

Public Utilities Committee – 10/5/2016
Finance Committee – 10/17/2016
City Council – 10/26/2016

11. Request for approval of Change Order No. 1 to the contract with Sub Surface Contracting, Inc. (Item # 15-1223) for the Water Main Replacements Project – CIP # 3049 for the amount of \$29,033.17 inclusive of NMGR. (Bill Huey)

Public Utilities Committee – 10/5/2016
Finance Committee – 10/17/2016
City Council – 10/26/2016

DISCUSSION AND ACTION

12. Request for approval of Bill No. 2016-_____. An ordinance amending Section 7-4.2 SFCC 1987, Residential Green Building Code by repealing Exhibit A to Chapter VII SFCC 1987; adding a requirements section; and amending Section 14-8.2(D) Best Management Practices for Grading Before and During Construction. (Katherine Mortimer) (Councilors Ives, Dominguez and Villareal)

- a. A resolution establishing target goals for the City's Green Building code to meet the goals set forth in the U.S. Mayors Climate Change Protection Agreement, the City's goal of becoming carbon neutral by 2040, and the need to conserve water resources due to the projected effects of climate change. (Katherine Mortimer) (Councilors Ives, Dominguez and Villareal)

Sustainable Santa Fe Commission – 8/17/2016
Planning Commission – 8/18/2016
Public Works Committee – 8/29/2016
Public Utilities Committee – 9/7/2016 (Postponed)
Water Conservation Committee – 9/13/2016
City Council – 9/14/2016 (Request to Publish)
Finance Committee – 9/19/2016
Public Utilities Committee – 10/5/2016
City Council – 10/26/2016 (Public Hearing)

13. Request for approval of Bill No. 2016-_____. An ordinance relating to the City of Santa Fe Telecommunications Facilities In The Public Right-of-Way Ordinance; amending subsection 27-2.1 SFCC 1987 to establish legislative findings; amending subsection 27-2.3 SFCC 1987 to repeal the definition of "gross revenue" and establish a new definition for "gross charge"; amending subsection 27-2.5 to repeal the fee structure and establish an infrastructure maintenance franchise fee; and

making such other changes as are necessary to carry out the intent of this ordinance.
(Marcos Martinez) (Councilor Ives)

Public Utilities Committee – 9/7/2016 (postponed)
Public Works Committee – 9/12/2016 (approved)
City Council – 9/14/2016 (Request to Publish) (approved)
Finance Committee – 9/19/2016 (approved)
Public Utilities Committee – 10/5/2016
City Council – 10/13/2016 (Public Hearing)

14. Request for approval of Bill No. 2016-_____. An ordinance amending the Land Development Code to update Land-Use Categories, Table of Permitted Uses to add Agricultural Uses; amending subsection 14-6.2(H) of the Land Development Code to prohibit animal production and slaughterhouses, and providing for agricultural uses; creating new subsection 14-6.3(D)(4) of the Land Development Code to allow for agricultural home occupation exceptions; amending subsection 14-8.7 of the Land Use Development Code to waive architectural design review of agricultural related structures by the land development director; and amending subsection 14-12 of the Land Development Code to include definitions for terms relating to Urban Agriculture. (John Alejandro) (Mayor Gonzales and Councilor Ives)

- a. Request for approval of Resolution No. 2016-_____. A resolution creating the City of Santa Fe Procedures and Guidelines for Urban Agriculture Activities and Uses. (John Alejandro) (Mayor Gonzales and Councilor Ives)

Public Work Committee – 8/29/2016 (approved)
City Council (Request to Publish) – 8/31/2016 (approved)
Planning Commission – 9/8/2016 (approved)
Water Conservation Committee – 9/13/2016 (approved)
City Business Quality of Life Committee – 9/14/2016 (approved)
Finance Committee – 9/19/2016 (approved)
Sustainable Santa Fe Commission – 9/21/2016
City Council (Public Hearing) – 10/26/2016

15. Request for approval of Bill No. 2016-_____. A ordinance relating to the Land Development Code, Chapter 14 SFCC 1987, creating a new subsection 14-5.5(D) entitled the “Midtown Local Innovation Corridor Overlay District” (Midtown Linc Overlay District) and establishing permitted used, definitions, standards, and incentives for qualifying projects within the district; amending the following articles to add provisions for qualifying projects within the district; 14-3.8(B) Development Plan Approvals, Table 14-6.1-1 Special Use Permits, 14-6.2(A)(7) Dwelling Units within C-2 and SC Districts, 14-8.6(B)(4) Reduction of Required Parking Spaces, Table 14-8.7-2 Architectural Design Standards and Point Allocations, 14-8.13(E) Development Water Budget Criteria, 14-8.14(D) Impact Fees; relating to the Building and Housing Code, Chapter 7 SFCC 1987, amending subsection 7-1.10 Application

of the International Existing Building code; relating to the Sewer Code, Chapter 22 SFCC 1987, amending subsection 22-6.6 Exhibit A Section 7 Wastewater Utility Expansion Charge; relating to the Water Code, Chapter 25 SFCC 187, 25-4.2 Exhibit B Rate Schedule 8 Utility Expansion Charge; and making such other changes that are necessary to carry out the purpose of this ordinance. (Matthew O'Reilly) (Mayor Gonzales, Councilors Ives and Lindell)

Planning Commission – 9/8/2016 (approved)
City Business Quality of Life Committee – 9/14/2016 (approved)
Community Development Commission – 9/14/2016 (approved)
City Council (Request to Publish) – 9/14/2016 (approved)
Public Work Committee – 9/26/2016
Finance Committee – 10/4/2016
Public Utilities Committee – 10/5/2016
City Council (Public Hearing) – 10/26/2016-

MATTERS FROM THE PUBLIC

MATTERS FROM THE CITY ATTORNEY

MATTERS FROM STAFF

MATTERS FROM THE COMMITTEE

NEXT MEETING: Wednesday, November 2, 2016 at Wastewater Treatment Plant

ADJOURN

PERSONS WITH DISABILITIES IN NEED OF ACCOMODATIONS, CONTACT THE CITY CLERK'S OFFICE AT 505-955-6520, FIVE (5) WORKING DAYS PRIOR TO THE MEETING DATE.

**SUMMARY INDEX
PUBLIC UTILITIES COMMITTEE MEETING
Wednesday, October 5, 2016**

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REQUEST FOR APPROVAL OF BILL NO. 2016- ____. AN ORDINANCE AMENDING SECTION 7-4.2 SFCC 1987, RESIDENTIAL GREEN BUILDING CODE BY REPEALING EXHIBIT A TO CHAPTER VII SFCC 1987; ADDING A REQUIREMENTS SECTION; AND AMENDING SECTION 14-8.2(D) BEST MANAGEMENT PRACTICES FOR GRADING BEFORE AND DURING CONSTRUCTION	Approved w/amendments	3-6
A RESOLUTION ESTABLISHING TARGET GOALS FOR THE CITY'S GREEN BUILDING CODE TO MEET THE GOALS SET FORTH IN THE U.S. MAYORS CLIMATE CHANGE PROTECTION AGREEMENT, THE CITY'S GOAL OF BECOMING CARBON NEUTRAL BY 2040, AND THE NEED TO CONSERVE WATER RESOURCES DUE TO THE PROJECTED EFFECTS OF CLIMATE CHANGE	Approved	6

ITEM**ACTION****PAGE**

BILL NO. 2016-37. AN ORDINANCE RELATING TO THE CITY OF SANTA FE TELECOMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY ORDINANCE; AMENDING SUBSECTION 27-2.1 SFCC 1987, TO REPEAL THE DEFINITION OF "GROSS REVENUE," AND ESTABLISH A NEW DEFINITION FOR "GROSS CHARGE;" AMENDING SUBSECTION 27-2.5 TO REPEAL THE FEE STRUCTURE AND ESTABLISH AN INFRASTRUCTURE MAINTENANCE FRANCHISE FEE; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO CARRY OUT THE INTENT OF THIS ORDINANCE

Approved

7-8

REQUEST FOR APPROVAL OF BILL NO. 2016-____. AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE TO UPDATE LAND USE CATEGORIES, TABLE OF PERMITTED USES TO ADD AGRICULTURAL USES; AMENDING SUBSECTION 14-6.2(H) OF THE LAND DEVELOPMENT CODE TO PROHIBIT ANIMAL PRODUCTION AND SLAUGHTERHOUSES, AND PROVIDING FOR AGRICULTURAL USES; CREATING A NEW SUBSECTION 14-6.3(D)(4) OF THE LAND DEVELOPMENT CODE TO ALLOW FOR AGRICULTURAL HOME OCCUPATION EXCEPTIONS; AMENDING SECTION 14-8.7 OF THE LAND DEVELOPMENT CODE TO WAIVE ARCHITECTURAL DESIGN REVIEW OF AGRICULTURAL RELATED STRUCTURES BY THE LAND DEVELOPMENT DIRECTOR; AND AMENDING SUBSECTION 14-12 OF THE LAND DEVELOPMENT CODE TO INCLUDE DEFINITIONS FOR TERMS RELATING TO URBAN AGRICULTURE

Approved w/amendments

8-12

A RESOLUTION CREATING THE CITY OF SANTA FE PROCEDURES AND GUIDELINES FOR URBAN AGRICULTURE ACTIVITIES AND USES

Approved w/amendments

13-14

ITEM**ACTION****PAGE**

BILL NO. 2016-41. AN ORDINANCE RELATING TO THE LAND DEVELOPMENT CODE, CHAPTER 14 SFCC 1987, CREATING A NEW SUBSECTION 14-5.5(D) ENTITLED THE "MIDTOWN LOCAL INNOVATION CORRIDOR OVERLAY DISTRICT," (MIDTOWN LINC OVERLAY DISTRICT), AND ESTABLISHING PERMITTED USES, DEFINITIONS, STANDARDS, AND INCENTIVES FOR QUALIFYING PROJECTS WITHIN THE DISTRICT; AMENDING THE FOLLOWING ARTICLES TO ADD PROVISIONS FOR QUALIFYING PROJECT WITHIN THE DISTRICT: 14-3.8(B) DEVELOPMENT PLAN APPROVALS, TABLE 14-6.1-1 SPECIAL USE PERMITS, 14-6.2(A)(7) DWELLING UNITS WITHIN C-2 AND SC DISTRICTS, 14-8.6(B)(4) REDUCTION OF REQUIRED PARKING SPACES, TABLE 14-8.7-2 ARCHITECTURAL DESIGN STANDARDS AND POINT ALLOCATIONS, 14-8.13(E) DEVELOPMENT WATER BUDGET CRITERIA, 14-8.14(D) IMPACT FEES; RELATING TO THE BUILDING AND HOUSING CODE, CHAPTER 7 SFCC 1987, AMENDING SUBSECTION 7-1.10 APPLICATION OF THE INTERNATIONAL EXISTING BUILDING CODE; RELATING TO THE SEWER CODE, CHAPTER 22 SFCC 1987, AMENDING SUBSECTION 22-6.6 EXHIBIT A SECTION 7, WASTEWATER UTILITY EXPANSION CHARGE; RELATING TO THE WATER CODE, CHAPTER 25 SFC 1987, 25-4.2 EXHIBIT B RATE SCHEDULE AND UTILITY EXPANSION CHARGE; AND MAKING SUCH OTHER CHANGES THAT ARE NECESSARY TO CARRY OUT THE PURPOSE OF THIS ORDINANCE

Approved w/amendments**14-16****MATTERS FROM THE PUBLIC****17****MATTERS FROM THE CITY ATTORNEY****None****17****ITEMS FROM STAFF****None****17****MATTERS FROM THE COMMITTEE****Information/discussion****17**

**NEXT MEETING: NOVEMBER 2, 2016 AT
WASTEWATER TREATMENT PLANT**

17**ADJOURN****17**

**MINUTES OF THE
CITY OF SANTA FE
PUBLIC UTILITIES COMMITTEE
Wednesday, October 5, 2016**

1. CALL TO ORDER

A meeting of the Public Utilities Committee was called to order by Councilor Joseph M. Maestas, Acting Chair, at approximately 5:00 p.m., on Wednesday, October 5, 2016, in the City Council Chambers, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Councilor Joseph M. Maestas, Acting Chair
Councilor Ronald S. Trujillo
Councilor Renee Villarreal

MEMBERS EXCUSED:

Councilor Christopher M. Rivera, Chair
Councilor Signe I. Lindell

OTHERS PRESENT:

Nick Schiavo, Public Utilities Director
Marcos Martinez, Assistant City Attorney
Melessia Helberg, Stenographer

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

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

3. APPROVAL OF AGENDA

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the Agenda as presented.

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

4. APPROVAL OF CONSENT AGENDA

MOTION: Councilor Trujillo moved, seconded by Councilor Villarreal, to approve the following Consent Action Calendar, as presented.

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

CONSENT – ACTION CALENDAR

- 7. UPDATE ON CURRENT WATER SUPPLY STATUS. (ALEX PUGLISI)**
- 8. WASTEWATER MANAGEMENT DIVISION MONTHLY UPDATE. (SHANNON JONES)**
- 9. REQUEST FOR APPROVAL OF PROCUREMENT OF 2017 PUBLIC UTILITIES COMMITTEE MEETING CALENDAR. Committee Review: Public Utilities Committee 10/05/16; and City Council - 11/09/16.**
- 10. REQUEST FOR APPROVAL OF AWARD OF BID FOR RFP 16/52/P WATER DISTRIBUTION SYSTEM LEAK DETECTION TO PURE OPS FOR JULY 1 2016 THROUGH JUNE 30, 2010, FOR A TOTAL OF \$88,383, INCLUSIVE OF NMGR. (MIKE MOYA) Committee Review: Public Utilities Committee 10/05/16; Finance Committee – 10/17/2016; and City Council - 10/26/16.**
- 11. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 TO THE CONTRACT WITH SUB SURFACE CONTRACTING, INC. (ITEM #15-1223) FOR THE WATER MAIN REPLACEMENTS PROJECT – CIP #3049 FOR THE AMOUNT OF \$29,033.17, INCLUSIVE OF NMGR. (BILL HUEY).) Committee Review: Public Utilities Committee 10/05/16; Finance Committee – 10/17/2016; and City Council - 10/26/16.**

END OF CONSENT – ACTION CALENDAR

5. APPROVAL OF MINUTES FROM THE SEPTEMBER 7, 2016 PUC MEETING

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the minutes of the PUC meeting of September 7, 2016, as presented.

VOTE: The motion was approved unanimously on a voice vote

INFORMATIONAL ITEMS

6. MONTHLY UPDATE OF CAPITAL PROJECTS. (NICK SCHIAVO)

A copy of *Public Utilities Project Status Report FY 16-17 Water Division*, dated October 5, 2016, is incorporated herewith to these minutes as Exhibit "1."

Presentation by Nick Schiavo. Please see Exhibit "1," for specifics of this presentation.

CONSENT – ACTION CALENDAR DISCUSSION

No items were pulled from consent for discussion.

DISCUSSION AND ACTION

- 12. REQUEST FOR APPROVAL OF BILL NO. 2016- _____. AN ORDINANCE AMENDING SECTION 7-4.2 SFCC 1987, RESIDENTIAL GREEN BUILDING CODE BY REPEALING EXHIBIT A TO CHAPTER VII SFCC 1987; ADDING A REQUIREMENTS SECTION; AND AMENDING SECTION 14-8.2(D) BEST MANAGEMENT PRACTICES FOR GRADING BEFORE AND DURING CONSTRUCTION (COUNCILOR IVES, COUNCILOR DOMINGUEZ AND COUNCILOR VILLARREAL). (KATHERINE MORTIMER).**

Committee Review: Sustainable Santa Fe Commission - 08/17/16; Planning Commission - 08/18/16; Public Works Committee - 08/29/16; Public Utilities Committee – 09/07/16 (postponed); Water Conservation Committee - 09/13/16; City Council (Request to Publish) - 09/14/16; Finance Committee – 09/19/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/26/16.

A copy of a proposed amendment sheet to the Ordinance, submitted by staff, is incorporated herewith to these minutes as Exhibit "2."

After polling the Committee, Acting Chair Maestas said no presentation is necessary.

Ms. Mortimer said, for clarification the cost of compliance has been raised several times, noting in the Memo she says it could cost up to \$5,000. She said that number includes the cost of the larger homes that already must meet a better energy standard and a more aggressive standard to get 5 points better, which are likely to have to do solar and such. They tried to find other things in the existing Energy Code to reduce the cost of compliance so the net cost wouldn't be much if at all. She said for most homes which already have a HERS rating, which have an average of 61, noting they are proposing 65 with an automatic reduction to 68 on January 1, 2018. She said it will be cheaper for these homes to comply than what it costs them currently.

Ms. Mortimer said the component adds a WERS score requirement [a water efficiency score requirement]. She said the cost for WERS for a new home, including inspections and paperwork, will be about \$200 per home. That goal is targeted at 70 under the current Code and the only additional cost of complying with WERS. She said the Council could create a more aggressive water score in the future, once the system has been proven effective.

Ms. Mortimer reviewed the benefits of the new Code from her Memorandum of August 31, 2016, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

Ms. Mortimer summarized the staff amendments, noting the amendments corrects technical things that needed to be corrected or improved, and it doesn't change the goal, or add costs. They are basically technical corrections. Please see Exhibit "2," for specifics of this presentation.

The Committee commented and asked questions as follows:

- Acting Chair Maestas asked if it will be necessary to hire a person to do the WERS training.

Ms. Mortimer said the HERS professionals are a third party, and the applicant hires those services, the City doesn't have a role. The WERS would be the same, and for new homes it probably will be the same person. There are two trainings: one is for HERS raters and one for staff, both to ensure consistency in rating and application.

- Acting Chair Maestas pointed out that every requirement we add in construction adds to the cost of housing, and "new construction is almost out of reach for most middle-class folks and below." He said lowering the overall index requirements will help in the long term savings in utilities. He is concerned about these mandates. He thanked Ms. Mortimer and staff for trying to quantify the impact to homebuilders which is part of the debate. He said, "Our instinct is to simply look at the fiscal impact to City government and not to the folks who have to abide by it."
- Acting Chair Maestas continued, saying Albuquerque's Green Code was struck down in Court, although he doesn't remember what that was, but "I just see us as adding additional mandates to our Green Code, and I think when Santa Fe enacted the Green Code, they learned from the Albuquerque experience and think made appropriate changes to ensure that it wouldn't see the same fate as Albuquerque's initial adoption of their Green Code." He asked the nature of that ruling.

Ms. Mortimer said our first Code was to go Council on Wednesday, and on Monday the Court struck down Albuquerque's, so we put ours on hold to do an analysis. She said the Court held that it wasn't clear that the Albuquerque Code didn't dictate HVAC equipment more than the minimum efficiency requirements by federal law. That law said a State can't require more efficient equipment unless it's tied to a greater public purpose or is part of a national program.

Ms. Mortimer continued, saying staff did an analysis to demonstrate that in our climate zone it was cheaper overall to put that in the envelope and it wasn't dictating energy efficiency. She said no one filed against our Code, which she thinks that was evidence that we weren't going to run afoul of the federal law.

- Acting Chair Maestas then in no way these new HERS and WERS mandates would be considered excessive to energy standards.

Ms. Mortimer that is correct, noting the federal law covers both water and energy efficiency, but the lawsuit only went after energy efficiency, noting the HVAC industry organization filed the suit.

- Acting Chair Maestas said he tried to talk with Kim Shanahan, of the Santa Fe Homebuilders, that supports this bill. He asked if we have broad support among the other prime stakeholders.

Ms. Mortimer said they did extensive outreach to affected constituents. She said the constituency in the past that had the most heartburn with this was the Association of Builders. She worked with the Realtors on this, and Realtors attended the meetings but there was not an official representative of the Association in attendance. The Realtors Association has been silent on the Code, and has not come forward in opposition. She takes that to be a good thing.

- Councilor Villarreal asked the status of the Commercial Green Code.

Ms. Mortimer said several years ago the International Code Committee came out with an International Green Construction Code for commercial buildings. That was during the recession and she met with architects, engineers, commercial builders and Realtors, and went through that Code to see how to adjust it to adopt it for the City. They realized it would add cost, "it was clunky and would take a lot to implement." She said by switching this Code update from a standard Code with a target number for energy and water, and providing a minimum ventilation requirement based on ASHRAE, we feel we have the potential to use this model to adopt a commercial code." She said the WERS currently is for residential, and they are working on a second step to expand it to commercial when we are ready for that. She doesn't think it will take as much time as the Residential Green Building Code.

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the proposed Ordinance with the proposed amendments.

DISCUSSION: Acting Chair Maestas said he has a cautionary note, noting for example the goal to reduce the City's carbon footprint will cause community mandates such as this one. There is a fiscal impact to the cost to build a home, and as we go forward he would ask his colleagues to be sensitive to unfunded mandates.

Ms. Mortimer said this Code only impacts new construction, although there is a Code for residential additions and remodels adopted in 2014, which is simple to comply with and it's basically good building practices that are giving good service to customers.

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

- a. **A RESOLUTION ESTABLISHING TARGET GOALS FOR THE CITY'S GREEN BUILDING CODE TO MEET THE GOALS SET FORTH IN THE U.S. MAYORS CLIMATE CHANGE PROTECTION AGREEMENT, THE CITY'S GOAL OF BECOMING CARBON NEUTRAL BY 2040, AND THE NEED TO CONSERVE WATER RESOURCES DUE TO THE PROJECTED EFFECTS OF CLIMATE CHANGE (COUNCILOR IVES, COUNCILOR DOMINGUEZ AND COUNCILOR VILLARREAL). (KATHERINE MORTIMER).**

Committee Review: Sustainable Santa Fe Commission - 08/17/16; Planning Commission - 08/18/16; Public Works Committee - 08/29/16; Public Utilities Committee - 09/07/16 (postponed); Water Conservation Committee - 09/13/16; City Council (Request to Publish) - 09/14/16; Finance Committee - 09/19/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/26/16.

Councilor Villarreal asked if the Ordinance and Resolution go hand in hand.

Ms. Mortimer said you don't need the Resolution to adopt the Code, but the Resolution provides that we will collect data, analyze it and track our progress toward goals of the Code in order to improve the Code and bring it back with any needed changes.

Acting Chair Maestas asked if there is any way for us to compile actual cost data, commenting it probably would be very difficult unless contractors break it out in their estimates.

Ms. Mortimer said she could find out what is being charged by the people providing the service. She said they anticipate it will be \$200, but that could change. They can look at cost per square foot, but there are too many factors that go into that.

Acting Chair Maestas asked her to think about that and if there is a way to reasonably compile that information that would be good, commenting they can communicate off line and he might offer an amendment to the Resolution.

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the proposed Resolution

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

13. **BILL NO. 2016-37. AN ORDINANCE RELATING TO THE CITY OF SANTA FE TELECOMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY ORDINANCE; AMENDING SUBSECTION 27-2.1 SFCC 1987, TO REPEAL THE DEFINITION OF "GROSS REVENUE," AND ESTABLISH A NEW DEFINITION FOR "GROSS CHARGE;" AMENDING SUBSECTION 27-2.5 TO REPEAL THE FEE STRUCTURE AND ESTABLISH AN INFRASTRUCTURE MAINTENANCE FRANCHISE FEE; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY TO CARRY OUT THE INTENT OF THIS ORDINANCE (COUNCILOR IVES). (MARCOS MARTINEZ) Committee Review: Public Utilities Committee - 09/07/16 (postponed); Public Works Committee - 09/12/16; City Council - 09/14/16 (Request to Publish) (approved); Finance Committee - 09/19/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/13/16.**

Marcos Martinez, Assistant City Attorney, said, "You have the Ordinance in your packet. The purpose of this Ordinance is to basically address certain provisions of the Telecommunications Ordinance that were struck by Federal Court in 2012. That means that the City has been operating with an incomplete Ordinance without a fee provision, primarily. The City has been approached by a few telecommunications service providers who are interested in obtaining a franchise from the City. And in order for the City to be able to receive compensation for their use and occupancy of the rights-of-way, we wanted to cure those provisions of Code that had been struck by the Federal Courts. This amendment basically provides new definitions and provides a new fee provision. That is the primary focus of it. There are some minor cleanups in other areas, but other than that, I think I would stand for any questions you might have."

Responding to Acting Chair Maestas, Councilor Villarreal said her questions were answered prior to the meeting, noting a lot of it was concerns from community members that really were fighting the 2010 amendments. "And so they were mixing up things that happened in 2010 and we're looking at a current Ordinance change and revision, so I'm happy with the responses."

Acting Chair Maestas said two years ago, we had a legislative agenda item asking the Legislature to change the statutes to allow local governments to impose a Telecom GRT, and asked Mr. Martinez to comment.

Mr. Martinez said, "I believe that one of the proposals, at least that was out there, was there be a State-wide Telecommunications Tax that would then apportion monies to individual municipalities, similar to the way the State GRT works, potentially with a local option in it. The idea there was to have a uniform telecommunications tax essentially, without each municipality having to negotiate each one of these franchise agreements piecemeal, and to provide uniformity across the State. I think that was introduced, if I recall correctly, in 2011. I don't know if it's been reintroduced, but I will be happy to talk to you off-line about the pros and cons of that approach as well."

Acting Chair Maestas asked if what we are considering doing today would eliminate that option in the future.

Mr. Martinez said, "No, it would not."

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

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

- 14. REQUEST FOR APPROVAL OF BILL NO. 2016-____. AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE TO UPDATE LAND USE CATEGORIES, TABLE OF PERMITTED USES TO ADD AGRICULTURAL USES; AMENDING SUBSECTION 14-6.2(H) OF THE LAND DEVELOPMENT CODE TO PROHIBIT ANIMAL PRODUCTION AND SLAUGHTERHOUSES, AND PROVIDING FOR AGRICULTURAL USES; CREATING A NEW SUBSECTION 14-6.3(D)(4) OF THE LAND DEVELOPMENT CODE TO ALLOW FOR AGRICULTURAL HOME OCCUPATION EXCEPTIONS; AMENDING SECTION 14-8.7 OF THE LAND DEVELOPMENT CODE TO WAIVE ARCHITECTURAL DESIGN REVIEW OF AGRICULTURAL RELATED STRUCTURES BY THE LAND DEVELOPMENT DIRECTOR; AND AMENDING SUBSECTION 14-12 OF THE LAND DEVELOPMENT CODE TO INCLUDE DEFINITIONS FOR TERMS RELATING TO URBAN AGRICULTURE. (MAYOR GONZALES AND COUNCILOR IVES). (JOHN ALEJANDRO)**

Committee Review: Public Works Committee - 08/29/16 (approved); City Council (Request to Publish) - 08/31/2016 (approved); Planning Commission - 09/08/16 (approved); Water Conservation Committee - 09/13/16; City Business & Quality of Life Committee - 09/14/16 (approved); Finance Committee - 09/19/16 (approved) Sustainable Santa Fe Commission - 09/21/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/26/16.

A copy of a proposed amendment sheet to the Ordinance, submitted by Councilor Maestas, is incorporated herewith to these amendments as Exhibit "3."

John Alejandro, Renewable Energy Planner, Public Utilities Department presented a brief summary of the bill and a review of the proposed amendments. Please see the Ordinance in the Committee packet and Exhibit "3," for specifics of this presentation.

Mr. Alejandro noted Councilor Lindell's amendments are in the packet and Councilor Maestas amendments have been handed out [Exhibit "3"]. He noted Councilor Villarreal worked with Councilor Lindell on the proposed amendments in the packet.

The Committee commented and asked questions as follows:

- ◆ Councilor Villarreal asked, regarding cooked food, what doesn't work for composting and if he has a definition for that. She said she understands it is okay to put cooked meat in compost.

Mr. Alejandro said cooked food by definition is broad. It primarily refers to any food that is cooked which would include vegetables, meat, pasta and such. He said best practice as recommended by entities, such as Master Gardeners, NMSU Agriculture, dictates that compost should only consist

of plant related matter. That is best practice of several organizations here in Santa Fe and throughout the State. He said utilizing food related material helps to condition the compost and soil, and there are those in the community and there are businesses in the County that do utilize food scraps and food waste to create compost. However, for residential use of compost and the possibility of commercial enterprises located in commercial zoned areas that might abut residential zone areas, it may be prudent and valuable to limit the types of materials that go into compost that could create odors, smells or potential vermin.

Mr. Schiavo said he looked up the definition on Google, and "Cooked vegetables, the no cooked foods rules is a general guideline because we add fat, butter and meat products to our cooked vegetables. Pure steamed vegetables with no oils or sauces should compost just fine, especially if they are well mixed into the pile."

- ◆ Councilor Villarreal said she is okay with leaving that language, "but I guarantee that people will not follow that, and they'll be just fine. I think it's just semantics. It's okay. I think if they really know what they're doing, they won't be.... I mean, someone that is doing this kind of work, growing food for... and again this is for the sale of produce on your property, and they're getting into details that... I think we're just talking about agriculture uses in general now. And this is really specific to the sale of produce of goods on agricultural land or personal property. Correct."

Mr. Alejandro said that is correct.

- ◆ Councilor Villarreal said she will skip that and move on, because she doesn't think it's a big deal, she was just curious as to what Mr. Alejandro thought about that. She said she would to hear about the water in detail and irrigation systems. She asked Acting Chair Maestas to explain the reason the language was removed.

Mr. Alejandro asked if Councilor Villarreal is referring to Councilor Maestas' amendment sheet.

- ◆ Councilor Villarreal said she is referring to #7 on the amendment sheet, commenting all of the amendments above that are really related to the water. She wants him to explain, just so she understands what the changes are about.
- ◆ Acting Chair Maestas said his general concern is allowing the use of municipal water. He said our gallons per capita per day has been going down steadily, and it's not by chance. He said we've been providing rebates for washers, low flow toilets and such. He said, through our rate structure, we've "definitely inflicted some heavy behavioral modification." He said if we don't have any kind of requirement to ensure the consistent conservation of water, even in terms of irrigation, he believes we will see our GPCD start to increase with this Ordinance. He thinks we need to encourage drip irrigation systems as well as all best management practices for water conservation and irrigation systems.

- ◆ Acting Chair Maestas continued, saying we just passed a mandate for the new WERS system that all new homes have to have. He just considered this to be perhaps a weak spot in our whole water conservation campaign, and the reason he wants to require drip irrigation or some other system that would be considered the best management practice.
- ◆ Councilor Villarreal said, "On that point, the reason you took out drip irrigation system is you put in #8 where there are water efficient guidelines and the water landscape literature, so you are elaborating. It's not taking out the option for drip irrigation...."
- ◆ Acting Chair Maestas said, "We're making a mandate. It's mandated. So it's no longer on the menu of optional water efficient irrigation systems, it's mandated."
- ◆ Councilor Villarreal asked for an explanation of the other water pieces.

Mr. Alejandro said, regarding the drip irrigation language, that is consistent with the thoughts and hopes of the Water Conservation Committee. They are very much hoping that water efficient technologies could be utilized and strongly encourage the use of drip irrigation systems. He said the water section you see there reflects many of their thoughts in terms of mandating the use of drip irrigation systems. He said the Water Conservation Commercial Rebate Program does provide rebates for drip irrigation systems that are installed. So it may be advantageous, at some point, to explore how that might be expanded to homeowners, related to urban ag, because he thinks it would help encourage the use of drip irrigation systems, because it has been proven over and over. He is happy to provide studies on this. He said you can often increase your yield using drip irrigation versus other traditional watering methods used in the past.

- ◆ Acting Chair Maestas said most common landscaping irrigation systems are of the drip variety, so it's not like there isn't any kind of commercial equipment out there to facilitate that.

Mr. Alejandro continued his review of the proposed amendment.

- ◆ Councilor Villarreal asked for an explanation about the proposed paragraph in #4 amendment.

Mr. Alejandro said traditionally the referred to meters have not been installed, or if they have been installed, they do not report sufficiently and in some instances, acceptable data related to the water use associated with those wells that may be on their properties. The proposed language specifies that water meters would have to be installed and the data collected annually, and reported to the Land Use Director, so the Director and staff can assess if the water use associated with those wells is consistent with the kinds of produce that is being grown on the property. This is to ask if we are managing our water resources responsibly, related to agriculture production within the City limits. He said obtaining this kind of data will help us to work with the urban farmers in terms of the level of water use related to what they are growing, and help them to reduce their water use using other water efficient technology that might be available. He said this is what this specific section is intended to address.

- ◆ Councilor Villarreal said, "On that point John, I think you might be able to determine that, but do you think a Land Use Director would be able to look at a water use and say it's too much for what you're growing right now. I don't know that is an expertise of a Land Use Director."

Mr. Alejandro said, "I would look to guidance from, maybe Marcos, in this area." He said when a Land Use Director is referred to in italics in City Code or any Code, he believes it refers to staff, or the department within the Director actually resides.

- ◆ Acting Chair Maestas said he is sure there is some kind of delegation of authority.

Mr. Alejandro said the Land Use Director is permitted to delegate authority to her or her staff, and usually that is made clear. He said, "I think what you're saying is reasonable."

- ◆ Acting Chair Maestas said or we can add language, "or designee," but the procedures can address that.

Mr. Alejandro said he believes that is correct.

- ◆ Councilor Villarreal asked Mr. Alejandro if he will be the person regulating.

Mr. Alejandro said, "Based on my previous experience with controversial Ordinances, probably so. And quite honestly, I'm happy to play that role. I believe I would rely on additional staffing from the Water Conservation Office and other experts in the community to help me assess water use versus production on urban farms, and whether it's reasonable or not."

- ◆ Councilor Villarreal said she thinks that would be needed. She asked where did the 500 sq. ft. come into play, or how did you select that number.

Mr. Alejandro said that square footage seemed reasonable based on best practices from other cities as a threshold for requiring separate meters to be installed or utilized, versus existing meters that may be on the property in a commercial zoned area.

- ◆ Councilor Villarreal asked Councilor Maestas if he is okay with that, and he said yes.

- ◆ Councilor Villarreal, referring to *(ii) Water efficient irrigation systems are required to be installed and used when water from the municipal water system is used for irrigation*, asked if staff concurs with that language.

Mr. Alejandro said yes, noting they used "water efficient irrigation systems," as opposed to specifying "drip irrigation systems," to ensure that all types of irrigation systems are mandated where appropriate.

- ◆ Councilor Villarreal said in looking at all the amendments, yours and ours, I think it's going to be really hard for somebody to farm and actually sell the produce on their land. She said we make it tough, and she understands we need to look at ways to prevent nuisances or potential nuisances, "but sometimes I think all of this really will not amount to anybody being able to farm and sell their produce in Santa Fe, but we'll see."
- ◆ Councilor Trujillo, referring to Ordinance page 2, 14-6.2(H)(2), line 12, asked for clarification of the following language: "...Agricultural uses for commercial purposes are permitted as set forth in Table 14-6.1-1; however the following agricultural uses are specifically prohibited: (a) animal production, (b) slaughterhouses and slaughtering of livestock...." He asked if this is saying if he wants to kill a cabrito at his house, he can't do it.

Mr. Alejandro said this Ordinance specifically addresses commercial purposes, and he believes that private activity is allowed.

- ◆ Councilor Trujillo asked what if someone wants to open a meat processing business.

Mr. Alejandro said on Ordinance page 8, lines 6-8, in the Use Table, the blank spaces represent prohibited activities and slaughterhouses at a commercial level would be prohibited within the City limits.

- ◆ Councilor Trujillo said Smith's and other stores bring in big sides of beef and they are processing them in the back room, noting he watches them cut his steaks at Sam's Club. He asked if that is prohibited.

Mr. Alejandro said he thinks that falls under the definition of a butcher shop as opposed to a slaughterhouse.

- ◆ Councilor Trujillo said then a butcher shop is okay, commenting he just wants to make sure.

Mr. Alejandro said under existing Code, those businesses are allowed and this Ordinance would not prohibit those.

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the proposed Ordinance with the amendments submitted by Councilors Lindell, Villarreal and Maestas.

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

- a. **A RESOLUTION CREATING THE CITY OF SANTA FE PROCEDURES AND GUIDELINES FOR URBAN AGRICULTURE ACTIVITIES AND USES. (MAYOR GONZALES AND COUNCILOR IVES. (JOHN ALEJANDRO)**

Committee Review: Public Works Committee - 08/29/16 (approved); City Council (Request to Publish) - 08/31/2016 (approved); Planning Commission - 09/08/16 (approved); Water Conservation Committee - 09/13/16; City Business & Quality of Life Committee - 09/14/16 (approved); Finance Committee - 09/19/16 (approved) Sustainable Santa Fe Commission - 09/21/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/26/16.

Mr. Alejandro said there two amendments in the packet submitted by Councilor Lindell which is on one sheet, packet page 5.

Councilor Villarreal noted the Resolution caption says, "...GUIDELINES FOR URBAN AGRICULTURE ACTIVITIES AND USES, and asked, "Aren't we talking about the commercial use of activities."

Mr. Alejandro said these address the procedures related to being able to do urban agriculture activity and related uses, in general.

Councilor Villarreal said, "Then we're just updating... it's not really an update, but it is to complement the Ordinance changes, is that how..."

Mr. Alejandro said that is correct, and it will enable Land Use to create the policies and procedures by which someone could apply for a permit for urban agriculture within the City.

Councilor Villarreal asked, "In general, to do urban ag, or to provide for the commercial..."

Mr. Alejandro said, "As related to this Ordinance which is for commercial purposes."

Councilor Villarreal asked if we have to state that explicitly. She said, "The way this reads, it sounds like we're approving a Resolution allowing for any urban agricultural activities, including personal use."

Acting Chair Maestas asked, "Can we just cite the Code, the Ordinance we're going to adopt in the caption."

Mr. Trujillo and Mr. Alejandro said that can be done.

Acting Chair Maestas said we will need to amend the caption of the Resolution to reference the specific Code.

MOTION: Councilor Villarreal moved, seconded by Councilor Trujillo, to approve the Resolution with Councilor Lindell's amendment, and the amendment to the Caption to reference the specific Code.

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

Acting Chair Maestas thanked Mr. Alejandro for his great work on the Ordinance and the Resolution.

15. **BILL NO. 2016-41. AN ORDINANCE RELATING TO THE LAND DEVELOPMENT CODE, CHAPTER 14 SFCC 1987, CREATING A NEW SUBSECTION 14-5.5(D) ENTITLED THE "MIDTOWN LOCAL INNOVATION CORRIDOR OVERLAY DISTRICT," (MIDTOWN LINC OVERLAY DISTRICT), AND ESTABLISHING PERMITTED USES, DEFINITIONS, STANDARDS, AND INCENTIVES FOR QUALIFYING PROJECTS WITHIN THE DISTRICT; AMENDING THE FOLLOWING ARTICLES TO ADD PROVISIONS FOR QUALIFYING PROJECT WITHIN THE DISTRICT: 14-3.8(B) DEVELOPMENT PLAN APPROVALS, TABLE 14-6.1-1 SPECIAL USE PERMITS, 14-6.2(A)(7) DWELLING UNITS WITHIN C-2 AND SC DISTRICTS, 14-8.6(B)(4) REDUCTION OF REQUIRED PARKING SPACES, TABLE 14-8.7-2 ARCHITECTURAL DESIGN STANDARDS AND POINT ALLOCATIONS, 14-8.13(E) DEVELOPMENT WATER BUDGET CRITERIA, 14-8.14(D) IMPACT FEES; RELATING TO THE BUILDING AND HOUSING CODE, CHAPTER 7 SFCC 1987, AMENDING SUBSECTION 7-1.10 APPLICATION OF THE INTERNATIONAL EXISTING BUILDING CODE; RELATING TO THE SEWER CODE, CHAPTER 22 SFCC 1987, AMENDING SUBSECTION 22-6.6 EXHIBIT A SECTION 7, WASTEWATER UTILITY EXPANSION CHARGE; RELATING TO THE WATER CODE, CHAPTER 25 SFC 1987, 25-4.2 EXHIBIT B RATE SCHEDULE AND UTILITY EXPANSION CHARGE; AND MAKING SUCH OTHER CHANGES THAT ARE NECESSARY TO CARRY OUT THE PURPOSE OF THIS ORDINANCE (MAYOR GONZALES AND COUNCILOR IVES). (MATTHEW O'REILLY)**
Committee Review: Planning Commission - 09/08/16 (approved); City Business & Quality of Life Committee - 09/14/16 (approved); Community Development Commission - 09/14/16 (approved); City Council (Request to Publish) - 09/14/2016 (approved); Public Works Committee 09/26/16 (approved); Finance Committee - 10/04/16; Public Utilities Committee - 10/05/16; and City Council (Public Hearing) - 10/26/16.

A copy of a proposed amendment sheet, submitted by Councilor Harris, is incorporated herewith to these minutes as Exhibit "4."

Responding to Mr. Matthew O'Reilly, Acting Chair Maestas asked Mr. O'Reilly to cover just the recent amendments.

Mr. O'Reilly noted there are 4 sets of amendments to the bill. He noted that the cosponsors weren't listed in the caption, with apologies from Mr. Guillen. Mr. O'Reilly reviewed the proposed amendments. Please see the amendments in the packet for specifics of this presentation.

Acting Chair Maestas said in looking at the history with respect to RE:MIKE, a lot of people thought the actual roadway improvements would control and be the catalyst and the incentive for RE:MIKE to catch fire. He sees this as the easy part. He wants to make sure we follow up with a robust plan, noting he is sponsoring a resolution calling on staff to get the corridor study and the pilot done, restriping St. Michael's as suggested in the traffic study. He thinks we can't let the land use part hang out there without some real action and effort on the roadway side, which is, as Mr. O'Reilly said, the unifying part of the whole project to bring together the neighborhoods again and make them walkable and bikeable, and allow someone to cross St. Michael's safely.

Acting Chair Maestas continued, saying he hopes we're not taking the approach that if we "build it they will come." He reiterated the real catalyst will be the corridor. He doesn't want to wait until we actually do the road exchange with the DOT. He thinks we need to push the DOT to do the study while they still own it and have them do the heavy lifting to try and get some money for the City and we can work through the MPO on that.

Acting Chair Maestas continued, saying with regard to the issue of permeability, he feels that whole existing mall is closed off, certainly from the college. And there is the vacant parcel where the abandoned float which is supposed to be an Art Park, which he thinks would be a viable connection. He said we don't have to discuss it tonight, but he wants to see something that will incentivize and encourage the establishment of the pedestrian and bicycle corridors – open corridors to provide connectivity, especially to the College. He said we need to keep that on the back burner and see if we can come up with something to encourage that.

Acting Chair Maestas continued, saying we have a 1999 General Plan which needs to be updated. He said although not a significant overlay, it is a major planning action and he hopes we will begin moving forward to update the General Plan. That way, when we make these decisions, we will have a better context through a more recent revised General Plan.

MOTION: Councilor Trujillo moved, seconded by Councilor Villarreal, to approve the Ordinance with the proposed amendments.

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

Acting Chair Maestas thanked Mr. O'Reilly for his work on this.

MATTERS FROM THE PUBLIC

Mary Schruben, 2119 Rancho Siringo Road, said she has two sets of comments, the first on the Urban Agricultural Ordinance. She would like to be sure that members of this Committee and the full Council take serious consideration of water conservation and the efforts of the Water Conservation Committee to date, to ensure that water is appropriately used for all citizens. She said her concern and that of the neighborhood is that this specifically apply to the people who have grandfathered wells that

misuse water. She said the State Engineer doesn't enforce metering, and she is hoping the Water Department can come to a methodology to do that correctly. She said it is going to be really important for this Ordinance and in the future that we collect data about the resources used to produce the food to be sold commercially to be sure it is sustainable and it will benefit the whole community. She said those data components are unknown right now, because we don't know what we will need to collect data about, but she doesn't want to prohibit any of those things, and wants to allow for the Land Use Department or any of the City administration to collect and evaluate data.

Ms. Schruben said, regarding the Mid-town LINC, the comments from the neighborhood associations, primarily deal with the extent of the boundaries of the overlay area. It appears that there are residential areas that are not included. The apartments behind two of the auto dealerships aren't included for some reason, while the apartments at the end of the street, east on St. Michael's Drive are included. She thinks there needs to be a more careful drawing of boundaries to include/or exclude commercial areas consistently.

Ms. Schruben continued, saying the DeVargas Jr. High should be excluded from the overlay zone, so it provides an adequate buffer to the neighborhoods to the east and south, rather than including it. She attended the CRC meeting at the Public Schools, and they have proposed an extensive renovation for De Vargas Middle School in its ongoing recombination with Capshaw and other things they are working on. She doesn't see how its inclusion in this zone would benefit them at all. She said she would like to be sure the schools are excluded, noting that doesn't include the University of Art and Design.

Ms. Schruben continued, saying there seems to be an inconsistency about what is and what is not included, commending it looks somewhat gerrymandered, and she would like to have that reviewed.

Ms. Schruben continued, saying as a volunteer for the Municipal Tree Board, we are greatly concerned that the Ordinance seems almost to specify boulevard trees. She said the experience of the Parks & Recreation Department, Public Works Department and the neighborhoods that have medians where they have done plantings, is those trees last a maximum of 7 years, it is not worth the water and the waiver, and the trees themselves simply don't thrive. She said the Municipal Tree Board would like to encourage that the Land Use Department, in redesigning these areas, to look for larger, massed units of trees, green space, water retention, and places people can congregate.

Ms. Schruben continued, saying it is obvious in looking at the overlay map that there are no places for children to play in the entire overlay zone. There isn't a single park or open space, and there is one trail running parallel to the railroad tracks. She it will be a real disservice to put families in this area. The closest large park for families would be Franklin Miles, which is a 40 minute walk for a child in places they shouldn't be walking by themselves. They would like to include, along with Councilor Villarreal's amendment about keeping the fees-in-lieu in this zone, looking at open space opportunities. She said otherwise, the only open space where children can play will be in the parking lots, which simply is not acceptable. She said they would like defined and marked buffer areas for the neighborhoods so they know there is protection and there will not be creep into the neighborhoods any further than it has over the last 60 years. They would like to see these amendments to be made.

MATTERS FROM THE CITY ATTORNEY

There were no matters from the City Attorney.

ITEMS FROM STAFF

There were no items from staff.

MATTERS FROM THE COMMITTEE

Acting Chair Maestas said Shannon Jones gave an analysis on page 5 of the Wastewater Management Division update, where he talks about the limits of total nitrogen and total phosphorous, and asked what this means in terms of the City's ability to accommodate future developments outside the City Limits.

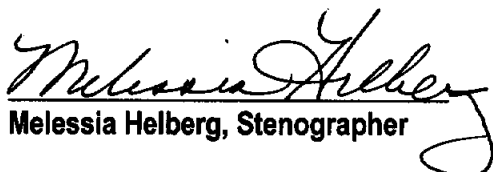
Shannon Jones, Director, Wastewater Division, said it was intended to reinforce the study that is out for RFP to determine the goals, and what we can do with existing treatment and delineate a plan to protect for future regulation requirements. It is isn't necessarily concerned with the ones in the existing permit, but what is a realistic approach for the next permit cycle and how the City can position itself for success during the next permit cycle.

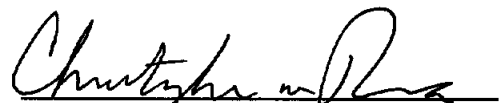
Acting Chair Maestas thanked Mr. Jones for his response.

NEXT MEETING: NOVEMBER 2, 2016 AT WASTEWATER TREATMENT PLANT

ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at approximately 6:25 p. m.


Melessia Helberg, Stenographer


Christopher M. Rivera, Chair

Public Utilities Project Status Report FY 16-17 Water Div

Water Division

Line	Proj No.	Project Title	Proj Manager	Contract	Fund Type(s)	Original Budget	Current Budget	Remaining Budget	Contract Amount	Contract Expended to date	Contract Balance	% Complete	Actual Completion Date	Comments
1		Hospital Tank Replacement Project	Nick S.	SMA	52300		\$483,517.01	\$483,517.01	\$483,517.01	\$483,517.01	\$0.00	100%	March 2017	
2		Design												
3		ROW												
4		Construction		ALI	52300	\$5,970,785.73	\$5,970,785.73	\$5,970,785.73	\$5,970,785.73	\$1,106,910.50	\$4,773,875.23	20%	March 2017	
5		Construction Engineering/Management												
6		Construction Engineering/Management												
7	N/A	Field and Drafting Services	Dee B	Union Contractors	52300	\$5,455,302.74	\$5,455,302.74	\$5,455,302.74	\$5,455,302.74	\$3,609,427.51	\$1,845,875.23	33%	June 2017	Contractor: Samaritan, Reno St
8		Professional Services Agreement												
9														
10														
11														
12														
13	N/A	Water Transmission & System Master Plan	Dee			\$43,000.00	\$43,000.00	\$43,000.00	\$43,000.00	\$0.00	\$43,000.00	0%		
14		Water Model Update												
15														
16														
17														
18														
19	N/A	Water Rights Acquisitions	Andrew E.		52386	\$216,625.00	\$216,625.00	\$216,625.00	\$216,625.00	\$0.00	\$216,625.00	0%		
20														
21														
22														
23														
24														
25	N/A	Management of Upper Watershed	Alan H.		52359									MTB Project No 549. Reimbursement of \$50,000/yr. over 3 years
26		USDA Forest Service Challenge Cost-Share Agreement		USFS		\$309,331.00	\$309,331.00	\$309,331.00	\$309,331.00	\$32,185.00	\$277,146.00	10%	September 2019	Beginning 1st year of Forest Treatments
27		NM Institute of Mining & Technology (NM Tech) - WC Sampling		MMTech									July 2018	Pending City Manager Approval
28														
29														
30														
31	N/A	On Call Engineering	Mark C.		52359	\$676,913.00	\$676,913.00	\$676,913.00	\$676,913.00	\$0.00	\$676,913.00	0%		
32														
33														
34														
35														
36														
37	N/A	Asset Management Plan	Christine L.		52359	\$125,000.00	\$125,000.00	\$125,000.00	\$125,000.00	\$0.00	\$125,000.00	0%		
38														
39														
40														
41														
42														
43	N/A	5-4 Southwest Booster Station	Robert L.		52375	\$422,410.00	\$422,410.00	\$422,410.00	\$422,410.00	\$0.00	\$422,410.00	0%		
44														
45														
46														
47														
48	3038C	CRWTP RWS Pipeline & Nichols Outlet Conduit	R. Jorgensen			\$216,722.70	\$216,722.70	\$216,722.70	\$216,722.70	\$108,341.41	\$108,381.29	50%	November 2019	PO 13144615-000-0P
49		Design - 24" Pipeline US Portion		SPEC	52350	\$59,011.00	\$59,011.00	\$59,011.00	\$59,011.00	\$59,011.00	\$0.00	0%	Completed	2006 Design Completed (on hold by WQ)
50		Design - Outlet conduit with waterline, river flood station		SPEC										PER (50% of CMA 11045 Hec. End & Annual)
51		ROW												2016.7 Budget
52		Construction				\$1,230,631.30	\$1,230,631.30	\$1,230,631.30	\$1,230,631.30	\$0.00	\$1,230,631.30	0%		
53		Construction Engineering												
54		Construction Management												
55														
56														
57	N/A	Instrumentation & Metering at Nichols Dam & McChere	Alex G.		52380	\$208,313.00	\$208,313.00	\$208,313.00	\$208,313.00	\$0.00	\$208,313.00	0%		
58														
59														
60														
61														
62														
63	N/A	Electric & PO Extension To Nichols Dam & McChere Dam	Alex G.		52380									

EXHIBIT 11

Line	OP No.	Project Title	Project Manager	Business Unit	Fund Type	Original Budget	Current Budget	Remaining Budget	Contract Amount	Contract Expended to Date	Contract Balance	% Complete	Notes
64						\$ 270,780.00		\$	\$	\$	\$		
65								\$	\$	\$	\$		
66								\$	\$	\$	\$		
67								\$	\$	\$	\$		
68	N/A	McClure Dam Weir Modification	Alex P.	52350									
69													
70						\$ 54,153.00		\$	\$	\$	\$		
71													
72													
73													
74													
75	N/A	Oxidation Feed for Raw Water Supply from Nichols	Alex P.	52350		\$ 433,250.00		\$	\$	\$	\$		
76													
77													
78													
79													
80													
81	3047	Buckman Parallel Pipeline BS-4 to 10 MG Tank		52350		\$ 271,050.39	\$ 271,050.39	\$	\$ 271,050.39	\$ 271,050.39	\$		Final Plans & Specs Rec'd
82		Design	CDM										Completed
83	ROW	Construction	NA			\$ 4,332,000	\$ 4,332,000	\$	\$	\$	\$		Existing ROW - No Additional ROW Req'd
84		Construction Engineering	RFI Pending			\$ 80,000.00	\$ 80,000.00	\$	\$	\$	\$		Est. Const. Cost - RFI Advertise Sept 2015
85		Construction Management	NA			\$	\$	\$	\$	\$	\$		Est. Const. Eng. Cost
86						\$	\$	\$	\$	\$	\$		Water Division to Provide Daily Inspection
87						\$	\$	\$	\$	\$	\$		
88	N/A	Other Building Repairs/Improvements Ind CRWTP	Alex P.	52350		\$ 300,763.00		\$	\$	\$	\$		
89													
90													
91													
92													
93													
94	N/A	Security for Source and Storage	Alex P.	52376		\$ 270,781.00		\$	\$	\$	\$		
95													
96													
97													
98													
99													
100	N/A	Clean & Paint Storage/Storage Tanks	Alex P.	52350		\$ 108,313.00		\$	\$	\$	\$		
101													
102													
103													
104													
105	N/A	City Well Rehabilitation	RM S.	52375		\$ 308,313.00		\$	\$	\$	\$		
106													
107													
108													
109													
110													
111													
112	TBD	PRV SCADA Engineering & Implementation	A. Gambo	52350									
113		Design	WM										Design Included Under "Construction" Item
114		ROW	NA										Existing ROW - No Additional ROW Req'd
115		Construction	WM			\$ 214,787.00	\$ 214,787.00	\$	\$ 214,787.00	\$ 214,787.00	\$		Design & Implementation
116		Construction Engineering	WM										
117		Construction Management	NA										Water Division to Provide Const. Mgmt
118													
119	N/A	Large Motor Replacement Including AAMI	MS S.	52354									
120													
121		Budget Motor Inc.				\$ 1,270,783.00	\$ 1,270,783.00	\$	\$ 1,270,783.00	\$ 1,270,783.00	\$		
122													
123													
124													
125	N/A	Priority Line Replacements	RM H.	52305		\$ 1,913,125.00		\$	\$	\$	\$		
126													
127		Bishop Lodge, Brownell-Houck, et al.					\$ 1,539,234.00	\$	\$	\$	\$		Slow, cobble on Brownell-Houck, rock on Tarnal
128													Change Order #1 to program for additional rock
129													replacement, pavement replacement, water line
130													replacements & exploratory excavation.

Line	CP No.	Project Title	Project Manager	Contractor	Business Unit	Fund Type(s)	Original Budget	Current Budget	Remaining Budget	Contract Amount	Contract Expended to date	Contract Balance	% Complete	Status - Progress	Schedule Completion	Comments
131	N/A	S-2 Dempsey BS & S-3 East High Level BS	Robert L.		52375		\$ 324,938.00			\$ -	\$ -	\$ -	0.00%			
132										\$ -	\$ -	\$ -	0.00%			
133										\$ -	\$ -	\$ -	0.00%			
134										\$ -	\$ -	\$ -	0.00%			
135										\$ -	\$ -	\$ -	0.00%			
136		TOTALS					\$ 324,938.00	\$ -	\$ -	\$ -	\$ -	\$ -	0.00%			
137	N/A	Booster/Storage Facility Rehab	Robert L.		52375		\$ 108,311.00			\$ -	\$ -	\$ -	0.00%			
138										\$ -	\$ -	\$ -	0.00%			
139										\$ -	\$ -	\$ -	0.00%			
140										\$ -	\$ -	\$ -	0.00%			
141										\$ -	\$ -	\$ -	0.00%			
142		TOTALS					\$ 108,311.00	\$ -	\$ -	\$ -	\$ -	\$ -	0.00%			

Wastewater Management Division

Line	CP No.	Project Title	Project Manager	Contractor	Business Unit	Fund Type(s)	Original Budget	Current Budget	Remaining Budget	Contract Amount	Contract Expended to date	Contract Balance	% Complete	Status - Progress	Schedule Completion	Comments
145																
146																
147	950	WWTP Anaerobic Digester Design	Kathleen G	HDR	52468		\$ 782,588.29	\$ 782,588.29	\$ -	\$ 782,588.29	\$ 59,954.26	\$ 722,634.03	100%	30% Design Plan Complete	October 2017	
148										\$ -	\$ -	\$ -				
149										\$ -	\$ -	\$ -				
150										\$ -	\$ -	\$ -				
151		Construction Engineering/Management								\$ -	\$ -	\$ -				
152										\$ -	\$ -	\$ -				
153	N/A	WWTP Master Plan	Kathleen G	HDR	52478		\$ 345,641.05	\$ 345,641.05	\$ -	\$ 345,641.05	\$ 345,616.83	\$ 29.22	100%	Project Complete	June 2016	GET Changed from 1.875% to 18.125% January 1, 2016
154										\$ -	\$ -	\$ -				
155										\$ -	\$ -	\$ -				
156										\$ -	\$ -	\$ -				
157										\$ -	\$ -	\$ -				
158										\$ -	\$ -	\$ -				
159	N/A	Misc WWTP HVAC Services	Uli O	Therco	52482		\$ 250,537.00	\$ 250,537.00	\$ -	\$ 250,537.00	\$ 250,537.00	\$ -	100%	Completed in April 2016	April 2016	
160										\$ -	\$ -	\$ -				
161										\$ -	\$ -	\$ -				
162										\$ -	\$ -	\$ -				
163										\$ -	\$ -	\$ -				
164										\$ -	\$ -	\$ -				
165	N/A	Nutrient Loading and Removal Optimization Study	Shannon I		52486		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		Based RFP on 8/24/2016	June 2017	Budgeted \$1.5 Million
166										\$ -	\$ -	\$ -				
167										\$ -	\$ -	\$ -				
168										\$ -	\$ -	\$ -				
169										\$ -	\$ -	\$ -				
170										\$ -	\$ -	\$ -				
171	N/A	Sewer Line Rehabilitation Project	Sean H		52461		\$ 1,500,000.00	\$ 1,500,000.00	\$ -	\$ -	\$ -	\$ -				
172										\$ -	\$ -	\$ -				
173		Design and Preparation of Bid Documents								\$ -	\$ -	\$ -				
174		Construction								\$ -	\$ -	\$ -				
175										\$ -	\$ -	\$ -				
176										\$ -	\$ -	\$ -				
177	N/A	Replacement of Sewer Vector Truck	Jerry T		52465		\$ 380,000.00	\$ 380,000.00	\$ -	\$ -	\$ -	\$ -		Contracted for 3-7.5 P.M. trucking for request to award contract		Budgeted \$380,000
178										\$ -	\$ -	\$ -				
179										\$ -	\$ -	\$ -				
180										\$ -	\$ -	\$ -				
181										\$ -	\$ -	\$ -				
182										\$ -	\$ -	\$ -				
183	N/A	Replacement of Sewer Camera Van	Jerry T		52465		\$ 185,000.00	\$ 185,000.00	\$ -	\$ -	\$ -	\$ -		Contracted for 3-7.5 P.M. trucking for request to award contract		Budgeted \$185,000
184										\$ -	\$ -	\$ -				
185										\$ -	\$ -	\$ -				
186										\$ -	\$ -	\$ -				
187										\$ -	\$ -	\$ -				

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2016-38
Residential Green Building Code Updates

Mayor and Members of the City Council:

We propose the following amendment(s) to Bill No. 2016-__:

1. On page 2, line 22, *delete* "January 1, 2017" and *insert* in lieu thereof "March 1, 2017"
2. On page 2, line 23, *insert* the following sentence "The permit fee in paragraph F of this subsection shall apply"
3. On page 5, line 13, *delete* "licensed and"
4. On page 5, line 14, *delete* "annual"
5. On pages 7-8, *delete* paragraph (11) and *insert* in lieu thereof:
 "(11) Heating and cooling equipment sizing and system design.
 - a. Heating and cooling equipment shall be sized in accordance with Air Conditioning Contractors of America (ACCA) Manual S based on building loads calculated in accordance with ACCA Manual J (version 8 or higher) or other approved heating and cooling methodologies.
 - b. Duct systems serving heating, cooling, and ventilation equipment shall be designed and installed in accordance with ACCA Manual D, the manufacturer's installation instructions or other approved methodologies.
 - c. Radiant hydronic systems shall be designed using manufacturer's recommendations, mechanical engineer design specifications or other approved hydronic heating design methods, and shall include equipment specifications, the number of zones, pipe diameter, length, and flow rate for each zone.
 - d. ACCA Manual J, and S, and Manual D and radiant design reports, as applicable, along with an AHRI (Air-Conditioning, Heating and Refrigeration Institute) certificate or equivalent mechanical equipment certification shall be submitted to the land use department either at time of building permit application or no later than the completion of rough framing. Duct design reports shall be submitted before ducts are installed. Radiant hydronic system in concrete shall be submitted before installation.
 - e. All HVAC documents submitted are subject to review and approval by the land use director before installation. Other approved HVAC design methodologies shall be approved by the land use director."
6. On page 9, lines 4-5, *revert* to the original language.
7. On page 9, line 16, after "intent" *insert* "or a notice of intent (NOI) is filed"

Exhibit "2"

Respectfully submitted,

Staff

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2016-36
Urban Agriculture

Mayor and Members of the City Council:

I propose the following amendment(s) to Bill No. 2016-36:

1. On page 5, line 11 after "area" *insert* ", and cooked food, raw animal matter, animal waste, and human waste shall not be used in the creation of compost"
2. On page 6, line 14 after "use" *insert* ", and tested annually by a laboratory certified by the New Mexico Environment Department to ensure that the well is bacteria-free and that the levels of arsenic, fluoride, nitrate, and uranium are compliant with EPA Primary Drinking Water Standards (Maximum Contamination Levels, or MCLs), and such lab reports shall be sent to the *land use director*"
3. On page 6, line 17 *insert* "(viii) Stormwater infiltration where allowed or permitted by the OSE."
4. On page 6, *insert* a new subparagraphs to (c) on line 22 to read:
 - (i) Separate meters shall be required for irrigation in commercial and industrial zoned areas unless the total farmed area on the lot is less than 500 square feet, and meter data denoting monthly and annual water use shall be sent to the *land use director* for monitoring purposes.
 - (ii) Water efficient irrigation systems are required to be installed and used when water from the municipal water system is used for irrigation."
5. On page 7, line 1 before "Water" *insert* "The use of other"
6. On page 7, line 1 after "and" *insert* "water management best"
7. On page 7, line 1 after "such as" *delete* "drip irrigation systems, use of"
8. On page 7, line 2 after "allowed." *insert* a new sentence to read: "The *land use director* shall provide all urban farms with city-authored water efficient irrigation guidelines and low water use landscape literature, such as Landscape Irrigation Design Standards."

Respectfully submitted,

 Joseph M. Maestas, Councilor

ADOPTED: _____
 NOT ADOPTED: _____
 DATE: _____

 Yolanda Y. Vigil, City Clerk

Exhibit "3"

**CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2016-41
Midtown LINC Overlay District**

Mayor and Members of the City Council:

I propose the following amendment(s) to Bill No. 2016-41:

1. On page 7, line 17, Table 14-5.5-4, Maximum Height of Structures column, after "Standards" *insert* "; Santa Fe University of Art and Design Campus: 60"
2. On page 7, line 21 Note 2, after "where" *insert* "any portion of"
3. On page 7, line 22 Note 2, after "project" *insert* "within the above limits"
4. On page 14, line 18 *delete* "five" and *insert* "ten (10)" in lieu thereof

Respectfully submitted,

Mike Harris, Councilor

ADOPTED: _____

NOT ADOPTED: _____

DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "4"