORDINANCE NO. 2016-33 (COUNCILOR LINDELL). AN ORDINANCE AMENDING SECTION 14-6-2(A)(5) OF THE LAND USE DEVELOPMENT CODE TO PROHIBIT THE USE OF SHORT-TERM RENTAL UNITS LOCATED IN RESIDENTIALLY-ZONED DISTRICTS FOR COMMERCIAL ACTIVITIES OR EVENTS. (JESSE GUILLEN)**

A copy of an Amendment Sheet in this matter that replaces the amendment in the packet, submitted by Councilor Lindell, is incorporated herewith to these minutes as Exhibit "10."

Mayor Pro-Tem Lindell said it appears that there are two amendments to this bill.

Mr. Guillen said, "There are two in the packet and one that was handed out. The one that was handed out is a substitute for your amendment. I just makes a slight grammatical clarification just to make it a little clearer. The amendment for Councilor Maestas was based on discussion in Public Works at the very first hearing for this. Your amendment, Madam Mayor Pro-Tem, is a little clearer. It expands on the definition of commercial activities and expands on what residential nature means. So I think you should choose one or the other or none of them when you vote on this."

Mayor Pro-Tem Lindell said the initial amendment she proposed is the same as Councilor Maestas, commenting she didn't know he brought an amendment forward, and asked Ms. Brennan to speak to this.

Ms. Brennan said, "I believe that Councilor Maestas queried staff at a Public Works meeting in June, at the end of June, about a definition of commercial. And there was some discussion at that meeting about whether it appeared in the IBC or in our Code, and that discussion was general. I do feel that Councilor Maestas' amendment was drafted in relation to that, but he did not specifically ask to sponsor an amendment. And indeed, your amendment you are discussing now builds on that by further clarifying the definition."

Mayor Pro-Tem Lindell said, "Okay, so let me go over the history of this amendment a little bit. When we considered the Short Term Rental Ordinance not that long ago, we had this section within the Ordinance. And Councilor Villarreal asked for a clarification on what a commercial use would be. When it came back to us and went through, that section of the Ordinance had been eliminated, rather than further defined. So that's why we have the pleasure of looking at it again tonight. And in trying to define that, I did a little bit of research and looked around at some other Ordinances that other places have. And, in trying to limit commercial activities and people having sizeable events at these short term rentals and trying to make them more of kind of what happens in hotel rooms, I came up with the idea of... it's not a new idea, it's in plenty of other places.... of allowing 3 times the number of legally allowed occupants in a short term rental, unless the activity or event is otherwise permitted by the City. So if you have 2 persons allowed in a bedroom in a short term rental, a 3-bedroom short term rental would allow a gathering of no more than 18 people, which seems like enough. So that's the amendment that I brought forward."

Councilor Lindell continued, "The problem being with all of this, of course, is further on what Councilor Rivera was talking about a moment ago, it's enforcement. Those are the problems associated with this. And enforcement really only happens in short term rentals that are driven by complaints. So the reason that I got so specific on this, is that this would only be driven by a complaint. And if we don't have something specific for an enforcement officer, then they're into being no enforcement. Some people might say, well it could be just a nuisance call. Well, that doesn't really cover it for an immediacy. And I think to keep commercial events and large gatherings of people out of short term rentals is nothing more than respectful to the people that live in the adjoining houses and neighborhood. So that's the amendment that I've brought forward."

Councilor Ives said, "I have a question on the notion of the number of legally allowed occupants in the short term rental unit. How is that defined, or where do we look to determine what that number is."

Mr. Guillen said, "I'll make sure with Kelley, but I believe that was defined in the Short Term Rental Ordinance that you approved last month or the month before, but it's two per bedroom within the residence."

Councilor Ives said, "I'm just trying, in my mind, to imagine a 2,000 to 2,500 sq. ft. house with two bedrooms. So presumably, 4 potential occupants, so 12 people which is a reasonably size dinner party. I could certainly see in a house that size wanting to have more, but I know we've got to draw the line somewhere. Just thinking about it, trying to understand it."

Councilor Villarreal said, "Thanks for bringing it up. It was that evening that all of us were trying to figure out the amendments. This was not addressed by staff, and I appreciate that you brought this up, and we've been trying to figure out language that can work. I guess I was just curious if staff looked at this and if you have any opinions about enforcement of this. I didn't get to hear from you, so I would appreciate just some commentary on that."

Lisa Martinez, Director, Land Use Department, said, "Going back just a little bit to how this discussion first started. We were looking for a definition of commercial that we thought would be helpful. I actually thought there was a very clear definition in the International Building Code, and there wasn't one. The Building Code is a commercial code. For some reason, enforcing it, there is that definition list and we looked in several places. So ultimately, we went to Webster's to see if we could find something. And so part of the definition that you see in the amendments is what is listed. The primary issue that I'm looking at is the enforcement. It's been talked about. I can't even imagine how we could possibly go into these homes if there is a complaint and count the number of people that are there. It's really complicated and the resources just aren't available. And so while we think it's a good attempt to add establishing what would be an appropriate number, I just don't know how to enforce it."

Councilor Villarreal said, "Thanks for that input, and I understand that. But I think if there's a large number of people and volume of cars, then we know it's not legal. I mean, we don't have to start counting people and seeing how many are allowed or not. I think we just see that it doesn't make sense, and if people complain and it's complaint driven, then we would address it. I think you are right, but I really do feel like we need some language to start with to address this, and actually just across the Board. We still have realized that we don't have enough staff to be able to really enforce all of the short term rentals that are out there, even though we are trying to do a good job. So, I'm in support of trying to start with something in this case."

### **Public Hearing**

There was no one speaking to this request.

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

**MOTION:** Councilor Villarreal moved, seconded by Councilor Harris, to adopt Ordinance No. 2016-33, with the replacement Amendment that is on our desks [Exhibit "10"].

**DISCUSSION:** Councilor Ives said, "Just one other question. At the end of the measure it says, '*...unless the activity or event is otherwise permitted by the City.*' Obviously folks can apply for Special Event Permits, so that would be one potential classification to take you outside of this. But I'm curious if there are any that are *per se* already built into our Code that this would apply to."

Ms. Brennan said, "I realize that there might be an instance, for instance where there was a permit to film, and there may be other kind of permits like that, that I can't catalogue. But it seemed better if we permit it, otherwise and they make other requirements otherwise, then it should be permitted to continue."

Councilor Ives said he would agree, commenting he was just trying to figure out if there was anything already in Code as opposed to something special that one would be filing for a permit to do.

Ms. Brennan said, "That's why I could give you one example I had thought of, which was enough for me to feel the language needed to be included."

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

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

**Against:** None.

**Explaining his vote:** Councilor Ives said, "Yes, although I would like to make a statement after the vote."

Councilor Ives said, "I can just see circumstances where folks may have taken a short term rental and are having a family reunion, so not necessarily not residential in nature, but might involve in excess of 3 times the number of legally allowed occupants. So for events that presumptively might not cause any difficulties at all, I will be curious to see how this plays out. And if we do find ourselves shutting down events or activities which otherwise really are not offensive, I would love to revisit this in the future."

**7) CONSIDERATION OF BILL NO. 2016-33: ADOPTION OF ORDINANCE NO. 2016-34 (COUNCILOR DOMINGUEZ AND COUNCILOR IVES). AN ORDINANCE ADOPTING A MUNICIPAL GROSS RECEIPTS TAX. (KELLEY BRENNAN)**

**Public Hearing**

There was no one speaking to this request.

**The Public Hearing was closed**

Councilor Dominguez said, "This is basically a technicality so we can comply with the State's technical issues more than anything."

**MOTION:** Councilor Dominguez moved, seconded by Councilor Ives, to adopt Ordinance No. 2016-34 as presented.

**DISCUSSION:** Councilor Ives said he would join as a sponsor.

Councilor Rivera asked, "Jesse, you'll go through and clean up language on this or misspellings, because on page 1, line 16, reported has a 9 in it, at least in my packet."

Ms. Brennan said, "I think he will, Councilor, I had noticed that myself."

Councilor Harris said, "I know why we're doing this, and in the past I talked about the dates. So we are in compliance. I just want to confirm this is the last step we need to do. Now we submit, so we're well ahead of the curve in terms of getting the Municipal Gross Receipts Tax in place January 1, 2016. Correct."

Ms. Brennan said, "Yes, I hope so. This is the last step in passing the Ordinance. It has to be delivered, it has to be approved, it has to do a number of things, but we did need to get it to the State before September 30, 2016. So we do have time, although we need to do this 5 days after enactment."

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

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

**Against:** None.

**Explaining his vote:** Councilor Maestas said, "Yes, but I'd like to make a statement at the end."

Councilor Maestas said, "I just wanted to state, I know we've already litigated the choices that we made with regard to the framework. But I still take, even though it helped balance our budget, no joy in imposing a gross receipts tax because of the very regressive nature of them on working families, especially in the growing part of our City. So my hope is this is the last imposition of a gross receipts tax for many years. That's all I had, thank you."

***The Governing Body then returned to matters from the Afternoon Agenda***

## **18. MATTERS FROM THE CITY CLERK**

There were no matters from the City Clerk.

**19. COMMUNICATIONS FROM THE GOVERNING BODY**

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of July 27, 2016, is incorporated herewith to these minutes as Exhibit "11."

**Councilor Rivera**

Councilor Rivera said he would like to cosponsor Councilor Harris' Resolution.

**Councilor Ives**

Councilor Ives said he also would join as a cosponsor on Councilor Harris' Resolution.

Councilor Ives introduced the following:

1. A Resolution requesting that the Governing Body adopt a Water Efficiency Rating Score (WERS) target of 70 in the Santa Fe Residential Green Building Code, with the WERS number being verified by certified WERS professionals. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "12."
2. A Resolution calling on the New Mexico Office of the State Engineer to order measuring and metering of all groundwater wells within the City of Santa Fe and requesting an appropriation of funds from the Legislature. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "13."

Councilor Ives said he would invite everyone to hear the group sing with whom he toured Ireland, that will be performing at the Cathedral Basilica of St. Francis of Assisi at 8:00 p.m., this Saturday. He said there will be no charge, although good will donations are accepted. He said he has posters for interested parties.

**Councilor Villarreal**

Councilor Villarreal said she would cosponsor Councilor Ives' Resolution regarding the WERS rating, commenting she was supposed to be added as a cosponsor for Councilor Harris's Resolution and asked that she be added.



### **Councilor Dominguez**

Councilor Dominguez introduced the following:

1. A Resolution authorizing and approving submission of an application for project approval to the New Mexico State Board of Finance for allocation of qualified energy conservation bonds to be used in the expansion of an Energy Efficiency Loan Program administered by Homewise. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "14."
2. An Ordinance amending Subsection 9-3.4 SFCC 1987, to modify annual deposits into the Public Campaign Finance Fund. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "15."

Councilor Dominguez asked to be added as a cosponsor of Councilor Harris' Resolution.

Councilor Dominguez asked everyone not to forget to attend the Southside Farmer's Market next Tuesday.

### **Mayor Pro-Tem Lindell**

Councilor Lindell announced that on Tuesday, August 9, 2016, there will be a reception for Jim Obergefell, the lead Plaintiff in the U.S. Supreme Court case legalizing same sex marriage across this country. She said there will be a book signing for his book entitled *Love Wins*. She would love to have some of her fellow Councilors to attend, commenting she believes it will be a landmark evening. She said people wanting tickets can talk to her about the details.

### **Councilor Harris**

Councilor Harris introduced a Resolution calling on the New Mexico Legislature to reduce gun violence by enacting legislation requiring comprehensive background checks for firearm sales and strengthening the criminal background check system. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "16."

Councilor Harris said he appreciates the support for his Resolution. He said the Resolution he introduced is copied word for word from the Las Cruces City Council language, with the exception that at the end, they say City Council, and we substituted Governing Body. He said over the course of the next two months he hopes to talk to some of the people he will be getting to know and working with, and seeing if places like Ft. Sumner, for example, are willing to consider such a Resolution. He said he would propose, if they are agreeable, that they use the same language. He said this isn't plagiarism, but developing a consensus with similar language.

Councilor Harris said communication is always an issue, particularly when it comes to staff as it filters down to our various constituents. He will be following up with Mr. Snyder and Public works. He said there is a situation in the Villa Sonata Subdivision in District 4, 250 homes, developed by Cen-Tex 7-8 years ago, noting it has been built out for 3-4 years. He said he has looked at the engineering documents and met with the Villa Sonata HOA last night for its annual meeting, noting he has been in contact with some of the constituents. He said our street standards allow narrow streets. He said at a certain width, we can park only on one side of the street, and the documents say that. It is also clear that those signs never were put up. He said the Association approached John Romero, Traffic Engineer, about making the more narrow streets one-way.

Councilor Harris continued, saying he doesn't know the exact conversation, but he has met with Mr. Romero and Mr. Pino and they acknowledged the basic sequence, and realize that whole subdivision is essentially out of compliance in terms of delivering the 20 ft. width which is insisted on by the Fire Department. He said as he understands it, the Public Works Department started to install those signs throughout the subdivision, but there is no communication with the subdivision whatsoever. He said it has created a lot of heartache and heartburn for residents of Villa Sonata, because it impacts all streets in the subdivision. He said at the same time, stop signs were removed. He said, "So, it's a reminder to you, Mr. Snyder when working with your Department Directors, all the way down the line and a reminder to ourselves that if change is coming or change needs to be made, we need to sort it out a little bit before hand, give people proper notice. I will be working with Public Works as well as the Fire Marshal. I will get the full documents and see if something can be implemented to temper some of the impact. One of the things I heard, for instance, is there are No Parking signs in front of the park that is there. So people are asking where they park to go to the park."

Councilor Harris continued, "So it's things like that, and I just want to make people aware of the situation and the importance, continually, of maintaining contact with the people we represent."

### **Councilor Trujillo**

Councilor Trujillo asked to be added as a sponsor of Councilor Harris' Resolution.

Councilor Trujillo would like to send a shout-out to the youth from Olton, Texas and Denver City, Texas, who were at the Glorieta Baptist Center, who came to Santa Fe last Saturday and cleaned Franklin Miles Park. He said they did a great job, it's beautiful. He said he talked with them. He said although it is wonderful to see this, it also is sad that kids from another State came to Santa Fe and took the time to clean our park. He would like to see more of that with our locals.

Councilor Trujillo introduced the following:

1. A Resolution requesting the City Manager to direct staff to develop a plan the City can implement to improve the appearance of medians along City roadways. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "17."

2. A Resolution directing the City Manager to collaborate with the Police Department and Finance Department to develop a plan, including fiscal impact, for retaining Police Officers currently serving with the City of Santa Fe Police Department. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "18."

Councilor Trujillo noted that Albuquerque possibly is going to give a \$25,000 incentive to Police Officers, and he is afraid we may lose some of our Police Officers currently working for the City because of that. He doesn't know what we can do to stop it, because when they see that kind of incentive it's hard to say no. He hopes we can come up with a plan, because public safety is important to us.

Councilor Trujillo said he and his wife took his son, Hunter, to Las Cruces this weekend, and "Hunter is now registered and will be an Aggie." He said they are very happy about that.

Councilor Harris asked to be added as a cosponsor of Councilor Trujillo's Resolution concerning the medians.

#### **Councilor Maestas**

Councilor Maestas asked to be added as a cosponsor of Councilor Harris' Resolution.

Councilor Maestas asked for a brief update on the status of hiring a Deputy City Manager, noting Mr. Snyder sent out a scope of the position, asked if he has received comments and when it will be advertised.

Mr. Snyder said he sent out the draft job description a week ago, asking for comments by this evening. He has received some comments, and he is trying to incorporate those. He said shortly thereafter, he will get it advertised and do a national search.

Councilor Maestas said he would like to emphasize the need to formalize our constituent relations, commenting he believes it would benefit Mr. Snyder if we had a more established protocol for responding to inquiries that don't always come through the CRM. He said there was a subcommittee to look at that, but we didn't follow through on it, but he thinks that would be innovative, having a streamlined constituent relations process in the City where we appropriately use Mr. Snyder's time and that of his Deputy.

Councilor Maestas said, regarding the Gregory Lane Easement, he would compliment staff for revisiting that change to the easement, noting the neighbors are very pleased. He said, as you know, there is a delay in the final recording of the return of the Easement, and would like staff to follow through and make sure it gets done. He said the neighbors are concerned about the change of ownership in which the easement resides.

Councilor Maestas introduced a Resolution declaring the eligibility and intent of the City of Santa Fe to submit an application to the New Mexico Department of Transportation for Federal Fiscal Year 2018, Section 5210 Program Funds for Enhanced Mobility of Seniors and Individuals with Disabilities Program. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "19."

Councilor Maestas thanked the members of the Governing Body for endorsing his candidacy for the at-large board position for the NMML. He said he also would like to be the delegate for the City, and hopes some of his colleagues can join him in Hobbs for the NMML Conference which starts August 30, 2016, ending with a breakfast on Friday.

**I. ADJOURN**

There was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 9:30 p.m.

**Approved by:**

  
Mayor Javier M. Gonzales

**ATTESTED TO:**

  
Yolanda Y. Vigil, City Clerk

**Respectfully submitted:**

  
Melessia Helberg, Council Stenographer

**ITEM #10-k**

**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, JULY 25, 2016**

**ITEM 12**

REQUEST FOR APPROVAL OF A LEASE AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE AND THE FOOD DEPOT, INC. FOR A CERTAIN PARCEL OF LAND KNOWN AS "LEASE PARCEL B" AND CONSISTING OF 1.629 ACRES OF LAND LOCATED AT 1222-A SILER ROAD, SANTA FE, NEW MEXICO LYING AND BEING SITUATE WITHIN A PORTION OF TRACT 2 AS SHOWN ON A "PLAT OF SURVEY" FOR THE CITY OF SANTA FE "CITY YARDS", PREPARED BY RICHARD E. SMITH, PS NO. 5837 IN FEBRUARY 1984 AND HAVING HIS PROJECT NO. 2411, RECORDED IN THE RECORDS OF SANTA FE COUNTY, NEW MEXICO AS DOCUMENT NO. 553116 ON OCTOBER 16, 1984 IN PLAT BOOK 146, PAGE 007 (MATTHEW O'REILLY)

**PUBLIC WORKS COMMITTEE ACTION:** Approved

**FUNDING SOURCE:**

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

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON IVES			
COUNCILOR MAESTAS	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	Excused		
COUNCILOR VILLARREAL	X		

*Exhibit "1"*

**ITEM #10-1**

**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, JULY 25, 2016**

**ITEM 13**

REQUEST FOR APPROVAL OF A TRANSFER AND LEASE AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE AND KITCHEN ANGELS, INC. FOR A CERTAIN PARCEL OF LAND KNOWN AS "LEASE PARCEL A" CONSISTING OF 2.125 ACRES OF LAND LOCATED AT 1222 SILER ROAD, SANTA FE, NEW MEXICO LYING AND BEING SITUATE WITHIN A PORTION OF TRACT 2 AS SHOWN ON A "PLAT OF SURVEY" FOR THE CITY OF SANTA FE "CITY YARDS", PREPARED BY RICHARD E. SMITH, PS NO. 5837 IN FEBRUARY 1984 AND HAVING HIS PROJECT NO. 2411, RECORDED IN THE RECORDS OF SANTA FE COUNTY, NEW MEXICO AS DOCUMENT NO. 553116 ON OCTOBER 16, 1984 IN PLAT BOOK 146, PAGE 007, ALONG WITH EXISTING BUILDING KNOWN AS THE COLL-GREEN ANGEL DEPOT BUILDING AND ALL EXISTING SITE IMPROVEMENTS APPURTENANT THERETO (MATTHEW O'REILLY)

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

**FUNDING SOURCE:**

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

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON IVES			
COUNCILOR MAESTAS	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	Excused		
COUNCILOR VILLARREAL	X		

*Exhibit "2"*

**ITEM #12**

**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, JULY 25, 2016**

**ITEM 15**

REQUEST FOR APPROVAL OF A RESOLUTION ENCOURAGING CONGRESS TO CREATE A RELIABLE, PREDICTABLE STREAM OF RESOURCES TO ADDRESS DEFERRED MAINTENANCE NEEDS IN AMERICA'S NATIONAL PARK SYSTEM (COUNCILOR LINDELL) (JESSE GUILLEN)

**PUBLIC WORKS COMMITTEE ACTION:** Forward to Council with No Recommendation

**FUNDING SOURCE:**

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

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON IVES			
COUNCILOR MAESTAS	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	Excused		
COUNCILOR VILLARREAL	X		

*Exhibit "3"*

**CITY OF SANTA FE, NEW MEXICO**  
**PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2016-\_\_**  
**Support for National Park System**

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

**I propose the following amendment(s) to Resolution No. 2016-\_\_:**

1. On page 1 after line 23 *insert* the following new paragraphs:  
     "WHEREAS, New Mexico is home to 15 national park units, including Carlsbad Caverns National Park, Valles Caldera National preserve, as well as monuments like Petroglyph and White Sands; and  
     WHEREAS, Santa Fe is a gateway community to both Pecos National Historical Park and Bandelier National Monument; and"
2. On page 2, line 3 after "visitors" *insert* "with 1.7 million of them enjoying national parks in New Mexico"
3. On page 2, after line 3 *insert* the following new paragraphs:  
     "WHEREAS, a recent report has shown that for every \$1 we invest in our national parks, there is a \$10 economic benefit to the local community; and  
     WHEREAS, national parks support over 275,000 direct and secondary jobs nationwide; and"
4. On page 2, line 5 *delete* "\$16.9 billion" and *insert* in lieu thereof "\$97.5 million in New Mexico"
5. On page 2, line 5 *delete* "and in the states"
6. On page 2, line 11 after "\$12 billion," *insert* "over \$113 million of which is needed in New Mexico"
7. On page 2, after line 12 *insert* the following new paragraphs:  
     "WHEREAS, needed repairs in New Mexico include out-of-service elevators at Carlsbad Caverns, an outdated electrical system at Bandelier, deferred trail maintenance at Petroglyph National Monument and at the Pecos National Historic Park as well as other maintenance at Chaco Canyon, El Malpais, Gila Cliff Dwellings, Old Santa Fe Trail Building National Historic Site, Manhattan Project National Historical Park, Valles Caldera and White Sands; and"

Respectfully submitted,

\_\_\_\_\_  
 Signe I. Lindell, Councilor

ADOPTED: \_\_\_\_\_  
 NOT ADOPTED: \_\_\_\_\_  
 DATE: \_\_\_\_\_

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

*Exhibit "4"*





Keyword Search



Advanced Search

## Residents

- Americans with Disabilities Compliance
- Community Services
- Fire

ITEM # H-2

CITY CLERK

Notices of Public Hearing

SHARE

PRINT PAGE

Weekly Meeting List  
 2016 Meeting Calendar  
 City Council Packets  
 City Elections  
 Notices of Public Hearing  
 City Committees  
 Minutes, Bills, Ordinances and Resolutions  
 Contact City Clerk  
 District Maps  
 Gift Reporting  
 Ethics and Campaign Review Board  
 Santa Fe City Code  
 Santa Fe Municipal Charter  
 Santa Fe Uniform Traffic Ordinance  
 Graphics  
 Mail & Duplicating  
 Records & Microfilm  
 Independent Citizens' Redistricting Commission

Home » City Clerk » Notices of Public Hearing

PUBLIC HEARINGS ARE HELD AT 7:00 P.M.  
 DURING REGULAR MEETINGS OF THE GOVERNING BODY  
 (Unless Otherwise Noted)

August 10, 2016

- Request from Falcon Ventures, Inc. for the following:
  - Winegrower License with On-Premise Consumption and Package Sales to be Located at Falcon Meadery, 1572 Center Drive, Suite E, Santa Fe;
  - Wine Wholesaler License to be Located at Falcon Meadery, 1572 Center Drive, Suite E, Santa Fe; and
  - Winegrower Off-Site License with On-Premise Consumption and Package Sales to be Located at The Hive Market, 101 W. Marcy Street, Suite 5.
- Request from Ujas Havasu, LLC for a Transfer of Ownership of Liquor License #2588 from Karson Beverage Service, LLC to Ujas Havasu, LLC. This license will remain at the Doubletree by Hilton-Santa Fe, 4048 Cerrillo Road, Santa Fe.

July 27, 2016

- Request from 4250 Group, LLC for a Transfer of Ownership and Location of Inter-Local Dispenser Liquor License #0382, with On-Premise Consumption Only, from Judith Cruz, dba Little Creek Saloon, 19680 NM 314, Belen, New Mexico, to 4250 Group, LLC, dba Flying Tortilla, 4250 Cerrillos Road, #D, Santa Fe.

July 13, 2016

- Request from Waxlander Gallery for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Alcoholic Beverages at Waxlander Gallery, 622 Canyon Road, Which is Within 300 Feet of the Santa Fe Monthly Meeting of Friends (Quaker House), 630 Canyon Road. The Request is for the Following Artist Receptions with Alcohol Service from 5:00 p.m. to 8:00 p.m.:
  - July 22, 2016 – Higginbotham One Man Show
  - August 5, 2016 – Nelson One Man Show
  - August 19, 2016 – King One Man Show
- Request from New Mexico PBS for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Beer and Wine at El Museo Cultural, 555

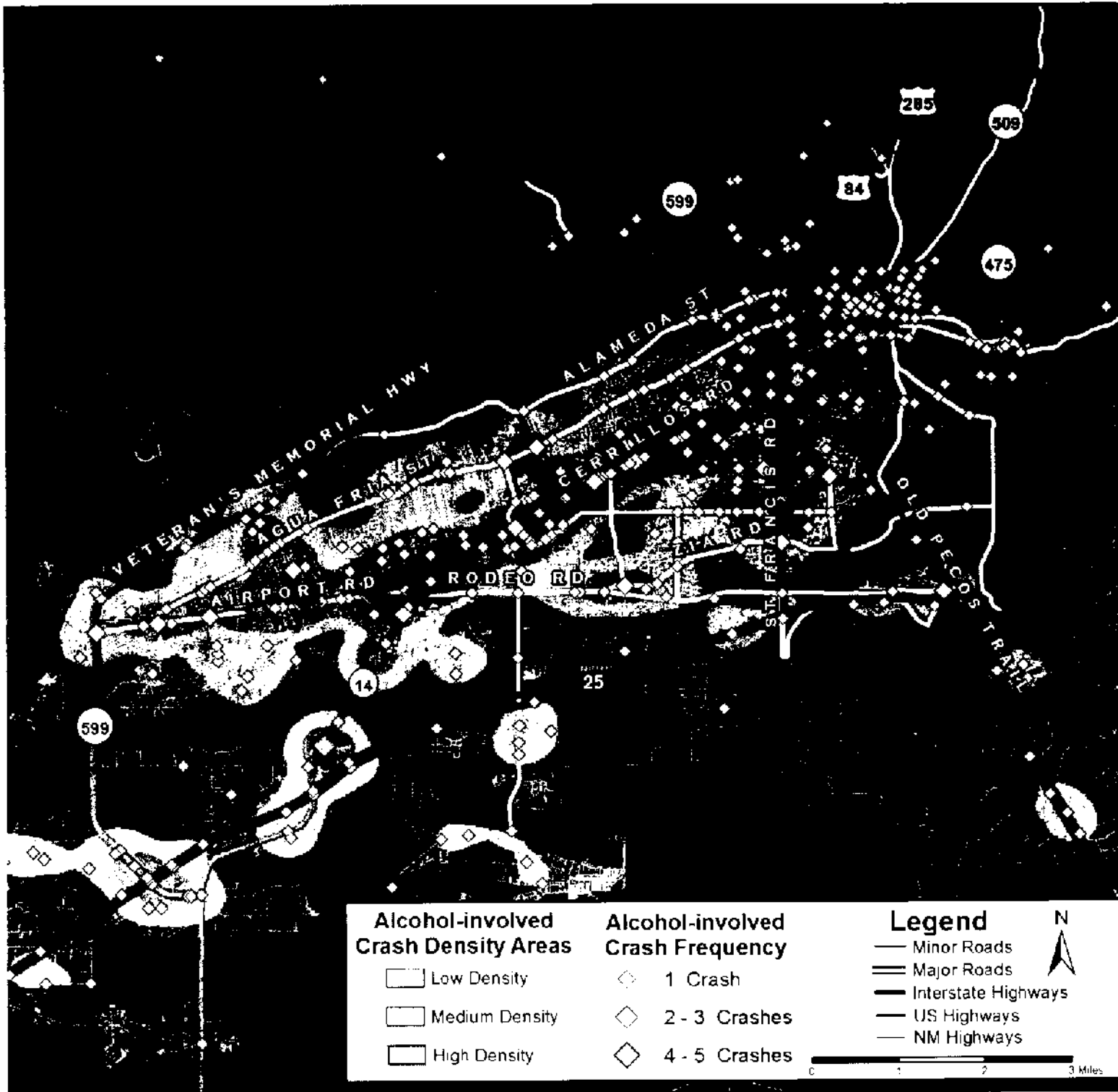
## QUICK LINKS

ARCHIVE CENTER  
 (Official City Documents)  
 Santa Fe Economic Development

VIEW ALL QUICK LINKS »

Exhibit "5"

# Density Map of Alcohol-involved Crashes in Santa Fe, 2010 - 2014



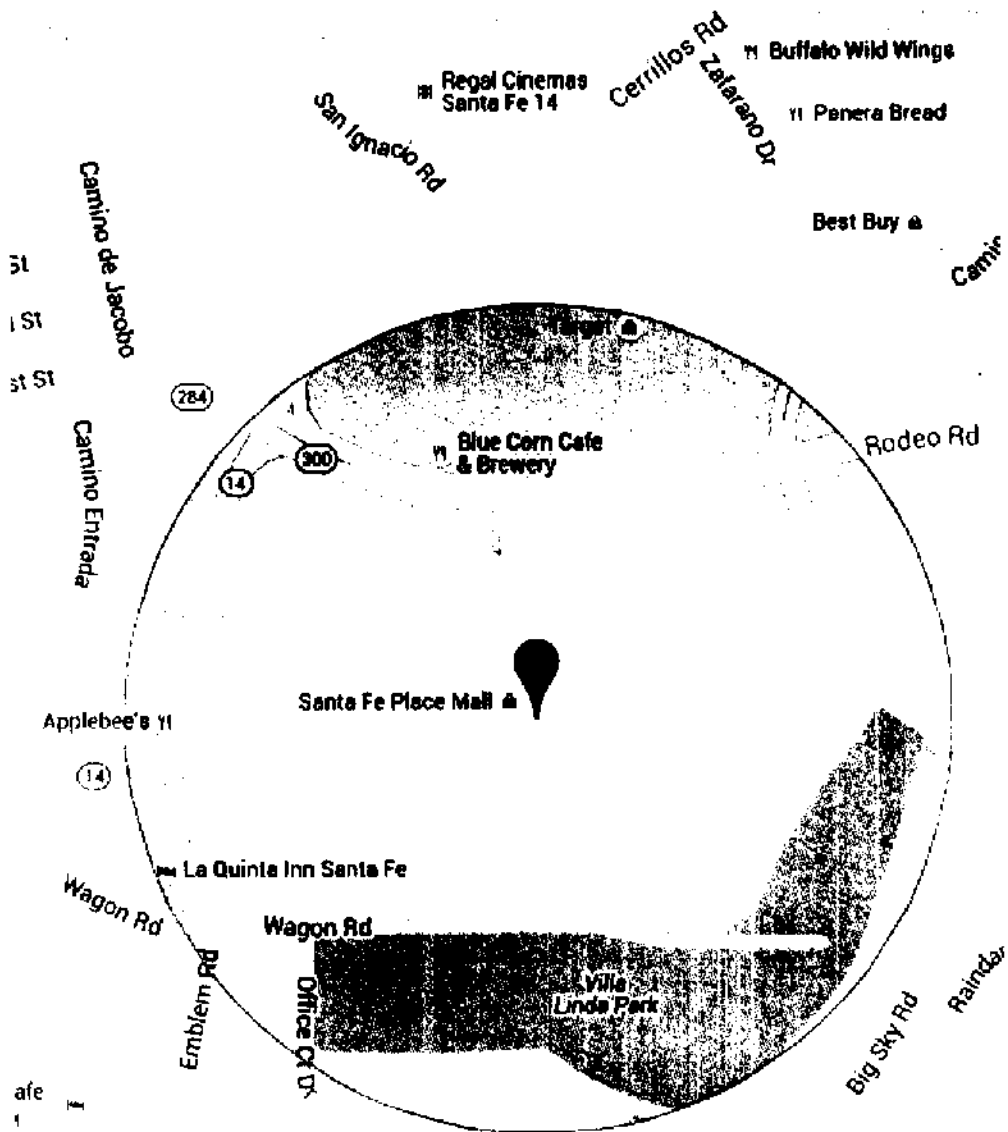
Prepared for the New Mexico Department of Transportation,  
Traffic Safety Division, Traffic Records Bureau. Under Contract CO5801 by the  
University of New Mexico. Geospatial and Population Studies, Traffic Research Unit (TRU)

<http://tru.unm.edu> July 2016 [tru@unm.edu](mailto:tru@unm.edu)

Distributed in compliance with New Mexico Statute 66-7-214  
as a reference source regarding New Mexico traffic crashes.



Flying Tortilla  
4250 Cerrillos Road



For the time period July 1 2014 thru June 30 2016 there were a total of 2,621 calls for service (479 pages of call logs from dispatch) for the location of 4250 Cerrillos Road. Within the ¼ mile radius of the Flying Tortilla are the following restaurant businesses - Applebee's (117 calls), Pizza Hut, Red Lobster (61 calls), Blue Corn Café & Brewery (417 Calls), and New York Deli. There are also three (3) hotels - Baymont Inn & Suites, LaQuinta Inn & Suites and DoubleTree by Hilton. Additionally, there are numerous retail shops - Target (664 calls for service), Dillards, World Market, Sears, JC Penney's, and Pier 1, just to name a few. Additionally, just outside the ¼ mile, however well within ½ mile of the location is a Kelly Package Liquor Store at the corner of Wagon Road and Cerrillos Road

The following are the grand totals for the different types of calls for the location. *It must be noted that these calls are not specific to the Flying Tortilla* - they are specific to the address of 4250 Cerrillos Road may be to *any of the businesses* at that location, or may not be specifically associated with those businesses at all, especially in cases such as Traffic Crashes and Traffic Stops as these may be on Cerrillos Road and this address is the closest location of the incident.

2	Robbery	17	Fight
17	Assault-Aggravated	1	Credit Card infraction
10	Assault-Simple	12	Wanted Person
1	Burglary	7	Missing Person
12	Burglary-Auto	90	Suspicious Person
132	Larceny	64	Suspicious Vehicle
80	Larceny-Shoplifting	63	Agency Assist- Ambulance
6	Motor Vehicle Theft	48	Agency Assist-Start Call
2	Battery Aggravated	3	Alarm-Check
8	Battery-Simple	95	Alarm-Business
1	Forgery/Counterfeiting	1	Alarm-Residential
2	Fraud	21	Special Assignment
4	Embezzlement	3	Unlawful use of telephone
6	Property Damage-Criminal	2	<b>Traffic-Abandoned Vehicle</b>
3	Property Damage-Vehicle	14	Parking-Illegally Parked
6	Weapons/Explosives Infraction	923	Close Patrol
3	Fireworks	7	Open/broken doors/windows
2	Sexual Offense-Minor (Exposure)	2	Personal
25	Controlled Substance Violation	20	Warrant Service
24	Domestic Disturbance	4	TRO Violation
3	<b>Traffic-DUI</b>	12	Working on Reports
162	Disorderly Conduct	9	Assist other department

1	Vehicle maintenance	37	911 Hang-up
1	Student Training	1	Probation & Parole Violation
61	Follow-up investigation	1	Graffiti
1	Meal break	1	Recovered Stolen Vehicle
3	Agency Assist-Fire	1	Child Abuse
34	<i>Traffic-Reckless driver</i>	15	Documented Information
56	Busy	14	Assistance w/juvenile
1	Burglary-Attempted	1	TRO Violation
6	Liquor Law Violation	2	Assist w/Neighbor dispute
7	Civil Standby	1	ATL Motor Vehicle
11	Intoxicated Person	31	Criminal Trespass
8	Harassment	16	Located missing person
2	Vehicle Impound	1	Animal complaint-Assistance
3	<i>Traffic Crash-Injury</i>	3	Animal Complaint-Dead
8	<i>Traffic Crash-Hit &amp; Run</i>	2	Animal Complaint-Dog bite
8	<i>Traffic Crash-Property Damage</i>	3	Animal Complaint-Stray
57	Crash-Private Property	1	Animal Complaint-Injured/sick
160	<i>Traffic-Stop</i>	7	Animal Complaint-RAL
8	Lost or found	3	Civil Service
2	Escort	1	Private Property Impound/Tow
5	<i>Traffic-Stalled Vehicle</i>	4	Animal Complaint-Welfare Ck
6	Information	3	Animal Complaint-Wildlife
56	Welfare Check	2	Animal Complaint-Restraint
1	Assault in Progress	16	Animal Complaint-Left in car
19	Larceny in Progress		

SFFD EMS Responses by Address as of 7/11/2016			
	June 1-Dec31, 2014	2015	2016 YTD
1862 Cerrillos Road (all apartments)	6	3	2
2000 Hopewell (all apartments)	4	7	3
2001 Hopewell (all apartments)	19	47	33
4250 Cerrillos Road (all suites)	61	85	60
4450 Rodeo Road	1	5	3
4246 Cerrillos Road	3	3	2
4056 Cerrillos Road (all suites)	2	2	0



**Request to Transfer Inter-Local Liquor License: Flying Tortilla  
Evidence of Potential Impact on Public Health, Safety or Morals  
Key Points for Public Hearing: July 27, 2016**

**1. Public Health Conditions: EMS Calls**

- This address had a total of 146 EMS responses for 2014-2015; Year to date there have been 60 EMS responses, almost double the rate of prior years
- Over the past four years, this address has been **among the top 10 of the most frequently responded to address by EMS** for the past three years. This specific address accounts for approx. 1 out of every 200 EMS responses.

**2. Public Safety Conditions: SFPD Calls for Service**

- In the past two years (July 2014-June 2016), there have been **2,621 calls for service** from this specific address which covers all of Santa Fe Place.
- Within a ¼ radius of Flying Tortilla, nearby restaurant businesses with liquor licenses had the following number of calls:
  - Applebees – 117 calls
  - Red Lobster – 61 calls
  - Blue Corn Café and Brewery – 417 calls
- According to SFPD, there were about 250,000 police calls over this two year period so that this specific address accounts for 1 out of every 100 police calls (1%).
- Calls include 162 disorderly conduct, 17 fights, 11 intoxicated persons, 25 controlled substance violations, 24 domestic disturbance, and 6 liquor law violations

**3. Traffic Safety Conditions: NM Department of Transportation**

According to a map prepared by the NM Department of Transportation, over the most recent 5 year period for which data is available (2010 – 2014), this location was identified as being in a **High Density area for Alcohol-Involved Crashes**

**4. Location: Proximity to sensitive locations, such as transitional housing, social service agencies, schools, etc.**

No specific concerns

**5. Location: Proximity to 4 other establishments that sell liquor**

There are 4 establishments with liquor licenses who sell liquor near the proposed location:

Applebees  
Red Lobster  
Blue Corn Café and Brewery  
PC's Restaurant and Lounge

For more information, contact Shelley Mann-Lev, Director, Santa Fe Prevention Alliance  
505-470-9072; [smann@sfps.k12.nm.us](mailto:smann@sfps.k12.nm.us)

July 27, 2016

[www.SantaFePreventionAlliance.com](http://www.SantaFePreventionAlliance.com)

*Exhibit "6"*

**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, JULY 25, 2016**

**ITEM #H-5**

**ITEM 16**

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)

**PUBLIC WORKS COMMITTEE ACTION:** Approved both Ordinance and Resolution with amendments however more specifics needed on amendment from Councilor Lindell

**FUNDING SOURCE:**

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

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON IVES			
COUNCILOR MAESTAS	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	Excused		
COUNCILOR VILLARREAL	X		

*Exhibit "7"*



**CITY OF SANTA FE, NEW MEXICO**  
**PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2016-\_\_**  
**Vehicle Vendors on Canyon Road (Substitute)**

---

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

**I propose the following amendment(s) to Resolution No. 2016-\_\_:**

1. On page 3, lines 6-8 *delete* the Subsection in its entirety and *insert* in lieu thereof:  
"Licensed mobile vehicle vendors shall pay an annual "Supplemental Periphery Fee" of \$150 in addition to the vehicle vendor license fee to vend in any of the authorized locations within the Plaza Periphery Area or the Canyon Road Periphery Area."

Respectfully submitted,

\_\_\_\_\_  
Signe I. Lindell, Councilor

ADOPTED: \_\_\_\_\_  
NOT ADOPTED: \_\_\_\_\_  
DATE: \_\_\_\_\_

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

# **PETITION**

## **Regarding Bill and Resolution: 2016-22 Canyon Road Periphery Area Vehicle Vendor Restrictions**

27 July 2016

To the Mayor and City Council, Santa Fe, New Mexico –

I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

Paper petition signatures: 318  
Online petition signatures: 205


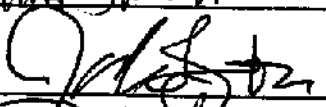
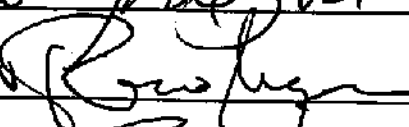


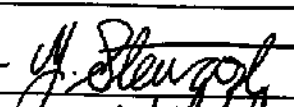
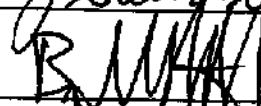
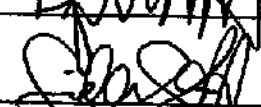
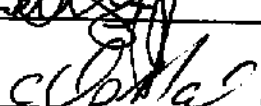
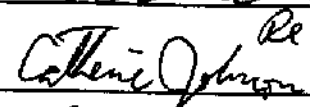
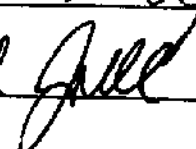
---

**TOTAL SIGNATURES: 523**

*Exhibit "9"*


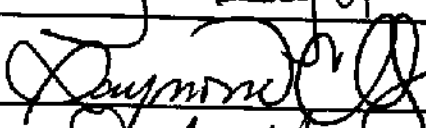
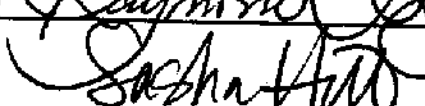
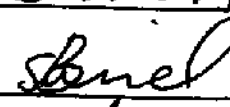
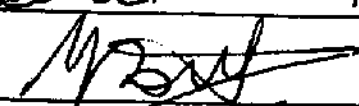

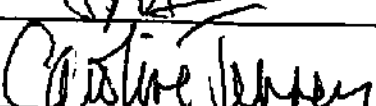


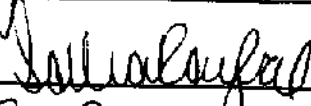

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
AREN TRAMER		22 Cummins Rd, 87508	7/9/16
JAKE BENTON		1433 Hickox 87505	7/20/16
RENO MYERSON		1542 CERRO GORDO Rd 87501	7/20/16
NORCA POIR		1505 Agua Fria 87505	
Shane Pinto		Apt 29 29. CASA Arroyo	23/7/2016
Zienna Stewart		416 Salazar Place, SF	7/23/16
Bryan Steiff		100 La Placita 87505	7/23/16
Sidera Steiff		"	"
Catherine DeMaria		110 N. Main St Magdalena NM 87825	
Catherine Johnson		REASONS we come to S.F. 211 Dry Creek Ct, Livermore, CA 94551	7/23/16
Jeremiah Kidel		28 Hidden Valley Rd, SE NM 87505	7/23/16

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
DYANNA TAYLOR		SFE 87508 16 OLD DOG RUN	7/1
RAYMOND DAVIS		2379 CAMINO CAPITAN #C Santa Fe 87505	7.1
SASHA HILL		2218 MIGUEL CHAVEZ RD #415 SANTA FE NM 87505	7.1.16
Sage Bird		1801 Espinaci Lane SE NM 87505	
Heino Buntin			
John Hayes		Box 103 Corralitos NM 87010	7/7/16
Cristine Penney		15 MINOR ST. SF 87508	
Maria B. Velez		3111 Wellesley LN 87506	
Julio Vasquez		2350 Camino Meliton SF, NM 87504	
Sabora Roubel		39 Apache Ridge RD.	7/9/16
Susan Shankin		612 Santa Clara	7/9/16

# I Support Axle Contemporary




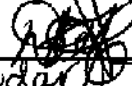
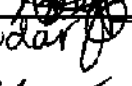





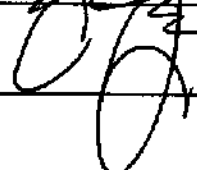
To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
SUSAN York	<i>Susan York</i>	1215 Lupa St	6.4.16
TERRI ROLLAND	<i>Terri Rolland</i>	1726 C. de La Vuelta SF	
Tim Nagy	<i>Tim Nagy</i>	100 Cordova Pl.	6/4/16
Aimee Gwynne Franklyn	<i>Aimee Gwynne Franklyn</i>	1000 CORDOVA PL. NO 93 SF, NM 87505	6/4/16
Chris Collins	<i>Chris Collins</i>	1114 Hickox St. 87505	6/9/16
Kade Twist	<i>Kade Twist</i>	2205 Vela St. 87505	6/4/16
Meredith Smith	<i>Meredith Smith</i>	1017 Flova Dr Santa Fe 87505	6/4/16
JENNIFER JOSEPH	<i>Jennifer Joseph</i>	104 SICO MORO STREET SFE NM 87501	6.4.16
MAURE SUMNER	<i>Maure Sumner</i>	27A CANALLOS TRL SF 87108	6-4-16
MICHAEL SUMNER	<i>Michael Sumner</i>	1012 MARQUEZ PL 309B SF NM 87501	6.4
MELODY SUMNER	<i>Melody Sumner</i>	1012 MARQUEZ PL 309B SF NM 87501	6/4

0101-01

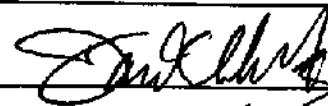
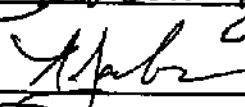
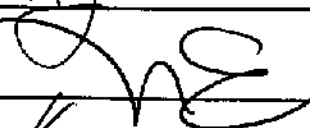
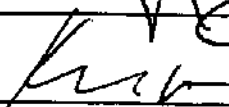
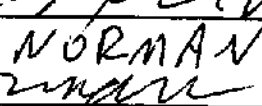
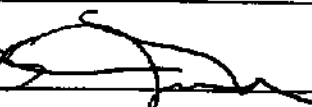
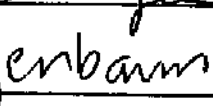
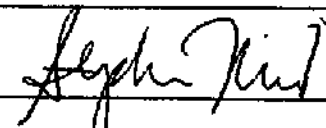
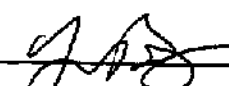

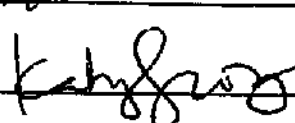
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Brad Hart		6476 PASEO DEL SOL	6/16/16
Paul Allen		4261 Entero St	6/16/16
Gabriella Marky		228 CR 84 Santa Fe 87506	6/16/16
Dawn Hoffman		4300 Cloud Dence <sup>SF, NM</sup> 87507	6/16/16
Melanie Boudar		2831 Plaza Amarilla 87507	6/16/16
Ann Rizzo		718 Beech St, 87505	6/16
Frank Rogers		167 Sparrow Hawk Trl 87508	
Marissa SUTIN		125A Mesa Vista SF, 87501	6/16/16
Cheri O'Brien		2210 Miguel Chavez #305 87505	6/16
Justin Crowe		1619 Agua Fria. 87505	
Caitlin Jenkins		369 Montezuma Ave #602 SF	6/16

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
David Eichholtz		1570 Pacheco St.	6-9-2016
NED JACOBS		1547 S. St. Francis Dr.	6.15.2016
Nina Elder		1316 Morelia St. SF NM 87505	6/15/16
Kate Rivers		2354 Santa Barbara	6-15-16
Michael Norman		Eldorado	6-15-16
JULIE MOSS		1704 Glenwood B#136	6/16/16
Cliff Feigenbaum		PO Box 67 SF	87504
Alphonse Niel			87506
Lucille Bongo		1106 Canyon Rd	87501
Bess Muehly		1904 Hopi Rd	87505
KATY GROSS		207 Anita Place	87505

# I Support Axle Contemporary

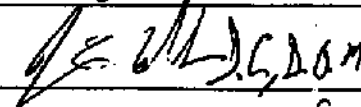
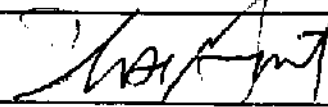
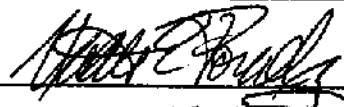
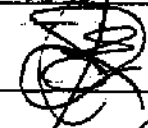
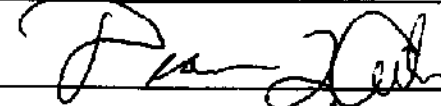
To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
ROBERT MANK	<i>[Signature]</i>	6 PLACITA CORPUS S.F. 87505	6/7/16
AUSON KEOGH	<i>[Signature]</i>	6 PLACITA LORAIN SF 87505	6.7.16
DEB AUTEN	<i>[Signature]</i>	840 ALTO ST SF 87501	
Loie Fecteau	<i>[Signature]</i>	2742 Calle De Oriente Santa Fe 87507	
Niami Moss	<i>[Signature]</i>	369 NINTERUNA #464 SANTA FE, NM 87505	
Frank B. Hyde	<i>[Signature]</i>	104 PERLO Nopal SEM. 87507	
Terran Kipp	<i>[Signature]</i>	83 Avon Nu Po Rd Box 25 Santa Fe, NM 87508	
Samantha Trau	<i>[Signature]</i>	83 Avon Nu Po Rd BX 218 Santa Fe, NM 87508	
Ginger Dunnill	<i>[Signature]</i>	P.O. Box 325 Glorieta, NM 87535	
SARA Jo Fischer	<i>[Signature]</i>	700 COLORADO BLVD #246 Denver 80206	
Michael Borg	<i>[Signature]</i>	925 A Shoolby St. Santa Fe 87505	



# I Support Axle Contemporary


To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Jamelbb		120 Spruce St SF, NM 87501	6/6/16
Mary Lawler	Mary Lawler	201-C Williams Santa Fe NM 87501	6/7/16
John Voorhes	John Voorhes	2000 Concho Dr	6/7/16
se Gent		621 Alameda St.	6/8/16
Yvette Powell		PO Box 4206 SF, NM 87502	6/8/16
Eduardo Krasibucko		SF, NM 87508	6-10-16
Laura Montoya	Laura A Montoya	SF NM 87507	6/17/16
Beth Shumway	Beth Shumway	211 Lorena Ln SF 87501	6/17/16
Ellen Leffowitz	ELLEN LEFFOWITZ	SF NM 87505 217 E. Berceis	6/17/16
Diana Culver		PO Box 661 SF, NM 87502	6/19/16
Marylee McInnes	Marylee McInnes	2397 Camino Capital SF, NM 87507	6/24/16

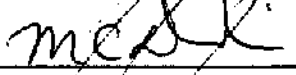
# I Support Axle Contemporary


To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.


name	signature	address	date
------	-----------	---------	------

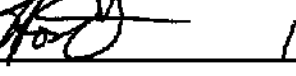
Stefan Prosky		5 Thorpe Way Santa Fe, NM	6/24/2016
---------------	--	------------------------------	-----------

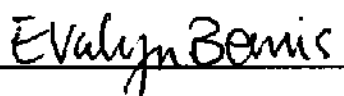
dee brown		tesuque, nm	6/24/2016
-----------	---	-------------	-----------

MC Domandi		mcdomandi@gmail	6-25-16
------------	---	-----------------	---------

Roberto Capocchi		6211 Valande ST	6-25-16
------------------	---	-----------------	---------

Jennifer Long		1113 Siring Ct 87507	7/1/16
---------------	---	----------------------	--------

Tim Host		1113 Siring Court 87507	7/1/16
----------	---	-------------------------	--------

Evalyn Bemis		21 Leaping Powder 87508	7/1/16
--------------	---	-------------------------	--------

Joan Zaluski		333 City Rd 69 OS, NM 87521	
--------------	---	--------------------------------	--

CAROL ROSE BROWN		3600 CENTRAL RD #105 SANTA FE NM 87505	
------------------	--	---	--

HOWARD SCHWARTZ		3600 CENTRAL RD SANTA FE NM 87505	
-----------------	--	--------------------------------------	--

Johanna N. Parker		1967 Otowi 87505	
-------------------	--	------------------	--

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Eve Picher	Eve Picher	1807 2nd Street #58 Santa Fe
John Addison	[Signature]	558 Canyon Rd, SE NM 87501
Celeste Stokes	Celeste Stokes	951 Calle Mejia #619 SE NM 87501
Salimra Allen	S. Allen	155 C Calle Ojo Fely, SE NM
Carl Schuyler Jr	[Signature]	1503 Luisa C. Main St. NM 87505
JAMES HART	[Signature]	1957 Santa L De Fon St
EUGENE KERNMAN	[Signature]	Parkman Park NM 87560
Dianne Stromborg	[Signature]	1427 Aqua Fria 87501
Guy Cross	[Signature]	44 Bishop Lamy Rd Long 87540
Jam Fort	[Signature]	149 Mesa Verde St, 87501
Peggy Giltraw	Peggy Giltraw	216 Alta Vista 87505



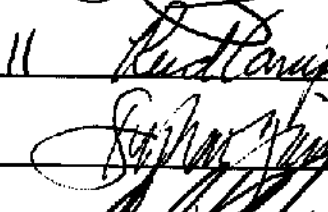
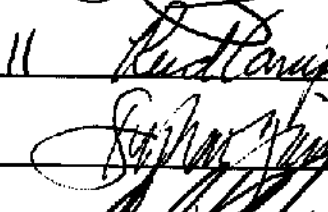
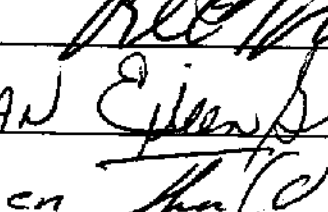
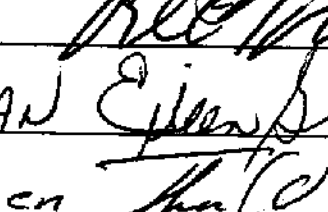
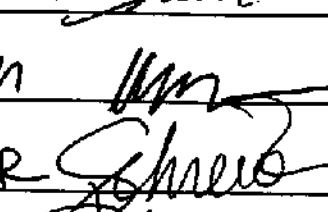
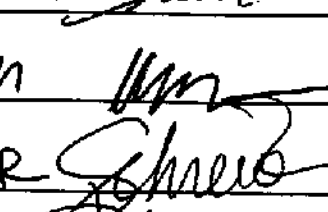
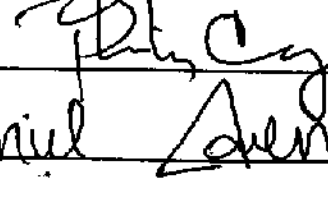
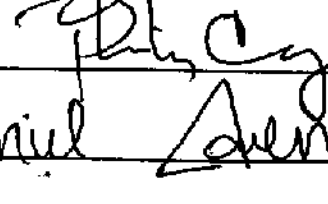
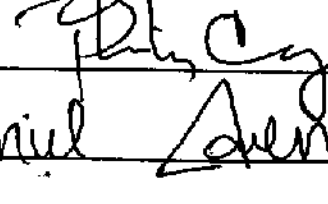
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Mag Benett	[Signature]	41 Cloudstone Dr.
Annette Greenfield	[Signature]	102 Camino Santander
Stacey Neff	[Signature]	230 Spur Ranch Rd.
Steve Nelson	[Signature]	" " "
Bob Richardson	[Signature]	P.O. Box 775 SF. NM 87504
Anton Young	[Signature]	96 Bold Las Vegas SF NM 87505
Zoe Shapiro	[Signature]	" " "
Jules Jaern	[Signature]	1530 Tjos St. SF.
Bill Kurtz	[Signature]	2728 Agua Fria SF
Nina MaStange	[Signature]	609 Calle de Leon
Ross A. Louin	[Signature]	104 CA 12

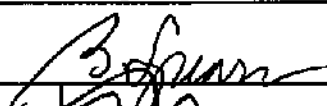

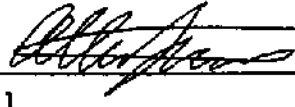


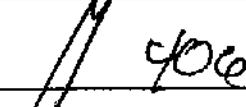
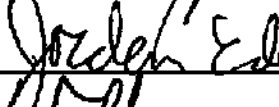

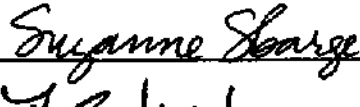

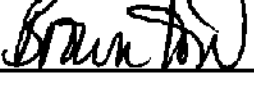
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
JILL BATTSON		911 LORANZO ST 87501
Elizabeth Dunkam		901 Nicole Pl 87505
Reed Campbell		1011 Paseo De Peralta 87501
Stephanie Ginnias		513 Calle Lucero 87505
DANIEL HAN		533 1/2 AGUA FRIA
Eileen GORMAN		3 Fireheart Pl
Tom O'Brien		3 Fireheart Pl
Michael Yrnanv		1000 W. Road
Boë Schreiber		8080 E. Ocotillo Dr.
Paulo Camp		1897 Conejo Dr.
Julia Chase-Daniel		111 Key Rd 87508

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Beverley Spears		1892 Coneja Dr. SF
Hannah Krumm		617 Camino Santa Ana
Althea Fleming		221 Old Arroyo Chamiso SF
Catharine Hull		11 11 Same
Thom Holzer		1616 Velarde Rd S.F. 87505
Seth Freeman		406 Linda Vista Rd
Jordan Eddy		129 Kearney Rd.
Kyle Farrell		129 Kearney Rd.
Suzanne Sharge		229 Riverside Dr. SW, ABQ 87105
Siou Walsh		992 Avenida de las Campanas, S.F. 87507
Maring Brantley		992 Ave. de las Campanas S.F. 87507

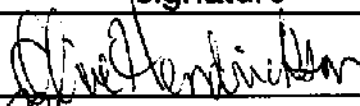



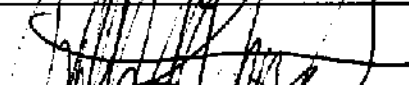

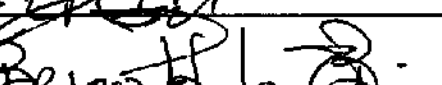
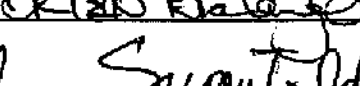

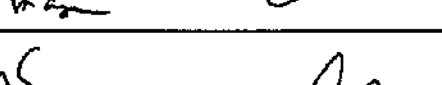
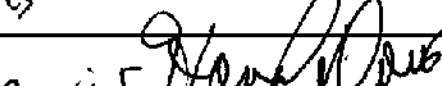
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Jill Chloven	Jill Chloven	45 Crazy Rabbit Dr 87508
DON MILLER	Don Miller	45 Heartstone Dr. 87506
Elizabeth Purdy	Elizabeth Purdy	318 Camino Arroyo
Rachel Kelly	Rachel Kelly	818 Camino Arroyo
Cheryl	Cheryl	1314 CH CORRALES -01
Tony O'Brien	Tony O'Brien	36 Camino Arroyo
BEVIN MCPARTON	Bevin McParton	268 BTAAB ST
Kyni Johnson	Kyni Johnson	41 Balsa Rd.
Cindy Spahr	Cindy Spahr	1314 CAM CORRALES SANTA FE, NM
Rachel Kelly	Rachel Kelly	379 Hillsdale
Bum McParton	Bum McParton	ROOFING
Nate Masse	Nate Masse	220 Sena St. SF 87505

# I Support Axle Contemporary






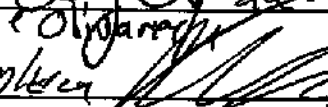
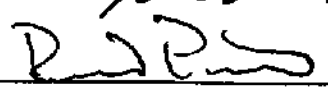

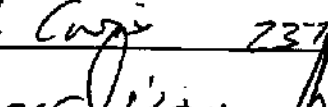
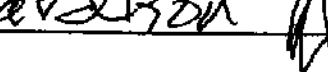
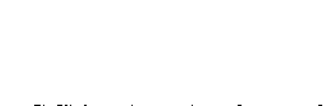
To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Olive Hendrickson		141 Villa Alegre St Santa Fe NM 87501
Christie Miller Espinoza		247 Rosita Ave NE
Joan Stango		1830 Tewa Rd Santa Fe NM 87505
Susan McLean		129 Kearny Rd Santa Fe, NM 87501
Dorothy Osgood		302 Don Fernando Rd Santa Fe, NM 87505
<del>Tom Osgood</del>	<del></del>	
Petra Laris		860 Carlos Mariscal SE NM 87505
Susan Todd		1000 Mountain Rd 87505
Elissa Herman		514 E Selma
Janet Abrams		312 Santa Fe #A NM 87505
Howard Davis		3101 Old Pecos Trail #645



# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Elizabeth Jacobson		1670 Canyon Rd	6/4
DUANE MONKZEWSKI		533 ALTO ST	6-4
P.L. Tobin		810 Baca St.	6-4
ESTEBAN TRUJILLO		133 West Houghton	6-4
John S. Gordon		1130 S. Luna Cir.	6/4
Ginger Griego		504 Adolfo St.	6/4
Dorise Photoplen		1601 Don Gaspar Ave	6/4
DAVID ARIST		1 JOVA CT (37506)	6/4
Bill HINSVARK		27742 W FRONTAGE RD 87507	6/4
Lisa de St. Cuzi		2377 Brother Alphon Wm ST 87501	
Cember Havelison		PO Box 2897 SFNM 87508	

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
TAYLOR : DALE		1713 Callejon Zenaida	6/4/
Jenny Hock		115 Canyon Road	6/4
Roy Sabow		4905 C Lugo Ln NE Albuquerque	6/4
David Doty		2751 Via Calles del Sur	6/4
Marina LaPalma		2751 Via Calles del Sur	6/4
NATASHA GUNDERSON		25C JACONA RD. Santa Fe 87506	
GARY GUNDERSON		25 C JACONA RD SF. 87501	
Amy Quicke		PO Box 33 Bore, NM 87562	
Stanley OLIVAREZ		504 Adolfo Santa Fe 87501	
RANDA PHILLIPS		4 Catriente Place Santa Fe 87505	
Tschan Carey		505 Apodaca Hill SF 87501	6/4

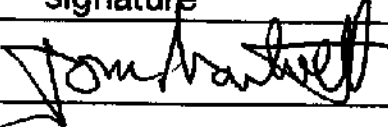
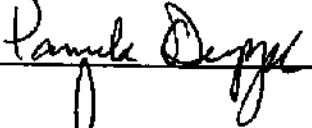

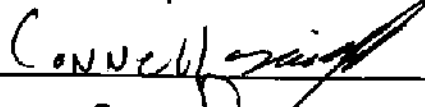
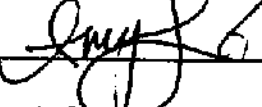
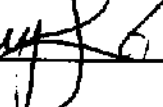
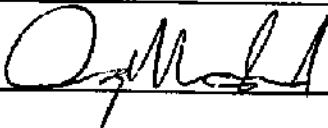

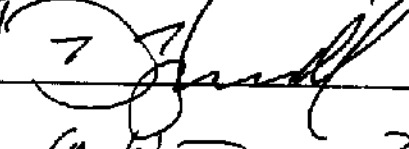

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Susan Beay Simmons	[Signature]	254 Tano Rd, Santa Fe	6/4
Edmundo Mi EDUARDO MICH	[Signature]	1986 CALLE CRISTO SF	
Andrea Campbell	[Signature]	522 Alicia St SF 87501	
Anna Gurzman	[Signature]	4221 Forest Glen Pl. Castro Valley, CA 94546	
Susanna Carlisle	[Signature]	501 CALLE LUCERO, SANTA FE	
Bruce Hamilton	[Signature]	521 CALLE LUCERO Santa Fe	
Penelope Young	[Signature]	1703 Harzman RD SW ABQ, NM 87105	6/4
Mariann Austin	[Signature]	167 Soaring Hawk Trail SF NM 87508	
Jennie Cooley	[Signature]	11 Penstemon Ct 87508	
Victoria Lopez	[Signature]	2727 Sycamore Loop Santa Fe NM 87502	
Enrico Ruiz	[Signature]	4716 Shepherd St, Santa Fe 87502	

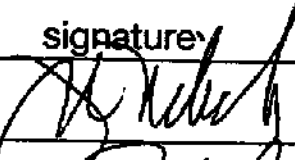
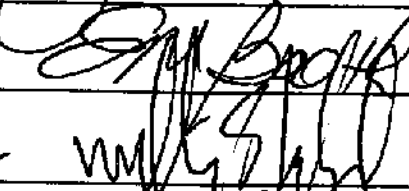
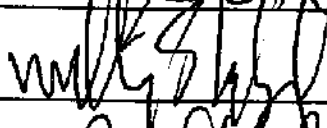
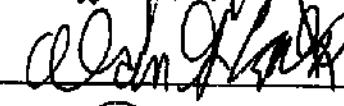
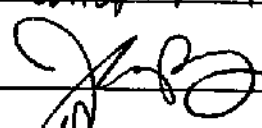

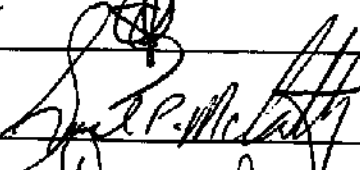
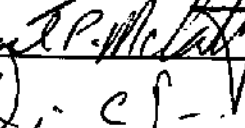


# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
TOM MARTINELLI		1807 2 <sup>nd</sup> St. SF 87505	06/04/16
Pamela Dupzyk		1519 Camino Sierra Vista	06/04/16
GEN HAYASHIDA		1519 CAM SIERRA VIS	6/4/16
Nicholas Connolly		1337 Camino Carlos Rael	
Amy Lin		616-1/2 Don Felix St. 87501	6-5-16
STEFAN SCHWAB		608. ELLIS RANCH RD.	6/5/16
Andy Wardard		82 Tacinto Rd. Santa Fe	6/5/16
Zach Levy		400 W. Cordova Rd. SF 87505	6/5/16
Grey Anderson		4107 Las Casas 4 SE Rio 87124	6/5/16
Don Kennel		1507 9th St SF 87505	6.5.1
Cole Wilson		215 Camino de la Manana	6/5/16

# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
JB NIKES		429 SUMMIT	6-4-16
Bede Boal		1317 Fergus	6/4/16
James Stodgel		917 Don Juan	6/4/16
Alan Kapucki		520 Jodelavaca Trail	6/4/16
JULIE BENNETT		5 Rancho Valle, NM	6-4-16
Shaefer Bennett		5 Rancho Valle, NM, 1316	6/4/16
Sam McGee		27 Willow Back, ed.	6/4/16
Dennis Powers		207 E. Cor. road.	6/4/16
MAT CROMMINS		22 PANDMOTRAIL	6/5/16
		CERRILLOS, NM 87000	
Cary Choyle		1850 Okam? Rd.	6/5/16
Kristen Keilman		2800 Trades West rd	6/7/16


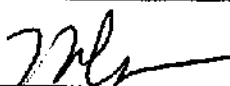










# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Robin Ediger-Soto	<i>Robin Ediger-Soto</i>	1943 4th Columbus, OH	June 7
Chris Brodsky	<i>Chris Brodsky</i>	933 Lincoln Pl. SF. NM.	JUN. 7
Andrew Vargas	<i>Andrew Vargas</i>	1558 B Pardo St #2 SF NM	June 7 2016
<i>Rachel Albright</i>	<i>Rachel Albright</i>	3809 Englewood Ln Fort Worth, TX 76107	6-7-2016
Eric Garrison	<i>Eric Garrison</i>	43 LIBRA CIR SF NM 87505	6-8-16
Sarah Spengler	<i>Sarah Spengler</i>	519 E Barcelona SF, NM 87505	6-8-16
Richard Lowenbergs	<i>Richard Lowenbergs</i>	1716 B MONTANO ST	6/8
Ashley Haywood	<i>Ashley Haywood</i>	1009 Alto St Santa Fe NM 87501	6-8-16
Michaela Davies	<i>Michaela Davies</i>	84 Shepherd St NSW Australia	JUN 8/16
Sean Di Ianni	<i>Sean Di Ianni</i>	614 Jiron St. Santa Fe, NM 87505	June 10/16
Geoffrey GORMAN	<i>Geoffrey GORMAN</i>	2013 Kiva Road, SF NM 87505	June 10/16

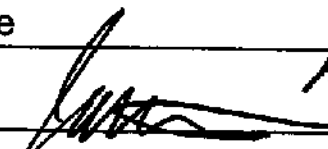
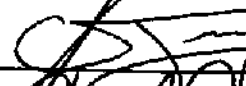
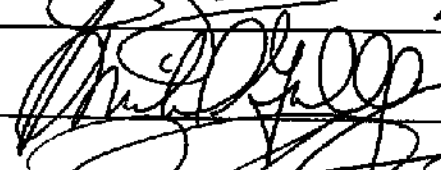


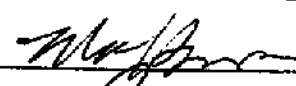

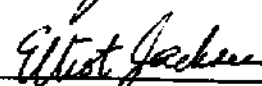



# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Paul White		94 Camino Chapadero SF NM 87506	6/10/16
Tony Carlson		P.O. Box 223 Taosque, NM 87574	
Robert Gonzalez		720 Alameda SF NM 87501	
		Agnes Chavez El Prado NM 46 Love Road / 1427 2nd St. SF NM 87505	6/10
Ellen Berkovich		40 Cone Pine Spur SF NM 87505	6/10
CONRAD SKINNER			
Peter Joseph Rugg		2877 All Trades 87507	
Tom Miller		30 Gurun Rd. Santa Fe 87507	
Chase Stafford		8244 Avenida de San Marcos 87505	
Tim Jag		1929 Kiva Rd SF 87505	6/10/16
Ann Jag		1929 Kiva Rd.	6/10/16

# I Support Axle Contemporary

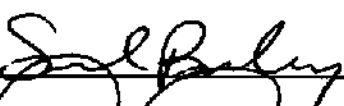

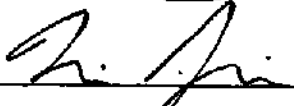

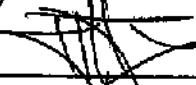


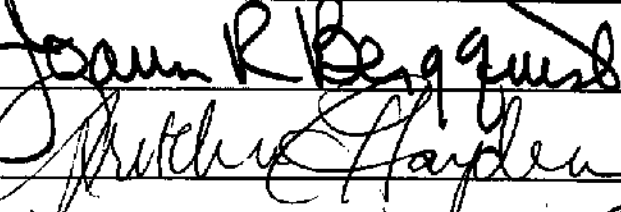
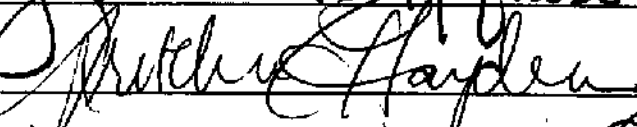
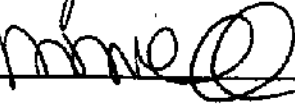
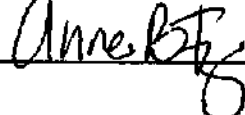
To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
James Neighbours		1412 Cerrillos Road St. Fe	June 16 2016
Christopher J Johnson		739 Dupuy St. Santa Fe, NM	June 16 <sup>th</sup> 2016
Michael Gullberg		6 Cerrado Loop	6/16/16
Diego Suarez		972 Camino Vista Anaya	6/16/16
Miranda Gray		265 County Rd 84	6/16/16
Mariah Romero		1300 Don Diego	6/16/16
Jennifer Rowland		6 Cerrado Loop 87508	6/16
Emor Jackson		925 Agua Fria St. 87501	6/16
Lauren Tresp		243 Closson, #13	6/16
Arlene Hayes		1528 County Rd 84C SF	6/16
ANIKA MURRAY		05 LIZARD LN. SANTA FE, NM 87508	6/17



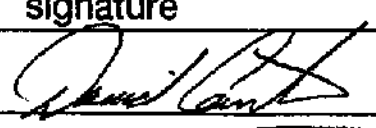
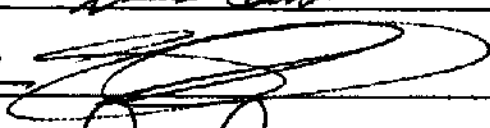
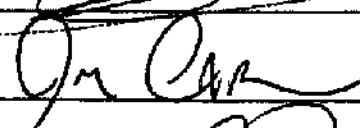
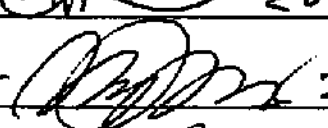
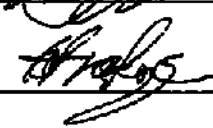
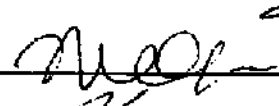
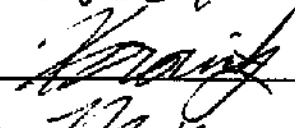
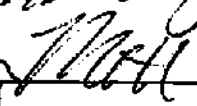

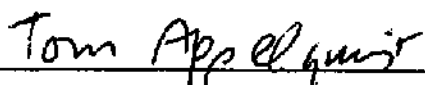
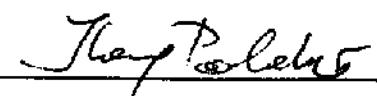
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
SARAH BRADLEY		209 E Peralta	6/15/16
R. xon Reed		276 Canyon St Santa Fe	6/15/16
Tim Squires		225 Canyon Rd Ste 18	6/15/16
Kelly Skeen		409 Canyon Rd	6/15/16
Kathleen Richards		303 E Buena Vista	6/15/16
Ruby Troop			
Steve Barrett		246 Rodriguez St	6-15
Joan R Bergquist		1634 Upper Canyon Rd	6-15-16
Mitchell Hayden		600 Canyon	6-15-16
Melanie McWhorter		2898 Calle de Pinos Arbores SF 87507	6-15-16
Anne Frej		150 Santander Lane SF 87505	6-16-16

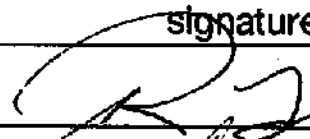






# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
DAVID CANTOR		558 CAMINO DEL MONTE SOL	6/11/16
IMONEY COOPER		1610 A LENA ST, SANTA FE	6/11/16
JON CARVER		20 A CHABACANOS CYN	87505
MAYUMI NISHIDA Carver		20 A Chabacanos Cyn	87592
Artemisio Provera & Carver		20 A Chabacanos Cyn	87540
Molly Wagner			87591
Hayley Horowitz		4341 Vuelta Colorado	87507 6/11/16
Matthew Horowitz		4341 Vuelta Colorado	87507 6/11/16
Shaun Gilmore		741 Camino Los Abuelos	
Tom Appelquist		429 Delgado, SF	87505
ILONA PACHLER		1619 CAM. MONICA SEE	87501

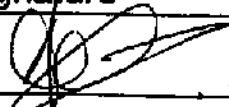

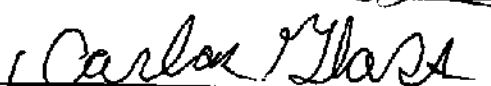

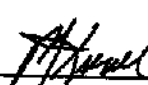
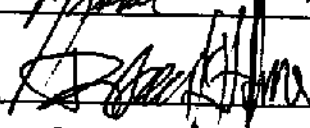
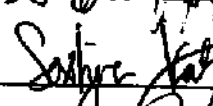


# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Ric Lum		1572 CENTER ST NW SF NM 87501	6/17/16
Carla Cooper		504A Adolfo	6/17/16
SIDDIQ Khan		P.O. Box 814 SF NM 87501	6/17/16
MICHAEL (see wind) Sr		339 BISHOPS LANE RD. SF NM 87501	6/17/16
BARBARA DOROTA - OGG	30mm - 08	339 BISHOPS LANE RD. SF NM 87501	6/17/16
CAROLYN RIMAN		545 CANYON RD. 87501	
Iris Richardson	Chris Richardson	217 W. Houghton S SFE NM 87501	6/17/16
Willie Richardson		1227 VILLAGES SF NM 87501	6-17-16
Kathy Kead		29 Hidden Valley Rd SF NM 87501	6-17-16


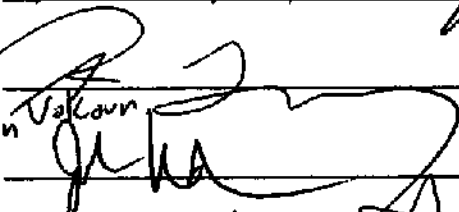

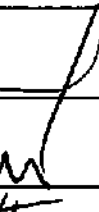
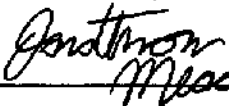
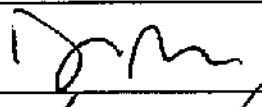
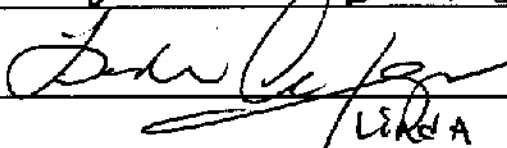
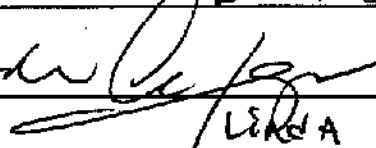


# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Amya Sebata		369 Montezuma Ave	6/16/16
Michael Abatemarco		2381 Cam. Capitan	6/16/16
Carlos Glass		3689 Agua Fria	7/1/16
Maxine Shapiro		518 Old Santa Fe Tr #160	8/5/16
Raine Bedore		4 Audubon blvd	7/1/16
Akamen		PO Box 4792	8/5/17
Isaak Hoffman		1713-B West Alameda	8/5/17
Sophia Katz		25 Calle Ventas West	7/16/16
Caroline Calavan		16 First Golden Eagle	7/18/16
Callan Ramirez		4000 Avenida de la	7/15/16

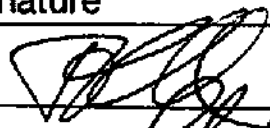
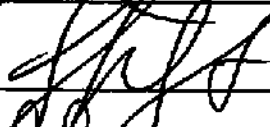
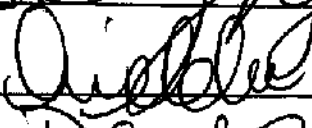
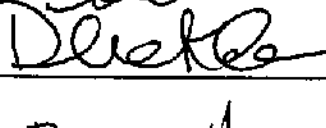



# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico - I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Danae Falliers		223 N Guadalupe SF NM 87501	8/11/16
John Valcour		1572 center drive SF, NM 87501	6/11/16
Anne Kelly		2754 Agua Fria, Santa Fe, NM 87507	6/11/16
Marian Wisstern		265. Camino del Olmo SF 87505	6/11/16
Jonathan Meade		703 Don Gaspar SF 87505	6/12/16
Don		2323 Calle Pava SF 87505	06/12/16
Donald Rubinstein		369 Montezuma Ave SF 87501	6/13/16
Linda Carpaño		325 E. Pecos Vista Jc Se	
Rebecca Wurzbuerger		1614 Camino Cruz Blanca SF 87505	
Andrea Karen Dietel		1298 ESTE Lane 87501	


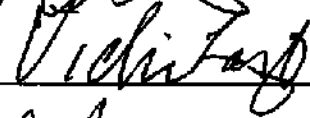


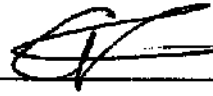
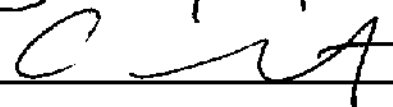
# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address	date
Anne Russell		3137 Vista Sadia	7/23/16
SARAH STOLAR		2 CERRADO RD	7/23/16
EinElder		1316 Morelia St.	7/23/16
Derek Chan		1424 Santa Rosa dr.	7-23-16
Roxane Hopper		412 Grove Dr	7-23-16
Erin Galver		985 Agua Fria St. Apt 101	7/23/16
Josh Otto		P.O. Box 1943 El Paso, TX 79950	


# I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

name	signature	address
Paul Hutton		1237 1/2 Camino Condo
Vicki Laszlo		71 8754
Amelia Farnig		1003 5th Las Vegas, NM. 87711
Gregory Winters		41 BISHOP ST. 87508
Carolyn Farris		3036 Pueblo Ave 87508
C. A. Lustig		794 Camino Real GALISTEO 87540

## I Support Axle Contemporary

To the Mayor and City Council, Santa Fe, New Mexico – I request that in considering Bill 2016-22 and the accompanying Resolution, which would create a Canyon Road Periphery Area in order to ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have since 2010. Please designate at least one parking location on Canyon Road (between Paseo de Peralta and Palace Avenue), where mobile vendors have safe and easy access for passing pedestrians. Expand hours of operation to include openings, art walks, and normal gallery business hours (9am-7pm). If this is not possible, please vote to reject this bill entirely.

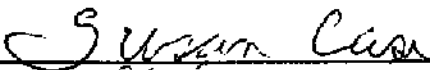
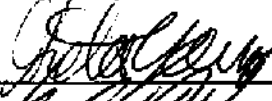
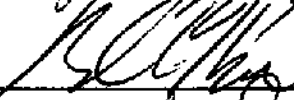
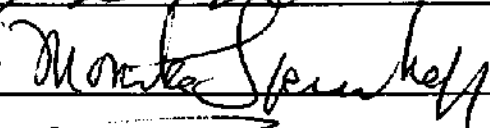
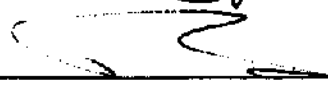


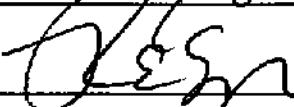
name	signature	address	date
Margaret J Keifer DeVito	MJ Keifer DeVito	42 Vanda Street	6/18/16
Don DeVito		120 Placita de Oro	6-18-16



# I Support Axle Contemporary.

To the Mayor and City Council, Santa Fe, New Mexico-

I request that in considering the bill which would create a Canyon Road Periphery Area which would ban or restrict mobile vendors, to please ensure that Axle Contemporary may continue to have a robust presence on Canyon Road as they have for the past five years.

name	signature	address
Duncan Case		<sup>Santa Fe</sup> 119 Sacramento St.
GRETA YOUNG		533 1/2 Agua Fria St
DANIEL HAGAN		533 1/2 AGUA FRIA.
Morike Steinhoff		836 A Canyon R
Tom Gentner		2170 Ojo del Rio St SAF
Christina Dally		607 Old Santa Fe Trail 87505
Diana Neminsky		2277 7th St
Rich Schrader		2300 W. Alameda Santa Fe, NM 87507
helene de luca		Paris FRANCE
Miriam Linn		504 Camino sin Nombre SE 87505 699-3655

**Acacia Barnett**

home 617 B Don Felix  
St., Santa Fe NM  
87501 US  
other June 4, 2016

---

**Aine Malone**

home 55 feather catcher  
rd, Santa fe Nm  
87506 US  
other June 15, 2016

---

**Alex De Vore**

home 132 e Marcy st. ,  
Santa Fe NM  
87501 US  
note I've lived and  
breathed local arts  
and culture in  
Santa Fe for over  
20 years as a  
citizen and  
professionally for  
nearly a decade.  
Do not place more  
hurdles for the  
important  
community asset.  
Not only does Axle  
enrich our lives, it  
does so in an  
evolving, cutting-  
edge fashion  
which shirks the  
big box  
mainstream  
money grab of  
Canyon Road for  
legitimately  
important works  
by exciting  
underground  
artists. To deny  
this artful mobile  
gallery a fair  
shake at the  
transparent  
insistence of the  
bloated local  
gallery system is a  
flagrant insult to  
the spirit of Santa  
Fe arts and culture  
and does a  
disservice to all  
ages and creeds  
of art lovers. Do  
not make this  
mistake.

**Alex McDonough**

home 1320 Maclovía St.,  
Santa Fe New  
Mexico 87505 US  
other June 16, 2016

---

**Alex Mexi**

home 103-A Camino Los  
Abuelos , Santa  
Fe NM 87508 US  
other June 3, 2016

---

**alexis kaminsky**

home 1447 Vassar Dr  
NE, Albuquerque  
New Mexico  
87106 US  
other June 1, 2016

---

**Aline Hunziker**

home 227 Closson St.,  
Santa Fe NM  
87501 US  
other June 1, 2016

---

**Alysha Shaw**

home 615 1/2 Cortez St,  
Santa Fe NM  
87505 US  
other June 15, 2016

---

**ANDREW BRADBURY**

home 12 TANO ROAD,  
SANTA FE NM  
87506 US  
other July 8, 2016

---

**Ann Weisman**

home 3324 James Ave,  
Santa Fe NM  
87507 US  
other July 8, 2016

---

**Annette Vigil**

home 23 Jacona Road ,  
Santa Fe New  
Mexico 87506 US  
other June 16, 2016

---

**Antoine Khoury**

home 31 paseo vista ,  
santa fe nm  
87508 US  
other June 16, 2016

---

**Audrey Derell**

home 132 Romero  
Street, Santa Fe  
NM 87501 US  
other June 15, 2016  
note Axle  
Contemporary is a  
welcoming  
messenger of arts,  
culture and  
community, that  
brings delight and  
interaction every  
where it

---

**Avra Leodas**

home 545 Camino de la  
Familia, Santa Fe  
Clay, Santa Fe  
NM 87501 US  
note

---

**Barry Ellsworth**

home 215 East Palace  
Ave, Santa Fe NM  
87501 US  
other June 15, 2016  
note As a gallery  
owner, I know that  
Axle is an  
important venue  
for New Mexico  
artists who might  
otherwise not find  
exposure in Santa  
Fe, as well as an  
innovative concept  
and team that  
adds an important  
jolt of activity and  
excitement to the  
Santa Fe arts  
scene

---

**ben utlgard**

home 82 county rd 119,  
espanola nm  
87532 US  
other July 8, 2016

---

**Brenda Euwer**

home 32 cerrado Lp,  
Santa FE NM  
87508 US  
other June 15, 2016  
note we need Axle!  
They put LIFE into  
our community.

---

**brian miller**

home 6 ruta sin nombre ,  
santa fe nm 87507  
US  
other June 3, 2016

**Brigid Curran**

home 156 La Cueva  
Road, Glorieta NM  
87535 US  
other July 7, 2016

---

**Caline**

home Welles, 322  
Camino Cerrito ,  
Santa Fe NM  
87505 US  
other June 3, 2016

---

**Camelia Moldovan**

home 920 Zearing Pl.  
NW, Albuquerque  
New Mexico  
87104 US  
other July 7, 2016

**Carol Cooper**

home POB 5564, Santa  
Fe NM 87502 US

other July 11, 2016

note Axle

Contemporary is a vital and locally-honored treasure, providing locals and visitors with an alternative way of engaging with artworks, artists and the creative sector that is a hallmark of the 'City Different'. It introduces the arts to those who were previously unfamiliar, in an accessible, friendly and fun way. With this entree, new audiences feel more open to visiting neighboring galleries. It's a win-win for Santa Fe, visitors, Axle and other arts businesses. Thank you for voting for the revised bill as it stands, without amendments. Axle's democratic approach to arts programming and exhibitions enlivens the arts scene, and invites dialogue and thus education to those who might never enter a traditional Canyon Road gallery. It is an open door that promotes accessibility and thus a new audience for Canyon Road galleries. Open up Santa Fe's arts scene and prove that we are the

audiences feel more open to visiting neighboring galleries. It's a win-win for Santa Fe, visitors, Axle and other arts businesses. Thank you for voting for the revised bill as it stands, without amendments. Axle's democratic approach to arts programming and exhibitions enlivens the arts scene, and invites dialogue and thus education to those who might never enter a traditional Canyon Road gallery. It is an open door that promotes accessibility and thus a new audience for Canyon Road galleries. Open up Santa Fe's arts scene and prove that we are the 'City Different'. Please make every effort to work with Axle on their very reasonable requests.

**Carol Madley**

home 2848 Pueblo  
Bonito, Santa Fe  
New Mexico  
87507 US  
other June 3, 2016  
note this town needs  
more freedom

---

**Carol Moldaw**

home 1562 Canyon  
Road, Santa Fe  
NM 87501 US  
other June 6, 2016  
note Axle is such an  
asset to our  
community!!

---

**Caroline Gordon**

home 16 Calle Varada,  
Santa Fe NM  
87507 US  
other July 7, 2016  
note The only way to  
keep Santa Fe an  
interesting and  
diverse and  
unusual city is to  
continue to allow  
& support  
projects like Axle  
and not have this  
creativity shackled  
by unnecessary  
obstructions.

---

**Carrice McKinstry**

home 7 Encantado  
place, Santa fe  
Nm 87508 US  
other July 9, 2016

---

**Catherine Molland**

home 601 Salazar St.,  
Suite A, Santa Fe  
NM 87505 US  
other July 8, 2016

---

**Catherine Trapani**

home 941 E Palace Ave,  
Santa Fe NM  
87501 US  
other June 1, 2016

---

**Cecile Lipworth**

home 121 Michelle dr,  
Santa Fe New  
mexico 87502 US  
other June 16, 2016

---



**Celia L Santos**

home 1300 Upper  
Canyon Rd, Santa  
Fe New Mexico  
87501 US  
other June 15, 2016  
note Keep art alive in  
Santa Fe!

---

**Cheri Ibes**

home 1600 Lena St, f3,  
Santa fe Nm  
87505 US  
other June 12, 2016

---

**cheryle finlayson**

home 822 w manhattan  
ave, santa fe nm  
87501 US  
other June 15, 2016  
note this purposed idea  
seem workable....  
Personally Ive  
enjoyed Axle  
parked so I have  
access to their  
shows.

---

**Chris Collins**

home 104 Skomoro  
Street, Santa Fe  
NM 87501 US  
other June 1, 2016  
note This ordinance is  
a ridiculous waste  
of time and  
resources for our  
city. This proves  
to be just another  
short-cited anti-  
progress  
ordinance which  
makes doing  
business in Santa  
Fe a continually  
cumbersome  
ordeal.

**Christian J Bradaigh-Dallett**

home 185 Van Dyke St.  
#205, BROOKLYN  
NY 112311247 US  
other June 1, 2016  
note As a long time  
resident of Santa  
Fe, I think the ban  
on mobile vendors  
on Canyon Road  
is misguided.  
Especially when it  
comes to the  
innovative and  
thrilling concept of  
mobile art.

---

**Christina Hall-Strauss**

home 1000 Cordova  
Place , #189,  
Santa Fe NM  
87505 US  
other June 5, 2016

---

**Christopher Pendleton**

home 624 monroe,  
Albuquerque NM  
87110 US  
other July 8, 2016

---

**Christopher Rocca**

home 13 Alcalde Loop,  
Santa Fe NM  
87508 US  
other June 17, 2016

---

**Christopher Watson**

home 5 Oso Ct, SANTA  
FE NM 87506 US  
other June 4, 2016

---

**Christy Hengst**

home 507 Kathryn St.,  
Santa Fe New  
Mexico 87501 US  
other June 18, 2016

---

**Christy Schwathe**

home 70 Myers Rd,  
Costilla NM 87524  
US  
other June 3, 2016  
note I just recently  
visited Canyon Rd  
with my family and  
we found Axle  
Contemporary to  
be one of the  
more interesting  
things we saw  
there! Please  
allow them to  
continue parking  
on Canyon Rd!

**Conrad Skinner**

home 46 LONE PINE  
SPUR, SANTA FE  
NM 87505-1481  
US

other June 15, 2016

---

**Constance Crosby**

home 10837 Otsego St.,  
North Hollywood  
CA 91601 US

other June 21, 2016

note This is a great,  
innovative mobile  
gallery. Each time  
I visit Santa Fe I  
look for it. Please  
let it continue  
operating as it  
does.

---

**Cristina Gonzalez**

home 1873 Candela St.,  
Santa Fe New  
Mexico 87505 US

other June 1, 2016

---

**Dana Chodzko**

home 2 Buffalo Trail,  
Abiquiu NM 87510  
US

other July 7, 2016

---

**Danielle Shelley**

home 2 Solano Ct,  
Santa Fe New  
Mexico 87508 US

other June 8, 2016

note Please keep Axle  
on Canyon Road--  
it is an important  
part of the  
contemporary art  
world of Santa Fe  
and attractive to  
both young and  
old!

---

**Dara Doolittle**

home 1285 Senda del  
Valle, Santa Fe  
New Mexico  
87507 US

other June 15, 2016

---

**David Astilli**

home 1807 Second  
Street #105, Santa  
Fe New Mexico  
87505 US

other July 7, 2016

---

**David Chase Cohen**

home 416 7th Avenue  
Apt 1, Brooklyn  
NY 11215 US  
other June 6, 2016

---

**David Chase**

home 99 Adams Rd.,  
Haydenville  
Massachusetts  
01039 US  
other June 6, 2016

---

**David Dillman**

home PO Bx 31865,  
Santa Fe nm  
87594 US  
other June 16, 2016

---

**David Dolan**

home 1000 Cordova Pl  
#448, Santa Fe  
New Mexico  
87505 US  
other June 1, 2016

---

**David Jude Thomas**

home 560 noe street,  
San Francisco CA  
94114 US  
other June 21, 2016  
note Please make right  
by one of the most  
original  
expressions of Art  
and Culture Santa  
Fe has produced  
in decades!!!! I  
make an asserted  
effort to annually  
return to Santa Fe  
to see what Axle  
Contemporary is  
up to. I schedule  
around their  
opening as a way  
to set of my visit. It  
no longer is in this  
venue,Ä¶. I'm sure  
my tourist dollars  
can be spent in  
other states,Ä¶..  
do the right thing  
to support what  
make Santa Fe  
GREAT!

**David Kaufman**

home 1670 Canyon  
Road, A, Santa Fe  
NM 87501 US

other June 8, 2016

note As a resident of  
Canyon Road, I  
support permitting  
Axle Art to  
continue to have  
access to Canyon  
Road without the  
limitation of the  
proposed  
ordinance. Axle  
makes a positive  
contribution to our  
community and  
the vibrancy and  
unique quality of  
our city.

---

**David M. Kennedy**

home 1179 Highway  
554, El Rito NM  
87530 US

other July 9, 2016

---

**David Taylor**

home 956 W Grant Rd,  
Tucson AZ 85705  
US

other July 7, 2016

---

**dayni staddon**

home 248 anita place,  
santa fe new  
mexico 87505 US

other June 1, 2016

---

**Diane McGregor**

home 29 Bosque Loop,  
Santa Fe New  
Mexico  
87508-2231 US

other July 8, 2016

---

**Don Redman**

home 50 La Barbaria  
Rd., Santa Fe NM  
87505 US

other June 7, 2016

---

**Donald R Sciame, DMD,  
MAPA, FICD**

home 1914 Conejo  
Drive, Santa Fe  
NM 87505 US

other June 2, 2016

**Douglass Rankin**

home 41 Three Rock  
Road, Santa Fe  
NM 87506 US  
other July 8, 2016  
note Please continue to  
allow Axle  
Contemporary on  
Canyon Road.  
Let's keep it "City  
Different" not "City  
Homogenized!"

---

**Edith dillman**

home 928 Shoofly street,  
Santa fe Nm  
87505 US  
other June 15, 2016

---

**Eliza Naranjo Morse**

home S.r. 581 House 73-  
A, Espanola NM  
87532 US  
other July 8, 2016  
note Axle adds to a  
sense of  
community, it  
celebrates  
creative thought  
and it is a dazzling  
addition to any  
street side. I hope  
that it continues to  
be welcome on  
canyon road and  
that the city of  
Santa Fe supports  
the gallery in any  
way it can.

---

**Elizabeth Shores**

home 517 Coal Ave SE,  
Albuquerque NM  
87102 US  
other July 8, 2016

**Emily Romero**

home 1504 gold ave se,  
Albuquerque NM  
87106 US

other June 2, 2016

note Diversity in  
multiple and  
varied ways is  
important for the  
economy, visitors  
to, and residents  
of Santa Fe. Axle  
provides a fresh,  
fun, and relevant  
art space. They do  
not take away  
from the  
experiences and  
image of other  
businesses yet  
rather, they add to  
and enrich the art  
community.  
Please support  
them in their  
efforts. Be brave  
and inclusive.  
Thank you!

---

**Erika Wanenmacher**

home 1422 Agua Fria,  
Santa Fe NM  
87505 US

other June 1, 2016

---

**Evey Jones**

home 15dos  
Hermanitas,  
Placitas NM  
87043 US

other June 2, 2016

---

**Filip Celander**

home 1000 W Cordova  
Pl, 207, Santa Fe  
New Mexico  
87505 US

other July 8, 2016

---

**Fran Hardy**

home 31 Old Road,  
Lamy New Mexico  
87540-9629 US

other June 3, 2016

---

**Frank Ettenberg**

home 3 Lucerito Ct.,  
Santa Fe NM  
87507-3702 US

other June 16, 2016

**Gail Bernstein**

home 28 Vaquero Road,  
Santa Fe NM  
87508 US  
other June 6, 2016

---

**Gail Rieke**

home 416 Alta Vista,  
Santa Fe NM  
87505 US  
other June 6, 2016

---

**Gilda Meyer-Niehof**

home Palace avenue,  
Santa fe Nm  
87501 US  
other June 6, 2016

---

**Hallie Brennan**

home 351 East Alameda  
St, Santa Fe New  
Mexico 87501 US  
other June 3, 2016  
note It's time for the city  
of Santa Fe to  
embrace the  
changes different  
minds and  
younger  
generations have  
to offer. When  
tradition becomes  
oppression, the  
entire city loses.

---

**Helen k Garber**

home 108 leaping  
powder road,  
Santa fe New  
mexico 87508 US

---

**Henry Aragoncillo**

home 4025 Milagro Oro,  
Santa Fe New  
Mexico  
87507-1620 US  
other July 7, 2016

---

**Henry Muchmore**

home 112 Malaga Rd.,  
santa fe NM  
87505 US  
other June 15, 2016

---

**Holly Goldstein**

home Chicoma Vista ,  
Santa Fe NM  
87507 US  
other June 15, 2016



**ILIA ARANDA DE  
BRADBURY**

home 12 TANO ROAD,  
SANTA FE NM  
87506 US

other July 8, 2016

note Santa Fe has  
deep latin and  
native american  
roots. Mobile  
Mercados  
(Tianguis in native  
language) , street  
stands of art and  
art crafts and  
street vendors are  
part of the vibrant  
traditions of these  
cultures. These  
traditions have  
evolved along the  
years and now  
motor vehicles  
have replaced the  
old carretas  
(wagons). Axle  
Contemporary is a  
continuation of  
these traditions.  
This is what  
makes Santa Fe  
unique! Please do  
not change our  
City Different,  
please do not give  
up to outside  
idiosyncrasies that  
do not understand  
the importance of  
keeping direct  
human interaction  
and small  
businesses alive.  
They are part of  
our identity.  
Banning or  
restricting mobile  
vendors will only  
create an sterile  
environment in  
Canyon road, it  
will certainly  
impoverish our  
rich legacy and it  
will only benefit  
the few.

**Ilona Pachler**

home 1619 Caminito  
Monica, Santa Fe  
NM 87501 US  
other June 1, 2016  
note I am on the Axle  
mailing list. Please  
let creative  
interaction and  
action, exhibitions  
M A I N L Y as an  
alternative to  
Tourist suitcase art  
for Santa Fe  
artists be a part of  
Canyon Rd. and  
value the freedom  
of art as much as  
you value art  
making here in  
Santa Fe. This is a  
sign that many  
artists need and  
deserve a place  
within all of the  
city to express  
themselves and  
not be  
marginalized to  
the outskirts of  
Santa Fe.

---

**Iren schio**

home p.o.904, Abiquiu  
N.M. 87510 US  
other June 3, 2016

---

**Irene Hofmann**

home 369 Montezuma  
Ave, 313, Santa  
Fe NM 87501 US  
other June 2, 2016

---

**Iris McLister**

home 826 Pablina  
Street, Santa Fe  
NM 87505 US  
other June 3, 2016

---

**Jaclyn Sutton**

home 449 Pruitt Ave,  
LOS ALAMOS NM  
87544 US  
other June 15, 2016

**Jamie Brunson**

home 7 Camino  
Caballos Spur,  
Lamy NM  
87540-9669 US  
other June 1, 2016  
note Axle  
Contemporary  
provides the city  
an important  
alternative-format /  
experimental art  
venue. Their  
exhibition program  
and their  
community-based  
activities benefit  
the local creative  
economy as well  
as the art-tourism  
economy of the  
city and the  
region. It would be  
a terrible mistake  
to bar their  
presence and their  
ongoing  
innovative  
programming from  
Canyon Road or  
any location within  
the city and  
county.

---

**jamie hamilton**

home 31 ab camino la  
cueva, Glorieta  
New Mexico  
87535 US  
other June 6, 2016

---

**Jane Lin**

home 1199 45th St., Los  
Alamos NM 87544  
US  
other June 3, 2016  
note Already on your  
mailing list!

---

**Jane Lipman**

home P.O. Box 721,  
Tesuque NM  
87574 US  
other July 8, 2016

---

**Jane siskin**

home Pro box 1212, Sf  
Nm 87504 US  
other June 17, 2016

**Janet F McCormack**

home 2414 Calle  
Zaguan, Santa Fe  
NM 87505 US  
other July 9, 2016

---

**Jason Block**

home 351 West 114th  
street , New york  
NY 10026 US  
other June 9, 2016  
note Fingers crossed

---

**Jason Goodyear**

home 4313 Calle  
Andrew,  
Apartment B,  
Santa Fe NM  
87507 US  
other June 15, 2016

---

**Jason Rodriguez**

home 176 Maestas Rd,  
Ranchos de Taos  
NM 87557 US  
other July 7, 2016

---

**jeff trapp**

home 2915 camino del  
gusto, santa fe  
NM 87507 US  
other June 15, 2016  
note Grow up Canyon  
Rd. Art is art is art  
is art is art is love!

---

**Jenepher Stowell**

home 451 Mesa Road,  
PO Box 316,  
Bolas CA 94924  
US  
other July 8, 2016

---

**Jennifer Esperanza**

home 401 Sunset #1,  
Santa Fe New  
Mexico 87501 US  
other June 22, 2016

---

**Jennifer Johnson**

home 605 Sunset St,  
Santa Fe NM  
87501 US  
other June 3, 2016

---

**Joan zalenski**

home 333 county Rd 69,  
Ojo Sarco NM  
87521 US  
other June 15, 2016

---

**Jon Carver**

home 20 A Chabacanos  
Canyon, Lamy NM  
87540 US  
other June 1, 2016

**Jon Dela**

home 155 Calle Ojo  
Feliz, Santa Fe  
NM 87505 US  
other June 1, 2016

---

**Jonathan Skinner**

home 903 Don Miguel  
Place, Santa Fe  
NM 87505 US  
other June 1, 2016

---

**Joshua Atlas**

home 4900 Paseo del  
Rey NW,  
Albuquerque NM  
87120 US  
other June 23, 2016  
note Restrictions  
affecting special  
projects or unique  
entities like Axle  
Contemporary  
benefit no one.  
Special exceptions  
should be firmly in  
place for such  
unique cases, or  
no action taken at  
all. Thank you.

---

**Julle Winson**

home po box 23030,  
Santa Fe NM  
87502 US  
other June 16, 2016

---

**karen Chase**

home po box 634, 16 old  
center street,  
lenox MA 01240  
US  
other June 6, 2016

**Kate Kendall**

home 4209 Vuelta  
Colorada, Santa  
Fe NM 87507 US  
other June 19, 2016  
note Axle is a vital part  
of the Santa Fe Art  
community and  
should not be  
restricted access  
to any part of that  
community, be it  
the Art Community  
or the Santa Fe  
Community at  
large. Difference  
should be  
celebrated and  
encouraged not  
quarantined or  
repressed. Vote  
to keep Santa Fe  
the City Different!

---

**Katherine Furgason**

home 3662 cerrillos rd,  
Studio A5, Santa  
Fe NM 87507 US  
other June 15, 2016

---

**Kathleen Smith**

home 1005 Girard Blvd.  
NE, Albuquerque  
NM 87106 US  
other July 10, 2016  
note I have participated  
in two of the  
tremendous  
community  
programs offered  
through Axle  
Contemporary, in  
Abq and in Santa  
Fe, over the past  
few years. I feel  
that it is essential  
for community  
building that these  
programs be  
allowed continue  
through the mobile  
gallery.

**Kathryn M Davis**

home 227 East  
Coronado Road,  
Santa Fe New  
Mexico 87505 US

other June 16, 2016  
note Often, Axle's  
exhibitions and  
programs are  
among the best  
events happening  
on any given  
Friday night on  
Canyon Road!

---

**Kathy Priola**

home 528 E Alameda,  
Santa Fe New  
Mexico 87501 US

other July 8, 2016

---

**Keith Beardmore**

home 519 Johnson  
Lane, Santa Fe  
NM 87505 US

other July 8, 2016

---

**Keith Vizcarra**

home 121 Calle Don  
Jose, Santa Fe  
New Mexico  
87501 US

other June 16, 2016

---

**Kelly Eckel**

home 1111 Pampas PL  
SE, Albuquerque  
NM 87108 US

other June 1, 2016

---

**Kira Jones**

home 210 East Berger,  
Santa Fe NM  
87505 US

other June 2, 2016

**KIRK GITTINGS**

home 1414 Phoenix Ave.  
NW, Albuquerque  
NEW MEXICO  
87107 US

other June 15, 2016

note Though I live in  
Albuquerque I  
spend about 3  
days a week in  
Santa Fe and am  
very involved in  
the art community.  
Axle  
Contemporary is a  
VITAL part of the  
art community.  
Allow them to  
continue!!!!!!!!!!!!

---

**Lalrd Hovland**

home 1240 Calle De  
Comercio Ste. G,  
Santa Fe New  
Mexico 87507 US

other June 15, 2016

---

**Lara Katz**

home 1020 Osage Cir,  
Santa Fe New  
Mexico 87505 US

other June 1, 2016

---

**Laura Addlson**

home 7 Laurel Circle,  
Santa Fe NM  
87506 US

other June 16, 2016

---

**laura dickey**

home 226 Wesmond Dr,  
Alexandria VA  
22305 US

other June 7, 2016

note I am already on  
the mailing list as  
create\_intent@ya  
hoo.com

---

**Lea Anderson**

home 1260 Tulip Rd SE,  
Rio Rancho NM  
87124 US

other June 1, 2016

---

**Lea Black**

home 19 Apache  
RIDGE, Santa Fe  
New Mexico  
87505 US

other July 9, 2016

note This IS Santa fe  
ART!



**Leo walker**

home 443 36th st,  
Oakland Ca 94609  
US  
other June 7, 2016

---

**Linda Filippi**

home P.O. Box 513,  
Mountainair New  
Mexico 87036 US  
other July 8, 2016

---

**Linda storm**

home 198 state route 50,  
Glorieta nm 87535  
US  
other June 3, 2016  
note Creativity can be  
mobile, and  
should not be  
limited.

---

**Lisa Adler**

home 1507 4th St.,  
Santa Fe New  
Mexico 87505 US  
other June 1, 2016

---

**Lycia Adams**

home 408 Rosdario Hill,  
Santa Fe New  
Mexico 87501 US  
other July 9, 2016

---

**Maggie Hanley**

home 811 Don Diego #2,  
Santa Fe NM  
87505 US  
other June 15, 2016

---

**Margaret Kuhlen**

home 2800 Cerrillos Rd ,  
Santa Fe NM  
87507 US  
other July 8, 2016

---

**Margaret Walker**

home 45 Windsor Road,  
Hastings on  
Hudson New York  
10706 US  
other June 6, 2016

---

**Margaret Welles**

home 811 Don Diego,  
Santa Fe NM  
87505 US  
other July 8, 2016

---

**Marlanna Catuori**

home 401 14th St. SW,  
Apt. # 7,  
Albuquerque NM  
87102 US  
other June 2, 2016

**Marina La Palma**

home 2751 Via  
Caballero del Sur,  
SANTA FE NM  
87505 US  
other June 15, 2016

---

**Mark Zuliani**

home 317 Tesuque  
Drive, Santa Fe  
NM 87504 US  
other June 6, 2016

---

**Martha Cluett**

home 1850 Otowi Rd,  
Santa Fe NM  
87505 US  
other June 3, 2016  
note Axle Art supports  
local (Santa Fe!)  
artists. Please  
support Axle Art!

---

**Mary Moegenburg**

home PO Box 2241,  
Santa Fe NM  
87504 US

---

**MaryCay Russell**

home 662 Armenta,  
Santa Fe NM  
87505-0319 US  
other July 8, 2016

---

**Maureen Chase**

home 1500 Pacheco St.,  
#121, Santa Fe  
NM 87505 US

---

**Max**

home 1307 paseo de  
peralta, Santa fe  
NM 87501 US  
other June 4, 2016

---

**Mayumi Carver**

home 20 A Chabacanos  
Canyon, Lamy NM  
87540 US  
other June 1, 2016

---

**Melinda Silver**

home 224 La Cruz Rd.,  
Santa Fe NM  
87501 US  
other June 1, 2016

---

**Melody Sumner Carnahan**

home 1012 Marquez PL,  
Unit 309B, Santa  
Fe NM 87505 US  
other July 3, 2016  
note Axle is an  
important addition  
to the revitalization  
of Canyon Road  
as a contemporary  
art venue. Please  
let them stay.

---

**Michael Carroll**

home 725 Canyon Road,  
Santa Fe NM  
87501 US  
other July 8, 2016

---

**Michael Sumner**

home 1012 Marquez PL,  
Unit 309B, Santa  
Fe NM 87505 US  
other July 3, 2016  
note Axle  
Contemporary's  
presence on  
Canyon Road is  
valuable and  
stimulating.  
Please work out a  
compromise so  
they can continue  
to park their truck  
there.

**Michael Wells**

home 2115 E. Spring St.,  
Tucson Arizona  
85719 US

other June 1, 2016

note I've personally  
traveled to Santa  
Fe, stayed in a  
Bed and  
Breakfast, eaten  
meals, spent my  
hard earned cash  
in your fine city,  
just to see Axle  
Contemporary. It's  
a flagship of an  
exciting new art  
scene in the  
slowly dying art  
market that once  
was great. That is  
to say this is  
exactly the sort of  
fresh young blood  
your city needs to  
stay relevant. I  
was so inspired by  
Axle that upon my  
return I worked  
with other Tucson  
Artists to build  
Planet Rabbit, a  
mobile gallery in  
much the same  
vein. Recently I  
was in Juarez,  
Mexico and visited  
a similar gallery  
and art library that  
was inspired by  
Axle. Axle was the  
first in the country  
and has had a  
huge impact  
nationally and  
internationally.  
Though I am not  
resident of Santa  
Fe or New Mexico  
I feel that this  
issue is so  
important that I am  
adding my voice to  
this petition in the  
sincere hope that  
you understand  
what an amazing  
and unique  
enterprise Axle  
Contemporary is  
and support their



**Michael Zercher**

home 27 Camino La  
Cueva, Glorieta  
NM 87535 US  
other June 16, 2016

---

**Michele Daniel**

home 333 Washington  
Blvd. #16, Marina  
del Rey CA 90292  
US  
other June 10, 2016  
note I live in Los  
Angeles and  
Santa Fe is a  
popular  
destination for  
many Angeleno  
friends. I always  
recommend that  
they look to see if  
there is an Axle  
opening and  
recommend that  
they go. And  
always, they come  
back pleased and  
enchanted with  
the idea of a  
small, friendly and  
accessible mobil  
gallery, as well as  
with the exhibit  
that they viewed.

---

**Michelle Laflamme-Childs**

home 866 Camino  
Consuelo, Santa  
Fe NM 87507 US  
other June 15, 2016

---

**Mitra Lujan**

home 709 Onate Pl,  
Santa Fe NM  
87505 US  
other July 9, 2016  
note This is a form of  
contemporary art  
and fits on streets  
and parking lots.  
Don't pass  
judgement  
because it doesn't  
do what you want  
it to.

---

**Monica Dominguez -Reazin**

home 6313 Flor Del Sol ,  
Albuquerque NM  
87120 US  
other June 1, 2016

---

**Nadia Block**

home 85 adams st, apt  
20c, Brooklyn Ny  
11201 US  
other June 6, 2016

---

**Nancy Sutor**

home 3219 Agua Fria,  
Santa Fe NM  
87507 US  
other June 1, 2016  
note Keep Canyon Rd  
vital ! Include  
mobile vendors!

---

**Naomi Gibbons**

home 2007 Kiva Rd,  
Santa Fe NM  
87505 US  
other June 3, 2016

---

**Naomi Landau**

home 1209 San Jose  
Ave, Santa fe New  
Mexico 87505 US  
other June 15, 2016

---

**Nina Anthony**

home 55 Camino del  
Medio, PO Box  
67, San Cristobal  
New Mexico  
87564 US  
other June 15, 2016

---

**Pascual Romero**

home 530A Lolita St,  
Santa Fe NEW  
MEXICO (NM)  
87501 US  
other June 16, 2016  
note This doesn't strike  
me as anything  
other than further  
sterilization of our  
downtown area.  
Keep Santa Fe  
interesting.

---

**Patrizia Antonicelli**

home 1027 B Canyon  
Road, Santa Fe  
NM 87501 US  
other July 7, 2016

**Paul Baglione**

home 8B Forest Lane,  
Santa Fe New  
Mexico 87508 US

other July 8, 2016

note I strongly feel that  
vehicles like Axle  
add to the unique  
culture of Canyon  
Road and Santa  
Fe in general. I  
urge you to pass  
the bill without  
amendments and  
allow Axle and  
others like them to  
enliven the art  
experience in  
Santa Fe

---

**paul graubard**

home 16 old center st,  
po box 634, lenox  
MA 01240 US

other June 6, 2016

---

**Paul White**

home 94 Camino  
Chupadero, Santa  
Fe NM 87506 US

other July 9, 2016

---

**Paula Eastwood**

home 818 W. Manhattan  
Ave, #C, Santa  
NM 87501 US

other June 6, 2016

note I support Axle  
Contemporary and  
and their right to  
park their gallery  
on the street.

---

**Phoebe Shaw**

home 99 Adams Road,  
Haydenville  
Massachusetts  
01039 US

other June 6, 2016

---

**Poki Plottin**

home 2255 Paseo de los  
Chamisos, Apt g,  
Santa Fe NM  
87505 US

other June 6, 2016

---

**Prakash Spex**

home 3760 academy rd,  
santa fe NM  
87507 US

other June 15, 2016



**Rachael Chase**

home 66 River Road,  
Leyden MA 01337  
US  
other June 6, 2016

---

**Rachel Manera**

home 531 Franklin Ave,  
Santa Fe NM  
87501 US  
other June 19, 2016

---

**Raina Wellman**

home 609 Calle de  
Leon, Santa Fe  
New Mexico  
87505 US  
other June 24, 2016

---

**REBECCA O'DAY**

home 668 Camino del  
Obispo, LAMY Nm  
87540 US  
other June 15, 2016  
note This is unique,  
unobtrusive, our  
visitors and locals  
alike love it.  
Please use your  
heads as you  
consider this ban.

---

**Ria burnett**

home 152 maestras rd,  
Taos Nm 87557  
US  
other June 30, 2016  
note Please keep art  
ALIVE: fresh,  
contemporary,  
relevant. Thanks,  
a Taos neighbor

---

**Rick Fisher**

home 2013 Calle Lejano,  
Santa Fe NM  
87501 US

---

**Rita Bard**

home 312 Alta Vista  
Street, Santa Fe  
NM 87505 US  
other July 8, 2016

---

**RJ Ward**

home 1711 2nd St.,  
Santa Fe NM  
87507 US  
other June 1, 2016

---

**Robert Michael Sandrin**

home 539 Hillside Ave,  
Santa Fe NM  
87501 US  
other June 5, 2016

---

**Roberto Capocchi**

home 621 Velarde  
Street, Santa Fe  
NM 87501 US  
other June 16, 2016

---

**Ryan touns**

home 35 raven ravine,  
Santa fe Nm  
87507 US  
other June 6, 2016

---

**S Barela**

home 137 Bob St, Santa  
Fe NM 87501 US  
other June 7, 2016

---

**Sande Deitch**

home 1298 este lane,  
Santa fe Nm  
87501 US  
other July 2, 2016  
note Axle has a right to  
be on Canyon

**sandra goodwin**

home 1615 cerro gordo  
rd, santa fe NM  
87501 US

other June 17, 2016

note It would be not just  
sad to see Axel  
go, but a huge  
tear drop shaped  
hole would be left  
in our local culture  
depriving us of  
authenticity  
leaving nothing  
but coyote art on  
canyon rd. What  
would the point in  
going there even  
be now. Many of  
us local go there  
only for Axel, and  
then sometime do  
business in  
another local  
business there,  
those businesses  
would now loose  
out huge. Also I  
call for an  
immediate ban on  
all fed ex, UPS  
and delivery trucks  
on canyon rd, they  
are the real  
danger here, as  
they are often  
unattended, the  
driver no where to  
be found and a car  
can not even pass  
them let alone an  
emergency  
vehicle. Axel is  
always attended  
and can move at a  
moments notice,  
these other trucks  
which are even  
bigger, their only  
thing moving is the  
blinkers.

---

**Sarah Beasley**

home PO Box 1062,  
Santa Cruz CA  
95061 US

other June 3, 2016

**Sarah Rosenthal**

home 338 Rosario Hill,  
Santa Fe NM  
87501 US  
other June 16, 2016

---

**Scot Furgason**

home 3662 cerrillos  
road, Santa fe Nm  
87507 US  
other June 15, 2016  
note The more stuff  
happening on  
Canyon road the  
better. All the  
businesses would  
benefit. If we had  
more going on  
besides the same  
gallery scene It  
could even draw in  
more locals!

---

**Shawn Evans**

home 1121 North Luna  
Ci, Santa fe Nm  
87501 US  
other June 16, 2016

---

**Sheridan Phillips**

home 369 Montezuma  
Ave. #478, Santa  
Fe New Mexico  
87501 US

---

**Sherri Chavez**

home 314 Artist Rd,  
Santa Fe New  
Mexico 87501 US  
other June 15, 2016

---

**Sigrld Mabel**

home 369 Montezuma  
Ave., #464, Santa  
Fe NM 87501 US  
other June 5, 2016  
note Art to the people!

---

**Sloan Cunningham**

home 907 Gildersleeve,  
Santa Fe NM  
87505 US  
other June 16, 2016

---

**Solly Chase**

home 99 adams road,  
HAYDENVILLE  
Massachusetts  
01039 US  
other June 6, 2016

---

**Stella Reed**

home 116 Del Rio Dr,  
Santa Fe NM  
87501 US  
other June 3, 2016

---

**Stephen Hutchins**

home 22 Cienega  
Canyon Road,  
Placitas NM  
87043 US  
other June 9, 2016  
note Keep art on  
Canyon Road.  
Allow Axle  
Contemporary to  
present art there.

---

**Stuart Garber**

home 108 Leaping  
Powder Rd.,  
Santa Fe NM  
87508 US

---

**Tammy England**

home 1355 Juan Dr,  
Santa Fe NM  
87505 US  
other June 15, 2016

---

**thelma mathias**

home 820 los lovatos rd,  
Santa Fe nm  
87501 US  
other June 1, 2016

---

**Tom Joyce**

home 21 A Likely Rd,  
Santa Fe NM  
87508 US  
other July 9, 2016

---

**Tracy Neal**

home 618 Kathryn Ave.,  
Santa Fe New  
Mexico 87505 US  
other June 6, 2016

---

**V. Werenko**

home Po box 8609,  
Santa Fe Nm  
87504 US  
other June 6, 2016  
note The axle Gallery  
brings real art into  
the community  
and has a real  
spirit of true art  
about it. It does  
only good for art in  
the city and lives  
of people. For  
canyon to object is  
greedy. I was a  
gallery owner for  
seven years in  
canyon and I think  
it is good for santa  
fed art community  
and business

**Vicki Teague-Cooper**

home 92 Verano Loop,  
Santa Fe NM  
87508 US  
other July 8, 2016

---

**vickie deane**

home 118 camino rio,  
santa fe NM  
87501 US  
other July 10, 2016

---

**Victor Teng**

home 132 Calle Don  
Jose, Santa Fe  
NM 87501 US  
other June 16, 2016

---

**Vineeta Lovell**

home 48 Stone Cabin  
Road, Santa Fe  
NM 87505 US  
other June 16, 2016

---

**Virginia Pasternak**

home 2337 Santa  
Barbara Dr., Santa  
Fe NM 87505 US  
other June 15, 2016

---

**Walter Robinson**

home 7 Camino  
Caballos Spur,  
Lamy NM 87540  
US  
other June 1, 2016

---

**William Rehm**

home 421 8th street NE,  
Rio Rancho New  
Mexico 87124 US  
other June 16, 2016

---

**Yvette Tapp**

home 1255 Avenida  
Morelia #204,  
Santa Fe NM  
87506 US  
other July 8, 2016

---

**zachariah rieke**

home 416 alta vista,  
santa fe nm 87505  
US

Janice Wall  
7/27/16

5709C Highway 41, Galisteo NM 87540 US

norma cross  
7/27/16

1390 camino mio, santa fe nm 87505 US

Pilar Law  
7/27/16

1036 Canyon Road, Santa Fe NM 87501 US

Gurudarshan khalsa  
7/27/16

120 solana dr, Santa fe Nm 87501 US

August Muth  
7/27/16

2911 san isidro ct., Santa fe NM 87507 US

**CITY OF SANTA FE, NEW MEXICO  
PROPOSED AMENDMENT(S) TO BILL NO. 2016-32  
STR Commercial Use Prohibition**

---

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

**I propose the following amendment(s) to Bill No. 2016-32:**

1. On page 3, line 25 after "events" *insert* ", defined as intending to make money, offering goods or services for sale, or any other event or activity that is not residential in nature. An activity "not residential in nature" includes gatherings in excess of three (3) times the number of legally allowed occupants in the short term rental unit (including occupants), unless the activity or event is otherwise permitted by the city"

Respectfully submitted,

\_\_\_\_\_  
Signe I. Lindell, Councilor

ADOPTED: \_\_\_\_\_  
NOT ADOPTED: \_\_\_\_\_  
DATE: \_\_\_\_\_

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





**CITY COUNCIL MEETING OF**  
**July 27, 2016**

**BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION**  
**BY MEMBERS OF THE GOVERNING BODY**

<b>Mayor Javier Gonzales</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Carmichael Dominguez</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	<b>A RESOLUTION</b> AUTHORIZING AND APPROVING SUBMISSION OF AN APPLICATION FOR PROJECT APPROVAL TO THE NEW MEXICO STATE BOARD OF FINANCE FOR ALLOCATION OF QUALIFIED ENERGY CONSERVATION BONDS TO BE USED IN THE EXPANSION OF AN ENERGY EFFICIENCY LOAN PROGRAM ADMINISTERED BY HOMEWISE.	Finance Committee - 8/1/16 City Council - 8/10/16
	<b>AN ORDINANCE</b> AMENDING SUBSECTION 9-3.4 SFCC 1987 TO MODIFY ANNUAL DEPOSITS INTO THE PUBLIC CAMPAIGN FINANCE FUND.	City Council (request to publish) - 8/10/16 City Council (public hearing) - 9/14/16
<b>Councilor Mike Harris</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
Lindell	<b>A RESOLUTION</b> CALLING ON THE NEW MEXICO LEGISLATURE TO REDUCE GUN VIOLENCE BY ENACTING LEGISLATION REQUIRING COMPREHENSIVE BACKGROUND CHECKS FOR FIREARM SALES AND STRENGTHENING THE CRIMINAL BACKGROUND CHECK SYSTEM.	Public Safety Committee - 8/16/16 Finance Committee - 9/6/16 City Council - 9/14/16
<b>Councilor Peter Ives</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	<b>A RESOLUTION</b> REQUESTING THAT THE GOVERNING BODY ADOPT A WATER EFFICIENCY RATING SCORE (WERS) TARGET OF 70 IN THE SANTA FE RESIDENTIAL GREEN BUILDING CODE WITH THE WERS NUMBER BEING VERIFIED BY CERTIFIED WERS PROFESSIONALS.	Public Utilities Committee - 9/7/16 City Council - 9/14/16

*Exhibit 9/14*

<b>Councilor Peter Ives continued</b>		
	A RESOLUTION CALLING ON THE NEW MEXICO OFFICE OF THE STATE ENGINEER TO ORDER MEASURING AND METERING OF ALL GROUNDWATER WELLS WITHIN THE CITY OF SANTA FE AND REQUESTING AN APPROPRIATION OF FUNDS FROM THE LEGISLATURE.	Water Conservation Committee - 8/9/16 Public Utilities Committee - 9/7/16 City Council - 9/14/16
<b>Councilor Signe Lindell</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Joseph Maestas</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION DECLARING THE ELIGIBILITY AND INTENT OF THE CITY OF SANTA FE TO SUBMIT AN APPLICATION TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR FEDERAL FISCAL YEAR 2018 SECTION 5310 PROGRAM FUNDS FOR ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAM.	Finance Committee - 8/1/16 Public Works Committee - 8/8/16 City Council - 8/10/16
<b>Councilor Chris Rivera</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Ron Trujillo</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A RESOLUTION REQUESTING THE CITY MANAGER TO DIRECT STAFF TO DEVELOP WAYS THE CITY CAN IMPROVE THE APPEARANCE OF MEDIANS ALONG CITY ROADWAYS.	Public Works Committee - 8/8/16 City Business Quality of Life Committee - 8/10/16 Parks and Recreation Commission - 8/16/16 Finance Committee - 9/6/16 City Council - 9/14/16
	A RESOLUTION DIRECTING THE CITY MANAGER TO COLLABORATE WITH THE POLICE DEPARTMENT AND FINANCE DEPARTMENT TO DEVELOP A PLAN, INCLUDING FISCAL IMPACT, FOR RETAINING POLICE OFFICERS CURRENTLY SERVING WITH THE CITY OF SANTA FE POLICE DEPARTMENT.	Public Safety Committee - 8/16/16 Finance Committee - 9/6/16 City Council - 9/14/16
<b>Councilor Renee Villarreal</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2016-\_\_**

3 **INTRODUCED BY:**

4  
5 Councilor Peter N. Ives

6 Councilor Renee Villarreal

7  
8  
9  
10 **A RESOLUTION**

11 **REQUESTING THAT THE GOVERNING BODY ADOPT A WATER EFFICIENCY RATING**  
12 **SCORE (WERS) TARGET OF 70 IN THE SANTA FE RESIDENTIAL GREEN BUILDING**  
13 **CODE WITH THE WERS NUMBER BEING VERIFIED BY CERTIFIED WERS**  
14 **PROFESSIONALS.**

15  
16 **WHEREAS**, on March 11, 2009, the Governing Body adopted Resolution No. 2009-45  
17 which approved target goals for the Santa Fe Residential Green Building Code; and

18 **WHEREAS**, on October 28, 2014, the Governing Body adopted Resolution No. 2014-85  
19 declaring the governing body's intent for the City of Santa Fe to become carbon neutral by the  
20 year 2040; and

21 **WHEREAS**, on May 31, 2006, the Governing Body adopted Resolution No. 2006-54  
22 that endorsed the U.S. Mayors Climate Change Protection Agreement; and

23 **WHEREAS**, on May 31, 2006, the Governing Body adopted Resolution No. 2006-55  
24 that adopted high performance energy efficient building standards; and

25 **WHEREAS**, the City of Santa Fe uses third-party HERS energy raters and QWEL

1 outdoor irrigation auditors, and;

2       **WHEREAS**, the State of New Mexico in requires third party verification under the  
3 Sustainable Building Tax Credit as established in 2008

4       **WHEREAS**, Santa Fe Community College is actively training third party professionals  
5 to be WERS verifiers and currently is the only entity in the county authorized to provide this  
6 training, and

7       **WHEREAS**, the Governing Body desires to adopt ever more efficient water conservation  
8 strategies into the Santa Fe Residential Green Building Code,

9       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
10 **CITY OF SANTA FE** that it amend the Residential Green building Code in regards to water  
11 efficiency: Water conservation features, devices and practices to achieve conservation  
12 performance shall be required. A documented analysis using the Water Efficiency Rating Score  
13 (WERS) tool showing a maximum score of 70 shall be submitted to the land use department as  
14 part of a building permit application and a report of the confirmed rating with a maximum score  
15 of 70 as performed by a certified WERS rater approved by the City of Santa Fe, shall be  
16 submitted to the Land Use Department prior to receiving a certificate of occupancy.

17       **PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

18  
19 \_\_\_\_\_  
20 **JAVIER M. GONZALES, MAYOR**

21 **ATTEST:**

22  
23 \_\_\_\_\_  
24 **YOLANDA Y. VIGIL, CITY CLERK**

25 **APPROVED AS TO FORM:**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

---

KELLEY A. BRENNAN, CITY ATTORNEY

*M/Legislation/Resolutions 2016/WERS Target*

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2016-\_\_

INTRODUCED BY:

Councilor Peter Ives

A RESOLUTION

CALLING ON THE NEW MEXICO OFFICE OF THE STATE ENGINEER TO ORDER  
MEASURING AND METERING OF ALL GROUNDWATER WELLS WITHIN THE CITY  
OF SANTA FE AND REQUESTING AN APPROPRIATION OF FUNDS FROM THE  
LEGISLATURE.

WHEREAS, water is New Mexico's most precious resource, especially during times of  
drought; and

WHEREAS, under New Mexico water law, all ground and surface waters belong to the  
public and are subject to appropriation; and

WHEREAS, the State Engineer has a statutory responsibility to supervise the measurement,  
appropriation, and distribution of the state, NMSA 1978, § 72-2-1 in accordance with the prior  
appropriation doctrine, as established by New Mexico law, N.M. Const. art. XVI; NMSA 1978 § 72-  
1-2; and

WHEREAS, anyone wanting to use water in New Mexico must have a permit from the  
Office of the State Engineer (OSE); and

*Exhibit "13"*

1       **WHEREAS**, the unauthorized use of water to which another water-right owner is entitled, or  
2 the willful waste of surface or underground water to the detriment of another, or the public, is a  
3 misdemeanor, NMSA 1978 § 72-8-4, § 72-12-11 (1943); § 72-5-39 (1965); and

4       **WHEREAS**, the OSE is responsible for conducting scientific research for making water  
5 rights decisions, maintaining water rights records, and enforcing any conditions or restrictions on  
6 water use; and

7       **WHEREAS**, there are hundreds of private water wells within the Santa Fe city limits; and

8       **WHEREAS**, it is urgent that the State Engineer conjunctively manage water of the Santa Fe  
9 region within which groundwater and surface water and hydrologically connected as recognized by  
10 the State Engineer's administrative procedures and groundwater modelling in the area; and

11       **WHEREAS**, currently, these private household water wells are not being metered; and

12       **WHEREAS**, reporting the amounts of groundwater being diverted by the water rights owners  
13 in the Santa Fe region will aid in the accurate determination of the actual amount of groundwater  
14 being beneficially used, which is essential if the efficiency of the application process is to be  
15 improved and for the development of reliable, efficient water right markets; and

16       **WHEREAS**, the situation in the Santa Fe region meets many of the criteria associated with the  
17 issuance of metering orders in other parts of New Mexico; and

18       **WHEREAS**, the legislature could be called upon to allocate funding necessary to accomplish  
19 this purpose.

20       **NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
21 **CITY OF SANTA FE** that the Governing Body hereby calls on the New Mexico Office of the State  
22 Engineer to require meters and monitoring of private water wells within the city of Santa Fe.

23       **BE IT FURTHER RESOLVED** that the Governing Body appeals to our state delegation to  
24 request an appropriation of funds from the legislative for the metering of private wells within the city  
25 of Santa Fe.

**BE IT FURTHER RESOLVED** that the City Clerk is directed to forward a copy of this resolution to the New Mexico State Engineer and the City of Santa Fe State Legislative Delegation.

PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2016.

**JAVIER M. GONZALES, MAYOR**

**ATTEST:**

**YOLANDA Y. VIGIL, CITY CLERK**

**APPROVED AS TO FORM:**

**KELLEY A. BRENNAN, CITY ATTORNEY**



1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2016-\_\_

3 INTRODUCED BY:

4  
5 Councilor Carmichael A. Dominguez

6  
7  
8  
9  
10 A RESOLUTION

11 AUTHORIZING AND APPROVING SUBMISSION OF AN APPLICATION FOR PROJECT  
12 APPROVAL TO THE NEW MEXICO STATE BOARD OF FINANCE FOR ALLOCATION  
13 OF QUALIFIED ENERGY CONSERVATION BONDS TO BE USED IN THE EXPANSION  
14 OF AN ENERGY EFFICIENCY LOAN PROGRAM ADMINISTERED BY HOMEWISE.

15  
16 WHEREAS, the City of Santa Fe is committed to protecting the long-term health and  
17 viability of our community through strategies designed to improve the environment by reducing  
18 greenhouse gas emissions and mitigating the effects of climate change; and

19 WHEREAS, the City of Santa Fe is also committed to the advancement of its economy,  
20 including jobs related to the field of sustainability; and

21 WHEREAS, electricity use by the citizens and businesses of Santa Fe is a major contributory  
22 source of carbon emissions; and

23 WHEREAS, the Governing Body, through the adoption of Resolution No. 2015-30, directed  
24 the City Renewable Energy Planner to develop a green community program and/or programs to  
25 reduce energy and water consumption at city owned facilities and throughout the community at-large;

*Exhibit "14"*

1 work with other City staff and environmental, energy, sustainability and other climate related  
2 stakeholders in the community to draft a comprehensive 25-year sustainability plan to annually  
3 reduce Santa Fe's carbon emissions and energy consumption through a variety of strategies in order  
4 to achieve the City's goal of becoming carbon neutral by 2040; and

5 **WHEREAS**, the Governing Body, through the adoption of Resolution No. 2015-72,  
6 authorized and approved submission of an application for project approval to the New Mexico State  
7 Board of Finance for allocation of Qualified Energy Conservation Bonds (QECB) for the  
8 implementation of a green community program, energy performance contract, and other qualified  
9 conservation projects, and directing the City Manager and city staff to take necessary action in  
10 connection with the application to the New Mexico State Board of Finance;

11 **WHEREAS**, in 2015 the City of Santa Fe joined the Compact of Mayors, a worldwide  
12 coalition of cities dedicated to making progress on the reduction of greenhouse gases; and

13 **WHEREAS**, the Governing Body, through the adoption of Resolution No. 2016-42, created  
14 the Verde Fund establishing the Verde Fund to reduce systemic poverty, achieve carbon neutrality  
15 and empower Santa Fe's workforce; and

16 **WHEREAS**, Homewise operates an Energy Efficiency Loan program to help families in  
17 Santa Fe County conserve energy and protect the value of their homes; and

18 **WHEREAS**, using capital from QECBs, Homewise will expand the Energy Efficiency Loan  
19 program and offer lower interest rates to help reach families at all income ranges including low- and  
20 moderate-income who would benefit the most from lower energy costs; and

21 **WHEREAS**, such energy efficiency loans finance projects that conserve resources like  
22 energy and water and generate energy through solar; and

23 **WHEREAS**, the Energy Efficiency Loan program advances the qualified conservation  
24 purpose of implementing a green community program through the use of loans to implement the  
25 program, and the loans enable homeowners at all income levels to finance capital improvements to

1 their homes that result in energy and water savings, and such improvements typically include items  
2 like solar photovoltaic system, solar hot water, new roofs with additional insulation, upgraded  
3 windows, upgraded heating and cooling systems, Energy Star appliances, and water efficient  
4 landscaping and irrigation; and

5 **WHEREAS**, the loan program is designed to specifically remove barriers that exist in the  
6 current marketplace that prevent homeowners from completing improvements, and such existing  
7 barriers are especially burdensome for low- and moderate-income homeowners who are on fixed  
8 monthly budgets and lack the liquid savings to pay for large projects up front.

9 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
10 **CITY OF SANTA FE** that it directs city staff to work with Homewise to assist with an application to  
11 the New Mexico State Board of Finance to apply for QECBs to be used to create an energy loan  
12 program for the community.

13 **BE IT FURTHER RESOLVED THAT** the focus of the energy loan program shall include  
14 the following and subsequent deliverables:

- 15 1. The funds will be designated for renewable energy and energy efficiency work for home and  
16 small business owners;
- 17 2. Homewise would use the services of Modrall Sperling to initiate the bond;
- 18 3. Homewise shall create and submit semi-annual reports which will contain at a minimum:  
19 applicant, loan amount, project type, location, and term;
- 20 4. An independent third party shall be used to review and verify the semi-annual reports; and
- 21 5. The independent third party will work with Modrall Sperling to submit the required semi-  
22 annual remittent reports.

23 **PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2015.  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

---

JAVIER M. GONZALES, MAYOR

ATTEST:

---

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

---

KELLEY A. BRENNAN, CITY ATTORNEY

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2016-\_\_

3 INTRODUCED BY:

4  
5 Councilor Carmichael A. Dominguez

6  
7  
8  
9  
10 AN ORDINANCE

11 AMENDING SUBSECTION 9-3.4 SFCC 1987 TO MODIFY ANNUAL DEPOSITS INTO THE  
12 PUBLIC CAMPAIGN FINANCE FUND.

13  
14 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

15 Section 1. Subsection 9-3.4 SFCC 1987 (being Ord. #2009-44, §5, as amended) is  
16 amended to read:

17 9-3.4 Public Campaign Finance Fund.

18 A. A dedicated public campaign finance fund ("the fund") is established to be  
19 administered by the municipal clerk for the purpose of providing public financing for the election  
20 campaigns of participating candidates. Monies in the fund and disbursed from the fund to  
21 participating candidates are public monies entrusted to the candidates to be used solely for the public  
22 purposes specified in this Section 9-3 SFCC 1987.

23 ~~[B. Beginning with the city budget for fiscal year 2009-2010 and in each fiscal year~~  
24 ~~thereafter the sum of one hundred fifty thousand dollars (\$150,000.) shall be budgeted for and~~  
25 ~~deposited in the fund.]~~

*Exhibit "15"*

1        ~~[C.] B.~~ ~~[Beginning with the election of 2014, the]~~ The governing body shall appropriate and  
2        deposit in the fund such additional sums, if any, as may be necessary to ensure:

3                (1)        That the balance in the fund one hundred nineteen (119) days preceding each  
4        election for mayor and four (4) council seats is at least six hundred thousand dollars  
5        (\$600,000.); and

6                (2)        That the balance in the fund one hundred nineteen (119) days preceding each  
7        election for municipal judge and four (4) council seats is at least three hundred thousand  
8        dollars (\$300,000.).

9        ~~[D.] C.~~ In addition to the ~~[deposits]~~ deposit required by paragraph~~s~~ B. ~~[and C.]~~ of this  
10       subsection, the following shall also be deposited in the fund:

11               (1)        All seed money contributions received by candidates seeking to become  
12       certified as participating candidates which remain unspent;

13               (2)        All qualifying contributions received by candidates seeking to become  
14       certified as participating candidates;

15               (3)        All amounts paid from the fund to participating candidates which have not  
16       been spent or obligated as of the date of the election;

17               (4)        All fines levied by the ethics and campaign review board or as decreed by a  
18       court of competent jurisdiction as a condition of probation;

19               (5)        Voluntary donations made to the fund;

20               (6)        All interest and other income earned from investment of the fund; and

21               (7)        Such other appropriations to the fund as may be made by the governing body  
22       as necessary to fulfill the requirements of this Section 9-3 SFCC 1987.

23       APPROVED AS TO FORM:

24       \_\_\_\_\_  
25       KELLEY A. BRENNAN, CITY ATTORNEY

*M/Legislation/Bills 2016/Campaign Finance Fund*

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2016-\_\_

3 INTRODUCED BY:

4  
5 Councilor Mike Harris

Councilor Signe Lindell

6 Mayor Javier Gonzales

Councilor Christopher Rivera

7 Councilor Peter Ives

Councilor Renee Villarreal

8 Councilor Carmichael Dominguez

Councilor Ronald Trujillo

9 Councilor Joseh Maestas

10 A RESOLUTION

11 CALLING ON THE NEW MEXICO LEGISLATURE TO REDUCE GUNVIOLENCE BY  
12 ENACTING LEGISLATION REQUIRING COMPREHENSIVE BACKGROUND  
13 CHECKS FOR FIREARM SALES AND STRENGTHENING THE CRIMINAL  
14 BACKGROUND CHECK SYSTEM.

15  
16 WHEREAS, an average of 91 Americans are killed with guns every day. Our  
17 community and nation have been repeatedly devastated by mass shootings and the daily toll  
18 of gun violence that claims more than 30,000 lives each year; and

19 WHEREAS, in the last decade, 798 New Mexico residents were murdered with guns,  
20 a rate more than 50% higher than the national average; and

21 WHEREAS, in the last decade, 2,020 New Mexico residents committed suicide  
22 with a firearm, a rate almost double the national average; and

23 WHEREAS, the City Council supports common-sense policies that promote public  
24 safety in Santa Fe and keep guns out of dangerous hands while respecting the Second  
25 Amendment rights of law-abiding gun owners; and

1       **WHEREAS**, under federal law convicted felons, the seriously mentally ill, domestic  
2 violence abusers, and other dangerous people are prohibited from possessing guns, and  
3 licensed gun dealers are required to conduct background checks on would-be buyers to  
4 enforce these prohibitions; and

5       **WHEREAS**, background checks have blocked more than 2.4 million gun sales to  
6 criminals and other prohibited purchasers since the federal criminal background check system  
7 took effect in 1998; and

8       **WHEREAS**, in New Mexico alone in the last three years for which data is available, the  
9 background check system has blocked 5,739 gun sales to prohibited people, including 2,360  
10 felons, 1,661 fugitives, and 962 to people convicted of domestic violence misdemeanors or  
11 subject to domestic violence protection orders; and

12       **WHEREAS**, a dangerous loophole in the federal background check law undermines  
13 public safety by allowing unlicensed, private sellers to sell guns to strangers without  
14 background checks and with no questions asked; and

15       **WHEREAS**, unlicensed sellers sell millions of guns without background checks every  
16 year in the United States at gun shows, online, through classified advertisements or by other  
17 means; and

18       **WHEREAS**, too many of the 30,000 lives lost each year to gun deaths are caused by  
19 individuals who are barred from purchasing or possessing guns under federal law but who  
20 manage to obtain guns without passing background checks; and

21       **WHEREAS**, over the last decade, New Mexico had the highest national statewide  
22 rate of law enforcement officers killed with a handgun that was not their own – a rate over  
23 300% higher than the national average; and

24       **WHEREAS**, in states that require background checks for all handgun sales, 46%  
25 fewer women are shot to death by intimate partners, 48% fewer law enforcement are shot to



1 death with handguns, and there is 48% less gun trafficking; and

2       **WHEREAS**, 92% of Americans and 82% of gun owners support background checks  
3 for all gun sales; and

4       **WHEREAS**, countless law enforcement, gun violence prevention, civil rights, and  
5 domestic violence organizations, as well as faith communities, support background checks for all  
6 gun sales.

7       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF**  
8 **THE CITY OF SANTA FE** that the Governing Body hereby supports the New Mexico State  
9 Legislature enacting legislation which requires comprehensive background checks for firearm  
10 sales and which strengthens the criminal background check system.

11       **BE IT FURTHER RESOLVED** that the City Clerk is directed to forward a copy of  
12 this resolution to the Governor of New Mexico, the President Pro Tempore of the New  
13 Mexico Senate, the Speaker of the House of the New Mexico House of Representatives, and  
14 the City of Santa Fe State Legislative Delegation

15       **PASSED, APPROVED, and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

16  
17  
18 **ATTEST:**

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

19  
20 \_\_\_\_\_  
21 **YOLANDA Y. VIGIL, CITY CLERK**

22 **APPROVED AS TO FORM:**

23 \_\_\_\_\_  
24 **KELLEY BRENNAN, CITY ATTORNEY**

25 *M/Legislation/Resolutions 2016/Gun Legislation Support*

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2016-\_\_\_\_

3 INTRODUCED BY:

4  
5 Councilor Ronald S. Trujillo

6 Councilor Mike Harris

7  
8  
9  
10 A RESOLUTION

11 REQUESTING THE CITY MANAGER TO DIRECT STAFF TO DEVELOP A PLAN THE  
12 CITY CAN IMPLEMENT TO IMPROVE THE APPEARANCE OF MEDIANS ALONG  
13 CITY ROADWAYS.

14  
15 WHEREAS, the city of Santa Fe is proud of its cultural and historical significance among  
16 North American communities; and

17 WHEREAS, Santa Fe is a top tourist destination and is known for its beauty and charm; and

18 WHEREAS, our city roadways are traveled daily by community members and tourists alike;  
19 and

20 WHEREAS, a city renowned for its natural and architectural beauty should take care of  
21 public areas that are on display daily; and

22 WHEREAS, medians that are overgrown with weeds pose traffic dangers when vehicles,  
23 bicyclists and pedestrians are unable to see each other; and

24 WHEREAS, the medians along our city roadways have become unattractive and require  
25 care; and

1       **WHEREAS**, it takes many man hours to maintain the medians along the roadways in our  
2 city; and

3       **WHEREAS**, with current budget constraints and water conservation efforts, it is a difficult  
4 task to maintain attractive medians along the city roadways.

5       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
6 **CITY OF SANTA FE** that the City Manager directs staff to develop a plan the City can implement  
7 to improve the appearance of medians along city roadways.

8       **BE IT FURTHER RESOLVED** that staff takes the following into consideration in the  
9 planning process:

- 10       1. Budget and manpower constraints;  
11       2. Possibility of xeriscape design in an effort to conserve water and future maintenance;  
12       3. Weed control implementation; and  
13       4. Maintenance schedule to ensure future upkeep.

14       **BE IT FURTHER RESOLVED** that staff shall report their findings to the Governing Body  
15 sixty (60) days from the passage of this resolution.

16       **PASSED APPROVED** and **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

17  
18  
19 \_\_\_\_\_  
20 **JAVIER M. GONZALES, MAYOR**

21  
22 **ATTEST:**  
23  
24 \_\_\_\_\_

25 **YOLANDA Y. VIGIL, CITY CLERK**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

APPROVED AS TO FORM:

---

KELLEY A. BRENNAN, CITY ATTORNEY

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2016-\_\_

3 INTRODUCED BY:

4  
5 Councilor Ronald S. Trujillo

6  
7  
8  
9  
10 A RESOLUTION

11 DIRECTING THE CITY MANAGER TO COLLABORATE WITH THE POLICE  
12 DEPARTMENT AND FINANCE DEPARTMENT TO DEVELOP A PLAN, INCLUDING  
13 FISCAL IMPACT, FOR RETAINING POLICE OFFICERS CURRENTLY SERVING WITH  
14 THE CITY OF SANTA FE POLICE DEPARTMENT.  
15

16 WHEREAS, the mission of the Santa Fe Police Department is commitment to excellence in  
17 law enforcement and dedication to the people, traditions and diversity of our City; and

18 WHEREAS, through empowerment by the community they remain devoted to protecting  
19 lives, property and the rights of all people to maintain order and enforce the law impartially; and

20 WHEREAS, through the efforts of the City of Santa Fe Police Department, Santa Fe is a  
21 better, safer place to live, work, learn, play and stay; and

22 WHEREAS, as a result of the cost of living in Santa Fe, many officers live outside our city  
23 limits and commute to work; and

24 WHEREAS, police departments in the surrounding areas that are experiencing officer  
25 shortages offer incentives for new officers that could potentially lure Santa Fe police officers to

*Exhibit "18"*

1 another police department; and

2       **WHEREAS**, it is vital that we maintain the current number of officers in our City's police  
3 force to serve our City with potential incentives to retain our officers.

4       **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
5 **CITY OF SANTA FE** that Governing Body directs the City Manager to collaborate with the Police  
6 Department and Finance Department to develop a plan, which shall include fiscal impact, for  
7 retaining our current police officers.

8       **BE IT FURTHER RESOLVED** that staff shall present the plan to the Public Safety  
9 Committee, the Finance Committee and the Governing Body within forty-five (45) days from passage  
10 of this resolution.

11       **PASSED APPROVED** and **ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

12  
13  
14 \_\_\_\_\_  
15 **JAVIER M. GONZALES, MAYOR**

16  
17 **ATTEST:**

18  
19 \_\_\_\_\_  
20 **YOLANDA Y. VIGIL, CITY CLERK**

21  
22 **APPROVED AS TO FORM:**

23  
24 \_\_\_\_\_  
25 **KELLEY A. BRENNAN, CITY ATTORNEY**

*M/Legislation/Resolutions 2016/Retain Police Officers*

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2016-\_\_\_\_

3 INTRODUCED BY:

4  
5 Councilor Joseph Maestas  
6  
7  
8  
9

10 A RESOLUTION

11 DECLARING THE ELIGIBILITY AND INTENT OF THE CITY OF SANTA FE TO  
12 SUBMIT AN APPLICATION TO THE NEW MEXICO DEPARTMENT OF  
13 TRANSPORTATION FOR FEDERAL FISCAL YEAR 2018 SECTION 5310 PROGRAM  
14 FUNDS FOR ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH  
15 DISABILITIES PROGRAM.  
16

17 WHEREAS, the City of Santa Fe, New Mexico has the legal authority to apply for, receive  
18 and administer federal funds; and,

19 WHEREAS, the City of Santa Fe is submitting an application for Federal Fiscal Year 2018  
20 (FFY18) Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities program funds  
21 for an amount up to \$360,000, as set forth by the Federal legislation, Fixing America's Surface  
22 Transportation Act (FAST Act); and,

23 WHEREAS, the vehicle procurement named in the Section 5310 application is an eligible  
24 project under FAST Act; and,

25 WHEREAS, the City of Santa Fe acknowledges availability of the required local match of 20

*Exhibit "19"*

1 percent; and

2       **WHEREAS**, when purchasing capital using a state approved price agreement, the City of  
3 Santa Fe will make a check to the awarded vendor for the 20 percent local match and send the check  
4 to the New Mexico Department of Transportation (NMDOT) Transit and Rail Division; and, at  
5 delivery, the check is given to the vendor and NMDOT is billed for the difference; and,

6       **WHEREAS**, the City of Santa Fe agrees to pay any costs that exceed the project amount if  
7 the application is selected for funding; and,

8       **WHEREAS**, the City of Santa Fe agrees to maintain all capital acquired with Section 5310  
9 funds for the useable life of the project.

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

12       1. The City of Santa Fe authorizes staff to submit an application for FFY18 Section 5310  
13 funds for an amount up to \$360,000 to NMDOT on behalf of the residents of the city of Santa Fe.

14       2. The City of Santa Fe authorizes the use of the ¼ cent Gross Receipts Tax dedicated to the  
15 Transit Division by Ordinance 2016-5 for the required 20 percent local match if the grant is awarded.

16       3. The City of Santa Fe authorizes staff to enter into a Cooperative Project Agreement with  
17 the NMDOT for Section 5310 projects using these funds as set forth by FAST Act on behalf of the  
18 residents of City of Santa Fe if the grant is awarded. City staff is also authorized to submit additional  
19 information as may be required and act as the official representative of the City of Santa Fe in this  
20 and subsequent related activities.

21       4. That the City of Santa Fe assures the NMDOT that if Section 5310 funds are awarded,  
22 sufficient funding for the local match is available; a check to the awarded vendor for the local match  
23 will be sent to NMDOT; and that any costs exceeding the award amount will be paid for by City of  
24 Santa Fe.

25       5. That the City of Santa Fe assures the NMDOT that if awarded Section 5310 funds,



1 sufficient funding for the operation and maintenance of the Section 5310 capital will be available for  
2 the life of the project.

3 6. That the City of Santa Fe assures the NMDOT that the City of Santa Fe is willing and able  
4 to administer all activities associated with the proposed project.

5 PASSED, ADOPTED, AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_ 2016.  
6  
7  
8

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

10 ATTEST:  
11  
12 \_\_\_\_\_

13 YOLANDA Y. VIGIL, CITY CLERK

14 APPROVED AS TO FORM:  
15  
16 \_\_\_\_\_

17 KELLEY A. BRENNAN, CITY ATTORNEY  
18  
19  
20  
21  
22  
23  
24

25 *M/Legislation/Resolutions 2016/NMDOT Section 5310 Program\_FFY 18*